

1 Introduced by
2 Referred to Committee on
3 Date:
4 Subject: General Assembly; legislative compensation and expense
5 reimbursement
6 Statement of purpose of bill as introduced: This bill proposes to amend and
7 clarify statutory provisions regarding legislative compensation and expense
8 reimbursement.

9 An act relating to legislative compensation and reimbursement

10 It is hereby enacted by the General Assembly of the State of Vermont:

11 Sec. 1. 2 V.S.A. § 406 is amended to read:

12 § 406. ~~STANDING COMMITTEES; AUTHORITY TO MEET;~~
13 ~~OUT-OF-STATE BUSINESS~~

14 ~~(a) During adjournment of the general assembly any standing committee or~~
15 ~~subcommittee of a standing committee may with the appropriate approval of~~
16 ~~the speaker or the president pro tempore meet at the call of its chairman to~~
17 ~~conduct legislative business within the state. For attendance at such a meeting~~
18 ~~or for attendance at a meeting of a special committee or joint committee, a~~
19 ~~committee member shall be entitled to per diem compensation and expense~~
20 ~~reimbursement as follows:~~

Comment [BAW1]: Statute does not belong in this T.2 chapter re: Leg. Council.
•First sentence of sub (a) – with tweaks – moved to Sec. 2 (T.2, Gen. Assembly chapter)
•Rest of statute – with tweaks – moved to Sec. 3, 32 V.S.A. § 1052

1 ~~(1) Daily compensation at the rate then in effect for members of the~~
2 ~~general assembly during a special session.~~

3 ~~(2) Actual mileage traveled at the rate paid state employees.~~

4 ~~(3) Receipted lodging costs and actual meal costs.~~

5 ~~(4) Other actual expenses, as reasonable and necessary.~~

6 ~~(b) For attending to official duties out of the state, a member shall be~~
7 ~~entitled to the same per diem compensation as provided for attendance at~~
8 ~~sessions of the general assembly. Reimbursement of necessary and actual~~
9 ~~expenses for official duties out of the state shall be made from the legislative~~
10 ~~appropriation to any member of the general assembly or its staff. Such~~
11 ~~reimbursement and per diem compensation shall be in lieu of any other~~
12 ~~expenses payable by the state to that person during the period he is out of the~~
13 ~~state and shall be contingent upon:~~

14 ~~(1) Prior approval of the out of state duties by the speaker of the house~~
15 ~~in the case of a house member or employee, or by the president pro tempore of~~
16 ~~the senate in the case of a senator or senate employee; and~~

17 ~~(2) Certification of the expense voucher to the commissioner of finance~~
18 ~~and management by either the speaker of the house or president pro tempore of~~
19 ~~the senate in the appropriate case or designee.~~

Comment [BAW2]: Most of this language in (b) moved to Sec. 4, 32 V.S.A. § 1052(c)(2) and (3).

Comment [BAW3]: Language re: Speaker and PPT pre-approving House and Senate staff out-of-State travel inserted in Sec. 5, 32 V.S.A. § 1053.

Comment [BAW4]: With the new expense system, there really is no F&M expense voucher certification, and Speaker and PPT really have nothing to do with this, so this language is not included in new 32 V.S.A. § 1052(c). In practice, this seems like it would be covered by the member signing off on his/her expenses on the new system.

1 ~~(c) All per diem and expense claims for attendance at authorized committee~~
2 ~~meetings shall be submitted with the approval of the committee chairman.~~

3 [Repealed.]

4 Sec. 2. 2 V.S.A. § 17 is added to read:

5 § 17. COMMITTEES; AUTHORITY TO MEET DURING

6 ADJOURNMENT

7 (a) Except as otherwise provided by law, during adjournment of the
8 General Assembly, any standing, special, or joint committee of the General
9 Assembly, or a subcommittee of any of those committees, may meet at the call
10 of its chair to conduct legislative business within the State contingent upon
11 prior approval by:

12 (1) the Speaker of the House in the case of a House committee;

13 (2) the President Pro Tempore of the Senate in the case of a Senate
14 committee; or

15 (3) the Speaker and the President Pro Tempore in the case of a
16 committee consisting of House and Senate members.

17 (b) Except as otherwise provided by law, compensation and expense
18 reimbursement for meetings described in subsection (a) of this section shall be
19 as set forth in 32 V.S.A. § 1052(c).

Comment [BAW5]: With the new expense system, chairs don't do this anymore, so this language is not included in new 32 V.S.A. § 1052(c).

Comment [BAW6]: "Except as otherwise provided by law" is meant to be clear that legislative committees such as JFC, which have specific statutory language allowing them to meet at call of the chair or majority of members, would still be allowed to do so.

Comment [BAW7]: Former 1st sentence of 2 V.S.A. § 406(a), with tweak.
• 2 V.S.A. § 406(a) currently only applies to standing committees and their subcommittees.
• Okay to add special and joint committees in case an unusual event necessitating unplanned legislative review happens during adjournment?
Ex: Tropical Storm Irene.

Comment [BAW8]: "of the General Assembly" limits this provision to committees consisting exclusively of legislators. Committees with a mix of legislators and non-legislators would need to have language describing when they meet, and this is almost always provided in their enabling legislation.

Comment [BAW9]: Special legislation for a specific committee's meetings during adjournment could provide for something different re: compensation and expenses. For ex., special legislation could limit the number of a special committee's meetings during adjournment.

