

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2. 33 V.S.A. § 101 – DCF (social welfare) policy – merged with repealed § 301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4. 33 V.S.A. § 103 – DCF composition – added language from repealed § 303
5. 33 V.S.A. § 104 – DCF functions/powers – merged with repealed § 305 and with § 306(a) and § 311; some terms updated, technical change
6. 33 V.S.A. § 105 – DCF commissioner – tech style, grammar; added language from repealed §§ 304, 306(c); updated terms
7. 33 V.S.A. § 111(b) – records confidential – technical correction, style
8. 33 V.S.A. § 113 (desertion, nonsupport) – repealed, moved to § 4105
9. 33 V.S.A. § 115 (OCS access to financial docs) – repealed, moved to § 4111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11. 33 V.S.A. § 132 - remedies – repealed
12. 33 V.S.A. § 141 – Technical/updating amendments to fraud statute, updated terms, tech change- gender neutral
13. 33 V.S.A. chapter 1, NEW subchapter 6 – licensing and registration (language from what 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 correction
17. Repeals 33 V.S.A. chapters 7 (ADAP) and 8 (drug/alcohol counselors) – moved to 18 V.S.A. chapter 94 and 26 V.S.A. chapter 62
18. 33 V.S.A. § 900 – rate setting definitions – technical corrections, definitions alphabetized
19. 33 V.S.A. § 904(b) – rate setting – technical correction
20. 33 V.S.A. § 905(a) – rate setting – technical correction
21. 33 V.S.A. § 908(b) – DAIL powers and duties – technical change
22. 33 V.S.A. § 910 – rate setting – technical changes
23. 33 V.S.A. § 1101 – Reach Up – technical change for clarity
24. 33 V.S.A. § 1103 – Reach Up eligibility – revised outdated language, tech change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, updated terms
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 to SNAP, updated terms
32. 33 V.S.A. § 1203 - Reach Ahead - food stamps, updated terms
33. 33 V.S.A. § 1204(b) – Reach Ahead – food stamps, updated terms
34. 33 V.S.A. § 1211 - Reach Ahead - food stamps
35. 33 V.S.A. § 1303 – tech corrections, gender neutral terms
36. 33 V.S.A. § 1304 – tech corrections, gender neutral terms
37. 33 V.S.A. § 1701(a) – supplemental nutrition – tech changes, cross ref

38. 33 V.S.A. § 1900 – Medicaid - adds definitions section for all of chapter 19
39. 33 V.S.A. § 1901(e)(1) – tech correction
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) corrections
46. 33 V.S.A. § 1999(e)(1) – Rx prior authorization, deleted outdated language
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, citation
49. 33 V.S.A. § 2101 – GA definitions – defined commissioner for chapter as DCF; deleted definition of “district welfare director”
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 for clarity
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
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-reference, technical correction
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, tech correction
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, technical change
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, technical correction, updated language
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, technical change, 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 for clarity, cross reference
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) – technical correction, updated cross references
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. Deleted
81. 33 V.S.A. § 6506 – Medicare physician to post summary – Sec. of State division changed to Board of Medical Practice
82. 33 V.S.A. § 6507 – Medicare grievances – changed Sec. of State to Board of Medical Practice, technical change for style
83. 33 V.S.A. § 6508 – Medicare billing report, due through 1992 – repealed
84. 33 V.S.A. § 6902 – vulnerable adults, definitions – technical change for grammar, style, updated terms, updated cross reference
85. 33 V.S.A. § 6903 - vulnerable adults, abuse reporting – technical change for grammar, style
86. 33 V.S.A. § 6909 – retaliatory action prohibited – technical change for grammar
87. 33 V.S.A. § 6914 – vulnerable adults, access to criminal records – clarified department names, technical correction
88. 33 V.S.A. § 7106(b) – nursing home licensing – variances – added comma
89. 33 V.S.A. § 7108(e) – Nursing home licensing – inspections – added comma
90. 33 V.S.A. § 7116 – Nursing home licensing – violations – added comma
91. 33 V.S.A. § 7117 – nursing home licensing – tech grammar, updated 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 word “Section” for clarity
95. 33 V.S.A. § 7508(b) – LTC ombudsman – retaliation – added commas, updated terms
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, technical correction
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, technical correction

102. 7 V.S.A. § 505 – sale of liquor – deleted outdated provision allowing PATH commissioner to forbid sale of liquor to certain individuals, corrected cross reference, technical correction
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, technical correction
105. 13 V.S.A. § 1311(c) – runaway children – updated references to reflect repeal of Ch. 55 and enactment of Chapters 52 and 53, technical changes for clarity
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, updated cross ref.
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(c) – parents’ liability for damages – updated reference to confidentiality provision to reflect repeal of Ch. 55 and enactment of Ch. 51, technical correction
112. 15 V.S.A. § 1140(b) – domestic violence fatality review commission – SRS to DCF, name of Network Against Domestic and Sexual Violence, tech style changes
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., updated terms, cross ref.
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.)
- 118a. 18 V.S.A. § 4808 - substance abuse treatment and services - made changes effective July 1, 2014 in accordance with amendments to 33 V.S.A. § 708 in 2013 A&R No. 41, Sec. 1a, which take effect on July 1, 2014 (if not further delayed)
- 118b. 18 V.S.A. § 4809 - incarceration for inebriation prohibited - enacted effective July 1, 2014 in accordance with enactment of 33 V.S.A. § 708a in 2013 A&R No. 41, Sec. 1a, which takes effect on July 1, 2014 (if not further delayed)
119. 18 V.S.A. § 5087 – birth information network - deleted subsection (c) containing cross-reference to repealed section on birth information council report
120. Deleted

121. 18 V.S.A. § 9504(g) –tobacco evaluation/review board – technical change for clarity
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 to update names of federal law
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 – updated cross-reference; 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, technical correction
132. 28 V.S.A. § 1003 – DOC transfers to DMH – 33 V.S.A. Ch. 55 to Ch. 52, technical correction
133. 28 V.S.A. § 1101 – DOC juvenile authority – 33 V.S.A. Ch. 55 to Ch. 52, technical correction
134. Interpretation
135. Effective Dates