

1 H.232

2 Introduced by Committee on Appropriations

3 Date:

4 Subject: Appropriations; budget adjustment act; fiscal year 2009

5 Statement of purpose: This bill proposes to make adjustments in the fiscal year
6 2009 omnibus appropriations act.

7 An act relating to fiscal year 2009 budget adjustment

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

9 Sec. 1. Sec. 2.001 of No. 192 of the Acts of 2008 is amended to read:

10 Sec. 2.001. Secretary of administration - secretary's office

11	Personal services	848,494	803,917
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12	Operating expenses	59,918	59,918
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13	Grants	<u>150,000</u>	<u>150,000</u>
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14	Total	1,058,412	1,013,835
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15 Source of funds

16	General fund	829,122	872,208
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17	Global Commitment fund	76,613	70,316
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1	Interdepartmental transfer	<u>152,677</u>	<u>71,311</u>
2	Total	1,058,412	1,013,835

3 Sec. 2. Sec. 2.024 of No. 192 of the Acts of 2008 is amended to read:

4 Sec. 2.024. Buildings and general services - fee for space

5	Personal services	11,993,881	12,332,498
6	Operating expenses	<u>12,126,545</u>	<u>13,854,846</u>
7	Total	24,120,426	26,187,344

8 Source of funds

9	Internal service funds	24,120,426	26,187,344
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10 Sec. 3. Sec. 2.027 of No. 192 of the Acts of 2008 is amended to read:

11 Sec. 2.027 Executive office - national and community service

12	Personal services	202,006	151,504
13	Operating expenses	122,923	92,378
14	Grants	<u>1,835,463</u>	<u>1,377,300</u>
15	Total	2,160,392	1,621,182

16 Source of funds

17	General fund	56,528	43,284
18	Federal funds	<u>2,103,864</u>	<u>1,577,898</u>

1	Total	2,160,392	1,621,182
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2 Sec. 4. Sec. 2.034 of No. 192 of the Acts of 2008 is amended to read:

3 Sec. 2.034. Auditor of accounts

4	Personal services	2,805,929	2,785,632
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5	Operating expenses	<u>142,283</u>	<u>142,283</u>
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6	Total	2,948,212	2,927,915
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7 Source of funds

8	General fund	526,254	526,254
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9	Special funds	54,431	54,431
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10	Internal service funds	2,367,527	<u>2,347,230</u>
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11	Total	2,948,212	2,927,915
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12 Sec. 5. Sec. 2.040 of No. 192 of the Acts of 2008 is amended to read:

13 Sec. 2.040. VOSHA review board

14	Personal services	40,414	40,414
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15	Operating expenses	<u>9,680</u>	<u>9,680</u>
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16	Total	50,094	50,094
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17 Source of funds

18	General fund	25,047	25,047
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1	Federal funds	25,047	
2	<u>Interdepartmental transfer</u>		<u>25,047</u>
3	Total	50,094	50,094
4	Sec. 6. Sec. 2.043 of No. 192 of the Acts of 2008 is amended to read:		
5	Sec. 2.043. Tax department - reappraisal and listing payments		
6	Grants	3,240,112	3,250,112
7	Source of funds		
8	Education fund	3,240,112	3,250,112
9	Sec. 7. Sec. 2.049 of No. 192 of the Acts of 2008 is amended to read:		
10	Sec. 2.049. Total general government	177,473,806	178,946,640
11	Source of funds		
12	General fund	70,712,700	70,742,542
13	Education fund	8,809,208	8,819,208
14	Special funds	8,436,938	8,436,938
15	Tobacco fund	58,000	58,000
16	Global Commitment fund	416,113	409,816
17	Federal funds	2,952,640	2,401,627
18	Enterprise funds	2,762,854	2,762,854

1	Internal service funds	49,185,637	51,232,258
2	Pension trust funds	29,204,037	29,204,037
3	Private purpose trust funds	1,018,536	1,018,536
4	Interdepartmental transfer	<u>3,917,143</u>	<u>3,860,824</u>
5	Total	177,473,806	178,946,640
6	Sec. 8. Sec 2.101 of No. 192 of the Acts of 2008 is amended to read:		
7	Sec. 2.101. Attorney general		
8	Personal services	7,245,495	7,315,495
9	Operating expenses	<u>1,066,918</u>	<u>1,066,918</u>
10	Total	8,312,413	8,382,413
11	Source of funds		
12	General fund	4,594,248	4,594,248
13	Special funds	1,295,235	1,295,235
14	Tobacco fund	290,000	360,000
15	Federal funds	643,000	643,000
16	Interdepartmental transfer	<u>1,489,930</u>	<u>1,489,930</u>
17	Total	8,312,413	8,382,413

1 Sec. 9. Sec. 2.110 of No. 192 of the Acts of 2008 is amended to read:

2 Sec. 2.110. Public safety - state police

3	Personal services	38,966,689	42,378,789
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4	Operating expenses	8,200,082	7,190,140
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5	Grants	<u>582,087</u>	<u>582,087</u>
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6	Total	47,748,858	50,151,016
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7 Source of funds

8	General fund	12,281,795	14,681,216
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9	Transportation fund	28,231,384	28,231,384
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10	Special funds	2,073,265	2,076,002
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11	Federal funds	2,777,985	2,777,985
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12	Interdepartmental transfer	<u>2,384,429</u>	<u>2,384,429</u>
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13	Total	47,748,858	50,151,016
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14 Sec. 10. Sec. 2.111 of No. 192 of the Acts of 2008 is amended to read:

15 Sec. 2.111. Public safety - criminal justice services

16	Personal services	5,708,438	6,008,538
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17	Operating expenses	3,129,222	3,129,222
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18	Grants	<u>3,046,453</u>	<u>3,046,453</u>
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1	Total	11,884,113	12,184,213
2	Source of funds		
3	General fund	759,697	1,059,797
4	Transportation fund	4,429,971	4,429,971
5	Special funds	1,393,043	1,896,043
6	Federal funds	4,677,888	4,677,888
7	Interdepartmental transfer	<u>623,514</u>	<u>120,514</u>
8	Total	11,884,113	12,184,213
9	Sec. 11. Sec. 2.121 of No. 192 of the Acts of 2008 is amended to read:		
10	Sec. 2.121. Center for crime victims services		
11	Personal services	1,404,168	1,404,168
12	Operating expenses	318,275	318,275
13	Grants	<u>9,624,834</u>	<u>9,091,834</u>
14	Total	11,347,277	10,814,277
15	Source of funds		
16	General fund	49,809	49,809
17	Special funds	7,432,390	6,899,390

1	Federal funds	<u>3,865,078</u>	<u>3,865,078</u>
2	Total	11,347,277	10,814,277

3 Sec. 12. Sec. 2.142 of No. 192 of the Acts of 2008 is amended to read:

4 Sec. 2.142. Liquor control - administration

5	Personal services	1,476,488	1,476,488
6	Operating expenses	<u>422,089</u>	<u>428,750</u>
7	Total	1,898,577	1,905,238

8 Source of funds

9	Enterprise funds	1,694,577	1,694,577
10	<u>Tobacco fund</u>		6,661
11	Interdepartmental transfer	<u>204,000</u>	<u>204,000</u>
12	Total	1,898,577	1,905,238

13 Sec. 13. Sec. 2.145 of No. 192 of the Acts of 2008 is amended to read:

14 Sec. 2.145. Total protection to persons and property

15		256,999,660	259,245,579
16	Source of funds		
17	General fund	90,404,831	93,104,352
18	Transportation fund	32,725,324	32,725,324

1	Special funds	66,951,903	66,924,640
2	Tobacco fund	619,645	696,306
3	Global Commitment fund	1,898,824	1,898,824
4	Federal funds	49,775,682	49,775,682
5	Enterprise funds	4,735,317	4,735,317
6	Interdepartmental transfer	<u>9,888,134</u>	<u>9,385,134</u>
7	Total	256,999,660	259,245,579
8	Sec. 14. Sec. 2.201 of No. 192 of the Acts of 2008 is amended to read:		
9	Sec. 2.201. Agency of human services - secretary's office		
10	Personal services	6,977,471	7,174,248
11	Operating expenses	3,004,134	3,023,587
12	Grants	<u>3,671,153</u>	<u>4,142,977</u>
13	Total	13,652,758	14,340,812
14	Source of funds		
15	General fund	4,360,112	4,554,264
16	Special funds	7,517	7,517
17	<u>Global Commitment fund</u>		415,000
18	Tobacco funds	397,021	397,021

1	Federal funds	5,183,280	5,443,891
2	Interdepartmental transfer	<u>3,704,828</u>	<u>3,523,119</u>
3	Total	13,652,758	14,340,812

4 Sec. 15. Sec. 2.202 of No. 192 of the Acts of 2008 is amended to read:

5 Sec. 2.202. Secretary's office - Global Commitment

6	Grants	909,022,731	917,330,704
7	Source of funds		
8	General fund	132,807,629	76,506,839
9	Special fund	16,261,307	16,045,307
10	Tobacco fund	39,487,801	39,487,801
11	State health care resources fund	147,623,246	148,300,113
12	Catamount fund	8,186,672	7,592,625
13	Federal funds	564,293,422	629,035,365
14	Interdepartmental transfer	<u>362,654</u>	<u>362,654</u>
15	Total	909,022,731	917,330,704

16 Sec. 16. Sec. 2.205 of No. 192 of the Acts of 2008 is amended to read:

17 Sec. 2.205. Human services board

18	Personal services	284,719	284,719
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1	Operating expenses	<u>65,106</u>	<u>65,106</u>
2	Total	349,825	349,825
3	Source of funds		
4	General fund	50,030	50,030
5	Federal funds	12,254	149,897
6	Interdepartmental transfer	<u>287,541</u>	<u>149,898</u>
7	Total	349,825	349,825
8	Sec. 17. Sec. 2.206 of No. 192 of the Acts of 2008 is amended to read:		
9	Sec. 2.206. Office of Vermont health access - administration		
10	Personal services	32,033,668	36,514,151
11	Operating expenses	2,724,407	2,724,407
12	Grants	<u>1,196,000</u>	<u>1,010,700</u>
13	Total	35,954,075	40,249,258
14	Source of funds		
15	General fund	75,246	228,241
16	Global Commitment fund	34,428,247	38,597,284
17	Catamount fund	750,582	351,627
18	Federal funds	<u>700,000</u>	<u>1,072,106</u>

2 Sec. 18. Sec. 2.207 of No. 192 of the Acts of 2008 is amended to read:

4 Commitment

6 Source of funds

8 Sec. 19. Sec. 2.208 of No. 192 of the Acts of 2008 is amended to read:

10 care waiver

12 Source of funds

14	Federal funds	115,587,505	132,366,780
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16 Sec. 20. Sec. 2.209 of No. 192 of the Acts of 2008 is amended to read:

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1 Source of funds

2	General funds	35,376,640	28,509,473
3	Global Commitment fund	1,383,714	1,316,718
4	Catamount fund	18,326,516	<u>9,531,360</u>
5	Total	55,086,870	39,357,551

