CONFIDENTIAL
LEGISLATIVE BILL REVIEW FORM: 2015

Bill Number: H.128 Name of Bill: **An act relating to the use of results-based accountability common language in Vermont law (a.k.a. the GAC bill)**

Agency/ Dept: Administration/CPO Author of Bill Review: Susan Zeller, CPO

Date of Bill Review: 4/3/2015 Related Bills and Key Players: S.69 (same title, held back for crossover so that Senate could support H.128); Key Players: Reps. Evans, O'Brien, Sharpe and Toleno (GAC members); Sens. Snelling, Pollina and Starr (GAC members)

Status of Bill: (check one): _____Upon Introduction __X___ As passed by 1st body _____As passed by both

Recommended Position:

__X___Support _____Oppose _____Remain Neutral _____Support with modifications identified in #8 below

Analysis of Bill

1. **Summary of bill and issue it addresses.** *Codify definitions and use of terminology in existing statutes, and for future statutes, when using terms such as: population and program level outcomes, indicators, goals, targets, results and performance measures, relating to performance management. Usage is in line with 2014 Act 186 the Population-Level Outcomes and state performance reporting (*3 V.S.A. § 2311)

2. **Is there a need for this bill?** Yes – numerous existing statutes used terminology differently related to goals, measures, etc. causing confusion and misinterpretation.

3. **What are likely to be the fiscal and programmatic implications of this bill for this Department?** None

4. **What might be the fiscal and programmatic implications of this bill for other departments in state government, and what is likely to be their perspective on it?** When reporting on performance and in strategic planning, departments will need to substitute former terminology for this terminology, including for different performance management frameworks like RBA, LEAN, Balanced Scorecard, etc. Legislative Council will also need to use this language in crafting bills into the future.

5. **What might be the fiscal and programmatic implications of this bill for others, and what is likely to be their perspective on it?** Numerous non-profits have already adopted this standard language, including Benchmarks for a Better Vermont, Washington County Mental Health, The Howard Center, Lamoille Family Center and others. The Agency of Human Services has been using this framework for 4 years.

6. **Other Stakeholders:**

   6.1 Who else is likely to support the proposal and why? Numerous Legislative Committees including: Government Accountability Committee, House and Senate Appropriations, Senate Natural Resources, Senate Agriculture, and, House and Senate Government Operations Committees; Executive Branch:

Chief Performance Officer, Agency of Natural Resources, Agency of Transportation, Auditor of Accounts, Judiciary, Public Safety and many others.

6.2 Who else is likely to oppose the proposal and why? Individuals who believe performance accountability is an administrative burden.

7. **Rationale for recommendation:** *This bill continues to move toward performance accountability in programmatic, strategic and budget reporting. The bill was developed in the Government Accountability Committee over several months of research and discussion with stakeholders, including the CPO who is the Governor's representative on GAC. The bill, as originally submitted, has passed the House without any significant changes. Senate Government Operation in reviewing and hearing testimony on S.69 (senate version) decided they hold S.69 and pass H.128 when it crossed over, since there was no disagreement and would not require a Committee of Conference.*

8. **Specific modifications that would be needed to recommend support of this bill***:* *None*

9. **Gubernatorial appointments to board or commission?** None

Secretary/Commissioner has reviewed this document: Yes (Michael Clasen) Date: 4/3/2015

Please return this bill review as a Microsoft Word document to laura.gray@state.vt.us and jessica.mishaan@state.vt.us