1 Sec. 3. 32 V.S.A. § 1051 is amended to read:

2 § 1051. SPEAKER OF THE HOUSE; AND PRESIDENT PRO TEMPORE;
3 COMPENSATION AND EXPENSE REIMBURSEMENT

4 (a) The Speaker of the House and the President Pro Tempore of the Senate
5 shall receive annual compensation of \$10,080.00 for the 2005 Biennial Session
6 and thereafter to be paid in biweekly payments; provided that, beginning on
7 January 1, 2007, the annual compensation shall be adjusted annually thereafter
8 by the cost of living adjustment negotiated for State employees under the most
9 recent collective bargaining agreement. In addition to the annual
10 compensation, the Speaker and President Pro Tempore shall receive:

11 (1) \$652.00 a week for the 2005 Biennial Session and thereafter, to be
12 paid in biweekly payments during the regular and adjourned sessions of the
13 General Assembly; provided that, beginning on January 1, 2007, the weekly
14 compensation shall be adjusted annually thereafter by the cost of living
15 adjustment negotiated for State employees under the most recent collective
16 bargaining agreement;

17 (2) ~~\$130.00 a~~ an amount equal to one-fifth of the annually adjusted
18 weekly compensation set forth in subdivision (1) of this subsection, rounded
19 up to the nearest dollar, per day during a special session of the General
20 Assembly ~~which is called at any time following the 2005 Biennial Session;~~
21 ~~provided that, beginning on January 1, 2007, the daily compensation shall be~~

Comment [BAW10]: This language is revised to match the special session language for all other members that is set forth in Sec. 4, 32 V.S.A. § 1052(a)(2).

1 ~~adjusted annually thereafter by the cost of living adjustment negotiated for~~
2 ~~State employees under the most recent collective bargaining agreement or~~
3 ~~during adjournment for attendance at a meeting of a standing, special, or joint~~
4 ~~committee of the General Assembly, or a subcommittee of any of those~~
5 ~~committees, as a member of that committee or subcommittee; and~~

6 (3) ~~mileage, meals, and rooms lodging~~ expenses as provided to members
7 of the General Assembly under ~~subsection~~ subsections 1052(b) and (c) of this
8 ~~title subchapter~~ during the biennial, adjourned, and special sessions of the
9 General Assembly ~~and in addition such other actual and necessary expenses~~
10 ~~incurred while engaged in for attending to other official duties imposed by law,~~
11 ~~including during adjournment.~~

12 (b) [Repealed.]

13 (c) [~~Deleted.~~] [Repealed.]

14 Sec. 4. 32 V.S.A. § 1052 is amended to read:

15 § 1052. MEMBERS OF THE GENERAL ASSEMBLY; COMPENSATION
16 AND EXPENSE REIMBURSEMENT

17 (a) Compensation during session.

18 (1) Each member of the General Assembly, other than the Speaker and
19 the President Pro Tempore of the Senate, is entitled to a weekly salary of
20 \$589.00 for the 2005 Biennial Session and thereafter; provided that, beginning
21 on January 1, 2007, the weekly compensation shall be adjusted annually

Comment [BAW11]: Per diems for Speaker and PPT as committee members during adjournment not currently provided in law. Okay to add?

•Should Speaker and PPT be required to be committee members to be entitled to per diems? What if they are not committee members but they want to attend a committee meeting b/c of the importance of the meeting? Should this be covered by a per diem or their current annual compensation?

Comment [BAW12]: Speaker and PPT would be entitled to mileage; this is not currently provided in the law. Okay?

Comment [BAW13]: This language is meant to include:

• Expenses during adjournment (which are not currently specifically provided in law), such as travel to the State House, regardless of whether it's for any sort of committee meeting; and
• Official business trips, either during adjournment or during session.

It does not seem appropriate to retain duties "imposed by law," because that seems to imply that in order to obtain expense reimbursement outside of session, there must be a specific requirement of the Speaker or PPT imposed by the Const., statute, or rule, and their official duties extend beyond what is in any written text.

1 thereafter by the cost of living adjustment negotiated for State employees
2 under the most recent collective bargaining agreement. The salary of members
3 shall be paid in biweekly installments.

4 (2) During a special session, a member is entitled to \$118.00 a day an
5 amount equal to one-fifth of the annually adjusted weekly compensation set
6 forth in subdivision (1) of this subsection, rounded up to the nearest dollar, for
7 each day of a special session which is called at any time following the 2005
8 biennial session for each day on which the House of which he or she is a
9 member shall sit.

10 (b) Expenses during session. During any session of the General Assembly,
11 each member is entitled to receive expenses as follows:

12 (1) Mileage reimbursement.

13 (A) An allowance equal to the cost of one round-trip each day that a
14 member drove or had another person drive the member's vehicle between
15 Montpelier and the member's home for each day of session in which the
16 member did not rent pay for lodging in Montpelier or the vicinity.

17 (B) If a member rents pays for lodging in Montpelier or the vicinity
18 for an entire week of session, the member is entitled to an allowance for the
19 cost of one round-trip for that week that the member drove or had another
20 person drive the member's vehicle between Montpelier and the member's
21 home.

Comment [BAW14]: Should (a)(1) and (2) be limited so that members do not get compensated if they miss days due to vacation? Some members do this now b/c of current 32 V.S.A. § 1052(b)(3).
•Should there be any limit on compensation due to extended periods of sickness?

Comment [BAW15]: Current law does not provide for members' special session pay to be annually adjusted. Lack of annual adjustment appears to be an oversight. This language just makes daily special session pay be 1/5 of weekly compensation, instead of inserting a specific dollar amount.

