

1 Introduced by Committee on Government Operations and Military Affairs

2 Date:

3 Subject: Internal security and public safety; emergency management;
4 miscellaneous amendments

5 Statement of purpose of bill as introduced: This bill proposes to establish the
6 Ready Response Grant Program and authorize the Division of Emergency
7 Management to administer the Program for purposes of sourcing, storing, and
8 distributing shelf-stable foods and bottled water during emergencies. This bill
9 also proposes to establish the Technical Rescue Grant Program to assist rescue
10 agencies with the improvement of operational readiness and investment in
11 specialized equipment. This bill also proposes to amend various statutes to
12 require disability inclusion in all levels of emergency response planning for the
13 State, municipal corporations, and educational corporations. This bill also
14 proposes to require the fire chief of a municipal fire department to serve as the
15 town forest fire warden for the municipality or municipalities served by the
16 department. This bill also proposes to extend funding for the Department of
17 Public Safety to procure and install equipment for the purpose of building out a
18 computer-aided dispatch system for public safety communications. This bill
19 also proposes to appropriate monies to support the creation of State emergency
20 and all-hazards response and preparedness materials in multiple languages,
21 support the operation of the Urban Search and Rescue Team, award grants

1 from the Ready Response Grant Program and Technical Rescue Grant
2 Program, and support current operations and programming of the Vermont
3 Access Network.

4 An act relating to emergency management

5 It is hereby enacted by the General Assembly of the State of Vermont:

6 * * * Ready Response Grant Program * * *

7 Sec. 1. 20 V.S.A. § 52 is added to read:

8 § 52. READY RESPONSE GRANT PROGRAM

9 (a) As used in this section, “ready response” means the provision of short-
10 term food and bottled water resources, including logistical support and
11 transportation, to individuals in Vermont who do not have adequate access to
12 food and water at agreed upon times when the Division of Emergency
13 Management seeks resource assistance from a grantee or responds to an all-
14 hazard event or state of emergency.

15 (b) There is created the Ready Response Grant Program to be managed and
16 administered by the Division of Emergency Management. The Division shall
17 award an annual grant to an eligible food bank to source, store, and distribute
18 shelf-stable, ready-to-eat foods and bottled water at times and in types and
19 quantities per a written memorandum of agreement with the Division.

1 (c) The grant shall be in an amount sufficient to compensate the grantee for
2 all costs incurred to procure and stage food and water in agreed upon quantities
3 and locations, the costs of cycling the food and water at agreed upon intervals,
4 the value of distribution center storage capacity, the value of operational
5 capacity to stage materials in anticipation of need, and the costs of distribution
6 whenever the Division seeks resource assistance from the grantee or responds
7 to an all-hazard event or state of emergency. For purposes of this subsection,
8 the “value of operational capacity” includes leased storage space, delivery
9 vehicles, drivers, warehouse selectors, and other operational costs.

10 (d) Food and water supplies subject to a grant and under the grantee’s
11 control shall be rotated and replenished according to established industry
12 guidelines and best practices. Rotated food and water shall be redistributed in
13 an equitable manner by the grantee through Vermont’s charitable food system
14 to Vermont nonprofit organizations qualifying under 26 U.S.C. § 501(c)(3) that
15 provide food to individuals in Vermont.

16 (e) To the extent that the Division requests services from the grantee that
17 are not covered by the Grant Program, a separate agreement shall be reached
18 between the Division and the grantee.

19 * * * Technical Rescue Grant Program * * *

20 Sec. 2. 20 V.S.A. § 53 is added to read:

21 § 53. TECHNICAL RESCUE GRANT PROGRAM

1 (a) Creation of Program. There is created the Technical Rescue Grant
2 Program to assist Vermont fire departments, emergency medical services
3 agencies, and technical rescue agencies with the improvement of operational
4 readiness and investment in specialized equipment, personal protective gear,
5 and training. The Program shall be administered by the Department of Public
6 Safety.

7 (b) Working Group. The Technical Rescue Grant Working Group is
8 established to review applications and recommend awards to the
9 Commissioner of Public Safety. The Working Group shall be composed of the
10 following members:

11 (1) the Manager of the Vermont Urban Search and Rescue Team, who
12 shall be Chair;

13 (2) one member of the Senate Committee on Government Operations,
14 appointed by the Committee on Committees;

15 (3) one member of the House Committee on Government Operations
16 and Military Affairs, appointed by the Speaker of the House;

17 (4) a representative of a fire department, appointed by the Commissioner
18 of Public Safety; and

19 (5) a representative of an emergency medical services agency, appointed
20 by the Commissioner of Health.

