

## Side-by-Side Comparison of S.138

5/16/15 @ 9:00 am

*Sections highlighted in yellow address the same subject but with differences highlighted in yellow within the text*

*Sections highlighted in turquoise are identical*

Subject	Sec.		House Draft Conference Proposal 5/15/15 @ 8:30 pm	Senate Draft Conference Proposal 5/16/15 @ 9:00 am
	House	Senate		
Business Rapid Response to Declared State Disasters	A.1	-	As Passed House	As Passed House
Gun Suppressors – Manufacture, Import, Possession, Use, Sale	A.2.A	A.2	A.2. [Reserved]	A.2. [Reserved]
Blockchain Technology	A.3	-	As Passed House and modified by Senate Conference Proposal	As Passed House and modified by Senate Conference Proposal
Alcoholic Beverages; Definitions	A.4	50	As Passed House	As Passed House
Alcoholic Beverages; Duties of Liquor Control Board	A.5	51	As Passed House and Senate	As Passed House and Senate
Alcoholic Beverages; Duties of Commissioner	A.6	52	As Passed House and Senate	As Passed House and Senate
Alcoholic Beverages; Special Purchases by Commissioner	A.7	53	As Passed House and Senate	As Passed House and Senate
Alcoholic Beverages; Liquor Control Fund	A.8	54	As Passed House and Senate	As Passed House and Senate
Alcoholic Beverages; First- and Second-Class Licenses	A.9	55	As Passed House and Senate	As Passed House and Senate
Alcoholic Beverages; Third-Class Licenses	A.10	56	As Passed House and Senate	As Passed House and Senate
Alcoholic Beverages; Educational Sampling Events	A.11	57	As Passed House and Senate	As Passed House and Senate
Alcoholic Beverages; Licensing Fees	A.12	58	As Passed House	As Passed House
Alcoholic Beverages; Excise Tax on Spirits and Fortified Wines	A.13	59	As Passed House and Senate	As Passed House and Senate
Alcoholic Beverages; Statutory Revision	A.14	60	As Passed House and Senate	As Passed House and Senate
Alcoholic Beverages; Fortified Wine Study	A.15	61	As Passed House and Senate	As Passed House and Senate
Alcoholic Beverages; Liquor Control System	A.16	-	As Passed House and modified by Senate Conference Proposal	As Passed House and modified by Senate Conference Proposal

Modernization Study				
Uniform Commercial Code – Article 4A	B.1	-	As Passed House	As Passed House
Uniform Commercial Code – Article 7	B.2	-	As Passed House	As Passed House
Vermont Strong Scholars Program and Internship Initiative - Findings	C.1	10	As Passed House	As Passed House
Vermont Strong Scholars Program and Internship Initiative - Findings	C.2	11	As Passed House and modified by Senate Conference Proposal	As Passed House and modified by Senate Conference Proposal
Workforce Education and Training Fund; Vermont Career Internship Program	C.3	-	As Passed House	As Passed House
Vermont Career Internship Program	C.3	-	As Passed House	As Passed House
Youth Employment Working Group	C.4	-	Conference Position (striking out in its entirety)	Conference Position (striking out in its entirety)
Vermont Governor’s Committee on Employment of People with Disabilities	C.5	13	As Passed House	As Passed House
Vermont ABLE Savings Program	C.6 – C.8	-	As Passed House	As Passed House
Medicaid for Working People with Disabilities	C.9	-	As Passed House	As Passed House
Vermont Career Technical Education; Study and Report	C.10	-	As Passed House	As Passed House
Advanced Manufacturing and Information Technology Programs; Analysis	-	12	Conference Position (striking out in its entirety)	Conference Position (striking out in its entirety)
Tourism and Marketing; Economic Development Marketing – Findings and Purpose	D.1	-	As Passed House	As Passed House
Tourism and Marketing; Economic Development Marketing – Department of Tourism and Marketing	D.2	-	As Passed House	As Passed House
Tourism and Marketing; Economic Development Marketing – Economic Development Marketing Proposal	D.3	-	As Passed House	As Passed House
Tourism and Marketing; Economic Development Marketing – Appropriation	D.4	-	See Sec. G.10. Transfers	See Sec. G.10. Transfers
Domestic Export Program -	D.5	41	As Passed House and Senate	As Passed House and Senate

