

**No. 67. An act relating to fiscal year 2010 budget adjustment.**

(H.534)

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

Sec. 1. Sec. B.101 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.101 Information and innovation - communications and information technology

Personal services	<del>6,816,269</del>	6,812,263
Operating expenses	<del>2,749,899</del>	2,870,697
Grants	<del>750,000</del>	<u>500,000</u>
Total	<del>10,316,168</del>	10,182,960

Source of funds

General fund	<del>97,094</del>	217,892
Internal Service funds	<del>9,698,448</del>	9,444,442
Interdepartmental transfers	<del>520,626</del>	<u>520,626</u>
Total	<del>10,316,168</del>	10,182,960

Sec. 2. Sec. B.102 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.102 Information and innovation - ~~health~~ health care information technology

<del>Personal services</del>	<del>90,000</del>	0
Grants	<del>2,865,674</del>	<u>68,573</u>

Total	2,955,674	68,573
Source of funds		
Special funds	2,616,174	68,573
<del>Global Commitment fund</del>	<u>339,500</u>	<u>0</u>
Total	2,955,674	68,573

Sec. 3. Sec. B.104 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.104 Finance and management - financial operations

Personal services	2,666,280	2,582,288
Operating expenses	<u>205,538</u>	<u>293,536</u>
Total	2,871,818	2,875,824

Source of funds

Internal Service funds	<u>2,871,818</u>	<u>2,875,824</u>
Total	2,871,818	2,875,824

Sec. 4. Sec. B.105 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.105 Human resources - operations

Personal services	2,460,443	2,478,007
Operating expenses	<u>625,941</u>	<u>608,377</u>
Total	3,086,384	3,086,384

## Source of funds

General fund	1,888,503	1,888,503
Special funds	280,835	280,835
Interdepartmental transfers	<u>917,046</u>	<u>917,046</u>
Total	3,086,384	3,086,384

Sec. 5. Sec. B.109 of No. 1 of the Acts of the 2009 Special Session is amended to read:

## Sec. B.109 Tax - administration/collection

Personal services	<del>12,714,125</del>	12,764,125
Operating expenses	<del>2,992,665</del>	<u>2,899,162</u>
Total	<del>15,706,790</del>	15,663,287

## Source of funds

General fund	<del>14,260,386</del>	14,310,386
Special funds	<del>1,191,404</del>	1,097,901
Tobacco fund	58,000	58,000
Interdepartmental transfers	<u>197,000</u>	<u>197,000</u>
Total	<del>15,706,790</del>	15,663,287

Sec. 6. Sec. B.110 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.110 Buildings and general services - administration

Personal services	<del>1,371,967</del>	1,354,404
Operating expenses	<u>98,823</u>	<u>116,386</u>
Total	1,470,790	1,470,790

Source of funds

Interdepartmental transfers	<u>1,470,790</u>	<u>1,470,790</u>
Total	1,470,790	1,470,790

Sec. 7. Sec. B.111 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.111 Buildings and general services - engineering

Personal services	<del>1,989,475</del>	2,002,977
Operating expenses	<u>418,865</u>	<u>418,865</u>
Total	<del>2,408,340</del>	2,421,842

Source of funds

General fund	<del>458,340</del>	471,842
Interdepartmental transfers	<u>1,950,000</u>	<u>1,950,000</u>
Total	<del>2,408,340</del>	2,421,842

Sec. 8. Sec. B.141 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.141 Tax department - reappraisal and listing payments

<u>Personal services</u>	0	200,000
Grants	<u>3,470,000</u>	<u>3,270,000</u>
Total	3,470,000	3,470,000

Source of funds

Education fund	<u>3,470,000</u>	<u>3,470,000</u>
Total	3,470,000	3,470,000

Sec. 9. Sec. B.143 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.143 Lottery commission

Personal services	1,555,943	1,555,943
Operating expenses	<u>1,113,662</u>	<u>1,313,662</u>
Total	<u>2,669,605</u>	2,869,605

Source of funds

Enterprise funds	<u>2,669,605</u>	<u>2,869,605</u>
Total	2,669,605	2,869,605

Sec. 10. Sec. B.147 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.147 Total general government

	<del>184,334,966</del>	181,488,662
Source of funds		
General fund	<del>68,718,349</del>	68,902,649
Education fund	9,403,687	9,403,687
Special funds	<del>11,364,300</del>	8,723,196
Tobacco fund	58,000	58,000
Global Commitment fund	<del>527,893</del>	188,393
Federal funds	855,215	855,215
Enterprise funds	<del>2,816,105</del>	3,016,105
Internal service funds	<del>53,776,743</del>	53,526,743
Pension trust funds	30,076,768	30,076,768
Private purpose trust funds	84,024	84,024
Interdepartmental transfers	<u>6,653,882</u>	<u>6,653,882</u>
Total	<del>184,334,966</del>	181,488,662

Sec. 11. Sec. B.209 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.209 Public safety - state police

Personal services	42,024,804	42,024,804
Operating expenses	<del>11,413,936</del>	11,291,936
Grants	<u>582,087</u>	<u>582,087</u>
Total	<del>54,020,827</del>	53,898,827

Source of funds

ARRA funds	<del>7,461,782</del>	3,061,782
<u>ARRA interdepartmental transfer</u>	0	6,550,000
General fund	<del>16,465,183</del>	14,193,183
Transportation fund	23,731,384	23,731,384
Special funds	1,910,795	1,910,795
Federal funds	2,159,888	2,159,888
Interdepartmental transfers	<u>2,291,795</u>	<u>2,291,795</u>
Total	<del>54,020,827</del>	53,898,827

Sec. 12. Sec. B.212 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.212 Public safety - fire safety

Personal services	<del>4,396,900</del>	4,996,900
Operating expenses	<del>1,590,660</del>	1,712,660

Grants	<u>55,000</u>	<u>55,000</u>
Total	<del>6,042,560</del>	6,764,560
Source of funds		
General fund	<del>590,719</del>	1,312,719
Special funds	4,866,202	4,866,202
Federal funds	411,992	411,992
Interdepartmental transfers	<u>173,647</u>	<u>173,647</u>
Total	<del>6,042,560</del>	6,764,560

Sec. 13. Sec. B.216 of No. 1 of the Acts of the 2009 Special Session is

amended to read:

Sec. B.216 Military - air service contract

Personal services	4,682,496	4,682,496
Operating expenses	<u>1,576,241</u>	<u>1,609,241</u>
Total	<del>6,258,737</del>	6,291,737
Source of funds		
General fund	<del>433,236</del>	466,236
Federal funds	<u>5,825,501</u>	<u>5,825,501</u>
Total	<del>6,258,737</del>	6,291,737

Sec. 14. Sec. B.221 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.221 Criminal justice training council

Personal services	<del>1,225,444</del>	1,270,458
Operating expenses	<del>1,135,975</del>	<u>1,180,679</u>
Total	<del>2,361,419</del>	2,451,137

Source of funds

General fund	<del>1,453,753</del>	1,543,471
Special funds	534,343	534,343
Interdepartmental transfers	<u>373,323</u>	<u>373,323</u>
Total	<del>2,361,419</del>	2,451,137

Sec. 15. Sec. B.235 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.235 Public service - regulation and energy

Personal services	9,060,185	9,060,185
Operating expenses	709,206	709,206
Grants	<del>68,219,007</del>	<u>36,626,507</u>
Total	<del>77,988,398</del>	46,395,898

Source of funds

ARRA funds	31,592,500	31,592,500
Special funds	<del>45,238,098</del>	13,645,598

Federal funds	<u>1,157,800</u>	<u>1,157,800</u>
Total	<del>77,988,398</del>	46,395,898

Sec. 16. Sec. B.243 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.243 Total Protection to persons and property

~~325,883,263~~ 295,013,481

Source of funds

ARRA funds	<del>39,851,349</del>	35,451,349
<u>ARRA Interdepartmental transfer</u>	0	6,550,000
General fund	<del>92,877,618</del>	91,450,336
Transportation fund	28,352,807	28,352,807
Special funds	<del>101,271,217</del>	69,678,717
Tobacco fund	740,418	740,418
Global Commitment fund	1,898,824	1,898,824
Federal funds	46,391,940	46,391,940
Enterprise funds	4,925,142	4,925,142
Interdepartmental transfers	<u>9,573,948</u>	<u>9,573,948</u>
Total	<del>325,883,263</del>	295,013,481

Sec. 17. Sec. B.301 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.301 Secretary's office - global commitment

Grants	<del>1,009,425,249</del>	<u>1,023,752,906</u>
Total	<del>1,009,425,249</del>	1,023,752,906

Source of funds

ARRA funds	<del>111,206,921</del>	114,977,982
General fund	<del>56,946,630</del>	69,850,257
Special funds	<del>11,548,420</del>	12,127,880
Tobacco fund	35,651,873	35,651,873
State health care resources fund	<del>156,955,519</del>	154,368,435
Catamount fund	<del>18,903,594</del>	16,090,681
Federal funds	<del>617,849,638</del>	620,323,144
Interdepartmental transfers	<u>362,654</u>	<u>362,654</u>
Total	<del>1,009,425,249</del>	1,023,752,906

Sec. 18. Sec. B.306 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.306 Office of Vermont health access - administration

Personal services	<del>32,311,860</del>	32,401,860
Operating expenses	2,330,388	2,330,388
Grants	<u>1,018,000</u>	<u>3,815,101</u>

