

1 H.587
2 Introduced by Representative Burrows of West Windsor
3 Referred to Committee on
4 Date:
5 Subject: Taxation and finance; salaries and fees; State officers; members of
6 certain boards; per diem rates
7 Statement of purpose of bill as introduced: This bill proposes to require that
8 per diem rates for members of State boards and commissions be the greater of
9 \$50.00 or the Vermont livable wage per hour rate.

10 An act relating to board and commission member per diems
11 It is hereby enacted by the General Assembly of the State of Vermont:
12 Sec. 1. 32 V.S.A. § 1010 is amended to read:
13 § 1010. MEMBERS OF CERTAIN BOARDS
14 (a) Except for those members serving ex officio or otherwise regularly
15 employed by the State, the members of the following boards shall be entitled to
16 receive per diem compensation:
17 * * *
18 (b)(1) Notwithstanding any other provision of law, members of
19 professional or occupational licensing boards or commissions, advisory boards
20 or commissions, appeals boards, promotional boards, interstate boards,

1 supervisory boards and councils, or any other boards, commissions, or similar
2 entities that are not listed in subsection (a) of this section but are otherwise
3 entitled by act of the General Assembly to receive per diem compensation shall
4 be entitled to receive per diem compensation for ~~each day~~ time devoted to
5 official duties.

6 (2) “Per diem compensation” means the amount of compensation to
7 which a member of a statutory board or commission is entitled for:

8 (A) attendance at a regular or special meeting of such board or
9 commission or any committee thereof; or
10 (B) performance of other duties directly related to the efficient
11 conduct of necessary board business as assigned and approved by the
12 chairperson, provided that payment for such duties shall be at the per diem rate
13 prorated for actual time spent performing duties. Proration shall be calculated
14 based on an eight-hour day. Under no circumstances shall the daily payment
15 exceed the per diem amount.

16 (c) The members of the boards and commissions, including those members
17 serving ex officio or otherwise regularly employed by the State, shall be
18 entitled to receive their actual and necessary expenses when away from home
19 or office upon their official duties.

20 (d) Notwithstanding the provisions of subsections (a) and (b) of this
21 section, a member shall not be entitled to receive State per diem compensation

1 for any meeting or other official duty for which specific compensation is
2 provided by another source.

3 (e) Per diem compensation authorized under this section for members of
4 boards, commissions, councils, and committees and all other management,
5 policymaking, or advisory bodies, including temporary study commissions, of
6 the Executive Branch, whether appointed by the Governor or not, shall be not
7 less than \$50.00 per day or the most current Vermont livable wage per hour
8 rate established pursuant to 2 V.S.A. § 526, whichever is more, and shall be
9 approved pursuant to this subsection.

10 (1) The annual budget report of the Governor submitted to the General
11 Assembly as required by section 306 of this title shall contain a separate
12 schedule, by entity, that provides the per diem compensation rate established
13 for the current fiscal year and the per diem rate proposed for the next fiscal
14 year of any per diem that will be increased from its current fiscal year rate.
15 This schedule shall also provide, by entity, the total per diem amounts paid and
16 total expenses reimbursed for all members of the entity in the most recently
17 ended fiscal year. Prior to submitting this schedule, the Governor shall consult
18 with each elective officer or State officer who administers per diems that are
19 not funded by the General Fund.

20 (2) In the annual budget documentation submitted to the House and
21 Senate Committees on Appropriations, any agency or department that

1 administers funds for a board, commission, council, and committee and all
2 other management, policymaking, or advisory bodies, including temporary
3 study commissions, shall provide a list of the entities and the current and
4 projected per diem rate and expense reimbursement for each entity. The
5 agency or department shall include within its annual budget documentation the
6 justification for any current or projected per diem rate that is greater than
7 \$50.00 or the most current Vermont livable wage per hour rate established
8 pursuant to 2 V.S.A. § 526, including the justification for authorizing a per
9 diem rate ~~of greater than \$50.00 for a board, commission, council, or~~
10 ~~committee created~~ by executive order pursuant to subsection (g) of this section.

11 (f) [Repealed.]

12 (g) The Governor may authorize per diem compensation and expense
13 reimbursement in accordance with this section for members of boards,
14 commissions, councils, and committees and all other management,
15 policymaking, or advisory bodies, including temporary study commissions,
16 created by executive order. Per diems and expense reimbursement authorized
17 under this subsection shall be effective as of the effective date of the executive
18 order but shall subsequently be reviewed and approved pursuant to the
19 approval process of subsection (e) of this section during the next budgetary
20 cycle.

1 Sec. 2. EFFECTIVE DATE

2 This act shall take effect on passage.