

Sec. 39. 2023 Acts and Resolves No. 78, Sec. B.1100 is amended to read:

Sec. B.1100 MISCELLANEOUS FISCAL YEAR 2024 ONE-TIME

APPROPRIATIONS

(a) Agency of Administration. In fiscal year 2024, funds are appropriated for the following:

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(4) \$30,000,000 General Fund to be used as Federal Emergency Management Agency (FEMA) matching funds for costs incurred due to the July 2023 flooding event.

(5) \$6,250,000 General Fund for grants to municipalities in counties that were impacted by the July 2023 flooding event and are eligible for Federal Emergency Management Agency (FEMA) Public Assistance funds under federal disaster declaration DR-4720-VT. Grants shall be made in proportion to the municipality's share of the overall percentage of residential properties that were majorly damaged or destroyed, as designated by FEMA, by the July 2023 flooding event.

(6) \$3,000,000 Interdepartmental Transfer Fund for Enterprise Resource Planning (ERP) Modernization – Business Transformation.

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EXPLANATION: Removes multiple one-time appropriations added in BAA as passed by the House to make sure that these items are addressed and considered as part of the fiscal year 2025 budget. Reduces General Assistance one-time appropriation to reflect adverse weather policy. Creates \$6.25 million appropriation for grants to municipalities, to be distributed in proportion to each municipality's percentage share of flood-destroyed residential property.

Sec. 40. 2023 Acts and Resolves No. 78, Sec. B.1101 is amended to read:

Sec. B.1101 WORKFORCE AND ECONOMIC DEVELOPMENT –
FISCAL YEAR 2024 ONE-TIME APPROPRIATIONS

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(g) Agriculture Economic Development.

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(3) In fiscal year 2024, the amount of ~~\$6,900,000~~ \$7,025,492 General Fund is appropriated to the Agency of Agriculture, Food and Markets to fund Agriculture Development Grants for the Organic Dairy Farm Assistance Program. Farms eligible for assistance that timely filed a complete application in calendar year 2023 and that are currently operating as of the passage of the fiscal year 2024 budget adjustment act shall be eligible for an award under the Program.

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EXPLANATION: Ensures that only farms that were in operation as of the passage of the BAA receive funding.

Sec. 42. 2023 Acts and Resolves No. 78, Sec. B.1103 is amended to read:

Sec. B.1103 CLIMATE AND ENVIRONMENT – FISCAL YEAR 2024

ONE-TIME APPROPRIATIONS

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(h) In fiscal year 2024, the amount of \$2,500,000 General Fund is appropriated to the Department of Environmental Conservation for the Brownfields Reuse and Environmental Liability Limitation Act as codified in 10 V.S.A. chapter 159. Funds shall be used for the assessment and cleanup planning ~~for a maximum~~ of 25 brownfields sites.

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(n) In fiscal year 2024, the amount of \$165,000 General Fund is appropriated to the Department of Environmental Conservation to complete the engineering assessment for the Green River Reservoir Dam. The Department shall share the findings of the assessment with Morrisville Water and Light.

EXPLANATION: Reporting language to ensure assessment findings are shared with Morrisville Water and Light.

Sec. 54. 2023 Acts and Resolves No. 78, Sec. D.101 is amended to read:

Sec. D.101 FUND TRANSFERS, REVERSIONS, AND RESERVES

(a) Notwithstanding any other provision of law to the contrary, the following amounts shall be transferred from the funds indicated:

(1) From the General Fund to:

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(E) the Fire Prevention/Building Inspection Special Fund (21901): \$1,500,000.00; ~~and~~

(F) the Tax Computer System Modernization Fund (21909): \$3,600,000.00;

(G) the State Liability Insurance Fund (56200): \$9,500,000.00;

(H) the Emergency Relief and Assistance Fund (21555): \$17,250,000.00;

(I) the Act 250 Permit Fund (21260): \$120,300.00;

(J) the General Government Projects Fund (31100): \$139.24;

(K) the Protection Projects Fund (31200): \$1,180,584.31;

(L) the Natural Resources Projects Fund (31500): \$2,127,949.51;

(M) the Commerce and Community Development Projects Fund (31600):

\$545,295.85; and

(N) the General Obligation Bonds Debt Service Fund (35100): \$71,202,993.