<b>Codification</b>				
<b>Domestic Export Program – Implementation</b>	<a href="#">D.6</a>	<a href="#">42</a>	<a href="#">As Passed House</a>	<a href="#">As Passed House</a>
<b>Vermont Entrepreneurial Lending Program</b>	<a href="#">E.1</a>	<a href="#">43</a>	<a href="#">As Passed House</a>	<a href="#">As Passed House</a>
<b>Vermont Economic Development Authority; Eligible Facility</b>	<a href="#">E.2</a>	<a href="#">-</a>	<a href="#">As Passed House</a>	<a href="#">As Passed House</a>
<b>Treasurer’s Credit Facility for Local Investments; Extension of Sunset</b>	<a href="#">E.3</a>	<a href="#">46</a>	<a href="#">As Passed House and Senate</a>	<a href="#">As Passed House and Senate</a>
<b>Peer-to-Peer Lending; Study; Report</b>	<a href="#">-</a>	<a href="#">E.5</a>	<a href="#">As Passed Senate</a>	<a href="#">As Passed Senate</a>
<b>Media Production Database Licensed Lender; Exemption</b>	<a href="#">-</a>	<a href="#">E.6</a>	<a href="#">As Passed Senate and modified by Senate Conference Committee</a>	<a href="#">As Passed Senate and modified by Senate Conference Committee</a>
<b>Economic Development Strategy; Deference to Regional Plans</b>	<a href="#">E.4</a>	<a href="#">-</a>	<a href="#">As Passed House</a>	<a href="#">As Passed House</a>
<b>Economic Development Strategy; Deference to Regional Plans</b>	<a href="#">F.1</a>	<a href="#">-</a>	<a href="#">As Passed House</a>	<a href="#">As Passed House</a>
<b>Southern Vermont Economic Development Zone – Findings and Purpose</b>	<a href="#">F.2</a>	<a href="#">-</a>	<a href="#">Conference Position (As passed House with addition of intent language)</a>	<a href="#">Conference Position (As passed House with addition of intent language)</a>
<b>Southern Vermont Economic Development Zone – Zone Established</b>	<a href="#">F.3</a>	<a href="#">-</a>	<a href="#">As Passed House</a>	<a href="#">As Passed House</a>
<b>Southern Vermont Economic Development Zone – Study Committee and Report</b>	<a href="#">F.4</a>	<a href="#">-</a>	<a href="#">As Passed House</a>	<a href="#">As Passed House</a>
<b>Act 250; Implementation of Criterion 9(L)</b>	<a href="#">F.5</a>	<a href="#">33</a>	<a href="#">As Passed House and Senate</a>	<a href="#">As Passed House and Senate</a>
<b>Neighborhood Development Area</b>	<a href="#">F.6</a>	<a href="#">35</a>	<a href="#">As Passed House and Senate</a>	<a href="#">As Passed House and Senate</a>
<b>Primary Agricultural Soils</b>	<a href="#">F.7</a>	<a href="#">36</a>	<a href="#">As Passed House and Senate</a>	<a href="#">As Passed House and Senate</a>
<b>Conservation Easements</b>	<a href="#">F.8</a>	<a href="#">37</a>	<a href="#">As Passed House and Senate</a>	<a href="#">As Passed House and Senate</a>
<b>Methane Digesters; Certificate of Public Good</b>	<a href="#">F.9</a>	<a href="#">-</a>	<a href="#">As Passed House</a>	<a href="#">As Passed House</a>
<b>Vermont Employment Growth Incentive (VEGI) – conforming change to 32 V.S.A. § 5930a</b>	<a href="#">G.1</a>	<a href="#">71</a>	<a href="#">As Passed House and Senate</a>	<a href="#">As Passed House and Senate</a>
<b>Vermont Employment Growth Incentive (VEGI) – Qualifying Job</b>	<a href="#">G.2</a>	<a href="#">-</a>	<a href="#">As Passed House</a>	<a href="#">As Passed House</a>
<b>Vermont Employment Growth Incentive (VEGI) – Wage Threshold</b>	<a href="#">G.2</a>	<a href="#">72</a>	<a href="#">As Passed House and modified by Senate Conference Proposal</a>	<a href="#">As Passed House and modified by Senate Conference Proposal</a>
<b>Vermont Employment Growth Incentive (VEGI) – Cap on</b>	<a href="#">G.2</a>	<a href="#">72</a>	<a href="#">Conference Position (As passed House and Senate with addition of intent language on average annual unemployment rate)</a>	<a href="#">Conference Position (As passed House and Senate with addition of intent language on average annual unemployment rate)</a>

