H.558

Introduced by Committee on Appropriations

Date:

Subject: Appropriations; budget adjustment act; fiscal year 2012

Statement of purpose: This bill proposes to make adjustments in the fiscal year 2012 omnibus appropriations act.

An act relating to fiscal year 2012 budget adjustment

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

Sec. 1. Sec. B.100 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.100 Secretary of administration - secretary's office

Personal services	640,938	640,938
Operating expenses	~~74,914~~	271,914
Total	~~715,852~~	912,852
Source of funds		
General fund	~~715,852~~	912,852
Total	~~715,852~~	912,852

Sec. 2. Sec. B.102 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.102 Finance and management - budget and management

Personal services	~~1,080,093~~	1,126,093
Operating expenses	216,873	216,873

Total	~~1,296,966~~	1,342,966
Source of funds		
General fund	~~1,053,132~~	1,099,132
Interdepartmental transfers	243,834	243,834
Total	~~1,296,966~~	1,342,966

Sec. 3. Sec. B.104 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.104 Human resources - operations

Personal services	5,454,543	5,454,543
Operating expenses	~~720,455~~	701,837
Total	~~6,174,998~~	6,156,380
Source of funds		
General fund	~~1,819,211~~	1,800,593
Special funds	280,835	280,835
Internal service funds	3,361,536	3,361,536
Interdepartmental transfers	713,416	713,416
Total	~~6,174,998~~	6,156,380

Sec. 4. Sec. B.137 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.137 Homeowner rebate

Grants	~~15,190,000~~	14,190,000
Total	~~15,190,000~~	14,190,000

Source of funds		
General fund	~~15,190,000~~	14,190,000
Total	~~15,190,000~~	14,190,000

Sec. 5. Sec. B.138 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.138 Renter rebate		
Grants	~~8,300,000~~	8,602,825
Total	~~8,300,000~~	8,602,825
Source of funds		
General fund	~~2,500,000~~	2,802,825
Education fund	5,800,000	5,800,000
Total	~~8,300,000~~	8,602,825

Sec. 6. Sec. B.145 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.145 Total general government	~~196,680,589~~	196,207,796
Source of funds		
General fund	~~70,286,567~~	69,813,774
Special funds	10,097,322	10,097,322
Tobacco fund	58,000	58,000
Education fund	9,040,000	9,040,000
Federal funds	878,355	878,355
Internal service funds	59,092,893	59,092,893
Interdepartmental transfers	5,751,979	5,751,979

Enterprise funds	3,000,963	3,000,963
Pension trust funds	37,560,515	37,560,515
Private purpose trust funds	913,995	913,995
Total	~~196,680,589~~	196,207,796

Sec. 7. Sec. B.204 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.204 Judiciary

Personal services	~~29,103,880~~	29,128,880
Operating expenses	~~10,175,038~~	10,300,038
Grants	70,000	70,000
Total	~~39,348,918~~	39,498,918
Source of funds		
General fund	~~31,331,211~~	31,481,211
Special funds	4,175,542	4,175,542
Tobacco fund	39,871	39,871
Federal funds	1,129,259	1,129,259
Interdepartmental transfers	2,673,035	2,673,035
Total	~~39,348,918~~	39,498,918

Sec. 8. Sec. B.205 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.205 State's attorneys

Personal services	~~9,433,100~~	9,440,100
Operating expenses	1,141,004	1,141,004

Total	~~10,574,104~~	10,581,104
Source of funds		
General fund	8,297,085	8,297,085
Special funds	60,699	60,699
Federal funds	31,000	31,000
Interdepartmental transfers	~~2,185,320~~	2,192,320
Total	~~10,574,104~~	10,581,104

Sec. 9. Sec. B.209 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.209 Public safety - state police

Personal services	~~44,208,236~~	44,859,810
Operating expenses	7,046,296	7,046,296
Grants	971,590	971,590
Total	~~52,226,122~~	52,877,696
Source of funds		
General fund	~~21,233,922~~	21,885,496
Transportation fund	25,238,498	25,238,498
Special funds	1,003,612	1,003,612
Federal funds	3,401,866	3,401,866
ARRA funds	296,107	296,107
Interdepartmental transfers	1,052,117	1,052,117
Total	~~52,226,122~~	52,877,696

Sec. 10. Sec. B.210 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.210 Public safety - criminal justice services

Personal services	~~7,267,663~~	7,567,283
Operating expenses	2,565,979	2,565,979
Grants	5,989,000	5,989,000
Total	~~15,822,642~~	16,122,262
Source of funds		
General fund	~~6,124,932~~	6,424,552
Special funds	1,468,701	1,468,701
Federal funds	7,890,543	7,890,543
ARRA funds	338,466	338,466
Total	~~15,822,642~~	16,122,262

Sec. 11. Sec. B.215 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.215 Military - administration

Personal services	468,699	468,699
Operating expenses	~~376,507~~	1,117,764
Grants	100,000	100,000
Total	~~945,206~~	1,686,463
Source of funds		
General fund	~~945,206~~	1,686,463
Total	~~945,206~~	1,686,463

Sec. 12. Sec. B.240 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.240 Total protection to persons and property

	~~294,212,516~~	296,061,967
Source of funds		
General fund	~~105,736,367~~	107,578,818
Transportation fund	25,238,498	25,238,498
Special funds	70,577,645	70,577,645
Tobacco fund	956,816	956,816
Federal funds	58,629,823	58,629,823
ARRA funds	16,822,047	16,822,047
Global Commitment fund	1,989,102	1,989,102
Interdepartmental transfers	~~9,215,074~~	9,222,074
Enterprise funds	5,047,144	5,047,144
Total	~~294,212,516~~	296,061,967

Sec. 13. Sec. B.300 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.300 Human services - agency of human services - secretary's office

Personal services	~~8,161,616~~	8,968,705
Operating expenses	~~3,097,481~~	2,821,996
Grants	~~5,235,805~~	6,135,805
Total	~~16,494,902~~	17,926,506

Source of funds		
General fund	~~4,913,133~~	5,088,304
Special funds	7,517	7,517
Tobacco fund	~~290,330~~	287,997
Federal funds	~~7,752,402~~	9,979,972
Global Commitment fund	415,000	415,000
Interdepartmental transfers	~~3,116,520~~	2,147,716
Total	~~16,494,902~~	17,926,506

Sec. 14. Sec. B.301 of No. 63 of the Acts of 2011 is amended to read:

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

Grants	~~1,080,785,264~~	1,084,179,866
Total	~~1,080,785,264~~	1,084,179,866
Source of funds		
General fund	~~139,267,121~~	~~127,958,225~~
		125,548,225
Special funds	~~18,630,961~~	19,052,361
Tobacco fund	36,978,473	36,978,473
State health care resources fund	~~221,579,040~~	~~232,795,524~~
		234,205,524
Catamount fund	~~23,948,700~~	~~24,226,979~~
		25,226,979

Federal funds	~~639,692,834~~	642,480,169
Interdepartmental transfers	688,135	688,135
Total	~~1,080,785,264~~	1,084,179,866

Sec. 15. Sec. B.302 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.302 Rate setting

Personal services	~~852,330~~	820,620
Operating expenses	~~80,608~~	53,686
Total	~~932,938~~	874,306
Source of funds		
Global Commitment fund	~~932,938~~	874,306
Total	~~932,938~~	874,306

Sec. 16. Sec. B.306 of No. 63 of the Acts of 2011 is amended to read:

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

Personal services	~~85,804,852~~	86,056,056
Operating expenses	~~2,761,571~~	(1,759,604)
Grants	~~7,625,573~~	7,604,073
Total	~~96,191,996~~	91,900,525
Source of funds		
General fund	~~945,014~~	489,014
Special funds	1,579,123	1,579,123
Federal funds	~~43,169,600~~	39,064,279

ARRA funds	2,505,044	2,505,044
Global Commitment fund	~~43,916,098~~	44,185,948
Interdepartmental transfers	4,077,117	4,077,117
Total	~~96,191,996~~	91,900,525

