

## SENATE PROPOSAL OF AMENDMENT

### H. 490

An act relating to making appropriations for the support of government

The Senate proposes to the House to amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following:

#### Sec. A.100 SHORT TITLE

(a) This bill may be referred to as the BIG BILL – Fiscal Year 2016 Appropriations Act.

#### Sec. A.100.1 INTENT

(a) This fiscal year 2016 appropriations bill represents the beginning of a multiyear process to align State spending and bring revenues and spending into a long-term balance. The fiscal year 2016 Appropriations Bill contains difficult choices; however, without a concerted effort to create a sustainable budget, these types of decisions will continue to occur annually.

(b) It is the intent to move forward on the following goals:

(1) reduce the reliance on one-time funding for base budget needs;

(2) create an ongoing expectation that Administration and Legislative proposals for budget changes and new programs contain a multiyear analysis of what the changes will cost;

(3) move toward budgeting based on using less than 100 percent of forecasted revenue to build a reserve which can help offset the variability of revenues that comes with a progressive tax system and the risk of reliance on federal funds;

(4) explore moving to a two-year budget presentation where the budget proposed by the Governor includes at least one subsequent fiscal year base funding estimate; and

(5) extend the inclusion of key outcome and performance measures comprehensively across programs.

#### Sec. A.101 PURPOSE

(a) The purpose of this act is to provide appropriations for the operations of State government during fiscal year 2016. It is the express intent of the General Assembly that activities of the various agencies, departments, divisions, boards, and commissions be limited to those which can be supported by funds appropriated in this act or other acts passed prior to June 30, 2015. Agency and department heads are directed to implement staffing and service levels at the beginning of fiscal year 2016 so as to meet this condition unless

otherwise directed by specific language in this act or other acts of the General Assembly.

#### Sec. A.102 APPROPRIATIONS

(a) It is the intent of the General Assembly that this act serve as the primary source and reference for appropriations for fiscal year 2016.

(b) The sums herein stated are appropriated for the purposes specified in the following sections of this act. When no time is expressly stated during which any of the appropriations are to continue, the appropriations are single-year appropriations and only for the purpose indicated and shall be paid from funds shown as the source of funds. If in this act there is an error in either addition or subtraction, the totals shall be adjusted accordingly. Apparent errors in referring to section numbers of statutory titles within this act may be disregarded by the Commissioner of Finance and Management.

(c) Unless codified or otherwise specified, all narrative portions of this act apply only to the fiscal year ending on June 30, 2016.

#### Sec. A.103 DEFINITIONS

(a) As used in this act:

(1) “Encumbrances” means a portion of an appropriation reserved for the subsequent payment of existing purchase orders or contracts. The Commissioner of Finance and Management shall make final decisions on the appropriateness of encumbrances.

(2) “Grants” means subsidies, aid, or payments to local governments, to community and quasi-public agencies for providing local services, and to persons who are not wards of the State for services or supplies and means cash or other direct assistance, including pension contributions.

(3) “Operating expenses” means property management, repair and maintenance, rental expenses, insurance, postage, travel, energy and utilities, office and other supplies, equipment, including motor vehicles, highway materials, and construction, expenditures for the purchase of land and construction of new buildings and permanent improvements, and similar items.

(4) “Personal services” means wages and salaries, fringe benefits, per diems, and contracted third-party services, and similar items.

#### Sec. A.104 RELATIONSHIP TO EXISTING LAWS

(a) Except as specifically provided, this act shall not be construed in any way to negate or impair the full force and effect of existing laws.

#### Sec. A.105 OFFSETTING APPROPRIATIONS

(a) In the absence of specific provisions to the contrary in this act, when total appropriations are offset by estimated receipts, the State appropriations shall control, notwithstanding receipts being greater or less than anticipated.

#### Sec. A.106 FEDERAL FUNDS

(a) In fiscal year 2016, the Governor, with the approval of the Legislature or the Joint Fiscal Committee if the Legislature is not in session, may accept federal funds available to the State of Vermont, including block grants in lieu of or in addition to funds herein designated as federal. The Governor, with the approval of the Legislature or the Joint Fiscal Committee if the Legislature is not in session, may allocate all or any portion of such federal funds for any purpose consistent with the purposes for which the basic appropriations in this act have been made.

(b) If, during fiscal year 2016, federal funds available to the State of Vermont and designated as federal in this and other acts of the 2015 session of the Vermont General Assembly are converted into block grants or are abolished under their current title in federal law and reestablished under a new title in federal law, the Governor may continue to accept such federal funds for any purpose consistent with the purposes for which the federal funds were appropriated. The Governor may spend such funds for such purposes for no more than 45 days prior to legislative or Joint Fiscal Committee approval. Notice shall be given to the Joint Fiscal Committee without delay if the Governor intends to use the authority granted by this section, and the Joint Fiscal Committee shall meet in an expedited manner to review the Governor's request for approval.

#### Sec. A.107 NEW POSITIONS

(a) Notwithstanding any other provision of law, the total number of authorized State positions, both classified and exempt, excluding temporary positions as defined in 3 V.S.A. § 311(11), shall not be increased during fiscal year 2016 except for new positions authorized by the 2015 session. Limited service positions approved pursuant to 32 V.S.A. § 5 shall not be subject to this restriction, nor shall positions created pursuant to the Position Pilot Program authorized in 2014 Acts and Resolves No. 179, Sec. E.100(d).

#### Sec. A.108 LEGEND

(a) The bill is organized by functions of government. The sections between B.100 and B.9999 contain appropriations of funds for the upcoming budget year. The sections between E.100 and E.9999 contain language that relates to specific appropriations or government functions, or both. The function areas by section numbers are as follows:

B.100–B.199 and E.100–E.199

General Government

B.200–B.299 and E.200–E.299

Protection to Persons and Property

<u>B.300–B.399 and E.300–E.399</u>	<u>Human Services</u>
<u>B.400–B.499 and E.400–E.499</u>	<u>Labor</u>
<u>B.500–B.599 and E.500–E.599</u>	<u>General Education</u>
<u>B.600–B.699 and E.600–E.699</u>	<u>Higher Education</u>
<u>B.700–B.799 and E.700–E.799</u>	<u>Natural Resources</u>
<u>B.800–B.899 and E.800–E.899</u>	<u>Commerce and Community Development</u>
<u>B.900–B.999 and E.900–E.999</u>	<u>Transportation</u>
<u>B.1000–B.1099 and E.1000–E.1099</u>	<u>Debt Service</u>
<u>B.1100–B.1199 and E.1100–E.1199</u>	<u>One-time and other appropriation actions</u>

(b) The C sections contain any amendments to the current fiscal year and the D sections contain fund transfers and reserve allocations for the upcoming budget year.

Sec. B.100 Secretary of administration - secretary's office

Personal services	3,054,675
Operating expenses	<u>132,239</u>
Total	3,186,914
Source of funds	
General fund	1,371,774
Interdepartmental transfers	<u>1,815,140</u>
Total	3,186,914

Sec. B.101 Secretary of administration - finance

Personal services	1,310,972
Operating expenses	<u>132,091</u>
Total	1,443,063
Source of funds	
Interdepartmental transfers	<u>1,443,063</u>
Total	1,443,063

Sec. B.102 Secretary of administration - workers' compensation insurance

Personal services	1,218,587
Operating expenses	<u>282,937</u>
Total	1,501,524
Source of funds	
Internal service funds	<u>1,501,524</u>
Total	1,501,524

Sec. B.103 Secretary of administration - general liability insurance

Personal services	243,597
Operating expenses	63,231
Total	306,828
Source of funds	
Internal service funds	<u>306,828</u>
Total	306,828
Sec. B.104 Secretary of administration - all other insurance	
Personal services	13,677
Operating expenses	19,263
Total	32,940
Source of funds	
Internal service funds	<u>32,940</u>
Total	32,940
Sec. B.104.1 Secretary of administration - VTHR operations	
Personal services	1,825,561
Operating expenses	623,105
Total	2,448,666
Source of funds	
Internal service funds	<u>2,448,666</u>
Total	2,448,666
Sec. B.105 Information and innovation - communications and information technology	
Personal services	18,249,018
Operating expenses	16,924,990
Total	35,174,008
Source of funds	
Internal service funds	<u>35,174,008</u>
Total	35,174,008
Sec. B.106 Finance and management - budget and management	
Personal services	1,120,501
Operating expenses	256,147
Total	1,376,648
Source of funds	
General fund	1,109,412
Interdepartmental transfers	<u>267,236</u>
Total	1,376,648
Sec. B.107 Finance and management - financial operations	
Personal services	2,324,110
Operating expenses	495,220
Total	2,819,330

Source of funds	
Internal service funds	<u>2,819,330</u>
Total	2,819,330
Sec. B.108 Human resources - operations	
Personal services	7,205,166
Operating expenses	1,074,570
Total	8,279,736
Source of funds	
General fund	1,863,255
Special funds	244,912
Internal service funds	5,634,261
Interdepartmental transfers	<u>537,308</u>
Total	8,279,736
Sec. B.109 Human resources - employee benefits & wellness	
Personal services	1,200,821
Operating expenses	559,846
Total	1,760,667
Source of funds	
Internal service funds	<u>1,760,667</u>
Total	1,760,667
Sec. B.110 Libraries	
Personal services	1,757,183
Operating expenses	1,658,074
Grants	165,576
Total	3,580,833
Source of funds	
General fund	2,342,682
Special funds	102,563
Federal funds	1,040,195
Interdepartmental transfers	<u>95,393</u>
Total	3,580,833
Sec. B.111 Tax - administration/collection	
Personal services	14,064,412
Operating expenses	3,927,031
Total	17,991,443
Source of funds	
General fund	16,477,989
Special funds	1,370,888
Interdepartmental transfers	<u>142,566</u>
Total	17,991,443

Sec. B.112 Buildings and general services - administration

Personal services	678,557
Operating expenses	106,104
Total	784,661
Source of funds	
Interdepartmental transfers	<u>784,661</u>
Total	784,661

Sec. B.113 Buildings and general services - engineering

Personal services	2,689,779
Operating expenses	878,012
Total	3,567,791
Source of funds	
Interdepartmental transfers	<u>3,567,791</u>
Total	3,567,791

Sec. B.114 Buildings and general services - information centers

Personal services	3,557,425
Operating expenses	1,208,041
Grants	33,000
Total	4,798,466
Source of funds	
General fund	680,248
Transportation fund	4,034,714
Special funds	<u>83,504</u>
Total	4,798,466

Sec. B.115 Buildings and general services - purchasing

Personal services	1,060,369
Operating expenses	168,790
Total	1,229,159
Source of funds	
General fund	<u>1,229,159</u>
Total	1,229,159

Sec. B.116 Buildings and general services - postal services

Personal services	659,813
Operating expenses	139,700
Total	799,513
Source of funds	
General fund	83,221
Internal service funds	<u>716,292</u>
Total	799,513

Sec. B.117 Buildings and general services - copy center

Personal services	682,547
Operating expenses	155,713
Total	838,260
Source of funds	
Internal service funds	<u>838,260</u>
Total	838,260
Sec. B.118 Buildings and general services - fleet management services	
Personal services	811,437
Operating expenses	185,822
Total	997,259
Source of funds	
Internal service funds	<u>997,259</u>
Total	997,259
Sec. B.119 Buildings and general services - federal surplus property	
Personal services	937
Operating expenses	15,399
Total	16,336
Source of funds	
Enterprise funds	<u>16,336</u>
Total	16,336
Sec. B.120 Buildings and general services - state surplus property	
Personal services	224,967
Operating expenses	104,471
Total	329,438
Source of funds	
Internal service funds	305,454
Enterprise funds	<u>23,984</u>
Total	329,438
Sec. B.121 Buildings and general services - property management	
Personal services	1,010,552
Operating expenses	1,175,607
Total	2,186,159
Source of funds	
Internal service funds	<u>2,186,159</u>
Total	2,186,159
Sec. B.122 Buildings and general services - fee for space	
Personal services	14,777,935
Operating expenses	13,947,277
Total	28,725,212
Source of funds	



Internal service funds	<u>28,725,212</u>
Total	28,725,212
Sec. B.124 Executive office - governor's office	
Personal services	1,599,215
Operating expenses	473,014
Total	2,072,229
Source of funds	
General fund	1,658,841
Interdepartmental transfers	<u>413,388</u>
Total	2,072,229
Sec. B.125 Legislative council	
Personal services	3,410,872
Operating expenses	689,954
Total	4,100,826
Source of funds	
General fund	<u>4,100,826</u>
Total	4,100,826
Sec. B.126 Legislature	
Personal services	3,725,991
Operating expenses	3,417,835
Total	7,143,826
Source of funds	
General fund	<u>7,143,826</u>
Total	7,143,826
Sec. B.127 Joint fiscal committee	
Personal services	1,508,581
Operating expenses	112,793
Total	1,621,374
Source of funds	
General fund	<u>1,621,374</u>
Total	1,621,374
Sec. B.128 Sergeant at arms	
Personal services	574,589
Operating expenses	71,767
Total	646,356
Source of funds	
General fund	<u>646,356</u>
Total	646,356
Sec. B.129 Lieutenant governor	

Personal services	155,084
Operating expenses	30,380
Total	185,464
Source of funds	
General fund	<u>185,464</u>
Total	185,464
Sec. B.130 Auditor of accounts	
Personal services	3,523,421
Operating expenses	159,831
Total	3,683,252
Source of funds	
General fund	394,171
Special funds	53,145
Internal service funds	<u>3,235,936</u>
Total	3,683,252
Sec. B.131 State treasurer	
Personal services	3,194,143
Operating expenses	250,778
Total	3,444,921
Source of funds	
General fund	998,306
Special funds	2,338,561
Interdepartmental transfers	<u>108,054</u>
Total	3,444,921
Sec. B.132 State treasurer - unclaimed property	
Personal services	870,217
Operating expenses	268,976
Total	1,139,193
Source of funds	
Private purpose trust funds	<u>1,139,193</u>
Total	1,139,193
Sec. B.133 Vermont state retirement system	
Personal services	7,716,353
Operating expenses	1,108,471
Total	8,824,824
Source of funds	
Pension trust funds	<u>8,824,824</u>
Total	8,824,824
Sec. B.134 Municipal employees' retirement system	
Personal services	2,585,489

Operating expenses	655,390
Total	3,240,879
Source of funds	
Pension trust funds	<u>3,240,879</u>
Total	3,240,879
Sec. B.135 State labor relations board	
Personal services	197,431
Operating expenses	43,972
Total	241,403
Source of funds	
General fund	231,827
Special funds	6,788
Interdepartmental transfers	<u>2,788</u>
Total	241,403
Sec. B.136 VOSHA review board	
Personal services	44,903
Operating expenses	15,403
Total	60,306
Source of funds	
General fund	30,153
Interdepartmental transfers	<u>30,153</u>
Total	60,306
Sec. B.137 Homeowner rebate	
Grants	18,200,000
Total	18,200,000
Source of funds	
General fund	<u>18,200,000</u>
Total	18,200,000
Sec. B.138 Renter rebate	
Grants	9,700,000
Total	9,700,000
Source of funds	
General fund	2,910,000
Education fund	<u>6,790,000</u>
Total	9,700,000
Sec. B.139 Tax department - reappraisal and listing payments	
Grants	3,425,000
Total	3,425,000
Source of funds	
Education fund	<u>3,425,000</u>

Total	3,425,000
Sec. B.140 Municipal current use	
Grants	14,978,851
Total	14,978,851
Source of funds	
General fund	<u>14,978,851</u>
Total	14,978,851
Sec. B.141 Lottery commission	
Personal services	1,882,272
Operating expenses	1,385,171
Grants	150,000
Total	3,417,443
Source of funds	
Enterprise funds	<u>3,417,443</u>
Total	3,417,443
Sec. B.142 Payments in lieu of taxes	
Grants	6,400,000
Total	6,400,000
Source of funds	
Special funds	<u>6,400,000</u>
Total	6,400,000
Sec. B.143 Payments in lieu of taxes - Montpelier	
Grants	184,000
Total	184,000
Source of funds	
Special funds	<u>184,000</u>
Total	184,000
Sec. B.144 Payments in lieu of taxes - correctional facilities	
Grants	40,000
Total	40,000
Source of funds	
Special funds	<u>40,000</u>
Total	40,000
Sec. B.145 Total general government	
Source of funds	
General fund	78,257,735
Transportation fund	4,034,714
Special funds	10,824,361
Education fund	10,215,000

Federal funds	1,040,195
Internal service funds	86,682,796
Interdepartmental transfers	9,207,541
Enterprise funds	3,457,763
Pension trust funds	12,065,703
Private purpose trust funds	<u>1,139,193</u>
Total	216,925,001
Sec. B.200 Attorney general	
Personal services	8,491,876
Operating expenses	1,223,677
Total	9,715,553
Source of funds	
General fund	4,232,072
Special funds	2,017,819
Tobacco fund	348,000
Federal funds	829,609
Interdepartmental transfers	<u>2,288,053</u>
Total	9,715,553
Sec. B.201 Vermont court diversion	
Grants	1,996,483
Total	1,996,483
Source of funds	
General fund	1,396,486
Special funds	<u>599,997</u>
Total	1,996,483
Sec. B.202 Defender general - public defense	
Personal services	9,875,845
Operating expenses	1,027,999
Total	10,903,844
Source of funds	
General fund	10,265,292
Special funds	<u>638,552</u>
Total	10,903,844
Sec. B.203 Defender general - assigned counsel	
Personal services	4,799,403
Operating expenses	49,819
Total	4,849,222
Source of funds	
General fund	<u>4,849,222</u>
Total	4,849,222

Sec. B.204 Judiciary

Personal services	35,186,260
Operating expenses	8,683,467
Grants	<u>76,030</u>
Total	43,945,757
Source of funds	
General fund	38,439,850
Special funds	2,667,462
Tobacco fund	39,871
Federal funds	473,301
Interdepartmental transfers	<u>2,325,273</u>
Total	43,945,757

Sec. B.205 State's attorneys

Personal services	11,190,808
Operating expenses	1,807,815
Total	12,998,623
Source of funds	
General fund	10,328,495
Special funds	102,785
Federal funds	31,000
Interdepartmental transfers	<u>2,536,343</u>
Total	12,998,623

Sec. B.206 Special investigative unit

Personal services	88,000
Grants	1,590,000
Total	1,678,000
Source of funds	
General fund	<u>1,678,000</u>
Total	1,678,000

Sec. B.207 Sheriffs

Personal services	3,827,009
Operating expenses	445,493
Total	4,272,502
Source of funds	
General fund	<u>4,272,502</u>
Total	4,272,502

Sec. B.208 Public safety - administration

Personal services	2,495,022
Operating expenses	2,669,588
Total	5,164,610

Source of funds	
General fund	3,367,381
Federal funds	296,229
Interdepartmental transfers	<u>1,501,000</u>
Total	5,164,610
Sec. B.209 Public safety - state police	
Personal services	49,451,041
Operating expenses	8,542,245
Grants	896,000
Total	58,889,286
Source of funds	
General fund	29,298,898
Transportation fund	22,750,000
Special funds	2,965,856
Federal funds	2,294,098
Interdepartmental transfers	<u>1,580,434</u>
Total	58,889,286
Sec. B.210 Public safety - criminal justice services	
Personal services	7,871,533
Operating expenses	2,503,895
Total	10,375,428
Source of funds	
General fund	7,056,952
Special funds	1,719,236
Federal funds	1,240,065
Interdepartmental transfers	<u>359,175</u>
Total	10,375,428
Sec. B.211 Public safety - emergency management and homeland security	
Personal services	3,935,145
Operating expenses	1,302,179
Grants	14,754,210
Total	19,991,534
Source of funds	
General fund	621,885
Federal funds	19,189,575
Interdepartmental transfers	<u>180,074</u>
Total	19,991,534
Sec. B.212 Public safety - fire safety	
Personal services	5,865,973
Operating expenses	2,091,159

Grants	107,000
Total	8,064,132
Source of funds	
General fund	633,349
Special funds	7,048,803
Federal funds	356,980
Interdepartmental transfers	<u>25,000</u>
Total	8,064,132
Sec. B.214 Radiological emergency response plan	
Personal services	352,238
Operating expenses	235,710
Grants	1,051,195
Total	1,639,143
Source of funds	
Special funds	<u>1,639,143</u>
Total	1,639,143
Sec. B.215 Military - administration	
Personal services	682,752
Operating expenses	354,292
Grants	100,000
Total	1,137,044
Source of funds	
General fund	<u>1,137,044</u>
Total	1,137,044
Sec. B.216 Military - air service contract	
Personal services	4,896,594
Operating expenses	935,308
Total	5,831,902
Source of funds	
General fund	471,320
Federal funds	<u>5,360,582</u>
Total	5,831,902
Sec. B.217 Military - army service contract	
Personal services	6,304,421
Operating expenses	6,805,910
Total	13,110,331
Source of funds	
Federal funds	<u>13,110,331</u>
Total	13,110,331
Sec. B.218 Military - building maintenance	



Personal services	678,770
Operating expenses	819,404
Total	1,498,174
Source of funds	
General fund	<u>1,498,174</u>
Total	1,498,174
Sec. B.219 Military - veterans' affairs	
Personal services	722,415
Operating expenses	184,693
Grants	118,984
Total	1,026,092
Source of funds	
General fund	796,084
Special funds	130,008
Federal funds	<u>100,000</u>
Total	1,026,092
Sec. B.220 Center for crime victim services	
Personal services	1,497,512
Operating expenses	253,927
Grants	8,840,240
Total	10,591,679
Source of funds	
General fund	1,264,008
Special funds	4,914,287
Federal funds	<u>4,413,384</u>
Total	10,591,679
Sec. B.221 Criminal justice training council	
Personal services	1,096,826
Operating expenses	1,409,569
Total	2,506,395
Source of funds	
General fund	2,372,753
Interdepartmental transfers	<u>133,642</u>
Total	2,506,395
Sec. B.222 Agriculture, food and markets - administration	
Personal services	1,324,661
Operating expenses	249,202
Grants	189,722
Total	1,763,585
Source of funds	

General fund	944,681
Special funds	488,972
Federal funds	<u>329,932</u>
Total	1,763,585

Sec. B.223 Agriculture, food and markets - food safety and consumer protection

Personal services	3,586,427
Operating expenses	737,012
Grants	2,600,000
Total	6,923,439
Source of funds	
General fund	2,696,919
Special funds	3,296,653
Federal funds	888,939
Global Commitment fund	34,006
Interdepartmental transfers	<u>6,922</u>
Total	6,923,439

Sec. B.224 Agriculture, food and markets - agricultural development

Personal services	1,246,225
Operating expenses	690,516
Grants	936,562
Total	2,873,303
Source of funds	
General fund	1,743,909
Special funds	609,016
Federal funds	478,711
Interdepartmental transfers	<u>41,667</u>
Total	2,873,303

Sec. B.225 Agriculture, food and markets - laboratories, agricultural resource management and environmental stewardship

Personal services	3,205,184
Operating expenses	681,603
Grants	1,203,080
Total	5,089,867
Source of funds	
General fund	1,940,380
Special funds	1,793,932
Federal funds	1,071,852
Global Commitment fund	56,272
Interdepartmental transfers	<u>227,431</u>
Total	5,089,867

Sec. B.225.1 Agriculture, food and markets - Vermont Agricultural and Environmental

Personal services	1,298,702
Operating expenses	508,830
Total	1,807,532
Source of funds	
General fund	776,525
Special funds	<u>1,031,007</u>
Total	1,807,532