6 Sec. 21. Sec. 2.210 of No. 192 of the Acts of 2008 is amended to read:

7 Sec. 2.210. Office of Vermont health access - Medicaid non-waiver matched

8	Grants	44,448,317	44,176,458
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9 Source of funds

10	General funds	16,068,046	15,970,521
11	Federal funds	28,380,271	<u>28,205,937</u>
12	Total	44,448,317	44,176,458

13 Sec. 22. Sec. 2.211 of No. 192 of the Acts of 2008 is amended to read:

14 Sec. 2.211. Health - administration and support

15	Personal services	6,409,341	6,447,115
16	Operating expenses	2,582,888	2,582,888
17	Grants	2,902,000	<u>2,877,000</u>
18	Total	11,894,229	11,907,003

1	Source of funds		
2	General funds	651,479	651,479
3	Special funds	24,743	24,743
4	Global Commitment fund	4,860,720	4,873,494
5	Federal funds	6,285,287	6,285,287
6	Interdepartmental transfer	<u>72,000</u>	<u>72,000</u>
7	Total	11,894,229	11,907,003
8	Sec. 23. Sec. 2.211.1 of No. 192 of the Acts of 2008 is amended to read:		
9	Sec. 2.211.1. Health - public health		
10	Personal services	36,310,118	37,855,081
11	Operating expenses	7,326,174	7,326,174
12	Grants	<u>34,895,747</u>	<u>35,073,747</u>
13	Total	78,532,039	80,255,002
14	Source of funds		
15	General fund	5,090,652	5,479,402
16	Special funds	6,362,319	4,515,606
17	Tobacco fund	2,780,225	2,780,225
18	Global Commitment fund	24,048,864	25,383,077

1	Catamount fund	3,250,000	5,096,713
2	Federal funds	36,397,848	36,397,848
3	Permanent trust funds	10,000	10,000
4	Interdepartmental transfer	<u>592,131</u>	<u>592,131</u>
5	Total	78,532,039	80,255,002
6	Sec. 24. Sec. 2.217 of No. 192 of the Acts of 2008 is amended to read:		
7	Sec. 2.217. Health - alcohol and drug abuse programs		
8	Personal services	3,372,335	3,385,862
9	Operating expenses	811,106	708,263
10	Grants	<u>27,528,671</u>	<u>27,528,671</u>
11	Total	31,712,112	31,622,796
12	Source of funds		
13	General fund	3,413,874	3,311,031
14	Special funds	236,210	236,210
15	Tobacco funds	2,382,834	2,382,834
16	Global Commitment fund	16,840,983	16,854,510
17	Federal funds	8,688,211	8,688,211
18	Interdepartmental transfer	<u>150,000</u>	<u>150,000</u>

1	Total	31,712,112	31,622,796
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2 Sec. 25. Sec. 2.219 of No. 192 of the Acts of 2008 is amended to read:

3 Sec. 2.219. Mental health - mental health

4	Personal services	4,963,769	4,753,680
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5	Operating expenses	614,618	614,618
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6	Grants	<u>132,073,344</u>	<u>131,967,443</u>
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7	Total	137,651,731	137,335,741
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8 Source of funds

9	General fund	703,540	703,540
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10	Global Commitment fund	132,849,352	132,533,362
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11	Federal funds	4,078,839	4,078,839
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12	Interdepartmental transfer	<u>20,000</u>	<u>20,000</u>
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13	Total	137,651,731	137,335,741
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14 Sec. 26. Sec. 2.220 of No. 192 of the Acts of 2008 is amended to read:

15 Sec. 2.220. Mental health - Vermont state hospital

16	Personal services	19,922,915	20,285,503
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17	Operating expenses	1,821,721	1,821,721
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18	Grants	<u>3,000</u>	<u>3,000</u>
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1	Total	21,747,636	22,110,224
2	Source of funds		
3	General fund	14,227,636	21,140,224
4	Special funds	170,000	170,000
5	Global Commitment fund	7,000,000	450,000
6	Federal funds	50,000	50,000
7	Interdepartmental transfer	<u>300,000</u>	<u>300,000</u>
8	Total	21,747,636	22,110,224
9	Sec. 27. Sec. 2.221 of No. 192 of the Acts of 2008 is amended to read:		
10	Sec. 2.221. Department for children and families - administration & support		
11	services		
12	Personal services	33,227,280	34,954,219
13	Operating expenses	6,655,247	7,066,826
14	Grants	<u>1,450,215</u>	<u>1,450,215</u>
15	Total	41,332,742	43,471,260
16	Source of funds		
17	General fund	12,422,107	13,627,359
18	Global Commitment fund	14,698,891	14,799,359

1	Catamount fund	560,036	560,036
2	Federal funds	<u>13,651,708</u>	<u>14,484,506</u>
3	Total	41,332,742	43,471,260
4	Sec. 28. Sec. 2.222 of No. 192 of the Acts of 2008 is amended to read:		
5	Sec. 2.222. Department for children and families - family services		
6	Personal services	<u>21,476,718</u>	21,618,703
7	Operating expenses	<u>3,330,327</u>	3,162,879
8	Grants	<u>64,337,283</u>	<u>65,678,018</u>
9	Total	89,144,328	90,459,600
10	Source of funds		
11	General fund	<u>17,308,746</u>	18,273,249
12	Special funds	1,938,367	1,938,367
13	Tobacco funds	275,000	275,000
14	Global Commitment fund	<u>43,690,692</u>	43,224,231
15	Federal funds	<u>25,669,650</u>	26,486,880
16	Interdepartmental transfer	<u>261,873</u>	<u>261,873</u>
17	Total	89,144,328	90,459,600

1 Sec. 29. Sec. 2.223 of No. 192 of the Acts of 2008 is amended to read:

2 Sec. 2.223. Department for children and families - child development

3	Personal services	3,338,891	3,338,891
4	Operating expenses	843,660	520,557
5	Grants	<u>51,064,583</u>	<u>54,940,903</u>
6	Total	55,247,134	58,800,351
7	Source of funds		
8	General fund	23,228,747	25,621,964
9	Special funds	865,000	865,000
10	Global Commitment fund	4,289,469	5,365,469
11	Federal funds	26,724,411	26,808,411
12	Interdepartmental transfer	<u>139,507</u>	<u>139,507</u>
13	Total	55,247,134	58,800,351

14 Sec. 30. Sec. 2.224 of No. 192 of the Acts of 2008 is amended to read:

15 Sec. 2.224. Department for children and families - office of child support

16	Personal services	8,768,046	8,558,676
17	Operating expenses	<u>3,890,320</u>	<u>3,711,838</u>
18	Total	12,658,366	12,270,514

1 Source of funds

2	General fund	2,690,872	2,559,002
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3	Special funds	455,718	455,718
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4	Federal funds	9,124,176	8,868,194
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5	Interdepartmental transfer	<u>387,600</u>	<u>387,600</u>
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6	Total	12,658,366	12,270,514
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7 Sec. 31. Sec. 2.225 of No. 192 of the Acts of 2008 is amended to read:

8 Sec. 2.225. Department for children and families - aid to aged, blind and

9 disabled

10	Personal services	1,801,009	1,801,009
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11	Grants	<u>9,989,580</u>	<u>10,145,700</u>
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12	Total	11,790,589	11,946,709
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13 Source of funds

14	General fund	8,040,589	8,196,709
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15	Global Commitment fund	<u>3,750,000</u>	<u>3,750,000</u>
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16	Total	11,790,589	11,946,709
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1 Sec. 32. Sec. 2.226 of No. 192 of the Acts of 2008 is amended to read:

2 Sec. 2.226. Department for children and families - general assistance

3	Grants	4,401,516	6,301,516
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4 Source of funds

5	General fund	2,950,196	4,850,196
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6	Global Commitment fund	340,000	340,000
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7	Federal funds	<u>1,111,320</u>	<u>1,111,320</u>
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8	Total	4,401,516	6,301,516
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9 Sec. 33. Sec. 2.227 of No. 192 of the Acts of 2008 is amended to read:

10 Sec. 2.227. Department for children and families - food stamp cash out

11	Grants	10,710,133	15,285,013
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12 Source of funds

13	Federal funds	10,710,133	15,285,013
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14 Sec. 34. Sec. 2.228 of No. 192 of the Acts of 2008 is amended to read:

15 Sec. 2.228. Department for children and families - reach up

16	Grants	40,298,530	45,437,952
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17 Source of funds

18	General fund	13,815,723	15,950,049
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1	<u>Global Commitment fund</u>		390,000
2	Special funds	18,200,000	18,200,000
3	Federal funds	<u>8,282,807</u>	<u>10,897,903</u>
4	Total	40,298,530	45,437,952
5	Sec. 35. Sec. 2.230 of No. 192 of the Acts of 2008 is amended to read:		
6	Sec. 2.230. Department for children and families - office of economic		
7	opportunity		
8	Personal services	235,441	235,441
9	Operating expenses	81,555	77,055
10	Grants	<u>4,952,562</u>	<u>5,202,562</u>
11	Total	5,269,558	5,515,058
12	Source of funds		
13	General fund	1,372,103	1,372,103
14	Special funds	57,340	307,340
15	Federal funds	3,797,615	3,793,115
16	Interdepartmental transfer	<u>42,500</u>	<u>42,500</u>
17	Total	5,269,558	5,515,058

1 Sec. 36. Sec. 2.232 of No. 192 of the Acts of 2008 is amended to read:

2 Sec. 2.232. Department for children and families - Woodside rehabilitation
3 center

4	Personal services	2,899,574	3,132,974
5	Operating expenses	<u>649,151</u>	<u>599,151</u>
6	Total	3,548,725	3,732,125
7	Source of funds		
8	General fund	3,493,833	3,677,233
9	Interdepartmental transfer	<u>54,892</u>	<u>54,892</u>
10	Total	3,548,725	3,732,125

11 Sec. 37. Sec. 2.235 of No. 192 of the Acts of 2008 is amended to read:

12 Sec. 2.235. Disabilities, aging, and independent living - administration &
13 support

14	Personal services	24,187,650	24,096,125
15	Operating expenses	<u>3,732,463</u>	<u>3,732,463</u>
16	Total	27,920,113	27,828,588
17	Source of funds		
18	General fund	6,709,033	6,557,508

1	Special funds	941,685	941,685
2	Global Commitment fund	6,254,872	6,314,872
3	Federal funds	11,524,001	11,524,001
4	Interdepartmental transfer	<u>2,490,522</u>	<u>2,490,522</u>
5	Total	27,920,113	27,828,588
6	Sec. 38. Sec. 2.236 of No. 192 of the Acts of 2008 is amended to read:		
7	Sec. 2.236. Disabilities, aging, and independent living - advocacy and		
8	independent living		
9	Grants	21,455,103	21,779,103
10	Source of funds		
11	General fund	10,006,493	10,330,493
12	Global Commitment fund	3,355,319	3,355,319
13	Federal funds	7,655,791	7,655,791
14	Interdepartmental transfer	<u>437,500</u>	<u>437,500</u>
15	Total	21,455,103	21,779,103