21 (c) Compensation and reimbursement.

1 (1) For attendance at meetings during adjournment of the General
2 Assembly, a legislative member of the Working Group shall be entitled to per
3 diem compensation and reimbursement of expenses pursuant to 2 V.S.A. § 23.
4 These payments shall be made from monies appropriated to the General
5 Assembly.

6 (2) Other members of the Working Group whose participation is not
7 supported through their employment or association shall receive per diem
8 compensation pursuant to 32 V.S.A. § 1010 and reimbursement of travel
9 expenses. A per diem authorized by this subsection shall be paid from the
10 budget of the Department of Public Safety.

11 (d) Eligibility. Fire departments, emergency medical service agencies, and
12 technical rescue agencies operating within Vermont shall be eligible for
13 Program grants. Grant applicants shall demonstrate their use, planned use, or
14 need for technical rescue operations within their service area. All grant
15 applicants shall submit their application on a form adopted by the Department.
16 The Department shall prioritize grant awards for applicants that:

17 (1) maintain a memorandum of understanding with the Division of
18 Emergency Management for swiftwater rescue; or

19 (2) function as regional technical rescue teams providing services in
20 multiple jurisdictions.

1 (e) Grant award limitations. The maximum award to any applicant in a
2 given fiscal year shall be not more than \$5,000.00. The Program shall not
3 award more than \$25,000.00 in total grants in a given fiscal year.

4 (f) Application review and scoring. The Department shall adopt
5 procedures governing application submission, forms, review, scoring, and
6 recommendation of awards. The procedures for application scoring shall
7 include alignment with the Program priorities in subsection (b) of this section,
8 operational need, geographic service area, feasibility of the proposed project,
9 cost-effectiveness, and sustainability of the applicant's services.

10 (g) Grant recipient reporting; Department report. Each grant recipient shall
11 submit to the Department a final expenditure report, proof of purchase or
12 training completion, and a narrative description of how the grant improved the
13 recipient's technical rescue capacity. Annually on or before November 15, the
14 Department shall submit a written report to the House Committee on
15 Government Operations and Military Affairs and the Senate Committee on
16 Government Operations summarizing grant awards, outcomes, and Program
17 recommendations.

18 (h) Rulemaking. The Department may adopt rules pursuant to 3 V.S.A.
19 chapter 25 as needed to implement this section.

20 * * * Disability Inclusion in Emergency Planning * * *

21 Sec. 3. 20 V.S.A. § 3a is amended to read:

§ 3a. EMERGENCY MANAGEMENT DIVISION; DUTIES; BUDGET

(a) In addition to other duties required by law, the Division of Emergency Management shall:

* * *

(2) Assist the State Emergency Response Commission, the local emergency planning committees, the regional emergency management committees, and the municipally established local organizations referred to in section 6 of this title ~~in~~ with:

(A) carrying out their designated emergency functions, including developing, implementing, and coordinating emergency plans;

(B) designation of Access and Functional Needs Coordinators;

(C) completion of disability-led training programs and inclusive training exercises; and

(D) proper execution of after-action reviews to address accessibility gaps.

* * *

Sec. 4. 20 V.S.A. § 6 is amended to read:

§ 6. LOCAL AND REGIONAL ORGANIZATION FOR EMERGENCY
MANAGEMENT

* * *

1 (c)(1) Each local organization shall develop and maintain an all-hazards
2 emergency management plan in accordance with the State Emergency
3 Management Plan and guidance set forth by the Division of Emergency
4 Management. An all-hazards emergency management plan adopted pursuant
5 to this subsection shall utilize an access and functional needs framework.
6 Local organizations shall ensure that the plan applies the “Communication,
7 Medical needs, Independence, Supervision, and Transportation” framework to
8 identify needs, provide accommodations, and operationalize support.

9 (2) The Division shall amend the local emergency plan template and any
10 best management practices or guidance the Division issues to municipalities to
11 address the need for the siting of local and regional emergency shelters in a
12 manner that allows access by those in need during an all-hazards event,
13 including access by individuals with diverse functional needs. The Division
14 shall evaluate universal access standards as a component of the plan, practices,
15 and guidance concerning the siting of local and regional emergency shelters.