Sec. B.226 Financial regulation - administration

Personal services	1,915,204
Operating expenses	169,190
Total	2,084,394
Source of funds	
Special funds	<u>2,084,394</u>
Total	2,084,394

Sec. B.227 Financial regulation - banking

Personal services	1,617,418
Operating expenses	309,540
Total	1,926,958
Source of funds	
Special funds	<u>1,926,958</u>
Total	1,926,958

Sec. B.228 Financial regulation - insurance

Personal services	5,058,364
Operating expenses	503,064
Total	5,561,428
Source of funds	
Special funds	5,383,512
Federal funds	110,716
Interdepartmental transfers	<u>67,200</u>
Total	5,561,428

Sec. B.229 Financial regulation - captive insurance

Personal services	3,893,968
Operating expenses	485,238
Total	4,379,206
Source of funds	
Special funds	<u>4,379,206</u>
Total	4,379,206

Sec. B.230 Financial regulation - securities

Personal services	768,759
Operating expenses	176,701
Total	945,460
Source of funds	
Special funds	<u>945,460</u>
Total	945,460
Sec. B.232 Secretary of state	
Personal services	7,843,350
Operating expenses	2,158,749
Total	10,002,099
Source of funds	
Special funds	8,994,697
Federal funds	932,402
Interdepartmental transfers	<u>75,000</u>
Total	10,002,099
Sec. B.233 Public service - regulation and energy	
Personal services	10,430,192
Operating expenses	2,047,077
Grants	3,791,667
Total	16,268,936
Source of funds	
Special funds	14,964,433
Federal funds	1,002,268
ARRA funds	238,000
Interdepartmental transfers	41,667
Enterprise funds	<u>22,568</u>
Total	16,268,936
Sec. B.234 Public service board	
Personal services	3,027,893
Operating expenses	452,288
Total	3,480,181
Source of funds	
Special funds	<u>3,480,181</u>
Total	3,480,181
Sec. B.235 Enhanced 9-1-1 Board	
Personal services	3,511,243
Operating expenses	283,587
Grants	810,000
Total	4,604,830
Source of funds	

Special funds	4,604,830
Total	4,604,830
Sec. B.236 Human rights commission	
Personal services	441,968
Operating expenses	74,904
Total	516,872
Source of funds	
General fund	450,152
Federal funds	<u>66,720</u>
Total	516,872
Sec. B.237 Liquor control - administration	
Personal services	3,529,058
Operating expenses	497,522
Total	4,026,580
Source of funds	
Enterprise funds	<u>4,026,580</u>
Total	4,026,580
Sec. B.238 Liquor control - enforcement and licensing	
Personal services	2,461,479
Operating expenses	520,453
Total	2,981,932
Source of funds	
Special funds	154,500
Tobacco fund	218,444
Federal funds	254,841
Interdepartmental transfers	46,000
Enterprise funds	<u>2,308,147</u>
Total	2,981,932
Sec. B.239 Liquor control - warehousing and distribution	
Personal services	1,041,590
Operating expenses	457,706
Total	1,499,296
Source of funds	
Enterprise funds	<u>1,499,296</u>
Total	1,499,296
Sec. B.240 Total protection to persons and property	
Source of funds	
General fund	132,558,333
Transportation fund	22,750,000
Special funds	78,581,699

Tobacco fund	606,315
Federal funds	52,831,535
ARRA funds	238,000
Global Commitment fund	90,278
Interdepartmental transfers	11,434,881
Enterprise funds	<u>7,856,591</u>
Total	306,947,632

Sec. B.300 Human services - agency of human services - secretary's office

Personal services	16,664,613
Operating expenses	3,866,535
Grants	3,226,454
Total	23,757,602
Source of funds	
General fund	6,082,747
Special funds	91,017
Tobacco fund	25,000
Federal funds	12,396,153
Global Commitment fund	499,667
Interdepartmental transfers	<u>4,663,018</u>
Total	23,757,602

Sec. B.301 Secretary's office - global commitment

Operating expenses	4,541,736
Grants	<u>1,373,818,419</u>
Total	1,378,360,155
Source of funds	
General fund	209,337,689
Special funds	26,550,179
Tobacco fund	28,747,141
State health care resources fund	270,712,781
Federal funds	842,972,365
Interdepartmental transfers	<u>40,000</u>
Total	1,378,360,155

Sec. B.302 Rate setting

Personal services	898,044
Operating expenses	98,596
Total	996,640
Source of funds	
Global Commitment fund	<u>996,640</u>
Total	996,640

Sec. B.303 Developmental disabilities council

Personal services	246,454
Operating expenses	67,012
Grants	248,388
Total	561,854
Source of funds	
Federal funds	<u>561,854</u>
Total	561,854
Sec. B.304 Human services board	
Personal services	693,325
Operating expenses	89,986
Total	783,311
Source of funds	
General fund	223,361
Federal funds	262,858
Interdepartmental transfers	<u>297,092</u>
Total	783,311
Sec. B.305 AHS - administrative fund	
Personal services	350,000
Operating expenses	4,650,000
Total	5,000,000
Source of funds	
Interdepartmental transfers	<u>5,000,000</u>
Total	5,000,000
Sec. B.306 Department of Vermont health access - administration	
Personal services	159,623,571
Operating expenses	4,538,736
Grants	18,136,469
Total	182,298,776
Source of funds	
General fund	1,447,997
Special funds	797,332
Federal funds	84,243,588
Global Commitment fund	86,608,315
Interdepartmental transfers	<u>9,201,544</u>
Total	182,298,776
Sec. B.307 Department of Vermont health access - Medicaid program - global commitment	
Grants	<u>659,633,970</u>
Total	659,633,970
Source of funds	

Global Commitment fund	<u>659,633,970</u>
Total	659,633,970
Sec. B.308 Department of Vermont health access - Medicaid program - long term care waiver	
Grants	210,124,188
Total	210,124,188
Source of funds	
General fund	94,492,829
Federal funds	<u>115,631,359</u>
Total	210,124,188
Sec. B.309 Department of Vermont health access - Medicaid program - state only	
Grants	39,415,040
Total	39,415,040
Source of funds	
General fund	31,425,153
Global Commitment fund	<u>7,989,887</u>
Total	39,415,040
Sec. B.310 Department of Vermont health access - Medicaid non-waiver matched	
Grants	45,030,389
Total	45,030,389
Source of funds	
General fund	18,868,848
Federal funds	<u>26,161,541</u>
Total	45,030,389
Sec. B.311 Health - administration and support	
Personal services	7,070,805
Operating expenses	3,280,471
Grants	2,595,000
Total	12,946,276
Source of funds	
General fund	2,579,027
Special funds	1,022,719
Federal funds	5,668,282
Global Commitment fund	<u>3,676,248</u>
Total	12,946,276
Sec. B.312 Health - public health	
Personal services	37,391,426
Operating expenses	8,229,404



Grants	39,972,373
Total	85,593,203
Source of funds	
General fund	8,544,109
Special funds	16,854,895
Tobacco fund	2,461,377
Federal funds	38,184,687
Global Commitment fund	18,401,274
Interdepartmental transfers	1,121,861
Permanent trust funds	<u>25,000</u>
Total	85,593,203
Sec. B.313 Health - alcohol and drug abuse programs	
Personal services	3,995,245
Operating expenses	392,203
Grants	43,932,842
Total	48,320,290
Source of funds	
General fund	2,873,238
Special funds	442,829
Tobacco fund	1,386,234
Federal funds	9,865,175
Global Commitment fund	<u>33,752,814</u>
Total	48,320,290
Sec. B.314 Mental health - mental health	
Personal services	28,575,903
Operating expenses	3,927,176
Grants	184,594,398
Total	217,097,477
Source of funds	
General fund	1,703,391
Special funds	434,904
Federal funds	4,881,255
Global Commitment fund	210,057,927
Interdepartmental transfers	<u>20,000</u>
Total	217,097,477
Sec. B.316 Department for children and families - administration & support services	
Personal services	45,539,991
Operating expenses	10,743,788
Grants	1,242,998
Total	57,526,777

Source of funds	
General fund	21,705,290
Special funds	638,986
Federal funds	21,060,049
Global Commitment fund	13,456,637
Interdepartmental transfers	<u>665,815</u>
Total	57,526,777

Sec. B.317 Department for children and families - family services

Personal services	27,279,227
Operating expenses	4,144,297
Grants	68,290,537
Total	99,714,061

Source of funds	
General fund	29,264,732
Special funds	1,691,637
Federal funds	23,442,723
Global Commitment fund	45,178,915
Interdepartmental transfers	<u>136,054</u>
Total	99,714,061

Sec. B.318 Department for children and families - child development

Personal services	6,160,505
Operating expenses	712,850
Grants	74,243,412
Total	81,116,767

Source of funds	
General fund	29,743,122
Special funds	1,820,000
Federal funds	38,248,914
Global Commitment fund	<u>11,304,731</u>
Total	81,116,767

Sec. B.319 Department for children and families - office of child support

Personal services	10,216,130
Operating expenses	3,515,641
Total	13,731,771

Source of funds	
General fund	3,430,564
Special funds	455,718
Federal funds	9,457,889
Interdepartmental transfers	<u>387,600</u>
Total	13,731,771

Sec. B.320 Department for children and families - aid to aged, blind and disabled

Personal services	2,221,542
Grants	11,217,094
Total	13,438,636
Source of funds	
General fund	9,688,636
Global Commitment fund	<u>3,750,000</u>
Total	13,438,636

Sec. B.321 Department for children and families - general assistance

Grants	6,087,010
Total	6,087,010
Source of funds	
General fund	4,680,025
Federal funds	1,111,320
Global Commitment fund	<u>295,665</u>
Total	6,087,010

Sec. B.322 Department for children and families - 3SquaresVT

Grants	28,217,770
Total	28,217,770
Source of funds	
Federal funds	<u>28,217,770</u>
Total	28,217,770

Sec. B.323 Department for children and families - reach up

Operating expenses	86,891
Grants	42,534,036
Total	42,620,927
Source of funds	
General fund	12,308,629
Special funds	23,401,676
Federal funds	4,152,222
Global Commitment fund	<u>2,758,400</u>
Total	42,620,927

Sec. B.324 Department for children and families - home heating fuel assistance/LIHEAP

Grants	17,351,664
Total	17,351,664
Source of funds	
Federal funds	<u>17,351,664</u>
Total	17,351,664

Sec. B.325 Department for children and families - office of economic opportunity

Personal services	285,158
Operating expenses	28,069
Grants	8,605,335
Total	8,918,562
Source of funds	
General fund	4,729,667
Special funds	57,990
Federal funds	3,928,417
Global Commitment fund	<u>202,488</u>
Total	8,918,562

Sec. B.326 Department for children and families - OEO - weatherization assistance

Personal services	404,273
Operating expenses	53,717
Grants	8,649,961
Total	9,107,951
Source of funds	
Special funds	8,107,951
Federal funds	<u>1,000,000</u>
Total	9,107,951

Sec. B.327 Department for children and families - Woodside rehabilitation center

Personal services	4,143,010
Operating expenses	656,181
Total	4,799,191
Source of funds	
General fund	913,411
Global Commitment fund	3,788,780
Interdepartmental transfers	<u>97,000</u>
Total	4,799,191

Sec. B.328 Department for children and families - disability determination services

Personal services	5,691,593
Operating expenses	524,133
Total	6,215,726
Source of funds	
Federal funds	5,959,659
Global Commitment fund	<u>256,067</u>
Total	6,215,726

Sec. B.329 Disabilities, aging, and independent living - administration & support

Personal services	29,024,981
Operating expenses	4,985,917
Total	34,010,898
Source of funds	
General fund	11,213,165
Special funds	1,390,457
Federal funds	12,992,255
Global Commitment fund	5,740,234
Interdepartmental transfers	<u>2,674,787</u>
Total	34,010,898

Sec. B.330 Disabilities, aging, and independent living - advocacy and independent living grants

Grants	20,560,309
Total	20,560,309
Source of funds	
General fund	7,862,665
Federal funds	6,992,730
Global Commitment fund	5,534,924
Interdepartmental transfers	<u>169,990</u>
Total	20,560,309

Sec. B.331 Disabilities, aging, and independent living - blind and visually impaired

Grants	1,411,457
Total	1,411,457
Source of funds	
General fund	349,154
Special funds	223,450
Federal funds	593,853
Global Commitment fund	<u>245,000</u>
Total	1,411,457

Sec. B.332 Disabilities, aging, and independent living - vocational rehabilitation

Grants	8,972,255
Total	8,972,255
Source of funds	
General fund	1,371,845
Special funds	70,000
Federal funds	4,552,523
Global Commitment fund	7,500

Interdepartmental transfers	<u>2,970,387</u>
Total	8,972,255
Sec. B.333 Disabilities, aging, and independent living - developmental services	
Grants	185,990,025
Total	185,990,025
Source of funds	
General fund	155,125
Special funds	15,463
Federal funds	359,857
Global Commitment fund	<u>185,459,580</u>
Total	185,990,025
Sec. B.334 Disabilities, aging, and independent living - TBI home and community based waiver	
Grants	5,647,336
Total	5,647,336
Source of funds	
Global Commitment fund	<u>5,647,336</u>
Total	5,647,336
Sec. B.335 Corrections - administration	
Personal services	2,335,909
Operating expenses	218,683
Total	2,554,592
Source of funds	
General fund	<u>2,554,592</u>
Total	2,554,592
Sec. B.336 Corrections - parole board	
Personal services	241,447
Operating expenses	80,783
Total	322,230
Source of funds	
General fund	<u>322,230</u>
Total	322,230
Sec. B.337 Corrections - correctional education	
Personal services	3,252,135
Operating expenses	780,774
Total	4,032,909
Source of funds	
Education fund	3,804,425
Interdepartmental transfers	<u>228,484</u>
Total	4,032,909

Sec. B.338 Corrections - correctional services

Personal services	102,457,834
Operating expenses	21,691,183
Grants	9,872,638
Total	134,021,655
Source of funds	
General fund	127,282,546
Special funds	483,963
Federal funds	470,962
Global Commitment fund	5,387,869
Interdepartmental transfers	<u>396,315</u>
Total	134,021,655

Sec. B.339 Corrections - Correctional services-out of state beds

Personal services	8,009,061
Total	8,009,061
Source of funds	
General fund	<u>8,009,061</u>
Total	8,009,061

Sec. B.340 Corrections - correctional facilities - recreation

Personal services	541,428
Operating expenses	345,501
Total	886,929
Source of funds	
Special funds	<u>886,929</u>
Total	886,929

Sec. B.341 Corrections - Vermont offender work program

Personal services	1,267,964
Operating expenses	548,231
Total	1,816,195
Source of funds	
Internal service funds	<u>1,816,195</u>
Total	1,816,195

Sec. B.342 Vermont veterans' home - care and support services

Personal services	16,173,696
Operating expenses	4,852,498
Total	21,026,194
Source of funds	
General fund	4,482,923
Special funds	8,732,204
Federal funds	7,400,081

Global Commitment fund	<u>410,986</u>
Total	21,026,194
Sec. B.343 Commission on women	
Personal services	273,960
Operating expenses	82,404
Total	356,364
Source of funds	
General fund	351,364
Special funds	<u>5,000</u>
Total	356,364
Sec. B.344 Retired senior volunteer program	
Grants	151,096
Total	151,096
Source of funds	
General fund	<u>151,096</u>
Total	151,096
Sec. B.345 Green Mountain Care Board	
Personal services	8,508,778
Operating expenses	637,600
Total	9,146,378
Source of funds	
General fund	921,851
Special funds	1,412,836
Federal funds	928,466
Global Commitment fund	3,154,685
Interdepartmental transfers	<u>2,728,540</u>
Total	9,146,378
Sec. B.346 Total human services	
Source of funds	
General fund	660,374,212
Special funds	95,588,135
Tobacco fund	32,619,752
State health care resources fund	270,712,781
Education fund	3,804,425
Federal funds	1,330,646,341
Global Commitment fund	1,317,096,539
Internal service funds	1,816,195
Interdepartmental transfers	30,798,487
Permanent trust funds	<u>25,000</u>
Total	3,743,481,867



Sec. B.400 Labor - programs

Personal services	26,785,755
Operating expenses	7,609,922
Grants	330,482
Total	34,726,159
Source of funds	
General fund	3,264,327
Special funds	3,363,869
Federal funds	26,941,460
Interdepartmental transfers	<u>1,156,503</u>
Total	34,726,159

Sec. B.401 Total labor

Source of funds	
General fund	3,264,327
Special funds	3,363,869
Federal funds	26,941,460
Interdepartmental transfers	<u>1,156,503</u>
Total	34,726,159

Sec. B.500 Education - finance and administration

Personal services	8,452,624
Operating expenses	2,409,879
Grants	15,811,200
Total	26,673,703
Source of funds	
General fund	3,338,940
Special funds	16,656,256
Education fund	962,145
Federal funds	4,778,175
Global Commitment fund	<u>938,187</u>
Total	26,673,703

Sec. B.501 Education - education services

Personal services	16,454,867
Operating expenses	1,382,706
Grants	114,299,730
Total	132,137,303
Source of funds	
General fund	5,440,726
Special funds	2,425,480
Federal funds	123,005,164
Interdepartmental transfers	<u>1,265,933</u>
Total	132,137,303

Sec. B.502 Education - special education: formula grants	
Grants	179,823,434
Total	179,823,434
Source of funds	
Education fund	<u>179,823,434</u>
Total	179,823,434
Sec. B.503 Education - state-placed students	
Grants	16,400,000
Total	16,400,000
Source of funds	
Education fund	<u>16,400,000</u>
Total	16,400,000
Sec. B.504 Education - adult education and literacy	
Grants	7,351,468
Total	7,351,468
Source of funds	
General fund	787,995
Education fund	5,800,000
Federal funds	<u>763,473</u>
Total	7,351,468
Sec. B.505 Education - adjusted education payment	
Grants	1,289,600,000
Total	1,289,600,000
Source of funds	
Education fund	<u>1,289,600,000</u>
Total	1,289,600,000
Sec. B.506 Education - transportation	
Grants	17,734,913
Total	17,734,913
Source of funds	
Education fund	<u>17,734,913</u>
Total	17,734,913
Sec. B.507 Education - small school grants	
Grants	7,615,000
Total	7,615,000
Source of funds	
Education fund	<u>7,615,000</u>
Total	7,615,000
Sec. B.508 Education - capital debt service aid	

Grants	122,000
Total	122,000
Source of funds	
Education fund	<u>122,000</u>
Total	122,000
Sec. B.509 Education - tobacco litigation	
Personal services	101,707
Operating expenses	29,115
Grants	635,719
Total	766,541
Source of funds	
Tobacco fund	<u>766,541</u>
Total	766,541
Sec. B.510 Education - essential early education grant	
Grants	6,356,188
Total	6,356,188
Source of funds	
Education fund	<u>6,356,188</u>
Total	6,356,188
Sec. B.511 Education - technical education	
Grants	13,331,162
Total	13,331,162
Source of funds	
Education fund	<u>13,331,162</u>
Total	13,331,162
Sec. B.512 Education - Act 117 cost containment	
Personal services	1,086,783
Operating expenses	148,207
Grants	91,000
Total	1,325,990
Source of funds	
Special funds	<u>1,325,990</u>
Total	1,325,990
Sec. B.513 Appropriation and transfer to education fund	
Grants	303,343,381
Total	303,343,381
Source of funds	
General fund	<u>303,343,381</u>
Total	303,343,381

Sec. B.514 State teachers' retirement system

Grants	73,102,909
Total	73,102,909
Source of funds	
General fund	<u>73,102,909</u>
Total	73,102,909

Sec. B.514.1 State teachers' retirement system administration

Personal services	7,978,983
Operating expenses	1,325,835
Total	9,304,818
Source of funds	
Pension trust funds	<u>9,304,818</u>
Total	9,304,818

Sec. B.515 Retired teachers' health care and medical benefits

Grants	15,576,468
Total	15,576,468
Source of funds	
General fund	<u>15,576,468</u>
Total	15,576,468

Sec. B.516 Total general education

Source of funds	
General fund	401,590,419
Special funds	20,407,726
Tobacco fund	766,541
Education fund	1,537,744,842
Federal funds	128,546,812
Global Commitment fund	938,187
Interdepartmental transfers	1,265,933
Pension trust funds	<u>9,304,818</u>
Total	2,100,565,278

Sec. B.600 University of Vermont

Grants	42,509,093
Total	42,509,093
Source of funds	
General fund	38,462,876
Global Commitment fund	<u>4,046,217</u>
Total	42,509,093

Sec. B.601 Vermont Public Television

Grants	365,140
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Total	365,140
Source of funds	
General fund	<u>365,140</u>
Total	365,140
Sec. B.602 Vermont state colleges	
Grants	24,300,464
Total	24,300,464
Source of funds	
General fund	<u>24,300,464</u>
Total	24,300,464
Sec. B.603 Vermont state colleges - allied health	
Grants	1,157,775
Total	1,157,775
Source of funds	
General fund	748,314
Global Commitment fund	<u>409,461</u>
Total	1,157,775
Sec. B.604 [DELETED]	
Sec. B.605 Vermont student assistance corporation	
Grants	19,414,588
Total	19,414,588
Source of funds	
General fund	<u>19,414,588</u>
Total	19,414,588
Sec. B.606 New England higher education compact	
Grants	84,000
Total	84,000
Source of funds	
General fund	<u>84,000</u>
Total	84,000
Sec. B.607 University of Vermont - Morgan Horse Farm	
Grants	1
Total	1
Source of funds	
General fund	<u>1</u>
Total	1
Sec. B.608 Total higher education	
Source of funds	

General fund	83,375,883
Global Commitment fund	<u>4,455,678</u>
Total	87,831,561

Sec. B.700 Natural resources - agency of natural resources - administration

Personal services	3,450,486
Operating expenses	2,144,118
Grants	125,510
Total	5,720,114
Source of funds	
General fund	4,701,176
Special funds	491,800
Federal funds	270,000
Interdepartmental transfers	<u>257,138</u>
Total	5,720,114

Sec. B.701 Natural resources - state land local property tax assessment

Operating expenses	2,285,299
Total	2,285,299
Source of funds	
General fund	1,863,799
Interdepartmental transfers	<u>421,500</u>
Total	2,285,299

Sec. B.702 Fish and wildlife - support and field services

Personal services	16,199,539
Operating expenses	5,399,047
Grants	2,145,000
Total	23,743,586
Source of funds	
General fund	5,162,155
Special funds	100,000
Fish and wildlife fund	9,291,075
Federal funds	8,991,856
Interdepartmental transfers	197,500
Permanent trust funds	<u>1,000</u>
Total	23,743,586

Sec. B.703 Forests, parks and recreation - administration

Personal services	1,090,003
Operating expenses	663,990
Grants	1,822,730
Total	3,576,723
Source of funds	

General fund	1,099,310
Special funds	1,307,878
Federal funds	<u>1,169,535</u>
Total	3,576,723
Sec. B.704 Forests, parks and recreation - forestry	
Personal services	5,230,313
Operating expenses	685,288
Grants	500,700
Total	6,416,301
Source of funds	
General fund	3,848,398
Special funds	1,130,403
Federal funds	1,300,000
Interdepartmental transfers	<u>137,500</u>
Total	6,416,301
Sec. B.705 Forests, parks and recreation - state parks	
Personal services	6,845,755
Operating expenses	2,622,212
Total	9,467,967
Source of funds	
General fund	637,328
Special funds	<u>8,830,639</u>
Total	9,467,967
Sec. B.706 Forests, parks and recreation - lands administration	
Personal services	508,184
Operating expenses	1,195,754
Total	1,703,938
Source of funds	
General fund	437,559
Special funds	197,629
Federal funds	1,050,000
Interdepartmental transfers	<u>18,750</u>
Total	1,703,938
Sec. B.707 Forests, parks and recreation - youth conservation corps	
Grants	520,689
Total	520,689
Source of funds	
General fund	48,307
Special funds	188,382
Federal funds	94,000