Total	35,660,248	38,547,349
Source of funds		
General fund	429,107	429,107
Special funds	400,000	2,947,601
Global Commitment fund	31,887,944	32,227,444
Catamount fund	94,739	94,739
Federal funds	<u>2,848,458</u>	<u>2,848,458</u>
Total	35,660,248	38,547,349

Sec. 19. Sec. B.307 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.307 Office of Vermont health access - Medicaid program - global commitment

Grants	<u>522,020,786</u>	<u>524,436,206</u>
Total	522,020,786	524,436,206
Source of funds		
Global Commitment fund	<u>522,020,786</u>	<u>524,436,206</u>
Total	522,020,786	524,436,206

Sec. 20. Sec. B.308 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.308 Office of Vermont health access - Medicaid program - long term care waiver

Grants	<del>203,305,257</del>	<u>199,225,336</u>
Total	<del>203,305,257</del>	199,225,336
Source of funds		
ARRA funds	<del>22,465,253</del>	21,916,210
General fund	<del>61,072,899</del>	59,840,478
Federal funds	<del>119,767,105</del>	<u>117,468,648</u>
Total	<del>203,305,257</del>	199,225,336

Sec. 21. Sec. B.309 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.309 Office of Vermont health access - Medicaid program - state only

Grants	<del>33,024,951</del>	<u>34,701,782</u>
Total	<del>33,024,951</del>	34,701,782
Source of funds		
General fund	<del>28,195,859</del>	26,015,203
Global Commitment fund	<del>1,510,264</del>	1,550,377
Catamount fund	<del>3,318,828</del>	<u>7,136,202</u>

Total	<del>33,024,951</del>	34,701,782
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Sec. 22. Sec. B.310 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.310 Office of Vermont health access - Medicaid non-waiver  
matched

Grants	<del>46,551,748</del>	<u>47,087,479</u>
Total	<del>46,551,748</del>	47,087,479

Source of funds

<del>ARRA funds</del>	1,060,380	0
General fund	<del>16,976,310</del>	17,012,195
Federal funds	<del>28,515,058</del>	<u>30,075,284</u>
Total	<del>46,551,748</del>	47,087,479

Sec. 23. Sec. B.311 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.311 Health - administration and support

Personal services	<del>6,222,550</del>	5,501,268
Operating expenses	<del>2,812,966</del>	2,495,796
Grants	<del>2,892,000</del>	<u>2,752,000</u>
Total	<del>11,927,516</del>	10,749,064

Source of funds

General fund	<del>1,083,788</del>	841,870
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Special funds	324,678	324,678
Global Commitment fund	<del>4,419,832</del>	3,504,453
Federal funds	6,027,218	6,006,063
Interdepartmental transfers	<u>72,000</u>	<u>72,000</u>
Total	<del>11,927,516</del>	10,749,064

Sec. 24. Sec. B.312 of No. 1 of the Acts of the 2009 Special Session is

amended to read:

Sec. B.312 Health - public health

Personal services	<del>35,134,321</del>	33,782,427
Operating expenses	7,080,700	7,171,166
Grants	<del>32,906,545</del>	<u>34,697,404</u>
Total	<del>75,121,566</del>	75,650,997

Source of funds

General fund	6,951,822	7,043,587
Special funds	4,611,472	4,611,472
Tobacco fund	1,166,803	1,166,803
Global Commitment fund	<del>25,630,654</del>	26,173,212
Catamount fund	4,349,418	4,426,418
Federal funds	<del>31,809,266</del>	31,627,374
Permanent Trust funds	10,000	10,000
Interdepartmental transfers	<u>592,131</u>	<u>592,131</u>

Total	<del>75,121,566</del>	75,650,997
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Sec. 25. Sec. B.313 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.313 Health - alcohol and drug abuse programs

Personal services	3,195,089	3,195,089
Operating expenses	<del>1,299,901</del>	1,199,901
Grants	<del>26,950,849</del>	<u>28,277,483</u>
Total	<del>31,445,839</del>	32,672,473

Source of funds

General fund	<del>3,063,665</del>	3,043,665
Special funds	236,210	236,210
Tobacco fund	2,382,834	2,382,834
Global Commitment fund	<del>17,177,920</del>	18,424,554
Federal funds	8,435,210	8,435,210
Interdepartmental transfers	<u>150,000</u>	<u>150,000</u>
Total	<del>31,445,839</del>	32,672,473

Sec. 26. Sec. B.314 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.314 Mental health - mental health

Personal services	<del>4,492,095</del>	5,508,637
Operating expenses	<del>562,604</del>	862,547

Grants	<u>129,023,870</u>	<u>130,031,110</u>
Total	<del>134,078,569</del>	136,402,294
Source of funds		
General fund	<del>698,915</del>	782,306
Special funds	6,836	6,836
Global Commitment fund	<del>127,475,501</del>	129,512,787
Federal funds	<del>5,877,317</del>	6,080,365
Interdepartmental transfers	<u>20,000</u>	<u>20,000</u>
Total	<del>134,078,569</del>	136,402,294

Sec. 27. Sec. B.315 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.315 Mental health - Vermont state hospital

Personal services	<del>20,480,654</del>	20,405,654
Operating expenses	2,752,971	2,752,971
Grants	<u>82,335</u>	<u>82,335</u>
Total	<del>23,315,960</del>	23,240,960
Source of funds		
General fund	22,132,396	22,132,396
Special funds	<del>170,000</del>	95,000
Global Commitment fund	450,000	450,000
Federal funds	263,564	263,564

Interdepartmental transfers	<u>300,000</u>	<u>300,000</u>
Total	<del>23,315,960</del>	23,240,960

Sec. 28. Sec. B.316 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.316 Department for children and families - administration & support services

Personal services	37,028,517	37,028,517
Operating expenses	7,305,795	7,305,795
Grants	<u>954,425</u>	<u>1,029,425</u>
Total	<del>45,288,737</del>	45,363,737

Source of funds

ARRA funds	300,000	300,000
General fund	15,015,703	15,015,703
Global Commitment fund	<del>15,855,197</del>	15,930,197
Catamount fund	147,950	147,950
Federal funds	<u>13,969,887</u>	<u>13,969,887</u>
Total	<del>45,288,737</del>	45,363,737

Sec. 29. Sec. B.317 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.317 Department for children and families - family services

Personal services	22,307,550	22,307,550
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Operating expenses	3,312,909	3,312,909
Grants	<u>66,040,538</u>	<u>65,155,163</u>
Total	<u>91,660,997</u>	90,775,622
Source of funds		
ARRA funds	1,411,224	1,411,224
General fund	<del>18,452,530</del>	18,976,530
Special funds	1,691,637	1,691,637
Tobacco fund	275,000	275,000
Global Commitment fund	<del>41,892,793</del>	40,339,043
Federal funds	<del>27,837,813</del>	27,982,188
Interdepartmental transfers	<u>100,000</u>	<u>100,000</u>
Total	<u>91,660,997</u>	90,775,622

Sec. 30. Sec. B.318 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.318 Department for children and families - child development

Personal services	3,473,066	3,473,066
Operating expenses	545,908	545,908
Grants	<u>56,106,468</u>	<u>56,366,176</u>
Total	<u>60,125,442</u>	60,385,150

## Source of funds

ARRA funds	2,452,636	2,452,636
General fund	<del>23,481,012</del>	23,278,633
Special funds	1,820,000	1,820,000
Global Commitment fund	<del>5,221,053</del>	5,683,140
Federal funds	27,011,234	27,011,234
Interdepartmental transfers	<u>139,507</u>	<u>139,507</u>
Total	<del>60,125,442</del>	60,385,150

Sec. 31. Sec. B.320 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.320 Department for children and families - aid to aged, blind and disabled

Personal services	1,801,009	1,801,009
Grants	<del>9,705,780</del>	<u>10,490,580</u>
Total	<del>11,506,789</del>	12,291,589

## Source of funds

General fund	<del>7,756,789</del>	8,541,589
Global Commitment fund	<u>3,750,000</u>	<u>3,750,000</u>
Total	<del>11,506,789</del>	12,291,589

Sec. 32. Sec. B.321 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.321 Department for children and families - general assistance

Grants	<del>6,000,928</del>	<u>7,245,888</u>
Total	6,000,928	7,245,888
Source of funds		
ARRA funds	1,699,412	1,699,412
General fund	<del>2,850,196</del>	3,995,156
Global Commitment fund	<del>340,000</del>	440,000
Federal funds	<u>1,111,320</u>	<u>1,111,320</u>
Total	<del>6,000,928</del>	7,245,888

Sec. 33. Sec. B.323 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.323 Department for children and families - reach up

Grants	<del>47,929,876</del>	<u>51,019,796</u>
Total	47,929,876	51,019,796
Source of funds		
ARRA funds	<del>5,485,423</del>	7,775,599
General fund	<del>15,462,246</del>	15,511,990
Special funds	<del>18,025,000</del>	19,475,000
Global Commitment fund	374,400	374,400

Federal funds	<del>8,582,807</del>	<u>7,882,807</u>
Total	<del>47,929,876</del>	51,019,796

Sec. 34. Sec. B.329 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.329 Disabilities, aging and independent living - administration & support

Personal services	<del>24,693,635</del>	24,744,538
Operating expenses	<u>3,762,989</u>	<u>3,762,989</u>
Total	<del>28,456,624</del>	28,507,527

Source of funds

General fund	6,952,640	6,952,640
Special funds	1,068,022	1,068,022
Global Commitment fund	6,329,926	6,329,926
Federal funds	11,666,254	11,666,254
Interdepartmental transfers	<del>2,439,782</del>	<u>2,490,685</u>
Total	<del>28,456,624</del>	28,507,527