Comment [BAW16]: (b)(1)(A) and (B) limit mileage reimbursement. To obtain reimbursement, a member must actually drive or have another person drive the member's vehicle. This is in line with standard State employee travel reimbursement.

Comment [BAW17]: "rent pay for" used b/c some members have bought housing in Montpelier, rather than rent.
•"lodging" is generally defined as a temporary place to stay, and not a permanent residence.

1 (C) The allowance shall be at the rate per mile determined by the
2 federal Office of Government-wide Policy and published in the Federal
3 Register for the year of the session.

4 (2) Meals and lodging allowance reimbursement. ~~An allowance~~

5 (A) A meals allowance for each day that a member attended a day of
6 session.

7 (B) A lodging allowance for each day that a member paid for lodging
8 in Montpelier or the vicinity during session.

9 (C) In accordance with subdivisions (A) and (B) of this subdivision

10 (2), the allowances shall be in ~~an amount~~ amounts equal to the daily ~~amount~~
11 amounts for meals and lodging determined for Montpelier, Vermont, by the
12 federal Office of Government-wide Policy and published in the Federal
13 Register for the year of the session, for each day the House in which the
14 member serves shall sit.

15 (3) If a member is absent for reasons other than sickness or legislative
16 business for one or more entire days while the House in which the member sits
17 is in session, the member shall notify the Legislative Council staff of that
18 absence, and expenses received shall not include the amount which the
19 legislator specifies was not incurred during the period of that absence.

20 (4) ~~It is the intent of the General Assembly that only a member who is~~
21 ~~away from home and remains in Montpelier or the vicinity on the night~~

Comment [BAW18]: Right now the law essentially states that members get allowances for meals even if they don't attend session, and for lodging even if they don't pay for lodging, unless – under (b)(3) – they are absent for reasons other than sickness or legislative business.

• These changes are meant to reflect the usual current practice of members only claiming meals for days they actually attended session, and only claiming lodging for days they actually paid for lodging during session. Okay?

Comment [BAW19]: This would allow, for ex., a member to be reimbursed for paying for a monthly rental, even though the member was sick and stayed home for several weekdays during session, except that (C) limits the amount to days in which the chamber is actually in session.

Comment [BAW20]: Keeping this as is- not striking it - keeps the weekday limitation, although it shouldn't matter for monthly rentals b/c they're usually cheaper than daily or weekly ones.

Comment [BAW21]: This subdivision (3) would be repealed b/c:

- any limitations on mileage, meals, or lodging are addressed in subdivisions (b)(1) and (2); and
- under the new expense system, members handle their own expense claims.

1 preceding or following the day in which that member's chamber met shall
2 receive reimbursement for expenses as provided in subdivision (1) of this
3 subsection.

Comment [BAW22]: This subdivision is only re: mileage and would no longer be necessary b/c of the limitation on mileage in subdivision (b)(1).

4 (c) Adjournment and miscellaneous compensation and expense
5 reimbursement.

6 (1) Committee members.

Comment [BAW23]: Combines JFC payment (per diem currently adjusted for COLA and expenses under this current subsection (c)) with all other in-State committee meetings (not currently adjusted for COLA in statute but I understand adjusted in practice, and expenses under 2 V.S.A. § 406(a)(1)).

7 (A) For attending a meeting of the Joint Fiscal Committee a standing,
8 special, or joint committee of the General Assembly, or a subcommittee of any
9 of those committees, when a member is not receiving entitled to receive
10 compensation as a member of the General Assembly or expense
11 reimbursement, or both, under subsection (a) or (b) of this section, a member
12 of the Joint Fiscal Committee that committee or subcommittee shall be entitled
13 to the same per diem compensation and or expense reimbursement for
14 necessary expenses as provided members of the General Assembly for
15 attendance at sessions of the General Assembly, or both, not covered under
16 subsection (a) or (b), as follows:

Comment [BAW24]: This subdivision (1) should cover compensation and expense reimbursement for meetings during adjournment as well as off-site meetings that take place during session (for example, reapportionment or Lake Champlain clean-up meetings).

• Statute does not currently provide for off-site expenses during session, FYI.

Comment [BAW25]: This and current 2 V.S.A. § 406(a) don't allow a legislator who is not a member of the committee to get paid for attending a committee meeting, FYI. Ex: no per diem or mileage reimbursement for a non-JFC legislator to attend a JFC meeting during adjournment.

• However, such a legislator could be paid under (c)(2) if asked to attend by the Speaker (House member) or PPT (Senator).

17 (i) daily compensation at the rate then in effect for members of the
18 General Assembly during a special session;

19 (ii) actual mileage that the member drove or had another person
20 drive the member's vehicle at the rate paid State employees;

21 (iii) receipted lodging and actual meal costs; and

Comment [BAW26]: (A)-(D) are taken from current 2 V.S.A. § 406(a)(1)-(4), with the same tweak re: mileage as in (b)(1), but should lodging and meals be limited to the federal amount for the geographic area of the expense, such as in (b)(2)?

1 (iv) other actual expenses, as reasonable and necessary.

2 (B) In accordance with subdivision (A) of this subdivision (1), when
3 a member incurs reimbursable expenses during session, but those expenses are
4 not covered under subsection (b) of this section, the member shall be entitled
5 to the applicable expenses set forth in subdivision (A).

Comment [BAW27]: This subdivision (B) specifically addresses off-site expenses incurred during session.

6 (2) Other official duties.