Interdepartmental transfers	<u>190,000</u>
Total	520,689
Sec. B.708 Forests, parks and recreation - forest highway maintenance	
Personal services	94,000
Operating expenses	85,925
Total	179,925
Source of funds	
General fund	<u>179,925</u>
Total	179,925
Sec. B.709 Environmental conservation - management and support services	
Personal services	5,608,526
Operating expenses	790,399
Grants	111,280
Total	6,510,205
Source of funds	
General fund	354,188
Special funds	445,630
Federal funds	1,110,742
Interdepartmental transfers	<u>4,599,645</u>
Total	6,510,205
Sec. B.710 Environmental conservation - air and waste management	
Personal services	10,423,688
Operating expenses	8,315,978
Grants	2,044,754
Total	20,784,420
Source of funds	
General fund	442,163
Special funds	16,555,651
Federal funds	3,634,737
Interdepartmental transfers	<u>151,869</u>
Total	20,784,420
Sec. B.711 Environmental conservation - office of water programs	
Personal services	16,578,032
Operating expenses	4,911,506
Grants	1,672,015
Total	23,161,553
Source of funds	
General fund	8,240,152
Special funds	6,864,180
Federal funds	6,722,123



Interdepartmental transfers	<u>1,335,098</u>
Total	23,161,553
Sec. B.712 Environmental conservation - tax-loss Connecticut river flood control	
Operating expenses	34,700
Total	34,700
Source of funds	
General fund	3,470
Special funds	<u>31,230</u>
Total	34,700
Sec. B.713 Natural resources board	
Personal services	2,733,698
Operating expenses	236,618
Total	2,970,316
Source of funds	
General fund	639,419
Special funds	<u>2,330,897</u>
Total	2,970,316
Sec. B.714 Total natural resources	
Source of funds	
General fund	27,657,349
Special funds	38,474,319
Fish and wildlife fund	9,291,075
Federal funds	24,342,993
Interdepartmental transfers	7,309,000
Permanent trust funds	<u>1,000</u>
Total	107,075,736
Sec. B.800 Commerce and community development - agency of commerce and community development - administration	
Personal services	2,794,805
Operating expenses	813,675
Grants	4,322,627
Total	7,931,107
Source of funds	
General fund	3,391,307
Special funds	3,569,800
Federal funds	800,000
Interdepartmental transfers	<u>170,000</u>
Total	7,931,107
Sec. B.801 Economic development	

Personal services	3,293,135
Operating expenses	1,016,566
Grants	1,921,821
Total	6,231,522
Source of funds	
General fund	4,563,634
Special funds	929,650
Federal funds	<u>738,238</u>
Total	6,231,522
Sec. B.802 Housing & community development	
Personal services	6,938,851
Operating expenses	892,571
Grants	1,441,987
Total	9,273,409
Source of funds	
General fund	2,536,040
Special funds	4,530,732
Federal funds	2,064,555
Interdepartmental transfers	<u>142,082</u>
Total	9,273,409
Sec. B.804 Community development block grants	
Grants	6,174,938
Total	6,174,938
Source of funds	
Federal funds	<u>6,174,938</u>
Total	6,174,938
Sec. B.805 Downtown transportation and capital improvement fund	
Personal services	88,815
Grants	335,151
Total	423,966
Source of funds	
Special funds	<u>423,966</u>
Total	423,966
Sec. B.806 Tourism and marketing	
Personal services	1,220,033
Operating expenses	1,841,289
Grants	167,530
Total	3,228,852
Source of funds	
General fund	3,128,852

Interdepartmental transfers	<u>100,000</u>
Total	3,228,852
Sec. B.807 Vermont life	
Personal services	806,790
Operating expenses	61,990
Total	868,780
Source of funds	
Enterprise funds	<u>868,780</u>
Total	868,780
Sec. B.808 Vermont council on the arts	
Grants	645,307
Total	645,307
Source of funds	
General fund	<u>645,307</u>
Total	645,307
Sec. B.809 Vermont symphony orchestra	
Grants	141,214
Total	141,214
Source of funds	
General fund	<u>141,214</u>
Total	141,214
Sec. B.810 Vermont historical society	
Grants	947,620
Total	947,620
Source of funds	
General fund	<u>947,620</u>
Total	947,620
Sec. B.811 Vermont housing and conservation board	
Grants	21,785,605
Total	21,785,605
Source of funds	
Special funds	10,532,396
Federal funds	<u>11,253,209</u>
Total	21,785,605
Sec. B.812 Vermont humanities council	
Grants	217,959
Total	217,959
Source of funds	
General fund	<u>217,959</u>

Total	217,959
Sec. B.813 Total commerce and community development	
Source of funds	
General fund	15,571,933
Special funds	19,986,544
Federal funds	21,030,940
Interdepartmental transfers	412,082
Enterprise funds	<u>868,780</u>
Total	57,870,279
Sec. B.900 Transportation - finance and administration	
Personal services	11,125,599
Operating expenses	2,359,830
Grants	245,000
Total	13,730,429
Source of funds	
Transportation fund	12,690,489
Federal funds	<u>1,039,940</u>
Total	13,730,429
Sec. B.901 Transportation - aviation	
Personal services	2,669,668
Operating expenses	11,883,200
Grants	204,000
Total	14,756,868
Source of funds	
Transportation fund	4,667,668
Federal funds	9,954,000
Local match	<u>135,200</u>
Total	14,756,868
Sec. B.902 Transportation - buildings	
Operating expenses	2,000,000
Total	2,000,000
Source of funds	
Transportation fund	<u>2,000,000</u>
Total	2,000,000
Sec. B.903 Transportation - program development	
Personal services	45,225,656
Operating expenses	195,303,472
Grants	35,813,117
Total	276,342,245
Source of funds	

Transportation fund	38,361,065
TIB fund	11,033,002
Special funds	25,000
Federal funds	225,808,772
Local match	<u>1,114,406</u>
Total	276,342,245
Sec. B.904 Transportation - rest areas construction	
Operating expenses	625,000
Total	625,000
Source of funds	
Transportation fund	62,500
Federal funds	<u>562,500</u>
Total	625,000
Sec. B.905 Transportation - maintenance state system	
Personal services	43,784,445
Operating expenses	43,190,139
Grants	95,000
Total	87,069,584
Source of funds	
Transportation fund	82,469,447
Federal funds	4,500,137
Interdepartmental transfers	<u>100,000</u>
Total	87,069,584
Sec. B.906 Transportation - policy and planning	
Personal services	3,209,333
Operating expenses	685,773
Grants	6,112,542
Total	10,007,648
Source of funds	
Transportation fund	2,065,384
Federal funds	<u>7,942,264</u>
Total	10,007,648
Sec. B.907 Transportation - rail	
Personal services	4,746,680
Operating expenses	30,032,151
Grants	370,000
Total	35,148,831
Source of funds	
Transportation fund	15,414,997
TIB fund	564,364

Federal funds	<u>19,169,470</u>
Total	35,148,831
Sec. B.908 Transportation - public transit	
Personal services	1,100,718
Operating expenses	187,326
Grants	25,833,991
Total	27,122,035
Source of funds	
Transportation fund	7,669,114
Federal funds	<u>19,452,921</u>
Total	27,122,035
Sec. B.909 Transportation - central garage	
Personal services	4,508,403
Operating expenses	15,801,157
Total	20,309,560
Source of funds	
Internal service funds	<u>20,309,560</u>
Total	20,309,560
Sec. B.910 Department of motor vehicles	
Personal services	17,566,584
Operating expenses	9,426,323
Total	26,992,907
Source of funds	
Transportation fund	25,303,741
Federal funds	<u>1,689,166</u>
Total	26,992,907
Sec. B.911 Transportation - town highway structures	
Grants	9,483,500
Total	9,483,500
Source of funds	
Transportation fund	<u>9,483,500</u>
Total	9,483,500
Sec. B.912 Transportation - town highway local technical assistance program	
Grants	394,700
Total	394,700
Source of funds	
Transportation fund	239,700
Federal funds	<u>155,000</u>
Total	394,700

Sec. B.913 Transportation - town highway class 2 roadway

Grants	7,248,750
Total	7,248,750
Source of funds	
Transportation fund	<u>7,248,750</u>
Total	7,248,750

Sec. B.914 Transportation - town highway bridges

Personal services	4,250,000
Operating expenses	18,681,001
Grants	25,000
Total	22,956,001
Source of funds	
Transportation fund	1,058,925
TIB fund	1,901,221
Federal funds	18,671,176
Local match	<u>1,324,679</u>
Total	22,956,001

Sec. B.915 Transportation - town highway aid program

Grants	25,982,744
Total	25,982,744
Source of funds	
Transportation fund	<u>25,982,744</u>
Total	25,982,744

Sec. B.916 Transportation - town highway class 1 supplemental grants

Grants	128,750
Total	128,750
Source of funds	
Transportation fund	<u>128,750</u>
Total	128,750

Sec. B.917 Transportation - town highway: state aid for nonfederal disasters

Grants	1,150,000
Total	1,150,000
Source of funds	
Transportation fund	<u>1,150,000</u>
Total	1,150,000

Sec. B.918 Transportation - town highway: state aid for federal disasters

Grants	1,440,000
Total	1,440,000
Source of funds	

Transportation fund	160,000
Federal funds	<u>1,280,000</u>
Total	1,440,000
Sec. B.919 Transportation - municipal mitigation grant program	
Grants	650,000
Total	650,000
Source of funds	
Transportation fund	440,000
Federal funds	180,000
Interdepartmental transfers	<u>30,000</u>
Total	650,000
Sec. B.920 Transportation - public assistance grant program	
Grants	33,865,000
Total	33,865,000
Source of funds	
Special funds	1,965,000
Federal funds	<u>31,900,000</u>
Total	33,865,000
Sec. B.921 Transportation board	
Personal services	193,548
Operating expenses	30,886
Total	224,434
Source of funds	
Transportation fund	<u>224,434</u>
Total	224,434
Sec. B.922 Total transportation	
Source of funds	
Transportation fund	236,821,208
TIB fund	13,498,587
Special funds	1,990,000
Federal funds	342,305,346
Internal service funds	20,309,560
Interdepartmental transfers	130,000
Local match	<u>2,574,285</u>
Total	617,628,986
Sec. B.1000 Debt service	
Operating expenses	73,569,975
Total	73,569,975
Source of funds	
General fund	67,337,515



Transportation fund	1,946,969
TIB debt service fund	2,504,913
Special funds	628,420
ARRA funds	<u>1,152,158</u>
Total	73,569,975

Sec. B.1001 Total debt service

Source of funds	
General fund	67,337,515
Transportation fund	1,946,969
TIB debt service fund	2,504,913
Special funds	628,420
ARRA funds	<u>1,152,158</u>
Total	73,569,975

Sec. B.1100 NEXT GENERATION; APPROPRIATIONS AND TRANSFERS

(a) In fiscal year 2016, \$2,993,000 is appropriated or transferred from the Next Generation Initiative Fund created in 16 V.S.A. § 2887 as prescribed:

(1) Workforce education and training. The amount of \$1,552,500 as follows:

(A) Workforce Education and Training Fund (WETF). The amount of \$992,500 is transferred to the Vermont Workforce Education and Training Fund created in 10 V.S.A. § 543 and subsequently appropriated to the Department of Labor for workforce education and training. Up to seven percent of the funds may be used for administration of the program. Of this amount, \$350,000 shall be allocated for competitive grants for internships through the Vermont Career Internship Program pursuant to 10 V.S.A. § 544.

(B) Adult Technical Education Programs. The amount of \$360,000 is appropriated to the Department of Labor in consultation with the State Workforce Investment Board. This appropriation is for the purpose of awarding competitive grants to regional technical centers and high schools to provide adult technical education, as that term is defined in 16 V.S.A. § 1522, to unemployed and underemployed Vermont adults.

(C) The amount of \$200,000 is appropriated to the Agency of Commerce and Community Development to issue performance grants to the University of Vermont and the Vermont Center for Emerging Technologies for patent development and commercialization of technology and to enhance the development of high technology businesses and Next Generation employment opportunities throughout Vermont.

(2) Loan repayment. The amount of \$171,000 as follows:

(A) Large animal veterinarians' loan forgiveness. The amount of

\$30,000 is appropriated to the Agency of Agriculture, Food and Markets for a loan forgiveness program for large animal veterinarians pursuant to 6 V.S.A. § 20.

(B) Science Technology Engineering and Math (STEM) incentive. The amount of \$141,000 is appropriated to the Agency of Commerce and Community Development for an incentive payment pursuant to 2011 Acts and Resolves No. 52, Sec. 6.

(3) Scholarships and grants. The amount of \$1,269,500 as follows:

(A) Nondegree VSAC grants. The amount of \$494,500 is appropriated to the Vermont Student Assistance Corporation. These funds shall be for the purpose of providing nondegree grants to Vermonters to improve job skills and increase overall employability, enabling them to enroll in a postsecondary education or training program, including adult technical education that is not part of a degree or accredited certificate program. A portion of these funds shall be used for grants for indirect educational expenses to students enrolled in training programs. The grants shall not exceed \$3,000 per student. None of these funds shall be used for administrative overhead.

(B) National Guard Educational Assistance. The amount of \$150,000 is appropriated to Military – administration to be transferred to the Vermont Student Assistance Corporation for the National Guard Educational Assistance Program established in 16 V.S.A. § 2856.

(C) Dual enrollment programs and need -based stipend. The amount of \$600,000 is appropriated to the Agency of Education for dual enrollment programs consistent with 16 V.S.A. § 944(f)(2). The amount of \$25,000 is appropriated to the Agency of Education pursuant to Sec. E.605.1 of this act. The Agency shall manage these funds to allow students to attend dual enrollment courses consistent with 16 V.S.A. § 944 and to apply the need-based stipend in Sec. E.605.1 of this act.

**Sec. B.1100.1 DEPARTMENT OF LABOR RECOMMENDATION FOR FISCAL YEAR 2017 NEXT GENERATION FUND DISTRIBUTION**

(a) The Department of Labor, in coordination with the Agency of Commerce and Community Development, the Agency of Human Services, and the Agency of Education, and in consultation with the State Workforce Investment Board, shall recommend to the Governor on or before December 1, 2015 how \$2,993,000 from the Next Generation Fund should be allocated or appropriated in fiscal year 2017 to provide maximum benefit to workforce education and training, participation in secondary or postsecondary education by underrepresented groups, and support for promising economic sectors in Vermont. The State agencies and departments listed herein shall promote actively and publicly the availability of the funds to eligible entities.

Sec. B.1101 VERMONT VETERANS' HOME; TRANSITION FUNDING

(a) In fiscal year 2016, \$1,000,000 of general funds is appropriated to the Vermont Veterans' Home. The funds are in addition to the appropriation in Sec. B.342 of this act and are intended to provide bridge funding for the Vermont Veterans' Home.

Sec. B.1102 SPECIAL FUND APPROPRIATION FOR TAX COMPUTER SYSTEMS

(a) The amount of \$15,500,000 is appropriated to the Department of Taxes from the Tax Computer System Modernization Special Fund established pursuant to 2007 Acts and Resolves No. 65, Sec. 282, as amended by 2011 Acts and Resolves No. 63, Sec. C.103 and 2013 Acts and Resolves No.1, Sec. 65, and as further amended by 2014 Acts and Resolves No. 95, Sec. 62. This appropriation shall carry forward through fiscal year 2024. The Commissioner of Finance and Management may anticipate receipts in accordance with 32 V.S.A. § 588(4)(C).

Sec. B.1103 FISCAL YEAR 2016 STATEWIDE OPERATIONAL REDUCTIONS

(a) Information Technology Charges: In fiscal year 2016 the Secretary of Administration shall reduce the general funds appropriated statewide, to include all branches of State government by a total amount of \$400,000. This reduction reflects reductions in the internal services charged to agencies as a result of actions taken in the Department of Information and Innovation to provide general services or specific projects in a more cost-effective manner to its State government customers.

(b) Human Resources: In fiscal year 2016 the Secretary of Administration shall reduce the general funds appropriated to the Executive Branch of State government by a total amount of \$44,000. This reduction reflects the reduction in human resources internal services charged to agencies specifically related to maintaining the supervisory training unit at fiscal year 2015 staffing levels and postponing full implementation of this new initiative.

(c) Building and General Services: In fiscal year 2016 the Secretary of Administration shall reduce the general funds appropriated to the agencies and branches of State government by a total amount of \$470,000 from the internal services charged by the Department of Buildings and General Services programs as follows:

(1) Facilities operations efficient use of space \$300,000 of which \$120,000 is General Fund: The Commissioner is authorized to undertake consolidations of owned or leased space, and the divestiture of State-owned lands or buildings not currently used and not slated for reuse. In fiscal year 2016, proceeds from the divestiture of State-owned real property made as a

result of this section shall be reserved for future expenses identified within an overall State space/facilities strategic plan that aligns future space operating costs with a sustainable budget.

(2) Energy efficiency: Resulting from the initiative in Sec. E.112 of this act, a total of \$250,000 of which \$100,000 is General Fund.

(3) Fleet \$625,000 of which \$250,000 is general fund: From more efficient management of the assets of the fleet program which may include longer life cycles for the assets, a lower cost basis for newly acquired assets, and management control of travel resulting in reduced reimbursement for miles traveled in private vehicles.

#### Sec. B.1104 SECRETARY OF ADMINISTRATION; FISCAL YEAR 2016 PERSONNEL AND LABOR COST SAVINGS

(a) The Secretary of Administration shall reduce fiscal year 2016 appropriations and make transfers to the General Fund for a total of \$5,000,000 and the Transportation Fund for a total of \$1,500,000 from personnel and labor cost savings.

##### Sec. B.1104.1 STATE EMPLOYEE RETIREMENT INCENTIVE

(a)(1) An individual who is employed by the State on July 1, 2015 and participates in either the defined benefit or defined contribution plan, was hired prior to July 1, 2008, and has at least 30 years of service or is age 62 with at least five years of service as of August 1, 2015, and does not initiate the purchase of any additional service credit after May 1, 2015, shall be eligible for the retirement incentive set forth in this section.

(2) An individual who is employed by the State on July 1, 2015 and participates in either the defined benefit or defined contribution plan, was hired on or after July 1, 2008, and has a combination of years of service and age that equals 87 or more, or is age 65 with at least five years of service as of August 1, 2015, and does not initiate the purchase of any additional service credit after May 1, 2015, shall be eligible for the retirement incentive set forth in this section.

(3) The Retirement Division of the State Treasurer's Office shall offer the retirement incentive to all eligible employees. If more than 300 eligible employees apply, the Retirement Division shall utilize a lottery system to limit the incentive to no more than 300 employees.

(4) If an employee applies for retirement by August 31, 2015 for a retirement effective October 1, 2015, the employee shall be entitled to:

(A) \$750 per year of service if the employee has five years of creditable service or more and fewer than 15 years of creditable service;

(B) \$1,000 per year of service if the employee has 15 years of creditable service or more.

(b) Upon approval from the Secretary of Administration, an agency or department with multiple retiring employees may request authority to stagger the retirement dates of individual employees in order to continue the normal operation of business. However, no retirement date shall be later than March 1, 2016.

(c) The incentive set forth in subsection (a) of this section shall not exceed \$15,000 per employee. An employee shall receive the retirement incentive in two equal payments in fiscal years 2016 and 2017. The first payment shall be made within 90 days of the retirement date. The second payment shall be made within 30 days of the one-year anniversary of the retirement date. The retirement incentive shall not be paid from the Vermont State Retirement Fund as set forth in 3 V.S.A. § 473.

(d) No employee who receives the incentive set forth in subsection (a) of this section may return to State employment for at least one year from his or her retirement date unless:

(1) the Secretary of Administration otherwise approves for an Executive Branch employee;

(2) the Chief Justice of the Supreme Court otherwise approves for a Judicial Branch employee; or

(3) the Speaker of the House and the President Pro Tempore of the Senate otherwise approve for a Legislative Branch employee.

(e) The Joint Fiscal Committee shall be notified of any employees who have received the incentive set forth in subsection (a) of this section and who return to State employment within one year of the retirement date.

(f) The retirement incentive set forth in subsection (a) of this section shall be considered severance pay that shall disqualify the individual receiving it from unemployment compensation benefits under 21 V.S.A. § 1344(a)(5)(C).

(g) The Joint Fiscal Committee may vote to increase the number of individuals who are eligible for the retirement incentive set forth in this section.

(h) The State Treasurer shall report the number of individuals applying for the retirement incentive set forth in this section by agency to the Joint Fiscal Committee by September 8, 2015.

(i) Members of the Vermont State Retirement System who are not employed by the State of Vermont shall not be eligible for the retirement incentive set forth in this section.

(j) In order to realize cost savings to State government, at least three-fourths of the number of positions vacated as a result of this retirement incentive program must remain vacant and unfunded. No later than January 15, 2016, the Secretary of Administration, the Chief Justice of the Supreme Court, the Speaker of the House, and the President Pro Tempore of the Senate shall report to the General Assembly a listing of those positions which will remain vacant and unfunded.

Sec. B.1105 2014 Acts and Resolves No.160, Sec. 9 is amended to read:

Sec. 9. PAY ACT APPROPRIATIONS

\* \* \*

(a)(2)(A) General Fund. The amount of ~~\$8,480,001.00~~ \$2,868,165.00 is appropriated from the General Fund to the Secretary of Administration for distribution to departments to fund the fiscal year 2016 collective bargaining agreements and the requirements of this act.

\* \* \*

(b)(2)(B) Fiscal Year 2016. The amount of ~~\$1,044,179.00~~ \$944,000.00 is appropriated from the General Fund to the Judiciary to fund the fiscal year 2016 collective bargaining agreement and the requirements of this act.

\* \* \*

(c)(2) Fiscal Year 2016. The amount of ~~\$283,000.00~~ \$183,000.00 is appropriated from the General Fund to the Legislative Branch.

Sec. B.1106 FISCAL YEAR 2016 PERSONNEL, LABOR, AND ADMINISTRATIVE COST SAVINGS; RECOMMENDATIONS

(a) For purposes of carrying out the personnel, labor, and administrative cost reductions provided for in sections B.1104, B.1104.1, and B.1105 of this act as it relates to the Executive Branch of State government, the General Assembly encourages the Administration to do the following:

(1) target positions for layoff that are distributed proportionally across management, supervisory, and line positions and across exempt and classified positions in any reduction in force;

(2) provide that exempt salary increases are targeted to benefit those who earn average or below average wages;

(3) reduce the amount of employee travel and encourage telephone and Internet meeting technologies whenever possible;

(4) reduce the amount of overtime that State employees are authorized to work;

(5) identify and reduce nonessential operating expenses; and

(6) identify opportunities to reduce personnel costs through increasing or decreasing the number of State employees or the use of outsourcing.

(b) The Secretary of Administration shall provide a report to the Joint Fiscal Committee in November 2015 on the progress of meeting personnel, labor, and other cost reductions and the uptake of the retirement incentive in Sec. B.1106 of this act.

Sec. B.1107 VERMONT INTERACTIVE TECHNOLOGIES FUNDING THROUGH DECEMBER 31, 2015

(a) Vermont Interactive Technologies is anticipated to cease operations on December, 31, 2015. State funding for the period of July 1, 2015 through December 31, 2015 is provided as follows:

(1) \$220,000 as provided in the capital construction bill ((H.492) of 2015..