“net negative” awards				
Vermont Employment Growth Incentive (VEGI) – Extension of grace period	G.2	72	As Passed House and modified by Senate Conference Proposal	As Passed House and modified by Senate Conference Proposal
Vermont Employment Growth Incentive (VEGI) – Enhanced training incentive	G.2	72	As Passed House	As Passed House
Vermont Employment Growth Incentive (VEGI) – Enhanced incentive for value-added businesses	G.2	-	<del>(i) Employment growth incentive for value-added business.</del>	<del>(i) Employment growth incentive for value-added business.</del>
Vermont Employment Growth Incentive (VEGI) – codifying program cap currently in session law	G.2	72	As Passed House and Senate	As Passed House and Senate
Vermont Employment Growth Incentive (VEGI) – eliminating program caps currently in session law	G.3	73	As Passed House and Senate	As Passed House and Senate
Vermont Employment Growth Incentive (VEGI) – conforming change to Vermont Training Program	G.4	74	As Passed House and Senate	As Passed House and Senate
Employee Relocation Tax Credit Study	G.5	-	Conference position [As passed House with ACCD as additional member]	Conference position [As passed House with ACCD as additional member]
Down Payment Assistance Program – Findings	G.6	-	Authorizing program in FY 2016, 2017, 2018	Authorizing program in FY 2016, 2017, 2018
Down Payment Assistance Program – Authorization	G.7	-	Authorizing program in FY 2016, 2017, 2018	Authorizing program in FY 2016, 2017, 2018
Pre-Written Software Accessed Remotely (Cloud Tax)	-	G.8	As Passed House Commerce	As Passed House Commerce
Wood Products Manufacturer Incentive	G.9	-	As Passed House	As Passed House
Funds Transfer from Vermont Enterprise Fund to General Fund	G.13	G.10	<p>Sec. G.10. VERMONT ENTERPRISE FUND; FUNDS TRANSFER</p> <p>(a) The amount of \$500,000.00 is transferred from the Vermont Enterprise Fund created in 2014 Acts and Resolves No. 179, Sec. E.100.5 as follows:</p> <p>(1) \$125,000.00 to the General Fund for the Down Payment Assistance Program established in Sec. G.7 of this act.</p> <p>(2) \$100,000.00 to the Agency of Commerce and Community Development to implement a targeted marketing and business expansion initiative for Quebec-based businesses, including conducting business outreach activities, promoting partnerships with Vermont businesses throughout the State, and facilitating site selection and co-location at sites throughout the State.</p> <p>(3) \$275,000.00 to the Agency of Commerce and Community Development for the purpose of implementing economic development marketing pursuant to Secs. D.1-D.3 of this act.</p> <p>(b) On or before September 30, 2015 and on or before March 31, 2016, the Vermont Housing Finance Agency and the Agency of Commerce and Community Development shall deliver a status</p>	<p>Sec. G.10. VERMONT ENTERPRISE FUND; FUNDS TRANSFER</p> <p>(a) Transfers. The amount of \$475,000.00 is transferred from the Vermont Enterprise Fund created in 2014 Acts and Resolves No. 179, Sec. E.100.5 as follows:</p> <p>(1) \$50,000 to the General Fund for revenues foregone in Fiscal Year 2016 pursuant to Sec. G.2 of this act (Vermont Employment Growth Incentive).</p> <p>(2) \$125,000.00 to the General Fund for the Down Payment Assistance Program established in Sec. G.7 of this act.</p> <p>(3) \$100,000.00 to the Agency of Commerce and Community Development to implement a targeted marketing and business expansion initiative for Quebec-based businesses, including conducting business outreach activities, promoting partnerships with Vermont businesses throughout the State, and facilitating site selection and co-location at sites throughout the State.</p> <p>(4) \$200,000.00 to the Agency of Commerce and Community Development for the purpose of implementing economic development marketing pursuant to Secs. D.1-D.3 of this act.</p>