16 (3) The Division shall advise municipalities that when a shelter is sited
17 under a local emergency plan, the municipality should work with the Agency
18 of Human Services, the American Red Cross, disability-led organizations, and
19 community-based emergency or charitable food providers, to assess the facility
20 and the facility’s potential operations, including the characteristics of the
21 surrounding area during an all-hazards event, multiple routes of travel and

1 possible hazards that could prevent access to the shelter, and the need for
2 immediate and sustained access to food and water for individuals using the
3 shelter.

4 (4) The Division, in coordination with the Agency of Human Services
5 and disability-led organizations, shall advise municipalities, upon completion
6 of a local emergency management plan, on how to conduct training and
7 exercises pertaining to sheltering.

8 (d) Regional emergency management committees shall be established by
9 the Division of Emergency Management.

10 * * *

11 (3) A regional emergency management committee shall consist of
12 voting and nonvoting members.

13 * * *

14 (5) Committees shall develop and maintain a regional plan, consistent
15 with guidance provided by the Division of Emergency Management in
16 coordination with regional planning commissions, that describes regional
17 coordination and regionally available resources. A regional plan adopted
18 pursuant to this subdivision shall utilize an access and functional needs
19 framework. Committees shall ensure that the plan applies the
20 “Communication, Medical needs, Independence, Supervision, and

1 Transportation” framework to identify needs, provide accommodations, and
2 operationalize support.

3 Sec. 5. 20 V.S.A. § 32 is amended to read:

4 § 32. LOCAL EMERGENCY PLANNING COMMITTEES; CREATION;
5 DUTIES

6 * * *

7 (b) All local emergency planning committees shall include representatives
8 from the following: fire departments; local and regional emergency medical
9 services; local, county, and State law enforcement; other entities providing first
10 responders or emergency management personnel; organizations serving
11 vulnerable populations; media; transportation; regional planning commissions;
12 hospitals; industry; the Vermont National Guard; the Department of Health’s
13 district office; and an animal rescue organization, and may include any other
14 interested public or private individual or organization. Where the local
15 emergency planning committee represents more than one region of the State,
16 the Commission shall appoint representatives that are geographically diverse.

17 (c) A local emergency planning committee shall perform all the following
18 duties:

19 (1) Carry out all the requirements of a committee pursuant to EPCRA,
20 including preparing a local emergency planning committee plan. The plan
21 shall be coordinated with the State emergency management plan and may be

1 expanded to address all-hazards identified in the State emergency management
2 plan. A local emergency planning committee shall coordinate with disability-
3 led organizations throughout all phases of emergency management planning.

4 At a minimum, the local emergency planning committee plan shall include the
5 following:

6 * * *

7 Sec. 6. 20 V.S.A. § 51 is amended to read:

8 § 51. DIVISION OF EMERGENCY MANAGEMENT; ALL-HAZARD
9 AND WEATHER ALERT SYSTEMS FOR MUNICIPAL
10 CORPORATIONS

11 (a) Upon request of a municipal corporation, the Division of Emergency
12 Management shall assist the municipal corporation with access to the
13 following:

14 (1) a statewide river observation and modeling system that details
15 current river level observations and models river flood outlooks; and

16 (2) a statewide enhanced weather forecasting and alert system that:

17 (A) predicts local and regional conditions using advanced modeling;
18 and

19 (B) issues real-time warnings for potentially dangerous weather
20 through multiple communication channels.

1 (b) Any all-hazard or weather alert systems used by a municipal
2 corporation pursuant to subdivision (a)(2)(B) of this section shall, if feasible,
3 include communication channels that are accessible by individuals with
4 disabilities.