Sec. 17. Sec. B.307 of No. 63 of the Acts of 2011 is amended to read:

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

Grants	~~640,777,596~~	638,970,335
Total	~~640,777,596~~	638,970,335
Source of funds		
Global Commitment fund	~~640,777,596~~	638,970,335
Total	~~640,777,596~~	638,970,335

Sec. 18. Sec. B.308 of No. 63 of the Acts of 2011 is amended to read:

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

Grants	~~205,491,171~~	202,316,817
Total	~~205,491,171~~	202,316,817
Source of funds		
General fund	~~86,593,979~~	83,786,237
Federal funds	~~118,897,192~~	118,530,580
Total	~~205,491,171~~	202,316,817

Sec. 19. Sec. B.309 of No. 63 of the Acts of 2011 is amended to read:

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

Grants	~~26,979,994~~	26,616,777
Total	~~26,979,994~~	26,616,777
Source of funds		
General fund	~~25,896,529~~	25,466,728
Global Commitment fund	~~1,083,465~~	1,150,049
Total	~~26,979,994~~	26,616,777

Sec. 20. Sec. B.310 of No. 63 of the Acts of 2011 is amended to read:

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

Grants	~~42,553,092~~	43,863,618
Total	~~42,553,092~~	43,863,618
Source of funds		
General fund	~~17,931,272~~	17,837,604
Federal funds	~~24,621,820~~	26,026,014
Total	~~42,553,092~~	43,863,618

Sec. 21. Sec. B.311 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.311 Health - administration and support

Personal services	~~5,485,409~~	5,319,736

Operating expenses	1,932,004	1,932,004
Grants	~~2,781,190~~	3,181,190
Total	~~10,198,603~~	10,432,930
Source of funds		
General fund	~~1,059,487~~	1,043,859
Special funds	~~324,063~~	674,063
Federal funds	~~5,152,054~~	5,070,009
ARRA funds	81,815	81,815
Global Commitment fund	~~3,581,184~~	3,563,184
Total	~~10,198,603~~	10,432,930

Sec. 22. Sec. B.312 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.312 Health - public health

Personal services	~~33,496,002~~	33,353,719
Operating expenses	~~7,145,652~~	7,145,126
Grants	~~33,438,566~~	32,976,653
Total	~~74,080,220~~	73,475,498
Source of funds		
General fund	7,262,449	7,262,449
Special funds	~~11,012,411~~	10,974,251
Tobacco fund	1,594,000	1,594,000
Federal funds	~~32,903,499~~	32,800,052

ARRA funds	460,165	460,165
Global Commitment fund	~~19,862,288~~	19,399,173
Interdepartmental transfers	975,408	975,408
Dedicated Trust funds	10,000	10,000
Total	~~74,080,220~~	73,475,498

Sec. 23. Sec. B.313 of No. 63 of the Acts of 2011 is amended to read:

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

Personal services	~~2,650,944~~	2,636,691
Operating expenses	371,158	371,158
Grants	~~25,881,381~~	26,293,294
Total	~~28,903,483~~	29,301,143
Source of funds		
General fund	3,211,543	3,211,543
Special funds	233,884	233,884
Tobacco fund	1,386,234	1,386,234
Federal funds	~~5,955,677~~	5,952,064
Global Commitment fund	~~17,766,145~~	18,167,418
Interdepartmental transfers	350,000	350,000
Total	~~28,903,483~~	29,301,143

Sec. 24. Sec. B.314 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.314 Mental health - mental health

Personal services	~~5,486,339~~	5,482,633
Operating expenses	~~1,117,984~~	1,040,984
Grants	~~124,369,250~~	128,344,044
Total	~~130,973,573~~	134,867,661
Source of funds		
General fund	811,295	811,295
Special funds	6,836	6,836
Federal funds	~~6,555,971~~	6,552,154
Global Commitment fund	~~123,579,471~~	127,477,376
Interdepartmental transfers	20,000	20,000
Total	~~130,973,573~~	134,867,661

Sec. 25. Sec. B.315 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.315 Mental health - Vermont state hospital

Personal services	20,479,188	20,479,188
Operating expenses	~~2,056,312~~	1,394,734
Grants	82,335	82,335
Total	~~22,617,835~~	21,956,257
Source of funds		
General fund	~~17,016,067~~	16,513,585

Special funds	~~835,486~~	810,816
Federal funds	213,564	213,564
Global Commitment fund	~~4,252,718~~	4,127,151
Interdepartmental transfers	~~300,000~~	291,141
Total	~~22,617,835~~	21,956,257

Sec. 26. Sec. B.316 of No. 63 of the Acts of 2011 is amended to read:

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

Personal services	~~38,009,556~~	37,135,535
Operating expenses	~~7,835,052~~	7,031,515
Grants	1,206,996	1,206,996
Total	~~47,051,604~~	45,374,046
Source of funds		
General fund	~~16,383,046~~	15,544,761
Federal funds	~~14,330,642~~	13,921,484
Global Commitment fund	~~16,125,416~~	15,695,301
Interdepartmental transfers	212,500	212,500
Total	~~47,051,604~~	45,374,046

Sec. 27. Sec. B.317 of No. 63 of the Acts of 2011 is amended to read:

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

Personal services	~~23,318,476~~	23,348,827

Operating expenses	~~3,408,618~~	3,303,950
Grants	~~60,116,513~~	60,615,513
Total	~~86,843,607~~	87,268,290
Source of funds		
General fund	~~20,908,063~~	20,693,747
Special funds	1,691,637	1,691,637
Tobacco fund	275,000	275,000
Federal funds	~~27,652,387~~	27,535,431
Global Commitment fund	~~36,216,520~~	36,972,475
Interdepartmental transfers	100,000	100,000
Total	~~86,843,607~~	87,268,290

Sec. 28. Sec. B.318 of No. 63 of the Acts of 2011 is amended to read:

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

Personal services	~~3,165,567~~	3,223,028
Operating expenses	~~520,809~~	416,597
Grants	~~58,804,943~~	58,842,563
Total	~~62,491,319~~	62,482,188
Source of funds		
General fund	~~23,492,835~~	25,115,367
Special funds	1,820,000	1,820,000
Federal funds	~~29,131,536~~	27,994,379

Global Commitment fund	~~7,907,441~~	7,412,935
Interdepartmental transfers	139,507	139,507
Total	~~62,491,319~~	62,482,188

Sec. 29. Sec. B.319 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.319 Department for children and families - office of child support

Personal services	~~8,739,557~~	8,694,044
Operating expenses	~~4,162,561~~	4,035,932
Total	~~12,902,118~~	12,729,976
Source of funds		
General fund	~~2,638,576~~	3,009,614
Special funds	455,718	455,718
Federal funds	~~9,420,224~~	8,877,044
Interdepartmental transfers	387,600	387,600
Total	~~12,902,118~~	12,729,976

Sec. 30. Sec. B.320 of No. 63 of the Acts of 2011 is amended to read:

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

Personal services	1,827,113	1,827,113
Grants	~~11,044,541~~	11,255,394
Total	~~12,871,654~~	13,082,507

Source of funds		
General fund	~~9,121,654~~	9,332,507
Global Commitment fund	3,750,000	3,750,000
Total	~~12,871,654~~	13,082,507

Sec. 31. Sec. B.321 of No. 63 of the Acts of 2011 is amended to read:

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

Grants	~~6,500,000~~	8,074,091
Total	~~6,500,000~~	8,074,091
Source of funds		
General fund	~~5,048,680~~	6,187,719
Federal funds	1,111,320	1,111,320
Global Commitment fund	~~340,000~~	775,052
Total	~~6,500,000~~	8,074,091

Sec. 32. Sec. B.322 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.322 Department for children and families - 3SquaresVT

Grants	~~23,756,778~~	24,860,290
Total	~~23,756,778~~	24,860,290
Source of funds		
Federal funds	~~23,756,778~~	24,860,290
Total	~~23,756,778~~	24,860,290

Sec. 33. Sec. B.323 of No. 63 of the Acts of 2011 is amended to read:

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

Grants	~~49,155,572~~	48,919,251
Total	~~49,155,572~~	48,919,251
Source of funds		
General fund	~~19,481,509~~	19,120,188
Special funds	~~19,916,856~~	20,041,856
Federal funds	7,882,807	7,882,807
Global Commitment fund	1,874,400	1,874,400
Total	~~49,155,572~~	48,919,251

Sec. 34. Sec. B.324 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.324 Department for children and families - home heating fuel assistance/LIHEAP

Personal services	20,000	20,000
Operating expenses	90,000	90,000
Grants	11,502,664	11,547,664
Total	11,612,664	11,657,664
Source of funds		
Federal funds	~~11,612,664~~	11,657,664
Total	11,612,664	11,657,664

Sec. 35. Sec. B.325 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.325 Department for children and families - office of economic opportunity

Personal services	~~262,256~~	260,866
Operating expenses	~~80,518~~	70,468
Grants	~~4,759,371~~	4,866,237
Total	~~5,102,145~~	5,197,571
Source of funds		
General fund	1,251,040	1,251,040
Special funds	57,990	57,990
Federal funds	~~3,793,115~~	3,736,675
Global Commitment fund		151,866
Total	~~5,102,145~~	5,197,571

Sec. 36. Sec. B.327 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.327 Department for children and families - Woodside rehabilitation center

Personal services	~~3,691,894~~	3,476,048
Operating expenses	590,115	590,115
Total	~~4,282,009~~	4,066,163
Source of funds		
General fund	~~964,774~~	764,774

Global Commitment fund	~~3,262,343~~	3,246,497
Interdepartmental transfers	54,892	54,892
Total	~~4,282,009~~	4,066,163

Sec. 37. Sec. B.328 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.328 Department for children and families - disability determination services

Personal services	~~4,513,664~~	4,492,057
Operating expenses	1,142,442	1,142,442
Total	~~5,656,106~~	5,634,499
Source of funds		
Federal funds	~~5,409,589~~	5,387,982
Global Commitment fund	246,517	246,517
Total	~~5,656,106~~	5,634,499

Sec. 38. Sec. B.329 of No. 63 of the Acts of 2011 is amended to read:

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

Personal services	~~24,093,021~~	23,955,363
Operating expenses	~~3,838,249~~	3,494,338
Total	~~27,931,270~~	27,449,701
Source of funds		
General fund	~~7,126,532~~	7,054,548

Special funds	889,246	889,246
Federal funds	~~11,194,950~~	11,039,048
Global Commitment fund	~~6,230,760~~	5,996,588
Interdepartmental transfers	~~2,489,782~~	2,470,271
Total	~~27,931,270~~	27,449,701

Sec. 39. Sec. B.330 of No. 63 of the Acts of 2011 is amended to read:

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

Grants	~~20,538,891~~	21,151,422
Total	~~20,538,891~~	21,151,422
Source of funds		
General fund	~~8,782,473~~	8,456,650
Federal funds	7,645,317	7,645,317
Global Commitment fund	~~3,473,601~~	4,411,955
Interdepartmental transfers	637,500	637,500
Total	~~20,538,891~~	21,151,422

Sec. 40. Sec. B.333 of No. 63 of the Acts of 2011 is amended to read:

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

Grants	~~152,288,227~~	151,538,227
Total	~~152,288,227~~	151,538,227

Source of funds		
General fund	155,125	155,125
Special funds	15,463	15,463
Federal funds	359,857	359,857
Global Commitment fund	~~151,757,782~~	151,007,782
Total	~~152,288,227~~	151,538,227

Sec. 41. Sec. B.335 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.335 Corrections - administration

Personal services	~~1,959,290~~	1,877,803
Operating expenses	194,525	194,525
Total	~~2,153,815~~	2,072,328
Source of funds		
General fund	~~2,153,815~~	2,072,328
Total	~~2,153,815~~	2,072,328

Sec. 42. Sec. B.336 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.336 Corrections - parole board

Personal services	262,434	262,434
Operating expenses	~~60,198~~	48,895
Total	~~322,632~~	311,329
Source of funds		
General fund	~~322,632~~	311,329

Total	~~322,632~~	311,329

Sec. 43. Sec. B.337 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.337 Corrections - correctional education

Personal services	4,391,210	4,391,210
Operating expenses	~~306,274~~	292,833
Total	~~4,697,484~~	4,684,043
Source of funds		
Education fund	~~4,321,425~~	4,307,984
Interdepartmental transfers	376,059	376,059
Total	~~4,697,484~~	4,684,043

Sec. 44. Sec. B.338 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.338 Corrections - correctional services

Personal services	~~81,867,751~~	82,441,706
Operating expenses	~~34,909,316~~	33,838,300
Grants	~~6,076,953~~	6,183,953
Total	~~122,854,020~~	122,463,959
Source of funds		
General fund	~~118,621,136~~	117,444,094
Special funds	483,963	483,963
Tobacco fund	87,500	87,500
Federal funds	170,962	170,962

Global Commitment fund	~~3,094,144~~	3,881,125
Interdepartmental transfers	396,315	396,315
Total	~~122,854,020~~	122,463,959

Sec. 45. Sec. B.339 of No. 63 of the Acts of 2011 is amended to read:

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

Personal services	~~8,249,395~~	11,434,060
Total	~~8,249,395~~	11,434,060

Source of funds

General fund	~~8,249,395~~	11,434,060
Total	~~8,249,395~~	11,434,060

Sec. 46. Sec. B.345 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.345 Total human services	~~3,095,921,720~~	3,098,768,587

Source of funds

General fund	~~552,053,592~~	539,861,112
Special funds	~~76,643,259~~	77,431,829
Tobacco fund	~~40,611,537~~	40,609,204
State health care resources fund	~~221,579,040~~	232,795,524
Catamount fund	~~23,948,700~~	24,226,979
Education fund	~~4,321,425~~	4,307,984
Federal funds	~~1,052,142,881~~	1,052,605,237
ARRA funds	6,592,649	6,592,649

Global Commitment fund	~~1,096,854,182~~	1,100,160,788
Internal service funds	1,463,890	1,463,890
Interdepartmental transfers	~~19,700,565~~	18,703,391
Permanent trust funds	10,000	10,000
Total	~~3,095,921,720~~	3,098,768,587

Sec. 47. Sec. B.400 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.400 Labor		
Personal services	24,811,666	24,811,666
Operating expenses	5,662,677	5,662,677
Grants	975,000	975,000
Total	31,449,343	31,449,343
Source of funds		
General fund	~~2,400,316~~	2,802,309
Special funds	~~3,765,862~~	3,363,869
Federal funds	23,888,739	23,888,739
Interdepartmental transfers	1,394,426	1,394,426
Total	31,449,343	31,449,343

Sec. 48. Sec. B.402 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.402 Total labor	31,449,343	31,449,343
Source of funds		
General fund	~~2,400,316~~	2,802,309

Special funds	~~3,765,862~~	3,363,869
Federal funds	23,888,739	23,888,739
Interdepartmental transfers	1,394,426	1,394,426
Total	31,449,343	31,449,343

Sec. 49. Sec. B.700 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.700 Natural resources - agency of natural resources - administration

Personal services	2,739,259	2,739,259
Operating expenses	~~1,141,374~~	1,001,265
Grants	45,510	45,510
Total	~~3,926,143~~	3,786,034
Source of funds		
General fund	~~3,720,213~~	3,580,104
Special funds	54,484	54,484
Federal funds	25,000	25,000
Interdepartmental transfers	126,446	126,446
Total	~~3,926,143~~	3,786,034

Sec. 50. Sec. B.702 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.702 Fish and wildlife - support and field services

Personal services	12,718,176	12,718,176
Operating expenses	~~5,253,194~~	5,341,327
Grants	904,333	904,333

Total	~~18,875,703~~	18,963,836
Source of funds		
General fund	~~983,713~~	2,126,546
Special funds	20,000	20,000
Fish and wildlife fund	~~17,531,844~~	16,477,144
Interdepartmental transfers	340,146	340,146
Total	~~18,875,703~~	18,963,836

