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H.517

2 An act relating to approval of the dissolution of Duxbury-Moretown Fire
3 District No. 1

4 The Senate proposes to the House to amend the bill by adding a new section
5 to be numbered Sec. 1a to read as follows:

6 Sec. 1a. 24 V.S.A. § 363 is amended to read:

7 § 363. DEPUTY STATE'S ATTORNEYS

8 (a) A State's Attorney may appoint as many deputy State's Attorneys as
9 necessary for the proper and efficient performance of ~~his or her~~ the State's
10 Attorney's office and may remove them at pleasure. The Executive
11 Committee of the Department of State's Attorneys and Sheriffs may authorize
12 or direct the Department's Executive Director to appoint deputy State's
13 Attorneys who shall have all of the same powers and duties of any other
14 deputy State's Attorney except that such deputies may prosecute cases in any
15 county of the State. The Executive Committee shall have the authority to limit
16 the term and scope of any such appointments and may remove such deputies at
17 the Committee's pleasure.

18 (b) The pay for deputy State's Attorneys shall be fixed by the Executive
19 Director of the Department of State's Attorneys and Sheriffs or through
20 collective bargaining pursuant to 3 V.S.A. chapter 27, but it shall not exceed
21 the pay of the State's Attorney making the appointment or other appointing

1 authority. Deputy State's Attorneys shall be compensated only for periods of
2 actual performance of the duties of the office. Deputy State's Attorneys shall
3 be reimbursed for their necessary expenses incurred in connection with their
4 official duties when approved by the State's Attorneys and the Commissioner
5 of Finance and Management.

6 (c) Deputy State's Attorneys shall exercise all the powers and duties of the
7 State's Attorneys except the power to designate someone to act in the event of
8 their own disqualification.

9 (d) Deputy State's Attorneys may not enter upon the duties of the office
10 until they have taken the oath or affirmation of allegiance to the State and the
11 oath of office required by the Constitution, and until the oath together with
12 their appointment is filed for record with the county clerk. If appointed and
13 under oath, a deputy State's Attorney appointed by a State's attorney may
14 prosecute cases in another county if the State's Attorney in the other county
15 files the deputy's appointment in the other county clerk's office. In case of a
16 vacancy in the office of State's Attorney, the appointment of the deputy,
17 except for a deputy appointed by the Executive Committee or Executive
18 Director, shall expire upon the appointment of a new State's Attorney.