5 * * * Town Forest Fire Wardens * * *

6 Sec. 7. 10 V.S.A. § 2603 is amended to read:

7 § 2603. POWERS AND DUTIES: COMMISSIONER

8 * * *

9 (d) The Commissioner or designee shall be the State ~~fire-warden~~ Forest
10 Fire Warden and may act as, and in place of, the town forest fire warden of any
11 municipality or unorganized town or gore as provided under subchapter 4 of
12 this chapter. The Commissioner or designee, as State Forest Fire Warden,
13 shall have the authority to:

14 (1) exercise the authority and duties of a Town forest fire warden as set
15 forth in subchapter 4 of this chapter;

16 (2) appoint Special forest fire wardens and delegate the authority of the
17 State forest fire warden to the special forest fire wardens; and

18 (3) take command and control of a forest fire in any municipality or
19 unorganized town or gore in the State when, in the State Forest Fire Warden's
20 determination, it is necessary to do so, or when resources are needed in
21 addition to local resources, and act as incident commander over all other fire

1 officials. The State Forest Fire Warden may delegate the authority to act as
2 incident commander of a forest fire to another person or entity;

3 (iv) serve on the Northeastern Forest Fire Protection Commission or
4 designate an appropriate Department representative to serve in the
5 Commissioner's place, pursuant to section 2503 of this title, and to exercise all
6 related authority. The Commissioner or designee shall have the authority to
7 enter into mutual aid compact agreements as set forth in section 2462 of
8 chapter 81 of this title; and

9 (v) issue a ban on kindling fires on lands owned by the Agency of
10 Natural Resources when necessary.

11 * * *

12 Sec. 8. 10 V.S.A. chapter 83, subchapter 4 is amended to read:

13 Subchapter 4. Forest Fires and Fire Prevention

14 § 2641. TOWN FOREST FIRE WARDENS; ~~APPOINTMENT AND~~
15 ~~REMOVAL~~

16 ~~(a) Upon approval by the selectboard and acceptance by the appointee, the~~
17 ~~Commissioner shall appoint a town forest fire warden for a term of five years~~
18 ~~or until a successor is appointed. A town forest fire warden may be reappointed~~
19 ~~for successive five-year terms by the Commissioner or until a successor is~~
20 ~~approved by the selectboard and appointed by the Commissioner. The warden~~
21 ~~may be removed for cause at any time by the Commissioner with the approval~~

1 ~~of the selectboard. A warden shall comply with training requirements~~
2 ~~established by the Commissioner. The chief of the fire department, fire district,~~
3 ~~or private fire department with the jurisdictional responsibility to respond to a~~
4 ~~municipality or unorganized town or gore is designated as the Town Forest~~
5 ~~Fire Warden and shall have the authority to exercise all the powers and duties~~
6 ~~of a town forest fire warden. For any municipality or unorganized town or gore~~
7 ~~that is covered by two or more fire districts or has two or more fire~~
8 ~~departments, the municipality or unorganized town or gore shall designate one~~
9 ~~fire chief as town forest fire warden and shall notify the Commissioner of the~~
10 ~~designation.~~

11 (b) ~~The Commissioner may appoint a forest fire warden for an unorganized~~
12 ~~town or gore, who shall serve for a term of five years or until a successor is~~
13 ~~appointed. An appointed forest fire warden for an unorganized town or gore~~
14 ~~may be reappointed for successive five-year terms by the Commissioner until~~
15 ~~the Commissioner appoints and the unorganized town or gore approves a~~
16 ~~successor. The warden may be removed for cause at any time by the~~
17 ~~Commissioner with the approval of the unorganized town or gore. The forest~~
18 ~~fire warden of an unorganized town or gore shall have the same powers and~~
19 ~~duties as town forest fire wardens and shall be subject to the requirements of~~
20 ~~this subchapter. The chief of the fire department, fire district, or private fire~~
21 ~~department with the jurisdictional responsibility to respond to a municipality or~~

1 unorganized town or gore, as Town Forest Fire Warden, may designate deputy
2 town forest fire wardens. The Town Forest Fire Warden shall provide a list of
3 all designated deputy forest fire wardens to the Commissioner. Deputy forest
4 fire wardens shall only have the authority to issue permits to kindle a fire as set
5 forth in sections 2644 and 2645 of this subchapter.

6 (c) ~~When there are woodlands within the limits of a city, the chief of the fire~~
7 ~~department of such city shall act as the city forest fire warden with all the~~
8 ~~powers and duties of town forest fire wardens. When a municipality or~~
9 unorganized town or gore does not have a fire department or is not covered by
10 a fire district, the municipality or unorganized town or gore may contract with
11 a neighboring fire department or fire district to designate the chief of the fire
12 department or fire district to serve as the town forest fire warden for the
13 municipality or unorganized town or gore. When a private fire department
14 provides fire suppression and control services to a municipality or unorganized
15 town or gore, the chief of the private fire department may serve as the town
16 forest fire warden when approved by the municipality or unorganized town or
17 gore.