Sec. 51. Sec. B.703 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.703 Forests, parks and recreation - administration

Personal services	980,517	980,517
Operating expenses	~~649,734~~	561,276
Grants	1,815,492	1,815,492
Total	~~3,445,743~~	3,357,285
Source of funds		
General fund	~~1,174,865~~	1,086,407
Special funds	1,307,878	1,307,878
Federal funds	963,000	963,000
Total	~~3,445,743~~	3,357,285

Sec. 52. Sec. B.704 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.704 Forests, parks and recreation - forestry

Personal services	~~4,377,380~~	4,409,933

Operating expenses	495,362	495,362
Grants	501,000	501,000
Total	~~5,373,742~~	5,406,295
Source of funds		
General fund	~~3,008,767~~	3,041,320
Special funds	975,069	975,069
Federal funds	1,259,906	1,259,906
Interdepartmental transfers	130,000	130,000
Total	~~5,373,742~~	5,406,295

Sec. 53. Sec. B.709 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.709 Environmental conservation - management and support services

Personal services	3,958,930	3,958,930
Operating expenses	~~994,994~~	767,787
Grants	109,800	109,800
Total	~~5,063,724~~	4,836,517
Source of funds		
General fund	~~1,217,592~~	1,157,911
Special funds	~~1,695,813~~	1,654,500
Federal funds	~~1,400,917~~	1,359,810
ARRA funds	230,000	230,000
Interdepartmental transfers	~~519,402~~	434,296

Total	~~5,063,724~~	4,836,517

Sec. 54. Sec. B.710 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.710 Environmental conservation - air and waste management

Personal services	9,579,425	9,579,425
Operating expenses	~~6,851,818~~	8,428,405
Grants	2,184,487	2,184,487
Total	~~18,615,730~~	20,192,317
Source of funds		
General fund	~~413,960~~	396,908
Special funds	~~13,739,808~~	15,405,916
Federal funds	~~3,778,578~~	3,710,067
ARRA funds	378,384	378,384
Interdepartmental transfers	~~305,000~~	301,042
Total	~~18,615,730~~	20,192,317

Sec. 55. Sec. B.711 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.711 Environmental conservation - office of water programs

Personal services	13,597,174	13,597,174
Operating expenses	~~2,208,956~~	1,848,341
Grants	2,672,351	2,672,351
Total	~~18,478,481~~	18,117,866

Source of funds		
General fund	~~5,620,885~~	5,484,472
Special funds	~~4,915,687~~	4,820,133
Federal funds	~~7,224,982~~	7,106,230
ARRA funds	90,302	90,302
Interdepartmental transfers	~~626,625~~	616,729
Total	~~18,478,481~~	18,117,866

Sec. 56. Sec. B.714 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.714 Total natural resources	~~88,854,316~~	89,735,200
Source of funds		
General fund	~~19,453,909~~	20,187,582
Special funds	~~32,609,375~~	34,138,616
Fish and wildlife fund	~~17,531,844~~	16,477,144
Federal funds	~~15,796,383~~	15,568,013
ARRA funds	698,686	698,686
Interdepartmental transfers	~~2,764,119~~	2,665,159
Total	~~88,854,316~~	89,735,200

Sec. 57. Sec. B.801 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.801 Economic, housing, and community development		
Personal services	7,892,289	7,892,289
Operating expenses	1,294,316	1,294,316

Grants	~~12,127,703~~	12,242,903
Total	~~21,314,308~~	21,429,508
Source of funds		
General fund	~~5,875,933~~	5,991,133
Special funds	3,948,699	3,948,699
Federal funds	11,337,260	11,337,260
ARRA funds	52,416	52,416
Interdepartmental transfers	100,000	100,000
Total	~~21,314,308~~	21,429,508

Sec. 58. Sec. B.805 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.805 Tourism and marketing

Personal services	~~1,313,796~~	1,334,096
Operating expenses	~~1,613,714~~	1,659,414
Grants	143,500	143,500
Total	~~3,071,010~~	3,137,010
Source of funds		
General fund	~~3,021,010~~	3,087,010
Interdepartmental transfers	50,000	50,000
Total	~~3,071,010~~	3,137,010

Sec. 59. Sec. B.812 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.812 Total commerce and community development

	~~60,652,486~~	60,833,686
Source of funds		
General fund	~~13,189,010~~	13,370,210
Special funds	13,118,165	13,118,165
Federal funds	32,424,206	32,424,206
ARRA funds	1,002,416	1,002,416
Interdepartmental transfers	206,000	206,000
Enterprise funds	712,689	712,689
Total	~~60,652,486~~	60,833,686

Sec. 60. Sec. B.901 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.901 Transportation - aviation

Personal services	2,578,742	2,578,742
Operating expenses	~~5,005,242~~	3,755,242
Grants	160,000	160,000
Total	~~7,743,984~~	6,493,984
Source of funds		
Transportation fund	~~3,396,984~~	3,271,984
Federal funds	~~4,347,000~~	3,222,000
Total	~~7,743,984~~	6,493,984

Sec. 61. Sec. B.903 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.903 Transportation - program development

Personal services	36,255,937	36,255,937
Operating expenses	~~199,450,849~~	196,950,849
Grants	30,093,679	30,093,679
Total	~~265,800,465~~	263,300,465
Source of funds		
Transportation fund	~~29,381,520~~	~~28,681,520~~ *28,381,520*
TIB fund	13,516,260	~~13,516,260~~ *13,816,260*
Federal funds	~~210,051,644~~	208,251,644
ARRA funds	5,328,993	5,328,993
Interdepartmental transfers	4,993,195	4,993,195
Local match	2,528,853	2,528,853
Total	~~265,800,465~~	263,300,465

Sec. 62. Sec. B.905 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.905 Transportation - maintenance state system

Personal services	35,559,722	35,559,722
Operating expenses	~~31,657,070~~	33,682,070
Grants	50,000	50,000

Total	~~67,266,792~~	69,291,792
Source of funds		
Transportation fund	~~65,611,298~~	67,636,298
Federal funds	1,555,494	1,555,494
Interdepartmental transfers	100,000	100,000
Total	~~67,266,792~~	69,291,792

Sec. 63. Sec. B.910 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.910 Department of motor vehicles

Personal services	~~16,488,866~~	15,188,866
Operating expenses	8,873,827	8,873,827
Grants	50,000	50,000
Total	~~25,412,693~~	24,112,693
Source of funds		
Transportation fund	~~22,643,786~~	21,343,786
Federal funds	2,768,907	2,768,907
Total	~~25,412,693~~	24,112,693

Sec. 64. Sec. B.917 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.917 Transportation - town highway emergency fund

Grants	~~750,000~~	850,000
Total	~~750,000~~	850,000
Source of funds		

Transportation fund	~~750,000~~	850,000
Total	~~750,000~~	850,000

Sec. 65. Sec. B.921 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.921 Total transportation	~~553,635,290~~	550,710,290
Source of funds		
Transportation fund	191,665,076	191,665,076
TIB fund	19,009,937	19,009,937
Federal funds	~~276,191,518~~	273,266,518
ARRA funds	40,582,716	40,582,716
Internal service funds	17,286,915	17,286,915
Interdepartmental transfers	5,434,076	5,434,076
Local match	3,465,052	3,465,052
Total	~~553,635,290~~	550,710,290

Sec. 66. Sec. B.1104 of No. 63 of the Acts of 2011 is added to read:

Sec. B.1104 REPAY IRENE EMERGENCY BOARD TRANSFER

(a) The following is appropriated in fiscal year 2012 to the department of corrections - correctional services to reestablish spending authority transferred to the Emergency Relief and Assistance Fund (ERAF) for FEMA match and for the VEDA Tropical Storm Irene loan program authorized by the emergency board on September 13, 2011:

General fund	$5,800,000

Sec. 67. FUND TRANSFERS

(a) Notwithstanding any other provisions of law, in fiscal year 2012:

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

21110 Employee Leasing Companies	33,020.85
21405 Fidelity interest earnings	31,000.00
21886 Treas-Refunding Bond Issue	36,425.69
21991 Clean Energy Development Fund	1,298,422.00
22005 AHS Central Office earned federal receipts	13,087,120.00
50300 Liquor Control	840,066.00
62100 Abandoned Property	2,486,162.00
63101 AOT Escrow-Milton	15,009.52
21270 State Forests Parks Fund	212,000.00
21550 Land and Facilities Trust Fund	161,000.00
Caledonia Fair	5,000.00
North Country Hospital Loan	24,250.00

(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 $6,578,178, shall be transferred to the general fund, provided that on or before July 1, 2012, 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 2013 to provide thorough, competent, fair, and effective regulatory services, or 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:

21555 Emergency Relief and Assistance Fund (ERAF)	16,000,000.00
21911 Sarcoidosis Benefit Trust Fund	627,240.00
21260 Act 250 Permit Fund	1,139,849.00
21884 Emergency Personnel Survivors Benefit Special Fund	100,000.00
21255 Petroleum Cleanup Fund	1,750,000.00
50700 Federal Surplus Property	250,000.00
56200 State Insurance Liability Fund	3,000,000.00

58800 Facilities Operations Fund 2,974,383.00

Sec. 68. REVERSIONS

(a) Notwithstanding any other provisions of law, in fiscal year 2012:

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

1110891109 Governor's Transition	11,180.04
1130030000 Department of Libraries	27,000.21
1140070000 Use Tax Reimbursement Program	136,890.60
1210891002 2009 NE Council of State Gov't	40,439.86
1240891101 Transition Expenses	425.00
1250010000 Auditor of Accounts	3,369.26
1260010000 Office of the Treasurer	230,728.00
2100002000 Court Diversion	798.66
2140890901 Rental Housing Safety Study	22,532.04
2170010000 Criminal Justice Training Council	82,861.24
2230891102 2010 Elections	120,053.66
4100500000 VT Department of Labor	26,317.00

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

1140060000 Grand List Assistance	5,249.65
5100040000 Special Education Formula	990,600.00
5100050000 State-Placed Students	1,022,937.27
5100070000 Education Services	24,751.37
5100110000 Small School Grant	1,989.00
5100120000 Debt Service Aid	29,652.00
5100190000 Essential Early Educ Grant	153,242.07
5100200000 Education-Technical Education	165,496.50

Sec. 69. CARRY FORWARD AUTHORITY

(a) Notwithstanding any other provisions of law and subject to the approval of the secretary of administration, general, transportation, transportation infrastructure bond, and education fund appropriations remaining unexpended on June 30, 2012 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 fund appropriations remaining unexpended on June 30, 2012 in the legislative and judicial branches of state government shall be carried forward and shall be designated for expenditure.

(c) Funds appropriated to contract for database maintenance for the Sex Offender Consortium, funded in Sec. B.210 of No. 63 of the Acts of 2011, that are not fully spent in fiscal year 2012 shall carry forward into fiscal year 2013 for expenditure.

Sec. 70. GLOBAL COMMITMENT APPROPRIATIONS; TRANSFER; REPORT

(a) In order to facilitate the end-of-year closeout for fiscal year 2012, 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 2012 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. 71. STATE LIABILITY INSURANCE FUND; AUTHORITY TO TRANSFER FUNDS

(a) Notwithstanding any other provisions of law, in fiscal year 2012, the commissioner of finance and management is authorized to transfer from available funds up to $1,000,000 to the state liability insurance fund for state costs that are the result of concluded or ongoing legal expenses.

Sec. 72. HUMAN SERVICES CASELOAD RESERVE EXPENDITURES

(a) In fiscal year 2012, expenditures pursuant to appropriations from the human services caseload reserve shall be notwithstanding 32 V.S.A. § 308b(a).

Sec. 73. FISCAL YEAR 2012 GENERAL FUND REVENUE ESTIMATE AND GENERAL FUND BALANCE

(a) Any increase in the January 2012 emergency board fiscal year 2012 general fund revenue estimate above the July 21, 2011 estimate shall be reserved in the human services caseload reserve, and any decrease in the estimate shall be unreserved from the human services caseload reserve established in 32 V.S.A. § 308b.

(b) At the end of fiscal year 2012, notwithstanding subsection (a) of this section and notwithstanding 32 V.S.A. §§ 308c and 308d, after the general fund budget stabilization reserve attains its statutory maximum, any additional unreserved and undesignated general fund balance shall be deposited into the human services caseload reserve established in 32 V.S.A. § 308b to be used for

caseload costs, offsets to federal funding changes, or related human service expenditures in fiscal year 2013.

Sec. 74. TRANSPORTATION; SUPPLEMENTAL PAVING SPENDING AND MAINTENANCE OF EFFORT

(a) Notwithstanding 32 V.S.A. § 706 and the limits on program, project, or activity spending authority approved in the fiscal year 2012 transportation programs, the secretary of transportation, with the approval of the secretary of administration and subject to the provisions of subsection (b) of this section, may transfer transportation fund appropriations, other than appropriations for the town highway state aid, structures, and class 2 roadway programs, to the paving program in program development (8100001100), for the specific purpose of satisfying the federal maintenance of effort determination required by 23 U.S.C. § 120(j)(2) and improving the condition of selected state highways that have incurred damage caused by winter weather of 2011–2012.

(b) If a contemplated transfer of an appropriation would, by itself, have the effect of significantly delaying the planned work schedule of a project which formed the basis of the project's funding in the fiscal year of the contemplated transfer, the secretary of transportation shall submit the proposed transfer for approval by the house and senate committees on transportation when the general assembly is in session and, when the general assembly is not in session, by the joint transportation oversight committee. In all other cases, the

secretary of transportation may execute the transfer, giving prompt notice of the transfer to the joint fiscal office and to the house and senate committees on transportation when the general assembly is in session and, when the general assembly is not in session, to the joint transportation oversight committee.

(c) This section shall expire on June 30, 2012.

Sec. 75. TRANSPORTATION; SUPPLEMENTAL TROPICAL STORM IRENE SPENDING

(a) Notwithstanding 32 V.S.A. § 706 and the limits on program, project, or activity spending authority approved in the fiscal year 2012 transportation programs, the secretary of transportation, with the approval of the secretary of administration and subject to the provisions of subsection (b) of this section, may transfer up to $4,000,000 in transportation fund appropriations, other than appropriations for the town highway state aid, structures, and class 2 roadway programs, to the program development (8100001100) or to maintenance state system (8100002000) appropriations for the specific purpose of paying for costs associated with Tropical Storm Irene.

(b) If a contemplated transfer of an appropriation would, by itself, have the effect of significantly delaying the planned work schedule of a project which formed the basis of the project's funding in the fiscal year of the contemplated transfer, the secretary of transportation shall submit the proposed transfer for approval by the house and senate committees on transportation when the

general assembly is in session and, when the general assembly is not in session, by the joint transportation oversight committee. In all other cases, the secretary of transportation may execute the transfer, giving prompt notice of the transfer to the joint fiscal office and to the house and senate committees on transportation when the general assembly is in session and, when the general assembly is not in session, to the joint transportation oversight committee.

(c) This section shall expire on June 30, 2012.

Sec. 76. DEPARTMENT OF MOTOR VEHICLES; CERTIFICATES OF TITLE

(a) Notwithstanding the fee requirement of 23 V.S.A. § 2002(5), duplicate certificates of title may be issued without fee to the department of buildings and general services to replace those that were destroyed by Tropical Storm Irene.

Sec. 77. FEMA REIMBURSEMENT; TRANSFER TO GENERAL FUND

(a) If the department of environmental conservation is reimbursed by the Federal Emergency Management Agency (FEMA) for department expenditures for flood damage to underground or aboveground fuel storage tanks during Tropical Storm Irene or spring 2011 flooding, the reimbursement amount received from FEMA, up to $1,750,000, shall be transferred from the petroleum cleanup fund to the general fund.