(2) \$220,000 is appropriated in fiscal year 2016 from the Global Commitment Fund to the Agency of Human Services and shall be granted to Vermont State Colleges for the health care education and training programming conducted through Vermont Interactive Technologies between July 1, 2015 and December 31, 2015. The state match for this appropriation is made in Sec. C.104 of this act.

Sec. B.1108 32 V.S.A. § 1282 is added to read:

§ 1282. OFFICER COMPENSATION; VOLUNTARY DECREASE

An officer whose compensation is established by this chapter may choose to be compensated at a lower rate.

Sec. B.1109 32 V.S.A. § 1002 is amended to read:

§ 1002. SALARY OF GOVERNOR-ELECT

\* \* \*

(b) The Governor-Elect shall be entitled to receive a salary of 70 percent of the regular weekly salary of the Governor for the period before a new Governor qualifies for office. This amount shall be reduced by the amount the Governor-Elect receives from the State during this period for services performed in fulfilling the duties of any office to which he or she was elected or appointed.

Sec. B.1110 32 V.S.A. 1003 is amended to read:

§ 1003. STATE OFFICERS

\* \* \*

(c) The ~~annual salaries of the~~ officers of the Judicial Branch named below shall be entitled to annual salaries as follows:

\* \* \*

Sec. B.1111 32 V.S.A. § 1012 is amended to read:

§ 1012. PUBLIC SERVICE BOARD

The ~~annual salary of the Chairperson~~ Chair of the Public Service Board shall be entitled to an annual salary that is the same as fixed for annual salary to which each Superior Court judge is entitled. The ~~annual salary of each of the other members of the Public Service Board, each of whom shall serve on a part-time basis, shall be entitled to an annual salary equal to two-thirds of that of the annual salary to which the Chairperson~~ Chair is entitled. The annual salary of the clerk of such Board shall be fixed by the Board with the approval of the Governor.

Sec. B.1112 32 V.S.A. § 1051 is amended to read:

§ 1051. SPEAKER OF THE HOUSE; PRESIDENT PRO TEMPORE

(a) The Speaker of the House and the President Pro Tempore of the Senate shall be entitled to receive annual compensation of \$10,080.00 for the 2005 Biennial Session and thereafter to be paid in biweekly payments; provided that, beginning on January 1, 2007, the annual compensation shall be adjusted annually thereafter by the cost of living adjustment negotiated for State employees under the most recent collective bargaining agreement. In addition to the annual compensation, the Speaker and President Pro Tempore shall be entitled to receive:

\* \* \*

Sec. B.1112.1 2 V.S.A. § 63 is amended to read:

§ 63. SALARY

(a) The base salary for the ~~sergeant at arms~~ Sergeant at Arms shall be \$42,675.00 as of July 8, 2007 \$47,917.00 as of January 1, 2015 provided that, beginning on July 1, 2015 and annually thereafter, this compensation shall be adjusted by the cost of living adjustment negotiated for State employees under the most recent collective bargaining agreement.

(b) The ~~joint rules committee~~ Joint Rules Committee may establish the starting salary for the ~~sergeant at arms~~ Sergeant at Arms, ranging from the base salary to a salary ~~which~~ that is 30 percent above the base salary. The maximum salary for the ~~sergeant at arms~~ Sergeant at Arms shall be 50 percent above the base salary.

Sec. B.1113 32 V.S.A. § 1141 is amended to read:

§ 1141. ASSISTANT JUDGES

(a)(1) ~~The compensation of each~~ Each assistant judge of the Superior Court shall be entitled to receive compensation in the amount of \$156.49 a day as of



July 13, 2014 and \$161.65 a day as of July 12, 2015 for time spent in the performance of official duties and necessary expenses as allowed to classified State employees. Compensation under this section shall be based on a two-hour minimum and hourly thereafter.

(2)(A) The compensation paid to an assistant judge pursuant to this section shall be paid by the State except as provided in subdivision (B) of this subdivision (2).

(B) The compensation paid to an assistant judge pursuant to this section shall be paid by the county at the State rate established in subdivision (a)(1) of this section when an assistant judge is sitting with a presiding Superior judge in the Civil or Family Division of the Superior Court.

(b) Assistant judges of the Superior Court shall be entitled to receive pay for such days as they attend Court when it is in actual session, or during a Court recess when engaged in the special performance of official duties.

Sec. B.1114 32 V.S.A. § 1142 is amended to read:

§ 1142. PROBATE JUDGES

(a) The ~~annual salaries of the~~ Probate judges in the several Probate Districts shall be entitled to receive the following annual salaries, which shall be paid by the State in lieu of all fees or other compensation, ~~shall be as follows~~:

\* \* \*

(b) Probate judges shall be entitled to be paid by the State for their actual and necessary expenses under the rules and regulations pertaining to classified State employees. The compensation for the Probate judge of the Chittenden District shall be for full-time service.

\* \* \*

Sec. B.1115 32 V.S.A. § 1182 is amended to read:

§ 1182. SHERIFFS

(a) The ~~annual salaries of the~~ sheriffs of all counties except Chittenden shall be entitled to receive salaries in the amount of \$72,508.00 as of July 13, 2014 and \$74,901.00 as of July 12, 2015. The ~~annual salary of the sheriff~~ Sheriff of Chittenden County shall be entitled to an annual salary in the amount of \$76,732.00 as of July 13, 2014 and \$79,264.00 as of July 12, 2015.

\* \* \*

Sec. B.1116 32 V.S.A. § 1183 is amended to read:  
§ 1183. STATE'S ATTORNEYS

(a) The ~~annual salaries of~~ State's Attorneys shall be entitled to receive annual salaries as follows:

\* \* \*

Sec. B.1117 PSAP; TRANSITION FUNDING

(a) In addition to the PSAP funding in Sec. B.235 of this act, in fiscal year 2016, \$425,000 of E-911 funds is appropriated to the Department of Public Safety for the purposes of Sec. E.208.1 of this act.

Sec. C.100 2014 Acts and Resolves No. 179, Sec. C.108 is amended to read:

Sec. C.108 INTERIM STUDY ON THE FEASIBILITY OF ESTABLISHING A PUBLIC RETIREMENT PLAN

\* \* \*

(d) Report. By January 15, ~~2015~~ 2016, the Committee shall report to the General Assembly its findings and any recommendations for legislative action. In its report, the Committee shall state its findings as to every factor set forth in subdivision (c)(1)(A) of this section, whether it recommends that a public retirement plan be created, and the reasons for that recommendation. If the Committee recommends that a public retirement plan be created, the Committee's report shall include specific recommendations as to the factors listed in subdivision (c)(1)(B) of this section.

(e) Meetings; term of Committee; chair. The Committee may meet no more than six times and shall cease to exist on January 15, ~~2015~~ 2016. The State Treasurer shall serve as Chair of the Committee and shall call the first meeting.

\* \* \*

Sec. C.101 BLUE RIBBON COMMISSION ON FINANCING HIGH QUALITY, AFFORDABLE CHILD CARE

(a) Creation. The Secretary of Administration shall establish a Blue Ribbon Commission on Financing High Quality, Affordable Child Care.

(b) Purpose. The purposes of the Commission are as follows:

(1) to inventory and review reports and recommendations issued over the past 10 years relating to high quality, affordable child care;

(2) to determine the elements inherent in all quality child care programs;  
and

(3) to make recommendations to the General Assembly and the Governor on the most effective use of existing public funding.

(c) The Blue Ribbon Commission will collaborate and work to support goals and strategies within the Vermont Early Childhood Framework and the accompanying Vermont Early Childhood Action Plan.

(d) The goals of the Commission are as follows:

(1) To determine the total costs of providing equal access to voluntary, high quality, early care and education for all Vermont children, ages birth through five. The Commission shall consider the needs and preferences of families, which may range along a continuum from partial day or partial year services to full day or full year services and include nontraditional work hours as well as usual business hours or a combination of these. The Commission shall also consider various family compositions and income levels, and recommend the amount that families should pay toward the costs of high quality, early care and education based on a sliding scale.

(2) To work in coordination with the ongoing efforts of Vermont's Early Learning Challenge – Race to the Top grant, Vermont's PreK Expansion Grant, and Vermont's implementation of Act 166 – Universal PreK.

(3) To examine current policies in Vermont's Child Care Financial Assistance Program (CCFAP) in relation to national trends and innovation in subsidy practice, as well as the relationship between CCFAP and other public benefits taking into consideration the overall impact on families, and recommend changes to maximize the use of CCFAP to support affordable access to high quality, early care and education for eligible families.

(4) To review and identify all potentially available funding for high quality, affordable early care and education.

(5) To explore possible funding sources for equal access to voluntary, high quality, early care and education for all of Vermont children, ages birth through five, including investigating child care tax credits, identifying possible revenue from health care reform, from changes in the education system, from possible funding generating systems such as fees, and possible reallocation or expansion of tax and fee revenues.

(e) Membership. The Commission shall consist of members to be selected as follows:

(1) the Secretary of Education or designee;

(2) the Secretary of Administration or designee;

(3) the Secretary of Human Services or designee;

(4) the following members appointed by the Governor:

(A) a representative from the Agency of Human Services, Child Development Division;

(B) a representative from higher education;

(C) three representatives of the Vermont business community;

(D) a representative of the financial services industry in the State;

(E) a representative of licensed and registered home-based early

learning and development programs in the State;

(F) a representative of licensed center-based early learning and development programs in the State;

(G) a representative of Head Start;

(H) a representative of the Parent Child Centers;

(I) two parents of children enrolled in an early care and education program in the State, one of whom is serving in the military;

(J) a representative of a child advocacy group; and

(K) a representative from the Building Bright Futures State Council.

(f) The first meeting of the Commission shall be held on or before July 15, 2015.

(g) The Commission shall have the administrative, technical, and legal assistance of the Secretary of Administration.

(h) The Commission shall report on its findings to the Governor and to the Senate Committees on Education, on Finance, and on Health and Welfare and to the House Committees on Education, on Human Services, and on Ways and Means on or before November 1, 2016.

Sec. C.102 2015 Acts and Resolves No. 4, Sec. 61(a)(4) is amended to read:

(4) The following amounts shall be transferred to the Transportation Infrastructure Bond Fund from the Transportation Fund:  
3,150,000.00 2,500,000.00

Sec. C.102.1 CONTINGENT SPENDING AUTHORITY; DELAYED PROJECTS; PAVING PROGRAM ACTIVITIES

(a) As used in this section:

(1) The phrase “net balance” means an overall positive balance consisting of either the sum of any unreserved monies in the Transportation Fund and TIB Fund remaining at the end of fiscal year 2015, or the overall positive balance in either Fund at the end of fiscal year 2015 after subtracting any deficit in the other Fund.

(2) The phrase “net increase” means an overall increase in forecasted revenues under the July 2015 consensus revenue forecast over the January 2015 consensus revenue forecast for fiscal year 2016, consisting of either the sum of forecasted increases in Transportation Fund and TIB Fund revenues, or an overall increase in forecasted revenues after subtracting a forecasted downgrade in either Fund.

(b) Subject to the funding of the Transportation Fund Stabilization Reserve in accordance with 32 V.S.A. § 308a and to the limitations of 19 V.S.A. § 11f

(Transportation Infrastructure Bond Fund), and notwithstanding 32 V.S.A. § 308c (Transportation Fund Balance Reserve), if any net balance exists at the end of fiscal year 2015, or if there is a net increase in the July 2015 consensus revenue forecast, up to a total amount of \$3,000,000.00 of the net balance and the net increase, and up to a total amount of \$12,000,000.00 in matching federal funds, is hereby appropriated to be used on a project that otherwise would be required to be delayed under the terms of the fiscal year 2016 Transportation Program approved by the General Assembly.

(c) If the full amount of any net balance and net increase is not expended under subsection (b) of this section, the remaining amount is hereby appropriated to advance Paving Program projects or to increase Statewide Paving Program activities authorized in fiscal year 2016 in the Transportation Program approved by the General Assembly.

(d) If the Agency expends funds under the authority of this section, it shall notify the House and Senate Committees on Transportation when the General Assembly is in session, or the Joint Transportation Oversight Committee when the General Assembly is not in session.

Sec. C.103 32 V.S.A. § 704 is amended to read:

#### § 704. INTERIM BUDGET AND APPROPRIATION ADJUSTMENTS

(a) The General Assembly recognizes that acts of appropriations and their sources of funding reflect the priorities for expenditures of public funds enacted by the Legislature, and that major reductions or ~~adjustments~~ transfers, when required by reduced State revenues or other reasons, ought to be made whenever possible by an act of the Legislature reflecting its revisions of those priorities. Nevertheless, if the General Assembly also recognizes that when it is not in session, it may be necessary to reduce authorized appropriations and their sources of funding may be adjusted, and funds may need to be transferred, to maintain a balanced State budget. Under these limited circumstances, it is the intent of the General Assembly that appropriations may be reduced and funds transferred when the General Assembly is not in session pursuant to the provisions of this section.

~~(b)(1) If the official State revenue estimates of the Emergency Board for the General Fund, the Transportation Fund, or federal funds, determined under section 305a of this title have been reduced by one percent or more from the estimates determined and assumed for purposes of the general appropriations act or budget adjustment act, and if the General Assembly is not in session, in order to adjust appropriations and their sources of funding under this subdivision, the Secretary shall prepare a plan for approval by the Joint Fiscal Committee, and authorized appropriations and their sources of funding may be adjusted and funds transferred pursuant to a plan approved under this section~~ Except as otherwise provided in subsection (f) of this section, in each instance

that the official State revenue estimate for the General Fund, the Transportation Fund, or federal funds has been reduced by one percent or more from the estimates determined and assumed for purposes of the current fiscal year's appropriations, the Secretary of Administration shall prepare an expenditure reduction plan for approval by the Joint Fiscal Committee, provided that any total reductions in appropriations and transfers of funds are not greater than the reductions in the official State revenue estimate.

~~(2) If the Secretary of Administration determines that the current fiscal year revenues for the General Fund, Transportation Fund, or federal funds are likely to be reduced from the official revenue estimates by less than one percent, the Secretary may prepare and implement an expenditure reduction plan, and implement appropriations reductions in accordance with the plan. The Secretary may implement a plan under this subdivision without the approval of the Joint Fiscal Committee if reductions to any individual appropriation do not exceed five percent of the appropriation's amount for personal services, operating expenses, grants, and other categories, and provided that the plan is designed to minimize any negative effects on the delivery of services to the public, and shall not have any unduly disproportionate effect on any single function, program, service, benefit, or county. Plans not requiring the approval of the Joint Fiscal Committee shall be filed with the Joint Fiscal Office prior to implementation. If the Secretary's plan consists of disproportionate reductions greater than five percent in any line item, such plan shall not be implemented without the approval of the Joint Fiscal Committee.~~ In each instance that the official State revenue estimate for the General Fund, the Transportation Fund, or federal funds has been reduced by less than one percent from the estimates determined and assumed for purposes of the current fiscal year's appropriations, the Secretary of Administration may prepare and implement an expenditure reduction plan without the approval of the Joint Fiscal Committee, provided that any total reductions in appropriations and transfers of funds are not greater than the reductions in the official State revenue estimate. The Secretary may implement an expenditure reduction plan under this subdivision if plan reductions to the total amount appropriated in any section or subsection do not exceed five percent, the plan is designed to minimize any negative effects on the delivery of services to the public, and the plan does not have any unduly disproportionate effect on any single function, program, service, benefit, or county. Plans not requiring the approval of the Joint Fiscal Committee shall be filed with the Joint Fiscal Office prior to implementation. If the Secretary's plan consists of reductions greater than five percent to the total amount appropriated in any section or subsection, such plan shall only be implemented in the manner provided for in subdivision (1) of this subsection.

(c) ~~A~~ An expenditure reduction plan prepared by the Secretary shall indicate:

(1) the amounts to be ~~adjusted~~ reduced in each appropriation, ~~and by funding source, and the amounts to be transferred;~~

(2) in personal services, operating expenses, grants, and other categories, ~~shall indicate~~ the effect of each ~~adjustment~~ reduction in appropriations and their sources of funding, and each fund transfer, on the primary purposes of the program, ~~and;~~

(3) ~~shall indicate~~ how it is designed to minimize any negative effects on the delivery of services to the public; and

(4) any unduly disproportionate effect the plan may have on any single function, program, service, benefit, or county.

(d) An expenditure reduction plan implemented under subdivision (b)(2) of this section shall not include any reduction in:

(1) appropriations authorized and necessary to fulfill the State's debt obligations;

(2) appropriations authorized for the Judicial or Legislative Branch, except that the plan may recommend reductions for consideration by the Judicial or Legislative Branch; or

(3) appropriations for the salaries of elected officers of the Executive Branch listed in subsection 1003(a) of this title.

(e)(1) The Joint Fiscal Committee shall have 21 days from the date of submission of a any expenditure reduction plan under subdivision (b)(1) of this section to consider the plan, and may approve or disapprove the plan upon a vote of a majority of the members of the Committee. If the Committee vote results in a tie, the plan shall be deemed disapproved; and if the Committee fails for any other reason to take final action on such plan within 21 days of its submission to the Committee, it shall be deemed to be disapproved. During the 21-day period for consideration of the plan, the Committee shall conduct a public hearing and provide an opportunity for public comment on the plan.

(2) If the plan is disapproved, then in order to communicate the priorities of the General Assembly, the Committee shall make recommendations to the Secretary for amendments to the plan. Within seven days after the Committee notifies the Secretary of its disapproval of a plan, the Secretary may submit a final plan to the Committee. The Committee shall have 14 days from the date of submission of a final plan to consider that plan and to vote by a majority of the members of the Committee to approve or disapprove the plan; but if the Committee fails to approve or disapprove the plan by a majority vote, the plan shall be deemed disapproved. If the Secretary's final plan includes any changes from the original plan other than those recommended by the Committee, then during the 14-day period for consideration of the final plan, the Committee shall conduct a public hearing

and provide an opportunity for public comment, with the scope of the hearing and the comments limited to the changes from the original plan.

(3) In determining whether to approve a plan submitted by the Secretary under this subsection, the Committee shall consider whether the plan minimizes any negative effects on the delivery of services to the public, and whether the plan will have any unduly disproportionate effect on any single function, program, service, benefit, or county.

(4) Any plan disapproved under subdivision (b)(1) of this section shall not be implemented.

(5) For purposes of this section, the Committee shall be convened at the call of the Chair or at the request of at least three members of the Committee.

(f) In the event of a reduction in the official revenue estimate of one percent or more and the Joint Fiscal Committee does not approve the Secretary's final expenditure reduction plan prepared under subdivision (b)(1) of this section, the Secretary may implement an expenditure reduction plan in the manner provided for in subdivision (b)(2) of this section, provided that the ~~reduction in appropriations~~ expenditure reduction plan is not greater than one percent of the prior official revenue estimate. If the Secretary implements an expenditure reduction plan under the authority of this subsection, any subsequent expenditure reduction plan that is required to address the remaining imbalance under the current official State revenue estimate may only be implemented in the manner provided for in subdivision (b)(1) of this section.

(g) No expenditure reduction plan may be approved or implemented under this section which:

(1) ~~would reduce appropriations from any fund by more than the cumulative reductions in the official State revenue estimates of the Emergency Board for the General Fund, the Transportation Fund, or federal funds, determined under section 305a of this title, from the estimate originally determined and assumed for purposes of the general appropriations act or budget adjustment act; minus the total reductions in appropriations already taken under this section in that fund in the fiscal year;~~

(2) ~~would result in total reductions under this section in appropriations in the fiscal year from any fund, or transfers to that fund, by more than four percent of the estimate originally determined and assumed for purposes of the general current fiscal year's appropriations act or budget adjustment act; or~~

(3)~~(2)~~ ~~would adjust reduce expenditures or transfer revenues or expenditures of the Education Fund as prescribed by law.~~

(h) ~~The provisions of this section shall apply to each~~ An expenditure reduction plan may only be implemented under subsection (b) of this section



subsequent to an official State revenue estimate of the Emergency Board in the fiscal year and when the General Assembly is not in session.

(i) The provisions of 2 V.S.A. § 20(d) (expiration of required reports) shall not apply to the plan to be made under this section.

(j) In each instance that cumulative revenue collections during the month of September or October are four percent or more below the respective cumulative monthly revenue targets, the Emergency Board shall convene in the manner provided for in subsection 305a(b) of this title to determine whether to revise the official State revenue estimate.

(k) As used in this section:

(1) “Cumulative monthly revenue targets” means monthly revenue targets adopted based on the most current official State revenue estimates, as agreed upon by the Legislative Joint Fiscal Office and the Secretary.

(2) “Expenditure reduction plan” means a rescission plan that includes reducing and adjusting appropriations and their sources of funding, and transferring and adjusting funds, from the amounts authorized in the current fiscal year’s appropriations.

(3) “Official State revenue estimates” means a revenue estimate determined by the Emergency Board, as provided in section 305a of this title. An official State revenue estimate does not mean cumulative monthly revenue targets.

#### Sec. C.104 FISCAL YEAR 2015 ONE-TIME APPROPRIATIONS

(a) The amount of \$1,000,000 of R.J. Reynolds Tobacco Co. settlement proceeds that had been reserved for attorney’s fees and other related expenditures shall be transferred to the General Fund and distributed as follows:

(1) The amount of \$210,000 shall be appropriated to the Secretary of Administration in fiscal year 2015 to be utilized to reimburse costs to facilitate the implementation of video conferencing and other actions to reduce the long-term spending needs of the Judiciary and other components of the criminal justice system.

(2) The amount of \$75,000 shall be appropriated to the Secretary of Administration for the classification study required by Sec. E.100.1 of this act.

(3) The amount of \$98,934 shall be appropriated to the Agency of Human Services for State match for the Global Commitment appropriation in Sec. B.1107 of this act for health care training provided through Vermont Interactive Technologies between July 1, 2015 and December 31, 2015.

(4) The amount of \$89,940 shall be appropriated to the Agency of Human Services for state match for a Global Commitment appropriation of

\$200,000 in fiscal year 2016 for the home health prospective payment system change provided in Sec. E.306.3 of this act.

(b) The remaining amount of \$526,126 and an additional \$7,000,000 of general funds, for a total of \$7,526,126 are appropriated to the Department of Corrections to be carried forward and used for expenditure in fiscal year 2016 and for the purposes of the calculation under 32 V.S.A. § 308 shall be not be included the fiscal year 2016 reserve calculation but shall be reflected in the fiscal year 2107 calculation.

#### Sec. C.105 FISCAL YEAR 2015 TRANSFER TO SERGEANT AT ARMS

(a) In fiscal year 2015, the amount of \$28,460 shall be transferred from the Legislative Council budget to the Sergeant at Arms budget.

#### Sec. C. 106 VERMONT HEALTH CONNECT REPORTS

(a) The Chief of Health Care Reform shall provide monthly reports beginning on June 1, 2015 to the Joint Fiscal Office for distribution to members of the Health Reform Oversight Committee and the Joint Fiscal Committee and to the Office of Legislative Council for distribution to members of the House Committee on Health Care and the Senate Committees on Health and Welfare and on Finance. Each Office shall also post the reports on its website. The reports shall address:

(1) the schedule, cost, and scope status of the Vermont Health Connect system's Release 1 and Release 2 development efforts, including whether any critical path items did not meet their milestone dates and the corrective actions being taken;

(2) an update on the status of current risks in Vermont Health Connect's implementation;

(3) an update on the actions taken to address the recommendations in the Auditor's report on Vermont Health Connect dated April 14, 2015 and any other audits of Vermont Health Connect; and

(4) an update on the preliminary analysis of alternatives to Vermont Health Connect.

