

1 H.337

2 Introduced by Committee on Government Operations

3 Date:

4 Subject: Libraries, history, and information technology; Department of  
5 Libraries

6 Statement of purpose of bill as introduced: This bill proposes to amend  
7 statutes relating to the printing and distribution duties of the State Librarian  
8 and the Secretary of State to:

9 (1) require the Secretary of State to cause a copy of the acts and  
10 resolutions of the General Assembly to be kept as State archival records;

11 (2) require the Secretary of State to designate legislative clerks to  
12 perform enumerated functions;

13 (3) provide for the distribution of the Vermont Statutes Annotated to  
14 certain State offices; and

15 (4) repeal certain statutes related to the printing and distribution of State  
16 publications.

17 An act relating to the printing and distribution of State publications

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

2 Sec. 1. 3 V.S.A. § 106 is amended to read:

3 § 106. ACTS AND RESOLUTIONS OF THE GENERAL ASSEMBLY

4 After the original acts and resolutions of the General Assembly are  
5 delivered to the Secretary pursuant to section 104 of this title, the Secretary  
6 shall ~~then keep the originals on permanent file~~ cause a copy of the acts and  
7 resolutions to be prepared and printed and the original acts and resolutions to  
8 be preserved as State archival records pursuant to 3 V.S.A. § 117.

9 Sec. 2. 3 V.S.A. § 107 is amended to read:

10 § 107. LEGISLATIVE CLERK

11 ~~At the commencement of each session of the General Assembly, the~~ The  
12 Secretary of State shall ~~appoint and set the compensation of a legislative clerk,~~  
13 ~~subject to the approval of the Governor~~ designate members of his or her staff  
14 as legislative clerks. The duties of ~~the legislative clerk~~ clerks shall be as  
15 follows:

16 (1) to prepare a copy of the acts and resolutions for ~~the printer~~  
17 ~~designated by the Commissioner of Buildings and General Services~~ printing;

18 (2) to ~~prepare the joint assembly journals;~~

19 (3) to keep a register of lobbyists;

20 (4)(3) to prepare and distribute certified copies of resolutions as directed  
21 by the General Assembly;

- 1           ~~(5)~~(4) to prepare index and tables of laws for the acts and resolves;
- 2           (5) to prepare a legislative directory containing appropriate matter by
- 3           December 1 of each odd numbered year; and
- 4           (6) such other legislative duties as the Secretary shall assign.

5           Sec. 3. 12 V.S.A. § 1699 is amended to read:

6           § 1699. FOREIGN LAWS AND DECISIONS; DETERMINATION BY

7                               COURT

8           The statutes, laws, and decisions of another state may be evidenced, prima

9           facie, in the courts of this State by a printed copy ~~thereof~~ of the laws, which

10           purports to be published by the authority of ~~such~~ the other state, ~~or which is~~

11           ~~kept in the State Library at Montpelier.~~ The determination of ~~such~~ the laws

12           shall be made by the court and not by the jury, and shall be reviewable.

13           Sec. 4. 22 V.S.A. § 601 is amended to read:

14           § 601. APPOINTMENT OF STATE LIBRARIAN; POWERS AND DUTIES

15   \* \* \*

16           (c) The State Librarian shall distribute, in accordance with ~~29 V.S.A. §§~~

17           ~~1153a-1163 and other official lists maintained by the State Librarian~~ 22 V.S.A.

18           § 611, the following State publications: Acts and Resolves of the General

19           Assembly, the legislative directory, the Vermont Statutes Annotated, including

20           cumulative pocket part supplements when issued and the journals of the Senate

1 and House of Representatives, ~~and other official documents.~~ The State  
2 Librarian shall maintain records of all documents that he or she distributes.

3 Sec. 5. 22 V.S.A. § 605 is amended to read:

4 § 605. DUTIES AND FUNCTIONS OF THE DEPARTMENT OF  
5 LIBRARIES

6 The duties and functions of the Department of Libraries shall be to provide,  
7 administer, and maintain:

8 \* \* \*

9 (2) A collection of State federal documents ~~and of documents relating to~~  
10 ~~other states and local and federal governments.~~ It shall arrange for and  
11 designate depositories of State documents which designation is to include  
12 Bailey Library at the University of Vermont. The Department may acquire  
13 reports and documents published by federal agencies and by other states and  
14 countries, and may arrange for the exchange of official reports and  
15 publications with federal agencies, and with governmental agencies in other  
16 states and countries.