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(c)(1)(A) Notwithstanding any provision of law to the contrary, in fiscal year 2024, the following amounts shall revert to the General Fund from the ~~accounts indicated~~ the general funds appropriated in Sec. B.301 of this act for the Global Commitment Program:

3400004000 ~~Agency of Human Services –~~

~~Secretary's Office –~~ Global Commitment

\$15,103,683

(B) Notwithstanding any provision of law to the contrary, in fiscal year 2024, the following amounts shall revert to the General Fund from the accounts indicated:

<u>1130892201</u>	<u>Lib – Working Group Per Diem</u>	<u>\$11,550.00</u>
<u>1140070000</u>	<u>Use Tax Reimbursement Program</u>	<u>\$120,096.98</u>
<u>1140330000</u>	<u>Renter Rebates</u>	<u>\$943,487.35</u>
<u>1150891901</u>	<u>Electric Vehicle Charge</u>	<u>\$4,412.78</u>
<u>1250010000</u>	<u>Auditor of Accounts</u>	<u>\$21,067.71</u>
<u>1260010000</u>	<u>Office of the Treasurer</u>	<u>\$110,821.00</u>
<u>2110010000</u>	<u>Assigned Counsel</u>	<u>\$3.37</u>
<u>2120892203</u>	<u>JUD – County Courthouse HVAC</u>	<u>\$300,000.00</u>
<u>2130200000</u>	<u>Sheriffs</u>	<u>\$29,880.53</u>
<u>2130400000</u>	<u>SIUS Parent Account</u>	<u>\$167,678.27</u>
<u>2130500000</u>	<u>Crime Victims Advocates</u>	<u>\$18,465.95</u>
<u>2150010000</u>	<u>Military – Administration</u>	<u>\$100,782.00</u>
<u>2160892102</u>	<u>CCVS-BCJC for St Jo’s Orphan</u>	<u>\$88.00</u>
<u>2200010000</u>	<u>Administration Division</u>	<u>\$389,654.70</u>
<u>2230892202</u>	<u>SOS – One-Time FY22 Election Cost</u>	<u>\$171,400.78</u>
<u>2320020000</u>	<u>Liquor Enforcement & Licensing</u>	<u>\$15,000.00</u>
<u>3150070000</u>	<u>Mental Health</u>	<u>\$2,772,735.17</u>
<u>3310000000</u>	<u>Commission on Women</u>	<u>\$11,173.77</u>
<u>3330010000</u>	<u>Green Mountain Care Board</u>	<u>\$250,000.00</u>
<u>3400001000</u>	<u>Secretary’s Office Admin Costs</u>	<u>\$475,775.00</u>
<u>3400004000</u>	<u>Global Commitment</u>	<u>\$11,676,230.24</u>

<u>3400010000</u>	<u>Human Services Board</u>	<u>\$110,000.00</u>
<u>3400892109</u>	<u>St Match – Act 155 4(a),5(a)</u>	<u>\$34,350.00</u>
<u>3400892203</u>	<u>AHSCO – COVID-19 Emergent/Exigen</u>	<u>\$4,868,985.74</u>
<u>3400892205</u>	<u>AHSCO – Workforce Recruitment</u>	<u>\$4,367,147.39</u>
<u>3400892312</u>	<u>AHSCO – VT Nursing Forgivable Loan</u>	<u>\$13,403.00</u>
<u>3410018000</u>	<u>DVHA – Medicaid-Non-Waiver Program</u>	<u>\$525,610.73</u>
<u>3420060000</u>	<u>Substance Use Programs</u>	<u>\$119,130.89</u>
<u>3440010000</u>	<u>DCFS – Admin & Support Services</u>	<u>\$2,595,167.55</u>
<u>3440020000</u>	<u>DCFS – Family Services</u>	<u>\$2,864,970.25</u>
<u>3440030000</u>	<u>DCFS – Child Development</u>	<u>\$3,131,063.24</u>
<u>3440050000</u>	<u>DCFS – AABD</u>	<u>\$451,263.27</u>
<u>3440060000</u>	<u>DCFS – General Assistance</u>	<u>\$1,414,739.60</u>
<u>3440080000</u>	<u>DCFS – Reach Up</u>	<u>\$979,674.76</u>
<u>3440100000</u>	<u>DCFS – OEO Office of Economic Opp.</u>	<u>\$273,038.00</u>
<u>3440120000</u>	<u>DCFS – Secure Res. Treatment</u>	<u>\$2,752,270.00</u>
<u>3440130000</u>	<u>DCFS – DDS</u>	<u>\$80,299.43</u>
<u>3440891908</u>	<u>Weatherization Assist Bridge</u>	<u>\$1,892.85</u>
<u>3440892214</u>	<u>DCF – Childcare Provider Workforce</u>	<u>\$2,879,549.25</u>
<u>3440892309</u>	<u>DCF – Worker Retention Grant</u>	<u>\$564,500.00</u>
<u>3480007000</u>	<u>Corrections – Justice Reinvest</u>	<u>\$831,964.28</u>
<u>4100500000</u>	<u>VT Department of Labor</u>	<u>\$2,400,000.00</u>
<u>5100010000</u>	<u>Administration</u>	<u>\$0.03</u>
<u>5100060000</u>	<u>Adult Basic Education</u>	<u>\$136.13</u>