1 Sec. 39. Sec. 2.238 of No. 192 of the Acts of 2008 is amended to read:

2 Sec. 2.238. Disabilities, aging, and independent living - vocational

3 rehabilitation

4	Grants	5,921,471	5,968,971
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5 Source of funds

6	General fund	1,495,695	1,535,695
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7	<u>Global Commitment fund</u>		7,500
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8	Federal funds	4,132,389	4,132,389
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9	Interdepartmental transfer	<u>293,387</u>	<u>293,387</u>
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10	Total	5,921,471	5,968,971
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11 Sec. 40. Sec. 2.239 of No. 192 of the Acts of 2008 is amended to read:

12 Sec. 2.239. Disabilities, aging and independent living - developmental services

13	Grants	138,705,970	139,846,155
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14 Source of funds

15	General fund	185,693	185,693
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16	Special funds	185,463	185,463
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17	Global Commitment fund	137,964,074	139,104,259
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1	Federal funds	<u>370,740</u>	<u>370,740</u>
2	Total	138,705,970	139,846,155

3 Sec. 41. Sec. 2.241 of No. 192 of the Acts of 2008 is amended to read:

4 Sec. 2.241. Corrections - administration

5	Personal services	2,022,147	2,126,692
6	Operating expenses	<u>315,394</u>	<u>315,394</u>
7	Total	2,337,541	2,442,086

8 Source of funds

9	General fund	2,337,541	2,442,086
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10 Sec. 42. Sec. 2.242 of No. 192 of the Acts of 2008 is amended to read:

11 Sec. 2.242. Corrections - parole board

12	Personal services	317,373	319,240
13	Operating expenses	<u>62,076</u>	<u>62,076</u>
14	Total	379,449	381,316

15 Source of funds

16	General fund	379,449	381,316
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1 Sec. 43. Sec. 2.243 of No. 192 of the Acts of 2008 is amended to read:

2 Sec. 2.243. Corrections - correctional education

3	Personal services	4,032,390	3,915,100
4	Operating expenses	<u>342,079</u>	<u>342,079</u>
5	Total	4,374,469	4,257,179
6	Source of funds		
7	General fund	3,476,001	3,358,711
8	Special funds	500,000	500,000
9	Interdepartmental transfer	<u>398,468</u>	<u>398,468</u>
10	Total	4,374,469	4,257,179

11 Sec. 44. Sec. 2.244 of No. 192 of the Acts of 2008 is amended to read:

12 Sec. 2.244. Corrections - correctional services

13	Personal services	77,382,681	77,922,980
14	Operating expenses	32,273,859	32,637,551
15	Grants	<u>1,695,800</u>	<u>1,895,800</u>
16	Total	111,352,340	112,456,331

17 Source of funds

18	General fund	106,870,826	108,024,817
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1	Special funds	633,963	583,963
2	Tobacco fund	87,500	87,500
3	Global Commitment fund	3,094,144	3,094,144
4	Federal funds	584,861	584,861
5	Interdepartmental transfer	<u>81,046</u>	<u>81,046</u>
6	Total	111,352,340	112,456,331
7	Sec. 45. Sec. 2.245 of No. 192 of the Acts of 2008 is amended to read:		
8	Sec. 2.245. Corrections - correctional services - out-of-state beds		
9	Operating expenses	12,158,493	11,457,276
10	Source of funds		
11	General fund	12,158,493	11,457,276
12	Sec. 46. Sec. 2.251 of No. 192 of the Acts of 2008 is amended to read:		
13	Sec. 2.251. Total human services	2,649,379,658	2,685,150,738
14	Source of funds		
15	General fund	521,931,597	465,265,683
16	Special funds	66,707,178	64,844,465
17	Tobacco fund	45,410,381	45,410,381
18	Global Commitment fund	906,593,258	914,305,775

1	State health care resources fund	147,623,246	148,300,113
2	Catamount fund	31,073,806	23,063,620
3	Federal funds	916,671,195	1,010,911,056
4	Permanent trust funds	10,000	10,000
5	Internal service funds	3,282,548	3,282,548
6	Interdepartmental transfer	<u>10,076,449</u>	<u>9,757,097</u>
7	Total	2,649,379,658	2,685,150,738

8 Sec. 47. Sec. 2.303 of No. 192 of the Acts of 2008 is amended to read:

9 Sec. 2.303. Labor - domestic and sexual violence survivors' transitional
10 employment program

11	Grants	15,000	30,000
12	Source of funds		
13	Special fund	15,000	30,000

14 Sec. 48. Sec. 2.304 of No. 192 of the Acts of 2008 is amended to read:

15	Sec. 2.304. Total labor	29,020,561	29,035,561
16	Source of funds		
17	General fund	2,307,673	2,307,673
18	Special funds	3,301,108	3,316,108

1	Catamount fund	394,072	394,072
2	Federal funds	20,613,870	20,613,870
3	Interdepartmental transfer	<u>2,403,838</u>	<u>2,403,838</u>
4	Total	29,020,561	29,035,561
5	Sec. 49. Sec. 2.305 of No. 192 of the Acts of 2008 is amended to read:		
6	Sec. 2.305. Education - finance and administration		
7	Personal services	5,161,711	5,161,711
8	Operating expenses	1,713,880	1,813,880
9	Grants	<u>10,757,117</u>	<u>10,757,117</u>
10	Total	17,632,708	17,732,708
11	Source of funds		
12	General fund	3,506,583	3,606,583
13	Special funds	11,383,118	11,383,118
14	Global Commitment fund	845,143	845,143
15	Federal funds	1,890,747	1,890,747
16	Interdepartmental transfer	<u>7,117</u>	<u>7,117</u>
17	Total	17,632,708	17,732,708

1 Sec. 50. Sec. 2.306 of No. 192 of the Acts of 2008 is amended to read:

2 Sec. 2.306. Education - education services

3	Personal services	12,608,878	12,608,878
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4	Operating expenses	1,889,869	1,889,869
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5	Grants	<u>111,549,873</u>	<u>111,437,175</u>
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6	Total	126,048,620	125,935,922
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7 Source of funds

8	General fund	7,766,318	7,781,103
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9	Transportation fund	127,483	
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10	Special funds	1,985,599	1,985,599
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11	Federal funds	116,144,125	116,144,125
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12	Interdepartmental transfer	<u>25,095</u>	<u>25,095</u>
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13	Total	126,048,620	125,935,922
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14 Sec. 51. Sec. 2.308 of No. 192 of the Acts of 2008 is amended to read:

15 Sec. 2.308. Education - state-placed students

16	Grants	15,767,500	16,367,500
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17 Source of funds

18	Education fund	15,767,500	16,367,500
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1 Sec. 52. Sec. 2.309 of No. 192 of the Acts of 2008 is amended to read:

2 Sec. 2.309. Education - adult education and literacy

3 Grants	5,315,885	5,821,268
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4 Source of funds

5 General fund	2,690,224	2,690,224
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6 Education fund	1,750,000	2,250,000
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7 Federal funds	<u>875,661</u>	<u>881,044</u>
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8 Total	5,315,885	5,821,268
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9 Sec. 53. Sec. 2.310 of No. 192 of the Acts of 2008 is amended to read:

10 Sec. 2.310. Education - adjusted education payment

11 Grants	1,115,355,604	1,111,968,302
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12 Source of funds

13 Education fund	1,115,355,604	1,111,968,302
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14 Sec. 54. Sec. 2.314 of No. 192 of the Acts of 2008 is amended to read:

15 Sec. 2.314. Education - tobacco litigation

16 Personal services	142,152	142,152
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17 Operating expenses	18,114	11,453
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18 Grants	<u>835,402</u>	<u>835,402</u>
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1	Total	995,668	989,007
2	Source of funds		
3	Tobacco fund	995,668	989,007
4	Sec. 55. Sec. 2.320 of No. 192 of the Acts of 2008 is amended to read:		
5	Sec. 2.320. Total general education	1,814,547,027	1,812,245,749
6	Source of funds		
7	General fund	338,640,022	338,754,807
8	Transportation fund	127,483	
9	Education fund	1,315,047,726	1,312,760,424
10	Special funds	14,699,439	14,699,439
11	Tobacco fund	995,668	989,007
12	Global Commitment fund	1,075,143	1,075,143
13	Federal funds	118,910,533	118,915,916
14	Pension trust funds	25,018,801	25,018,801
15	Interdepartmental transfer	<u>32,212</u>	<u>32,212</u>
16	Total	1,814,547,027	1,812,245,749

1 Sec. 56. Sec. 2.327 of No. 192 of the Acts of 2008 is amended to read:

2 Sec. 2.327. Vermont student assistance corporation

3	Grants	19,153,758	19,129,758
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4 Source of funds

5	General fund	19,153,758	19,129,758
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6 Sec. 57. Sec. 2.329 of No. 192 of the Acts of 2008 is amended to read:

7	Sec. 2.329. Total higher education and other	88,256,776	88,232,776
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8 Source of funds

9	General fund	83,845,213	83,821,213
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10	Global Commitment fund	<u>4,411,563</u>	<u>4,411,563</u>
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11	Total	88,256,776	88,232,776
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12 Sec. 58. Sec. 2.601 of No. 192 of the Acts of 2008 is amended to read:

13 Sec. 2.601. Transportation - finance and administration

14	Personal services	9,314,503	9,194,503
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15	Operating expenses	<u>2,560,917</u>	<u>2,560,917</u>
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16	Total	11,875,420	11,755,420
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17 Source of funds

18	Transportation fund	11,375,420	11,255,420
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1	Federal funds	<u>500,000</u>	<u>500,000</u>
2	Total	11,875,420	11,755,420

3 Sec. 59. Sec. 2.604 of No. 192 of the Acts of 2008 is amended to read:

4 Sec. 2.604. Transportation - program development

5	Personal services	35,192,941	35,192,941
6	Operating expenses	106,514,171	106,754,171
7	Grants	<u>23,370,050</u>	<u>23,370,050</u>
8	Total	165,077,162	165,317,162

9 Source of funds

10	Transportation fund	28,465,101	27,499,067
11	Local match	1,476,992	1,476,992
12	Federal funds	131,223,819	132,429,853
13	Interdepartmental transfer	<u>3,911,250</u>	<u>3,911,250</u>
14	Total	165,077,162	165,317,162

15 Sec. 60. Sec. 2.609 of No. 192 of the Acts of 2008 is amended to read:

16 Sec. 2.609. Transportation - bridge maintenance

17	Operating expenses	12,448,348	10,798,348
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1 Source of funds

2	Transportation fund	3,008,456	1,358,456
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3	Federal funds	<u>9,439,892</u>	<u>9,439,892</u>
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4	Total	12,448,348	10,798,348
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5 Sec. 61. Sec. 2.611 of No. 192 of the Acts of 2008 is amended to read:

6 Sec. 2.611. Transportation - central garage

7	Personal services	3,305,508	3,305,508
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8	Operating expenses	<u>11,625,266</u>	<u>10,922,675</u>
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9	Total	14,930,774	14,228,183
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10 Source of funds

11	Internal service funds	14,930,774	14,228,183
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12 Sec. 62. Sec. 2.612 of No. 192 of the Acts of 2008 is amended to read:

13 Sec. 2.612. Department of motor vehicles

14	Personal services	17,549,186	16,549,186
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15	Operating expenses	8,037,725	8,037,725
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16	Grants	<u>339,000</u>	<u>339,000</u>
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17	Total	25,925,911	24,925,911
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1 Source of funds

2	Transportation fund	23,854,657	22,854,657
3	Federal funds	<u>2,071,254</u>	<u>2,071,254</u>
4	Total	25,925,911	24,925,911

5 Sec. 63. Sec. 2.618.1 of No. 192 of the Acts of 2008 is amended to read:

6 Sec. 2.618.1. Transportation - town highway emergency fund

7	Grants	250,000	880,000
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8 Source of funds

9	Transportation fund	250,000	880,000
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10 Sec. 64. Sec. 2.622. of No. 192 of the Acts of 2008 is amended to read:

11	Sec. 2.622. Total transportation	412,801,007	410,198,416
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12 Source of funds

13	Transportation fund	187,152,506	184,046,472
14	Local match	2,553,311	2,553,311
15	Federal funds	203,753,166	204,959,200
16	Internal service funds	14,930,774	14,228,183
17	Interdepartmental transfer	<u>4,411,250</u>	<u>4,411,250</u>
18	Total	412,801,007	410,198,416

1 Sec. 65. APPROPRIATION ADJUSTMENTS

2 (a) To reflect adjustments to budgets due to savings in budgeted benefit
3 rates (dental plan, medical plan, and employee assistance plan), personal
4 service appropriations are reduced by \$1,260,463 in general funds in
5 accordance with the schedule entitled "FY 2009 Appropriation Reductions Due
6 to Budgeted Benefit Rate Savings," filed with the joint fiscal committee.