18 (d) ~~When the Commissioner deems it difficult in any municipality for one~~
19 ~~warden to take charge of protecting the entire municipality from forest fires, he~~
20 ~~or she may appoint one or more deputy forest fire wardens. Such wardens~~
21 ~~under the direction of the fire warden shall have the same powers, duties, and~~

1 ~~pay and make the same reports through the fire warden to the Commissioner as~~
2 ~~forest fire wardens. [Repealed.]~~

3 (e) The Commissioner may ~~appoint~~ designate special forest fire wardens
4 who shall hold office ~~during~~ at the pleasure of the Commissioner. ~~Such~~ The
5 fire wardens shall be employees of the Department of Forests, Parks and
6 Recreation with forest fire suppression and control training, and shall have the
7 same powers and duties throughout the State as town forest fire wardens,
8 except that all expenses and charges incurred on account of their official acts
9 shall be paid from the appropriations for the Department.

10 § 2642. SALARY AND COMPENSATION OF TOWN FOREST FIRE
11 WARDENS

12 (a) The salary of a town forest fire warden and any deputy town forest fire
13 warden shall be determined by the selectboard members for time spent in the
14 performance of the duties of his or her office, which shall be paid by the town.
15 ~~In addition thereto, he or she shall receive from the Commissioner \$30.00~~
16 ~~annually for fulfilling the requirements of section 2645 of this title and keeping~~
17 ~~the required State records. He or she shall also receive from the Commissioner~~
18 ~~\$30.00 per diem for attendance at each training required by the Commissioner.~~
19 ~~He or she shall also receive annually an amount of \$10.00 for each fire report~~
20 ~~that is submitted by the forest fire warden under section 2644 of this title.~~

21 * * *

1 § 2643. TOWN'S LIABILITY FOR SUPPRESSION OF FOREST FIRES;
2 STATE AID

3 (a) A municipality in which a forest fire occurs shall pay the cost to
4 suppress a forest fire that occurs on land that is not owned by the Agency of
5 Natural Resources, including the costs of personnel and equipment. The
6 Commissioner may, ~~according to the Department fire suppression~~
7 ~~reimbursement policy~~ when funds have been appropriated or are otherwise
8 available, reimburse a municipality for all or a portion of the costs of
9 suppressing a forest fire on land that is not owned by the Agency of Natural
10 Resources.

11 (b) For the purpose of suppressing forest fires on lands owned by the
12 Agency of Natural Resources, the State ~~shall~~ may reimburse a ~~town~~
13 municipality or unorganized town or gore for some or all its forest fire
14 suppression costs at a rate determined by the Commissioner ~~according to the~~
15 ~~Department fire suppression reimbursement policy~~. ~~If the total acreage of a~~
16 ~~forest fire is determined to be partially on land owned by the Agency of~~
17 ~~Natural Resources and partially on land owned by another party, the~~
18 ~~Commissioner shall, at a minimum, reimburse the town at a rate determined by~~
19 ~~the Commissioner according to the Department fire suppression~~
20 ~~reimbursement policy for costs incurred by the municipality on land owned by~~
21 ~~the Agency of Natural Resources.~~ if, at a minimum, the requirements in

1 subsection (c) of this section are satisfied. The Commissioner may establish
2 additional requirements and guidance regarding reimbursement.

3 (c) For any forest fire on lands owned by the Agency of Natural Resources
4 to be considered eligible for reimbursement from the State, ~~a town forest fire~~
5 ~~warden shall have reported the forest fire to the Commissioner within 14 days~~
6 ~~of extinguishment of the fire as required under section 2644 of this title. For~~
7 ~~reimbursement of fire suppression costs for forest fires on land owned by the~~
8 ~~Agency of Natural Resources, the town forest fire warden and the~~
9 ~~Commissioner or designee shall approve the costs before submission to the~~
10 ~~municipality for payment. The town forest fire warden may submit to the State~~
11 ~~on an annual basis a request for reimbursement of fire suppression costs on~~
12 ~~lands owned by the Agency of Natural Resources. The State shall reimburse a~~
13 ~~town for all applicable forest fire suppression costs when the reimbursement~~
14 ~~request is presented in a form approved by the Commissioner to the~~
15 ~~Commissioner by December 31 of each year. A municipality or unorganized~~
16 town or gore shall, at a minimum, satisfy the following requirements:

17 (1) The town forest fire warden of a municipality or unorganized town
18 or gore shall request assistance within 1 hour of discovery of the forest fire
19 from the Department of Forests, Parks and Recreation Wildland Fire Team, for
20 the suppression of the forest fire on land owned by the Agency of Natural
21 Resources;

1 (2) the town forest fire warden shall submit a report of the forest fire to
2 the Commissioner within 24 hours after extinguishment of the fire as required
3 under section 2644 of this title;

4 (3) the municipality or unorganized town or gore shall submit detailed
5 documentation of the costs of suppression of the forest fire to the
6 Commissioner within 60 days of extinguishment of the forest fire; and

7 (4) the Commissioner reviews and approves the request for
8 reimbursement.

9 (d) For requests for reimbursement approved by the Commissioner for
10 forest fire suppression costs of a municipality or unorganized town or gore on
11 land owned by the Agency of Natural Resources, payment of the costs shall be
12 made by the Commissioner of Finance and Management to such municipality
13 or unorganized town or gore. The funds for the payment are to be taken from
14 the appropriation for forest fire suppression.

15 § 2644. DUTIES AND POWERS OF FIRE WARDEN

16 (a) When a forest fire or fire threatening ~~a forest~~ forestland is discovered in
17 his or her ~~town~~ jurisdiction of responsibility, the town forest fire warden shall
18 enter upon any premises and take measures for its prompt control, suppression,
19 and extinguishment. ~~The town forest fire warden may call upon any person for~~
20 ~~assistance. The town forest fire warden may choose to share or delegate~~
21 ~~command authority to a chief engineer of a responding fire department or, in~~

1 ~~the chief's absence, the highest ranking assistant firefighter present during the~~
2 ~~fire.~~ Within 24 hours of discovery of the forest fire on lands not owned by the
3 Agency of Natural Resources, the town forest fire warden shall notify the
4 Department of Forests, Parks and Recreation that the fire was discovered.

5 (b) A town forest fire warden shall ~~keep~~ prepare a report for all forest fires
6 in his or her jurisdiction that includes, at a minimum, the following
7 information: a record of his or her acts, the number of forest fires and causes of
8 the forest fires, the areas burned over, and the character and amount of
9 damages done in the warden's jurisdiction. Within ~~two weeks~~ 48 hours after
10 the extinguishment of a fire, the town forest fire warden shall file a report of
11 the fire to the Commissioner,~~but the making of a report under this subsection~~
12 ~~shall not be a charge against the town.~~

13 * * *

14 (d) A town forest fire warden may designate deputy town forest fire
15 wardens when he or she deems necessary. The town forest fire warden shall
16 provide a list of all deputy forest fire wardens designated to the Commissioner.
17 Deputy forest fire wardens shall only have the authority to issue permits to
18 kindle a fire as set forth in section 2645 of this subchapter.

19 (e) Within 12 hours of granting permission to kindle a fire pursuant to
20 section 2645 of this subchapter, the town forest fire warden or deputy forest
21 fire warden shall issue a written "Permit to Kindle" for record purposes stating

1 when and where the fire may be kindled, including any conditions deemed
2 appropriate by the town forest fire warden.

3 § 2645. OPEN BURNING; PERMITS

4 (a) Except as otherwise provided in this section, a person shall not kindle or
5 authorize another person to kindle a fire in the open air for the purpose of
6 burning natural wood, brush, weeds, or grass without first obtaining
7 ~~permission~~ a permit to kindle fire from the town forest fire warden or deputy
8 forest fire warden stating when and where such fire may be kindled and
9 imposing any conditions deemed necessary by the town forest fire warden or
10 deputy forest fire warden. Special forest fire wardens designated by the
11 Commissioner shall issue permits for Category 3 prescribed fires, subsection
12 5(C) below, on land owned by the Agency of Natural Resources. ~~Wood, brush,~~
13 ~~weeds, or grass shall not be burned if they have been altered in any way by~~
14 ~~surface applications or injection of paints, stains, preservatives, oils, glues, or~~
15 ~~pesticides. Whenever such permission is granted, the fire warden, within 12~~
16 ~~hours, shall issue a written “Permit to Kindle” for record purposes stating when~~
17 ~~and where such fire may be kindled.~~

