

1 H.790

2 Introduced by Committee on Corrections and Institutions

3 Date:

4 Subject: Capital construction; capital appropriations; state bonding

5 Statement of purpose: This bill proposes to authorize bonding, appropriate
6 capital funds, and address miscellaneous related items.

7 An act relating to capital construction and state bonding

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

9 * * * Capital Appropriations * * *

10 Sec. 1. STATE BUILDINGS

11 The following sums are appropriated in total to the department of buildings
12 and general services, and the commissioner is authorized to direct funds
13 appropriated in this section to the projects contained in this section; however,
14 no project shall be canceled unless the chairs of the senate committee on
15 institutions and the house committee on corrections and institutions are
16 notified before that action is taken. The individual allocations in this section
17 are estimates only.

18 (1) Statewide, asbestos and lead abatement: 300,000

19 (2) Statewide, Americans with Disabilities Act (ADA): 100,000

20 (3) Statewide, building reuse and planning: 125,000

1	<u>(4) Statewide, contingency:</u>	<u>500,000</u>
2	<u>(5) Statewide elevator repairs and upgrades:</u>	<u>350,000</u>
3	<u>(6) Statewide, major maintenance:</u>	<u>8,062,997</u>
4	<u>(7) Statewide, major maintenance, VT information centers:</u>	<u>100,000</u>
5	<u>(8) Statewide: BGS engineering and architectural project costs:</u>	
6		<u>2,465,785</u>
7	<u>(9) Statewide physical security enhancements:</u>	<u>100,000</u>
8	<u>(10) Montpelier, 116 State St., restore building envelope:</u>	<u>750,000</u>
9	<u>(11) Montpelier, 133 State St., infrastructure repair:</u>	<u>1,250,000</u>
10	<u>(12) Montpelier, 120 State St., replace heating system</u>	<u>750,000</u>
11	<u>(13) Waterbury, steamline extension:</u>	<u>700,000</u>
12	<u>(14) Waterbury, state office complex fire alarm panels and door holders:</u>	
13		<u>250,000</u>
14	<u>(15) Springfield, state office building, HVAC upgrade:</u>	<u>500,000</u>
15	<u>(16) Bennington, courthouse and state office building:</u>	<u>6,958,340</u>
16	<u>(17) Burlington, 32 Cherry St., HVAC upgrades:</u>	<u>500,000</u>
17	<u>(18) Burlington, 108 Cherry St., HVAC upgrades. The commissioner</u>	
18	<u>may reallocate funds between this subdivision and subdivision (17) of this</u>	
19	<u>section as the commissioner finds to be in the best interests of the state:</u>	
20		<u>500,000</u>
21	<u>Total Appropriation – Section 1</u>	<u>\$24,262,122</u>

1 The required one-for-one match may be made by in-kind services. No single
2 entity shall be awarded more than ten percent of this appropriation. In this
3 subdivision, “farmers’ market” means an event or series of events at which two
4 or more vendors of agricultural products, as defined in 11 V.S.A. § 991, gather
5 for purposes of offering for sale to the public their agricultural products:

6 100,000

7 (7) For the agricultural fairs capital projects competitive grant program.

8 No single entity shall be awarded more than ten percent of this appropriation:

9 180,000

10 Total Appropriation – Section 6

\$1,180,000

11 Sec. 7. EDUCATION

12 The following is appropriated in total to the department of education for the
13 purposes described in this section:

14 (1) State aid for emergency school construction projects pursuant to

15 16 V.S.A. § 3448(a)(3)(A):

600,000

16 (2) Emergency shelters in schools:

44,889

17 (3) Remaining state aid for school construction projects pursuant to

18 16 V.S.A. § 3448 which were prioritized for funding by the state board of

19 education for fiscal year 2011, excluding those alternate energy systems

20 eligible under 16 V.S.A. § 3448(a)(7)(B), and asset renewal projects. Each

21 project shall receive 29.39 percent of the amount owed by the state: 6,355,111