7 (A) For attending to other official duties not otherwise covered under
8 this section, a member shall be entitled to the same per diem compensation and
9 expense reimbursement as set forth in subdivision (1) of this subsection,
10 contingent upon prior approval by:

Comment [BAW28]: This subdivision (A) would allow, for ex., a legislator to be paid to attend a committee meeting during adjournment even though the legislator is not a committee member, so long as s/he received prior leadership approval.

Comment [BAW29]: Same question as in subdivision (1) re: whether there should be any limit on these expenses.

Comment [BAW30]: “Prior approval” language comes from current 2 V.S.A. § 406(b) (re: out-of-state official duties) and in practice, Operations Staff tries to get this approval via email, FYI.

11 (i) the Speaker of the House in the case of a House member; or

12 (ii) the President Pro Tempore of the Senate in the case of a
13 Senator.

14 (B) When the official duties described in this subdivision (2) are
15 out-of-state, the per diem compensation and expense reimbursement shall be in
16 lieu of any other payment by the State to the member during the period he or
17 she is outside the State.

Comment [BAW31]: Taken from current 2 V.S.A. § 406(b).

18 (3) Legislative appropriation. Except as otherwise provided, all
19 payments made under this subsection shall be from the legislative
20 appropriation.

Comment [BAW32]: Similar language re: payments from the legislative appropriation is currently found in 2 V.S.A. § 406(b) (re: out-of-state official duties). “Except as otherwise provided” potentially allows for payment by another source. For ex., DFR pays for legislators’ NCOIL trips.

1 (d) Estate of deceased member. If a member of the General Assembly dies
2 while the General Assembly is in session, the estate of the deceased member
3 shall be entitled to receive compensation for the entire pay period in which the
4 death occurred.

5 Sec. 5. 32 V.S.A. § 1053 is amended to read:

6 § 1053. OFFICERS OF THE GENERAL ASSEMBLY; COMPENSATION
7 AND EXPENSE REIMBURSEMENT

8 (a) The Clerk of the House, the First Assistant Clerk of the House, the
9 Second Assistant Clerk of the House, the Secretary of the Senate, and the
10 Assistant Secretary of the Senate shall be entitled to their necessary expenses
11 and salaries as determined by the Rules Committee of the House or Senate, as
12 the case may be.

13 (b) An employee of the House shall obtain approval from the Speaker of
14 the House and an employee of the Senate shall obtain approval from the
15 President Pro Tempore of the Senate prior to engaging in out-of-state duties for
16 which the employee will seek expense reimbursement. Reimbursement of
17 necessary and actual expenses for official duties out of the State shall be made
18 from the legislative appropriation. This reimbursement shall be in lieu of any
19 other expenses payable by the State to such an employee during the period he
20 or she is out of the State.

Comment [BAW33]: This language, although not verbatim, is currently set forth in 2 V.S.A. § 406(b)(1), which would be repealed in this legislation.
•Please notify the House Clerk and Senate Secretary offices.

1 **Sec. 6.** 2 V.S.A. § 63 is amended to read:

2 § 63. SALARY

3 (a) The base salary for the ~~sergeant at arms~~ Sergeant at Arms shall be
4 ~~\$42,675.00 as of July 8, 2007~~ \$47,917.00 as of January 1, 2015 provided that,
5 beginning on July 1, 2015 and annually thereafter, this compensation shall be
6 adjusted by the cost of living adjustment negotiated for State employees under
7 the most recent collective bargaining agreement.

8 (b) The ~~joint rules committee~~ Joint Rules Committee may establish the
9 starting salary for the ~~sergeant at arms~~ Sergeant at Arms, ranging from the base
10 salary to a salary ~~which that~~ is 30 percent above the base salary. The
11 maximum salary for the ~~sergeant at arms~~ Sergeant at Arms shall be 50 percent
12 above the base salary.

13 Sec. 7. 2 V.S.A. § 403 is amended to read:

14 § 403. ORGANIZATION; **EXPENSES**

15 * * *

16 (e) For attending a meeting of the Legislative Council when he or she is not
17 receiving compensation as a member of the General Assembly, a member of
18 the Legislative Council shall be entitled to ~~the same~~ per diem compensation
19 and reimbursement ~~for necessary~~ of expenses as ~~provided members of standing~~
20 ~~committees under 2 V.S.A. § 406~~ set forth in 32 V.S.A. § 1052(c).

Comment [BAW34]: Describes what current base salary would be as of today's date (3/30/15), plus builds in the COLA, as is done for legislators

Comment [BAW35]: From this section through the end of the draft – except the last section re: effective date – all proposed amendments are for the purpose of updating the cross-references in statute that currently refer to 2 V.S.A. § 406 (repealed in this draft).

Comment [BAW36]: Re: Leg. Council Committee

1 Sec. 8. 2 V.S.A. § 501 is amended to read:

2 § 501. CREATION OF COMMITTEE; PURPOSE

Comment [BAW37]: Re: Joint Fiscal Committee

3 * * *

4 (c) For attendance at a meeting when the ~~general assembly~~ General
5 Assembly is not in session, members of the ~~joint fiscal committee~~ Committee
6 shall be entitled to ~~the same~~ per diem compensation and reimbursement for
7 ~~actual and necessary of~~ expenses as ~~provided members of standing committees~~
8 ~~under section 406 of this title~~ set forth in 32 V.S.A. § 1052(c).