18 (b) ~~With the written approval of the Secretary, during~~ During periods of
19 increased fire hazard, or when the Department of Environmental Conservation
20 has issued an Air Quality Alert due to forecasted ambient air quality, the
21 Commissioner may;

1 (1) notify town forest fire wardens that for a specified period no ~~burning~~
2 permits to kindle fire shall be issued. The forest fire wardens shall issue no
3 permits during the specified period.

4 (2) Notify town forest fire wardens that for a specified period of time
5 permits for Category 2 or 3 fires shall be prohibited or restricted as set forth by
6 the Commissioner.

7 (3) Notify town forest fire wardens that for a specified period of time,
8 Category 1 fires shall be prohibited or restricted as set forth by the
9 Commissioner.

10 (c) ~~The provisions of this section will not apply to~~ A permit to kindle fire is
11 not required for the following categories or conditions when the requirements
12 set forth below are satisfied:

13 (1) the kindling of a fire in a location where there is snow surrounding
14 the open burning site;

15 (2) ~~fires built in stone arches, outdoor fireplaces, or existing fire rings at~~
16 ~~State recreational areas or fires built in stone arches, outdoor fireplaces, or fire~~
17 ~~rings on private property that are not located within woodland, timberland, or a~~
18 ~~field containing dry grass or other flammable plant material contiguous to~~
19 ~~woodland;~~ Category 1 fires as defined in subsection (d) below; or

(4) ~~areas within cities maintaining a fire department.~~ The kindling of a fire that complies with all requirements established by rule adopted by the Commissioner of Forests, Parks and Recreation when a person is primitive camping on lands owned by the Agency of Natural Resources. The Commissioner of Forests, Parks and Recreation may issue a ban on kindling fires on lands owned by the Agency of Natural Resources when necessary.

(1) “Natural wood” means:

* * *

(3) “Category 1” includes campfires that meet the following requirements:

1 (A) fires 36 inches in diameter or less that are built in stone arches,
2 outdoor fire places, or existing fire rings at State recreational areas, other
3 public recreational areas, or on private property; or

4 (B) fires 36 inches in diameter or less built in a location that is 200
5 feet or more from any forestland, or field containing dry grass or other
6 flammable plant materials contiguous to forestland.

7 (4) “Category 2” includes natural wood fires that meet the following
8 requirements:

9 (A) fires in piles larger than 36 inches in diameter; or

10 (B) fires 36 inches in diameter or less, not built in stone arches,
11 outdoor fire places or existing fires rings at State recreational areas, other
12 public recreational areas, or on private property.

13 (5) “Category 3 broadcast burns” include fires that meet the following
14 requirements:

15 (A) Fires applied to existing vegetation in a predetermined land area,
16 in a manner to meet specific or prescribed objectives, including but not limited
17 to, fuels management, slash abatement, fire fighter training, agricultural field
18 burning, forest management, wildlife habitat management, or introduced
19 species management; and

20 (B) All Category 3 fires must have a plan that includes location,
21 objectives, and contingency for escaped fire.

* * *

(b) Proclamations shall be published in such newspapers of the State and posted in such places and in such manner as the Governor may order in writing. A copy of ~~such publication~~ the proclamation and order, attested by the Secretary of Civil and Military Affairs, shall be filed with the Secretary of State and a like copy shall be furnished to the Commissioner who shall attend to the ~~publication and posting thereof~~ of the proclamation. The expenses of ~~such publication and posting~~ shall be paid by the Department. Notice of removal of restrictions imposed by proclamation shall be in the same manner.

§ 2647. FIRES IN ~~WOODS~~ FORESTLAND OF ANOTHER; PERMISSION

1 No one shall build a fire in the ~~woodlands~~ forestland of another without the
2 permission of the owner, ~~lessee, holder of right-of-way, or his or her~~
3 ~~authorized agent between April 1 and November 1. A person who builds a fire~~
4 ~~in or adjoining any woods shall totally extinguish such fire before leaving it.~~

5 § 2648. SLASH REMOVAL

6 (a) A person may cut or cause to be cut forest growth only if all slash
7 adjoining the right-of-way of any public highway, or the boundary lines of
8 ~~woodlots~~ forestland owned by adjoining property owners, is treated as follows:

9 (1) All slash shall be removed for a distance of 50 feet from the right-of-
10 way of any public highway or from the boundary lines of ~~woodlots~~ forestland
11 owned by adjoining property owners.