#### Sec. C.106.1 INDEPENDENT REVIEW OF VERMONT HEALTH CONNECT

(a) The Chief of Health Care Reform shall provide the Joint Fiscal Office with the materials provided by the Independent Verification and Validation (IVV) firms evaluating Vermont Health Connect. The reports shall be provided in a manner that protects security and confidentiality as required by any memoranda of understanding entered into by the Joint Fiscal Office and the Executive Branch. The Joint Fiscal Office shall analyze the reports and shall provide information regarding Vermont Health Connect information

technology systems to the Health Reform Oversight Committee, the Joint Fiscal Committee, the Speaker of the House of Representatives, and the President Pro Tempore of the Senate in July, September, and October 2015 and at other times as appropriate.

#### Sec. C.106.2 VERMONT HEALTH CONNECT OUTCOMES

(a) The General Assembly expects Vermont Health Connect to achieve the following milestones with respect to qualified health plans offered in the individual market:

(1) On or before May 31, 2015, the vendor under contract with the State to implement the Vermont Health Benefit Exchange shall deliver the information technology release providing the “back end” of the technology supporting changes in circumstances and changes in information to allow for a significant reduction, as described in subdivision (4) of this subsection, in the amount of time necessary for the State to process changes requested by individuals and families enrolled in qualified health plans.

(2) On or before August 1, 2015, Vermont Health Connect shall develop a contingency plan for renewing qualified health plans offered to individuals and families for calendar year 2016 and shall ensure that the registered carriers offering these qualified health plans agree to the process.

(3) On or before October 1, 2015, the vendor under contract with the State for automated renewal of qualified health plans offered to individuals and families shall deliver the information technology release providing for the automated renewal of those qualified health plans.

(4) On or before October 1, 2015, Vermont Health Connect customer service representatives shall begin processing new requests for changes in circumstances and for changes in information received in the first half of a month in time to be reflected on the next invoice and shall begin processing requests for changes received in the latter half of the month in time to be reflected on one of the next two invoices.

#### Sec. C.106.3 ALTERNATIVES TO VERMONT HEALTH CONNECT

(a) If Vermont Health Connect fails to meet one or more of the milestones set forth in Sec E.106.2 of this act, the Agency of Administration shall identify and begin exploring with the U.S. Department of Health and Human Services all feasible alternatives to Vermont Health Connect, including a transition to a federally supported State-based marketplace (FSSBM). The Chief of Health Care Reform shall report on the status of the exploration at the next scheduled meetings of the Joint Fiscal Committee and the Health Reform Oversight Committee.

(b) The Chief of Health Care Reform shall prepare an analysis and potential implementation plan regarding a transition from Vermont Health

Connect to a different model for Vermont's health benefit exchange, including an FSSBM, and shall present information about such a transition.

(c) On or before November 15, 2015, the Chief of Health Care Reform shall provide the Joint Fiscal Committee and Health Reform Oversight Committee with a recommendation regarding the future of Vermont's health benefit exchange, including a proposed timeline for 2016. The Chief's recommendation shall include an analysis of whether the recommended course of action would be likely to minimize any negative effects on individuals and families enrolling in qualified health plans, the financial impacts of the transition, the ability of the registered carriers to accomplish the transition, and the potential impacts of the transition on the State's health insurance regulatory framework.

(1)(A) If the Chief of Health Care Reform recommends requesting approval from the U.S. Department of Health and Human Services to allow Vermont to transition to an FSSBM, then on or before December 1, 2015, the Joint Fiscal Committee, after consultation with the Speaker of the House of Representatives and the President Pro Tempore of the Senate, shall determine whether to concur with the recommendation. In determining whether to concur, the Joint Fiscal Committee shall consider whether the transition to an FSSBM would be likely to minimize any negative effects on individuals and families enrolling in qualified health plans, the financial impacts of the transition, the ability of the registered carriers to accomplish the transition, and the potential impacts of the transition on the State's health insurance regulatory framework. The Joint Fiscal Committee shall also consider relevant input offered by legislative committees of jurisdiction.

(B) If the Chief of Health Care Reform recommends requesting approval from the U.S. Department of Health and Human Services to allow Vermont to transition from a State-based exchange to an FSSBM and the Joint Fiscal Committee concurs with that recommendation, the Chief of Health Care Reform and the Commissioner of Vermont Health Access shall:

(i) prior to December 31, 2015, request that the U.S. Department of Health and Human Services begin the approval process with the Department of Vermont Health Access; and

(ii) on or before January 15, 2016, provide to the House Committee on Health Care and the Senate Committees on Health and Welfare and on Finance the recommended statutory changes necessary to align with operating an FSSBM if approved by the U.S. Department of Health and Human Services.

(2) If the Chief of Health Care Reform either does not recommend that Vermont transition to an FSSBM or the Joint Fiscal Committee does not concur with the Chief's recommendation to transition to an FSSBM, the Chief

of Health Care Reform shall submit information to the House Committee on Health Care and the Senate Committees on Health and Welfare and on Finance on or before January 15, 2016 regarding the advantages and disadvantages of alternative models and options for Vermont's health benefit exchange and the proposed statutory changes that would be necessary to accomplish them.

Sec. C. 107 GOVERNMENT RESTRUCTURING AND OPERATIONS  
REVIEW COMMISSION; REPORT

(a) Creation and purpose. There is created a Government Restructuring and Operations Review Commission to identify opportunities for increasing government efficiency and productivity in order to reduce spending trends and related resource needs.

(b) Membership. The Commission shall be composed of three members, none of whom shall be current members of the General Assembly or employees of the Executive Branch. The Governor, the Speaker of the House, and the Senate Committee on Committees shall each appoint one member, and shall collaborate in those appointments so that the Commission shall be composed of the following members:

(1) one member with experience in the management of large private sector organizations;

(2) one member with experience in large nonprofit organizational management; and

(3) one member with experience in governmental structures.

(c) Powers and duties. The Commission shall:

(1) review areas where partnerships between the public and private sectors could provide long-term improvements in quality and cost-effectiveness of management or service delivery;

(2) review the State government's organizational structure for consistency with a results-based and outcomes-based focus; and

(3) provide an opportunity for members of the public to submit recommendations to the Commission for its consideration.

(d) Report. The Commission shall submit reports to the Committee on Government Accountability and to the House and Senate Committees on Appropriations and on Government Operations as follows:

(1) On or before October 15, 2015, the Commission shall submit an initial report with specific recommendations for the 2016 legislative session.

(2) On or before November 15, 2016, the Commission shall submit a final report with specific recommendations for the 2017 legislative session.

(e) Meetings.

(1) The Speaker of the House and the President of the Senate shall call the first meeting of the Commission.

(2) The Commission shall select a chair from among its members at the first meeting.

(3) A majority of the membership shall constitute a quorum.

(4) The Commission shall cease to exist on June 30, 2017.

(f) Staff and administration.

(1) The Secretary of Administration shall act as the fiscal agent for the Commission. Any costs incurred during fiscal year 2016 shall be paid for through the budget of the Secretary of Administration with the costs and continuing budget needs submitted to the General Assembly through the budget adjustment process.

(2) The Secretary of Administration shall ensure that any staff support requested of the Executive Branch is provided.

(3) The Legislative Joint Fiscal Office shall coordinate staff support from the Legislative Branch.

(4) Representatives for both the Secretary of Administration and the Legislative Joint Fiscal Office shall attend the meetings of the Commission and provide support as appropriate.

(g) Reimbursement. Members of the Commission who are not otherwise compensated or reimbursed for their attendance shall be entitled to per diem compensation and reimbursement of expenses pursuant to 32 V.S.A. § 1010.

#### Sec. D.100 APPROPRIATIONS; PROPERTY TRANSFER TAX

(a) This act contains the following amounts appropriated from special funds that receive revenue from the property transfer tax. Expenditures from these appropriations shall not exceed available revenues.

(1) The sum of \$518,000 is appropriated from the Property Valuation and Review Administration Special Fund to the Department of Taxes for administration of the Use Tax Reimbursement Program. Notwithstanding 32 V.S.A. § 9610(c), amounts above \$518,000 from the property transfer tax that are deposited into the Property Valuation and Review Administration Special Fund shall be transferred into the General Fund.

(2) The sum of \$9,404,840 is appropriated from the Vermont Housing and Conservation Trust Fund to the Vermont Housing and Conservation Board. Notwithstanding 10 V.S.A. § 312, amounts above \$9,404,840 from the property transfer tax that are deposited into the Vermont Housing and Conservation Trust Fund shall be transferred into the General Fund.

(3) The sum of \$3,760,599 is appropriated from the Municipal and

Regional Planning Fund. Notwithstanding 24 V.S.A. § 4306(a), amounts above \$3,760,599 from the property transfer tax that are deposited into the Municipal and Regional Planning Fund shall be transferred into the General Fund. The \$3,760,599 shall be allocated as follows:

(A) \$2,924,417 for disbursement to regional planning commissions in a manner consistent with 24 V.S.A. § 4306(b);

(B) \$457,482 for disbursement to municipalities in a manner consistent with 24 V.S.A. § 4306(b);

(C) \$378,700 to the Agency of Commerce and Community Development for the Vermont Center for Geographic Information.

Sec. D.100.1 FISCAL YEAR 2015; YEAR END UNDESIGNATED GENERAL FUND

(a) Notwithstanding 32 V.S.A. § 308c, any remaining unreserved and undesignated General Fund surplus at the close of fiscal year 2015 shall remain in the General Fund for allocation, appropriation, or designation in the fiscal year 2016 budget adjustment process.

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

(a) Notwithstanding any other provision of law, the following amounts are transferred from the funds indicated:

(1) From the General Fund to the Next Generation Initiative Fund established by 16 V.S.A. § 2887: \$2,993,000.

(2) From the Transportation Fund to the Downtown Transportation and Related Capital Improvement Fund established by 24 V.S.A. § 2796 to be used by the Vermont Downtown Development Board for the purposes of the Fund: \$423,966.

(3) From the Transportation Infrastructure Bond Fund established by 19 V.S.A. § 11f to the Transportation Infrastructure Bonds Debt Service Fund for the purpose of funding fiscal year 2017 transportation infrastructure bonds debt service: \$2,501,413.

(4) From the Department of Public Safety blood and alcohol testing fund to the General Fund: \$167,000.

(5) From the Lumberjack Fund #40900 to the General Fund: \$20,000.

(b) Notwithstanding any provision of law to the contrary, in fiscal year 2016 the following amounts shall revert to the General Fund from the accounts indicated:

(1) Department of Labor: \$293,000.

(2) Department of Health, Alcohol and Drug Abuse Programs: \$41,372.

Sec. D.102 TOBACCO LITIGATION SETTLEMENT FUND BALANCE

(a) Notwithstanding 18 V.S.A. § 9502(b), the actual balances at the end of fiscal year 2015 in the Tobacco Litigation Settlement Fund shall remain for appropriation in fiscal year 2016.

Sec. D.103 TRANSFER OF TOBACCO TRUST FUNDS

(a) Notwithstanding 18 V.S.A. § 9502(a)(3) and (4), the actual amount of investment earnings of the Tobacco Trust Fund at the end of fiscal year 2016 and any additional amount necessary to ensure the balance in the Tobacco Litigation Settlement Fund at the close of fiscal year 2016 is not negative shall be transferred from the Tobacco Trust Fund to the Tobacco Litigation Settlement Fund in fiscal year 2016.

\* \* \* GENERAL GOVERNMENT \* \* \*

Sec. E.100 EXECUTIVE BRANCH POSITION AUTHORIZATIONS

(a) The establishment of the following new permanent classified positions is authorized in fiscal year 2016 as follows:

(1) In the Department of Information and Innovation – one (1) IT Security Analyst and one (1) IT Security Specialist.

(2) In the Department of Buildings and General Services – one (1) Buildings Project Manager, two (2) Security Guard, five (5) Custodian, one (1) Custodial Supervisor, one (1) Maintenance Specialist, one (1) Electrician, three (3) Maintenance Mechanic and two (2) HVAC Specialist.

(3) In the Military Department – one (1) Plant Maintenance Supervisor and one (1) Maintenance Mechanic.

(4) In the Agency of Agriculture, Food and Markets – one (1) Dairy Product Specialist.

(5) In the Department of Financial Regulation – one (1) Captives Insurance Examiner.

(6) In the Office of the Secretary of State – one (1) Deputy Director of Professional Regulation.

(7) In the Department of Public Service – two (2) Telecommunications Infrastructure Project Manager and one (1) Financial Manager.

(8) In the Department of Liquor Control – one (1) Administrative Secretary, one (1) Administrative Assistant, and two (2) Warehouse Worker.

(b) The establishment of the following new permanent exempt positions is authorized in fiscal year 2016 as follows:

(1) In the Agency of Natural Resources – one (1) Attorney.



(c) The positions established in this section shall be transferred and converted from existing vacant positions in the Executive Branch, and shall not increase the total number of authorized State positions, as defined in Sec. A.107 of this act.

#### Sec. E.100.1 REPORT: STATE EMPLOYEE POSITION CLASSIFICATION SYSTEM

(a) The Secretary of Administration shall issue a request for proposal to evaluate and recommend changes or alternatives to the position classification system applicable to State employees and the rules governing such system as prescribed by 3 V.S.A. § 310. The proposal shall require a report to address the following:

(1) Evaluate whether the current position classification system, which is based upon a point factor comparison method of job evaluation, effectively serves the needs of State government.

(2) Provide a summary of the classification systems used in other states, counties, or municipalities that are most comparable to Vermont and a review of best classification practices in public sector organizations.

(3) Assess alternatives or changes to the current position classification system that would better serve the needs of State government, would be easier and more flexible to administer, would better reflect the work performed by state employees, would provide a common platform for organizing, assigning, and managing jobs, would identify career paths, and would ensure compensation is competitive, equitable, and fiscally sound.

(4) Provide an analysis of the impacts of implementing alternatives, including recommendations for transitioning to an alternate classification system.

(b) In issuing the request for proposal, the Secretary shall provide a copy of the RFP to the Senate and House Committees on Appropriations and to the Senate and House Committees on Government Operations, the Vermont State Employees' Association (VSEA), the Vermont Troopers Association (VTA), and to the Joint Fiscal Office.

(c) The Agency of Administration and the Judiciary shall assist the consultant to gather data necessary for an evaluation. The consultant shall interview managers, supervisors, VSEA, and VTA representatives and shall provide opportunity for comment by classified State employees.

(d) Unless the contract specifies an alternate date, the consultant shall provide a report of its evaluation and recommendations on or before January 15, 2016, to the Senate and House Committees on Appropriations and the Senate and House Committees on Government Operations, the VSEA, and to the VTA.

Sec. E.100.2 3 V.S.A. § 2222(j) is added to read:

(j) Notwithstanding the provisions of 29 V.S.A. § 903(a), the Agency of Administration will administer an Equipment Revolving Fund to be used for internal lease purchase of equipment for State agencies. The Secretary of Administration will establish criteria for equipment purchased through this Fund, including types of equipment, limiting amounts for specific equipment, and the useful life of the equipment.

(1) Agencies or departments acquiring such equipment shall repay the Fund through their regular operating budgets according to an amortization schedule established by the Commissioner of Finance and Management. Repayment shall include charges for the administrative costs of the purchase and estimated administrative inflation over the term of the payback.

(2) The Commissioner of Finance and Management may anticipate receipts to this Fund and issue warrants based thereon.

Sec. E.100.3 REPEAL

(a) 29 V.S.A. § 903(e) (administration of the equipment revolving fund) is repealed.

Sec. E.100.4 SECRETARY OF ADMINISTRATION; PROMOTION OF EFFICIENT OPERATIONS

(a) All branches and agencies of State government can expect to face a multiyear horizon of State resources growing at rates lower than previously experienced. In order to achieve fiscal sustainability, the Secretary of Administration shall review opportunities for changes that result in efficiency and savings in the form of reduced resource need or reduced cost trend pressure, or both, within the State budget.

Sec. E.100.5 COMPREHENSIVE STATEWIDE INVENTORY OF ENERGY AND WEATHERIZATION PROGRAMS

(a) The Secretary of Administration, with assistance of the State Treasurer, the Department of Public Service, and the Department for Children and Families, shall provide the Joint Fiscal Committee at its September 2015 meeting a comprehensive inventory of programs related to energy and weatherization programs for Vermonters and Vermont businesses, which shall include:

(1) Programs authorized in statute and programs offered by utilities or community-based organization to benefit Vermonters;

(2) The eligibility criteria for these programs;

(3) The caseload and utilization of each of these programs over the past three fiscal years;

(4) A status report on the progress of coordinating information across these programs;

(5) A status report on estimated State, federal or other funding available for these programs in the current and upcoming fiscal year; and

(6) Any recommendations for legislative action in 2016.

Sec. E.111 Tax – administration/collection

(a) Of this appropriation, \$30,000 is from the Current Use Application Fee Special Fund and shall be appropriated for programming changes to the CAPTAP software used by municipalities for establishing property values and administering their grand lists.

Sec. E.112 ENERGY EFFICIENCY; STATE BUILDINGS AND FACILITIES

(a) As a mechanism to implement 2011 Acts and Resolves No. 40, Sec. 47 (State energy use), the State of Vermont has developed a State Energy Management Program (the Program) within the Department of Buildings and General Services (the Department) to address, for State buildings and facilities, energy management measures, implementation of energy efficiency and conservation, and the use of renewable energy resources.

(b) Notwithstanding any contrary provision of law or Public Service Board (Board) order:

(1) The Department and Efficiency Vermont (EVT) shall augment the Program for a preliminary period of four years commencing in fiscal year 2016 and to be expanded upon with recommendations for improvements after the preliminary duration under which EVT shall provide the Department with support for the Program to deliver cost-effective energy efficiency and conservation measures to State buildings and facilities.

(A) The Department and EVT shall develop the augmented Program's annual targets for energy savings and associated cost savings to the State. Savings from measures provided by any energy efficiency entity appointed under 30 V.S.A. § 209(d)(2) shall count toward these targets. Savings supported by EVT may result from electric and thermal efficiency, including fuel switching, and improved building energy management, without regard to funding source.

(B) During fiscal year 2016, the measures implemented under this subdivision (1) shall reduce the State's total energy costs by an amount not less than \$250,000, of which \$100,000 shall be allocated to the General Fund.

(C) EVT shall guarantee savings of \$100,000 to the General Fund in fiscal year 2016 and \$250,000 in total energy savings in fiscal year 2017,

provided that failure to attain these saving amounts in a fiscal year does not result from action or inaction of the Department.

(2) In addition to the requirements of subdivision (1) of this section, the project shall include provision by EVT of support for personnel to implement the Program during fiscal years 2016 to 2020.

(A) The supported personnel shall be the building project manager position established in Sec. E.100(a)(2) of this act and two four-year limited service or consulting positions related to supervision and other overhead as the Department and EVT considers necessary to meet the goals.

(B) Under this subdivision (2), EVT shall provide up to \$325,000 during fiscal year 2016. For the remaining three fiscal years, EVT shall provide an additional amount sufficient to support annual salary and benefit adjustments.

(3) The Public Service Board shall adjust any performance indicators applicable to EVT to recognize the requirements of this section.

(c) The Department and EVT may execute a new or amended memorandum of understanding to implement this section, which shall include a process for determining how savings targets are met.

(d) On or before October 1 of each year commencing in 2016 and ending in 2020, the Department and EVT shall provide a joint report on the implementation of this section.

(1) The report shall state, for the prior fiscal year, the energy savings targets developed, the actions taken to achieve those targets, and the energy savings achieved by each action.

(2) The report shall project savings and strategies to attain those savings for the next fiscal year and for the remaining fiscal years of the Program.

(3) The report shall include improvements made toward systems of measurement to achieve the goals of 2011 Acts and Resolves No. 40.

(4) The report may include recommendations for accelerating the implementation of energy efficiency and conservation measures under the Program, improving the Program's tracking and documentation of savings.

(5) The report to be submitted in 2020 shall contain an evaluation of the Program authorized under this section and any resulting recommendations including recommendations related to Program continuation.

(6) The report shall be submitted to the House Committee on Corrections and Institutions, the Senate Committee on Institutions, the House and Senate Committees on Natural Resources and Energy, the House and Senate Committees on Appropriations, the Secretary of Administration, and the Joint Fiscal Office.

Sec. E.113 Buildings and general services – engineering

(a) The \$3,567,791 interdepartmental transfer in this appropriation shall be from the General Bond Fund appropriation in the Capital Bill of the 2015 legislative session.

Sec. E.113.1 2013 Acts and Resolves No. 1, Sec. 100(c), as amended by 2014 Acts and Resolves No. 179, Sec. E.113.1, is further amended to read:

(c) Sec. 97 (general obligation debt financing) shall take effect on July 1, 2015 July 1, 2017.

Sec. E.125 Legislative council

(a) Notwithstanding any other provision of law, from fiscal year 2015 funds appropriated to the Legislative Council and carried forward into fiscal year 2016, the amount of \$30,000 shall revert to the General Fund.

Sec. E.126 Legislature

(a) Notwithstanding any other provision of law, from fiscal year 2015 funds appropriated to the Legislature and carried forward into fiscal year 2016, the amount of \$215,376 shall revert to the General Fund.

(b) It is the intent of the General Assembly that funding for the Legislature in fiscal year 2016 be included at a level sufficient to support an 18-week legislative session.

Sec. E.126.1 WORKING LAND PROGRAM STRUCTURE REVIEW

(a) The House Committee on Agriculture and Forests Products and the Senate Committee on Agriculture shall review the working land program during the 2016 legislative sessions specifically in regard to the benefits of restructuring to the program from a grant program to a revolving loan program, including the administrative costs.

Sec. E.127 Joint fiscal committee

(a) Notwithstanding any other provision of law, from fiscal year 2015 funds appropriated to the Joint Fiscal Committee and carried forward into fiscal year 2016, the amount of \$19,623 shall revert to the General Fund.

Sec. E.133 Vermont state retirement system

(a) Notwithstanding 3 V.S.A. § 473(d), in fiscal year 2016, investment fees shall be paid from the corpus of the Fund.

Sec. E.139 GRAND LIST LITIGATION ASSISTANCE

(a) Of the appropriation in Sec. B.139 of this act, \$100,000 shall be transferred to the Attorney General and \$50,000 shall be transferred to the Department of Taxes, Division of Property Evaluation and Review and reserved and used with any remaining funds from the amounts previously

transferred for payment of expenses incurred by the Department or towns in defense of grand list appeals regarding the reappraisals of the hydroelectric plants and other property owned by TransCanada Hydro Northeast, Inc. in the State of Vermont. Expenditures for this purpose shall be considered qualified expenditures under 16 V.S.A. § 4025(c).

Sec. E.141 Lottery commission

(a) Of this appropriation, the Lottery Commission shall utilize up to \$150,000 in consultation with the Department of Health, Office of Alcohol and Drug Abuse Programs, to support the gambling addiction program.

(b) The Vermont Lottery Commission will continue to provide financial support and recommendations to provide and promote problem gambling services for Vermont's citizens, to include production of media marketing, printed material, and other methods of communication.

Sec. E.141.1 31 V.S.A. § 660 is amended to read:

§ 660. POST AUDITS

All lottery accounts and transactions of the ~~lottery commission~~ Lottery Commission shall be subject to annual post audits conducted by independent auditors retained by the ~~commission~~ Commission for this purpose, ~~with the approval of the auditor of accounts, as provided in subdivision 163(9) of Title 32.~~ The ~~commission~~ Commission may order such other audits as it deems necessary and desirable.