9 Sec. 9. 2 V.S.A. § 602 is amended to read:

10 § 602. EMPLOYEES; RULES

Comment [BAW38]: Re: Joint Energy Committee

11 * * *

12 (c) For attendance at a meeting when the ~~general assembly~~ General
13 Assembly is not in session, members of the ~~joint energy committee~~ Joint
14 Energy Committee shall be entitled to the ~~same~~ per diem compensation and
15 reimbursement for ~~necessary of~~ expenses as ~~provided members of standing~~
16 ~~committees under section 406 of this title~~ set forth in 32 V.S.A. § 1052(c).

17 * * *

18 Sec. 10. 2 V.S.A. § 652 is amended to read:

19 § 652. PER DIEM AND EXPENSES; LEGISLATIVE MEMBERS

Comment [BAW39]: Re: Legislative Advisory Committee on the State House

20 For meetings held during adjournment of the ~~general assembly~~ General
21 Assembly, the legislative members of the ~~committee~~ Committee shall be

1 entitled to per diem compensation and expense reimbursement as provided in
2 ~~section 406(a) of this title~~ 32 V.S.A. § 1052(c).

3 Sec. 11. 2 V.S.A. § 695 is amended to read:

4 § 695. **REIMBURSEMENT**

Comment [BAW40]: Re: Health Reform Oversight Committee

5 For attendance at meetings during adjournment of the General Assembly,
6 members of the Committee shall be entitled to per diem compensation and
7 reimbursement of expenses pursuant to ~~section 406 of this title~~
8 32 V.S.A. § 1052(c) for no more than six meetings.

9 Sec. 12. 2 V.S.A. § 751 is amended to read:

10 § 751. LEGISLATIVE INFORMATION TECHNOLOGY COMMITTEE

11 * * *

12 (c) The ~~committee~~ Committee may meet during a session of the ~~general~~
13 ~~assembly~~ General Assembly at the call of the ~~chair~~ Chair or a majority of the
14 members of the ~~committee~~ Committee. The ~~committee~~ Committee may meet
15 no more than six times during adjournment, subject to the approval of the
16 ~~speaker of the house~~ Speaker of the House and the ~~president pro tempore of the~~
17 ~~senate~~ President Pro Tempore of the Senate. A majority of the membership
18 shall constitute a quorum. For attendance at a meeting of the ~~committee~~
19 Committee when the ~~general assembly~~ General Assembly is not in session,
20 members of the ~~committee~~ Committee are entitled to compensation for

1 services and reimbursement of expenses as provided under ~~section 406 of this~~
2 ~~title~~ 32 V.S.A. § 1052(c).

3 Sec. 13. 2 V.S.A. § 801 is amended to read:

4 § 801. CREATION OF COMMITTEE

5 * * *

6 (e) For attendance at a meeting when the ~~general assembly~~ General
7 Assembly is not in session, members of the ~~committee~~ Committee shall be
8 entitled to compensation for services and reimbursement of expenses as
9 provided under ~~subsection 406(a) of this title~~ 32 V.S.A. § 1052(c).

10 * * *

11 Sec. 14. 2 V.S.A. § 951 is amended to read:

12 § 951. NATIONAL LEGISLATIVE ASSOCIATION ON PRESCRIPTION
13 DRUG PRICES

14 * * *

15 (c) For meetings of the Association, directors who are legislators shall be
16 entitled to per diem compensation and reimbursement of expenses in
17 accordance with ~~section 406 of this title~~ 32 V.S.A. § 1052(c). If the Lieutenant
18 Governor is appointed as a Director pursuant to subsection (b) of this section,
19 his or her compensation and expenses shall be paid from the appropriation
20 made to the ~~office~~ Office of the Lieutenant Governor.

Comment [BAW41]: Re: Joint Legislative
Corrections Oversight Committee

1 Sec. 15. 2 V.S.A. § 970 is amended to read:

2 § 970. GOVERNMENT ACCOUNTABILITY COMMITTEE

3 * * *

4 (e) For attendance at a meeting when the General Assembly is not in
5 session, legislative members of the Committee shall be entitled to
6 compensation for services and reimbursement of expenses as provided under
7 ~~section 406 of this title~~ 32 V.S.A. § 1052(c); and nonlegislative members who
8 are not full-time State employees shall be entitled to per diem and expenses as
9 provided in 32 V.S.A. § 1010.

10 * * *

11 Sec. 16. 3 V.S.A. § 23 is amended to read:

12 § 23. THE COMMISSION ON INTERNATIONAL TRADE

13 * * *

14 (f) Per diem and expense reimbursement. For attendance at a meeting
15 when the General Assembly is not in session, legislative members of the
16 Commission shall be entitled to ~~the same~~ per diem compensation and
17 reimbursement ~~for actual and necessary~~ of expenses as provided ~~members of~~
18 ~~standing committees~~ under ~~2 V.S.A. § 406~~ 32 V.S.A. § 1052(c). Except for
19 members employed by the State, nonlegislative members of the Commission
20 shall be entitled to the same per diem compensation as provided under

1 ~~32 V.S.A. § 1010(a)~~ 32 V.S.A. § 1010(b) and mileage reimbursement as
2 provided under 32 V.S.A. § 1267.

3 Sec. 17. 3 V.S.A. § 817 is amended to read:

4 § 817. LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES

5 * * *

6 (b) The Committee shall meet as necessary for the prompt discharge of its
7 duties and may use the staff and services of the Legislative Council. The
8 Committee shall adopt rules to govern its operation and organization. A
9 quorum of the Committee shall consist of five members. For attendance at a
10 meeting when the General Assembly is not in session, members of the
11 Legislative Committee on Administrative Rules shall be entitled to the same
12 per diem compensation and reimbursement ~~for necessary~~ of expenses as
13 provided ~~members of standing committees~~ under ~~2 V.S.A. § 406~~
14 32 V.S.A. § 1052(c).

