

VERMONT TRUCK & BUS ASSOCIATION, INC.

May 9, 2019

Rep. Maxine Grad, Chair
VT House Judiciary Committee
Committee Room 30
VT Statehouse

RE: S.37, SIC codes 41-42

Dear Chair Grad and members of the Committee:

As you know, I represent the VTBA, the trucking industry group whose members including all manner of transporters of freight into and out of our state.

The May 7th proposal of amendment would specifically target our industry to have pay the cost of medical monitoring, if required by a Court. One member of your committee informed me that it was no different for us than the Senate passed version, which covered all businesses with more than 10 employees. To this I would respond that it is quite different to be singled out as an industry for added regulation, particularly if it is done with neither testimony from affected businesses nor due consideration given to the effect upon them.

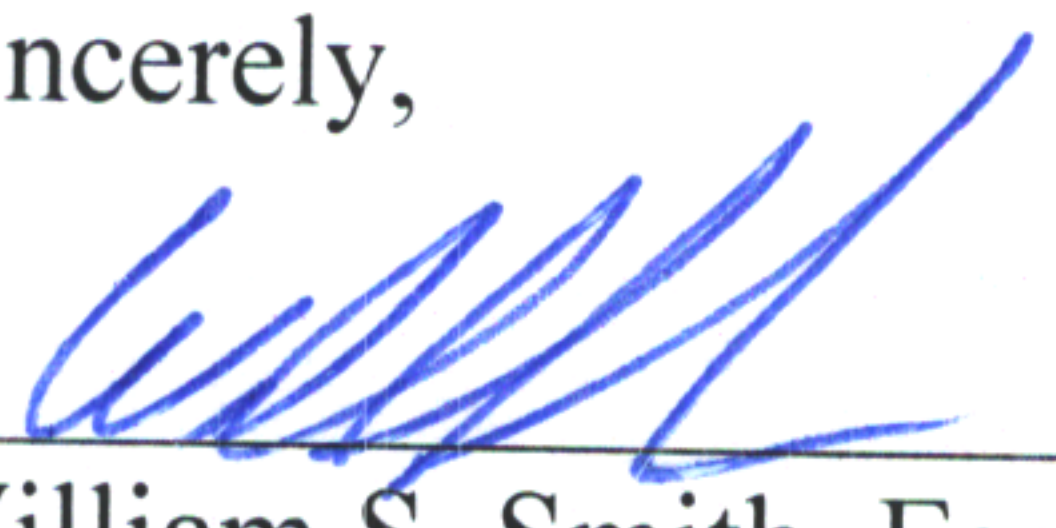
The broad brush of SIC codes which are proposed would bring in many businesses that never get near a 'toxic substance', at least as it is commonly understood. For example, the Senate version specifically addressed manufacturing, codes 20-39. Your committee is considering adding, in part, the following: SIC 41 is passenger transportation (bus) (4100), and SIC 42 includes trucking and courier services (4210), non-local trucking (4213), public warehousing and storage (4220), and terminal maintenance facilities for motor freight transport (4231).

In your efforts to narrow down 'all businesses with 10 or more employees, what criteria was used to include our industry? I believe no testimony was received from these now specifically targeted businesses. My members need to know how this would affect them, from both an insurance and a legal liability standpoint.

I understand that S.37 was originally written to address the concerns of contamination in Bennington County. I would respectfully suggest that if it is a 'must pass bill' because of those concerns, it should be narrowly tailored to address that situation.

If you or the committee have any questions please don't hesitate to contact me at my contact information, below. Thank you for your consideration of these matters.

Sincerely,



William S. Smith, Esq.
Smith Government Relations, LLC
32 Depot Square
Northfield, VT 05663
Tel: 802-485-6100 / BillSmith3@tds.net

cc: House Transportation Committee
Senate Transportation Committee
Senator Sears
Senator Campion