Sec. 78. REPEAL

(a) Sec. B.1101(b) of No. 156 of the Acts of the 2009 Adj. Sess. (2010) (savings associated with the consolidation of servers and other information technology changes) is repealed.

Sec. 79. REPEAL

(a) Sec. E.401(a) of No. 63 of the Acts of 2011 (allocation of funding to workforce investment boards) is repealed.

Sec. 80. REPEAL

(a) 3 V.S.A. § 634 (annual appropriation for group life insurance premiums for retired employees) is repealed.

Sec. 81. REPEAL

(a) 16 V.S.A. § 1385 (appropriation to state board of education for health programs) is repealed.

Sec. 82. ~~REPEAL~~ *DELETED*

~~(a) 33 V.S.A. § 1974(h) (report on the employer-sponsored insurance premium assistance program) is repealed.~~

Sec. 83. ~~REPEAL~~ *DELETED*

~~(a) 33 V.S.A. § 1986 (Catamount fund) is repealed.~~

Sec. 84. EMERGENCY RULES

(a) In order to implement the amendments to 8 V.S.A. § 4062 (insurance rate review) in No. 48 of the Acts of 2011 and to comply with 18 V.S.A.

§ 9375(b)(6)(A) requiring Green Mountain Care board approval beginning January 1, 2012, the Green Mountain Care board shall be deemed to have met the standard for adoption of emergency rules as required by 3 V.S.A. § 844(a). Notwithstanding 3 V.S.A. § 844, the board shall provide a minimum of ten business days for public comment and ten business days for formal responses to comments in advance of filing the emergency rules pursuant to 3 V.S.A. § 844(c).

Sec. 85. ADULT DAY ALLOCATION

(a) The fiscal year 2012 allocation for adult day services shall be increased by $100,000 of which $42,140 is general fund and $57,860 is federal funds above the amount that was initially allocated within the funding appropriated in Sec. B.308 of No. 63 of the Acts of 2011.

Sec. 86. SUPPLEMENTAL CHILD CARE GRANTS

(a) Of the funding added in Sec. 28 of this act, $100,000 shall be used to provide supplemental Strengthening Families grants to qualified child care providers located in an area where there is limited access to high-quality child care and where the commissioner has determined the grant will further the applicants' sustained operation or will provide for an orderly transition to alternative service providers.

Sec. 87. POSITION AUTHORIZATIONS

(a) The following positions are authorized to be transferred and converted from existing positions in the executive branch of state government in fiscal year 2012:

(1) In the department of Vermont health access, seventeen (17) classified positions;

(2) In the department for children and families, nine (9) classified positions–social worker;

(3) In the department of public safety, two (2) classified positions.

(b) It is understood that the department of human resources is in the process of accumulating positions to accomplish the necessary transfers and conversions. It is the intent of the general assembly that these positions be available to the respective departments as soon as possible. For this reason, the commissioner is authorized to assign the new positions in anticipation of the conversions, provided the total of authorized positions in existence at the close of fiscal year 2012 does not exceed that of those positions authorized through the 2011 legislative session, as defined in Sec. A.108 of No. 63 of the Acts of 2011.

(c) On or before March 10, 2012, the commissioner of human resources shall submit a report to the house and senate committees on appropriations

detailing the total permitted number of authorized positions as of June 30, 2012, as specified in Sec. A.108 of No. 63 of the Acts of 2011.

(d) On or before July 10, 2012, the commissioner of human resources shall submit a confirmation report to the house and senate committees on appropriations detailing the actual number of authorized state positions as of June 30, 2012, as defined in Sec. A.108 of No. 63 of the Acts of 2011 to confirm that the provisions of this section have been met.

(e) In the agency of transportation, twenty-one (21) new limited service classified positions related to the response to Tropical Storm Irene and Spring 2011 flooding are authorized to be established in fiscal year 2012. These positions shall terminate on June 30, 2014.

Sec. 88. Sec. 9 of No. 88 of the Acts of the 2009 Adj. Sess. (2010) is amended to read:

Sec. 9. IMPLEMENTATION

No later than ~~September 1, 2011~~ November 1, 2012, the secretary of human services or designee shall implement a payment system to pay fuel benefits to certified fuel suppliers after the fuel is delivered or, for metered fuel and regulated utilities, after the beneficiary's account has been billed.

Sec. 89. Sec. B.1103(a)(1)(A) of No. 156 of the Acts of the 2009 Adj. Sess. (2010), as amended by Sec. 56 of No. 3 of the Acts of 2011, is further amended to read:

Sec. B.1103 FISCAL YEAR 2011 ONE-TIME APPROPRIATIONS

(a) In fiscal year 2011, the following amounts are appropriated:

(1) For the 27th payday in fiscal 2011:

(A) To the secretary of administration to be transferred to departments as the secretary may determine to be necessary. Of this general fund appropriation, the amount of $130,000 may be transferred and used for the renter rebate program:

General fund	~~$8,350,954~~	$7,084,784
Transportation fund		$2,067,946

Sec. 90. Sec. 38 of No. 40 of the Acts of 2011 is amended to read:

Sec. 38. DEPARTMENT OF CORRECTIONS MASTER PLAN

(a) For the purpose of reducing the number of out-of-state beds at a cost savings to the state, the department of corrections shall:

* * *

(2) modify the Southeast State Correctional Facility into a ~~50-bed work camp and a 50-bed general population~~ hybrid facility which would include both work camp and general populations.

(b) As part of the transfer required by subdivision (a)(1) of this section, the department of corrections shall:

* * *

(3) ensure individuals are released in accordance with 28 V.S.A. ~~§ 808(a)~~ §§ 808(a) and 808a–808d for the purpose of facilitating furlough or outside programming.

* * *

Sec. 91. Sec. 22 of No. 52 of the Acts of 2011 is amended to read:

Sec. 22. EB-5 ~~ENTERPRISE~~ SPECIAL FUND REPORT

On or before January 15, 2012, the secretary of commerce and community development shall submit a memorandum to the house committee on ways and means and the senate committee on finance concerning the performance of the EB-5 ~~enterprise~~ special fund, including the number of projects and investors served, the amount of the charges imposed and collected, and recommendations concerning the EB-5 ~~enterprise~~ special fund.

Sec. 92. Sec. B.906 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.906 Transportation – ~~planning, outreach and community affairs~~ policy and planning

* * *

Sec. 93. Sec. B.1101 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.1101 FISCAL YEAR 2012 BASE REDUCTIONS

(a) In fiscal year 2012, the secretary of administration is authorized to reduce appropriations for labor savings due to unfilled vacant positions, voluntary reduced workweeks, modified health insurance plans for active and

retired state employees, reduced state costs in supporting retirement plans, close management of personal services contracts, reduced overtime costs, and for any other management initiatives within the executive branch, excluding reductions to grants, that are necessary to realize the base reductions. The executive branch shall provide status reports to the joint fiscal committee on achievement of this base reduction at meetings in July, September and November of 2011. The commissioner of finance and management is authorized to transfer other funds saved as a result of these initiatives to the general fund in fiscal year 2012:

General fund ~~$12,000,000~~ $8,163,552

Sec. 94. Sec. B.1102 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.1102 FISCAL YEAR 2012 CONTRACT IMPLEMENTATION ~~AND HEALTH INSURANCE CLAIMS ASSESSMENT~~

(a) There is appropriated to the secretary of administration for contract nonsalary items ~~and costs from health insurance claims assessments,~~ to be transferred to departments as the secretary may determine to be necessary:

General fund ~~$906,500~~ $556,500

Sec. 95. Sec. B.1103 of No. 63 of the Acts of 2011 is amended to read:

Sec. B.1103 FISCAL YEAR 2012 ONE-TIME APPROPRIATION

(a) In fiscal year 2012, there is appropriated to the department of tourism and marketing for the Vermont civil war sesquicentennial commission and for commemorating the War of 1812:

General fund $50,000

Sec. 96. Sec. 50(b) of No. 3 of the Acts of 2011, as amended by Sec. C.110 of No. 63 of the Acts of 2011, is further amended to read:

(b) The next ~~$3,600,000~~ $3,229,596 of any unreserved and undesignated general fund balance is appropriated to the department of labor for unemployment insurance interest. In the event that federal action is taken that results in a payment of unemployment insurance interest not being required, this appropriation shall not be made. Any payment returned to the state due to it not being required shall be deposited into the general fund.

