



STATE OF VERMONT
AGENCY OF HUMAN SERVICES

MEMORANDUM

TO: Legislative Committee on Administrative Rules (LCAR)

FROM: Ashley L. Johns, General Counsel, Agency of Human Services

DATE: August 17, 2026

SUBJECT: Final Proposed Rule 26P-012: Rule on Agency Designation | Updates

The Agency of Human Services submitted the Rule on Agency Designation for this Committee's consideration on July 26, 2027.

The thorough and thoughtful review of Legislative Counsel identified typographical/grammatical errors and recommendations for clarity. AHS requests that LCAR adopt the rule with the following proposed modifications:

Section	Modification
3.10.1	"emotion" modified to "emotional"
3.26	Added a space in "§8725" between the symbol and number
4.2.1.9	Added periods and a section symbol to "18 VSA 8911(b)"
4.3.5 – 4.3.7	Add "the" before "Agency" where it is missing throughout for consistency
4.3.14.1	Modified to the "Department for Children and Families"
4.20.2.2	Ensuring "option" was spelled correctly.

Legislative counsel also identified two areas where spacing, font, and paragraph alignment needed to be addressed (4.10-4.12 and 8.6). All spacing, font, and alignment will be verified prior to the final rule submission to the Secretary of State.

Additionally, AHS had continued conversations with VCP since this rules submission, and based on those discussion, requests that LCAR adopt the rule with the following modifications based on VCP feedback:

Section	Modification
4.3.4	This section should reference “Designated Agency” rather than “Agency”
4.3.14.1	“Designed” should be “designated”
4.7.2.1.5.4	Modified the required for training in “corporate governance” to training in “fiduciary and governance responsibilities” for clarity and to align with current practice.
4.7.2.1.5.6	Modified the requirement for Board review of salaries to “The requirement that at least annually, the Board will review and approve salary, benefit, and compensation packages for all executive/leadership level compensation packages, including any changes to those packages.”