1 Springfield loan conversion, and administrative support under chapter 120 of
2 Title 24. Of this amount and the amount in subdivision (2) of this subsection,
3 up to \$50,000 may be used to provide municipalities with grants or loans for a
4 study of the feasibility and planning of site-appropriate potable water supply
5 and wastewater systems, including innovative decentralized systems, for
6 historic village and existing settled areas. Systems shall be designed to comply
7 with the adopted municipal plan. The agency of natural resources shall have
8 the discretion to determine eligibility for and amounts of funds provided to
9 municipalities for feasibility studies and planning, and shall report to the senate
10 committees on institutions and on natural resources and energy, and the house
11 committees on corrections and institutions and on fish, wildlife and water
12 resources on or before January 15, 2011, regarding how the municipal grant
13 program is working, the demand for the grants, what projects were funded, and
14 anticipated future construction costs of those projects: 2,375,400

15 (2) For combined sewer overflow projects receiving ARRA funding:

16 (A) <u>Burlington, Gazo Avenue:</u>	<u>100,000</u>
17 (B) <u>Burlington, Manhattan Drive:</u>	<u>200,000</u>
18 (C) <u>Middlebury, pump station work:</u>	<u>450,000</u>
19 (D) <u>Montpelier, several areas of the city:</u>	<u>138,500</u>
20 (E) <u>Proctor sewer system rehabilitation:</u>	<u>32,500</u>
21 (F) <u>Springfield, several areas:</u>	<u>374,000</u>

1 Burke Mountain. The remainder shall be for the state match for the federally
2 mandated conversion of Vermont Public Television's transmission sites to
3 digital broadcasting format.

4 Total Appropriation – Section 16 \$400,000

5 Sec. 17. VERMONT RURAL FIRE PROTECTION

6 The sum of \$100,000 is appropriated to the department of public safety,
7 division of fire safety for the Vermont rural fire protection task force to
8 continue the dry hydrant program.

9 Total Appropriation – Section 17 \$100,000

10 Sec. 18. VERMONT VETERANS' HOME

11 The following sums are appropriated in total to the department of buildings
12 and general services for the Vermont Veterans' Home for the purposes
13 described in this section:

14 (1) Relocate and replace the transformer: 150,000

15 (2) Replace gas lines: 170,000

16 Total Appropriation – Section 18 \$320,000

17 Sec. 19. VERMONT CENTER FOR CRIME VICTIM SERVICES

18 The sum of \$50,000 is appropriated to the Vermont Center for Crime
19 Victim Services for Americans with Disabilities Act improvements at domestic
20 violence shelters. Annually, on or before December 1, the Vermont Center for
21 Crime Victim Services shall file with the commissioner of buildings and

1 general services a report which details the status of the improvements funded
2 in whole or in part by state capital appropriations.

3 Total Appropriation – Section 19 \$50,000

4 Sec. 20. VERMONT HISTORICAL SOCIETY

5 The sum of \$150,000 is appropriated to the department of buildings and
6 general services for a one-to-one matching grant to the Vermont historical
7 society to reduce debt at the Vermont history center in Barre. The department
8 may release the funds to the historical society upon receiving certification that
9 the funds have been matched.

10 Total Appropriation – Section 20 \$150,000

11 Sec. 21. INFORMATION AND INNOVATION

12 The following sums are appropriated to the department of information and
13 innovation for the projects described in this section. The amounts allocated to
14 each individual project are estimates only. The department shall attempt to use
15 the funds to begin each project and report back to the general assembly in
16 January 2011 on the progress of each project:

17 (1) upgrade of the financial and human resources computer system:
18 2,000,000

19 (2) a case management system for the attorney general: 350,000

20 (3) a new health care eligibility and enrollment system: 1,456,280

21 (4) conversion to narrowband frequencies for SOV two-way radio

1 systems: 45,000

2 Total Appropriation – Section 21 \$3,851,280

3 Sec. 22. HOUSING AND CONSERVATION BOARD

4 The amount of \$5,000,000 is appropriated to the Vermont housing and
5 conservation board for building and preservation of affordable housing, and for
6 conservation projects. Of this appropriation, \$300,000 shall be used to build
7 affordable housing for veterans. The board shall:

