

SEN. MARK A. MACDONALD, VICE CHAIR
SEN. CHRISTOPHER BRAY
SEN. VIRGINIA "GINNY" LYONS
SEN. DAVID WEEKS



REP. TREVOR SQUIRRELL, CHAIR
REP. SETH BONGARTZ
REP. MARK HIGLEY
REP. CAROL ODE

STATE OF VERMONT

Legislative Committee on Administrative Rules (LCAR)

ADMINISTRATIVE RULES

MINUTES

July 25, 2024

The Joint Legislative Committee on Administrative Rules met on Thursday, July 25, 2024, beginning at 10:00 a.m. in room 10 of the State House in Montpelier, Vermont.

The following members were present:

Sen. Mark A. MacDonald, Vice Chair
Sen. Christopher Bray
Sen. Virginia "Ginny" Lyons
Sen. David Weeks

Rep. Trevor Squirrel, Chair
Rep. Seth Bongartz
Rep. Mark Higley
Rep. Carol Ode

Staff present:

Jon Gray
Charlene Dindo
Lindsey Schreier

Committee Counsel
Committee Assistant
Administrative Assistant

Approval of prior minutes

On motion of Sen. Bray, the Committee approved the minutes of June 27, 2024.

Review of rules

The Committee reviewed the following rules:

23-P43 - Agency of Natural Resources/Vermont Low Emission Vehicle and Zero Emission Vehicle Rules. Rachel Stevens, Associate General Counsel, Department of Environmental Conservation, Agency of Natural Resources, and Deirdra Ritzer, Mobile Sources Section Chief, Department of Environmental Conservation, Agency of Natural Resources, explained the rule and answered questions from the Committee.

This rule incorporates by reference a suite of motor vehicle emission standards from California, including the “Heavy-Duty Engine and Vehicle Omnibus” or “HD Omnibus” regulation.

On motion of Sen. Bray, the Committee approved the rule as submitted.

24-P18 - Agency of Education/Rules Governing the Licensing of Educators and the Preparation of Education Professionals. Ronald Ryan, Agency of Education, and Katie Gagliardo, Agency of Education, explained the rule and answered questions from the Committee.

This rule clarifies the bachelor’s degree requirement for driver’s education in-vehicle only, reforms praxis testing requirements, makes changes around school psychology licensure requirements recommended by the National Association of School Psychologists, removes a prohibition on additional special education provisional licenses, updates the Model Code of Educator Ethics, makes routine revisions to several endorsements and establishes a new PK-12 Mathematics Specialist Endorsement, and makes various technical corrections.

On motion of Sen. Bray, the Committee approved the rule as submitted.

23-P44 - Department of Disabilities, Aging, and Independent Living/Residential Care Home and Assisted Living Residence Licensing Regulations. Stuart Schurr, General Counsel, Department of Disabilities, Aging, and Independent Living; Pamela Cota, Licensing Chief, Division of Licensing and Protection, Department of Disabilities, Aging, and Independent Living; and Carol Scott, State Long-Term Care Manager, Division of Licensing and Protection, Department of Disabilities, Aging, and Independent Living, explained the rule and answered questions from the Committee. Helen Labun, Executive Director, Vermont Health Care Association; Kaili Kuiper, State Long-Term Care Ombudsman, Vermont Long-Term Care Ombudsman Project, Vermont Legal Aid; and Leah Burdick, Staff Attorney, Elder Law Project, Vermont Legal Aid, also testified on the rule.

This rule updates the Residential Care Home (RCH) and Assisted Living Residence (ALR) regulations.

Action on this rule is postponed until August 22, 2024.

24-E06 - Department for Children and Families/General Assistance Emergency Housing Assistance Emergency Rules. Heidi Moreau, Policy Advisor, Department for Children and Families, was in attendance to explain the rule, but the Committee did not reach the rule. Brenda Siegel, Executive Director, End Homelessness Vermont, and Leah Burdick, Staff Attorney, Elder Law Project, Vermont Legal Aid, also were in attendance to testify on the rule.

This rule makes five amendments to the General Assistance Emergency Housing Program rules.

Action on this rule is postponed until August 22, 2024.

Adjournment and next meeting

The Committee adjourned at 12:11 p.m.

The next meeting of the Committee is scheduled for August 22, 2024, beginning at 10:00 a.m. in room 11 of the State House in Montpelier, Vermont.

Respectfully submitted,

Jon Gray
Committee Counsel

cc: APA Clerk, Secretary of State
ICAR, Agency of Administration