

<u>Senate Proposal of Amendment</u>	<u>House Further Proposal of Amendment</u> ¹	<u>Senate's Modified Version</u> <u>(draft 4.2)</u> ¹																																																																																
<p style="text-align: center;">* * * Burlington International Airport Study Committee; Report * * *</p>	<p style="text-align: center;">* * * Burlington International Airport Working Group; Report * * *</p>	<p style="text-align: center;">* * * Burlington International Airport Working Group; Report * * *</p>																																																																																
<p>Sec. 17. BURLINGTON INTERNATIONAL AIRPORT STUDY COMMITTEE; REPORT</p> <p>(a) <u>Project addition. The following project is added to the Agency of Transportation's Proposed Fiscal Year 2023 Transportation Program for Aviation: Burlington International Airport Study.</u></p> <p>(b) <u>Authorization.</u></p> <p>(1) <u>Spending authority for the Burlington International Airport Study is authorized as follows:</u></p> <table border="1" data-bbox="190 852 956 1068"> <thead> <tr> <th>FY23</th> <th>As Proposed</th> <th>As Amended</th> <th>Change</th> </tr> </thead> <tbody> <tr> <td>Other</td> <td>0</td> <td>150,000</td> <td>150,000</td> </tr> <tr> <td>Total</td> <td>0</td> <td>150,000</td> <td>150,000</td> </tr> <tr> <td colspan="4"><u>Sources of funds</u></td> </tr> <tr> <td>State</td> <td>0</td> <td>15,000</td> <td>15,000</td> </tr> <tr> <td>Federal</td> <td>0</td> <td>135,000</td> <td>135,000</td> </tr> <tr> <td>Total</td> <td>0</td> <td>150,000</td> <td>150,000</td> </tr> </tbody> </table> <p>(2) <u>Spending authority for South Burlington AV-FY18-001 is amended as follows:</u></p> <table border="1" data-bbox="190 1214 956 1307"> <thead> <tr> <th>FY23</th> <th>As Proposed</th> <th>As Amended</th> <th>Change</th> </tr> </thead> <tbody> <tr> <td>Const</td> <td>12,650,000</td> <td>12,500,000</td> <td>-150,000</td> </tr> <tr> <td>Total</td> <td>12,650,000</td> <td>12,500,000</td> <td>-150,000</td> </tr> </tbody> </table>	FY23	As Proposed	As Amended	Change	Other	0	150,000	150,000	Total	0	150,000	150,000	<u>Sources of funds</u>				State	0	15,000	15,000	Federal	0	135,000	135,000	Total	0	150,000	150,000	FY23	As Proposed	As Amended	Change	Const	12,650,000	12,500,000	-150,000	Total	12,650,000	12,500,000	-150,000	<p>Sec. 17. BURLINGTON INTERNATIONAL AIRPORT WORKING GROUP; REPORT</p> <p>HOUSE VERSION IS SILENT ON ADDING THE PROJECT TO THE WHITE BOOK</p> <p>HOUSE VERSION IS SILENT ON AN AUTHORIZATION</p>	<p>Sec. 17. BURLINGTON INTERNATIONAL AIRPORT WORKING GROUP; REPORT</p> <p>(a) <u>Project addition. The following project is added to the Agency of Transportation's Proposed Fiscal Year 2023 Transportation Program for Aviation: Burlington International Airport Study.</u></p> <p>(b) <u>Authorization.</u></p> <p>(1) <u>Spending authority for the Burlington International Airport Study is authorized as follows:</u></p> <table border="1" data-bbox="1723 852 2497 1068"> <thead> <tr> <th>FY23</th> <th>As Proposed</th> <th>As Amended</th> <th>Change</th> </tr> </thead> <tbody> <tr> <td>Other</td> <td>0</td> <td>150,000</td> <td>150,000</td> </tr> <tr> <td>Total</td> <td>0</td> <td>150,000</td> <td>150,000</td> </tr> <tr> <td colspan="4"><u>Sources of funds</u></td> </tr> <tr> <td>State</td> <td>0</td> <td>15,000</td> <td>15,000</td> </tr> <tr> <td>Federal</td> <td>0</td> <td>135,000</td> <td>135,000</td> </tr> <tr> <td>Total</td> <td>0</td> <td>150,000</td> <td>150,000</td> </tr> </tbody> </table> <p>(2) Spending authority for Statewide (Aviation Operations & Maintenance) is amended as follows:</p> <table border="1" data-bbox="1723 1214 2497 1307"> <thead> <tr> <th>FY23</th> <th>As Proposed</th> <th>As Amended</th> <th>Change</th> </tr> </thead> <tbody> <tr> <td>Other</td> <td>1,216,303</td> <td>1,201,303</td> <td>-15,000</td> </tr> <tr> <td>Total</td> <td>1,216,303</td> <td>1,201,303</td> <td>-15,000</td> </tr> </tbody> </table>	FY23	As Proposed	As Amended	Change	Other	0	150,000	150,000	Total	0	150,000	150,000	<u>Sources of funds</u>				State	0	15,000	15,000	Federal	0	135,000	135,000	Total	0	150,000	150,000	FY23	As Proposed	As Amended	Change	Other	1,216,303	1,201,303	-15,000	Total	1,216,303	1,201,303	-15,000
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¹ NOTE: Yellow highlighting indicates a difference from Sec. 17 in the Senate proposal of amendment.