Sec. 35. Sec. B.330 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.330 Disabilities, aging and independent living - advocacy and independent living grants

Grants	<u>22,371,437</u>	<u>22,552,484</u>
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Total	<del>22,371,437</del>	22,552,484
Source of funds		
ARRA funds	404,000	404,000
General fund	<del>10,229,301</del>	9,929,301
Global Commitment fund	<del>3,455,319</del>	3,936,366
Federal funds	7,645,317	7,645,317
Interdepartmental transfers	<u>637,500</u>	<u>637,500</u>
Total	<del>22,371,437</del>	22,552,484

Sec. 36. Sec. B.332 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.332 Disabilities, aging and independent living - vocational rehabilitation

Grants	<del>7,302,971</del>	<u>7,176,251</u>
Total	<del>7,302,971</del>	7,176,251
Source of funds		
ARRA funds	<del>1,334,000</del>	1,207,280
General fund	1,535,695	1,535,695
Global Commitment fund	7,500	7,500
Federal funds	4,132,389	4,132,389
Interdepartmental transfers	<u>293,387</u>	<u>293,387</u>
Total	<del>7,302,971</del>	7,176,251

Sec. 37. Sec. B.333 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.333 Disabilities, aging and independent living - developmental services

Grants	<u>140,669,369</u>	<u>144,960,869</u>
Total	<del>140,669,369</del>	144,960,869
Source of funds		
General fund	172,625	172,625
Special funds	15,463	15,463
Global Commitment fund	<del>140,121,424</del>	144,412,924
Federal funds	<u>359,857</u>	<u>359,857</u>
Total	<del>140,669,369</del>	144,960,869

Sec. 38. Sec. B.334 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.334 Disabilities, aging and independent living -TBI home and community based waiver

Grants	<u>4,127,448</u>	<u>4,205,448</u>
Total	<del>4,127,448</del>	4,205,448
Source of funds		
Global Commitment fund	<u>4,127,448</u>	<u>4,205,448</u>
Total	<del>4,127,448</del>	4,205,448

Sec. 39. Sec. B.339 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.339 Correctional services-out of state beds

Personal services	<del>12,609,534</del>	<u>15,252,058</u>
Total	<del>12,609,534</del>	15,252,058
Source of funds		
General fund	<del>12,609,534</del>	<u>15,252,058</u>
Total	<del>12,609,534</del>	15,252,058

Sec. 40. Sec. B.345 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.345 Total human services

	<del>2,850,461,740</del>	2,882,737,164
Source of funds		
ARRA funds	<del>162,975,537</del>	167,300,631
General fund	<del>440,711,020</del>	454,794,342
Special funds	<del>57,837,263</del>	62,339,324
Tobacco fund	40,173,740	40,173,740
Global Commitment fund	<del>957,809,475</del>	967,449,491
State health care resources fund	<del>156,955,519</del>	154,368,435
Catamount fund	<del>26,814,529</del>	27,895,990
Federal funds	<del>987,572,167</del>	988,751,818

Permanent trust funds	10,000	10,000
Internal service funds	1,709,076	1,709,076
Interdepartmental transfers	<u>17,893,414</u>	<u>17,944,317</u>
Total	<del>2,850,461,740</del>	2,882,737,164

Sec. 41. Sec. B.400 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.400 Labor - administration

Personal services	4,900,419	4,025,419
Operating expenses	<u>577,547</u>	<u>577,547</u>
Total	<del>5,477,966</del>	4,602,966

Source of funds

ARRA funds	<del>1,875,000</del>	1,000,000
General fund	531,937	531,937
Special funds	266,110	266,110
Catamount fund	25,424	25,424
Federal funds	2,412,145	2,412,145
Interdepartmental transfers	<u>367,350</u>	<u>367,350</u>
Total	<del>5,477,966</del>	4,602,966

Sec. 42. Sec. B.403 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.403 Total Labor	<del>38,499,136</del>	37,624,136
Source of funds		
ARRA funds	<del>8,668,753</del>	7,793,753
General fund	2,590,569	2,590,569
Special funds	3,243,228	3,243,228
Catamount fund	394,072	394,072
Federal funds	21,198,676	21,198,676
Interdepartmental transfers	<u>2,403,838</u>	<u>2,403,838</u>
Total	<del>38,499,136</del>	37,624,136

Sec. 43. Sec. B.503 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.503 Education - state-placed students		
Grants	<del>18,900,000</del>	<u>15,600,000</u>
Total	<del>18,900,000</del>	15,600,000
Source of funds		
Education fund	<u>18,900,000</u>	<u>15,600,000</u>
Total	<del>18,900,000</del>	15,600,000

Sec. 44. Sec. B.505 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.505 Education - adjusted education payment

Grants	<del>1,136,100,000</del>	<u>1,137,450,000</u>
Total	<del>1,136,100,000</del>	1,137,450,000

Source of funds

<del>ARRA funds</del>	<del>38,575,036</del>	0
<u>ARRA interdepartmental transfer</u>	<u>0</u>	<u>38,575,036</u>
Education fund	<del>1,097,524,964</del>	<u>1,098,874,964</u>
Total	<del>1,136,100,000</del>	1,137,450,000

Sec. 45. Sec. B.515 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.515 Total general education	<del>1,802,015,847</del>	1,800,065,847
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Source of funds

<del>ARRA funds</del>	<del>38,575,036</del>	0
<u>ARRA interdepartmental transfer</u>	<u>0</u>	<u>38,575,036</u>
General fund	290,939,505	290,939,505
Education fund	<del>1,304,222,835</del>	1,302,272,835
Special funds	16,423,301	16,423,301
Tobacco fund	988,917	988,917
Global Commitment fund	1,088,212	1,088,212

Federal funds	122,175,933	122,175,933
Pension trust funds	27,571,642	27,571,642
Interdepartmental transfers	<u>30,466</u>	<u>30,466</u>
Total	<del>1,802,015,847</del>	1,800,065,847

Sec. 46. DELETED

Sec. 47. Sec. B.714 of No. 1 of the Acts of the 2009 Special Session is amended to read:

## Sec. B.714 Environmental conservation - air and waste management

Personal services	7,183,059	7,183,059
Operating expenses	<del>6,483,565</del>	7,233,565
Grants	<u>1,386,000</u>	<u>1,386,000</u>
Total	<del>15,052,624</del>	15,802,624

## Source of funds

General fund	619,928	619,928
Special funds	<del>10,783,016</del>	11,533,016
Federal funds	3,439,680	3,439,680
Interdepartmental transfers	<u>210,000</u>	<u>210,000</u>
Total	<del>15,052,624</del>	15,802,624

Sec. 48. Sec. B.718 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.718 Total natural resources	<del>84,458,393</del>	85,208,393
Source of funds		
General fund	22,833,735	22,833,735
Fish and wildlife fund	16,355,474	16,355,474
Special funds	<del>28,399,376</del>	29,149,376
Federal funds	14,715,898	14,715,898
Interdepartmental transfers	<u>2,153,910</u>	<u>2,153,910</u>
Total	<del>84,458,393</del>	85,208,393

Sec. 49. Sec. B.801 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.801 Housing and community affairs		
Personal services	2,333,275	2,333,275
Operating expenses	420,760	420,760
Grants	<del>16,529,461</del>	<u>16,340,759</u>
Total	<del>19,283,496</del>	19,094,794
Source of funds		
General fund	1,153,070	1,153,070
Special funds	<del>3,210,948</del>	3,022,246
Federal funds	14,881,478	14,881,478

Interdepartmental transfers	<u>38,000</u>	<u>38,000</u>
Total	<del>19,283,496</del>	19,094,794

Sec. 50. Sec. B.815 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.815 Total commerce and community development

	<del>65,522,227</del>	65,333,525
Source of funds		
ARRA funds	1,982,000	1,982,000
General fund	14,298,408	14,298,408
Special funds	<del>12,883,612</del>	12,694,910
Federal funds	35,348,231	35,348,231
Enterprise funds	850,978	850,978
Interdepartmental transfers	<u>158,998</u>	<u>158,998</u>
Total	<del>65,522,227</del>	65,333,525

Sec. 51. Sec. B.903 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.903 Transportation - program development

Personal services	36,275,422	36,275,422
Operating expenses	<del>203,632,747</del>	204,136,502
Grants	<u>25,834,622</u>	<u>25,834,622</u>
Total	<del>265,742,791</del>	266,246,546

## Source of funds

ARRA funds	93,584,644	93,584,644
TIB fund	<del>10,455,822</del>	12,590,004
Transportation fund	<del>20,940,808</del>	18,974,355
Local match	1,600,430	1,600,430
Federal funds	<del>132,384,837</del>	132,720,863
Interdepartmental transfers	<u>6,776,250</u>	<u>6,776,250</u>
Total	<del>265,742,791</del>	266,246,546

Sec. 52. Sec. B.904 of No. 1 of the Acts of the 2009 Special Session is

amended to read:

## Sec. B.904 Transportation - rest areas

Personal services	100,000	100,000
Operating expenses	<del>2,850,000</del>	<u>2,200,000</u>
Total	<del>2,950,000</del>	2,300,000

## Source of funds

Transportation fund	<del>379,740</del>	265,680
Federal funds	<del>2,570,260</del>	<u>2,034,320</u>
Total	<del>2,950,000</del>	2,300,000