Sec. E.142 Payments in lieu of taxes

(a) This appropriation is for State payments in lieu of property taxes under 32 V.S.A. chapter 123, subchapter 4, and the payments shall be calculated in addition to and without regard to the appropriations for PILOT for Montpelier and for correctional facilities elsewhere in this act.

Sec. E.143 Payments in lieu of taxes – Montpelier

(a) Payments in lieu of taxes under this section shall be paid from the PILOT Special Fund under 32 V.S.A. § 3709.

Sec. E.144 Payments in lieu of taxes – correctional facilities

(a) Payments in lieu of taxes under this section shall be paid from the PILOT Special Fund under 32 V.S.A. § 3709.

Sec. E.145 32 V.S.A. § 315 is added to read:

§ 315. ANNUAL REPORT; INFORMATION TECHNOLOGY

(a) Annual report. The Agency of Administration shall annually present to the General Assembly a five-year Information Technology (“IT”) Program.

The Program shall be consistent with the planning process established in 22 V.S.A. § 901 and shall include for each fiscal year:

(1) IT activities estimated to cost \$1,000,000.00 or more;

(2) systemwide indicators; and

(3) the budget for the Department of Information and Innovation (“DII”);

(b) IT activities estimated to cost \$1,000,000.00 or more.

(1) For each new proposed project with an estimated total cost that exceeds \$1,000,000.00 there shall be:

(A) a description of the project;

(B) the justification for the scope of the project;

(C) a project budget that includes all costs, including operating costs and personnel services;

(D) a project time line and development schedule, including all phases or stages of the project;

(E) the number of fiscal years for which development costs are anticipated;

(F) a detailed list of all funding sources and amounts;

(G) an explanation of proposed project management;

(H) a description of project requirements and preliminary specifications;

(I) an explanation of proposed system parameters, including necessary hardware and software; and

(J) an explanation of net ongoing costs once the project has been completed, including operating costs, maintenance, and personnel services, for the period of time that the information technology will be operational, and any projected savings, including personnel services, that will result from the project.

(2) For each ongoing project with an estimated total cost that exceeds \$1,000,000.00 there shall be:

(A) a budget that includes all costs, including operating costs and personnel services; and

(B) a statement whether any of the information provided pursuant to subdivision (1) of this subsection has changed or is no longer accurate and an explanation of the reasons.

(c) Systemwide indicators. The Program shall include systemwide indicators developed by the Agency of Administration to describe the condition and performance of the State government IT system, and a numerical grading system to assign a priority rating to projects. The Program shall:

(1) discuss the background and utility of the indicators and grading system;

(2) track the indicators and grading system over time; and

(3) where appropriate, recommend the setting of targets for the indicators and grading system.

(d) The budget for DII. The Plan shall include:

(1) the recommended budget for DII; and

(2) the DII fee charged to each branch, agency, and department and the services provided.

(e) Each year following the submission of an IT Program under this section, the Agency shall prepare and make available to the public the Program.

#### Sec. E.145.1 SPECIAL COMMITTEE ON THE UTILIZATION OF INFORMATION TECHNOLOGY IN GOVERNMENT

(a) Creation. There is created a Special Committee on the Utilization of Information Technology in Government (the Committee).

(b) Membership. The Committee shall be composed of three members, each of whom shall have direct knowledge and experience with IT development and management preferably for large organizations with complex information technology needs:

(1) one person who shall be appointed by the Speaker of the House;

(2) one person who shall be appointed by the Committee on Committees; and

(3) one person who shall be appointed by the Governor.

(c) Powers and duties. The Committee shall evaluate the State of Vermont's current deployment, management, and oversight of information technology in the furtherance of State governmental activities, and shall make recommendations regarding how to carry out these activities more efficiently and effectively. The Committee's evaluation shall include:

(1) How to include an assessment of risk management in the process for evaluating and managing projects that recognizes that off-the-shelf products are less risky than customized products.



(2) How to develop a procurement policy that includes a structural analysis of the various software and hardware options and the related impacts of those options.

(3) Whether the roles of Chief Information Officer and Commissioner of Information and Innovation are in conflict and should be separated or reconfigured.

(4) An analysis of the State's legacy mainframe system, including a review and comparison of the cost and benefits of;

(A) maintaining the legacy mainframe;

(B) replacing the legacy mainframe and options to do so; and

(C) whether the legacy mainframe can be used in lieu of new systems, and if so, for how long.

(5) Alternative methods of financing DII operations and IT development.

(d) Report. On or before January 15, 2016, the Committee shall submit a written report with its recommendations to the House Committees on Appropriations, on Government Operations, and on Corrections and Institutions, and the Senate Committees on Appropriations, on Government Operations, and on Institutions.

(e) Meetings.

(1) The person appointed by the Committee on Committees shall call the first meeting of the Committee. The Committee shall select a chair from among its members at the first meeting.

(2) The Committee shall meet as necessary and shall cease to exist on March 1, 2016.

(f) Assistance. The Committee shall have the administrative, technical, and legal assistance of the Agency of Administration. The Committee shall have the authority to request information from any department, agency, or person in the Executive, Legislative, and Judicial Branches relevant to the Committee's powers and duties, and all departments, agencies, and persons shall provide the requested information.

(g) Reimbursement. Committee members who are not otherwise compensated or reimbursed for their attendance shall be entitled to per diem compensation and reimbursement of expenses pursuant to 32 V.S.A. § 1010 for no more than six meetings.

Sec. E.145.2 22 V.S.A. § 901 is amended to read:

§ 901. DEPARTMENT OF INFORMATION AND INNOVATION

(a) The Department of Information and Innovation, created in 3 V.S.A. § 2283b, shall have all the responsibilities assigned to it by law, including the following:

\* \* \*

(4)(A) to review and approve information technology activities within State government with a cost in excess of ~~\$100,000.00~~ \$500,000.00, and annually submit to the General Assembly a strategic plan and a budget for information technology as required of the Secretary of Administration by 3 V.S.A. § 2222(a)(9). As used in this section, “information technology activities” is defined as in 3 V.S.A. § 2222(a)(10);

(B) to provide oversight, monitoring, and control of information technology activities within State government with a cost in excess of ~~\$100,000.00~~ \$500,000.00. The cost of the oversight, monitoring, and control shall be assessed to the entity requesting the activity;

(C) to review and approve in accordance with Agency of Administration policies the assignment of appropriate project managers for information technology activities within State government with a cost in excess of \$500,000.00; and

(D) to provide standards for the management, organization, and tracking of information technology activities within State government with a cost in excess of ~~\$100,000.00~~ \$500,000.00;

\* \* \*

\* \* \* PROTECTION TO PERSONS AND PROPERTY \* \* \*

Sec. E.200 Attorney general

(a) Notwithstanding any other provisions of law, the Office of the Attorney General, Medicaid Fraud and Residential Abuse Unit, is authorized to retain, subject to appropriation, one-half of the State share of any recoveries from Medicaid fraud settlements, excluding interest, that exceed the State share of restitution to the Medicaid Program. All such designated additional recoveries retained shall be used to finance Medicaid Fraud and Residential Abuse Unit activities.

(b) Of the revenue available to the Attorney General under 9 V.S.A. § 2458(b)(4), \$997,000 is appropriated in Sec. B.200 of this act.

(c) Notwithstanding 18 V.S.A. § 9502(a)(3), the appropriation in Sec. B.200 of this act includes \$322,500 from the Tobacco Trust Fund to pay for expenses related to the arbitration of prior year tobacco settlements.

(d) The Attorney General in consultation with the Governor’s Criminal Justice and Substance Abuse Cabinet shall investigate the cause of the recent excessive price increases for the lifesaving medication Naloxone. The

Attorney General and the Governor's Criminal Justice and Substance Abuse Cabinet shall explore all legislative, regulatory, policy, and legal options to ensure that Naloxone is available to Vermonters at reasonable prices. The Attorney General and the co-chairs of the Governor's Criminal Justice and Substance Abuse Cabinet shall report their findings and recommendations as to how to remediate the situation to the Senate and House Committees on Judiciary no later than January 15, 2016.

(e) In fiscal year 2016 the direct application from the Attorney General's Fee and Reimbursement Fund (#21638) shall be increased by \$100,000.

Sec. E.203 13 V.S.A. § 5241 is amended to read:

§ 5241. INEFFECTIVE ASSISTANCE CLAIM

(a) No action shall be brought for professional negligence against a criminal defense attorney under contract with or providing ad hoc legal services for the Office of the Defender General unless the plaintiff has first successfully prevailed in a claim for postconviction relief based upon ineffective assistance of counsel in the same or a substantially related matter. Failure to prevail in a claim for postconviction relief based upon ineffective assistance of counsel under contract with or providing ad hoc legal services for the Office of the Defender General shall bar any claim against the attorney based upon the attorney's representation in the same or a substantially related matter.

(b) In the performance of duties pursuant to a contract with or providing ad hoc legal services to the Office of the Defender General, an attorney shall have the benefit of sovereign immunity to the same extent as an attorney employed by the Defender General.

Sec. E.203.1 13 V.S.A. § 5254 is amended to read:

§ 5254. PERSONNEL DESIGNATION AND EXPENDITURES

(a) The ~~defender general~~ Defender General, ~~deputy defender general~~ Deputy Defender General, public defenders, and deputy public defenders shall be exempt from the classified ~~state~~ State service.

(b) Clerical and office staff in the ~~office of the defender general~~ Office of the Defender General and in all local offices shall be hired by the ~~defender general~~ Defender General. Clerical and office staff shall be ~~state~~ State employees paid by the ~~state~~ State, and shall receive those benefits and compensation available to classified ~~state~~ State employees who are similarly situated, unless otherwise covered by the provisions of a collective bargaining agreement setting forth the terms and conditions of employment, negotiated pursuant to the provisions of 3 V.S.A. chapter 27 of Title 3. Clerical and office staff employed by the ~~office of the defender general~~ Office of the Defender

General shall not be part of the classified service as set forth in 3 V.S.A. chapter 13 ~~of Title 3~~.

(c) The ~~deputy defender general~~ Deputy Defender General shall be entitled to compensation at an annual rate that does not exceed an amount \$500.00 less than the salary of the ~~defender general~~ Defender General. The public defenders and deputy public defenders shall be entitled to compensation at annual rates not to exceed an amount \$1,000.00 less than the salary of the ~~defender general~~ Defender General.

(d) The ~~defender general~~ Defender General is responsible for assuming expenses for his or her office and all local offices. The entirety of expenditures shall not exceed those set in the annual budget of the ~~office of the defender general~~ Office of the Defender General and such expenditures shall be subject to the provisions of ~~section 32 V.S.A. § 702 of Title 32~~.

(e) The Defender General shall receive an early retirement allowance equal to that of a State's Attorney or sheriff.

Sec. E.203.2 3 V.S.A. § 455 is amended to read:

§ 455. DEFINITIONS

(a) Unless a different meaning is plainly required by the context, the following words and phrases as used in this subchapter shall have the following meanings:

\* \* \*

(4) "Average final compensation" shall mean:

\* \* \*

(C) For purposes of determining average final compensation for group A or group C members, a member who has accumulated unused sick leave at retirement shall be deemed to have worked the full normal working time for his or her position for 50 percent of such leave, at his or her full rate of compensation in effect at the date of his or her retirement. For purposes of determining average final compensation for group F members, unused annual or sick leave, termination bonuses and any other compensation for service not actually performed shall be excluded. The average final compensation for a State's Attorney and the Defender General shall be determined by the State's Attorney's or the Defender General's highest annual compensation earned during his or her creditable service.

\* \* \*

(9) "Employee" shall mean:

\* \* \*

(B) any regular officer or employee of the Department of Public Safety assigned to police and law enforcement duties, including the Commissioner of Public Safety appointed before July 1, 2001; but, irrespective of the member's classification, shall not include any member of the General Assembly as such, any person who is covered by the Vermont Teachers' Retirement System, any person engaged under retainer or special agreement or C beneficiary employed by the Department of Public Safety for not more than 208 hours per year, or any person whose principal source of income is other than State employment. In all cases of doubt, the Retirement Board shall determine whether any person is an employee as defined in this subchapter. Also included under this subdivision are employees of the Department of Liquor Control who exercise law enforcement powers, employees of the Department of Fish and Wildlife assigned to law enforcement duties, motor vehicle inspectors, full-time deputy sheriffs employed by the State of Vermont, full-time members of the Capitol Police force, investigators employed by the Criminal Division of the Office of the Attorney General, Department of State's Attorneys, Department of Health, or Office of the Secretary of State, who have attained full-time certification from the Vermont Criminal Justice Training Council, who are required to perform law enforcement duties as the primary function of their employment, and who may be subject to mandatory retirement permissible under 29 U.S.C. § 623(j), who are first included in membership of the system on or after July 1, 2000. Also included under this subdivision are full-time firefighters employed by the State of Vermont and the Defender General.

\* \* \*

Sec. E.203.3 3 V.S.A. § 459 is amended to read:

§ 459. NORMAL AND EARLY RETIREMENT

\* \* \*

(d) Early retirement allowance.

\* \* \*

(5) Notwithstanding subdivisions (1) and (2) of this subsection, a State's Attorney, the Defender General, or sheriff who has completed 20 years of creditable service, of which 15 years has been as a State's Attorney, the Defender General, or sheriff, shall receive an early retirement allowance equal to the normal retirement allowance, at age 55, without reductions.

\* \* \*

Sec. E.204 SUSPENSION OF VIDEO ARRAIGNMENTS; REPEAL

(a) 2011 Acts and Resolves No. 41, Sec. 9 (suspension of video arraignments) is repealed.

Sec. E.204.1 4 V.S.A. § 466 is amended to read:

§ 466. PROCEDURE

(a) A proceeding before a magistrate shall, in cases involving child support, be initiated by the filing of a petition. If a proceeding for divorce, annulment, or separation has been commenced before the Family Division of the Superior Court, the magistrate shall have jurisdiction to determine a temporary amount of child support on the basis of the complaint or petition filed in the Family Division of the Superior Court.

\* \* \*

(e) ~~The Family Division of the Superior Court clerk~~ petitioner shall provide for personal service or shall mail to the respondent, ~~at one or more of the addresses supplied by the respondent,~~ by certified mail, return receipt requested and delivery restricted to the addressee, the expense being paid by the petitioner, a notice signed by the ~~clerk~~ petitioner. If acceptance of service is refused, the ~~clerk~~ petitioner may serve the notice on the respondent by sending it to the respondent by ordinary first class mail and by certifying that such service has been made. In the alternative, the ~~clerk~~ petitioner may provide for mail service as provided in Rule 4(l) of the Vermont Rules of Civil Procedure.

\* \* \*

Sec. E.204.2 33 V.S.A. § 5223 is amended to read:

§ 5223. FILING OF PETITION

(a) When notice to the child is provided by citation, the State's Attorney shall file the petition and supporting affidavit at least 10 days prior to the date for the preliminary hearing specified in the citation.

(b) ~~The Court shall send or deliver a~~ A copy of the petition and affidavit shall be made available at the State's Attorney's office to all persons required to receive notice, including the noncustodial parent, as soon as possible after the petition is filed and at least five days prior to the date set for the preliminary hearing.

Sec. E.204.3 33 V.S.A. § 5224 is amended to read:

§ 5224. FAILURE TO APPEAR AT PRELIMINARY HEARING

If a child or custodial parent, guardian, or custodian fails to appear at the preliminary hearing as directed by a citation, the Court may issue a summons to appear, an order to have the child brought to Court, or a warrant as provided in section 5108 of this title. The summons, order, or warrant shall be served by the law enforcement agency that cited or took the child into custody, or another law enforcement agency acting on its behalf.

Sec. E.204.4 [DELETED]

Sec. E.204.5 [DELETED]

Sec. E.204.6 13 V.S.A. § 7180 is amended to read:

§ 7180. REMEDIES FOR FAILURE TO PAY FINES, COSTS, SURCHARGES, AND PENALTIES

(a) As used in this section:

(1) “Amount due” means all financial assessments, including penalties, fines, surcharges, court costs, and any other assessments imposed by statute as part of a sentence for a criminal conviction.

(2) “Designated collection agency” means a collection agency designated by the Court Administrator pursuant to subsection 7171(b) of this title.

(3) “Designated credit bureau” means a credit bureau designated by the Court Administrator or the Court Administrator’s designee.

\* \* \*

(c) Civil contempt proceeding.

\* \* \*

(3) Hearing The hearing shall be conducted in a summary manner. The Court shall examine the defendant and any other witnesses and may require the defendant to produce documents relevant to the defendant's ability to pay the amount due. Evidence is admissible if it is of a type commonly relied upon by a reasonably prudent person in the conduct of his or her affairs. The Vermont Rules of Evidence shall not apply except that the rules related to privilege shall apply. The State shall not be a party except with the permission of the court. The defendant may be represented by counsel at the defendant's own expense.

\* \* \*

(f)(1) A defendant who is not incarcerated may file a motion to convert all or part of a traffic offense fine to community service. The Court may grant the motion if the defendant establishes that he or she has made a good faith effort to pay the fine but is unable to do so. A fine converted to community service pursuant to this subsection shall not be considered a modification of sentence and shall not be subject to the time limits of Vermont Rule of Criminal Procedure 35.

(2) Community service performed pursuant to a motion granted under this subsection shall be:

(A) credited against outstanding fines at the then-existing rate of the Vermont minimum wage:

(B) monitored by Diversion, a restorative justice panel of a community justice center, or a similar entity approved by the Court, which shall report on the defendant's compliance status to the Court;

(C) performed in the county where the offense occurred.

(3) A conversion of a fine to community service under this subsection:

(A) shall not apply to surcharges, court costs, or other assessments;

(B) shall be in addition to the contempt procedures applicable under this section.

Sec. E.204.7 [DELETED]

Sec. E.204.8 [DELETED]

Sec. E.204.9 [DELETED]

Sec. E.204.10 32 V.S.A. § 1758 is amended to read:

§ 1758. MASTERS, AUDITORS, REFEREES, AND COMMISSIONERS

(a) Unless otherwise provided, the pay and the expense allowance for commissioners, masters, auditors, and referees shall be fixed by the Court or by the presiding judge thereof and paid by the ~~state~~ State.

(b) The Superior Court may order that the cost of a master be shared by the parties, with the shares specified in the order, if:

(1) the distribution of property is contested and governed by 15 V.S.A. § 751 and the value of the property to be distributed exceeds \$500,000.00; or

(2) one or both parties seek an award of maintenance under 15 V.S.A. § 752 and the parties have non-wage income of \$150,000.00 or more.

Sec. E.204.11 4 V.S.A. § 37 is amended to read:

§ 37. VENUE

(a) The venue for all actions filed in the ~~superior court~~ Superior Court, whether heard in the ~~civil, criminal, family, environmental, or probate division~~ Civil, Criminal, Family, Environmental, or Probate Division, shall be as provided in law.

(b) Notwithstanding any other provision of law, the ~~supreme court~~ Supreme Court may promulgate venue rules, subject to review by the legislative committee on judicial rules under 12 V.S.A. chapter 1 of Title 12, which are consistent with the following policies:

(1) Proceedings involving a case shall be heard in the unit in which the case was brought, subject to the following exceptions:

(A) when the parties have agreed otherwise;



(B) status conferences, minor hearings, or other nonevidentiary proceedings; or

(C) when a change in venue is necessary to ensure access to justice for the parties or required for the fair and efficient administration of justice.

(2) The electronic filing of cases on a statewide basis should be facilitated, and the ~~court~~ Court is authorized to promulgate rules establishing an electronic case-filing system.

(3) The use of technology to ease travel burdens on citizens and the courts should be promoted. For example, venue requirements should be deemed satisfied for some court proceedings when a person, including a judge, makes an appearance via video technology, even if the judge is not physically present in the same location as the person making the appearance.

(4) In proceedings involving the termination of parental rights, the Supreme Court is authorized to designate a region of no more than four counties in which the venue for specified types of cases in the region shall be the region as a whole irrespective of the county in which the venue would lie for the case under the governing statute. A designation under this subdivision shall be made by rule and shall be reviewed by the Legislative Committee on Judicial Rules pursuant to 12 V.S.A. § 1.

Sec. E.204.12 12 V.S.A. § 5540a is amended to read:

§ 5540a. JURISDICTION OVER SMALL CLAIMS; ASSISTANT JUDGES

(a)(1) Subject to the limitations in this section and notwithstanding any provision of law to the contrary, Assistant Judges of Essex, Caledonia, Rutland, and Bennington Counties sitting alone shall hear and decide small claims actions filed under this chapter with the Essex, Caledonia, Rutland, and Bennington Superior Courts. ~~This subdivision shall apply only to Assistant Judges holding office on July 1, 2010.~~

\* \* \*

Sec. E.204.13 REPORT; JURISDICTION OF ASSISTANT JUDGES

(a) On or before January 15, 2016, the Vermont Association of Assistant Judges and the Court Administrator shall jointly report to the Senate and House Committees on Judiciary any recommendations for expansion of the subject matter jurisdiction of Assistant Judges. The report shall include specific types of cases in which it would be appropriate for Assistant Judges to sit alone in order to maximize judicial resources and ease caseload burdens on the courts.

Sec. E.204.14 COURT SECURITY; REPORTS

(a) There is established in each county a Committee on Court Security. The Committee shall study issues related to security at its county courthouse and consider measures to reduce the cost of its county court security budget while maintaining the safety of staff and citizens. The study shall include whether counties should provide a security function at the entrance to county-owned courthouses that would be offset by restructuring of notary fees retained by the counties. On or before January 15, 2016, each county Committee on Court Security shall report to the Court Administrator a proposal to reduce its county court security budget by at least three percent.

(b) The Committee on Court Security shall be composed of the following members in each county:

(1) The presiding Superior judge, who shall be co-chair of the Committee.

(2) The senior assistant judge, who shall be co-chair of the Committee.

(3) The court clerk.

(4) The court manager.

(5) The sheriff or designee.

(6) The State's Attorney or designee.

(c) For purposes of preparing the report required by this section, the Committee on Court Security in each county shall consult with the security and safety program manager and the chief of finance and administration at the Vermont Supreme Court.

#### Sec. E.204.15 LEGISLATIVE INTENT; COURT FEES

(a) The General Assembly intends that the new revenue generated in fiscal year 2016 from increased court fees be used as a funding source to fill judicial vacancies.

#### Sec. E.208 Public safety – administration

(a) The Commissioner of Public Safety is authorized to enter into a performance-based contract with the Essex County Sheriff's Department to provide law enforcement service activities agreed upon by both the Commissioner of Public Safety and the Sheriff.

#### Sec. E.208.1 DISPATCH FUNDING

(a) Notwithstanding any other provision of law to the contrary, the Commissioner of Public Safety shall use \$425,000 of funds held by the fiscal agent under 30 V.S.A. chapter 88 appropriated as E.911 Special Fund in Sec. B.1117 of this act to continue funding the operation of the four public safety answering points in Derby, Rockingham, Rutland, and Williston at current levels until September 15, 2015.

#### Sec. E.208.2 911 CALL TAKING

(a) By September 1, 2015, the Vermont Enhanced 911 Board shall meet and report to the Secretary of Administration and the Joint Fiscal Committee on:

(1) the number of 911 call centers in the State necessary to meet the current requirements of the Enhanced 911 system;

(2) the number of 911 call seats necessary to meet the current requirements of the Enhanced 911 system;

(3) the average cost per 911 call seat; and

(4) ways to provide 911 services to the State that optimize performance and cost-effectiveness to meet Vermont's needs.