<u>5100892214</u>	<u>AOA – School Food Program Admin</u>	<u>\$50,670.70</u>
<u>5100892301</u>	<u>AOE – Child Nutrition</u>	<u>\$244,648.60</u>
<u>5100892309</u>	<u>AOE – Staffing</u>	<u>\$146,649.08</u>
<u>6100040000</u>	<u>Property Tax Assessment Approp.</u>	<u>\$9,542.14</u>
<u>6130030000</u>	<u>Parks</u>	<u>\$3.85</u>
<u>6130891903</u>	<u>Logger Safety, Value Added</u>	<u>\$108.51</u>
<u>6140040000</u>	<u>Water Programs Appropriation</u>	<u>\$0.20</u>
<u>7110010000</u>	<u>Housing & Community Development</u>	<u>\$1.86</u>
<u>7120010000</u>	<u>Economic Development</u>	<u>\$0.71</u>
<u>7130000000</u>	<u>Dept. of Tourism & Marketing</u>	<u>\$230.47</u>

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(4) Notwithstanding any provision of law to the contrary, in fiscal year 2024, the following amounts shall revert to the Education Fund from the accounts indicated:

<u>5100010000</u>	<u>Administration</u>	<u>\$1,280,710.79</u>
<u>5100110000</u>	<u>Small School Grant</u>	<u>\$391,067.00</u>
<u>5100200000</u>	<u>Education – Technical Education</u>	<u>\$1,204,216.38</u>
<u>5100892310</u>	<u>Education – Universal Meals</u>	<u>\$6,823,849.84</u>

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(6) Notwithstanding any provision of law to the contrary, in fiscal year 2024, the following amounts shall revert to the American Rescue Plan Act (ARPA) – Coronavirus State Fiscal Recovery Fund from the accounts indicated:

<u>6140892207</u>	<u>Department of Environmental Conservation</u>	
	<u>– Clean Water Board</u>	<u>\$6,000,000.00</u>

<u>1110892111</u>	<u>University of Vermont – Workforce Upskill</u>	<u>\$131,670.00</u>
<u>1110892112</u>	<u>VSAC HS Grad Advancement</u>	<u>\$24,539.92</u>
<u>1110892219</u>	<u>University of Vermont – New Career</u>	<u>\$184,485.00</u>
<u>2200892308</u>	<u>AAFM – Soil Quality Practices</u>	<u>\$200,000.00</u>
<u>3400892204</u>	<u>AHSCO – Workforce Retention</u>	<u>\$2,000,000.00</u>
<u>3440892205</u>	<u>DCF – OEO – Community Action Agc</u>	<u>\$3,182.48</u>
<u>4100892203</u>	<u>DOL-COVID-19 Unemployment Syst</u>	<u>\$2,456,122.60</u>

(7) Notwithstanding any provision of law to the contrary, in fiscal year 2024, the following amounts shall revert to the Tobacco Fund from the accounts indicated:

<u>3400891802</u>	<u>Invest Substance Use Treat</u>	<u>\$1,500,000</u>
<u>3400891803</u>	<u>Finance Substance Use Treat</u>	<u>\$724,241.80</u>

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(e)(1) Notwithstanding Sec. 1.4.3 of the Rules for State Matching Funds Under the Federal Public Assistance Program, in fiscal year 2024, the Secretary of Administration may provide funding from the Emergency Relief and Assistance Fund that was transferred pursuant to subdivision (a)(1)(H) of this section to subgrantees prior to the completion of a project. In fiscal year 2024, up to 70 percent of the State funding match on the non-federal share of an approved project for municipalities in counties that were impacted by the July 2023 flooding event and are eligible for Federal Emergency Management Agency (FEMA) Public Assistance funds under federal disaster declaration DR-4720-VT may be advanced at the request of a municipality.

(2) Notwithstanding Sec. 1.4.1 of the Rules for State Matching Funds Under the Federal Public Assistance Program, in fiscal year 2024, the Secretary of Administration shall increase the standard State funding match on the non-federal share of an approved project to the highest

percentage possible given available funding for municipalities in counties that were impacted by the July 2023 flooding event and are eligible for Federal Emergency Management Agency (FEMA) Public Assistance funds under federal disaster declaration DR-4720-VT.