Sec. 53. Sec. B.918 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.918 Transportation - town highway emergency fund

Grants	<u>750,000</u>	<u>1,270,000</u>
Total	750,000	1,270,000

Source of funds

Transportation fund	<u>750,000</u>	<u>1,270,000</u>
Total	750,000	1,270,000

Sec. 54. Sec. B.922 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.922 Total transportation	<del>567,691,457</del>	568,065,212
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Source of funds

ARRA funds	117,197,648	117,197,648
TIB fund	<del>12,565,818</del>	14,700,000
Transportation fund	<del>182,992,359</del>	181,431,846
Local match	2,993,800	2,993,800
Federal funds	<del>227,842,664</del>	227,642,750
Internal service funds	16,848,075	16,848,075
Interdepartmental transfers	<u>7,251,093</u>	<u>7,251,093</u>
Total	<del>567,691,457</del>	568,065,212

Sec. 55. Sec. B.1000 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.1000 Debt service

Debt service	<u>70,804,150</u>	<u>70,746,672</u>
Total	70,804,150	70,746,672

Source of funds

General fund	<u>64,743,920</u>	64,691,180
Transportation fund	<u>3,560,515</u>	3,555,777
Special funds	<u>2,499,715</u>	<u>2,499,715</u>
Total	70,804,150	70,746,672

Sec. 56. Sec. B.1000.1 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.1000.1 Short term borrowing

Debt service	<u>1,176,792</u>	<u>550,000</u>
Total	1,176,792	550,000

Source of funds

General fund	<u>1,176,792</u>	<u>550,000</u>
Total	1,176,792	550,000

Sec. 57. Sec. B.1001 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.1001 Total debt service	71,980,942	71,296,672
Source of funds		
General fund	65,920,712	65,241,180
Transportation fund	3,560,515	3,555,777
Special funds	<u>2,499,715</u>	<u>2,499,715</u>
Total	71,980,942	71,296,672

Sec. 58. DELETED

Sec. 59. DELETED

Sec. 60. FUND TRANSFERS

(a) Notwithstanding any other provisions of law, in fiscal year 2010:

(1) The following amounts shall be transferred to the general fund from the funds indicated:

<u>21405</u>	<u>Fidelity/interest earnings</u>	<u>51,797</u> <u>Approx.</u>
<u>21500</u>	<u>Inter-Unit Transfer (Bus Unit #01150) - Buildings &amp; General</u>	
	<u>Services</u>	<u>186,135</u>
<u>21500</u>	<u>Inter-Unit Transfers Spec Fd (Bus Unit #01120) - Human</u>	
	<u>Resources</u>	<u>23,020</u>
<u>21525</u>	<u>Conference Fee Special Fund (Bus Unit #05100) - Education</u>	<u>3,000</u>
<u>21584</u>	<u>Surplus Property (Bus Unit #1130) - Libraries</u>	<u>2,237</u>

<u>21584</u>	<u>Surplus Property (Bus Unit #04100) - Labor</u>	<u>741</u>
<u>21585</u>	<u>Pers-Human Resources Development</u>	<u>13,282</u>
<u>21638</u>	<u>Attny Gen Fees- Reimbursements</u>	<u>1,500,000 Approx.</u>
<u>21844</u>	<u>PERS - Recruitment Services</u>	<u>12,506</u>
<u>21904</u>	<u>Wallace Foundation-SAELP</u>	<u>1,406</u>
<u>21991</u>	<u>Clean Energy Development Fund (VEDA - Food &amp; Fuel)</u>	<u>150,000</u>
<u>21991</u>	<u>Clean Energy Development Fund</u>	<u>143,672</u>
<u>22005</u>	<u>AHS Central Office earned federal receipts</u>	<u>1,500,000</u>
<u>50300</u>	<u>Liquor Control</u>	<u>836,516</u>
<u>62100</u>	<u>Abandoned property</u>	<u>1,993,024 Approx.</u>
	<u>Caledonia Fair</u>	<u>5,000</u>
	<u>North Country Hospital Loan</u>	<u>24,250</u>

(2) All or a portion of the unencumbered balances in the insurance regulatory and supervision fund (Fund Number 21075), the captive insurance regulatory and supervision fund (Fund Number 21085), and the securities regulatory and supervision fund (Fund Number 21080), expected to be approximately \$3,829,182, shall be transferred to the general fund, provided that on or before July 1, 2010, the commissioner of banking, insurance, securities, and health care administration certifies to the joint fiscal committee that the transfer of such balances or any smaller portion deemed proper by the commissioner will not impair the ability of the department in fiscal year 2011

to provide thorough, competent, fair, and effective regulatory services or to maintain accreditation by the National Association of Insurance Commissioners; and that the joint fiscal committee does not reject such certification.

(3) The following amounts shall be transferred from the general fund to the funds indicated:

<u>21911</u>	<u>Sarcoidosis Benefit Trust Fund</u>	<u>449,166</u>
<u>21255</u>	<u>Petroleum Cleanup Fund</u>	<u>750,000</u>
<u>21555</u>	<u>Emergency Relief and Assistance Fund (ERAF)</u>	<u>143,916</u>

(4) The following amounts shall be transferred between special funds as indicated:

From the Inter-Unit Transfers Fund #21500 (Bus Unit #01150) - BGS to the Inter-Unit Transfers Fund #21500 (Bus Unit #01180).BGS - Capital

53,357

From the Inter-Unit Transfers Fund #21500 (Bus Unit #01120) - Human Resources to the Conference, Fees & Donations Fund #21525 (Bus Unit #01120) - Human Resources

2,852

From the VHCTF-VHFA Lead Program Fund #21804 to the Sale of Copies/Publications Fund # 21824

108

From the Employee Leasing Companies Fund #21110 to the Passenger Tramways Fund # 21095

16,562

From the Employee Leasing Companies Fund # 21110 in Business Unit  
04100 to the Workers' Compensation Administration Fund # 21105 in  
Business Unit 04100 7,793

Sec. 61. REVERSIONS

(a) Notwithstanding any other provisions of law, in fiscal year 2010:

(1) The following amounts shall revert to the general fund from the  
accounts indicated:

<u>1140330000</u>	<u>Renter Rebates</u>	<u>3,256</u>
<u>1140890901</u>	<u>Reprogramming Cash Registers</u>	<u>50,000</u>
<u>1105003000</u>	<u>DII-VT Info Tech Leaders-VITL</u>	<u>8,909</u>
<u>1105500000</u>	<u>Comm &amp; Info Technology</u>	<u>32,287</u>
<u>1250010000</u>	<u>Auditor of Accounts</u>	<u>102,849</u>
<u>1260010000</u>	<u>Office of the Treasurer</u>	<u>16,000</u>
<u>2130200000</u>	<u>Sheriffs</u>	<u>169,711</u>
<u>2160010000</u>	<u>Victims Compensation</u>	<u>9,946</u>
<u>2210040000</u>	<u>Health Care Admin. Division</u>	<u>45,076</u>
<u>2240890501</u>	<u>St Match Fed Sm Scale Wind Dev</u>	<u>30,211</u>
<u>7110890702</u>	<u>Ancient Roads</u>	<u>1,970</u>
<u>7110010170</u>	<u>Ancient Roads</u>	<u>68,028</u>

(2) The following amounts shall revert to the education fund from the accounts indicated:

<u>5100050000</u>	<u>State Placed Students</u>	<u>3,206,355</u>
<u>5100120000</u>	<u>Capital Debt Service Aid</u>	<u>24,355</u>
<u>5100190000</u>	<u>Essential Early Educ Grant</u>	<u>56,450</u>
<u>5100200000</u>	<u>Education-Technical Education</u>	<u>200,245</u>

Sec. 62. Sec. E.504(a) of No. 1 of the Acts of the 2009 Special Session is amended to read:

(a) Of this appropriation, the amount from the education fund shall be distributed to school districts for reimbursement of high school completion services pursuant to 16 V.S.A. § 1049a(c) and for adult education programs in accordance with 16 V.S.A. § 4025(b).

Sec. 63. 16 V.S.A. § 4025(b) is amended to read:

(b) Moneys in the education fund shall be used for the following:

(1) To make payments to school districts and supervisory unions for the support of education in accordance with the provisions of section 4028 of this title, other provisions of this chapter, and the provisions of chapter 135 of Title 32, and to make payments to carry out programs of adult education in accordance with section 1049(a) of this title.

\* \* \*

Sec. 64. Sec. 19 of No. 61 of the Acts of 2009 is amended to read:

Sec. 19. 8 V.S.A. § 4080f is amended to read:

§ 4080f. CATAMOUNT HEALTH

(a) As used in this section:

\* \* \*

(II)(aa) A self-employed individual who was insured through the nongroup market whose insurance coverage ended as the direct result of either the termination of a business entity owned by the individual or the individual's inability to continue in his or her line of work, if the individual produces satisfactory evidence to the office of Vermont health access of the business termination or certifies by affidavit to the office of Vermont health access that he or she is not employed and is no longer seeking employment in the same line of work;

(bb) Subdivision (aa) of this subdivision (II) shall take effect upon issuance by the Centers for Medicare and Medicaid Services of approval of an amendment to the Global Commitment for Health Medicaid Section 1115 Waiver allowing for a self-employment exception to the Catamount Health waiting period, but in no event earlier than July 1, 2011;

\* \* \*

Sec. 65. Sec. 22 of No. 61 of the Acts of 2009 is amended to read:

Sec. 22. GLOBAL COMMITMENT WAIVER AMENDMENTS;  
RULEMAKING

(a) Upon determination by the secretary of human services, in consultation with the commission on health care reform, that the amendments to be requested pursuant to this subsection will not jeopardize the receipt of the enhanced federal medical assistance percentage funds pursuant to Sec. 5001(f)(1)(A) of Title V of Division B of the American Recovery and Reinvestment Act of 2009, Public Law 111-5, ~~no later than September 1, 2009~~ upon passage of the fiscal year 2012 budget, the secretary of human services shall request approval from the Centers for Medicare and Medicaid Services for amendments to the Global Commitment for Health Medicaid Section 1115 waiver to:

(1) implement the self-employment exception to the Catamount Health waiting period set forth in Sec. 19 of this act; and

(2) permit the agency of human services to amend the rules for the Vermont health access plan, the Catamount Health premium assistance program, and the employer-sponsored insurance premium-assistance programs to designate depreciation as an allowable business expense when determining countable income for eligibility purposes.

