

Proposal from Vermont Legal Aid, Jacob Speidel
H.908 APA: Proposed language for page 22 of Draft 2.1.
Bold is additions to House language, strikethrough is of House language

(2) Materials incorporated by reference shall be readily available to the public. As used in this subsection, “readily available” means **that all of the following apply:**

(A) Each filing states where copies of the incorporated code, standard, or rule are available in written or electronic form from the agency adopting the rule or the agency of the United States, this State, another state, or the organization or association originally issuing the code, standard, or rule.

(B) A copy of the code, standard, or rule is ~~readily~~ **made** available for public inspection and copying at the principal office of the agency in the manner set forth in 1 V.S.A. § 316 and subject to the exemptions set forth in 1 V.S.A. § 317 (c).

(C) The incorporated code, standard, or rule is made available for free public access online unless the agency is prevented from providing such access by law or **the size of the incorporated material** legally enforceable contract.