12 * * *

13 (d) For the purposes of this section, “slash” shall mean the branches, tree
14 tops, and other woody debris left on the forest floor after logging.

15 Sec. 9. REPEAL

16 10 V.S.A. chapter 83, subchapter 7 (uniform fire prevention ticket) is
17 repealed.

18 Sec. 10. 20 V.S.A. § 2673 is amended to read:

19 § 2673. POWERS AND DUTIES DURING HAZARDOUS CHEMICAL OR
20 SUBSTANCE INCIDENT, FIRES; THREAT OF FIRES OR EXPLOSIONS;
21 FOREST FIRES

* * *

(e) The chief of a fire district is designated as the town forest fire warden under 10 V.S.A chapter 83, subchapter 4 and shall have the authority and duties related to forest fires pursuant to that subchapter

Sec. 11. 20 V.S.A. § 2992 is amended to read:

§ 2992. DEFINITION

The term “private fire department” includes fire protection organizations operated by industries, institutions, and establishments for self-protection and also nonprofit volunteer fire associations. Nothing contained in this subchapter shall be construed to interfere with the exclusive jurisdiction vested by law in the State Forester ~~and the State Forester’s subordinates~~ or the State Forest Fire Warden over forest fires as provided in 10 V.S.A. § 2603(d); 10 V.S.A. chapter 83, ~~subchapter~~ subchapter 4 and 7; or 10 V.S.A. chapter 81, nor to affect the laws governing prevention or extinguishment of forest fires. Nothing contained in this subchapter shall be construed to interfere with general authorization vested by law in a chief engineer of a fire district or chief of a volunteer fire department to give outside aid as provided in sections 2674 and 2961 of this title.

* * * Public Safety Communications * * *

Sec. 12. DEPARTMENT OF PUBLIC SAFETY; PUBLIC SAFETY

COMMUNICATIONS TASK FORCE; AUTHORIZATION FOR

ONGOING EXPENDITURE OF FUNDS

(a) The General Assembly authorizes the use of any monies appropriated or held in reserve pursuant 2022 Acts and Resolves No. 185, Sec. B.1100, as amended by 2023 Acts and Resolves No. 78, Sec. C.115 and 2023 Acts and Resolves No. 87, Sec. 49, for the Department of Public Safety to procure and implement a multidisciplinary computer-aided dispatch system for public safety communications.

(b) Notwithstanding any provisions of 2023 Acts and Resolves No. 78, Sec. C.114 to the contrary, the Public Safety Communications Task Force shall continue in existence until February 15, 2027. The Task Force shall meet as necessary to advise the Department of Public Safety on executing the Task Force recommendations and final design plan. Notwithstanding 2023 Acts and Resolves No. 78, Sec. C.114(d)(3), members of the Task Force shall be entitled to per diem compensation and reimbursement of expenses permitted under 32 V.S.A. § 1010. These payments shall be made from monies appropriated to the Department of Public Safety.

* * * Appropriations * * *

Sec. 13. APPROPRIATIONS

The following sums are appropriated from the General Fund in fiscal year 2027:

1 (1) \$70,163.00 to the Agency of Administration for purposes of
2 supporting the creation of State emergency and all-hazards response and
3 preparedness materials in 15 languages, including English and American Sign
4 Language, through the Vermont Language Justice Project;

5 (2) \$720,000.00 to the Department of Public Safety for the purpose of
6 supporting the Urban Search and Rescue Team;

7 (3) \$25,000.00 to the Department of Public Safety for the purpose of
8 awarding grants from the Technical Rescue Grant Program;

9 (4) \$540,000.00 to the Office of the Secretary of State for the purpose of
10 supporting Vermont Access Network current operations and programming; and

11 (5) \$1,000,000.00 to the Department of Public Safety for the Ready
12 Response Grant Program administered by the Division of Emergency
13 Management.

14 * * * Effective Date * * *

15 Sec. 14. EFFECTIVE DATE

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