

H.373 – Title 33 revisions bill – Roadmap

1. 33 V.S.A. chapter 1 - Changes title of chapter from PATH to DCF
2. 33 V.S.A. § 101 – DCF (social welfare) policy – merged with repealed § 301
3. 33 V.S.A. § 102 – Definitions – tech style changes
4. 33 V.S.A. § 103 – DCF composition – added language from repealed § 303
5. 33 V.S.A. § 104 – DCF functions/powers – merged with repealed § 305 and with § 306(a) and § 311; some terms updated per AHS
6. 33 V.S.A. § 105 – DCF commissioner – tech style, grammar; added language from repealed §§ 304, 306(c); Commissioner of Education to Secretary
7. 33 V.S.A. § 111(b) – records confidential – added comma
8. 33 V.S.A. § 113 (desertion, nonsupport) – repealed, moved to § 4105
9. 33 V.S.A. § 115 (OCS access to financial docs) – repealed, moved to § 4111
10. 33 V.S.A. § 116 – state-placed students – moved from § 310
11. 33 V.S.A. § 132 - credit balances; remedies – repealed (§ 131 re credit balances repealed in 1996; AHS says okay to repeal)
12. 33 V.S.A. § 141 – Technical/updating amendments to fraud statute
13. 33 V.S.A. chapter 1, NEW subchapter 6 – licensing and registration (was §§ 306(b) and 309 with some changes)
14. Repeals 33 V.S.A. chapter 3 (DCF chapter – sections reenacted elsewhere)
15. 33 V.S.A. chapter 13 – revises DAIL chapter heading
16. 33 V.S.A. § 502 – DAIL definitions – technical changes
17. Repeals 33 V.S.A. chapters 7 (ADAP) and 8 (drug/alcohol counselors) – moved to 18 V.S.A. chapter 19
18. 33 V.S.A. § 900 – rate setting definitions – technical corrections
19. 33 V.S.A. § 904(b) – rate setting – technical change
20. 33 V.S.A. § 905(a) – rate setting – technical change
21. 33 V.S.A. § 908(b) – DAIL powers and duties – add comma
22. 33 V.S.A. § 910 – rate setting – technical change
23. 33 V.S.A. § 1101 – Reach Up – technical corrections
24. 33 V.S.A. § 1103 – Reach Up eligibility – revised outdated language, tech change
25. 33 V.S.A. § 1104 – Reach Up – technical change
26. 33 V.S.A. § 1107 – Reach Up – technical changes and corrections;
Department/Commissioner of Education to Agency/Secretary
27. 33 V.S.A. § 1113 – Reach Up work reqts. – technical changes and corrections
28. 33 V.S.A. § 1116 – Reach Up sanctions – tech name/position changes
29. 33 V.S.A. § 1133(a) – Reach Up transfers – tech correction
30. 33 V.S.A. § 1134(a) – Program evaluation – tech corrections and food stamps
31. 33 V.S.A. § 1201(9) – Reach Ahead – food stamps
32. 33 V.S.A. § 1203 - Reach Ahead - food stamps
33. 33 V.S.A. § 1204(b) – Reach Ahead – food stamps
34. 33 V.S.A. § 1211 - Reach Ahead - food stamps
35. 33 V.S.A. § 1303 – ABD – tech corrections
36. 33 V.S.A. § 1304 – ABD – tech corrections
37. 33 V.S.A. § 1701(a) – supplemental nutrition – tech changes
38. 33 V.S.A. § 1900 – Medicaid - adds definitions section for all of chapter 19