8 (1) give serious consideration to affordable housing preservation and
9 infill projects in or near downtowns or village centers as well as consider
10 applications to build or renovate housing for elders, supportive housing for
11 persons with disabilities, including chronic mental illness, and individuals and
12 families who might otherwise be homeless;

13 (2) evaluate its current applications for building of affordable housing
14 and give priority to encouraging and planning transitional and supportive
15 housing for offenders reentering the community and persons with substance
16 abuse problems, including public inebriates. The board and agency of human
17 services shall collaborate to conduct outreach to and build partnerships among
18 housing and human services providers. The agency of human services shall
19 work to provide necessary support services for residents of these housing
20 projects;

1 (4) of the amount appropriated by Sec. 5(d) of No. 147 of the Acts of the
2 2005 Adj. Sess. (2006) (Grand Isle County courthouse): 8,476.40

3 (5) of the amount realized from a nonrefundable deposit for purchase of
4 land pursuant to Sec. 25(2) of No. 147 of the Acts of the 2005 Adj. Sess.
5 (2006) (Comfort Hill Road, Vergennes): 3,010.00

6 (6) of the amount appropriated for dam inspection and repair at the
7 Southeast State Correctional Facility in Windsor pursuant to Sec. 4(4) of
8 No. 52 of the Acts of 2007: 68,868.00

9 (7) of the amount appropriated by Sec. 4(6) of No. 52 of the Acts of
10 2007 for security at the Chittenden Regional Correctional Facility: 422.49

11 (8) of the amount appropriated by Sec. 8(2) of No. 149 of the Acts of the
12 2001 Adj. Sess. (2002) for a sludge storage facility in Bradford: 42,521.92

13 (9) of the amount appropriated by Sec. 11(e)(3) of No. 256 of the Acts
14 of the 1991 Adj. Sess. (1992) for grants and loans for solid waste management
15 facilities: 2,704.23

16 (10) of the amount appropriated by Sec. 19(d)(1) of No. 233 of the Acts
17 of the 1993 Adj. Sess. (1994) for municipal grants and loans for landfill
18 closings: 2,000.00

19 (11) of the amount appropriated by Sec. 13(b)(4)(B) of No. 62 of the
20 Acts of 1995 for assistance to municipalities for recycling: 25,143.58

1 consistent with the underlying nature of the appropriation to be funded. The
2 state treasurer shall allocate the estimated cost of bond issuance or issuances to
3 the entities to which funds are appropriated pursuant to this section and for
4 which bonding is required as the source of funds, pursuant to 32 V.S.A. § 954.

5 Total Revenues – Section 24 \$71,825,000

6 * * * Buildings and General Services * * *

7 Sec. 25. PROPERTY TRANSACTIONS; MISCELLANEOUS

8 (a) Pursuant to 29 V.S.A. § 152(3), the commissioner of buildings and
9 general services is authorized to purchase the land and existing building
10 located at 245 South Park Drive in Colchester.

11 (b) Notwithstanding 29 V.S.A. § 166, the commissioner of buildings and
12 general services is authorized to sell the land purchased under subsection (a) of
13 this section to the University of Vermont for one dollar, and to enter into a
14 ground lease with the University of Vermont for one dollar for the purpose of
15 locating the state health laboratory for a minimum of 50 years with an
16 automatic renewal provision. With the advice and consent of the chairs and
17 vice chairs of the house committee on corrections and institutions and the
18 senate committee on institutions, the commissioner shall negotiate the ground
19 lease so that the state will receive services and benefits from the university
20 which will ensure that the land exchange is fair to both parties.

21 (c) Notwithstanding 29 V.S.A. §§ 166(b) and 165(h), after consultation

1 with the chairs and vice chairs of the senate committee on institutions and the
2 house committee on corrections and institutions, the commissioner of buildings
3 and general services is authorized to sell or enter into a lease purchase
4 agreement at less than fair market value for building #617 in Essex.

