

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on Commerce and Economic Development to which was  
3 referred Senate Bill No. 353 entitled “An act relating to expanding the Front-  
4 Line Employees Hazard Pay Grant Program” respectfully reports that it has  
5 considered the same and recommends that the House propose to the Senate that  
6 the bill be amended as follows:

7 First: By striking out Sec. 1, 2020 Acts and Resolves No. 136, Sec. 6, and  
8 inserting in lieu thereof a new Sec. 1 to read as follows:

9 Sec. 1. 2020 Acts and Resolves No. 136, Sec. 6 is amended to read:

10 Sec. 6. FRONT-LINE EMPLOYEES HAZARD PAY GRANT  
11 PROGRAM

12 (a)(1) There is established in the Agency of Human Services the Front-Line  
13 Employees Hazard Pay Grant Program to administer and award grants to  
14 certain ~~public safety, public health, health care, and human services~~ employers  
15 whose employees were engaged in activities substantially dedicated to  
16 mitigating or responding to the COVID-19 public health emergency during the  
17 eligible period or were providing essential services to Vermonters.

18 \* \* \*

19 (b) As used in this section:

20 (1) “Agency” means the Agency of Human Services.

1           (2)(A) “Covered employer” means an entity that employs one or more  
2 individuals in Vermont in relation to its operation of one of the following:

3                                   \* \* \*

4                   (xv) a cleaning or janitorial service that provides cleaning or  
5 janitorial services to a covered employer listed in subdivisions (i)–(v) and  
6 (vii)–(x) of this subdivision (b)(2)(A) in locations that are open to the general  
7 public or regularly used by the residents or patients of that covered employer,  
8 provided that such an employer shall only be permitted to receive a grant to  
9 provide hazard pay to its eligible employees who provided cleaning or  
10 janitorial services to another covered employer during the eligible period; ~~or~~

11                   (xvi) a food service provider that prepares and provides meals for  
12 residents or patients of a covered employer listed in subdivisions (i)–(v) and  
13 (vii)–(x) of this subdivision (b)(2)(A), provided that such an employer shall  
14 only be permitted to receive a grant to provide hazard pay to its eligible  
15 employees who provided food services to the residents or patients of a covered  
16 employer during the eligible period;

17                   (xvii) a grocery store;

18                   (xviii) a pharmacy;

19                   (xix) a retailer identified as essential in Sec. 6, paragraphs f and h  
20 of Addendum 6 to Executive Order 01-20, provided that, during the eligible

1 period, the retail establishment was open to the general public for in-person  
2 sales;

3 (xx) a wholesale distributor making deliveries to a retailer  
4 described in subdivisions (xvii)–(xix) of this subdivision (b)(2)(A);

5 (xxi) a trash collection, waste management, or septic service;

6 (xxii) a child care facility as defined in 33 V.S.A. § 3511 that  
7 provided child care services to essential service providers pursuant to Directive  
8 2 of Executive Order 01-20;

9 (xxiii) a vocational rehabilitation service provider;

10 (xxiv) a funeral establishment or crematory establishment as  
11 defined in 26 V.S.A. § 1211; or

12 (xxv) an agency licensed pursuant to 26 V.S.A. § 3172 that  
13 provides security services, as defined in 26 V.S.A. § 3151, to another covered  
14 employer, provided that such an employer shall only be permitted to receive a  
15 grant to provide hazard pay to its eligible employees who provided security  
16 services to another covered employer during the eligible period.

17 \* \* \*

18 ~~(i)(1) The definition of “covered employer” set forth in subdivision (b)(2)~~  
19 ~~of this section shall be deemed to include to the types of employers listed in~~  
20 ~~subdivision (b)(2) of this subsection to the extent permitted by federal law and~~  
21 ~~any applicable guidance if either of the following occurs:~~

1           ~~(A) the permissible uses of monies in the Coronavirus Relief Fund~~  
2           ~~pursuant to Sec. 5001 of the CARES Act, Pub. L. No. 116-136, as amended,~~  
3           ~~and any related guidance are expanded to permit the payment of hazard pay to~~  
4           ~~employees of some or all of the types of employers listed in subdivision (2) of~~  
5           ~~this subsection (i); or~~

6           ~~(B) a federal program that grants money directly to the State, which~~  
7           ~~may be used to provide hazard pay to employees of some or all of the types of~~  
8           ~~employers listed in subdivision (2) of this subsection (i), is enacted.~~

9           ~~(2) The following types of employers may be deemed to be included~~  
10          ~~within the definition of “covered employer” set forth in subdivision (b)(2) of~~  
11          ~~this section if the requirements of subdivision (1) of this subsection are met:~~

12           ~~(A) a grocery store;~~

13           ~~(B) a pharmacy;~~

14           ~~(C) a retailer identified as essential in Sec. 6, paragraphs f and h of~~  
15          ~~addendum 6 to Executive Order 01-20, provided that, during the eligible~~  
16          ~~period, the majority of the retail establishment was open to the general public~~  
17          ~~for in-person sales rather than curbside pickup or delivery;~~

18           ~~(D) a wholesale distributor making deliveries to a retailer described~~  
19          ~~in subdivisions (A)–(C) of this subdivision (i)(2);~~

20           ~~(E) a trash collection or waste management service;~~

1           ~~(F) a janitorial service that provides cleaning or janitorial services to~~  
2 ~~another covered employer;~~

3           ~~(G) a child care facility as defined in 33 V.S.A. § 3511 that is~~  
4 ~~providing child care services to essential service providers pursuant to~~  
5 ~~Directive 2 of Executive Order 01-20;~~

6           ~~(H) a vocational rehabilitation service provider; or~~

7           ~~(I) a funeral establishment or crematory establishment as defined in~~  
8 ~~26 V.S.A. § 1211.~~

9           Second: In Sec. 2, appropriation, by striking out “\$19,500,000.00” and  
10 inserting in lieu thereof “\$12,500,000.00”

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16           (Committee vote: \_\_\_\_\_)

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Representative \_\_\_\_\_

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FOR THE COMMITTEE