Sec. 97. Sec. E.126 of No. 63 of the Acts of 2011 is amended to read:

Sec. E.126 Legislative information technology

(a) Upon execution of a user agreement with the department of information and innovation regarding rights of access to and management of e-mail for the general assembly, the legislative information technology office shall migrate the legislative e-mail system from "GroupWise" to the statewide e-mail system

~~as soon as feasible. The change shall be designed to achieve savings for fiscal~~ year 2013.

Sec. 97a. 2 V.S.A. § 752 is amended to read:

§ 752. FUNCTIONS

(a) The legislative information technology committee shall be responsible for the coordination and integration of information technology ~~in the legislative branch~~ for the general assembly in order to ensure that legislative records that are created, received, stored, or transmitted by that technology enhance legislative goals and priorities and conform to Vermont's recordkeeping requirements.

(b) The committee shall prepare, adopt, and maintain a long-range plan of at least five years for information technology operations and services ~~in the legislative branch~~ for the general assembly. The plan shall analyze the costs and benefits and risk management aspects of maintaining authentic and accessible legislative records as required by Vermont law. In the preparation of the plan, the committee shall consult with members of the general assembly, the legislative staff information systems team established by section 753 of this title, and other legislative staff, the state archivist, other representatives of the executive and judicial branches of state government, and members of the public. The committee shall provide the house and senate committees on government operations with copies of the plan and any amendment to the plan.

(c) The committee shall also adopt an annual budget for expenditures for legislative information technology and services and present the same to the committees on appropriations of the general assembly in each annual budget process.

Sec. ~~98~~ *97* . Sec. E.301(b) of No. 63 of the Acts of 2011 is amended to read:

(b) In addition to the state funds appropriated in this section, a total estimated sum of ~~$27,726,781~~ $28,671,145 is anticipated to be certified as state matching funds under the Global Commitment as follows:

* * *

(3) ~~$2,290,874~~ $2,804,572 certified state match available from local education agencies for eligible services as allowed by federal regulation for early periodic screening, diagnosis, and treatment programs for school-aged children.

(4) ~~$2,479,534~~ $2,910,200 certified state match available via the University of Vermont's child health improvement program for quality improvement initiatives for the Medicaid program.

* * *

Sec. ~~99~~ *98* . Sec. E.309.2(a) of No. 63 of the Acts of 2011 is amended to read:

(a) Beginning ~~April~~ July 1, 2012, the commissioner of Vermont health access shall modify necessary rules and procedures related to eligibility and

services to implement the family planning option of section 2303 of the Affordable Care Act of 2010, Public Law 111-148.

Sec. ~~100~~ *99* . Sec. E.338(d) of No. 63 of the Acts of 2011 is added to read:

(d) In fiscal year 2012, the secretary of administration may, upon recommendation of the secretary of human services, 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 of administration 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. ~~101~~ *100* . Sec. E.339 of No. 63 of the Acts of 2011 is amended to read:

Sec. E.339 Correctional services – out-of-state beds

(a) The level of funding in this appropriation is contingent upon enactment of ~~separate legislation~~ Senate Bill No. 108 of the 2011 legislative session, related to reduced incarceration of specified nonviolent misdemeanants.

Sec. ~~102~~ *101* . 4 V.S.A. § 907 is amended to read:

§ 907. LICENSING AND RENEWAL FEES

The supreme court may by rule impose a fee on applicants for admission to the bar on motion and on applicants for admission to the bar by examination. The court may also impose an annual fee on lawyers admitted to the bar of the supreme court as a condition of being licensed to practice law. ~~All fees~~

~~received shall be transferred to the state treasurer for deposit in the general fund.~~

Sec. ~~103~~ *102* . 8 V.S.A. § 4089k is amended to read:

§ 4089k. HEALTH CARE INFORMATION TECHNOLOGY REINVESTMENT FEE

(a)(1) Beginning October 1, 2009 and annually thereafter, each health insurer shall pay a fee into the health IT fund established in 32 V.S.A. § 10301 in the amount of 0.199 of one percent of all health insurance claims paid by the health insurer for its Vermont members in the previous fiscal year ending June 30. The annual fee shall be paid in installments due by November 1, January 1, April 1, and June 1.

(2) On or before ~~September 1, 2009~~ October 1, 2011 and annually thereafter, the secretary of administration, in consultation with the commissioner of banking, insurance, securities, and health care administration, shall publish a list of health insurers subject to the fee imposed by this section, together with the paid claims amounts attributable to each health insurer for the previous fiscal year. The costs of the department of banking, insurance, securities, and health care administration in calculating the annual claims data shall be paid from the Vermont health IT fund.

* * *

Sec. ~~104~~ *103* . 8 V.S.A. § 4089l is amended to read:

§ 4089l. HEALTH CARE CLAIMS ASSESSMENT

(a)(1) Beginning October 1, 2011 and annually thereafter, each health insurer shall pay an assessment into the state health care resources fund established in 33 V.S.A. § 1901d in the amount of 0.80 of one percent of all health insurance claims paid by the health insurer for its Vermont members in the previous fiscal year ending June 30. The annual fee shall be paid in installments on November 1, January 1, April 1, and June 1.

(2) On or before ~~September~~ October 1, 2011 and annually thereafter, the secretary of administration, in consultation with the commissioner of banking, insurance, securities, and health care administration, shall publish a list of health insurers subject to the fee imposed by this section together with the paid claims amounts attributable to each health insurer for the previous fiscal year. The costs of the department of banking, insurance, securities, and health care administration in calculating the annual claims data shall be paid from the state health care resources fund.

* * *

(c) As used in this section:

(1) "Health insurance" means any group or individual health care benefit policy, contract, or other health benefit plan offered, issued, renewed, or administered by any health insurer, including any health care benefit plan

offered, issued, renewed, or administered by any health insurance company, any nonprofit hospital and medical service corporation, or any managed care organization as defined in 18 V.S.A. § 9402. The term includes comprehensive major medical policies, contracts, or plans and Medicare supplemental policies, contracts, or plans, but does not include Medicaid, VHAP, or any other state health care assistance program financed in whole or in part through a federal program, unless authorized by federal law and approved by the general assembly. The term does not include policies issued for specified disease, accident, injury, hospital indemnity, long-term care, disability income, or other limited benefit health insurance policies, except that any policy providing coverage for dental services shall be included.

* * *

Sec. ~~105~~ *104* . 10 V.S.A. § 21 is amended to read:

§ 21. EB-5 ~~ENTERPRISE~~ SPECIAL FUND

(a) An EB-5 ~~enterprise~~ special fund is created for the operation of the state of Vermont regional center for immigrant investment under the federal EB-5 program. The fund shall consist of revenues derived from administrative charges by the agency of commerce and community development pursuant to subsection (c) of this section, any interest earned by the fund, and all sums which are from time to time appropriated for the support of the regional center and its operations.

(b)(1) The receipt and expenditure of moneys from the ~~enterprise~~ special fund shall be under the supervision of the secretary of commerce and community development.

* * *

(3) Expenditures from the fund shall be used only to administer the EB-5 program. At the end of each fiscal year, the secretary of administration shall transfer from the EB-5 ~~enterprise~~ special fund to the general fund any amount that the secretary of administration determines, in his or her discretion, exceeds the funds necessary to administer the program.