5 (d) Notwithstanding 29 V.S.A. §§ 165 and 166, the commissioner of
6 buildings and general services is authorized to sell to the city of Rutland the
7 former armory building at 62 Pierpoint Avenue in Rutland at the 2010
8 appraised value. The sale may be a lease purchase agreement that would
9 enable the city to lease the building for up to ten years and that would grant the
10 city the right to purchase the property any time during the ten-year lease for
11 fair market value with all lease payments made by the city to the state being
12 deducted from the purchase price. The lease-to-own agreement shall include a
13 provision that the city shall pay all expenses including major maintenance. If
14 the commissioner is unable to negotiate a mutually acceptable agreement with
15 the city of Rutland, the commissioner is authorized to sell the building
16 pursuant to 29 V.S.A. § 166. Proceeds of the lease purchase under this
17 subsection shall be paid into a capital fund account pursuant to 29 V.S.A.
18 § 166(d).

19 (e) Following consultation with the state advisory council on historic
20 preservation as required by 22 V.S.A. § 742(7) and pursuant to 29 V.S.A.
21 § 166, the commissioner of buildings and general services is authorized to

1 subdivide and sell the land and buildings at the northwest state correctional
2 facility in St. Albans.

3 Sec. 26. USE AND DEVELOPMENT OF STATE FACILITIES AND
4 LANDS

5 (a) The commissioner of buildings and general services shall work with the
6 town of Windsor to develop a plan for use of state lands adjacent to the
7 southeast state correctional facility in Windsor, and shall consult with the
8 commissioner of forests parks and recreation, and the commissioner of
9 corrections as they develop the plan. The plan shall describe a mixed use of
10 the area which will result in benefits to the town of Windsor, the region, and
11 the state on a sustainable basis. Proposed uses shall be based on the natural
12 attributes of the area so that for example, agricultural uses may be proposed in
13 sections of prime agricultural soils, forestry uses may be proposed in areas
14 suitable for sustainable tree growth, and housing may be proposed to be
15 clustered near recreational uses. On or before January 15, 2011, the
16 commissioner of buildings and general services and the town of Windsor shall
17 jointly present the plan to the senate committee on institutions and the house
18 committee on corrections and institutions.

19 (b) The commissioner of buildings and general services shall apply to the
20 clean energy development fund for \$2,000,000 for a geothermal energy project
21 to heat the Bennington state office building.

1 (c) The commissioner of buildings and general services shall work with the
2 city of Montpelier to determine whether the state's steam plant should be sold,
3 leased, demolished and replaced, converted, or some combination thereof;
4 resulting in a plant that would generate electricity and provide heat and water
5 to state buildings and to a portion of the city. In addition, after the
6 commissioner completes the analysis of the options presented in this
7 subsection, the commissioner is authorized to sign a letter of intent which, at a
8 minimum, includes in general terms the outline of the plant's location,
9 ownership status, proposed parties to the transaction, and the necessary
10 conveyances, conditions, and requirements to state participation in the project
11 and that support the city of Montpelier's commencement of the necessary
12 environmental reviews. The letter of intent shall be approved by the chairs of
13 the senate committee on institutions and the house committee on corrections
14 and institutions prior to signature, and no lease transfer or construction shall
15 take place without the authorization of the general assembly.

16 (d) It is the intent of the general assembly that all programs and services of
17 the secretary of state shall be consolidated within the capital complex.

18 (e) The commissioner of buildings and general services shall conduct a
19 study on the infrastructure needs and space reconfiguration of the areas
20 occupied by the department of motor vehicles at 120 State St. in Montpelier.

1 Sec. 29. 32 V.S.A. § 310 is amended to read:

2 § 310. FORM OF ANNUAL CAPITAL BUDGET AND ~~LONG RANGE~~

3 FIVE-YEAR CAPITAL PROGRAM PLAN

4 (a) Each annual capital budget request submitted to the general assembly
5 shall be accompanied by, and placed in the context of, a ~~long range~~ five-year
6 state capital program plan to be prepared, and revised annually, by the
7 governor. The five-year plan shall include a list of all projects which may be
8 recommended for funding in the ensuing four fiscal years.

9 (b) The annual capital budget request for the following fiscal year shall be
10 presented as the next one-year increment of the ~~long range~~ five-year plan.

11 Elements of the plan shall include:

12 (1) Assessment and projection of need.

13 (A) Capital needs and projections shall be based upon current and
14 projected statistics on capital inventories and upon state demographic and
15 economic conditions.