17 \* \* \*

18 Sec. 6. 22 V.S.A. § 611 is added to read:

19 § 611. ACTS AND RESOLVES; VERMONT STATUTES ANNOTATED;  
20 DISTRIBUTION

1        (a) The State Librarian shall deliver the Acts and Resolves as follows: to  
2        the Secretary of State, six copies; to the Clerk of the U.S. Supreme Court for  
3        the use of the Court, one copy; to the Governor's Office and to the Governor  
4        and Lieutenant Governor, one copy each; to the Library of Congress, four  
5        copies; and upon request to other public officials and offices as quantities  
6        allow.

7        (b) The State Librarian shall distribute the copies of Vermont Statutes  
8        Annotated and any cumulative pocket part supplements, when issued, as  
9        follows:

10        (1) one each to the Governor, Lieutenant Governor, Speaker of the  
11        House of Representatives, the State Treasurer, Secretary of State, Auditor of  
12        Accounts, Adjutant General, Commissioner of Buildings and General Services,  
13        Commissioner of Taxes, Sergeant at Arms, and the head of each administrative  
14        department;

15        (2) four copies to the Attorney General; and

16        (3) upon request to each of the following:

17                (A) one to each town clerk;

18                (B) three to each county clerk;

19                (C) one to each Probate judge;

20                (D) two to the Clerk of the Supreme Court;

1           (E) one to each ex-Justice and Justice of the Supreme Court, Superior  
2 judge, and State's Attorney;

3           (F) two to the judge of the Second Circuit U.S. Court of Appeals  
4 from Vermont; and

5           (G) four to the U.S. district judges for the District of Vermont.

6 ~~(c) Upon request, the State Librarian shall give one copy of the Vermont~~  
7 ~~Statutes Annotated and any cumulative pocket part supplements to a bar~~  
8 ~~association, university, college, or public library that is located in Vermont.~~

9           *(c) Upon request, the State Librarian shall give:*

10           *(1) one copy of the Vermont Statutes Annotated and any cumulative*  
11 *pocket part supplements to a bar association, university, college, or public*  
12 *library that is located in Vermont; or*

13           *(2) one copy of the Acts and Resolves or the Vermont Statutes Annotated*  
14 *and any cumulative pocket part supplements to a member of the General*  
15 *Assembly.*

(d) Additional copies may be sold to parties identified in this ~~subsection~~  
section at a price to be fixed by the State Librarian.

16       Sec. 7. 24 V.S.A. § 3905 is amended to read:

17       § 3905. CERTIFIED COPY FOR TOWN CLERK'S OFFICE

18           A copy officially certified by the compiler of the record shall be kept in the  
19 office of the town clerk ~~and in the State Library.~~

1 Sec. 8. REPEALS

2 The following are repealed:

3 (1) 4 V.S.A. § 16 (Briefs and other papers kept in State Library);

4 (2) 22 V.S.A. § 604 (Books and materials belonging to State);

5 (3) 29 V.S.A. § 1114 (Disposition of original journal);

6 (4) 29 V.S.A. § 1115 (Printing and distribution of the Acts and

7 Resolves);

8 (5) 29 V.S.A. § 1116 (Distribution of public acts; Secretary of State);

9 (6) 29 V.S.A. § 1153a (Legislative directory);

10 (7) 29 V.S.A. § 1154 (Distribution of legislative directory);

11 (8) 29 V.S.A. § 1156 (Distribution of documents by State Librarian);

12 (9) 29 V.S.A. § 1157 (Copies for State officers);

13 (10) 29 V.S.A. § 1158 (Acts and Resolves; Vermont Statutes Annotated;

14 distribution);

15 (11) 29 V.S.A. § 1159 (Sale of Acts and Resolves);

16 (12) 29 V.S.A. § 1160 (Journals and calendars of Senate and House of

17 Representatives);

18 (13) 29 V.S.A. § 1161 (Distribution of State publications to schools);

19 (14) 29 V.S.A. § 1162 (Distribution of State publications to town and

20 city clerks); and

21 (15) 29 V.S.A. § 1163 (Distribution to newspapers).

1       Sec. 9. EFFECTIVE DATE

2       This act shall take effect on July 1, 2021.