* * *

Sec. ~~106~~ *105* . ~~21 V.S.A. § 2003(d) is amended to read:~~ *DELETED*

~~(d) Revenues from the health care fund contributions collected shall be deposited into the Catamount Fund state health care resources fund established under 33 V.S.A. § 1981 § 1901d for the purpose of financing health care coverage under Catamount Health assistance, as provided under 33 V.S.A. chapter 19, subchapter 3a of chapter 19 of Title 33.~~

Sec. ~~107~~ *106* . 27A V.S.A. § 1-204(a)(2) is amended to read:

(2) Unless excepted under section 1-203 of this title, the following sections apply to a common interest community created in this state before January 1, 1999: sections 1-206; 2-102, 2-117(h) and (i), 2-124, 3-103, 3-108, 3-110, and 3-124. The sections described in this subdivision apply only to

events and circumstances occurring after December 31, ~~2010~~ 2011 and do not invalidate existing provisions of the declarations, bylaws, plats, or plans of those common interest communities.

Sec. ~~108~~ *107* . ~~32 V.S.A. § 305a(a) is amended to read:~~ *DELETED*

(a) On or about January 15 and again by July 31 of each year, and at such other times as the emergency board or the governor deems proper, the joint fiscal office and the secretary of administration shall provide to the emergency board their respective estimates of state revenues in the general, transportation, transportation infrastructure bond, education, ~~Catamount,~~ and state health care resources funds, and revenues from the gross receipts tax under 33 V.S.A. § 2503. The January revenue estimate shall be for the current and next two succeeding fiscal years, and the July revenue estimate shall be for the current and immediately succeeding fiscal years. Federal fund estimates shall be provided at the same times for the current fiscal year. Global Commitment fund estimates shall be provided in January for the current and immediately ~~succeeding fiscal year and in July for the current fiscal year.~~

Sec. ~~109~~ *108* . ~~32 V.S.A. § 7823 is amended to read:~~ *DELETED*

§ 7823. DEPOSIT OF REVENUE

The revenue generated by the taxes imposed under this chapter shall be credited to the state health care resources fund established by 33 V.S.A. ~~§ 1901d and the Catamount fund established by 33 V.S.A. § 1986~~ § 1901d

Sec. ~~110~~ *109* . ~~33 V.S.A. § 1901d is amended to read:~~ *DELETED*

§ 1901d. STATE HEALTH CARE RESOURCES FUND

(a) The state health care resources fund is established in the treasury as a special fund to be a source of financing health care coverage for beneficiaries of the state health care assistance programs under the Global Commitment to health waiver approved by the Centers for Medicare and Medicaid Services under Section 1115 of the Social Security Act and for the Catamount Health assistance program under subchapter 3A of chapter 19 of this title.

(b) Into the fund shall be deposited:

(1) all revenue from the tobacco products tax and ~~85.5 percent of the revenue~~ from the cigarette tax levied pursuant to 32 V.S.A. chapter 205 ~~of Title 32~~;

(2) revenue from health care provider assessments pursuant to subchapter 2 of chapter 19 of this title; ~~and~~

(3) revenue from the employer health care premium contribution pursuant to 21 V.S.A. chapter 25;

(4) revenue from health care claims assessments pursuant to 8 V.S.A. § 4089l;

(5) premium amounts paid by individuals unless paid directly to the insurer;

(6) the proceeds from grants, donations, contributions, taxes, and any other sources of revenue as may be provided by statute, rule, or act of the general assembly; and

(7) any remaining balance in the terminated Catamount fund as of June 30, 2012.

* * *

(d) All monies received by or generated to the fund shall be used only as allowed by appropriation of the general assembly for the administration and delivery of health care covered through state health care assistance programs administered by the agency under the Global Commitment for Health Medicaid Section 1115 waiver, the Catamount Health assistance program under subchapter 3A of chapter 19 of this title, employer-sponsored insurance premium assistance under section 1974 of this title, immunizations under 18 V.S.A. § 1130, and the development and implementation of the Blueprint for Health under 18 V.S.A. § 702.

Sec. ~~111~~ *110* . ~~33 V.S.A. § 1901f is added to read:~~ *DELETED*

§ 1901f. MEDICAID PROGRAM ENROLLMENT AND EXPENDITURE REPORTS

By January 30, April 30, July 30, and October 30 of each year and notwithstanding the provisions of 2 V.S.A. § 20, the commissioner of Vermont health access or designee shall submit to the general assembly a quarterly

report on enrollment and total expenditures by Medicaid eligibility group for all programs paid for by the department of Vermont health access during the preceding calendar quarter and for the fiscal year to date. Total expenditures for Medicaid-related programs paid for by other departments within the agency of human services shall be included in this report by Medicaid eligibility group to the extent such information is available.

Sec. ~~112~~ *111* . 33 V.S.A. § 2604(a) is amended to read:

(a) Household income eligibility requirements. The secretary of human services or designee, by rule, shall establish household income eligibility requirements of beneficiaries in the seasonal fuel assistance program including the income of all residents of the household. The income eligibility requirements shall require that households have a gross household income no greater than 185 percent of the federal poverty level nor in excess of income maximums established by LIHEAP in order to be potentially eligible for benefits. To the extent allowed by federal law, the secretary of human services or designee shall establish by rule a calculation of gross income based on the same rules used in 3SquaresVT, except that the secretary or designee shall include additional deductions or exclusions from income required by LIHEAP.

Sec. ~~113~~ *112* . 33 V.S.A. § 2609 is amended to read:

§ 2609. CRISIS RESERVES

Annually, the secretary of human services or designee shall determine an appropriate amount of funds in the home heating fuel assistance fund to be set aside for expenditure for the crisis fuel assistance component of the home heating fuel program. The secretary or designee shall also adopt rules to define crisis situations for the expenditure of the home heating fuel crisis funds, and to establish the income and asset eligibility requirements of households for receipt of crisis home heating fuel assistance, provided that no household shall be eligible whose gross household income is greater than 200 percent of the federal poverty level or is in excess of income maximums established by LIHEAP based on the income of all persons residing in the household. To the extent allowed by federal law, the secretary or designee shall establish by rule a calculation of gross income based on the same rules used in 3SquaresVT, except that the secretary or designee shall include additional deductions or exclusions from income required by LIHEAP.

Sec. 112a. GENERAL FUND TRANSFER BASE CALCULATION

(a) At the end of fiscal year 2013 and at the end of any following fiscal year, notwithstanding 32 V.S.A. §§ 308c and 308d, after the general fund budget stabilization reserve attains its statutory maximum, one-half of any additional unreserved and undesignated general fund balance shall be added

to the amount transferred to the education fund until the joint fiscal committee has determined that the goal in subsection (c) of this section has been met.

(b) Notwithstanding any other provision of law, an amount equal to the amount transferred to the education fund under subsection (a) of this section shall be added to the base amount used to calculate the general fund transfer under 16 V.S.A. § 4025(a)(2) for the following fiscal year.

(c) It is the intent of the general assembly to return gradually to the adjusted amount of the general fund transfer, as increased annually under the formula prescribed by 16 V.S.A. § 4025(a)(2), that would have been used but for the changes in Sec. E.513.1 of No. 63 of the Acts of 2011. The joint fiscal committee shall determine when the increases to the base amount in 16 V.S.A. § 4025(a)(2) made under subsection (b) of this section have attained the goal stated in this subsection.

(d) The joint fiscal office shall report to the joint fiscal committee at least annually on the progress made under this section in returning to the base amount of the general fund transfer to the education fund under 16 V.S.A. § 4025(a)(2) of $280,200,000, as increased by the inflationary index in that section, starting in fiscal year 2008.

Sec. ~~114~~ *113* . EFFECTIVE DATES

1 (a) This act shall take effect on passage.

~~(b) Secs. 83, 106, 108, 109, and 110 of this act shall take effect on July 1, 2012.~~

~~(c)~~ *(b)* The inclusion of coverage for dental services in Sec. ~~104~~ *103* of this act as it amends 8 V.S.A. § 4089l(c)(1) shall apply as of January 1, 2012.

~~(d)~~ *(c)* Sec. ~~107~~ *106* of this act (applicability of UCIOA amendments of 2012) shall take effect on passage and shall apply retroactively to January 1, 2012.

~~(e)~~ *(d)* The amendments to income eligibility requirements in Secs. ~~112~~ *111* and ~~113~~ *112* of this act, amending 33 V.S.A. §§ 2604(a) and 2609, respectively, shall apply retroactively to June 1, 2010.