7 (b) In addition to the pay act appropriations made to the secretary of
8 administration in Sec. 3(a)(1) of No. 206 of the Acts of the 2007 Adj. Sess.
9 (2008), there is hereby appropriated from the general fund to the secretary of
10 administration in fiscal year 2009 \$54,624 for transfer to the department for
11 children and families, \$616,912 for transfer to the department of corrections,
12 and \$588,927 for transfer to the department of human resources for the non-
13 salary items entailed by the VSEA/state bargaining agreement in effect for FY
14 2009.

15 Sec. 66. Sec. 3(a)(1)(B) of No. 206 of the Acts of 2008 is amended to read:

16 (B) Transportation fund. The amount of ~~\$1,210,258.00~~ \$841,078.00
17 is appropriated from the transportation fund to the secretary of administration
18 for distribution to the agency of transportation and the department of public
19 safety to fund the fiscal year 2009 collective bargaining agreement and the
20 requirements of this act.

1 Sec. 67. FUND TRANSFERS

2 (a) Notwithstanding any other provisions of law, in fiscal year 2009:

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

5	<u>21005 FMS System Development Fund</u>	<u>600,000</u>
6	<u>21030 Exxon Settlement Fund</u>	<u>3,631 Approx.</u>
7	<u>21045 Getty Oil Company Settlement</u>	<u>63,343 Approx.</u>
8	<u>21170 EO School Interest Program</u>	<u>15,634 Approx.</u>
9	<u>21705 PSD-HydroQuebec Power</u>	<u>64,426</u>
10	<u>21405 Fidelity\interest earnings</u>	<u>450,000 Approx.</u>
11	<u>62100 Abandoned property</u>	<u>2,055,517 Approx.</u>
12	<u>Amortization of W.R. Grace</u>	<u>5,452</u>
13	<u>Caledonia Fair</u>	<u>5,000</u>
14	<u>North Country Hospital Loan</u>	<u>24,250</u>
15	<u>50300 Liquor Control</u>	<u>836,519</u>
16	<u>22005 AHS Central Office earned federal receipts</u>	<u>1,400,000</u>
17	<u>21782 Vermont Veterans' Home</u>	<u>1,090,000</u>
18	<u>21110 Employee Leasing Companies</u>	<u>3,303</u>

1	<u>21520 Treasurer's Retirement Admin. Cost</u>	<u>440</u>
2	<u>21585 Pers-Human Resource Development</u>	<u>42,000</u>
3	<u>21638 Attny. Gen. Fees- Reimbursements</u>	<u>1,659,234</u>
4	<u>21669 AF&M Pesticide Monitoring</u>	<u>50,000</u>
5	<u>21686 AF&M Pesticide Control</u>	<u>75,000</u>
6	<u>21844 PERS - Recruitment Services</u>	<u>33,152</u>
7	<u>21845 Chittenden COPS Grant</u>	<u>19,492</u>
8	<u>21848 ED-Private Sector Grants</u>	<u>3,889</u>
9	<u>21870 Misc. Special Revenue Fund- Liquor</u>	
10	<u>Control (Bus Unit #2300)</u>	<u>1,420</u>
11	<u>21884 Emergency Personnel Survivors' Benefit Fund</u>	<u>50,000</u>
12	<u>Bond Premium</u>	<u>388,239</u>
13	<u>59500 Single Audit Internal Service Fund</u>	<u>20,297</u>
14	<u>21260 Act 250 Permit Fund</u>	<u>100,000</u>
15	<u>21698 PSD Regulation/Energy Efficiency</u>	<u>345,000</u>
16	<u>21709 PSB Special Fund</u>	<u>328,000</u>
17	<u>21991 VEDA - Food & Fuel</u>	<u>100,000</u>

(2) All or a portion of the unencumbered balances in the insurance regulatory and supervision fund (Fund Number 21075), the captive insurance regulatory and supervision fund (Fund Number 21085), and the securities regulatory and supervision fund (Fund Number 21080), expected to be approximately \$16,035,260, shall be transferred to the general fund, provided that on or before July 1, 2009, 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 2010 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:

<u>58800 Facilities Operations Fund</u>	<u>2,318,763</u>
<u>21035 Stripper Well Settlement</u>	
<u>Special Fund</u>	<u>6,511 Approx.</u>
<u>21175 Palo Pinto Special Fund</u>	<u>661 Approx.</u>
<u>21714 VT Racing Commission Special Fund</u>	<u>5,206</u>

3	<u>Fund (ERAF)</u>	<u>1,692,096</u>
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4 (4) The following amount shall be transferred between special funds as
5 indicated:

6 From the Unemployment Compensation Administration fund # 21360 to the
7 Workers' Compensation Administration fund # 21105 703,171

8 (5)(A) The following amount shall be transferred to the transportation
9 fund from the fund indicated:

10	<u>57100 Central Garage Fund</u>	<u>1,485,111</u>
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11 Sec. 68. REVERSIONS

12 (a) Notwithstanding any other provisions of law, in fiscal year 2009:

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

15	2270001000 Vermont Racing Commission	477
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16	<u>3440090000 LIHEAP</u>	<u>1,383,336</u>
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17	<u>1100010000 Secretary of Admin.</u>	<u>27,065</u>
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18	1120060000 Human Resources - Workforce Planning	45,493
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1	<u>1140040000 Homeowner Rebates</u>	<u>45,104</u>
2	<u>1140070000 Use Tax Reimbursement Program</u>	<u>58,171</u>
3	<u>1140330000 Renter Rebates</u>	<u>40,333</u>
4	<u>1210890505 Dairy Policy Cont Consult Services</u>	<u>226</u>
5	<u>1210890803 Leg. Council - Current Use Tax Study</u>	<u>712</u>
6	<u>1250010000 Auditor of Accounts</u>	<u>23,606</u>
7	<u>2100890802 Legal Costs Comp. Legal Actions –</u>	
8	<u>Attny. Gen.</u>	<u>5,000</u>
9	<u>2130100000 State's Attorneys</u>	<u>66,788</u>
10	<u>2230010000 Secretary of State</u>	<u>11,288</u>
11	<u>3420890508 Health - Pilot Program</u>	<u>15,000</u>
12	<u>3420890701 Methamphetamine Precursor Program</u>	<u>20,000</u>
13	<u>6140880005 152/00 St. Asst. Munic. Poll Cont.</u>	<u>381</u>
14	<u>1110890901 VEDA FY 2009 One-Time Appropriation: Targeted Emergency</u>	
15	<u>Financing Assistance</u>	<u>500,000</u>
16	<u>(2) The following amounts shall revert to the education fund from the</u>	
17	<u>accounts indicated:</u>	
18	<u>1140050000 Homestead Prop. Tax Assistance</u>	<u>970,497</u>

1	<u>1140330000 Renter Rebates</u>	<u>856,574</u>
2	<u>5100090000 Education Grant</u>	<u>1,083,408</u>
3	<u>5100190000 Essential Early Educ. Grant</u>	<u>104,082</u>
4	<u>5100200000 Education-Technical Education</u>	<u>570,327</u>
5	<u>5100890601 Cncl. on Ed. Governance Grants</u>	<u>4,823</u>

6 Sec. 69. SECRETARY OF ADMINISTRATION; CARRY FORWARD

7 AUTHORITY

8 (a) Notwithstanding any other provisions of law and subject to the approval
9 of the secretary of administration, general, transportation, and education fund
10 appropriations remaining unexpended at June 30, 2009 shall be carried forward
11 and shall be reserved for expenditure.

12 Sec. 70. FY 2009 RESCISSIONS; JOINT FISCAL COMMITTEE ACTIONS

13 PURSUANT TO 32 V.S.A. § 704(f)

14 (a) The fiscal year 2009 appropriations passed in No. 192 of the Acts of the
15 2007 Adj. Sess. (2008) have been adjusted by actions of the joint fiscal
16 committee on August 27, 2008 and December 19, 2008, pursuant to 32 V.S.A.
17 § 704(f). In order to provide public access to the fiscal year 2009 expenditure
18 reduction plans duly adopted by the joint fiscal committee, the approved plans
19 and schedules of specific appropriation reductions are on file with the clerk of
20 the house and the secretary of the senate, and posted on the legislative website.

1 The appropriation changes and other actions in the fiscal year 2009 budget
2 adjustment act and other acts of the 2009 legislative session are separate from
3 and in addition to the actions of the joint fiscal committee pursuant to 32
4 V.S.A. § 704(f).

5 Sec. 71. Sec. 4.001 of No. 192 of the Acts of 2008 is amended to read:

6 Sec. 4.001. APPROPRIATIONS; PROPERTY TRANSFER TAX

7 (a) This act contains the following amounts appropriated from special funds
8 that receive revenue from the property transfer tax. Expenditures from these
9 appropriations shall not exceed available revenues. Notwithstanding Sec.
10 266(a)(4) of No. 65 of the Acts of 2007:

11 (1) The sum of \$314,503 is appropriated from the property valuation and
12 review administration special fund to the department of taxes for administration
13 of the use tax reimbursement program. Notwithstanding 32 V.S.A. § 9610(c),
14 amounts above \$314,503 from the property transfer tax that are deposited into the
15 property valuation and review administration special fund shall be transferred
16 into the general fund.

17 (2) The sum of ~~\$13,383,258~~ \$12,464,095 is appropriated from the
18 Vermont housing and conservation trust fund to the Vermont housing and
19 conservation trust board. Notwithstanding 10 V.S.A. § 312, amounts above
20 ~~\$13,383,258~~ \$12,464,095 from the property transfer tax that are deposited into

1 the Vermont housing and conservation trust fund shall be transferred into the
2 general fund.