<u>Sources of funds</u>			
State	500,000	485,000	-15,000
Federal	11,385,000	11,250,000	-135,000
Local	765,000	765,000	0
Total	12,650,000	12,500,000	-150,000

(3) The City of Burlington, which is the sponsor of the Burlington International Airport, and the Agency of Transportation shall work together to secure a grant from the Federal Aviation Administration to cover the \$135,000.00 in federal monies authorized for expenditure under subdivision (1) of this subsection for the Burlington International Airport Study.

(c) Creation. There is created the Burlington International Airport Study Committee to examine the existing governance structure and alternatives to the existing governance structure of the Burlington International Airport (Airport) and to report the Committee's findings and recommendations.

(d) Membership. The Committee shall be composed of the following nine voting members and two nonvoting members:

(1) one voting member appointed by the Governor;

(2) one voting member designated by the mayor of the City of Burlington;

(3) one voting member designated by the city council of the City of Burlington;

(a) Creation. There is created the Burlington International Airport Working Group (Working Group) to discuss current issues of regional concern at the Burlington International Airport (Airport)

(b) Membership. The Working Group shall be composed of the following facilitator and six members:

(2) one member designated by the city council of the City of Burlington;

<u>Sources of funds</u>			
State	1,216,303	1,201,303	-15,000
Total	1,216,303	1,201,303	-15,000

(3) The City of Burlington, which is the sponsor of the Burlington International Airport, and the Agency of Transportation shall work together to secure a grant from the Federal Aviation Administration to cover the \$135,000.00 in federal monies authorized for expenditure under subdivision (1) of this subsection for the Burlington International Airport Study.

(c) Creation. There is created the Burlington International Airport Working Group (Working Group) to examine the existing governance structure and alternatives to the existing governance structure of the Burlington International Airport (Airport) and to report the Working Group's findings and recommendations.

(d) Membership. The Working Group shall be composed of the following seven voting members and three nonvoting members:

(1) one voting member designated by the mayor of the City of Burlington;

(2) one voting member designated by the city council of the City of Burlington;