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EXPLANATION: Adjusts the Governor's original FY24 Budget Adjustment Act Recommendation, repeated here, by increasing the General Fund transfer to the Emergency Relief and Assistance Fund by \$11.5 million to ERAF transfer, \$5 million of which comes from the FY25 Gov. Rec., and includes directive language for funds to municipalities.

Sec. 55. 2023 Acts and Resolves No. 78, Sec. E.100 is amended to read:

Sec. E.100 EXECUTIVE BRANCH POSITIONS

(a) The establishment of ~~68~~ 75 permanent positions is authorized in fiscal year 2024 for the following:

(1) Permanent classified positions:

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(R) Department for Children and Families:

(i) five Family Service Workers;

(S) Cannabis Control Board:

(i) one Compliance Agent; and

(ii) one Deputy Director of Compliance and Enforcement.

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(c) The establishment of ~~9~~ 12 new classified limited service positions is authorized in fiscal year 2024 as follows:

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(3) Department of Finance and Management:

(A) one VISION Reporting Analyst III; and

(B) two VISION Financial Analysts II.

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EXPLANATION: Adds three positions related to ERP project; positions also created in Gov. Rec. FY25 Big Bill

Sec. 56. 2022 Acts and Resolves No. 185, Sec. B.1102, as amended by 2023 Acts and Resolves No. 3, Sec. 47, is further amended to read:

Sec. B.1102 FISCAL YEAR 2023 ONE-TIME TECHNOLOGY MODERNIZATION
SPECIAL FUND APPROPRIATIONS

(a) In fiscal year 2023, funds are appropriated from the Technology Modernization Special Fund (21951) for new and ongoing initiatives as follows:

(1) \$40,010,000 to the Agency of Digital Services to be used as follows:

(A) \$11,800,000 for Enterprise Resource Planning (ERP) system upgrade of core statewide financial accounting system and integration with the Department of Labor and Agency of Transportation financial systems. The Commissioner of Finance and Management may transfer up to \$3,000,000 of these funds to other agencies and departments for other Enterprise Resource Planning modernization-related projects, including business process transformation;

* * *

EXPLANATION: Allows the Commissioner of Finance and Management to make indepartmental transfers. Corrects construct to amend correct section of session law.

Sec. 71. 2022 Acts and Resolves No. 185, Sec. G.600(b), as amended by 2023 Acts and Resolves No. 3, Sec. 85, and 2023 Acts and Resolves No. 62, Sec. 26, is further amended to read:

(b) In fiscal year 2023, \$32,200,000 is appropriated from the General Fund and \$550,000 is appropriated from the Transportation Fund for electric vehicle charging infrastructure, electrification incentives and public transportation investments as follows:

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(4) ~~\$3,000,000~~ \$3,500,000 to the Agency of Transportation to grant to the Community Action Agencies to support the MileageSmart Program, established in 2019 Acts and Resolves No. 59, Sec. 34, as amended.

(5) ~~\$2,350,000.00~~ \$1,850,000 to the Agency of Transportation for the Replace Your Ride Program, established in 2021 Acts and Resolves No. 55, Sec. 27, as amended.

(6) ~~\$2,200,000~~ \$2,350,000 general funds and \$550,000 Transportation funds to the Agency of Transportation for the following:

* * *

(C) \$50,000 Transportation funds and ~~\$100,000~~ \$150,000 general funds to the Agency of Transportation for electric bicycle incentives.

(7) \$500,000 to the Agency of Transportation Electrify Your Fleet Program.

EXPLANATION: Corrects construct per the Administration's technical letter.

Sec. 93. TEMPORARY EMERGENCY HOUSING

(a) The Commissioner for Children and Families shall ensure that temporary emergency housing is provided through June 30, 2024 to households eligible for the General Assistance Emergency Housing Program and beneficiaries of the emergency housing transition benefit that is set to conclude on April 1, 2024, pursuant to 2023 Acts and Resolves No. 81, Sec. 6.

(b) Temporary emergency housing required pursuant to subsection (a) of this section may be provided through the use of approved shelters, new unit generation, open units, or other appropriate shelter space.

(c) On or before the last day of each month from April 2024 through June 2024, the Agency of Human Services, or other relevant agency or department, shall continue submitting a substantially similar report to that due pursuant to 2023 Acts and Resolves No. 81, Sec. 6(b).