39. 33 V.S.A. § 1901(e)(1) – tech changes (and updated OVHA to DVHA)
40. 33 V.S.A. § 1901e – Global Commitment Fund – tech changes
41. 33 V.S.A. § 1904 – repeals definitions for subchapter (put in § 1900)
42. 33 V.S.A. § 1906a – deletes outdated language re state plan amendment
43. 33 V.S.A. § 1907 – subrogation – technical change
44. 33 V.S.A. § 1951 – correction to cross-reference in definitions section
45. 33 V.S.A. § 1998(f) and (g) – DUR board – technical (style, grammar, cross-reference) corrections
46. 33 V.S.A. § 1999(e)(1) – Rx prior auth
47. 33 V.S.A. § 2003 – Rx discount plans – technical (style, cross-refs) corrections
48. 33 V.S.A. § 2071 – Rx program definitions – tech changes re federal citations
49. 33 V.S.A. § 2101 – GA definitions – defined commissioner for chapter as DCF; deleted definition of “district welfare director” (per AHS)
50. 33 V.S.A. § 2104 – GA application – deleted references to district welfare manager, requirement that town service officer report determinations, replaced with commissioner’s designee(s)
51. 33 V.S.A. § 2107(a) – GA – deleted reference to district welfare manager and tech correction (gender neutral)
52. 33 V.S.A. § 2109(b) – GA – tech corrections (added “of this section” twice)
53. 33 V.S.A. § 2301(d) – burials at public expense – defined department as DCF
54. 33 V.S.A. § 2501a – office of home energy assistance – moved to 33 V.S.A. § 2602a per e-mail from Susan Harritt 2/23/10
55. 33 V.S.A. § 2503 – fuel tax – tech corrections (deleted repealed subsec./renumbered)
56. 33 V.S.A. § 2604(b) – home heating assistance – changed cross-ref
57. 33 V.S.A. § 2607(f) – fuel supplier payments – tech correction (deletes extra “and” and replaces with comma)
58. 33 V.S.A. § 3303(a) – prevention program council – changed cross-ref
59. 33 V.S.A. § 3304 – primary prevention plan – replaced with up-to-date language
60. 33 V.S.A. § 3305 – primary prevention policies – with § 3304, updated provisions
61. 33 V.S.A. § 3501 – foster care – deleted and moved to § 4905; replaced with child development division, duties (recodified from § 307)
62. 33 V.S.A. § 3502 – child care –tech changes (comma, changed “deleted” to “repealed”)
63. 33 V.S.A. § 3511 – child care definitions – added definitions of “child care facility” and “family child care home” from § 4902
64. 33 V.S.A. § 3513 – protective services child care subsidy– added comma
65. 33 V.S.A. § 3521 – child care facilities – deleted reference to advisory board in catchline because not in section
66. 33 V.S.A. § 3531 – building bright spaces – SRS to DCF
67. 33 V.S.A. § 4105(e) – child support; utilities – added new (e) (same as old § 113)
68. 33 V.S.A. § 4111 – child support; financial records – same as old § 115
69. 33 V.S.A. § 4302 – state interagency team – updated agency names, style
70. 33 V.S.A. § 4303 – local interagency teams –agency names, style
71. 33 V.S.A. § 4304a(a) – advisory board; emotional disturbance – agency names

72. 33 V.S.A. § 4305 – coordinated system of care – agency names, style, including rearranging language
73. 33 V.S.A. chapter 45 (children’s dental health program) – repealed (program does not exist)
74. 33 V.S.A. § 4902 – child welfare services – definitions – alphabetized, removed child care facility and family child care home because not used in this chapter; expands definition of “child” for foster care up to age 18 (current law defines up to age 16, but DCF already regulates foster care for all children under age 18 in DCF custody so change doesn’t affect practice)
75. 33 V.S.A. § 4905 – foster care and placement licensing – moved from § 3501, added commas
76. 33 V.S.A. § 4912 – child abuse reporting – definitions – alphabetized
77. 33 V.S.A. § 4915a(c) – reference to chapter 55 changed to chapters 51 and 53
78. 33 V.S.A. § 5922 – Interstate Compact on Placement of Children – SRS to DCF
79. 33 V.S.A. § 5923 – Interstate Compact on Placement of Children – SRS to DCF
80. 33 V.S.A. § 6504 – Medicare beneficiary statement – strikes DAIL involvement (DAIL hasn’t been involved in this in many years)
81. 33 V.S.A. § 6506 – Medicare physician to post summary – Sec. of State division changed to Board of Medical Practice; strikes language requiring DAIL to write summary language (DAIL hasn’t done this for many years)
82. 33 V.S.A. § 6507 – Medicare grievances – changed Sec. of State to Board of Medical Practice, tech change to style
83. 33 V.S.A. § 6508 – Medicare billing report, due through 1992 – repealed
84. 33 V.S.A. § 6902 – vulnerable adults, definitions – tech grammar, style
85. 33 V.S.A. § 6903 - vulnerable adults, abuse reporting – tech grammar, style
86. 33 V.S.A. § 6909 – retaliatory action prohibited – tech grammar
87. 33 V.S.A. § 6914 – vulnerable adults, access to criminal records – clarified department names, tech changes
88. 33 V.S.A. § 7106(b) – nursing home licensing – variances – added comma
89. 33 V.S.A. § 7108(e) – NH licensing – inspections – added comma
90. 33 V.S.A. § 7116 – NH licensing – violations – added comma
91. 33 V.S.A. § 7117 – nursing home licensing – tech grammar, dept name
92. 33 V.S.A. § 7303 – nursing home residents’ bill of rights – repeals language giving reasonable period of time after 1986 to provide copy of notice
93. 33 V.S.A. § 7306(a) – NH bill of rights – representative – added comma
94. 33 V.S.A. § 7501 – LTC ombudsman – added “Section” re 1115 waiver
95. 33 V.S.A. § 7508(b) – LTC ombudsman – retaliation – added commas
96. 3 V.S.A. § 128(a) – OPR reports – changed MH/MR to DMH, Dept. of Health, and DAIL
97. 3 V.S.A. § 212 – list of departments of state government – added DAIL and DVHA
98. 3 V.S.A. § 3083 – repeals Dept. of Developmental & MH Services
99. 3 V.S.A. § 3085c – juvenile justice commission – SRS to DCF, commas
100. 4 V.S.A. § 311a(17) – venue for adoptions – SRS to DCF
101. 4 V.S.A. § 464(a) – family court representation – changed 33 V.S.A. § 5533 to § 5116 to reflect recodification of Chapter 55