(b) ~~During~~ Prior to or during the pendency of the waiver amendment request pursuant to subdivision (a)(2) of this section, the agency of human services shall amend the rules for the Vermont health access plan, the Catamount Health premium assistance program, and the employer-sponsored insurance premium-assistance programs to designate depreciation as an allowable business expense when determining countable income for eligibility purposes. The amended rules shall take effect upon approval of the waiver amendment, but in no event earlier than ~~February 1, 2010~~ July 1, 2011.

Sec. 66. Sec. 51 of No. 61 of the Acts of 2009 is amended to read:

Sec. 51. EFFECTIVE DATES

\* \* \*

(d) Sec. 22(b) (rulemaking on depreciation) shall take effect for the purposes of the rulemaking process on July 1, 2009, but the rule shall not take effect earlier than ~~February 1, 2010~~ July 1, 2011.

\* \* \*

Sec. 67. FISCAL YEAR 2010 RESCISSION; CHOICES FOR CARE

(a) The reversion of \$731,372 in general funds carried over from fiscal year 2009 to fiscal year 2010 in the OVHA Medicaid long-term care waiver (choices for care) appropriation, as authorized by the joint fiscal committee as part of the fiscal year 2010 rescission approved on August 18, 2009, shall be notwithstanding Sec. 2(d) of No. 160 of the Acts of the 1995 Adj. Sess. (1996)

and Sec. 1(g) of No. 56 of the Acts of 2005.

Sec. 68. 10 V.S.A. § 6523 is amended to read:

§ 6523. VERMONT CLEAN ENERGY DEVELOPMENT FUND

(a) Creation of fund.

(1) There is established the Vermont clean energy development fund to consist of ~~all~~ each of the following:

(A) The proceeds due the state under the terms of the memorandum of understanding between the department of public service and Entergy Nuclear VY and Entergy Nuclear Operations, Inc. that was entered under public service board docket 6812; together with the proceeds due the state under the terms of any subsequent memoranda of understanding entered before July 1, 2005 between the department of public service and Entergy Nuclear VY and Entergy Nuclear Operations, Inc.

(B) ~~\$21,999,000.00 in funds received by the state under the appropriation contained in the American Recovery and Reinvestment Act (ARRA) of 2009, Pub.L. No. 111-5, to the state energy program authorized under 42 U.S.C. § 6321 et seq.~~

(C) ~~\$9,593,500.00 received by the state under ARRA from the United States Department of Energy through the energy efficiency and conservation block grant (EECBG) program.~~

(D) Any other monies that may be appropriated to or deposited into the fund.

\* \* \*

(h) ARRA funds. All ~~ARRA~~ American Recovery and Reinvestment Act (ARRA) funds ~~placed in the clean energy development fund described in section 6524 of this title~~ shall be disbursed, administered, and accounted for in a manner that ensures rapid deployment of the funds and is consistent with all applicable requirements of ARRA, including requirements for administration of funds received and for timeliness, energy savings, matching, transparency, and accountability. ~~These funds shall be maintained in a separate account specifically restricted to ARRA funds within the clean energy development fund.~~ These funds shall be expended for the following categories listed in this subsection, provided that no single project directly or indirectly receives a grant in more than one of these categories. The clean energy development board shall have discretion to use non-ARRA moneys within the fund to support all or a portion of these categories and shall direct any ARRA moneys for which non-ARRA moneys have been substituted to the support of other eligible projects, programs, or activities under ARRA and this section.

\* \* \*

(9) The clean energy development board is authorized, to the extent allowable under ARRA, to utilize up to 10 percent of ARRA funds received

for the purpose of administration. The board shall allocate a portion of the amount utilized for administration to retain permanent, temporary, or limited service positions or contractors ~~to administer such funds~~ and the remaining portion to the oversight of specific projects receiving ARRA funding through the ~~clean energy development fund~~ board.

\* \* \*

(j) Governor disapproval. The governor shall have the authority within 30 days of approval or adoption to disapprove a project, program, or other activity approved by the clean energy development board ~~to be funded by the clean energy development fund~~ if the source of the funds is ARRA; and any rules adopted under subsection (i) of this section. The governor may at any time waive his or her authority to disapprove any project, program, or other activity or rule under this subsection.

Sec. 69. 10 V.S.A. § 6524 is added to read:

§ 6524. ARRA ENERGY MONEYS

The expenditure of each of the following shall be subject to the direction and approval of the clean energy development board established under subdivision 6523(e)(1) of this title, in accordance with subdivisions 6523(d)(1) (expenditures authorized), (e)(3) (quorum), (e)(4) (appointments; recusal), (e)(5) (compensation), (e)(7) (assistance, administrative support), and (e)(8) (reporting) and subsections 6523(f) (fund manager), (h) (ARRA funds), (i)

(rules), and (j) (governor disapproval) of this title and applicable federal law and regulations:

(1) The amount of \$21,999,000.00 in funds received by the state under the appropriation contained in the American Recovery and Reinvestment Act (ARRA) of 2009, Pub.L. No. 111-5, to the state energy program authorized under 42 U.S.C. § 6321 et seq.

(2) The amount of \$9,593,500.00 received by the state under ARRA from the United States Department of Energy through the energy efficiency and conservation block grant program.

Sec. 70. Sec. 112 of No. 54 of the Acts of 2009 is amended to read:

Sec. 112. ~~ARRA~~ APPROPRIATIONS; FULL FAITH AND CREDIT

(a) In fiscal year 2010, of the funds appropriated in Sec. B.1101(b)(1) of H.441 (2009), ~~\$3,400,000.00~~ \$1,250,000.00 from the state fiscal stabilization funds available under the American Recovery and Reinvestment Act of 2009, Pub.L. No. 111-5, shall be disbursed as follows:

(1) ~~\$2,150,000.00 to the entrepreneurs' seed capital fund.~~

~~(2)~~ \$1,000,000.00 to the Vermont economic development authority to provide interest-rate subsidies in the Vermont jobs fund.

~~(3)~~(2) \$100,000.00 to the Vermont sustainable jobs fund program for the farm-to-plate investment program as provided in Sec. 35 of this act.

~~(4)~~(3) \$150,000.00 to the Vermont sustainable jobs fund for start-up capital in the flexible capital fund program.

\* \* \*

(d) In FY 2010, \$120,000.00 in general funds to the department of tourism and marketing, of which \$100,000.00 shall be for a grant to the Vermont convention bureau and \$20,000.00 to the Shires of Vermont, pursuant to Sec. B.1101(a)(6) of H.441 (2009).

\* \* \*

(f) In FY 2010, \$2,150,000.00 in general funds to the entrepreneurs' seed capital fund, pursuant to Sec. B.1101(a)(12) of H.441 (2009).

Sec. 71. Sec. B.1101 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. B.1101 FISCAL YEAR 2010 ONE TIME APPROPRIATIONS

(a) In fiscal year 2010, the following amounts are appropriated from the general fund:

\* \* \*

(12) To the secretary of administration for transfer to the entrepreneurs' seed capital fund. \$2,150,000

(13) To the state treasurer for deposit into the Other Post-Employment Benefit Trust Fund (DeptID 1265025000) for the State Employees Retirement Defined Benefit System. \$965,000

(14) To the military department, division of veterans' affairs for Supplemental Assistance to Survivors (DeptID 2150890501) to be used in accordance with the guidelines as set forth in Sec. 72b of No. 66 of the Acts of 2003, as amended by Sec. 16 of No. 80 and Sec. 72 of No. 122 of the Acts of the 2003 Adj. Sess. (2004). \$30,000

(15) To the treasurer's office for Benefits For The Survivors Of Emergency Personnel to be used in accordance with the requirements of 20 V.S.A. § 3173. \$70,000

(b) In fiscal year 2010 the following amounts are appropriated to the secretary of administration (DeptID 1100020000) from the American Recovery and Reinvestment: State Fiscal Stabilization Fund ~~Government Services Fund~~, and transferred and expended in the following manner:

(1) ~~Appropriated for~~ For economic development activities as specified ~~on~~ in Sec. D.109 of this act and H.313 of 2009 to further job creation in Vermont. \$3,400,000 \$1,250,000

(2) ~~To~~ Transferred to the department of economic development for the program operations of the Vermont Training Program. \$200,000

(3) ~~To~~ Transferred to the department of tourism and marketing. \$500,000

(4) Transferred to the department of public safety – state police in Sec. B.209 of this act, as amended. \$6,550,000

(5) Transferred to education – adjusted education payment in Sec. B.505 of this act, as amended. \$38,575,036

Sec. 71a. Sec. D.104 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. D.104. TRANSFER OF TOBACCO TRUST FUNDS

(a) Notwithstanding 18 V.S.A. § 9502(a)(3) and (4), the actual amount of investment earnings of the tobacco trust fund at the end of fiscal year 2010 and any additional amount necessary to ensure the balance in the tobacco litigation settlement fund at the close of fiscal year 2010 is not negative, shall be transferred from the tobacco trust fund to the tobacco litigation settlement fund in fiscal year 2010.