16 (B) Capital inventories shall encompass all state financed capital
17 programs, including:

18 (i) state buildings, facilities, and land acquisitions;

19 (ii) higher education;

1 (iii) aid to municipalities for education, environmental
2 conservation, including water, sewer, and solid waste projects, and other
3 purposes; and

4 (iv) transportation facilities.

5 (C) The capital needs and projections shall be for each of the next
6 five fiscal years, with longer-term projections presented for programs with
7 reasonably predictable longer-term needs.

8 (D) Capital needs and projections shall be presented in two ways:

9 (i) independently of financing requirements or opportunities; and

10 (ii) within the bonding amounts recommended by the capital debt
11 affordability advisory committee for the next five fiscal years.

12 (2) Comprehensive cost and financing assessment.

13 (A) Amounts appropriated and expended for the current fiscal year
14 and for the preceding fiscal year shall be indicated for capital programs and for
15 individual projects. This shall include the source of funds for any project
16 which required additional funding, a description of any authorized projects
17 which were delayed, and a description of projects funded due to reallocation of
18 funds or bond authority transferred from another project.

19 (B) Amounts proposed to be appropriated for the following fiscal
20 year and each of the four years thereafter shall be indicated for capital

1 programs and for individual projects. This shall be revised annually to reflect
2 revised cost estimates and changes made in allocations due to project delays.

3 (C) The capital costs of programs and of individual projects,
4 including funds for the development and evaluation of each project shall be
5 presented in full, for the entire period of their development.

6 (D) The operating costs, both actual and prospective, of capital
7 programs and of individual projects shall be presented in full, for the entire
8 period of their development and expected useful life.

9 (E) The financial burden and funding opportunities of programs and
10 of individual projects shall be presented in full, including federal, state, and
11 local government shares, and any private participation.

12 (F) Alternative methods of financing capital programs and projects
13 should be described and assessed, including debt financing and use of current
14 revenues.

15 (G) The year of authorization, all past capital expenditures, and any
16 authorized but unissued bond authority shall be listed for all projects for which
17 bonds have been authorized but not issued. A proposal for advancing unissued
18 bonding authority shall be presented.

19 Sec. 30. 29 V.S.A. § 152(a)(19) is amended to read:

20 (19) ~~Transfer~~ Within the same section of the act:

1 (b) The task force shall consider the best ways to provide correctional
2 services within the correctional system and within the community. The task
3 force shall:

4 (1) Inventory overnight and residential facilities both in the corrections
5 system and in the community for persons incapacitated due to overuse of
6 alcohol or drugs, persons at risk of committing or who have committed a crime
7 and who have a mental disability, persons at risk of committing or who have
8 committed a crime and who have a substance abuse problem, detainees who
9 need temporary housing, people reentering the community who need
10 transitional housing after serving time in a correctional facility, and persons
11 who have been convicted of a crime and are serving an alternate sentence in
12 the community.

13 (2) Consider:

14 (A) the need for more bed capacity within the correctional system
15 and whether the need can be met by building additional correctional capacity,
16 reorganization of existing facilities, better use of community facilities for
17 persons who may be lodged in a corrections facility for lack of a more
18 appropriate space, additional supported and nonsupported community capacity,
19 or some combination of these;

20 (B) ways to reduce the need for incarcerative beds through use of
21 alternate sentencing and provision of services to reduce crime.

1 (3) Report on the progress of its work to the general assembly on or
2 before January 15, 2011, and make a final report with recommendations to the
3 general assembly on or before November 15, 2011.

4 (c) The task force shall report its progress to the corrections oversight
5 committee at least twice during the summer and fall of 2010.

6 (d) Members of the task force who are not paid for their work on the task
7 force as an employee of the organization or group they represent shall receive a
8 per diem and expenses pursuant to 32 V.S.A. § 1010, the expenses to be paid
9 from the budget of the department of corrections.

10 * * * Building Communities Grants * * *

11 Sec. 32. 24 V.S.A. chapter 137 is amended to read:

12 CHAPTER 137. BUILDING COMMUNITIES GRANTS

13 § 5601. BUILDING COMMUNITIES GRANTS

14 (a) The purpose of this chapter is to establish grants to help communities
15 preserve important historic buildings and enhance community facilities.