3 (3) The sum of ~~\$4,302,105~~ \$3,449,427 is appropriated from the municipal
4 and regional planning fund. Notwithstanding 24 V.S.A. § 4306(a), amounts
5 above ~~\$4,302,105~~ \$3,449,427 from the property transfer tax that are deposited
6 into the municipal and regional planning fund shall be transferred into the general
7 fund. The ~~\$4,302,105~~ \$3,449,427 shall be allocated as follows:

8 (A) ~~\$3,011,473~~ \$2,632,027 for disbursement to regional planning
9 commissions in a manner consistent with 24 V.S.A. § 4306(b);

10 (B) ~~\$860,421~~ \$408,700 for disbursement to municipalities in a manner
11 consistent with 24 V.S.A. § 4306(b);

12 (C) ~~\$430,210~~ \$408,700 to the Vermont center for geographic
13 information.

14 (4) It is the intent of the general assembly that in fiscal year 2010, the
15 appropriations in this subsection shall increase by at least 4.5 percent.

16 Sec. 72. Sec. 5.006(a) of No. 192 of the Acts of 2008 is amended to read:

17 (a) Of this appropriation, ~~\$150,000~~ \$75,000 is made available for grants to be
18 awarded on a competitive basis among the 11 existing regional marketing
19 programs (RMP). In addition to these funds, any prior fiscal year RMP grant
20 funds not awarded shall carry forward into the current fiscal year unrestricted by
21 prior year requirements and shall be used to meet current year obligations. Any

1 unobligated balance residing in the crossroads regional marketing program grant,
2 as appropriated in Sec. 233a(a)(9) of No. 65 of the Acts of 2007, is hereby
3 relieved of any prior year restrictions and may be used to meet the current year
4 obligations of the RMP as appropriated in this section.

5 Sec. 73. Sec. 5.013(a) of No. 192 of the Acts of 2008 is amended to read:

6 (a) Of this general fund appropriation, ~~\$30,000~~ \$6,484 shall be deposited into
7 the armed services scholarship fund established in 16 V.S.A. § 2541.

8 Sec. 74. Sec. 5.101.1(b) of No. 192 of the Acts of 2008 is amended to read:

9 ~~(b) \$30,000 of this appropriation shall be used for the Vermont sentencing~~
10 ~~commission recidivism rate analysis by the center for justice research.~~

11 Sec. 75. Sec. 111b of No. 65 of the Acts of 2007, as amended by Sec. 5.203.1 of

12 No. 192 of the Acts of 2008, is further amended to read:

13 Sec. 111b. CHIROPRACTIC COVERAGE UNDER MEDICAID AND
14 VHAP

15 (a) Effective on July 1, 2008 through January 31, 2009, the agency of
16 human services shall reinstate chiropractic coverage for adults in the Medicaid
17 and VHAP programs consistent with section 4088a of Title 8 and at rates
18 comparable to payments for care or services by other health care providers not
19 to exceed Medicare rates. ~~The fiscal year 2009 Medicaid expenditure forecast~~
20 ~~adopted by the emergency board shall include the reinstatement of chiropractic~~
21 ~~coverage.~~

1 Sec. 76. Sec. 5.310(b) of No. 192 of the Acts of 2008 is amended to read:

2 (b) Of this appropriation, ~~\$396,115~~ \$380,326 shall be transferred to
3 EPSCoR (Experimental Program To Stimulate Competitive Research) for the
4 purpose of complying with state matching fund requirements necessary for the
5 receipt of available federal or private funds, or both.

6 Sec. 77. Sec. 5.311(b) of No. 192 of the Acts of 2008 is amended to read:

7 (b) Of this appropriation, ~~\$446,652~~ \$428,786 shall be transferred to the
8 Vermont manufacturing extension center for the purpose of complying with
9 state matching fund requirements necessary for the receipt of available federal
10 or private funds or both.

11 Sec. 78. Sec. 5.313(c) of No. 192 of the Acts of 2008 is amended to read:

12 (c) ~~\$350,000~~ \$342,500 of state funds available to the Vermont student
13 assistance corporation pursuant to Sec. 5.107(a) and 5.801(a)(3)(B) of this act
14 shall be used for the purposes of 16 V.S.A. § 2856. Any unexpended funds
15 from these allocations shall carry forward for this purpose.

16 Sec. 79. Sec. 5.801 of No. 192 of the Acts of 2008 is amended to read:

17 Sec. 5.801. FISCAL YEAR 2009 NEXT GENERATION FUND

18 ALLOCATIONS (Sec. 2.801)

19 (a) The ~~\$8,000,000~~ \$7,293,000 appropriated in Sec. 2.801(a)(1) of this act
20 from the next generation initiative fund, created in 16 V.S.A. § 2887, shall be as
21 follows:

1 (1) Workforce development ~~\$3,450,000~~ \$3,220,500 as follows:

2 (A) Workforce Education Training Fund (WETF). The sum of
3 ~~\$1,550,000~~ \$1,472,500 is appropriated to the Vermont workforce education
4 and training fund, which is administered by the department of labor, for
5 workforce development. Up to seven percent (7%) of the funds may be used
6 for administration of the program.

7 (B) Vermont Training Program. The sum of ~~\$750,000~~ \$712,500 is
8 appropriated to the agency of commerce and community development. This
9 appropriation is for the Vermont training program for the issuance of grants
10 pursuant to 10 V.S.A. § 531.

11 (C) Career and Alternative Workforce Education. The amount of
12 ~~\$450,000~~ \$387,500 is appropriated to the department of labor. This
13 appropriation shall be to support out-of-school youth, youth at risk, and youth
14 at risk of remaining unemployed with outcomes that lead to employment or
15 continued education as follows:

16 (i) ~~Forty-five~~ Fifty-two and three-tenths percent (~~45%~~) (52.3%)
17 shall be for grants to regional technical centers, comprehensive high schools,
18 and other programs for career exploration programs for students entering
19 grades 7 through 12.

20 (ii) ~~Fifty-five~~ Forty-seven and seven-tenths percent (~~55%~~) (47.7%)
21 shall be for grants to regional technical centers, comprehensive high schools,

1 the community high school of Vermont, and ~~non-profit~~ nonprofit
2 organizations, designated by the workforce development council, for
3 alternative and intensive vocational/academic programs for secondary students
4 in order to earn necessary credits toward graduation.

5 (D) Adult Technical Education Programs. The amount of ~~\$450,000~~
6 \$410,500 is appropriated to the department of labor, working with the
7 workforce development council. This appropriation is for the purpose of
8 awarding grants to regional technical centers and comprehensive high schools
9 to provide adult technical education, as that term is defined in 16 V.S.A.
10 § 1522, to unemployed and underemployed Vermont adults.

11 (E) UVM Technology Transfer Program. The amount of ~~\$250,000~~
12 \$237,500 is appropriated to the University of Vermont. This appropriation is
13 for patent development and commercialization of technology created at the
14 university for the purpose of creating employment opportunities for Vermont
15 residents.

16 (2) Loan repayment ~~\$500,000~~ \$475,000 as follows:

17 (A) The sum of ~~\$500,000~~ \$475,000 is appropriated to the agency of
18 human services Global Commitment for the department of health to use for
19 health care loan repayment. The department shall use these funds for a grant to
20 the area health education centers (AHEC) for repayment of commercial or

1 governmental loans for postsecondary health care-related education or training
2 owed by persons living and working in Vermont in the health care field.

3 (3) Scholarships and grants ~~\$4,050,000~~ \$3,597,500 as follows:

4 (A) Non-degree VSAC Grants. The amount of ~~\$750,000~~ \$712,500 is
5 appropriated to the Vermont student assistance corporation. This appropriation
6 shall be for the purpose of providing non-degree grants to Vermonters to
7 improve job skills and increase overall employability enabling them to enroll
8 in a post-secondary education or training program, including adult-technical
9 education that is not part of a degree or accredited certificate program. A
10 portion of this appropriation shall be used for grants for indirect educational
11 expenses to students enrolled in training programs. The grants shall not exceed
12 \$3,000 per student. None of this appropriation shall be used for administrative
13 overhead.

14 (B) The sum of ~~\$3,000,000~~ \$2,600,000 is appropriated for awarding
15 need-based scholarships to Vermont residents. The first ~~\$150,000~~ \$142,500
16 shall be distributed to the Vermont student assistance corporation to fund the
17 national guard educational assistance program established in 16 V.S.A. § 2856.
18 ~~\$950,000~~ \$819,166 shall be distributed to the University of Vermont, ~~\$950,000~~
19 \$819,166 to the Vermont state colleges, and ~~\$950,000~~ \$819,166 to the
20 Vermont student assistance corporation. The Vermont student assistance
21 corporation shall reserve these funds for students attending institutions other

1 than the University of Vermont or the Vermont state colleges. None of the
2 ~~\$3,000,000~~ \$2,600,000 appropriation shall be used for administrative
3 overhead.

4 (C) Dual Enrollment Programs. The sum of ~~\$300,000~~ \$285,000 is
5 appropriated to the Vermont state colleges for dual enrollment programs. The
6 state colleges shall develop a voucher program that will allow Vermont
7 students to attend programs at a postsecondary institution other than the state
8 college system when programs at the other institution are better academically
9 or geographically suited to student need.

10 Sec. 80. Sec. 5.802 of No. 192 of the Acts of 2008 is amended to read:

11 Sec. 5.802. SETTLEMENT CONTINGENT APPROPRIATIONS (Sec. 2.803)

12 (a) The first ~~\$5,566,045~~ \$2,300,000 of any amount of bank franchise tax,
13 and associated penalty and interest, due to the general fund resulting from a
14 court decision and received ~~after May 1, 2008 in fiscal year 2008 or in fiscal~~
15 year 2009 shall be reserved and is hereby appropriated ~~or transferred as~~
16 follows:

17 (1) ~~First, \$1,000,000 is appropriated to the Vermont housing and~~
18 ~~conservation board;~~

19 (2) ~~Second, \$2,266,045 is appropriated to the higher education entities as~~
20 follows:

21 (A) ~~\$1,056,796 to the University of Vermont.~~

1 ~~(B) \$730,405 to the Vermont state colleges of which \$100,000 is for~~
2 ~~use as the state's fiscal year 2009 contribution toward the growth of the~~
3 ~~endowment fund for the Vermont state colleges. The state's funds are to serve~~
4 ~~as a challenge match to enhance the state colleges' ability to secure~~
5 ~~endowment contributions from alumni and other interested parties. The intent~~
6 ~~is that the fiscal year 2009 appropriation will be the first of five annual~~
7 ~~appropriations through fiscal year 2013 totaling \$500,000. The conditions of~~
8 ~~this challenge match are that the state colleges are required to raise three~~
9 ~~dollars for each dollar appropriated by the state. A method for accounting for~~
10 ~~the state colleges' share has been agreed to between the state colleges and the~~
11 ~~commissioner of finance and management. Transfers to the state colleges'~~
12 ~~endowment fund shall be under the condition that only the interest accruing to~~
13 ~~the fund will be available for purposes as designated by the board of trustees of~~
14 ~~the state colleges. By June 30, 2014, any remaining state appropriations~~
15 ~~designated for the state colleges' endowment fund that have not been matched~~
16 ~~by the state colleges shall revert to the general fund.~~

17 ~~(C) \$478,844 to the Vermont student assistance corporation.~~

18 ~~(3) Third, \$2,300,000 is appropriated to the teachers' retirement fund.~~

19 ~~(b) In the event that settlement funds as specified in subsection (a) are not~~
20 ~~received by January 1, 2009, the administration shall consider funding the above~~
21 ~~appropriations and transfers in the fiscal year 2009 adjustment process.~~

* * *

* * *

1 (c) During fiscal year 2009, any federal funds received and to be expended
2 in the fiscal year from the American Recovery and Reinvestment Act of 2009
3 shall be accepted in accordance with the provisions of subsection (a) of this
4 section. Federal funds from the American Recovery and Reinvestment Act of
5 2009, other than competitive grants, for expenditure in the following fiscal
6 years shall be appropriated through the budget process including grants under
7 Title V – State Fiscal Relief. Receipts from competitive grants shall be
8 accepted through the statutory grant process in accordance with 32 V.S.A. § 5.