Sec. 72. Sec. D.108(a) of No. 1 of the Acts of the 2009 Special Session is amended to read:

(a) The governor is authorized to submit an application as soon as practicable for Vermont's share of the American Recovery and Reinvestment Act (ARRA) State Fiscal Stabilization Fund Program (SFSF) consistent with the intent of the act and this section. \$38,575,036, which is one-half of Vermont's SFSF, funds is ~~appropriated~~ available to school districts as part of the funding of the state's adjusted education payment under Sec. B. 505 of this act.

Sec. 73. Sec. D.109(a) of No. 1 of the Acts of the 2009 Special Session is amended to read:

(a) The governor is authorized to submit an application as soon as practicable for Vermont's share of the American Recovery and Reinvestment Act (ARRA) State Fiscal Stabilization Fund Program (SFSF) consistent with the intent of the act and as indicated below:

(1) For Vermont's SFSF government services fund designated for education, public safety, and other government services, estimated at \$17,165,683, \$8,500,000 is appropriated for fiscal year 2010 in Sec. B.1101(b)(1)-(4) of this act which specifies:

(A) ~~\$3,400,000 is appropriated~~ \$1,250,000 to fund the activities specified in H.313 of 2009 (An Act Relating to the Vermont Recovery and Reinvestment Act of 2009) to further job creation in Vermont as follows:

(i) ~~\$2,150,000 to the Vermont Economic Development Authority to provide venture capital to Vermont businesses.~~

(ii) \$1,000,000 to the Vermont Economic Development Authority for interest rate subsidies through the Vermont Jobs Fund.

(iii) (ii) \$100,000 to the secretary of administration for a grant to the Vermont Sustainable Jobs ~~Funds~~ Fund for the Farm-to-Plate Investment program.

~~(iv)~~ (iii) \$150,000 to the secretary of administration for a grant to the Vermont Sustainable Jobs ~~Funds~~ Fund for operations of the fund.

(B) \$200,000 to the department of economic development for the program operations of the Vermont Training Program.

(C) \$500,000 ~~shall be appropriated~~ to the department of tourism and marketing.

(D) ~~\$4,400,000 shall be appropriated~~ \$6,550,000 to the department of public safety-state police.

Sec. 74. DEPARTMENT FOR CHILDREN AND FAMILIES; ARRA

(a) The department for children and families may use excess receipts authority to spend additional funds from the Temporary Assistance for Needy Families (TANF) emergency contingency fund for any of the purposes provided for in Section 2101 of the American Recovery and Reinvestment Act of 2009 (ARRA), which are subsidized employment, caseload increase, and short-term nonrecurrent benefits.

Sec. 75. CARRY FORWARD AUTHORITY

(a) Notwithstanding any other provisions of law and subject to the approval of the secretary of administration, general, transportation and education fund appropriations remaining unexpended on June 30, 2010, in the executive branch of state government shall be carried forward and shall be designated for expenditure.

(b) Notwithstanding any other provisions of law, general and transportation fund appropriations remaining unexpended on June 30, 2010, in the legislative and judicial branches of state government shall be carried forward and shall be designated for expenditure.

Sec. 76. Sec. 10(b) of No. 2 of the Acts of the 2009 Special Session is amended to read:

(b) The first part of the secretary of administration's plan shall reduce budgeted contract expenditures for fiscal year 2010 by \$1,300,000 in general funds. In the event that such expenditure reductions are not identified by October 31, 2009, the secretary of administration shall submit a plan of recommendation to achieve this general fund savings target by alternate reductions in budgeted funds to the joint fiscal committee in November 2009 house and senate committees on appropriations for approval by February 16, 2010. The alternate plan may include fund transfers and shall be proportionate in terms of total general funds for the judicial and legislative branches.

Sec. 77. Sec. D.101(b) of No. 1 of the Acts of the 2009 Special Session is amended to read:

(b) In fiscal year 2010, ~~to the extent general fund budget stabilization reserve has not attained its statutory maximum, an amount necessary to attain said reserve up to \$3,300,000 shall be transferred~~ \$16,215,719 from the human services caseload management reserve established under 32 V.S.A. § 308b

shall be unreserved and made available for appropriation for agency of human services caseload-related needs, including in the department of corrections.

Sec. 78. STATEMENT OF PURPOSE

(a) The general assembly finds:

(1) There was an estimated \$150.5 million in accounts receivable under the jurisdiction of the tax department as of December 31, 2009.

(2) Unpaid taxes negatively affect all taxpaying Vermonters and negatively affect the revenues of the state.

(3) According to information from the department of taxes, there is a positive net revenue impact from hiring additional compliance personnel.

(4) There is a net gain to the state and to taxpaying Vermonters when the efforts of the tax department result in increased compliance.

(5) In 2009, the general assembly appropriated money to the department of taxes for the purpose of augmenting the department's compliance efforts by increasing the number of compliance staff. The general assembly reaffirms its commitment to that effort.

Sec. 79. Sec. H.1 of No. 1 of the 2009 Special Session is amended to read:

Sec. H.1. ~~INCREASING THE NUMBER OF COMPLIANCE~~  
PERSONNEL IN THE DEPARTMENT OF TAXES

(a) Of the funds appropriated to the department of taxes in this act, \$535,000 ~~\$250,000~~ is for the purpose of hiring ~~nine~~ ten full-time ~~limited~~

~~service~~ employees to augment the department's compliance division. The department shall use the funds so appropriated to hire ~~four~~ five tax field examiners, two desk audit examiners, one collector, one desk audit supervisor, and either one attorney or a second collector. The commissioner has the authority to redesignate one or more of these employees to a compliance function that will have the same or greater revenue impact. Any redesignation shall be reported to the committees on appropriations, ways and means, and finance.

(b) It is the intent of the general assembly that the funding of an additional \$935,000 be provided to the tax department in fiscal year 2011 for the purpose of retaining the ~~nine~~ ten full-time ~~limited service~~ employees hired pursuant to subsection (a) of this section and hiring six additional full-time ~~limited service~~ employees to further augment the department's compliance division. ~~The department shall use the additional funds so appropriated to hire four tax field examiners and two desk audit examiners.~~

(c) It is the intent of the legislature to further augment the department's compliance efforts in fiscal year 2012 by appropriating additional funds for fiscal year 2012 for the purpose of retaining the ~~15~~ 16 full-time ~~limited service~~ employees hired pursuant to subsections (a) and (b) of this section and hiring five additional ~~limited service~~ employees.

(d) The positions created pursuant to subsections (a) and (b) of this section shall not be new state employee positions but instead shall be transferred and converted from the vacant position pool as and only when such positions in the vacant position pool become available.

~~(e) Notwithstanding any other provision of law, the positions created by this section shall be created as limited service positions and shall not be funded for a period in excess of three years.~~

Sec. 80. Sec. 14 of No. 2 of the Acts of the 2009 Special Session is amended to read:

Sec 14. NORTH LINK FUNDING

In fiscal year 2010, \$500,000.00 is appropriated from the general fund to the Vermont Telecommunications Authority, \$250,000.00 of which is to be used only for financing a transaction with Northern Enterprises, Inc. (“North Link”) for purchase or capital lease of infrastructure to support provision of broadband or cellular services in areas of the state now unserved; and the purchase or lease shall be on commercially reasonable terms agreeable to both parties.

Sec. 81. Sec. D.100(a)(1) and (3) of No. 1 of the Acts of the 2009 Special Session are amended to read:

(1) The sum of ~~\$314,503~~ \$221,000 is appropriated from the property valuation and review administration special fund to the department of taxes for

administration of the use tax reimbursement program. Notwithstanding 32 V.S.A. § 9610(c), amounts above ~~\$314,503~~ \$221,000 from the property transfer tax that are deposited into the property valuation and review administration special fund shall be transferred into the general fund.

(3) The sum of ~~\$3,449,427~~ \$3,260,725 is appropriated from the municipal and regional planning fund. Notwithstanding 24 V.S.A. § 4306(a), amounts above ~~\$3,449,427~~ \$3,260,725 from the property transfer tax that are deposited into the municipal and regional planning fund shall be transferred into the general fund. The sum of ~~\$3,449,427~~ \$3,260,725 shall be allocated as follows:

(A) \$2,632,027 for disbursement to regional planning commissions in a manner consistent with 24 V.S.A. § 4306(b);

(B) ~~\$408,700~~ \$219,998 for disbursement to municipalities in a manner consistent with 24 V.S.A. § 4306(b);

(C) \$408,700 to the Vermont center for geographic information.

#### Sec. 82. REALLOCATION OF FUNDS

(a) Of the funds transferred to the municipal and regional planning fund in Sec. 10(a) of No. 178 of the Acts of 2006, \$20,951 shall be available for municipal planning grants in fiscal year 2010. Any additional amounts in the municipal and regional planning fund from the above transfer that are deemed unencumbered through award recapture by the commissioner of finance and

management shall be available for municipal planning grants in fiscal year 2010.

