

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on General and Housing to which was referred Senate Bill
3 No. 89 entitled “An act relating to expanding survivor benefits” respectfully
4 reports that it has considered the same and recommends that the House propose
5 to the Senate that the bill be amended by striking out all after the enacting
6 clause and inserting in lieu thereof the following:

7 Sec. 1. 20 V.S.A. § 3171 is amended to read:

8 § 3171. DEFINITIONS

9 As used in this chapter:

10 * * *

11 (3) “Emergency personnel” means:

12 (A) firefighters as defined in subdivision 3151(3) of this title; ~~and~~

13 (B) emergency medical personnel and volunteer personnel as defined
14 in 24 V.S.A. § 2651;

15 (C) law enforcement officers who have been certified by the Vermont
16 Criminal Justice Council pursuant to section 2358 of this title;

17 (D) facility employees of the Department of Corrections and
18 Department of Corrections employees who provide direct security and
19 treatment services to offenders under supervision in the community;

20 (E) classified family services employees in the Family Services
21 Division of the Department for Children and Families;

1 (F) classified medical employees of State-operated therapeutic
2 community residences or inpatient psychiatric hospital units; and

3 (G) persons licensed to practice clinical social work, pursuant to 26
4 V.S.A. chapter 61, or a person licensed to practice clinical mental health
5 counseling, pursuant to 26 V.S.A. chapter 65.

6 (4) “Line of duty” means:

7 (A) ~~answering or returning from~~ with respect to firefighters,
8 emergency medical personnel, and volunteer personnel:

9 (i) service in answer to a call of the department or service for a
10 fire or emergency or, including going to and returning from a fire or
11 emergency or participating in a fire or emergency training drill; or

12 ~~(B)(ii)~~ (ii) similar service in another town or district to which the
13 department or service has been called for firefighting or emergency purposes;

14 (B) with respect to law enforcement officers:

15 (i) service as a law enforcement officer in answer to a complaint
16 lodged with the department or in response to a disorder, including going to,
17 returning from, and investigating or responding to the complaint or disorder; or

18 (ii) service under orders from the department or in any emergency
19 for which the law enforcement officer serves as a law enforcement officer;

20 (C) with respect to covered employees of the Department of
21 Corrections, discharging their duties as employees;

1 (2) Survivors of emergency personnel:

2 (A) as defined in subdivisions 3171(3)(A) and (B) of this chapter,
3 employed by or who volunteer for the State of Vermont, a county or
4 municipality of the State, or a nonprofit entity that provides services in the
5 State, who die in the line of duty or of an occupation-related illness may
6 request the Board award a monetary benefit under section 3173 of this ~~title~~
7 chapter;

8 (B) as defined in subdivisions 3171(3)(C)–(F) of this chapter,
9 employed by or who volunteer for the State of Vermont, a county or
10 municipality of the State, or a nonprofit entity that provides services in the
11 State, who die on or after July 1, 2026, in the line of duty or of an occupation-
12 related illness may request the Board award a monetary benefit under section
13 3173 of this chapter; and

14 (C) as defined in subdivision 3171(3)(G) of this chapter, employed
15 by or who volunteer for the State of Vermont, a county or municipality of the
16 State, or a nonprofit entity that provides services in the State, who die on or
17 after July 1, 2026, in the line of duty may request the Board award a monetary
18 benefit under section 3173 of this chapter.

19 (3) The Board shall be responsible for determining whether to award
20 monetary benefits under section 3173 of this chapter. To assist the Board with
21 applications involving deaths from occupation-related illness, the Board may

1 pay reasonable fees from the Emergency Personnel Survivors Benefit Special
2 Fund for a medical expert and other services as necessary to review
3 applications and make recommendations to the Board.

4 (4) A decision to award monetary benefits shall be made by unanimous
5 vote of the Board and shall be made within 60 days after the receipt of all
6 information necessary to enable the Board to determine eligibility.

7 (5) The Board may request any information necessary for the exercise of
8 its duties under this section. Nothing in this section shall prevent the Board
9 from initiating the investigation or determination of a claim before being
10 requested by a survivor or employer of emergency personnel.

11 * * *

12 Sec. 3. 20 V.S.A. § 3175 is amended to read:

13 § 3175. EMERGENCY PERSONNEL SURVIVORS BENEFIT SPECIAL
14 FUND

15 (a) The Emergency Personnel Survivors Benefit Special Fund is
16 established in the Office of the State Treasurer for the purpose of the payment
17 of claims distributed pursuant to this chapter. The Fund shall comprise
18 ~~appropriations~~ transfers made by the General Assembly, amounts transferred
19 by the Emergency Board when the General Assembly is not in session, and
20 contributions or donations from any other source. Expenses incurred pursuant
21 to subdivision 3172(a)(3) of this chapter shall be paid from the Fund. All

1 balances in the Fund at the end of the fiscal year shall be carried forward.

2 Interest earned shall remain in the Fund.

3 (b) In the event that the balance of the Fund is insufficient to pay monetary
4 benefits awarded by the Board when the General Assembly is not in session,
5 the Emergency Board may, pursuant to its authority under 32 V.S.A. § 133,
6 transfer into the Fund additional amounts necessary to pay the monetary
7 benefits.

8 Sec. 4. EFFECTIVE DATE

9 This act shall take effect on July 1, 2026.

10

11

12

13

14

15

16

17

18 (Committee vote: _____)

19

20

21

Representative _____

FOR THE COMMITTEE