9 Sec. 84. Sec. 5.009 of No. 192 of the Acts of 2008 is amended to read:

10 Sec. 5.009. Finance and management – financial operations (Sec. 2.005;
11 ~~#1115001000~~)

12 (a) Pursuant to 32 V.S.A. § 307(e), financial management fund charges not
13 to exceed ~~\$5,853,981~~ \$6,042,587, plus the costs of fiscal year 2009 salary
14 increases bargained as part of the state/VSEA agreement, are hereby
15 approved. Of this amount, \$1,305,490, plus the costs of fiscal year 2009 salary
16 increases bargained as part of the state/VSEA agreement, will be used to
17 support the HCM system that is operated by the department of human
18 resources technical services division.

1 Sec. 85. Sec. 5.110 of No. 192 of the Acts of 2008 is amended to read:

2 Sec. 5.110. Criminal justice training council (Sec. 2.122. #2170010000)

3 * * *

4 (a) The establishment of one (1) classified position – Domestic Violence
5 Trainer – is authorized in fiscal year 2009. This position shall be transferred and
6 converted from existing vacant positions in the executive branch of state
7 government.

8 Sec. 86. 16 V.S.A. § 2856(a) and (b) are amended to read:

9 (a) ~~An active~~ A member of the Vermont army national guard or the air
10 national guard may be eligible for an interest-free loan in an academic year for
11 financial assistance to pay for tuition and fees for courses taken at a Vermont
12 colleges, university, ~~or~~ regional technical center or other programs approved
13 pursuant to rules adopted in accordance with subsection (f) of this section.
14 Academic year awards may be up to the in-state tuition rate at the University of
15 Vermont for that year. ~~Traditional airmen may receive academic year awards up~~
16 ~~to \$9,500.00 per year.~~

17 (b) To be eligible for an educational loan under this section, a person shall:

18 (1) be ~~an active~~ a member in good standing of a federally-recognized
19 unit of the Vermont army national guard or air national guard;

20 * * *

1 Sec. 87. 16 V.S.A. § 2179 is amended to read:

2 § 2179. NONAPPLICABILITY OF CERTAIN STATUTES

3 Except as expressly provided in this chapter, the corporation, its officers
4 and employees shall not be governed by: (1) chapter 9 of Title 3, dealing with
5 administrative departments; (2) chapter 13 of Title 3, dealing with
6 classification of state personnel; (3) chapter 16 of Title 3, dealing with state
7 employees retirement system except as may be otherwise agreed by the board
8 of trustees of the system and the board of trustees of the corporation with
9 respect to those officers and employees of the corporation transferred to the
10 corporation from the state institutions replaced by the corporation; (4) chapter
11 55 of this title, dealing with the state teachers retirement system except as may
12 be otherwise agreed by the board of trustees of the system and the board of
13 trustees of the corporation with respect to those officers and employees of the
14 corporation transferred to the corporation from the state institutions replaced
15 by the corporation; (5) chapter 7 of Title 32, dealing with public moneys; (6)
16 chapters 3 and 5 of this title, dealing with the state board of education and the
17 commissioner of education; (7) chapter 49 of Title 29, dealing with supplies,
18 duties of commissioner of buildings and general services as to purchases of
19 material, supplies or equipment except upon request of the corporation; ~~or~~ (8)
20 chapter 5 of Title 29, dealing with the department of buildings and general

1 services, except that any contracts awarded for the construction of buildings by
2 the corporation shall continue to be subject to the provisions of 29 V.S.A.

3 § 161(b); or (9) subsection 342(d) of Title 21, dealing with required written
4 employee authorization before an employer may pay wages through electronic
5 funds transfer or other direct deposit systems to a checking, savings, or other
6 deposit account maintained by the employee within or outside the state.

7 Sec. 88. Sec. 5.005(d) of No. 192 of the Acts of 2008 is amended to read:

8 (d) The secretary of administration is directed to reduce ~~travel~~ budgets
9 throughout the executive branch of state government, thereby reducing operating
10 expense, including travel, appropriations by \$998,627 in general funds and
11 \$222,724 in Global Commitment funds. This shall be accomplished through a
12 combination of general fund reductions and direct applications to the general
13 fund from alternative fund reductions. The secretary shall provide an update to
14 the joint fiscal committee in November 2008 on these reductions.

15 Sec. 89. Sec. 6(b)(1) of No. 206 of the Acts of 2008 is amended to read:

16 (1) The allocation by department and section from the fiscal year ~~2008~~
17 2009 pay act appropriation and the appropriations for pay act needs of this act
18 and any other offsets to meet pay act needs;

19 Sec. 90. REPEAL

20 (a) Secs. 21 and 28(2) of No. 164 of the Acts of the 2007 Adj. Sess. (2008)
21 (transfers from the transportation fund to the central garage fund) are repealed.

1 Sec. 91. Sec. 5.600(a) of No. 192 of the Acts of 2008 is amended to read:

2 (a) Of this appropriation, ~~\$5,657,375~~ \$2,959,855 is appropriated from the
3 transportation equipment replacement account within the central garage fund for
4 the purchase of equipment as authorized in 19 V.S.A. § 13(b).

5 Sec. 92. REPEAL

6 (a) Sec. 406(c) of No. 65 of the Acts of 2007 (sunset on \$5,000 grant review
7 threshold) is repealed.

8 Sec. 93. 32 V.S.A. § 305a(c) is amended to read:

9 (c) The January estimates shall include estimated caseloads and estimated
10 per member per month expenditures for the current and next succeeding fiscal
11 years for each Medicaid enrollment group as defined by the agency and the
12 joint fiscal office for state health care assistance programs or premium
13 assistance programs supported by the state health care resources and Global
14 Commitment funds, for VermontRx, and for the programs under the Choices
15 for Care Medicaid Section 1115 waiver. For VPharm, the estimates shall
16 include estimated caseloads and estimated per-member per-month expenditures
17 for the current and next succeeding fiscal years by income category. The
18 estimates shall include the expenditures for the current and next succeeding
19 fiscal years for the Medicare Part D phased-down state contribution payment
20 and for the disproportionate share hospital payments.

1 Sec. 94. Sec. 5.112(b) of No. 192 of the Acts of 2008 is amended to read:

2 (b) The secretary of state is authorized to spend, in addition to its
3 appropriation in this ~~act~~ section, up to \$450,000 for the purpose of conducting the
4 2008 primary and general elections, and it is the intent of the general assembly to
5 provide an additional appropriation in this amount in the fiscal year 2009 budget
6 adjustment act if funding is not available through Sec. 5.803 of this act.

7 Sec. 95. Sec. 26(a) of No. 174 of the Acts of 2008 is amended to read:

8 (a) The amount of ~~\$883,000.00~~ \$500,000 from the victims' compensation
9 fund created by 13 V.S.A. § 5359 ~~shall be available~~ is appropriated in FY 2009
10 for the center for crime victim services for the Vermont network against
11 domestic and sexual violence. This amount shall be used to fund domestic
12 violence prevention programs and services in order to break the generational
13 cycle of domestic violence and to support the victims of domestic and sexual
14 violence. Additional expenditures may be authorized pursuant to 32 V.S.A.
15 § 511 if the revenues collected in fiscal year 2009 from the \$10 increase
16 authorized by Sec. 20 of No. 174 of the Acts of the 2007 Adj. Sess. (2008)
17 applied to the assessment in 13 V.S.A. § 7282(a)(8)(B), and from the \$20
18 authorized by Sec. 21 of No. 174 of 2008 applied to the fee in 32 V.S.A.
19 § 1712(1), exceed the \$500,000 appropriation.

1 Sec. 96. 32 V.S.A. § 308c is amended to read:

2 § 308c. GENERAL FUND AND TRANSPORTATION FUND SURPLUS
3 RESERVES

4 (a) There is hereby created within the general fund a general fund surplus
5 reserve. After satisfying the requirements of section 308 of this title, and after
6 other reserve requirements have been met, any remaining unreserved and
7 undesignated end of fiscal year general fund surplus not to exceed one percent
8 of the appropriations from the general fund for the prior fiscal year shall be
9 reserved in the general fund surplus reserve. Monies from this reserve shall be
10 available for appropriation by the general assembly.

11 (b) There is hereby created within the transportation fund a transportation
12 fund surplus reserve. After satisfying the requirements of section 308a of this
13 title, and after other reserve requirements have been met, any remaining
14 unreserved and undesignated end of fiscal year transportation fund surplus
15 shall be reserved in the transportation fund surplus reserve. Monies from this
16 reserve shall be available for appropriation by the general assembly.

17 ~~(c) The general fund surplus reserve created in subsection (a) of this section~~
18 ~~shall supersede and replace the general fund surplus reserve established in Sec.~~
19 ~~277(5) of No. 147 of the Acts of the 1997 Adj. Sess. (1998), as amended by~~
20 ~~Sec. 88 of No. 1 of the Acts of 1999.~~

1 Sec. 97. 32 V.S.A. § 308d is amended to read:

2 § 308d. REVENUE SHORTFALL RESERVE; CREATION AND PURPOSE

3 (a) It is the purpose of this section to create a revenue shortfall reserve to be
4 used in times of economic or fiscal stress.

5 (b) There is hereby created a revenue shortfall reserve administered by the
6 commissioner of finance and management. Any budgetary basis unreserved
7 and undesignated general fund surplus ~~in excess of one percent~~ occurring at the
8 close of a fiscal year after the general fund budget stabilization reserve
9 established by ~~Sec. section~~ 308 of this title has been brought to its authorized
10 level and after any deposits to the general fund surplus reserve established by
11 subsection 308c(a) of this title, and any additional amounts as may be
12 authorized by the general assembly, shall be reserved in the revenue shortfall
13 reserve created by this section.

14 (c) In any fiscal year, if the general assembly determines there are
15 insufficient revenues to fund expenditures for the operation of state
16 government at a level the general assembly finds prudent and required, it may
17 specifically appropriate the use of the revenue shortfall reserve to compensate
18 for a reduction of revenues or fund such needs as the general assembly may
19 determine.