(b) Of the funds appropriated in Sec. 219(c) of No. 65 of the Acts of 2007 as amended by Sec. 64 of No. 90 of the Acts of 2008 (DeptID 7110010150), and Sec. 233a(a)(6)(B) of No. 65 of the Acts of 2007 (DeptID 7110890702), and Sec. 220 of No. 215 of the Acts of 2006 as amended by Sec. 361 of No. 65 of the Acts of 2007 (DeptID 7110010170); any amounts in the above appropriations that are deemed unencumbered through award recapture by the commissioner of finance and management shall be available for municipal planning grants in fiscal year 2010.

Sec. 83. 32 V.S.A. § 511 is amended to read:

§ 511. EXCESS RECEIPTS

If any receipts including federal receipts exceed the appropriated amounts, the receipts may be allocated and expended on the approval of the ~~secretary of administration~~ commissioner of finance and management. If, however, the expenditure of those receipts will establish or increase the scope of the program, which establishment or increase will at any time commit the state to the expenditure of state funds, they may only be expended upon the approval of the legislature. Excess federal receipts, whenever possible, shall be utilized to reduce the expenditure of state funds. The ~~secretary of administration~~ commissioner of finance and management shall report to the joint fiscal

committee quarterly with a cumulative list and explanation of the allocation and expenditure of such excess receipts.

Sec. 84. 32 V.S.A. § 588(4)(A) is amended to read:

(A) All monies to be expended from a special fund shall be appropriated annually by the general assembly, or allocated pursuant to the authority granted by the general assembly to the ~~secretary of administration~~ commissioner of finance and management with regard to excess receipts, except when the state responsibility relative to the special fund is solely for the transference of monies between nonstate entities as determined by the commissioner. No appropriation authorization shall carry forward beyond the fiscal year for which it was granted, except for properly encumbered payments and refunds of prior year expenditures.

Sec. 85. 13 V.S.A. § 5239(b)(4) is amended to read:

(4) All monies to be expended from the fund shall be appropriated annually by the general assembly, or allocated pursuant to the authority granted by the general assembly ~~of to the secretary of administration~~ commissioner of finance and management with regard to excess receipts.

Sec. 86. GLOBAL COMMITMENT APPROPRIATIONS; TRANSFER;  
REPORT

(a) In order to facilitate the end-of-year closeout for fiscal year 2010, the secretary of human services, with approval from the secretary of

administration, may make transfers among the appropriations authorized for Medicaid and Medicaid-waiver program expenses, including Global Commitment appropriations outside the agency of human services. At least three business days prior to any transfer, the agency shall submit to the joint fiscal office a proposal of transfers to be made pursuant to this section. A final report on all transfers made under this section shall be made to the joint fiscal committee for review at the September 2010 meeting. The purpose of this section is to provide the agency with limited authority to modify the appropriations to comply with the terms and conditions of the Global Commitment for Health waiver approved by the Centers for Medicare and Medicaid Services under Section 1115 of the Social Security Act.

Sec. 87. Sec. E.338(d) of No. 1 of the Acts of the 2009 Special Session is added to read:

(d) In fiscal year 2010, the secretary of administration may, upon recommendation of commissioner of corrections, transfer unexpended funds between the respective appropriations for correctional services and for correctional services – out-of-state beds. At least three days prior to any such transfer being made, the secretary shall report the intended transfer to the joint fiscal office and shall report any completed transfers to the joint fiscal committee at its next scheduled meeting.

Sec. 88. 9 V.S.A. § 2458(b) is amended to read:

(b) In addition to the foregoing, the attorney general or a state's attorney may request and the court is authorized to render any other temporary or permanent relief, or both, as may be in the public interest including, but not limited to:

- (1) the imposition of a civil penalty of not more than \$10,000.00 for each violation;
- (2) an order for restitution of cash or goods on behalf of a consumer or a class of consumers similarly situated;
- (3) an order requiring reimbursement to the state of Vermont for the reasonable value of its services and its expenses in investigating and prosecuting the action;
- (4) amounts other than consumer restitution recovered by the attorney general or department of state's attorneys under this chapter, ~~subject to appropriation each fiscal year, but not to exceed amounts annually~~ appropriated, or authorized pursuant to Sec. 167 of Title 3 or Sec. 511 of Title 32, shall be deposited into special funds which shall be available to the attorney general or department of state's attorneys, respectively to offset the costs of providing legal services.

Sec. 88a. 3 V.S.A. § 167 is added to read:

§ 167. PUBLIC FUNDS INVESTIGATION SPECIAL FUND

There is established a public funds investigation special fund, pursuant to subchapter 5 of chapter 7 of Title 32. At the end of each fiscal year revenue available to the attorney general under 9 V.S.A. § 2458(b)(4) may be used to bring the unencumbered fund balance up to \$100,000.00. Monies in the fund shall be available for expenditure by the attorney general and state's attorneys to pay expenses, as the attorney general and the state auditor shall agree, for independent contractors, including accountants, necessary for investigation and prosecution of embezzlement or other financial crimes in which public funds are alleged to have been misused.

Sec. 89. Sec. D.107 of No. 1 of the Acts of the 2009 Special Session is amended to read:

Sec. D.107 GROSS RECEIPTS TAX IN FISCAL YEAR 2010

(a) In fiscal year 2010, the first ~~\$2,300,000~~ \$2,700,000 of gross receipts tax revenue collected under 33 V.S.A. § 2503 shall be deposited in the general fund.

Sec. 90. 33 V.S.A. § 1203 is amended to read:

§ 1203. ELIGIBILITY

A family shall be eligible for Reach Ahead if the family resides in Vermont and:

(1) has left Reach Up or the postsecondary education program within the prior six months for ~~unsubsidized~~ employment that meets the work requirements for the Reach Up program for the family's size and composition;

(2) is receiving food stamps and has ~~unsubsidized~~ employment that meets the work requirements for Reach Up for the family's size and composition; or

(3) is an individual under 21, has a child, is ineligible for food stamps solely because the individual resides with the individual's parent, and has ~~unsubsidized~~ employment that meets the work requirements for Reach Up for the family's size and composition.

Sec. 91. 33 V.S.A. § 1121(e) is amended to read:

(e) The Reach Ahead program shall be a separate state program structured to pay appropriated state maintenance of effort funds to families in which the parent or caretaker is engaged in ~~unsubsidized~~ employment for the number of hours that meets the applicable TANF participation rate requirement.

Sec. 92. 33 V.S.A. § 1011(b) and (c) are amended to read:

(b) If a family finds ~~unsubsidized~~ employment meeting or exceeding the work requirements for Reach Up for the family's size and composition, but is financially eligible for Reach Up, the department shall transfer the family to Reach Up, unless the family chooses not to participate. A family transferring

from Reach First to Reach Up shall be treated as a recipient for the purposes of income calculation.

(c) If a family finds ~~unsubsidized~~ employment meeting or exceeding the work requirements for Reach Up for the family's size and composition, is not financially eligible for Reach Up, and is eligible for the Reach Ahead program, the department shall transfer the family to Reach Ahead, unless the family chooses not to participate. A family transferring from Reach First to Reach Ahead shall be treated as a recipient for the purposes of income calculation.

Sec. 93. 33 V.S.A. § 1212 is amended to read:

§ 1212. TRANSITION TO OTHER PROGRAMS

If a family loses ~~unsubsidized~~ employment meeting or exceeding the work requirements for Reach Up for the family's size and composition and is financially eligible for Reach Up, the family shall be transferred to Reach First or Reach Up without an additional application process, unless the family chooses not to participate. Verification of income or other documentation may be required as provided for by rule.

Sec. 94. 33 V.S.A. § 1133(b) and (c) is amended to read:

(b) If a family finds ~~unsubsidized~~ employment meeting or exceeding the work requirements for Reach Up for the family's size and composition, but is financially eligible for Reach Up, the department shall transfer the family to Reach Up, unless the family chooses not to participate. A family transferring

from Reach First to Reach Up shall be treated as a recipient for the purposes of income calculation.

(c) If a family finds ~~unsubsidized~~ employment meeting or exceeding the work requirements for Reach Up for the family's size and composition, is not financially eligible for Reach Up, and is eligible for the Reach Ahead program, the department shall transfer the family to Reach Ahead, unless the family chooses not to participate. A family transferring from Reach Up to Reach Ahead shall be treated as a recipient for the purposes of income calculation.

Sec. 95. FIVE-PERCENT PAY CUT FOR MEMBERS OF THE GENERAL  
ASSEMBLY

(a) For the remainder of fiscal year 2010 and for fiscal year 2011, the annual, weekly, and daily compensation of all members of the general assembly shall be reduced by five percent from the rate of compensation which would otherwise be paid as of January 5, 2010, under the provisions of 32 V.S.A. §§ 1051(a) and 1052(a).

Sec. 95a. FIVE-PERCENT PAY CUT; STATE'S ATTORNEYS

(a) For the remainder of fiscal year 2010 and for fiscal year 2011, the compensation of all state's attorneys shall be reduced by five percent from the rate of compensation which would otherwise be paid under the provisions of 32 V.S.A. § 1183.

Sec. 96. REPEALS

The following are repealed:

(1) 10 V.S.A. § 6654(f)(6) (fiscal information relating to brownfield remediation activities).

(2) 28 V.S.A. § 761(a)(3) (activities of offender work programs board).

(3) 28 V.S.A. § 761(b)(2) (maximum level of offender work program activity in each market segment).

