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APPROPRIATIONS

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MEMORANDUM

To: Rep. Emmons, Chair, House Committee on Corrections and Institutions
From: Rep. Heath, Chair, House Committee on Appropriations
Date: January 24, 2014
Subject: Review of Provisions in Governor's Proposed Fiscal Year 2015 Budget

The House Appropriations Committee is in the process of taking testimony on the Governor's fiscal year 2015 proposed budget. There are some new provisions that fall under the jurisdiction of the Committee on Corrections and Institutions. It would be helpful if your committee could review the provisions and provide recommendations by March 15th.

Please find below the items that I would like your committee to review. Thank you very much for your consideration.

Sec. E.113 Buildings and general services – engineering

(a) The \$3,196,163 interdepartmental transfer in this appropriation shall be from the fiscal year 2015 General Bond Fund appropriation in 2013 Acts and Resolves No. 51, Sec. 2(c)(5), as amended in the 2014 legislative session.

EXPLANATION: Clarifies that BGS Engineering is funded through the capital bill.

Sec. E.113.1 REPEAL

(a) Sec. 97 (preclusion of engineering costs from general obligation debt financing) and Sec. 100(c) (July 1, 2014 effective date) of No. 1 of the Acts of 2013 are repealed.

EXPLANATION: 2013 Act 51 Sec 39 called for a report to review allocation of engineering costs between the Capital bill and the General Fund. The report suggests that engineering costs should continue to be eligible for general obligation debt (Capital bill) financing. Moreover, the Capital Bill includes engineering cost in its FY 2015 appropriations (Secs 2(c)(5), 11(b)(1)(D) and 11(b)(2)(B)). Per Sec. 2(e) and 11(c), the House Corrections and Institutions Committee and the Senate Institutions Committee will consider the recommendations in the report. Based on the recommendations in the report, we are proposing that 2013 Act 51 Secs. 97 and 100(c) should be repealed, so that in FY 2015 and onwards, engineering costs may be financed through the Capital Bill.

Sec. E.338 Sec. 22(a) of No. 179 of the Acts of the 2007 Adj. Sess. (2008), as amended by Sec. 14 of No. 157 of the Acts of the 2009 Adj. Sess. (2010), as further amended by Sec. 38 of No. 104 of the Acts of the 2011 Adj. Sess. (2012) and by Sec. 1a of No. 41 of the Acts of the 2013 Session, is amended to read:

(a) Secs. 11 and 12 of this act shall take effect on ~~July 1, 2014~~ July 1, 2016.

EXPLANATION: Under current law, as of 7/1/14 public inebriates shall not be incarcerated in facilities operated by the Department of Corrections. In fact, locally operated facilities will not be ready or sufficient to accept this population on 7/1/14. We are therefore requesting that the effective date for this requirement be moved from 7/1/14 to 7/1/16.