20 (d) Determination of the amount of the revenue shortfall reserve shall be
21 made by the commissioner of finance and management ~~with the approval of~~

1 and reported to the legislative joint fiscal committee at its first meeting
2 following September 1 of each year.

3 Sec. 98. Sec. 23(e) of No. 203 of the Acts of 2008 is amended to read:

4 (e) The sum of \$100,000.00 is appropriated from the general fund to the
5 UVM College of Medicine in fiscal year 2009 to support the Vermont academic
6 detailing program, ~~provided that such appropriation shall expire upon collection~~
7 ~~of the first dollar of the manufacturer fee established in section 2004 of Title 33~~
8 ~~and all funds remaining from this appropriation shall be redeposited in the~~
9 ~~general fund.~~

10 Sec. 99. 30 V.S.A. § 7052 is amended to read:

11 § 7052. VERMONT ENHANCED 911 BOARD

12 * * *

13 (b) The board shall consist of nine members: one county law enforcement
14 officer elected by the membership of the Vermont state sheriff's association;
15 one municipal law enforcement officer elected by the chiefs of police
16 association of Vermont; one official of a municipality ~~not currently receiving~~
17 ~~911 service~~; a firefighter; an emergency medical services provider; a
18 department of public safety representative; and three members of the public.
19 Board members shall be appointed by the governor to three-year terms, except
20 that the governor shall stagger initial appointments so that the terms of no more
21 than four members expire during a calendar year. In appointing board

1 members, the governor shall give due consideration to the different
2 geographical regions of the state, and the need for balance between rural and
3 urban areas. Board members shall serve at the pleasure of the governor.

4 * * *

5 Sec. 100. 32 V.S.A. § 464 is amended to read:

6 § 464. ITEMIZED STATEMENTS AND RECEIPTS REQUIRED

7 When required by the commissioner of finance and management and before
8 payment therefor is made by the state, all claimants for compensation for
9 services rendered or expense incurred for the state shall furnish the
10 commissioner of finance and management itemized statements in such form as
11 the commissioner of finance and management may from time to time prescribe
12 and shall be verified by written declarations or, if specifically authorized by the
13 commissioner of finance and management, by electronic signature as defined
14 at 9 V.S.A. § 271(9) that they are made under the pains and penalties of
15 perjury, and a person who wilfully makes a false statement shall be guilty of
16 perjury and be punished accordingly.

17 Sec. 101. Sec. 5.005(k) of No. 192 of the Acts of 2008 is amended to read:

18 (k) ~~The secretary of administration is directed to initiate a program by~~
19 ~~September 30, 2008 which requires all state employees to receive paperless~~
20 ~~notification of their direct deposit payroll advice. The secretary and~~
21 ~~representatives of the Vermont state employees' association are encouraged to~~

1 ~~meet to determine the most expeditious and efficient means of implementing this~~
2 ~~section~~ Beginning in fiscal year 2009, all persons who are paid through the state
3 payroll system must be paid by direct deposit and receive electronic notification
4 of pay information unless excused for good cause by the commissioner of finance
5 and management or designee, or in the legislative and judicial branches, the
6 presiding officers or the chief justice of the supreme court or their designees.
7 Their decisions on excusal should be final.

8 Sec. 102. OFFICE OF VERMONT HEALTH ACCESS; DEPUTY
9 DIRECTOR

10 (a) An exempt position – deputy director for health care reform - is
11 authorized in the office of Vermont health access in fiscal year 2009. This
12 position shall be transferred and converted from existing positions in the
13 executive branch.

14 Sec. 103. Sec. 2(c) of No. 71 of the Acts of 2007 as amended by Sec. 5.903 of
15 No. 192 of the Acts of 2008 is further amended to read:

16 (c) After submission of the application, the agency shall determine if the
17 applicant meets full eligibility requirements. Beginning October 1, ~~2009~~ 2011,
18 if the individual is found eligible for the Vermont health access plan, the
19 agency shall, subject to approval from the center for Medicare and Medicaid
20 services, provide payment for any services received by the individual
21 beginning with the date the application was received by the agency.

1 Sec. 104. NO. 80 OF THE ACTS OF 2007; DELAYED

2 IMPLEMENTATION OF CERTAIN PROVISIONS

3 (a) Notwithstanding the provisions of No. 80 of the Acts of 2007, the
4 secretary of human services, the director of the office of Vermont access, and
5 the commissioner of the department of health are authorized to delay
6 implementation of the following statutory provisions consistent with the
7 resolution of the pending related litigation:

8 (1) 33 V.S.A. § 1998(a)(7), and (c)(1), (f)(6), and (g) (joint
9 pharmaceuticals purchasing consortium).

10 (2) 18 V.S.A. § 4622 (evidence-based education program; generic drug
11 voucher program) and the related requirements of No. 80 of the Acts of 2007
12 found in Sec. 15 (generic drug voucher pilot program); Sec. 15a (generic drug
13 voucher pilot; report); and Sec. 16 (prescription drug pricing; federally
14 qualified health centers).

15 (3) 18 V.S.A. § 4631 (confidentiality of prescription information),
16 except that the department of health and the office of professional regulation
17 may take any necessary rulemaking, revision of forms, or other administrative
18 actions necessary to implement the program established in 18 V.S.A. chapter
19 91, subchapter 3 on July 1, 2009 or as consistent with the resolution of the
20 pending related litigation, whichever is later.

21 (4) 33 V.S.A. § 2004 (manufacturer fee).

1 (5) 33 V.S.A. § 2004a (evidence-based education and advertising fund).

2 Sec. 105. REACH AHEAD IMPLEMENTATION STATUS REPORT

3 (a) No later than February 1, 2010, the department for children and families
4 shall provide a status report on the Reach Ahead program to the house
5 committees on appropriations and on human services and the senate
6 committees on appropriations and on health and welfare. The status report
7 shall include:

8 (1) actual caseload data and trends since implementation;

9 (2) actual spending for the program;

10 (3) a revised cost estimate for maintaining the program based on actual
11 caseload and the take-up rate for the program; and

12 (4) an estimate of the reduction in the number of individuals who return
13 to the Reach Up program after participating in Reach Ahead and an estimate of
14 the resulting savings to the Reach Up program.

15 Sec. 106. REACH AHEAD SUNSET

16 (a) 33 V.S.A. chapter 12 (Reach Ahead) shall expire on June 30, 2010, and
17 sections of chapters 10 and 11 of Title 33 shall be amended to strike references
18 to the Reach Ahead program.

19 Sec. 107. HOME WEATHERIZATION TRUST FUND; HOMELESSNESS

20 (a) Notwithstanding the provisions of chapter 25 (home weatherization
21 assistance program) of Title 33 of the Vermont Statutes Annotated, in fiscal

1 year 2009 the agency of human services may use up to \$250,000 of state funds
2 from the home weatherization assistance trust fund for the purpose of reducing
3 homelessness. Funds unspent for this purpose in fiscal year 2009 may be
4 carried forward into fiscal year 2010 and spent for the same purpose.

5 Sec. 108. 33 V.S.A. § 2604(a) is amended to read:

6 (a) Household income eligibility requirements. The secretary, by rule,
7 shall establish household income and asset eligibility requirements of
8 beneficiaries in the seasonal fuel assistance program including the income and
9 assets of all residents of the household.

10 (1) The income eligibility requirements shall require that households
11 have a net household income no greater than 125 percent of the federal poverty
12 level in order to be potentially eligible for benefits. Net income shall be
13 derived by making the following deductions from gross income: 20 percent of
14 household members' gross earned income; 100 percent of federal or state
15 earned income credits received by household members; dependent care
16 expenses that are within an allowable maximum, paid by a household member,
17 and necessary to support a household member's employment or training for
18 employment, according to criteria established by the secretary by rule; child
19 support or alimony payments made by a household member on behalf of a
20 nonhousehold member that meet criteria established by the secretary by rule;
21 ~~\$150.00~~ \$250.00 for each household member who is 60 years of age or older

1 or disabled according to criteria established by the secretary by rule; any
2 deductions or exclusions required by federal law or regulations; and any other
3 deduction or exclusion established by the secretary by rule.

4 (2) In order to be eligible, a household shall have net household assets
5 no greater than \$5,000.00, or \$10,000.00 one member of the household is 60
6 years of age or older. The secretary shall establish exclusions from the asset
7 limit by rule.

8 Sec. 109. 33 V.S.A. § 2603 is amended to read:

9 § 2603. HOME HEATING FUEL ASSISTANCE ~~TRUST~~ FUND

10 (a) There is created in the state treasury a fund to be known as the home
11 heating fuel assistance ~~trust fund to be expended by the director in accordance~~
12 ~~with this chapter and other federal laws and rules adopted pursuant thereto.~~

13 (b) The fund shall ~~be composed of~~ consist of the receipts from any taxes
14 dedicated to the fund; and such other state funds as may be appropriated to it
15 by the general assembly, ~~including funds from the federal Low Income Home~~
16 ~~Energy Assistance Program (LIHEAP).~~ Funds from the home heating fuel
17 assistance fund and the federal Low Income Home Energy Assistance Program
18 (LIHEAP) shall be expended by the director in accordance with this chapter
19 and other federal laws and rules adopted pursuant thereto.

20 (c) All balances in the home heating fuel assistance fund at the end of any
21 fiscal year shall ~~be carried forward and remain part of the fund. Interest earned~~

1 ~~by the fund shall be deposited into the fund. Disbursements from the fund shall~~
2 ~~be made by the state treasurer on warrants drawn by the commissioner of~~
3 ~~finance and management~~ remain in the fund for future disbursements.

4 (d) The secretary may spend, in anticipation of federal receipts into the
5 home heating fuel assistance ~~trust~~ fund established under this section, a sum no
6 greater than 75 percent of the federal block grant funds allocated to Vermont
7 for the current federal fiscal year under the Low Income Home Energy
8 Assistance Program (LIHEAP), for the purpose of permitting preseason
9 purchases of fuel and other cost-effective purchasing practices authorized by
10 subsection 2602(c) of this title, in accordance with rules adopted by the
11 secretary.

12 Sec. 110. Sec. 5.224(f) of No. 192 of the Acts of 2008 is added to read:

13 (f) In fiscal year 2009, upon approval of the joint fiscal committee, the
14 secretary of human services and the commissioner of finance and management,
15 the commissioner of corrections may transfer unexpended funds between the
16 respective appropriations for correctional services and for correctional
17 services – out-of-state beds.

18 Sec. 111. VERMONT COMMISSION ON NATIONAL AND COMMUNITY
19 SERVICE; POSITIONS

20 (a) The exempt positions in the Vermont Commission on National and
21 Community Service shall be transferred to the agency of human services.

1 Sec. 112. GLOBAL COMMITMENT APPROPRIATIONS; TRANSFER;

2 REPORT

3 (a) In order to facilitate the end-of-year closeout for fiscal year 2009, the
4 secretary of the agency of human services, with approval from the secretary of
5 administration, may make transfers among the appropriations authorized for
6 Medicaid and Medicaid-waiver program expenses, including Global
7 Commitment appropriations outside of the agency of human services. At least
8 three business days prior to any transfer, the agency shall submit to the joint
9 fiscal office a proposal of transfers to be made pursuant to this section. A final
10 report on all transfers made under this section shall be made to the joint fiscal
11 committee for review at the September 2009 meeting. The purpose of this
12 section is to provide the agency with limited authority to modify the
13 appropriations to comply with the terms and conditions of the Global
14 Commitment for Health waiver approved by the Centers for Medicare and
15 Medicaid Services under Section 1115 of the Social Security Act.