Sec. 97. Sec. 146(d) of No. 122 of the Acts of the 2003 Adj. Sess. (2004) is amended to read:

(d) Prior to the implementation of new programs or expansion of existing programs resulting from federal approval of an 1115 waiver for community-based long-term care, the agency of human services and the department of aging and disabilities shall seek approval from the general assembly or the joint fiscal committee if the general assembly is not in session. The request for approval shall provide an analysis of the programs to be implemented ~~and the impact on the nursing home industry in Vermont.~~

Sec. 98. REPEAL

(a) Sec. E.100(a) of No. 1 of the Acts of the 2009 Special Session (Global Commitment appropriation) is repealed.

Sec. 99. Sec. E.104(a) of No. 1 of the Acts of the 2009 Special Session is amended to read:

(a) Pursuant to 32 V.S.A. § 307(e), financial management fund charges not to exceed \$6,111,582, plus the costs of fiscal year 2010 salary increases bargained as part of the state/VSEA agreement, are hereby approved. Of this amount, ~~\$1,343,908~~ \$1,339,902, plus the costs of fiscal year 2010 salary increases bargained as part of the state/VSEA agreement, shall be used to support the HCM system that is operated by the department of information and innovation.

Sec. 100. Sec. E.111(a) of No. 1 of the Acts of the 2009 Special Session is amended to read:

(a) The ~~\$1,950,000~~ \$2,408,340 interdepartmental transfer in this appropriation shall be from the general bond fund appropriation in 2009 H.445 Sec. 1(8).

Sec. 101. Sec. B.1103(a) of No. 1 of the Acts of the 2009 Special Session is amended to read:

(a) The secretary of administration shall reduce fiscal year 2010 ~~general and transportation fund appropriations consistent with expenditure reductions, including reductions in positions, and is authorized to substitute appropriation adjustments in other funds and to effect fund transfers to the general and transportation funds to achieve these amounts.~~ The ~~general fund appropriation~~

~~reduction shall be \$14,700,000 and the transportation fund reduction shall be \$1,400,000 and shall be made in accordance with the provision of Sec. E.1103 of this act.~~

Sec. 102. Sec. E.1100(a) of No. 1 of the Acts of the 2009 Special Session is amended to read:

(a) The \$3,293,000 appropriated in Sec. B.1100(a)(4) of this act from the next generation initiative fund, created in 16 V.S.A. § 2887, shall be as follows:

(1) Workforce development: ~~\$1,415,500~~ \$2,063,500 as follows:

\* \* \*

Sec. 103. 10 V.S.A. § 6523(h)(4) is amended to read:

(4) \$2 million for a public-serving institution efficiency and renewable energy program that may include grants and loans and create a revolving loan fund. For the purpose of this subsection, “public-serving institution” means government buildings and nonprofit public and private universities, colleges, and hospitals. In this program, awards shall be made through a competitive bid process. On or before January 15, 2011, the ~~treasurer~~ clean energy development board shall report to the general assembly on the status of this program, including each award made and, for each such award, the expected energy savings or generation and the actual energy savings or generation achieved.

Sec. 104. Sec. 5.006(h) of No. 192 of the Acts of the 2007 Adj. Sess. (2008) is amended to read:

(h) The secretary of administration is directed to reduce operating expense general fund appropriations throughout the executive branch of state government by \$60,000 for discretionary expenditures such as calendars and logo printed items, or substitute a \$60,000 transfer to the general fund.

Sec. 105. Sec. 4 of No. 12 of the Acts of 2009 is amended to read:

Sec. 4. SUNSET

The amendments in Sec. 1 of this act (juvenile court diversion project) and Sec. 2 of this act (adult court diversion project) shall be repealed on July 1, 2011, at which time language shall return to its previous form.

Sec. 106. 32 V.S.A. § 305a(c) is amended to read:

(c) The January estimates shall include estimated caseloads and estimated per member per month expenditures for the current and next succeeding fiscal years for each Medicaid enrollment group as defined by the agency and the joint fiscal office for state health care assistance programs or premium assistance programs supported by the state health care resources and Global Commitment funds, for VermontRx, and for the programs under the Choices for Care Medicaid Section 1115 waiver. For VPharm, the January estimates shall include estimated caseloads and estimated per-member per-month expenditures for the current and next succeeding fiscal years by income

category. The January estimates shall include the expenditures for the current and next succeeding fiscal years for the Medicare Part D phased-down state contribution payment and for the disproportionate share hospital payments. In July, the administration and the joint fiscal office shall make a report to the emergency board on the most recently ended fiscal year for all Medicaid and Medicaid-related programs, including caseload and expenditure information for each Medicaid eligibility group. Based on this report, the emergency board may adopt revised estimates for the current ~~and next succeeding~~ fiscal year and estimates for the next succeeding fiscal year.

Sec. 107. Secs. C.106(b) and (c) of No. 1 of the Acts of the 2009 Special Session, as amended by Sec. 27 of No. 2 of the Acts of the 2009 Special Session, are further amended to read:

(b) After the general fund budget stabilization reserve attains its statutory maximum, notwithstanding 32 V.S.A. § 308c(a), any additional unreserved and undesignated general fund balance not to exceed \$3,321,444 shall be retained in the general fund, and that amount shall be reduced from the amount of the special fund assessment in Sec. D.101(a)(4) of this act.

(c) After satisfying subsection (b) of this section, any additional unreserved and undesignated general fund balance shall be reserved in the revenue shortfall reserve established in 32 V.S.A. ~~Sec. 308(d)~~ § 308d.

Sec. 108. 18 V.S.A. § 9352(c) is amended to read:

(c) Health information exchange operation. VITL shall be designated in the health information technology plan pursuant to section 9351 of this title to operate the exclusive statewide health information exchange network for this state. The secretary of administration or designee shall enter into procurement grant agreements with VITL pursuant to section 4089k of Title 8. Nothing in this chapter shall impede local community providers from the exchange of electronic medical data.

Sec. 109. 18 V.S.A. § 4474c(b) is amended to read:

(b) This chapter shall not be construed to require that coverage or reimbursement for the use of marijuana for symptom relief be provided by:

(1) a health insurer as defined by section 9402 of this title, or any insurance company regulated under Title 8;

(2) Medicaid, Vermont health access plan, and any other public health care assistance program;

(3) an employer; or

~~(3)~~(4) for purposes of workers' compensation, an employer as defined in subdivision 601(3) of Title 21.

Sec. 110. Sec. E.301(b) of No. 1 of the Acts of the 2009 Special Session is amended to read:

(b) In addition to the state funds appropriated in this section, a total estimated sum of ~~\$29,674,577~~ \$29,529,608 is anticipated to be certified as state matching funds under the Global Commitment as follows:

(1) ~~\$12,279,600~~ \$12,166,200 certified state match available from local education agencies for eligible special education school-based Medicaid services under the Global Commitment. This amount combined with ~~\$28,220,400~~ \$28,333,800 of federal funds appropriated in Sec. B.301 equals a total estimated expenditure of \$40,500,000. An amount equal to the amount of the federal matching funds for eligible special education school-based Medicaid services under Global Commitment shall be transferred from the Global Commitment fund to the Medicaid reimbursement special fund created in 16 V.S.A. ~~Sec. 2959a~~ § 2959a.

\* \* \*

(3) ~~\$3,418,532~~ \$1,659,944 certified state match available from local education and social service agencies for eligible services ~~provided to eligible persons through children's collaborative services programs as allowed by federal regulation for early periodic screening, diagnosis, and treatment programs for school-age children.~~

(4) \$1,727,019 certified state match available via the University of Vermont's child health improvement program for quality improvement initiatives for the Medicaid program.

(5) \$5,020,198 certified state match available from local designated mental health and developmental services agencies for eligible mental health services provided under the Global Commitment.

Sec. 111. Sec. E.502(b) of No. 1 of the Acts of the 2009 Special Session is added to read:

(b) Of the appropriation authorized in this section, and notwithstanding any other provision of law, an amount not to exceed \$3,300,654 shall be used by the department of education in fiscal year 2010 as funding for 16 V.S.A. § 2967(b)(2)–(6). In distributing such funds, the commissioner shall not be limited by the restrictions contained within 16 V.S.A. § 2969(c) and (d). In addition to funding for 16 V.S.A. § 2967(b)(2)–(6), up to \$169,061 may be used by the department of education for its participation in the higher education partnership plan.

Sec. 112. Sec. E.605(c) of No. 1 of the Acts of the 2009 Special Session is amended to read:

(c) Of state funds available to the Vermont student assistance corporation pursuant to Sec. E.215(a) and E.1100(a)(3)(B) of this act, ~~\$242,500~~ \$250,000

shall be used for the purposes of 16 V.S.A. § 2856. Any unexpended funds from these allocations shall carry forward for this purpose.

Sec. 112a. VERMONT STATE HOSPITAL; CANTEEN PLAN

(a) The director of the Vermont State Hospital, in collaboration with staff who provide professional mental health services to patients of the facility, shall develop a plan to be included in the fiscal year 2011 appropriations act to reopen the canteen or commissary on July 1, 2010, which shall be accessible to patients, staff, and visitors to the facility. The plan shall be submitted to the house and senate committees on appropriations and house committee on human services and senate committee on health and welfare on or before March 15, 2010. The plan shall be cost neutral to the general fund, but shall recognize that patients may have limited funds to purchase products.

Sec. 113. EFFECTIVE DATES

(a) This act shall take effect upon passage.

(b) Sec. 64 (Catamount Plan expansion) of this act shall take effect on July 1, 2011.

Approved: February 25, 2010