			report on the activities funded by this section to the House Committee on Commerce and Economic Development and to the Senate Committee on Economic Development, Housing and General Affairs.	<p><b>(b) Reports.</b></p> <p><b>(1)</b> On or before September 30, 2015 and on or before March 31, 2016, the Vermont Housing Finance Agency shall deliver a status report to the House Committee on Commerce and Economic Development and to the Senate Committee on Economic Development, Housing and General Affairs on the activities in the Down Payment Assistance Program funded in subdivision (a)(2) of this section.</p> <p><b>(2)</b> On or before September 30, 2015 and on or before March 31, 2016, the Agency of Commerce and Community Development shall deliver a status report to the House Committee on Commerce and Economic Development and to the Senate Committee on Economic Development, Housing and General Affairs on the marketing and business expansion initiative for Quebec-based businesses funded in subdivision (a)(3) of this section.</p>
<b>Vermont Enterprise Fund</b>	-	<b>G.11</b>	<b>Conference Committee Position (one-year extension of sunset)</b>	<b>Conference Committee Position (one-year extension of sunset)</b>
<b>Effective Dates</b>	<b>H.1</b>	<b>100</b>	<p>Sec. H.1. EFFECTIVE DATES</p> <p>(a) This section and the following sections shall take effect on passage:</p> <p>(1) Sec. A.3 (blockchain technology study);</p> <p>(2) Sec. B.1 (Uniform Commercial Code, Article 4A);</p> <p>(3) Secs. C.1–C.2 (Vermont Strong Scholars);</p> <p>(4) Sec. C.5 (Vermont Governor’s Committee on Employment of People with Disabilities);</p> <p>(5) Secs. C.6–C.8 (Vermont ABLE Savings Program);</p> <p>(6) Sec. C.9 (Medicaid for working people with disabilities);</p> <p>(7) Sec. C.10 (Vermont career technical education report);</p> <p>(8) Secs. D.5–D.6 (Domestic Export Program);</p> <p>(9) Secs. E.1–E.2 (Vermont Economic Development Authority);</p> <p>(10) Sec. E.3 (extending sunset of Treasurer’s credit facility for local investments and Treasurer’s local investment advisory committee);</p> <p>(11) Sec. F.1 (deference to regional planning);</p> <p>(12) Secs. F.2–F.4 (Southern Vermont Economic Development Zone);</p> <p>(13) Sec. F.5 (Act 250; implementation of settlement patterns criteria; criterion 9(L)); and</p> <p>(14) Sec. F.9 (certificate of public good; methane digesters).</p> <p>(b) The following sections shall take effect on July 1, 2015:</p> <p>(1) Sec. A.1 (business rapid response to declared State disasters);</p> <p>(2) Sec. A.16 (Vermont liquor control system study)</p> <p>(3) Sec. C.3 (Workforce Education and Training Fund revisions);</p> <p>(4) Secs. D.1–D.3 (Tourism and marketing initiative);</p> <p>(5) Sec. E.4 (increase in license exemption for commercial lending);</p> <p>(6) Sec. F.6 (municipal land use; neighborhood development area);</p> <p>(7) Sec. F.7 (Act 250; primary agricultural soils);</p> <p>(8) Sec. F.8 (conservation easements);</p> <p>(9) Sec. G.5 (employee relocation tax credit study);</p> <p>(10) Secs. G.6-G.7 (down payment assistance program);</p> <p>(11) Sec. G.8 (prewritten software accessed remotely);</p> <p>(12) Sec. G.9 (wood products manufacturer incentive); and</p> <p>(13) Secs. G.10-G.11 (Vermont Enterprise Fund).</p> <p>(c) In Sec. A.4, in 7 V.S.A. § 2, subdivisions (27) (definition: “special events permit”), (28) (definition: “fourth-class license”), and (39) (definition: “public library or museum permit”) shall take effect on July 1, 2015. The remaining provisions of Sec. A.4 (alcoholic beverages; definitions) shall take effect on January 1, 2016.</p>	<p>Sec. H.1. EFFECTIVE DATES</p> <p>(a) This section and the following sections shall take effect on passage:</p> <p>(1) Sec. A.3 (blockchain technology study);</p> <p>(2) Sec. B.1 (Uniform Commercial Code, Article 4A);</p> <p>(3) Secs. C.1–C.2 (Vermont Strong Scholars);</p> <p>(4) Sec. C.5 (Vermont Governor’s Committee on Employment of People with Disabilities);</p> <p>(5) Secs. C.6–C.8 (Vermont ABLE Savings Program);</p> <p>(6) Sec. C.9 (Medicaid for working people with disabilities);</p> <p>(7) Sec. C.10 (Vermont career technical education report);</p> <p>(8) Secs. D.5–D.6 (Domestic Export Program);</p> <p>(9) Secs. E.1–E.2 (Vermont Economic Development Authority);</p> <p>(10) Sec. E.3 (extending sunset of Treasurer’s credit facility for local investments and Treasurer’s local investment advisory committee);</p> <p>(11) Sec. F.1 (deference to regional planning);</p> <p>(12) Secs. F.2–F.4 (Southern Vermont Economic Development Zone);</p> <p>(13) Sec. F.5 (Act 250; implementation of settlement patterns criteria; criterion 9(L)); and</p> <p>(14) Sec. F.9 (certificate of public good; methane digesters).</p> <p>(b) The following sections shall take effect on July 1, 2015:</p> <p>(1) Sec. A.1 (business rapid response to declared State disasters);</p> <p>(2) Sec. A.16 (Vermont liquor control system study)</p> <p>(3) Sec. C.3 (Workforce Education and Training Fund revisions);</p> <p>(4) Secs. D.1–D.3 (Tourism and marketing initiative);</p> <p>(5) Sec. E.4 (increase in license exemption for commercial lending);</p> <p>(6) Sec. F.6 (municipal land use; neighborhood development area);</p> <p>(7) Sec. F.7 (Act 250; primary agricultural soils);</p> <p>(8) Sec. F.8 (conservation easements);</p> <p>(9) Sec. G.5 (employee relocation tax credit study);</p> <p>(10) Secs. G.6-G.7 (down payment assistance program);</p> <p>(11) Sec. G.8 (prewritten software accessed remotely);</p> <p>(12) Sec. G.9 (wood products manufacturer incentive); and</p> <p>(13) Secs. G.10-G.11 (Vermont Enterprise Fund).</p> <p>(c) In Sec. A.4, in 7 V.S.A. § 2, subdivisions (27) (definition: “special events permit”), (28) (definition: “fourth-class license”), and (39) (definition: “public library or museum permit”) shall take effect on July 1, 2015. The remaining provisions of Sec. A.4 (alcoholic beverages; definitions) shall take effect on January 1, 2016.</p>