<p><u>(4) one voting member designated by the city council of the City of South Burlington;</u></p> <p><u>(5) one voting member designated by the mayor of the City of Winooski;</u></p> <p><u>(6) one voting member designated by the Chittenden County Regional Planning Commission to represent individuals, such as Black, Indigenous, and Persons of Color (BIPOC), immigrants, individuals with low income, and individuals residing in “disadvantaged communities” as defined in federal Executive Order 14008, “Tackling the Climate Crisis at Home and Abroad,” adversely affected by the Airport;</u></p> <p><u>(7) one voting member designated by the Chittenden County Regional Planning Commission to represent the general aviation organizations at the Airport;</u></p> <p><u>(8) the Secretary of Transportation or designee, who shall be a voting member;</u></p> <p><u>(9) one voting member designated by the President and CEO of the Lake Champlain Regional Chamber of Commerce;</u></p> <p><u>(10) the current, including acting or interim, Director of Aviation for the Airport or designee, who shall be a nonvoting member of the Committee; and</u></p>	<p><u>(5) one member designated by the city council of the City of South Burlington;</u></p> <p><u>(6) one member designated by the city council, inclusive of the mayor and deputy mayor, of the City of Winooski; and</u></p> <p><u>(4) one member to represent the general aviation organizations at the Airport designated by the mayor of the City of Burlington;</u></p> <p><u>(1) the Secretary of Transportation or designee, who shall be the facilitator of the Working Group, but shall not be considered a member of the Working Group;</u></p> <p><u>(3) one member to represent Airport leadership designated by the mayor of the City of Burlington;</u></p>	<p><u>(3) one voting member designated by the city council of the City of South Burlington;</u></p> <p><u>(4) one voting member designated by the mayor of the City of Winooski;</u></p> <p><u>(5) one voting member designated by the city council of the City of Burlington, in consultation with the mayor of the City of Burlington, to represent individuals, such as Black, Indigenous, and Persons of Color (BIPOC), immigrants, individuals with low income, and individuals residing in “disadvantaged communities” as defined in federal Executive Order 14008, “Tackling the Climate Crisis at Home and Abroad,” adversely affected by the Airport;</u></p> <p><u>(6) one voting member designated by the city council of the City of South Burlington to represent the general aviation organizations at the Airport;</u></p> <p><u>(7) the Secretary of Transportation or designee, who shall be a nonvoting member;</u></p> <p><u>(8) one voting member designated by the President and CEO of the Lake Champlain Regional Chamber of Commerce;</u></p> <p><u>(9) the current, including acting or interim, Director of Aviation for the Airport or designee, who shall be a nonvoting member of the Working Group; and</u></p>
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<p><u>(11) the Director of the Chittenden County Regional Planning Commission or designee, who shall be a nonvoting member of the Committee.</u></p> <p><u>(e) Assistance; consultant.</u></p> <p><u>(1) The Committee shall have the administrative, technical, and legal assistance of the Agency of Transportation, which shall contract with an independent third-party consultant with expertise in airport governance and may contract with an additional person to serve as a neutral facilitator for the Committee if such assistance cannot be provided by an employee or employees of the Agency of Transportation.</u></p> <p><u>(2) The Agency of Transportation shall work with the Committee to prepare a request for information and a request for proposal for the retention of the independent third-party consultant that is contracted with pursuant to subdivision (1) of this subsection.</u></p> <p><u>(f) Powers and duties. The Committee, with the assistance of the consultant retained as required under subsection (e) of this section, shall:</u></p> <p><u>(1) review prior reports and recommendations prepared on the governance structure of the Airport, including the January 1, 2020 memorandum from Eileen Blackwood, Burlington City Attorney to Mayor Miro Weinberger and the City Council regarding Burlington International Airport and Regional Governance Questions; the June 10, 2013 Burlington International Airport, Airport Strategic Planning Committee</u></p>	<p><u>(7) the Director of the Chittenden County Regional Planning Commission or designee, who shall be a [REDACTED] member of the Working Group.</u></p> <p><u>HOUSE VERSION IS SILENT ON ASSISTANCE FOR THE WORKING GROUP AND CONSULTANT</u></p> <p><u>(c) [REDACTED] Duties. The Working Group [REDACTED] shall:</u></p> <p><u>(1) review prior reports and recommendations prepared on the governance structure of the Airport, including the January 1, 2020 memorandum from Eileen Blackwood, Burlington City Attorney to Mayor Miro Weinberger and the City Council regarding Burlington International Airport and Regional Governance Questions; the June 10, 2013 Burlington International Airport, Airport Strategic Planning Committee</u></p>	<p><u>(10) the Director of the Chittenden County Regional Planning Commission or designee, who shall be a nonvoting member of the Working Group.</u></p> <p><u>(e) Assistance; consultant.</u></p> <p><u>(1) The Working Group shall have the administrative, technical, and legal assistance of the Agency of Transportation, which shall contract with an independent third-party consultant with expertise in airport governance and may contract with an additional person to serve as a neutral facilitator for the Working Group if such assistance cannot be provided by an employee or employees of the Agency of Transportation.</u></p> <p><u>(2) The Agency of Transportation shall work with the Working Group to prepare a request for information and a request for proposal for the retention of the independent third-party consultant that is contracted with pursuant to subdivision (1) of this subsection.</u></p> <p><u>(f) Powers and duties. The Working Group, with the assistance of the consultant retained as required under subsection (e) of this section, shall:</u></p> <p><u>(1) review prior reports and recommendations prepared on the governance structure of the Airport, including the January 1, 2020 memorandum from Eileen Blackwood, Burlington City Attorney to Mayor Miro Weinberger and the City Council regarding Burlington International Airport and Regional Governance Questions; the June 10, 2013 Burlington International Airport, Airport Strategic Planning Committee</u></p>