15 * * *

16 Sec. 18. 3 V.S.A. § 841 is amended to read:

17 § 841. FINAL PROPOSAL

18 * * *

19 (d)(1) The chair of a standing committee ~~which~~ that considered legislation
20 delegating rulemaking authority may convene the committee for the purpose of
21 considering a recommended course of action for the ~~legislative committee on~~

1 ~~administrative rules~~ Legislative Committee on Administrative Rules. The
2 chair may convene such a meeting, pursuant to ~~2 V.S.A. § 406~~, 2 V.S.A. § 17
3 while the ~~general assembly~~ General Assembly is not in session.

4 (2) Any recommended course of action shall be filed with the ~~legislative~~
5 ~~committee on administrative rules~~ Legislative Committee on Administrative
6 Rules no later than five working days before the ~~committee~~ Committee has
7 scheduled a review of the proposed rule.

8 Sec. 19. 3 V.S.A. § 3085b is amended to read:

9 § 3085b. COMMISSION ON ALZHEIMER'S DISEASE AND RELATED
10 DISORDERS

11 * * *

12 (d) Legislative members shall be entitled to compensation and expenses as
13 provided in ~~2 V.S.A. § 406~~ 32 V.S.A. § 1052(c) for no more than six meetings
14 per year; the remaining members shall be entitled to compensation and
15 expenses as provided in 32 V.S.A. § 1010 for no more than six meetings per
16 year. Payment to legislative members shall be from the appropriation to the
17 ~~Legislature~~ General Assembly. Payment to the remaining members shall be
18 from the appropriation to the Department of Disabilities, Aging, and
19 Independent Living.

20 * * *

1 Sec. 20. 4 V.S.A. § 601 is amended to read:

2 § 601. JUDICIAL NOMINATING BOARD CREATED; COMPOSITION

3 * * *

4 (c) Legislative members of the Board shall be entitled to per diem
5 compensation and reimbursement for expenses in accordance with
6 ~~2 V.S.A. § 406~~ 32 V.S.A. § 1052(c). Members of the Board who are not
7 otherwise compensated by their employer shall be entitled to per diem
8 compensation and reimbursement for expenses in the same manner as board
9 members are compensated under 32 V.S.A. § 1010. All compensation and
10 reimbursement shall be paid from the legislative appropriation.

11 * * *

12 Sec. 21. 6 V.S.A. § 2922 is amended to read:

13 § 2922. VERMONT MILK COMMISSION; MEMBERSHIP

14 There shall be a Vermont ~~milk commission~~ Milk Commission, to consist of
15 nine members, one member of which shall be the ~~secretary of agriculture, food~~
16 ~~and markets~~ Secretary of Agriculture, Food and Markets. The ~~secretary~~
17 Secretary shall be ~~chair~~ Chair of the ~~commission~~ Commission and serve
18 without compensation. A quorum shall be a majority of the ~~commission~~
19 Commission. The ~~commission~~ Commission shall act only by an affirmative
20 vote of at least six members. The remaining ~~commission~~ Commission
21 members shall serve for terms of three years, except for the legislative

1 members who shall serve for the term of their election, and be chosen as
2 follows:

3 * * *

4 (5)(A) One member from the ~~house committee on agriculture~~ House
5 Committee on Agriculture and Forest Products chosen by the ~~speaker~~ Speaker
6 of the House and one member from the ~~senate committee on agriculture~~ Senate
7 Committee on Agriculture chosen by the ~~president pro tempore of the senate~~
8 President Pro Tempore of the Senate.

9 (B) For attendance at a meeting when the ~~general assembly~~ General
10 Assembly is not in session, these two legislative members shall be entitled to
11 the ~~same~~ per diem compensation and reimbursement of ~~necessary~~ expenses as
12 provided ~~members of standing committees~~ under ~~2 V.S.A. § 406~~
13 32 V.S.A. § 1052(c).

14 Sec. 22. 10 V.S.A. § 541a is amended to read:

15 § 541a. STATE WORKFORCE INVESTMENT BOARD

16 * * *

17 (d) Operation of Board.

18 * * *

19 (6) ~~Reimbursement~~ Compensation and expense reimbursement.

1 (A) Legislative members of the Board shall be entitled to
2 compensation and reimbursement of expenses as provided in ~~2 V.S.A. § 406~~
3 32 V.S.A. § 1052(c).

4 (B) Unless otherwise compensated by his or her employer for
5 performance of his or her duties on the Board, a nonlegislative member of the
6 Board shall be eligible for per diem compensation of \$50.00 per day for
7 attendance at a meeting of the Board, and for reimbursement of his or her
8 necessary expenses, which shall be paid by the Department of Labor solely
9 from funds available for that purpose under the Workforce Investment Act of
10 1998.

11 * * *

12 Sec. 23. 12 V.S.A. § 3 is amended to read:

13 § 3. LEGISLATIVE COMMITTEE ON JUDICIAL RULES

14 * * *

15 (b) The Committee shall meet as necessary for the prompt discharge of its
16 duties and may use the staff and services of the Legislative Council. The
17 Committee shall adopt rules to govern its operation and organization. A
18 quorum of the Committee shall consist of five members. For attendance at a
19 meeting when the General Assembly is not in session, members of the
20 Legislative Committee on Judicial Rules shall be entitled to ~~the same~~ per diem

1 compensation and reimbursement for ~~necessary~~ expenses as provided ~~members~~
2 ~~of standing committees~~ under ~~2 V.S.A. § 406~~ 32 V.S.A. § 1052(c).