		<p><u>(d) Secs. A.5–A.15 (fortified wines) shall take effect on January 1, 2016.</u></p> <p><u>(e) Secs. B.2–B.9 (Uniform Commercial Code; Article 7) shall take effect on passage and shall apply as follows:</u></p> <p><u>(1) This act shall apply to a document of title that is issued or a bailment that arises on or after the effective date of this act.</u></p> <p><u>(2) This act does not apply to a document of title that is issued or a bailment that arises before the effective date of this act even if the document of title or bailment would be subject to this act if the document of title had been issued or bailment had arisen on or after the effective date of this act.</u></p> <p><u>(3) This act does not apply to a right of action that has accrued before the effective date of this act.</u></p> <p><u>(4) A document of title issued or a bailment that arises before the effective date of this act and the rights, obligations, and interests flowing from that document or bailment are governed by any statute or other rule amended or repealed by this act as if amendment or repeal had not occurred and may be terminated, completed, consummated, or enforced under that statute or other rule.</u></p> <p><u>(f)(1) Notwithstanding 1 V.S.A. § 214, other than 32 V.S.A. § 5930b(c) (extension of time to meet first or second year award targets), Secs. G.1–G.4 (Vermont Employment Growth Incentive) shall take effect retroactively as of January 1, 2015;</u></p> <p><u>(2) In Sec. G.2, 32 V.S.A. § 5930b(c)(extension of time to meet first or second year award targets) shall take effect on July 1, 2015.</u></p>	<p><u>(d) Secs. A.5–A.15 (fortified wines) shall take effect on January 1, 2016.</u></p> <p><u>(e) Secs. B.2–B.9 (Uniform Commercial Code; Article 7) shall take effect on passage and shall apply as follows:</u></p> <p><u>(1) This act shall apply to a document of title that is issued or a bailment that arises on or after the effective date of this act.</u></p> <p><u>(2) This act does not apply to a document of title that is issued or a bailment that arises before the effective date of this act even if the document of title or bailment would be subject to this act if the document of title had been issued or bailment had arisen on or after the effective date of this act.</u></p> <p><u>(3) This act does not apply to a right of action that has accrued before the effective date of this act.</u></p> <p><u>(4) A document of title issued or a bailment that arises before the effective date of this act and the rights, obligations, and interests flowing from that document or bailment are governed by any statute or other rule amended or repealed by this act as if amendment or repeal had not occurred and may be terminated, completed, consummated, or enforced under that statute or other rule.</u></p> <p><u>(f)(1) Notwithstanding 1 V.S.A. § 214, other than 32 V.S.A. § 5930b(c) (extension of time to meet first or second year award targets), Secs. G.1–G.4 (Vermont Employment Growth Incentive) shall take effect retroactively as of January 1, 2015;</u></p> <p><u>(2) In Sec. G.2, 32 V.S.A. § 5930b(c)(extension of time to meet first or second year award targets) shall take effect on July 1, 2015.</u></p>
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