

1 H.41

2 Introduced by Representatives Greshin of Warren, Condon of Colchester,
3 Myers of Essex, and Olsen of Londonderry

4 Referred to Committee on

5 Date:

6 Subject: Education; University of Vermont and State Agricultural College;
7 Board of Trustees; membership

8 Statement of purpose: This bill proposes to eliminate sitting legislators as
9 members of the Board of Trustees of the University of Vermont and State
10 Agricultural College and increase the number of private board members.

11 An act relating to eliminating sitting legislators as members of the Board of
12 Trustees of the University of Vermont and State Agricultural College and
13 increasing the number of private board members

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

15 Sec. 1. 16 V.S.A. App. chapter 1, § 1-2 is amended to read:

16 § 1-2. BOARD OF TRUSTEES; MEMBERSHIP, TERMS OF SERVICE;
17 PRESIDING CHAIR

18 The Board of Trustees of the University of Vermont and State Agricultural
19 College shall be composed of ~~25~~ 19 members, whose term of office shall be six
20 years, except as to those who are members ex officio and to those who are
21 student members. Three members shall be appointed by the Governor with the

1 consent of the Senate. ~~During the legislative session of 1955, the Governor~~
2 ~~shall appoint one member for a term of two years, one member for a term of~~
3 ~~four years, and one member for a term of six years and it~~ It shall be the duty of
4 the Governor during the session of the Legislature prior to expiration of the
5 term of office of any of the members to appoint for the term of six years a
6 successor to the member whose term is expiring. The terms of office of the
7 Trustees shall expire on the last day of February in the respective years of
8 expiration, and the terms of office of their successors shall thereafter begin on
9 March 1 and expire on the last day of February.

10 ~~Nine members shall be those who have been heretofore elected by the~~
11 ~~Legislature as members of the Board of Trustees of the University of Vermont~~
12 ~~and State Agricultural College, and whose terms have not expired, and their~~
13 ~~successors, and it shall be the duty of the Legislature at its session during~~
14 ~~which the terms of office of any class of the members expire to elect three~~
15 ~~successor members for terms of six years. The terms shall commence on~~
16 ~~March 1 in the year of election. The nine Trustees and their successors shall~~
17 ~~also constitute the Board of Trustees of the Vermont Agricultural College.~~

18 No member of the Vermont General Assembly shall serve as a member of
19 the Board of Trustees of the University of Vermont and State Agricultural
20 College. If a sitting member of the Board is elected and chooses to serve in the
21 Vermont General Assembly, he or she shall resign his or her Board

1 membership prior to taking the oath of office to serve in the General
2 Assembly.

3 ~~Nine~~ Twelve members shall be self-perpetuating members. Of these
4 members, nine members shall be those who ~~have been heretofore~~ were elected
5 prior to July 1, 2017 on behalf of the University of Vermont as members of the
6 Board of Trustees of the University of Vermont and State Agricultural College
7 and whose terms have not expired, and their successors, ~~and it.~~ The remaining
8 three members shall be elected on or after July 1, 2017 by the self-perpetuating
9 members then in office. It shall be the duty of said ~~nine~~ 12 self-perpetuating
10 Trustees to elect successors to fill vacancies occurring among their number
11 upon expiration of the terms of office of any of them or otherwise. The ~~nine~~
12 12 self-perpetuating Trustees and their successors shall also constitute the
13 Board of Trustees of the University of Vermont.

14 * * *

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

16 § 10. ELECTION OF STATE AND JUDICIAL OFFICERS

17 (a) At 10 o'clock and 30 minutes, forenoon, on the seventh Thursday after
18 their biennial meeting and organization, the Senate and House of
19 Representatives shall meet in joint assembly and proceed therein to elect the
20 State officers, except judicial officers, whose election by the Constitution and
21 laws devolves in the first instance upon them in joint assembly, including the

1 Sergeant at Arms, and the Adjutant and Inspector General, ~~and legislative~~
2 ~~trustees of the University of Vermont and State Agricultural College.~~ In case
3 election of all such officers shall not be made on that day, they shall meet in
4 joint assembly at 10 o'clock and 30 minutes, forenoon, on each succeeding
5 day, Saturdays and Sundays excepted, and proceed in such election, until all
6 such officers are elected.

7 * * *

8 Sec. 3. TRANSITION

9 (a) The term of any current legislative member of the Board of Trustees of
10 the University of Vermont and State Agricultural College shall expire on the
11 earlier of:

12 (1) the day on which the member's term on the Board of Trustees
13 expires pursuant to the law existing on the day on which the member was
14 elected to serve on the Board; or

15 (2) the day on which the member ceases to serve as a member of the
16 General Assembly.

17 (b) The size of the Board of Trustees of the University of Vermont and
18 State Agricultural College shall be increased until the terms of the current
19 legislative members end in accordance with subsection (a) of this section.

20 Sec. 4. EFFECTIVE DATE

21 This act shall take effect on July 1, 2017.