3 * * *

4 Sec. 24. 13 V.S.A. § 5451 is amended to read:

5 § 5451. CREATION OF **COMMISSION**

Comment [BAW42]: Re: Vermont Sentencing Commission

6 * * *

7 (f) Legislative members of the ~~commission~~ Commission shall be entitled to
8 per diem compensation and reimbursement for expenses in accordance with
9 ~~section 406 of Title 2~~ 32 V.S.A. § 1052(c). Members of the ~~commission~~
10 Commission who are not otherwise compensated by their employer shall be
11 entitled to per diem compensation and reimbursement for expenses in the same
12 manner as board members are compensated under section ~~1010 of Title 32~~
13 32 V.S.A. § 1010.

14 Sec. 25. 18 V.S.A. § 9504 is amended to read:

15 § 9504. CREATION OF THE VERMONT TOBACCO EVALUATION AND
16 REVIEW BOARD

17 * * *

18 (d) Public members other than ex officio members shall be entitled to per
19 diem compensation authorized under 32 V.S.A. § 1010 for each day spent in
20 the performance of their duties, and members shall be reimbursed from the
21 fund for reasonable expenses incurred in carrying out their duties under this

1 chapter. Legislative members shall be entitled to per diem compensation and
2 reimbursement for expenses in accordance with ~~2 V.S.A. § 406~~
3 32 V.S.A. § 1052(c).

4 * * *

5 Sec. 26. 18 V.S.A. § 9390 is amended to read:

6 § 9390. GREEN MOUNTAIN CARE BOARD NOMINATING
7 COMMITTEE CREATED; COMPOSITION

8 * * *

9 (c) For ~~committee~~ Committee meetings held when the ~~general assembly~~
10 General Assembly is not in session, the legislative members of the Green
11 Mountain Care ~~board nominating committee~~ Board Nominating Committee
12 shall be entitled to per diem compensation and reimbursement of expenses in
13 accordance with the provisions of ~~2 V.S.A. § 406~~ 32 V.S.A. § 1052(c).
14 Committee members who are not legislators shall be entitled to per diem
15 compensation and reimbursement of expenses on the same basis as that
16 applicable to the legislative members, and their compensation and
17 reimbursements shall be paid out of the budget of the Green Mountain Care
18 ~~board~~ Board.

19 * * *

1 Sec. 27. 19 V.S.A. § 12b is amended to read:

2 § 12b. JOINT TRANSPORTATION OVERSIGHT COMMITTEE

3 * * *

4 (b) The Committee shall meet during adjournment for official duties.
5 Meetings shall be convened by the ~~chair~~ Chair and when practicable shall be
6 coordinated with the regular meetings of the Joint Fiscal Committee. Members
7 shall be entitled to compensation and reimbursement pursuant to ~~2 V.S.A.~~
8 ~~§ 406~~ 32 V.S.A. § 1052(c). The Committee shall have the assistance of the
9 staff of the Legislative Council and the Joint Fiscal Office.

10 * * *

11 Sec. 28. 20 V.S.A. § 1581 is amended to read:

12 § 1581. VERMONT VETERANS' MEMORIAL CEMETERY ADVISORY
13 BOARD

14 * * *

15 (b) For each meeting, legislative members shall be entitled to receive
16 compensation and reimbursement for expenses as provided under
17 ~~2 V.S.A. § 406(a).~~ 32 V.S.A. § 1052(c). The members representing veterans or
18 from veterans' organizations shall be entitled to per diem as provided in
19 32 V.S.A. § 1010 and their necessary and actual expenses.

1 Sec. 29. 22 V.S.A. § 952 is amended to read:

2 § 952. VERMONT WEB PORTAL; VERMONT WEB PORTAL BOARD;
3 MEMBERSHIP

4 * * *

5 (f) Legislative members of the ~~board~~ Board shall be entitled to ~~the same~~ per
6 diem compensation and reimbursement for ~~actual and necessary~~ expenses as
7 provided ~~members of standing committees~~ under ~~section 406 of Title 2~~
8 32 V.S.A. § 1052(c).

9 Sec. 30. 23 V.S.A. § 3216 is amended to read:

10 § 3216. GOVERNOR'S SNOWMOBILE COUNCIL

11 * * *

12 (e)(1) The appointed members of the Council and the President or designee
13 of VAST shall be entitled to compensation at the rate provided for in
14 32 V.S.A. § 1010. Expenditures shall be paid from snowmobile funds
15 appropriated to the Agency of Natural Resources for administration of the
16 program.

17 (2) Legislative members shall be entitled to compensation and
18 reimbursement of expenses as provided ~~for by 2 V.S.A. § 406~~ under 32 V.S.A.
19 § 1052(c).

20 (3) Technical work group members shall not be entitled to compensation
21 or reimbursement of expenses.

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* * *

Sec. 31. 24 V.S.A. § 5084 is amended to read:

§ 5084. PUBLIC TRANSIT ADVISORY COUNCIL

* * *

(c) The Advisory Council shall meet no ~~less~~ fewer than four times during each State fiscal year, excluding subcommittee meetings. The legislative members of the Council shall be entitled to compensation and reimbursement of expenses as provided in ~~2 V.S.A. § 406~~ 32V.S.A. § 1052(c). Members who are not State employees shall receive reimbursement of expenses and a per diem as provided in 32 V.S.A. § 1010.