16 Therefore, in order to make it easy for communities to apply, the board or
17 department which administers a grant program under this chapter shall work
18 with other administrators of building communities grants to develop a standard
19 application form which:

20 (1) describes the application process and includes clear instructions and
21 examples to help applicants complete the form;

1 § 5604. CULTURAL FACILITIES GRANT PROGRAM

2 (a) There is established a cultural facilities competitive grant program to be
3 administered by the Vermont arts council ~~and made available on a one for one~~
4 ~~matching basis with funds raised from nonstate sources.~~ No portion of a grant
5 shall be used to pay salaries.

6 (b) Grants shall be awarded on a competitive basis. In recommending
7 grant awards, a review panel shall give priority consideration to applicants who
8 demonstrate greater financial need or are in underserved areas of the state.

9 § 5605. RECREATIONAL FACILITIES GRANT PROGRAM

10 (a) Creation of program. There is created a recreational facilities grant
11 program to be the successor to and a continuation of the recreational and
12 educational facilities grant program established in Sec. 34 of No. 43 of the
13 Acts of 2005 to provide competitive grants to municipalities as defined in
14 chapter 117 of Title 24 and to nonprofit organizations for capital costs
15 associated with the development and creation of community recreational
16 opportunities in Vermont communities. The program is authorized to award
17 matching grants of up to \$25,000.00 per project, ~~provided that grant funds shall~~
18 ~~be awarded only when evidence is presented by a successful applicant that~~
19 ~~three dollars have been raised from nonstate sources for every one dollar~~
20 ~~awarded under this program.~~ The required match shall be met through dollars
21 raised and not through in-kind services.

1 * * *

2 § 5606. HUMAN SERVICES AND EDUCATIONAL FACILITIES

3 COMPETITIVE GRANT PROGRAM

4 (a) Creation of program. There is created a human services and educational
5 facilities grant program to be the successor to and a continuation of the human
6 services competitive grant program established in Sec. 36 of No. 43 of the Acts
7 of 2005 to provide competitive grants to municipalities as defined in chapter
8 117 of this title and to nonprofit organizations for capital costs associated with
9 the major maintenance, renovation, or development of facilities for the
10 delivery of human services and health care or for the development of
11 educational opportunities in Vermont communities. The program is authorized
12 to award matching grants of up to \$25,000.00 per project, ~~provided that grant~~
13 ~~funds shall be awarded only when evidence is presented by a successful~~
14 ~~applicant that at least three dollars have been raised from nonstate sources for~~
15 ~~every dollar awarded under this program~~ The required match shall be met
16 through dollars raised and not through in-kind services.

17 * * *

18 * * * Commerce and Community Development * * *

19 Sec. 33. 10 V.S.A. § 6654(f) is amended to read:

20 (f) The Vermont economic development authority, VEDA, is authorized to
21 make loans on behalf of the state pursuant to this section. Annually, the

1 secretary of commerce and community development with the approval of the
2 secretary of natural resources in consultation with the VEDA manager shall
3 determine an amount from the brownfield revitalization program that will be
4 available to VEDA for loans. Proceeds from repayment of loans shall be
5 deposited in the brownfield revitalization fund and shall be available for future
6 grants and loans under this section. Loans under this subsection shall be issued
7 and administered by VEDA, provided:

8 * * *

9 (2) A loan to an applicant for characterization or assessment may not
10 exceed \$250,000.00 ~~and may be used for characterization, assessment, or~~
11 ~~remediation.~~ Remediation loans shall not be capped. All loans shall be subject
12 to all the following conditions:

13 * * *

14 * * * Information and Innovation * * *

15 Sec. 34. FINANCING INFORMATION TECHNOLOGY

16 INFRASTRUCTURE

17 (a) The secretary of administration shall study options for financing
18 information technology infrastructure needs. The study shall include:

19 (1) A comprehensive review of the budget projections for information
20 technology activities of more than \$50,000 for the legislative, executive, and
21 judicial branches of state government as presented in the five-year information

1 technology plan written pursuant to 3 V.S.A. § 2222(a)(10) or through other
2 methods of data collection the secretary may deem appropriate in order to
3 conduct the study.