(d) Beginning on March 1, 2024, the Agency of Human Services shall not reimburse any licensed hotel or motel establishment more than \$75 a day per household to shelter a household experiencing homelessness unless the Commissioner for Children and Families issues an exception to reimburse a licensed hotel or motel establishment more than \$75 a day to shelter a household experiencing homelessness due to extenuating circumstances that would prevent an otherwise eligible household from being sheltered.

(e) Beginning on March 1, 2024, the Agency of Human Services shall strictly enforce the following rules:

(1) Section 2650.1 of the Department for Children and Families, General Assistance (CVR 13-170-260);

(2) Department of Health, Licensed Lodging Establishment Rule (CVR 13-140-023); and

(3) Department of Public Safety, Vermont Fire and Building Safety Code (CVR 28-070-001).

(f)(1) Prior to June 1, 2024, the Agency of Human Services may work with either a shelter provider or a community housing agency to enter into a full facility lease or sales agreement with a hotel or motel provider. Any facility conversion under this section shall comply with the Office of Economic Opportunity's shelter standards.

(2) If the Agency determines that a contractual arrangement with a licensed hotel or motel operator to secure temporary emergency housing capacity is beneficial to improve the quality, cleanliness, and access to services for those households temporarily housed in the facility, the Agency shall be authorized to enter into such an agreement, provided, however, that in no event shall such an agreement cause a household to become unhoused.

(3) In no event shall an agreement under this subsection exceed a rate of \$75 per day per household.

EXPLANATION: Adds language to allow for exceptions to the \$75 room rental cap. Removes language extending the General Assistance program to those households eligible for adverse weather housing to June 30.

Sec. XX. 2010 Acts and Resolves No. 83, Sec. 2, as amended by 2013 Acts and Resolves No. 65, Sec. 1, 2016 Acts and Resolves No. 117, Sec. 2, and 2019 Acts and Resolves No. 5, Sec. 1, is further amended to read:

Sec. 2. CERTIFICATE OF NEED WORK GROUP; MORATORIUM

* * *

(d) Notwithstanding any other provision of law, no CON shall be granted for the offering of home health services, which includes hospice, or for a new home health agency during the period beginning on the effective date of this act and continuing through January 1, ~~2025~~ 2030, or until the General Assembly lifts the moratorium after considering a progress report on the Green Mountain Care Board's implementation of its health care reform initiatives and health planning function and how they relate to home health agencies, whichever occurs first; provided, however, that the moratorium established pursuant to this subsection shall not apply to a continuing care retirement community that has been issued a certificate of authority or to a licensed home for persons who are terminally ill as defined in 33 V.S.A. § 7102.

* * *

EXPLANATION: Extends certificate of need moratorium to January 1, 2030.

Sec. XX. 2013 Acts and Resolves No. 65, Sec. 2, as amended by 2016 Acts and Resolves No. 117, Sec. 3 and 2019 Acts and Resolves No. 5, Sec. 2, is further amended to read:

Sec. 2. PERIODIC HEALTH PLANNING FUNCTION

PROGRESS REPORTS

For as long as the moratorium continues for certificates of need for the offering of home health services, as established in 2010 Acts and Resolves No. 83, Sec. 2 and as amended by 2013 Acts and Resolves No. 65, Sec. 1, 2016 Acts and Resolves No. 117, Sec. 2, 2019 Acts and Resolves No. 5, Sec. 1, and this act, the Green Mountain Care Board shall provide to the House Committees on Health Care and on Human Services and the Senate Committee on Health and Welfare any progress reports the Board generates on its implementation of its health care reform initiatives and health planning function and how they relate to home health agencies.

EXPLANATION: Citation clean-up to reflect amendment of 2019 Acts and Resolves No. 5.

Sec. XX. 21 V.S.A. § 384 is amended to read:

§ 384. EMPLOYMENT; WAGES

* * *

(b) Notwithstanding subsection (a) of this section, an employer shall not pay an employee less than one and one-half times the regular wage rate for any work done by the employee in excess of 40 hours during a workweek. However, this subsection shall not apply to:

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(8) Permanent employees of the Vermont General Assembly.

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EXPLANATION: Allows for all permanent employees of the General Assembly to receive compensation time rather than overtime, should they choose so.

Sec. XX. 2023 Acts and Resolves No. 64, Sec. 3a. is amended to read:

Sec. 3a. APPROPRIATION; SCHOOL MEALS

The sum of ~~\$29,000,000.00~~ \$24,000,000 is appropriated from the Education Fund to the Agency of Education for fiscal year 2024 to provide reimbursement for school meals under 16 V.S.A. § 4017.

EXPLANATION: Reduces Act 64 school meals appropriation to an amount closer to actual fiscal year 2024 program costs, per AOE.