102. 7 V.S.A. § 505 – sale of liquor – deleted outdated provision allowing PATH commissioner to forbid sale of liquor to certain individuals
103. 12 V.S.A. § 5611 – court procedure – Ch. 55 changed to Chs. 51, 52, 53
104. 12 V.S.A. § 7151(b) – emancipated minors – ANFC to Reach Up/Reach First; SRS to DCF; deleted outdated concept of commissioner’s guardianship
105. 13 V.S.A. § 1311(c) – runaway children – updated references to reflect repeal of Ch. 55 and enactment of Chapters 52 and 53
106. 13 V.S.A. § 1460(a) – juvenile court records – updated reference to confidentiality provision to reflect repeal of Ch. 55 and enactment of Ch. 51
107. 13 V.S.A. § 4822 – criminal procedure, mentally ill persons – dept. of developmental and mental health services to DMH; tech style/grammar
108. 13 V.S.A. § 5236 – crim. pro., determination of financial need – expanded reference to Chapter 52 to include Chapters 51 and 53 (was originally Ch. 55)
109. 13 V.S.A. § 5318 – victim statement – updated reference to reflect repeal of Ch. 55 and enactment of Ch. 52
110. 15 V.S.A. § 653 - child custody and support, definitions - AFDC/food stamps
111. 15 V.S.A. § 901 – parents’ liability for damages – updated reference to confidentiality provision to reflect repeal of Ch. 55 and enactment of Ch. 51
112. 15 V.S.A. § 1140(b) – domestic violence fatality review commission – SRS to DCF, tech style change, capitals
113. 15 V.S.A. § 1151(5) – abuse prevention, definitions – Ch. 55 to Chapters 51, 52, 53; tech grammar
114. 15A V.S.A. § 1-101(7) – adoption act, definitions – SRS to DCF
115. 18 V.S.A. § 1751 – lead poisoning, definitions – changed cross-reference to child care facility to reflect change made in this bill
116. 18 V.S.A. § 1754(a) - changed “ANFC” to “programs established under 33 V.S.A. chapters, 10, 11, and 12” and 130a.
117. 18 V.S.A. § 1758(c) – lead poisoning, housing registry - tech corrections
118. 18 V.S.A. chapter 94 – office of alcohol and drug abuse – recodified from 33 V.S.A. chapters 7 and 8; AHS secretary and commissioners can appoint designees to council; changes office/director of ADAP division/deputy commissioner of ADAP; Dept/Commissioner of Education to Agency/Secretary; minor tech grammatical/style changes (alphabetized definitions, added his/her and he/she, added commas, Ch. 55 to Ch. 53, etc.)
119. 18 V.S.A. § 5087 – birth information network - deleted subsection (c) containing cross-reference to repealed section on birth information council report
120. 18 V.S.A. § 9471(2) – HCA, definitions – Vermont Rx to VermontRx
121. 18 V.S.A. § 9504(g) –tobacco evaluation/review board – tech grammar
122. 18 V.S.A. § 9505 – tobacco evaluation and review board, duties – changed “to” to “regarding” in (5) and (6), deleted “annually” in (8) for redundancy, shortened committee names in (10), rearranged list in (10)
123. 18 V.S.A. § 9506 – tobacco evaluation and review board, allocation system – style and tech corrections to grammar
124. 18 V.S.A. § 9507 - tobacco evaluation and review board, annual report – tech style change for readability

125. 21 V.S.A. § 1314(e) – unemployment compensation – updated references to TANF and SNAP, made corresponding updates and tech corrections
126. 21 V.S.A. § 1367b – unemployment compensation, food stamps – updated references to SNAP, updated references to federal law, tech corrections
127. 24 V.S.A. § 4412(5) – land development – corrected cross-reference to reflect change made in this bill
128. 26 V.S.A. chapter 28 – added subchapter on sexual assault nurse examiners – moved from 33 V.S.A. §§ 321-324 – minor changes to member names in § 1622, to grammar in § 1623
129. 26 V.S.A. chapter 62 – alcohol and drug abuse counselors – moved from Title 33 – in § 3231, minor tech corrections; in § 3235(b), deleted “and advisor appointees” to reflect 2010 repeal of section appointing them; changed “director” to “deputy commissioner” throughout (had already said “division”)
130. 28 V.S.A. § 3(1) – department of corrections, definitions – SRS to DCF; updated definitions to reflect repeal of 33 V.S.A. Ch. 55 and enactment of Ch. 51; deleted reference to repealed Weeks School provisions
131. 28 V.S.A. § 702(a) – DOC transfer authority – 33 V.S.A. Ch. 55 to Ch. 52
132. 28 V.S.A. § 1003 – DOC transfers to DMH – 33 V.S.A. Ch. 55 to Ch. 52
133. 28 V.S.A. § 1101 – DOC juvenile authority – 33 V.S.A. Ch. 55 to Ch. 52, tech corrections
134. Interpretation
135. Effective Dates