#### Sec. E.208.3 DISPATCH REQUIREMENTS

(a) By May 15, 2015, the Commissioner of Public Safety shall report to the Joint Fiscal Committee on the costs required to support the current level of dispatching services at the four State-operated public safety answering points in Derby, Rockingham, Rutland, and Williston. For the purposes of this section, costs required to support the current level of dispatching services shall not include any costs associated with taking 911 calls, but shall include the following types of dispatch calls: police departments, excluding the Vermont State Police; constabularies; emergency medical services; and fire and rescue departments. This information shall be made available to the municipalities that rely on dispatch services from the four State-operated public safety answering points.

#### Sec. E.208.4 CONTRACTS FOR SERVICES

(a) The Commissioner of Public Safety shall meet with regional groups to determine if those groups want to contract for State dispatch services. As used in this subsection, "regional groups" include the State legislators, assistant judges, municipal officials, and emergency service representatives for the areas served by the dispatching functions of the State-operating public safety answering points. The Commissioner shall work with each regional group to calculate the cost of desired dispatch services, and determine whether each regional group would like to contract for dispatch services with the State.

(b) If agreement is reached with a regional group on or before September 15, 2015, the Commissioner of Public Safety shall contract with the assistant judges, acting on behalf of a county of the State under this section, to provide dispatching functions, at a public safety answering point, paid for at the local level as part of the county budget. Funds received by the Commissioner under contracts entered into under this section shall be deposited in a special fund called the Dispatch Fund, created in accordance with 32 V.S.A. chapter 7, subchapter 5, and shall be available to provide full

funding of the operation of public safety answering points. The cost of contracts entered into by a county under this section shall be considered an expense and obligation of the county under 24 V.S.A. § 133(e).

(c) In order to reach an agreement under this section, the Commissioner of Public Safety is authorized to lease, rent, or otherwise convey any personal property, real property, fixtures, or intangible rights currently held by the State for the provision of dispatch services at a public safety answering point.

(d) The Commissioner shall obtain the approval of the Joint Fiscal Committee for the contract amounts to be entered into for fiscal year 2016 and after.

#### Sec. E.208.5 PSAP; STAFFING DIRECTIVE AND BUDGETARY IMPACT REPORT

(a) The Secretary of Administration and the Commissioner of Public Safety shall ensure that the authorized positions for PSAP operations are adequate to ensure that overtime authorization can be minimized and limited to episodic need not routinely scheduled.

(b) The Commissioner shall provide a report to the General Assembly with its fiscal year 2017 budget presentation that clearly and comprehensively summarizes the specific budgetary impact of PSAP consolidation on the fiscal year 2016 and fiscal year 2017 department budgets.

#### Sec. E.208.6 PSAP; AUTHORITY TO DONATE REDUNDANT EQUIPMENT

(a) If the Commissioner of Public Safety determines that any PSAP equipment is redundant and would otherwise be placed in State surplus property, such equipment could be donated to regional groups that reach agreement under Sec.E.208.4 of this act.

#### Sec. E.209 Public safety – state police

(a) Of this appropriation, \$35,000 in special funds shall be available for snowmobile law enforcement activities and \$35,000 in general funds shall be available to the Southern Vermont Wilderness Search and Rescue Team, which comprises State Police, the Department of Fish and Wildlife, county sheriffs, and local law enforcement personnel in Bennington, Windham, and Windsor Counties, for snowmobile enforcement.

(b) Of this appropriation, \$405,000 is allocated for grants in support of the Drug Task Force and the Gang Task Force. Of this amount, \$190,000 shall be used by the Vermont Drug Task Force to fund three town task force officers. These town task force officers shall be dedicated to enforcement efforts with respect to both regulated drugs as defined in 18 V.S.A. § 4201(29) and the diversion of legal prescription drugs. Any unobligated funds may be allocated by the Commissioner to fund the work of the Drug Task Force and to support

the efforts of the Mobile Enforcement Team (Gang Task Force), or carried forward.

Sec. E.212 Public safety – fire safety

(a) Of this General Fund appropriation, \$55,000 shall be granted to the Vermont Rural Fire Protection Task Force for the purpose of designing dry hydrants.

Sec. E.212.1 [DELETED]

Sec. E.215 Military – administration

(a) The amount of \$250,000 shall be disbursed to the Vermont Student Assistance Corporation for the National Guard Educational Assistance Program established in 16 V.S.A. § 2856. Of this amount, \$100,000 shall be general funds from this appropriation, and \$150,000 shall be Next Generation special funds, as appropriated in Sec. B.1100(a)(3)(B) of this act.

Sec. E.219 Military – veterans’ affairs

(a) Of this appropriation, \$2,500 shall be used for continuation of the Vermont Medal Program; \$4,800 shall be used for the expenses of the Governor’s Veterans’ Advisory Council; \$7,500 shall be used for the Veterans’ Day parade; \$5,000 shall be granted to the Vermont State Council of the Vietnam Veterans of America to fund the Service Officer Program; \$5,000 shall be used for the Military, Family, and Community Network; and \$10,000 shall be granted to the American Legion for the Boys’ State and Girls’ State programs.

(b) Of this General Fund appropriation, \$39,484 shall be deposited into the Armed Services Scholarship Fund established in 16 V.S.A. § 2541.

Sec. E.220 Center for crime victims services

(a) Notwithstanding 20 V.S.A. § 2365(c), the Vermont Center for Crime Victims Services shall transfer \$55,435 from the Domestic and Sexual Violence Special Fund established in 13 V.S.A. § 5360 to the Criminal Justice Training Council for the purpose of funding one-half the costs of the Domestic Violence Trainer position. The other half of the position will be funded with an appropriation to the Criminal Justice Training Council.

Sec. E.223 Agriculture, food and markets – food safety and consumer protection

(a) The Agency of Agriculture, Food and Markets shall use the Global Commitment funds appropriated in this section for the Food Safety and Consumer Protection Division to provide public health approaches and other innovative programs to improve the health outcomes, health status, and quality of life for uninsured, underinsured, and Medicaid-eligible individuals in Vermont.

Sec. E.224 Agriculture, food and markets – agricultural development

(a) Of the funds appropriated in Sec. B.224 of this act, the amount of \$696,136 in general funds is appropriated for expenditure by the Working Lands Enterprise Board established in 6 V.S.A. § 4606 for administrative expenses, direct grants, and investments in food and forest systems pursuant to 6 V.S.A. § 4607 and consistent with the funding priorities in 2012 Acts and Resolves No. 142, Sec. 5.

Sec. E.225 Agriculture, food and markets – laboratories, agricultural resource management and environmental stewardship

(a) The Agency of Agriculture, Food and Markets shall use the Global Commitment funds appropriated in this section to provide public health approaches and other innovative programs to improve the health outcomes, health status, and quality of life for uninsured, underinsured, and Medicaid-eligible individuals in Vermont.

Sec. E.225.1 VERMONT AGRICULTURAL AND ENVIRONMENTAL LABORATORY

(a) Effective July 1, 2015, the functions of the Department of Environmental Conservation environmental laboratory and the Agency of Agriculture, Food and Markets agricultural laboratory are consolidated in the Vermont Agricultural and Environmental Laboratory, under the direction of the Agency and separately appropriated there. The environmental laboratory positions in the Department and positions in the Agency associated with agricultural laboratory operations are transferred to that appropriation.

(b) The Department of Environmental Conservation shall utilize the Agricultural and Environmental Laboratory for chemical analytical samples unless any of the following apply:

(1) The Agricultural and Environmental Laboratory cannot perform the analysis being requested by the Department of Environmental Conservation.

(2) The Agricultural and Environmental Laboratory cannot process the samples within the time frame established by the Department of Environmental Conservation.

(3) The fees charged by the Agricultural and Environmental Laboratory are 120 percent or greater than for comparable analyses performed by a private environmental laboratory.

(c) On or before July 1, 2015, the Agencies of Agriculture, Food and Markets and of Natural Resources shall enter into a memorandum of understanding for the purpose of establishing principles for governance and operations of the Vermont Agricultural and Environmental Laboratory, including creation of a governance board with equal representation from both agencies that shall provide oversight and establish strategic priorities for the

collaborative Agricultural and Environmental Laboratory.

Sec. E.225.2 6 V.S.A. § 121 is amended to read:

§ 121. CREATION AND PURPOSE

There is created within the ~~agency of agriculture, food and markets~~ Agency of Agriculture, Food and Markets a central testing laboratory for the purpose of assisting the agency in the performance of the duties required of it by law providing agricultural and environmental testing services.

Sec. E.225.3 6 V.S.A. § 122 is amended to read:

§ 122. FEES

Notwithstanding 32 V.S.A. § 603, the ~~agency~~ Agency shall establish fees for ~~any tests conducted~~ providing agricultural and environmental testing services at the request of private individuals and State agencies. The fees shall cover the costs of the tests and any administrative work performed in conjunction with the test, including but not limited to collection costs be reasonably related to the cost of providing the services. Fees collected under this chapter shall be credited to a special fund which shall be established and managed pursuant to 32 V.S.A. chapter 7, subchapter 5, and which shall be available to the Agency to offset the cost of providing the services.

Sec. E.225.4 REPEAL

(a) 3 V.S.A. § 2822(n) (environmental testing laboratory services) is repealed.

(b) The balance in the Environmental Conservation – Laboratory Receipts Special Fund (SF#21861) is transferred to the Agriculture, Food and Markets – Laboratory Testing Special Fund (SF#21667).

Sec. E.233 CONNECTIVITY INITIATIVE FUNDING

(a) Of the amount of monies determined by the fiscal agent as available to the Connectivity Initiative, as prescribed by 30 V.S.A. § 7516, \$270,000.00 shall be for staffing and administering the Connectivity Initiative established in 30 V.S.A. § 7515b.

Sec. E.237 Liquor control – administration

(a) In fiscal year 2016 and thereafter, direct application of funds from the Liquor Control Enterprise Fund to the General Fund shall be increased by \$100,000 to reflect the reduction in overtime costs authorized in liquor control enforcement.

\* \* \* HUMAN SERVICES \* \* \*

Sec. E.300 DEPOSIT AND USE OF MASTER SETTLEMENT FUND

(a) Deposit of Master Tobacco Settlement receipts and appropriations of

Tobacco Settlement funds in fiscal year 2016 are made, notwithstanding 2013 Acts and Resolves No. 50, Sec. D.104.

Sec. E.300.1 EXECUTIVE COMPENSATION AND BENEFIT PACKAGE REVIEW; REPORT

(a) On or before November 1, 2015, each designated agency and specialized service agency in the State shall submit to the Agency of Human Services the following:

(1) the compensation and benefit packages received by its executives over the course of the previous five years; and

(2) the anticipated compensation and benefit packages for its current executives.

(b) The Agency of Human Services shall compile the information received pursuant to subsection (a) of this section and shall submit it to the House and Senate Committees on Appropriations on or before January 15, 2016.

Sec. E.300.2 [DELETED]

Sec. E. 300.3 TRANSFER OF TOBACCO PROGRAM FUNDING

(a) In fiscal year 2016, upon request of the Tobacco Evaluation and Review Board, up to \$175,000 of the funds appropriated to the Department of Health and to the Agency of Education for tobacco cessation and prevention may be transferred to the Agency of Human Services for the costs of program evaluation activity approved by the Board.

Sec. E.300.4 HUMAN SERVICES; IMPROVING GRANTS MANAGEMENT FOR OUTCOME-BASED PROGRAMS

(a) The Secretary of the of Human Services shall compile a grants inventory utilizing the Department of Finance and Management master list of awarded grants for all grants current in fiscal year 2015 that have been awarded by the Agency and each of its Departments to any public and private entities. The inventory should reflect:

(1) The date and title of the grant;

(2) The amount of federal and State of Vermont funds committed in fiscal year 2015;

(3) The recipient of the grant;

(4) The Department responsible for making the award;

(5) The major Agency Program served by the grant;

(6) The existence or nonexistence in the grant of performance measures;

and



(7) The scheduled expiration date of the grant.

(b) The Agency shall submit the inventory, on or before January 15, 2016, to the General Assembly in an electronic format.

(c) The Secretary of Human Services and the Chief Performance Officer shall report to the Committee on Government Accountability in September 2015 on the progress of the Agency in improving grant management in regard to:

(1) Compilation of the inventory required in subsection (a) of this section;

(2) Establishing a drafting template to achieve common language and requirements for all grant agreements, including:

(A) A specific format covering expected outcomes and clear concise performance measures attached to each outcome;

(B) Providing both community organizations and the Agency staff the same point of reference in assessing how the grantees are meeting expectations in terms of performance.

(3) Executing Designated Agency Master Grant agreements using the new drafting template;

(4) Executing grant agreements with other grantees using the new drafting template; and

(5) Progress in improving the overall timeliness of executing agreements.

#### Sec. E.300.5 SENATE HEALTH CARE FUNDING INTENTION AND RELATIONSHIP TO OTHER LEGISLATION

(a) It is the intent of the General Assembly to fund the cost sharing assistance program, the health care provider loan repayment program, the health care advocate, and health care system analysis within the Green Mountain Care Board budget in fiscal year 2016. The appropriations in this act may be adjusted in accordance with the health care funding legislation anticipated to be passed by the Senate in the 2015 Legislative Session or by other action of the Conference Committee on this bill.

Sec. E.300.6 [DELETED]

Sec. E.301 Secretary's office – Global Commitment:

(a) The Agency of Human Services shall use the funds appropriated in this section for payment of the actuarially certified premium required under the intergovernmental agreement between the Agency of Human Services and the managed care entity, the Department of Vermont Health Access, as provided for in the Global Commitment for Health Waiver (Global Commitment)

approved by the Centers for Medicare and Medicaid Services under Section 1115 of the Social Security Act.

(b) In addition to the State funds appropriated in this section, a total estimated sum of \$28,995,359 is anticipated to be certified as State matching funds under the Global Commitment as follows:

(1) \$18,212,850 certified State match available from local education agencies for eligible special education school-based Medicaid services under the Global Commitment. This amount combined with \$22,287,150 of federal funds appropriated in Sec. B.301 of this act equals a total estimated expenditure of \$40,500,000. An amount equal to the amount of the federal matching funds for eligible special education school-based Medicaid services under Global Commitment shall be transferred from the Global Commitment Fund to the Medicaid Reimbursement Special Fund created in 16 V.S.A. § 2959a.

(2) \$4,027,624 certified State match available from local education agencies for direct school-based health services, including school nurse services, that increase the access of quality health care to uninsured persons, underinsured persons, and Medicaid beneficiaries.

(3) \$1,830,081 certified State match available from local education agencies for eligible services as allowed by federal regulation for early periodic screening, diagnosis, and treatment programs for school-aged children.

(4) \$2,653,915 certified State match available via the University of Vermont's Child Health Improvement Program for quality improvement initiatives for the Medicaid program.

(5) \$2,270,889 certified State match available from local designated mental health and developmental services agencies for eligible mental health services provided under Global Commitment.

#### Sec. E.301.1 REVIEW OF VERMONT MEDICAID BENEFITS

(a) On or before December 1, 2015, the Director of Health Care Reform, in consultation with the Department of Vermont Health Access, shall develop a reference guide comparing covered services available under the Global Commitment for Health Section 1115 Medicaid waiver with the essential health benefits benchmark plan required by the Affordable Care Act and with any other relevant benchmarks to the House Committees on Appropriations, on Ways and Means, and on Health Care and to the Senate Committees on Appropriations, on Health and Welfare, and on Finance, and the Health Reform Oversight Committee.

Sec. E.301.2 [DELETED]

#### Sec. E.301.3 MEDICAID WAIVER CONSOLIDATION ADJUSTMENTS

(a) In July 2015, the Agency of Human Services is authorized to make net neutral adjustments to the fiscal year 2016 Global Commitment and Choices for Care (CFC) program-related appropriations as needed due to the consolidation of the CFC waiver within the Global Commitment waiver. The Agency shall provide a written report to the Joint Fiscal Committee in July 2015 of any adjustments made under the authority of this section.

Sec. E.306 2014 Acts and Resolves No. 179, Sec. E.306.1 is amended to read:

#### Sec. E.306.1 EMERGENCY RULES

(a) The Agency of Human Services shall adopt rules pursuant to 3 V.S.A. chapter 25 prior to June 30, ~~2015~~ 2016 to conform Vermont's rules regarding operation of the Vermont Health Benefit Exchange to federal guidance and regulations implementing the provisions of the Patient Protection and Affordable Care Act, Pub. L. No. 111-148, as amended by the federal Health Care and Education Reconciliation Act of 2010, Pub. L. No. 111-152. The rules shall be adopted to achieve timely compliance with federal laws and guidance and shall be deemed to meet the standard for the adoption of emergency rules required pursuant to 3 V.S.A. § 844(a).

#### Sec. E.306.1 HOME HEALTH AGENCY ASSESSMENT REVIEW

(a) By November 15, 2015, the Visiting Nurse Associations of Vermont, in consultation with Bayada Home Health Care, shall study and develop recommendations regarding the home health agency assessment as established in 33 V.S.A. § 1955a. The study shall include a review of the tax base currently used to calculate the assessment under 33 V.S.A. § 1955a, recommendations for revisions to the assessment which are equitable to all home health agencies, and a legal analysis of such recommendations to ensure compliance with 42 C.F.R. § 433.68. Upon request, the Departments of Vermont Health Access and of Disability, Aging, and Independent Living shall provide data or information needed for the analysis. These recommendations shall be reported to the House Committees on Appropriations and on Ways and Means and the Senate Committees on Appropriations and on Finance.

#### Sec. E.306.2 MEDICAID PROGRAM SAVINGS INITIATIVES

(a) Autism: The Agency of Human Services, with the Departments of Health, of Vermont Health Access, of Mental Health, and of Disabilities, Aging, and Independent Living shall review the scope and delivery method of autism services in Medicaid to ensure these are consistent with the scope and methods covered under private insurance.

(b) Appropriate Level of Care for Older Adults with Psychiatric Illness: The Agency of Human Services, with the Departments of Health, of Vermont Health Access, of Mental Health, and of Disabilities, Aging, and Independent Living will investigate the implementation of service alternatives for older

adults with psychiatric illness that reduce length of hospital stay for individuals who would otherwise be discharged but for a lack of placement alternative to meet their medical needs. The Agency shall consult with community providers, including nursing homes, hospitals, and designated agencies in implementing a service alternative for this population and provide a proposal to implement these service alternatives in the fiscal year 2017 budget.

Sec. E.306.3 33 V.S.A. § 1901h is added to read:

§ 1901h. PROSPECTIVE PAYMENT; HOME HEALTH SERVICES

(a) On or before July 1, 2016 and upon approval from the Centers for Medicare and Medicaid Services, the Department of Vermont Health Access shall modify reimbursement methodologies to home health agencies, as defined in section 1951 of this title, in order to implement prospective payments for the medical services paid for by the Department under both the Global Commitment to Health and the Choices for Care waivers, and to replace fee-for-service payment methodologies.

(b) The Department shall develop the prospective payment methodology in collaboration with representatives of home health agencies. If practicable, the Department:

(1) shall align the methodology with Medicare to reduce the administrative burden on the agencies, including an outlier policy to protect against extraordinarily high cost claims;

(2) shall base the payment on data contained in the Medicare cost report settled by the Centers for Medicaid and Medicaid Services, which shall be provided by the agencies annually no later than April 30th; and

(3) may include a quality payment in the methodology, if funds allow.

Sec. E.306.4 MEDICAID; COORDINATION OF BENEFITS

(a) No later than January 15, 2016, the Department of Vermont Health Access shall provide legislative language to the House Committees on Appropriations and on Health and to the Senate Committees on Appropriations and on Health and Welfare. The proposal shall modify 33 V.S.A. § 1908 to require any entity that is responsible for payment of a claim for a health care item or service to provide electronically a data file with sufficient information for the Department to determine whether any Medicaid beneficiary has another source of private insurance coverage, which should provide coverage prior to Medicaid. The three major health insurers in this State shall consult with the Department. The proposal shall be consistent with all federal and State laws relating to the confidentiality or privacy of personal information or medical records, including provisions under the federal Health Insurance Portability and Accountability Act (HIPAA).

Sec. E.307 2013 Acts and Resolves No. 79, Sec. 53(d), as amended by 2014

Acts and Resolves No. 179, Sec. E.307, is further amended to read:

(d) Secs. 31 (Healthy Vermonters) and 32 (VPharm) shall take effect on January 1, 2014, except that the Department of Vermont Health Access may continue to calculate household income under the rules of the Vermont Health Access Plan after that date if the system for calculating modified adjusted gross income for the Healthy Vermonters and VPharm programs is not operational by that date, but no later than December 31, ~~2015~~ 2016.

Sec. E.307.1 33 V.S.A. § 2001(c) is amended to read:

(c) The Commissioner of Vermont Health Access shall report ~~quarterly~~ annually on or before August 31 to the Health Care Reform Oversight Committee concerning ~~the following aspects of~~ the Pharmacy Best Practices and Cost Control Program:

~~(1) the efforts undertaken to educate health care providers about the preferred drug list and the Program's utilization review procedures;~~

~~(2) the number of prior authorization requests made; and~~

~~(3) the number of utilization review events (other than prior authorization requests).~~ Topics covered in the report will include issues related to drug cost and utilization; the effect of national trends on the pharmacy program; comparisons to other states; and decisions made by the Department's Drug Utilization Review Board in relation to both drug utilization review efforts and the placement of drugs on the Department's preferred drug list.

Sec. E.307.2 33 V.S.A. § 1901f is amended to read:

#### § 1901f. MEDICAID PROGRAM ENROLLMENT AND EXPENDITURE REPORTS

~~By January 30, April 30, July 30~~ March 1, June 1, September 1, and ~~October 30~~ December 1 of each year, the Commissioner of Vermont Health Access or designee shall submit to the General Assembly a quarterly report on enrollment and total expenditures by Medicaid eligibility group for all programs paid for by the Department of Vermont Health Access during the preceding calendar quarter and for the fiscal year to date. Total expenditures for Medicaid-related programs paid for by other departments within the Agency of Human Services shall be included in this report by Medicaid eligibility group to the extent such information is available.

#### Sec. E.307.3 CHOICES FOR CARE – ELIGIBILITY PROCESS REVIEW

(a) The Commissioners for Children and Families, Disability, Aging, and Independent Living, and of Vermont Health Access shall evaluate the processes for determining an individual's eligibility for Choices for Care and shall identify any areas that result in consistent delays in such eligibility determinations. The Commissioners shall report their findings and

recommendations to ensure determinations are expeditiously processed to the Senate Committees on Health and Welfare and on Appropriations and to the House Committees on Human Services and on Appropriations on or before January 15, 2016.

Sec. E.307.4 [DELETED]

Sec. E.307.5 [DELETED]

Sec. E.307.6 [DELETED]

Sec. E.307.7 [DELETED]

Sec. E.307.8 REPEALS

(a) 2000 Acts and Resolves No. 152, Sec. 117b, as amended by 2013 Acts and Resolves No. 79, Sec. 42 is repealed July 1, 2015.

Sec. E.308 CHOICES FOR CARE; SAVINGS, REINVESTMENTS, AND SYSTEM ASSESSMENT

(a) In the Choices for Care program, “savings” means the difference remaining at the conclusion of fiscal year 2015 between the amount of funds appropriated for Choices for Care, excluding allocations for the provision of acute care services, and the sum of expended and obligated funds, less an amount equal to one percent of the fiscal year 2015 year total Choices for Care expenditure. The one percent shall function as a reserve to be used in the event of a fiscal need to freeze Moderate Needs Group enrollment. Savings shall be calculated by the Department of Disabilities, Aging, and Independent Living and reported to the Joint Fiscal Office.