16 Sec. 113. Sec. 5.206(c) of No. 192 of the Acts of 2008 is added to read:

17 (c) The agency of human services secretary's office – Global Commitment
18 appropriation (Section 2.202) shall be reduced by \$813,000 in general funds
19 and by \$1,187,000 federal funds and the office of Vermont health access –
20 Medicaid program – long-term care waiver (Section 2.208) shall be increased

1 by the same amounts to accomplish the intent of using \$2,000,000 of Global
2 Commitment funds specified in Section 5.206(b)(2)(E).

3 Sec. 114. Sec. 5.202(b)(6) of No. 192 of the Acts of 2008 is added to read:

4 (6) Notwithstanding 16 V.S.A. § 2959a, any additional federal funds
5 received as a result of an enhanced FMAP that are associated with the certified
6 expenditures specified in subdivisions (1) through (5) of this subsection shall
7 be retained in the Global Commitment fund and shall not be transferred to the
8 certifying entity.

9 Sec. 115. 32 V.S.A. § 5932 is amended to read:

10 § 5932. DEFINITIONS

11 As used in this chapter:

12 (1) "Claimant agency" means any unit of state government, including
13 agencies, departments, boards, commissions, authorities or public corporations,
14 including the Vermont student assistance corporation and a collection agency
15 under contract with the court administrator pursuant to 4 V.S.A. § 1109(d) or
16 13 V.S.A. § 7171. Notwithstanding the foregoing, the department of taxes
17 shall not be considered a claimant agency and shall not be subject to the
18 limitations contained in this chapter when it applies a refund to the outstanding
19 Vermont state tax liability of a taxpayer, including a taxpayer's liability for
20 interest, penalties and fees.

21 * * *

§ 5941. PROCEDURE FOR SETOFF OF COURT JUDGMENTS

(e) The court administrator may contract with one or more collection agencies to serve as a claimant agency on behalf of a court for purposes of this subchapter.

§ 7171. COLLECTION BY COMPLAINT, INFORMATION, OR

(b) The court administrator is authorized to contract with private collection agencies for collection of penalties, fines, surcharges, court costs, and any other assessment authorized by law incurred or imposed by statute on persons who ~~have failed~~ fail to pay, at or after ~~reasonable notification of the debt, and~~ time of judgment, after notice that failure to pay ~~the risk that the debt may be~~ the debt will result in the debt being referred to a collection agency and that the debtor will be liable for the collection agency's fee. The court administrator may agree to pay collection agencies a fee based on a fixed rate for services rendered or a percentage of the amount actually collected by such agencies and remitted to the state. The debtor shall be liable for the collection agency's fee, in addition to the judgment amount. The collection agency shall deduct its fee

1 from the collected amount and remit the balance to the judiciary. All collection
2 agency fees shall be governed by the contract with the court administrator and
3 shall be clearly disclosed in all notices sent by the collection agency to the
4 debtor.

5 Sec. 118. 4 V.S.A. § 271 is amended to read:

6 § 271. SINGLE DISTRICT COUNTIES

7 (a) The counties of Addison, Bennington, Caledonia, Chittenden, Essex,
8 Franklin, Grand Isle, Lamoille, Orange, Orleans, and Washington shall each
9 constitute a probate district, which shall be designated by the name of the
10 county.

11 (b) If a judicial position becomes vacant in the probate districts of Fair
12 Haven, Hartford, Marlboro, Rutland, Westminster, or Windsor prior to
13 February 1, 2011, the county containing the district with the vacant judge
14 position shall become a single probate district county effective upon the date of
15 the vacancy. The remaining probate judge in the county shall become the
16 probate judge of the single district probate court for the remainder of the
17 current term. Upon consolidation, the judge of probate shall be paid
18 \$59,321.00 for the Windham probate district and \$75,859.00 for the Rutland
19 and Windsor probate districts.

1 Sec. 119. 32 V.S.A. § 1142 is amended to read:

2 § 1142. JUDGES OF PROBATE

3 (a) The annual salaries of the judges of probate in the several probate
4 districts, which shall be paid by the state in lieu of all fees or other
5 compensation, shall be as follows:

6		Annual Salary as
7		of July 8, 2007
8	(1) Addison	\$59,321
9	(2) Bennington	51,559 <u>59,321</u>
10	(3) Caledonia	59,321
11	(4) Chittenden	91,402
12	(5) Essex	28,853
13	(6) Fair Haven	43,594
14	(7) Franklin	59,321
15	(8) Grand Isle	28,853
16	(9) Hartford	59,321
17	(10) Lamoille	43,594
18	(11) Manchester	43,594
19	(12) Marlboro	51,559
20	(13) <u>(12)</u> Orange	51,559
21	(14) <u>(13)</u> Orleans	51,559

1	(15) (14) Rutland	75,859
2	(16) (15) Washington	75,859
3	(17) (16) Westminster	43,594
4	(18) (17) Windsor	51,559

5 (b) Judges of probate shall be paid by the state their actual and necessary
6 expenses under the rules and regulations pertaining to classified state
7 employees.

8 Sec. 120. REPEAL

9 (a) 4 V.S.A. § 273 (Bennington and Manchester probate districts) is
10 repealed.

11 Sec. 121. TRANSITIONAL PROVISIONS

12 (a) The probate courts of the probate districts of Bennington and
13 Manchester are consolidated as of the effective date of this act to form the
14 probate court of the probate district of Bennington, which is deemed to be a
15 continuation of the probate courts of the probate districts of Bennington and
16 Manchester. The current probate judge for the probate court of the probate
17 district of Manchester shall become the probate judge for the probate court of
18 the probate district of Bennington. The current probate registers of the probate
19 districts of Bennington and Manchester shall become the registers for the
20 probate district of Bennington and shall be allowed to maintain their
21 employment status that was in effect on January 31, 2009 until January 31,

1 2011, at which time the probate judge taking office February 1, 2011 shall
2 appoint a single probate register for the district. The records of the probate
3 courts of the probate districts of Bennington and Manchester shall become the
4 records of the probate court of the probate district of Bennington. The newly
5 consolidated probate court of the probate district of Bennington shall have
6 jurisdiction over all proceedings, records, orders, decrees, judgments and other
7 acts of the probate courts of the probate districts of Bennington and
8 Manchester, including all pending matters and appeals. The probate court of
9 the probate district of Bennington shall have full authority to do all acts
10 concerning all such proceedings and other matters as if they had originated in
11 that court.

12 Sec. 122. 4 V.S.A. § 271 is amended to read:

13 § 271. SINGLE DISTRICT COUNTIES

14 ~~(a) The counties of Addison, Bennington, Caledonia, Chittenden, Essex,~~
15 ~~Franklin, Grand Isle, Lamoille, Orange, Orleans and Washington shall each~~
16 ~~constitute a probate district, which shall be designated by the name of the~~
17 ~~county.~~

18 ~~(b) If a judicial position becomes vacant in the probate districts of Fair~~
19 ~~Haven, Hartford, Marlboro, Rutland, Westminster or Windsor prior to~~
20 ~~February 1, 2011, the county containing the district with the vacant judge~~
21 ~~position shall become a single probate district county effective upon the date of~~

1 ~~the vacancy. The remaining probate judge in the county shall become the~~
2 ~~probate judge of the single district probate court for the remainder of the~~
3 ~~current term. Upon consolidation, the judge of probate shall be paid \$59,321~~
4 ~~for the Windham probate district and \$75,859 for the Rutland and Windsor~~
5 ~~probate districts.~~

6 There shall be one probate district in each county, which shall be designated
7 by the name of the county.

8 Sec. 123. 32 V.S.A. § 1142 is amended to read:

9 § 1142. JUDGES OF PROBATE

10 (a) The annual salaries of the judges of probate in the several probate
11 districts, which shall be paid by the state in lieu of all fees or other
12 compensation, shall be as follows:

13 Annual Salary as of July 8, 2007

14	(1) Addison	\$59,321
15	(2) Bennington	59,321
16	(3) Caledonia	59,321
17	(4) Chittenden	91,402
18	(5) Essex	28,853
19	(6) Fair Haven	43,594
20	(7) Franklin	59,321
21	(8)(7) Grand Isle	28,853

1	(9) Hartford		59,321
2	(10) (8) Lamoille		43,594
3	(11) Marlboro		51,559
4	(12) (9) Orange		51,559
5	(13) (10) Orleans		51,559
6	(14) (11) Rutland		75,859
7	(15) (12) Washington		75,859
8	(16) (13) Westminster Windham	43,594	59,321
9	(17) (14) Windsor	51,559	75,859

10 (b) Judges of probate shall be paid by the state their actual and necessary
11 expenses under the rules and regulations pertaining to classified state
12 employees.

13 Sec. 124. REPEALS

14 (a) 4 V.S.A. §§ 275 (Fair Haven and Rutland probate districts), 276
15 (Hartford and Windsor probate districts), and 277 (Marlboro and Westminster
16 probate districts) are repealed.

17 Sec. 125. TRANSITIONAL PROVISIONS

18 (a) On the effective date of this section, the newly consolidated probate
19 court district within each county is deemed to be a continuation of the prior
20 probate court districts within the county. The newly consolidated court shall
21 have jurisdiction over all proceedings, records, orders, decrees, judgments and

1 other acts of the probate courts of the prior probate districts within the county,
2 including all pending matters and appeals. The records of the prior probate
3 court districts shall become the records of the probate court of the newly
4 consolidated probate district. The newly consolidated probate court district
5 shall have full authority to do all acts concerning all such proceedings and
6 other matters as if they had originated in that court. The probate judge for the
7 newly consolidated district shall be elected on the first Tuesday of November
8 of 2010. The current probate registers of the prior probate districts shall be
9 allowed to maintain their employment status that was in effect on January 31,
10 2011 for six months, at which time the probate judge taking office February 1,
11 2011 shall appoint a single probate register for the district.

12 Sec. 126. MUNICIPAL TICKET REPAYMENT REVOLVING FUND

13 (a) Notwithstanding the provisions of 4 V.S.A. § 28(a)(2), the Town of
14 Rutland may receive additional loans from the Municipal Ticket Repayment
15 Revolving Fund for payments received from the Judicial Bureau between June
16 30, 2001 and June 30, 2004 in an amount not to exceed \$97,687.48.

17 Sec. 127. EFFECTIVE DATES

18 (a) This act shall take effect upon passage, except Sec. 75 (Medicaid
19 chiropractic coverage) of this act shall apply retroactively beginning February 1,
20 2009.

21 (b) Sec. 87 of this act (Vermont State Colleges payment of employee wages

1 through direct deposit) shall take effect May 1, 2009.

2 (c) Secs. 122, 123, 124, and 125 shall take effect on February 1, 2011.