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<p><u>Recommendations (Airport Strategic Planning Committee Recommendations); and the December 1985 Final Report of the Burlington Airport Study Group;</u></p> <p>(2) <u>examine the advantages and disadvantages of each of the options identified in the Airport Strategic Planning Committee Recommendations;</u></p> <p>(3) <u>examine the advantages and disadvantages of any additional governance structure options for the Airport recommended by the consultant or identified by a majority of the voting members of the Committee as warranting study;</u></p> <p>(4) <u>identify any other issue relating to the governance of the Airport that a majority of the voting members of the Committee determine warrants study; and</u></p> <p>(5) <u>make recommendations on the governance structure of the Airport</u> <u>as supported</u> <u>by a majority of the voting members of the Committee.</u></p>	<p><u>Recommendations</u> [redacted]; <u>and the December 1985 Final Report of the Burlington Airport Study Group;</u></p> <p>(2) <u>discuss current issues of regional concern regarding the Airport;</u></p> <p>(3) <u>explore opportunities for regional collaboration regarding the Airport;</u></p> <p>(4) <u>analyze what actions could address any issues of regional concern regarding the Airport; and</u></p> <p>(5) <u>prepare a report, based on the determination of the members of the Working Group, that:</u></p> <p>(A) <u>summarizes any current issues of regional concern regarding the Airport;</u></p> <p>(B) <u>identifies and discusses any opportunities for regional collaboration regarding the Airport; and</u></p> <p>(C) <u>identifies and discusses any actions that could address any issues of regional concern regarding the Airport.</u></p>	<p><u>Recommendations (Airport Strategic Planning Committee Recommendations); and the December 1985 Final Report of the Burlington Airport Study Group;</u></p> <p>(2) <u>discuss current issues of regional concern regarding the Airport, explore opportunities for regional collaboration regarding the Airport, and analyze what actions, including but not limited to a change in the governance structure, could address any issues of regional concern regarding the Airport;</u></p> <p>(3) <u>examine the advantages and disadvantages of each of the options identified in the Airport Strategic Planning Committee Recommendations;</u></p> <p>(4) <u>examine the advantages and disadvantages of any additional governance structure options for the Airport recommended by the consultant or identified by a majority of the voting members of the Working Group as warranting study;</u></p> <p>(5) <u>identify any other issue relating to the governance of the Airport that a majority of the voting members of the Working Group determine warrants study; and</u></p> <p>(6) <u>make recommendations on the governance structure of the Airport or opportunities for regional collaboration regarding the Airport, or both, as supported by a majority of the voting members of the Working Group.</u></p>
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<p><u>(g) Report; recommendations.</u></p> <p>On or before January 15, 2024, the Committee shall submit a written report to the General Assembly with its findings and recommendations. Any recommendations from the Committee shall address how to ensure that there are not negative financial impacts on the City of Burlington.</p> <p><u>(h) Meetings.</u></p> <p><u>(1) The Secretary of Transportation or designee shall call the first meeting of the Committee to occur on or before September 30, 2022.</u></p> <p><u>(2) The Committee shall select a chair from among its voting members at the first meeting.</u></p> <p><u>(3) A majority of the voting membership of the Committee shall constitute a quorum.</u></p> <p><u>(4) The Committee shall cease to exist on January 16, 2024.</u></p>	<p><u>(d) Report</u> .</p> <p>On or before January 15, 2023, the Secretary of Transportation or designee shall submit the written report of the Working Group to the House and Senate Committees on Transportation.</p> <p><u>(e) Meetings.</u></p> <p><u>(1) The Secretary of Transportation or designee shall call the first meeting of the Working Group to occur on or before September 30, 2022.</u></p> <p><u>(2) The Working Group shall only meet if a majority of the membership is present.</u></p> <p><u>(3) The Working Group shall cease to exist on July 1, 2023.</u></p>	<p><u>(g) Reports; recommendations.</u></p> <p><u>(1) The Chair of the Working Group shall provide an oral report outlining the Working Group's progress, including a summary of the membership of the Working Group, the process of retaining the required consultant, and anything else the Chair thinks will have bearing on the final report and recommendations, to the House and Senate Committees on Transportation in February 2023.</u></p> <p><u>(2) On or before January 15, 2024, the Working Group shall submit a written report to the General Assembly with its findings and recommendations. Any recommendations from the Working Group shall address how to ensure that there are not negative financial impacts on the City of Burlington.</u></p> <p><u>(h) Meetings.</u></p> <p><u>(1) The Secretary of Transportation or designee shall call the first meeting of the Working Group to occur on or before September 30, 2022.</u></p> <p><u>(2) The Working Group shall select a chair from among its voting members at the first meeting.</u></p> <p><u>(3) A majority of the voting membership of the Working Group shall constitute a quorum.</u></p> <p><u>(4) The Working Group shall cease to exist on January 16, 2024.</u></p>
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<p><u>(i) Compensation and reimbursement. Members of the Committee who are not employees of the State of Vermont and who are not otherwise compensated or reimbursed for their attendance shall be entitled to per diem compensation and reimbursement of expenses as permitted under 32 V.S.A. § 1010 for not more than six meetings.</u></p>	<p>[HOUSE VERSION IS SILENT ON COMPENSATION AND REIMBURSEMENT FOR MEMBERS OF THE WORKING GROUP]</p>	<p><u>(i) Compensation and reimbursement. Members of the Working Group who are not employees of the State of Vermont and who are not otherwise compensated or reimbursed for their attendance shall be entitled to per diem compensation and reimbursement of expenses as permitted under 32 V.S.A. § 1010 for not more than six meetings.</u></p>
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