4 (2) Specific strategies to pay for information technology investments
5 that consider maximization of all available funding sources, including match
6 opportunities. Options to be examined include:

7 (A) A review of how other states fund information technology
8 projects.

9 (B) Creating and capitalizing a revolving loan fund for information
10 technology infrastructure needs. This fund would be used for buying or
11 leasing information technology infrastructure and contain repayment protocols,
12 where possible, for agencies and departments. Examination of this concept
13 shall include capitalization funding options from the general fund, capital
14 funds, or other funds.

15 (C) Dedicating ongoing funding from annual funds or capital funds,
16 or both.

17 (D) Establishing special agency funds supported by agency revenues
18 such as fees.

19 (E) Other options.

20 (b) On or before December 1, 2010, the secretary shall submit a report to
21 the house and senate committees on appropriations, the house committee on

1 institutions and corrections, and the senate committee on institutions
2 presenting the various options and recommendations for setting up and funding
3 these needs.

4 * * * Vermont Telecommunications Authority * * *

5 Sec. 35. VERMONT TELECOMMUNICATIONS AUTHORITY; USE OF
6 PRIVATE ACTIVITY BONDING AUTHORITY; REPORT

7 On or before January 15, 2011, the executive director of the Vermont
8 telecommunications authority shall report to the senate committee on
9 institutions and the house committee on corrections and institutions on
10 revenues realized from infrastructure built with general obligation bond funds,
11 private activity bonds issued pursuant to 30 V.S.A. § 8064, revenues realized
12 from infrastructure built with private activity bonds, and what is needed to
13 maximize use of the authority's private activity bonding authority.

14 * * * Natural Resources * * *

15 Sec. 36. POLLUTION CONTROL REVOLVING LOAN FUND;
16 DRINKING WATER REVOLVING FUND; LOAN
17 FORGIVENESS

18 (a) Upon awarding a loan from the Vermont environmental protection
19 agency pollution control revolving fund or the Vermont environmental
20 protection agency drinking water state revolving fund, the secretary of the
21 agency of natural resources may forgive up to 50 percent of the loan if the

1 award is made from funds appropriated from the Federal Fiscal Year 2010
2 Clean Water State Revolving Fund or Drinking Water State Revolving Fund
3 Grants (FFY2010 CWSRF and FFY2010 DWSRF).

4 (b) Notwithstanding 10 V.S.A. § 1624a(b), the assistance provided by a
5 loan from the Vermont environmental protection agency pollution control
6 revolving fund made from FFY2010 CWSRF funds may be for up to 100
7 percent of the eligible project cost.

8 (c) The secretary shall establish standards, policies, and procedures as
9 necessary for implementing the provisions of this section, for allocating the
10 funds among projects, and for revising standard priority lists in order to
11 comply with requirements associated with the federal FY2010 CWSRF and
12 DWSRF capitalization grants.

13 * * * Vermont State Hospital * * *

14 Sec. 37. VERMONT STATE HOSPITAL; REALLOCATION

15 The \$250,000 allocated to the department of buildings and general services
16 for consideration of how to replace acute intensive psychiatric inpatient
17 services provided at the current Vermont state hospital with services to be
18 provided at the Rutland Regional Medical Center in Sec. 3(3) of No. 43 of the
19 Acts of 2009, and any other currently unencumbered funds allocated in
20 previous capital bills to fund the replacement of the Vermont state hospital, is
21 reallocated to the department of buildings and general services for the agency

1 of human services to continue the planning of, design of, and obtaining permits
2 for a secure residential recovery facility in Waterbury.

3 Sec. 38. REPEALS

4 The following are repealed:

5 (1) 32 V.S.A. § 309(d), relating to emergency operation centers.

6 (2) Sec. 13(b)(2)(B) of No. 148 of the Acts of the 1997 Adj. Sess.
7 (1998), relating to deed covenants on land which may be conveyed by the state
8 of Vermont to Rutland.

9 Sec. 39. EFFECTIVE DATE

10 This act shall take effect on passage.