* * *

Sec. 32. 29 V.S.A. § 47 is amended to read:

§ 47. ADVISORY COMMITTEE

* * *

(b)(1) The ~~advisory committee~~ Advisory Committee shall consist of the following or a designee: the ~~commissioner~~ Commissioner, the ~~director of the council~~ Director of the Council, the ~~chairs of the senate and house institutions committees~~ Chair of the House Committee on Corrections and Institutions, the Chair of the Senate Committee on Institutions, and the ~~chair~~ Chair of the Vermont ~~board of architects~~ Board of Architects.

1 (2) Legislative members of the ~~committee~~ Committee shall be entitled to
2 per diem compensation and expense reimbursement for attending ~~committee~~
3 Committee meetings pursuant to the provisions of ~~section 406 of Title 2~~
4 32 V.S.A. § 1052(c).

5 * * *

6 Sec. 33. 30 V.S.A. § 212b is amended to read:

7 § 212b. REVIEW BOARD ON RETAIL SALES

8 * * *

9 (b) The ~~governor~~ Governor shall serve as ~~chair~~ Chair. The ~~board~~ Board
10 shall meet as necessary to discharge its duties under this section, and for
11 attendance at meetings during adjournment of the ~~general assembly~~ General
12 Assembly, legislative members of the ~~board~~ Board shall be entitled to
13 reimbursement for expenses and per diem compensation under ~~subsection~~
14 406(a) of Title 2 32 V.S.A. § 1052(c). Meetings shall be at the call of the ~~chair~~
15 Chair, or a majority of the voting members of the ~~board~~ Board.

16 * * *

17 Sec. 34. 32 V.S.A. § 5930a is amended to read:

18 § 5930a. VERMONT ECONOMIC PROGRESS COUNCIL

19 (a)(1) There is created a Vermont Economic Progress Council which shall
20 be attached to the Department of Economic Development for administrative
21 support, including an Executive Director who shall be appointed by the

Comment [BAW43]: Compensation and expense reimbursement for non-legislator/non-State employee members?

1 Governor with the advice and consent of the Senate, who shall be
2 knowledgeable in subject areas of the Council’s jurisdiction, and hold the
3 status of an exempt State employee, and administrative staff employed in the
4 State classified service.

5 (2) The ~~council~~ Council shall consist of 11 members, nine of whom
6 shall be residents of the State appointed by the Governor with the advice and
7 consent of the Senate.

8 (A) The Governor shall appoint residents to the Council who are
9 knowledgeable and experienced in the subjects of community development and
10 planning, education funding requirements, economic development, State fiscal
11 affairs, property taxation, or entrepreneurial ventures, and shall make
12 appointments to the Council insofar as possible as to provide representation to
13 the various geographical areas of the State and municipalities of various sizes.
14 Members of the Council appointed by the Governor shall serve initial
15 staggered terms with five members serving four-year terms, and four members
16 serving two-year terms.

17 (B) All Council members’ terms shall be four-year terms upon the
18 expiration of their initial terms and Council members may be reappointed to
19 serve successive terms. All terms shall commence on April 1 of each
20 odd-numbered year.

1 (C) The Governor shall select a Chair from among the Council's
2 members.

3 (D) In addition, the Council shall include one member selected by the
4 Speaker of the House, who shall be a member of the House; and one member
5 selected by the Committee on Committees of the Senate, who shall be a
6 member of the Senate. Legislative members shall be voting members.

7 (3)(A) There shall also be two regional members from each region of
8 the State; one shall be designated by the regional development corporation of
9 the region and one shall be designated by the regional planning commission of
10 the region.

11 (B) Regional members shall be nonvoting members and shall serve
12 during consideration by the Council of applications from their respective
13 regions.

14 (4)(A) For attendance at meetings and for other official duties,
15 appointed members shall be entitled to compensation for services and
16 reimbursement of expenses as provided in section 1010 of this title, except that
17 members who are members of the ~~Legislature~~ General Assembly shall be
18 entitled to compensation for services and reimbursement for expenses as
19 provided in ~~2 V.S.A. § 406~~ 32 V.S.A. § 1052(c).

20 (B) A regional member who does not otherwise receive
21 compensation and reimbursement for expenses from his or her regional

1 development or planning organization shall also be entitled to compensation
2 and reimbursement of expenses for attendance at meetings and for other
3 official duties as provided in section 1010 of this title.

4 * * *

5 Sec. 35. 33 V.S.A. § 4602 is amended to read:

6 § 4602. BUILDING BRIGHT FUTURES COUNCIL

7 * * *

8 (d) For Council meetings held when the General Assembly is not in
9 session, the legislative members of the Council shall be entitled to per diem
10 compensation and reimbursement of expenses in accordance with ~~2 V.S.A.~~
11 ~~§ 406~~ 32 V.S.A. § 1052(c). Members of the Council who are not State
12 employees or whose participation is not supported through their employment
13 or association may be entitled to compensation and reimbursement for
14 expenses for attending meetings of the Council under 32 V.S.A. § 1010 to the
15 extent funds are available.

16 * * *

17 Sec. 36. EFFECTIVE DATES

18 (a) Except as provided in subsection (b) of this section, this act shall take
19 effect on passage.

20 (b) Notwithstanding 1 V.S.A. § 214, Sec. 6, 2 V.S.A. § 63 (Sergeant at
21 Arms; salary) shall take effect retroactively as of January 1, 2015.