(1) It is the intent of the General Assembly that the Department of Disabilities, Aging, and Independent Living only obligate funds for expenditures approved under current law.

(b)(1) Any funds appropriated for long-term care under the Choices for Care program shall be used for long-term services and supports to recipients. In using these funds, the Department of Disabilities, Aging, and Independent Living shall give priority for services to individuals assessed as having high and highest needs and meeting the terms and conditions of the Choices for Care program within the Global Commitment waiver.

(2)(A) First priority for the use of any savings from the long-term care appropriation after the needs of all individuals meeting the terms and conditions of the waiver have been met shall be given to home- and community-based services. Savings may also be used for quality improvement purposes in nursing homes but shall not be used to increase nursing home rates under 33 V.S.A. § 905.

(B) Savings either shall be one-time investments or shall be used in ways that are sustainable into the future. Excluding appropriations allocated

for acute services, any unexpended and unobligated State General Fund or Special Fund appropriation remaining at the close of a fiscal year shall be carried forward to the next fiscal year.

(C) The Department of Disabilities, Aging, and Independent Living shall not reduce the base funding needed in a subsequent fiscal year prior to calculating savings for the current fiscal year.

(c) The Department, in collaboration with Choices for Care participants, participants' families, and long-term care providers, shall conduct an assessment of the adequacy of the provider system for delivery of home- and community-based services and nursing home services. On or before October 1, 2015, the Department of Disabilities, Aging, and Independent Living shall report the results of this assessment to the House Committees on Appropriations and on Human Services and the Senate Committees on Appropriations and on Health and Welfare in order to inform the reinvestment of savings during the budget adjustment process.

(d) On or before January 15, 2016, the Department of Disabilities, Aging, and Independent Living shall propose reinvestment of the savings calculated pursuant to this section to the General Assembly as part of the Department's proposed budget adjustment presentation.

(e) Concurrent with the procedures set forth in 32 V.S.A. § 305a, the Joint Fiscal Office and the Secretary of Administration shall provide to the Emergency Board their respective estimates of caseloads and expenditures for programs under the Choices for Care program.

#### Sec. E.312 Health – public health

##### (a) AIDS/HIV funding:

(1) In fiscal year 2016 and as provided in this section, the Department of Health shall provide grants in the amount of \$475,000 in AIDS Medication Rebates special funds to the Vermont AIDS service and peer-support organizations for client-based support services. The Department of Health AIDS Program shall meet at least quarterly with the Community Advisory Group (CAG) with current information and data relating to service initiatives. The funds shall be allocated as follows:

(A) AIDS Project of Southern Vermont, \$120,281;

(B) HIV/HCV Resource Center, \$38,063;

(C) VT CARES, \$219,246;

(D) Twin States Network, \$45,160;

(E) People with AIDS Coalition, \$52,250.

(2) Ryan White Title II funds for AIDS services and the Vermont

Medication Assistance Program (VMAP) shall be distributed in accordance with federal guidelines. The federal guidelines shall not apply to programs or services funded solely by State general funds.

(3)(A) The Secretary of Human Services shall immediately notify the Joint Fiscal Committee if at any time there are insufficient funds in VMAP to assist all eligible individuals. The Secretary shall work in collaboration with persons living with HIV/AIDS to develop a plan to continue access to VMAP medications until such time as the General Assembly can take action.

(B) As provided in this section, the Secretary of Human Services shall work in collaboration with the VMAP Advisory Committee, which shall be composed of no less than 50 percent of members who are living with HIV/AIDS. If a modification to the program's eligibility requirements or benefit coverage is considered, the Committee shall make recommendations regarding the program's formulary of approved medication, related laboratory testing, nutritional supplements, and eligibility for the program.

(4) In fiscal year 2016, the Department of Health shall provide grants in the amount of \$100,000 in general funds to Vermont AIDS service organizations and other Vermont HIV/AIDS prevention providers for community-based HIV prevention programs and services. These funds shall be used for HIV/AIDS prevention purposes, including improving the availability of confidential and anonymous HIV testing; prevention work with at-risk groups such as women, intravenous drug users, and people of color; and anti-stigma campaigns. No more than 15 percent of the funds may be used for the administration of such services by the recipients of these funds. The method by which these prevention funds are distributed shall be determined by mutual agreement of the Department of Health and the Vermont AIDS service organizations and other Vermont HIV/AIDS prevention providers.

(b) The funding for tobacco cessation and prevention activities in fiscal year 2016 shall include funding for tobacco cessation programs that serve pregnant women.

#### Sec. E.312.1 LADIES FIRST PROGRAM

(a) The Commissioner of Health shall develop a marketing plan for Ladies First, a health screening program for women, to increase awareness of the available services provided to eligible women. In addition, the Commissioner shall provide a plan to be submitted to the Joint Fiscal Committee on or before September 1, 2015, that details how the Ladies First program will be implemented. The plan shall be appropriately integrated with the other marketing and outreach efforts of the department.

#### Sec. E.313 Health – alcohol and drug abuse programs

(a) For the purpose of meeting the need for outpatient substance abuse



services when the preferred provider system has a waiting list of five days or more or there is a lack of qualified clinicians to provide services in a region of the State, a State-qualified alcohol and drug abuse counselor may apply to the Department of Health, Division of Alcohol and Drug Abuse Programs, for time-limited authorization to participate as a Medicaid provider to deliver clinical and case coordination services, as authorized.

(b)(1) In accordance with federal law, the Division of Alcohol and Drug Abuse Programs may use the following criteria to determine whether to enroll a State-supported Medicaid and uninsured population substance abuse program in the Division's network of designated providers, as described in the State plan:

(A) The program is able to provide the quality, quantity, and levels of care required under the Division's standards, licensure standards, and accreditation standards established by the Commission on Accreditation of Rehabilitation Facilities, the Joint Commission on Accreditation of Health Care Organizations, or the Commission on Accreditation for Family Services.

(B) Any program that is currently being funded in the existing network shall continue to be a designated program until further standards are developed, provided the standards identified in this subdivision (b)(1) are satisfied.

(C) All programs shall continue to fulfill grant or contract agreements.

(2) The provisions of subdivision (1) of this subsection shall not preclude the Division's "request for bids" process.

Sec. E.313.1 18 V.S.A. chapter 95 is added to read:

#### CHAPTER 95. SUBSTANCE ABUSE ADVISORY COUNCIL

##### § 4851. PURPOSE

It is the purpose of this chapter to establish a council responsible for evaluating Vermont's substance abuse system of care from a health and wellness perspective. The council created herein shall modernize the State's approach to substance abuse in terms of prevention, intervention, treatment, and recovery by focusing on community services, balancing scarce Medicaid resources, and integrating efforts with the Blueprint for Health.

##### § 4852. SUBSTANCE ABUSE ADVISORY COUNCIL

(a) Creation. There is created a substance abuse advisory council to foster coordination and integration of substance abuse services across the substance abuse system of care.

(b) Membership. The Council shall be composed of the following 17 members:

- (1) the Secretary of Human Services or designee;
- (2) the Secretary of Education or designee;
- (3) the Deputy Commissioner of the Department of Health's Division of Alcohol and Drug Abuse Programs;
- (4) the Commissioner of Mental Health or designee;
- (5) the Commissioner of Vermont Health Access or designee;
- (6) the Director of the Blueprint or designee;
- (7) a representative of an approved provider or preferred provider that shall also be a designated agency, appointed by the Governor;
- (8) a representative of an approved provider or preferred provider that provides residential treatment services, appointed by the Governor;
- (9) two licensed alcohol and drug abuse counselors serving different regions of the State, appointed by the Governor;
- (10) a physician in private practice with expertise treating substance use disorders, appointed by the Governor;
- (11) a representative of hospitals, appointed by the Vermont Association of Hospitals and Health Systems;
- (12) a representative of the criminal justice community, appointed by the Governor;
- (13) an educator involved in substance abuse prevention services, appointed by the Governor;
- (14) a youth substance abuse prevention specialist, appointed by the Governor;
- (15) a community prevention coalition member, appointed by the Governor; and
- (16) a member of the peer community involved in recovery services, appointed by the Governor.

(c) Report. Annually on or before November 15, the Council shall submit a written report to the House Committee on Human Services and to the Senate Committee on Health and Welfare with its findings and any recommendations for legislative action.

(d) Meetings.

(1) The Secretary of Human Services shall call the first meeting of the Council to occur on or before August 1, 2015.

(2) The Council shall select a chair and vice chair from among its members at the first meeting.

(3) A majority of the membership shall constitute a quorum.

(e) Reimbursement. Members of the Council who are not employees of the State of Vermont and who are not otherwise compensated or reimbursed for their attendance shall be entitled to per diem compensation and reimbursement of expenses pursuant to 32 V.S.A. § 1010 for no more than four meetings annually.

#### § 4853. ADMINISTRATIVE SUPPORT

The Agency of Human Services shall provide the Council with such administrative support as is necessary for it to accomplish the purposes of this chapter.

#### § 4854. POWERS AND DUTIES

The Council shall:

(1) assess substance abuse services and service delivery in the State, including the following:

(A) the effectiveness of existing substance abuse services in Vermont and opportunities for improved treatment; and

(B) strategies for enhancing the coordination and integration of substance abuse services across the system of care;

(2) provide recommendations to the Department of Health in its development of a substance abuse system of care, including regarding the integration of substance abuse services with health care reform initiatives, such as pay for performance methodologies;

(3) provide recommendations to the General Assembly and the Agency of Human Services regarding the improvement of statutes and rules governing the substance abuse system of care; and

(4) provide recommendations to the General Assembly regarding State policy and programs for individuals experiencing public inebriation.

Sec. E.314 [DELETED]

#### Sec. E.314.1 MENTAL HEALTH BUDGET PRESENTATION

(a) In order for the General Assembly to assess the segmentation of funding streams for publically funded mental health services, the Departments of Mental Health and of Vermont Health Access shall in consultation with the State's Chief Performance Officer, as designee of the Secretary of Administration, provide a longitudinal capacity, caseload, expenditure, and utilization analysis with the fiscal year 2017 budget presentation identifying the budget categories incorporated within each department for:

(1) Inpatient services by the following funding categories, including any

subdivision between persons served by the community rehabilitation and treatment program:

(A) the State-run inpatient hospital;

(B) Level 1 inpatient psychiatric services delivered in private hospitals;

(C) other involuntary inpatient psychiatric services; and

(D) voluntary inpatient psychiatric services.

(2) Residential services by categories of service, including any subdivision between persons served by the community rehabilitation and treatment program, including:

(A) intensive recovery;

(B) crisis Residential and Hospital Diversion;

(C) group homes;

(D) supported independent living; and

(E) secure residential.

(3) Community mental health services provided by designated agencies, by categories of service, including:

(A) community rehabilitation and treatment;

(B) crisis programs; and

(C) outpatient.

(4) Other publically funded mental health services, including:

(A) peer support programs;

(B) outpatient services by private clinicians.

(5) The administration and oversight of mental health services.

#### Sec. E.314.2 UNIFIED MENTAL HEALTH SERVICES IMPLEMENTATION PLAN

(a) As part of their fiscal year 2017 budget presentations, the Departments of Mental Health and of Vermont Health Access shall present an implementation plan for a unified service and financial allocation for publically funded mental health services as part of an integrated health care system. The goal of the plan is to integrate public funding for direct mental health care services within the Department of Vermont Health Access while maintaining oversight functions and the data necessary to perform those functions within the department of appropriate jurisdiction. The implementation plan shall contain a projected timeline for moving toward the

goals presented therein.

(b) On or before both August 1, 2015 and October 1, 2015, the Departments of Mental Health and of Vermont Health Access shall present a status update on the development of the implementation plan required pursuant to subsection (a) of this section to the Health Reform Oversight Committee.

Sec. E.314.3 PLANNING FOR INTEGRATED MENTAL HEALTH AND HEALTH CARE SERVICES

(a) The Departments of Mental Health and of Vermont Health Access shall identify a plan and performance measures for agencies designated under 18 V.S.A. § 8907 to provide more integrated health services for persons served through local or regional initiatives or coordinated networks of care. The plan and measures shall promote serving individuals through these initiatives targeting effective coordination of health care delivery and more cost-efficient cost outcomes. Plans shall establish thresholds for shared incentives and disincentives for partnering agencies.

Sec. E.316 DEPARTMENT FOR CHILDREN AND FAMILIES; REVISED APPROPRIATIONS STRUCTURE

(a) The House and Senate Committees on Appropriations endorse the revised appropriation structure for fiscal year 2017.

Sec. E.316.1 [DELETED]

Sec. E.316.2 [DELETED]

Sec. E.318 33 V.S.A. § 3505 is amended to read:

§ 3505. SUPPLEMENTAL CHILD CARE GRANTS

(a)(1) The Commissioner for Children and Families may reserve up to one-half of one percent of the child care programs that are at risk of closing

due to financial hardship. The Commissioner shall develop guidelines for providing assistance and shall prioritize extraordinary financial relief to child care programs in areas of the State with high poverty and low access to high quality child care. If the Commissioner determines a child care program is at risk of closure because its operations are not fiscally sustainable, he or she may provide assistance to transition children served by the child care operator in an orderly fashion and to help secure other child care opportunities for children served by the program in an effort to minimize a disruption of services. The Commissioner has the authority to request tax returns and other financial documents to verify the financial hardship and ability to sustain operations.

(2) Annually on or before January 15, the Commissioner shall report to the Senate Committee on Health and Welfare and to the House Committee on Human Services regarding any funds distributed pursuant to subdivision (1) of this subsection. Specifically, the report shall address how funds were distributed and used. It shall also address outcomes related to any distribution of funds.

(b) In instances in which extraordinary financial relief will not maintain ongoing access to high quality child care, the Department for Children and Families may provide additional support to ensure access to ~~high-quality~~ high quality, comprehensive child care that meets the needs of working parents in high-poverty areas of Vermont. Licensed child care centers may be considered for this additional financial support to help ensure ongoing access to ~~high-quality~~ high quality child care in areas of the State where none exists, as determined by the Commissioner. Financial assistance may be granted, at the discretion of the Commissioner, if the child care center meets the following criteria:

\* \* \*

Sec. E.318.1 [DELETED]

Sec. E.318.2 CHILD CARE SERVICES PROGRAM; WAITLIST

(a) Prior to implementing a waitlist for or cap on the number of subsidized child care slots in fiscal year 2016, the Department for Children and Families shall report to the Joint Fiscal Committee.

Sec. E.321 HOUSING ASSISTANCE BENEFITS; FLEXIBILITY PROGRAM

(a) For State fiscal year 2016, the Agency of Human Services may continue a housing assistance program within the General Assistance program to create flexibility to provide these General Assistance benefits. The purpose of the program is to mitigate poverty and serve applicants more effectively than they are currently being served with General Assistance funds. The program shall operate in a consistent manner within existing statutes and rules and policies

effective on July 1, 2013, and any succeeding amendments thereto, and may create programs and provide services consistent with these policies. Eligible activities shall include, among others, the provision of shelter, overflow shelter, case management, transitional housing, deposits, down payments, rental assistance, upstream prevention, and related services that ensure that all Vermonters have access to shelter, housing, and the services they need to become safely housed. The Agency may award grants to homeless and housing service providers for eligible activities. The assistance provided under this section is not an entitlement and may be discontinued when the appropriation has been fully spent.

(b) The program may operate in up to 12 districts designated by the Secretary of Human Services. The Agency shall establish outcomes and procedures for evaluating the program overall, and for each district in which the Agency operates the program, it shall establish procedures for evaluating the district program and its effects.

(c) The Agency shall continue to engage interested parties, including both statewide organizations and local agencies, in the design, implementation, and evaluation of the General Assistance flexibility program.

#### Sec. E.321.1 GENERAL ASSISTANCE HOUSING

(a) Funds appropriated to the Agency of Human Services in the General Assistance program in fiscal year 2016 may be used for temporary housing in catastrophic situations and for vulnerable populations, as defined in rules adopted by the Agency. The cold weather exception policy issued by the Department for Children and Families' Economic Services Division dated October 25, 2012, and any succeeding amendments to it, shall remain in effect.

Sec. E.321.2 2013 Acts and Resolves No. 50, Sec. E.321.2(c) is amended to read:

(c) On or before ~~January 15~~ January 31 and ~~July 15~~ July 31 of each year beginning in ~~2014~~ 2015, the Agency of Human Services shall report statewide statistics related to the use of emergency housing vouchers during the preceding calendar half-year, including demographic information, deidentified client data, shelter and motel usage rates, clients' primary stated cause of homelessness, average lengths of stay in emergency housing by demographic group and by type of housing, and such other relevant data as the Secretary deems appropriate. When the General Assembly is in session, the Agency shall provide its report to the House Committee on General, Housing and Military Affairs, the Senate Committee on Economic Development, Housing and General Affairs, and the House and Senate Committees on Appropriations. When the General Assembly is not in session, the Agency shall provide its report to the Joint Fiscal Committee.

Sec. E.321.3 9 V.S.A. § 4452(8) is added to read:

(8) transient occupancy in a hotel, motel, or lodgings during the time the occupant is a recipient of General Assistance or Emergency Assistance temporary housing assistance, regardless of whether the occupancy is subject to a tax levied under 32 V. S.A. chapter 225.

#### Sec. E.321.4 FUNDING FLEXIBILITY

(a) In fiscal year 2016, if the Secretary of Human Services and the Commissioner for Children and Families determines such funding is available, up to \$100,000 of funding provided the General Assistance may be transferred to the Agency central office to be used as flexible funding to prevent homelessness or address other needs for at-risk families and youth. The Agency shall report the Joint Fiscal Committee if any funds are anticipated to be transferred under the provisions of this section

Sec. E.323 33 V.S.A. § 1103(c) is amended to read:

(c) The Commissioner shall adopt rules for the determination of eligibility for the Reach Up program and benefit levels for all participating families that include the following provisions:

\* \* \*

(9) The amount of \$125.00 of the Supplemental Security Income payment received by a parent excluding payments received on behalf of a child shall count toward the determination of the amount of the family's financial assistance grant.

Sec. E.323.1 33 V.S.A. § 1134 is amended to read:

#### § 1134. PROGRAM EVALUATION

~~(a)~~ On or before January 31 of each year, the Commissioner shall design and implement procedures to evaluate, measure, and report to the Governor and the General Assembly the Department's progress in ~~implementing Reach First, Reach Up, and Reach Ahead~~ and achieving the goals of the programs provided for in sections 1002, 1102, and 1202 of this title. The report shall include:

(1) the types of barriers facing Reach Up families seeking economic self-sufficiency, the number of families with each type of barrier, the frequency of occurrence of each type of barrier, and how support services and incentives assist in overcoming barriers;

(2) documentation of participant outcomes, including specific information relating to the number of persons employed, by occupation, industry, and wage; the types of subsidized and unsubsidized jobs secured by participants; any available information about outcomes for children who have participated in the programs, including objective indicators of improved conditions; the number of participating families involved in training programs;



and whether the support services and incentives assist in keeping families employed;

(3) data about the Supplemental Nutrition Assistance Program participation of households who have left the programs during the last fiscal year, including the number of households, adults, and children participating in the Supplemental Nutrition Assistance Program three months after leaving the applicable program, broken down by reason for termination or leaving, and the Department's plan to identify and assist eligible households to apply for Supplemental Nutrition Assistance Program benefits;

(4) data about the enrollment of individuals who have left the programs during the last fiscal year in a Health Care Assistance Program, including the number of adults and children enrolled in a Health Care Assistance Program three months after leaving the applicable program, broken down by reason for termination or leaving, and the Department's plan to identify and assist eligible households to apply for health care assistance;

(5) a summary of all interim and final reports submitted by independent evaluation contractors to the Agency or the Department relating to the programs;

(6) a description of the work participation rates, including the method of calculating the caseload reduction credit, for the most recent federal fiscal year;

(7) a description of the current basic needs budget and housing allowance, the current maximum grant amounts, and the basic needs budget and housing allowance adjusted to reflect an annual cost-of-living increase; and

~~(8) a summary of the analysis done under subsection (b) of this section.~~

~~(b) On or before January 15, 2010 for the analysis of Reach First and on or before January 15, 2012 for the analysis of all programs, the Department shall analyze the effectiveness of the programs and shall consider the following indicators:~~

~~(1) for Reach First, the types of crises presented by applicants; the type and duration of case management necessary to respond to a crisis; and the impact of the services on the family, including the actual and perceived outcomes and material indicators of stability;~~

~~(2) for Reach Up, the type and duration of case management provided; and the impact of the services on the family; the family's achievement of the goals in the family development plan; the types of employment engaged in by families; the duration of employment; and actual and perceived outcomes and material indicators of stability and well-being;~~

~~(3) for Reach Ahead, the types of employment engaged in by families;~~

~~the duration of employment; the type and duration of services necessary to maintain employment; the duration of time the family received food assistance and services in the program; and the impact of the services on the family, including the actual and perceived well-being of the family and material indicators of well-being; and~~

~~(4) whether the programs are effectively integrated and transitions between programs are simple, and the number of families who choose not to participate, and why.~~

~~(e) Beginning on or before January 15, 2008, and annually thereafter, the Commissioner shall report to the House Committees on Human Services and on Appropriations and Senate Committees on Health and Welfare and on Appropriations on families' long-term receipt of financial assistance authorized by this chapter. Such reports shall include:~~

~~(1) the number of families receiving financial assistance in the most recent federal fiscal year that included an adult family member who has received TANF funded financial assistance, as an adult, 60 or more months in his or her lifetime;~~

~~(2) the average proportion of the monthly TANF-funded caseload during the same fiscal year that such families represent;~~

~~(3) when such proportion exceeds 20 percent, the sufficiency of general funds appropriated to support financial assistance authorized by this chapter to fund financial assistance for those families in excess of 20 percent while, at the same time, providing financial assistance and services, supported solely by general funds, to other families as authorized by this chapter; and~~

~~(4) when appropriated general funds are insufficient to fund financial assistance for all such families, the modifications in policy, appropriated general funds, or combination thereof that the Commissioner recommends to support families receiving financial assistance under this chapter in their achievement of self-sufficiency and to protect the children in these families.~~

~~a description of the families, during the last fiscal year, that included an adult family member receiving financial assistance for 60 or more months in his or her lifetime, including:~~

~~(A) the number of families and the types of barriers facing these families; and~~

~~(B) the number of families that became ineligible for the Reach Up program pursuant to subsection 1108(a) of this title, and the types of income and financial assistance received by those families that did not return to the Reach Up program within 90 days of becoming ineligible.~~

Sec. E.323.2 REPEAL

(a) 33 V.S.A. § 1103(c)(9) (SSI determination in Reach Up) is repealed on July 1, 2017.

#### Sec. E.324 HOME HEATING FUEL ASSISTANCE/LIHEAP

(a) For the purpose of a crisis set-aside, for seasonal home heating fuel assistance through December 31, 2015, and for program administration, the Commissioner of Finance and Management shall transfer \$2,550,000 from the Home Weatherization Assistance Fund to the Home Heating Fuel Assistance Fund to the extent that federal LIHEAP or similar federal funds are not available. An equivalent amount shall be returned to the Home Weatherization Fund from the Home Heating Fuel Assistance Fund to the extent that federal LIHEAP or similar federal funds are received. Should a transfer of funds from the Home Weatherization Assistance Fund be necessary for the 2015–2016 crisis set-aside and for seasonal home heating fuel assistance through December 31, 2015 and if LIHEAP funds awarded as of December 31, 2015 for fiscal year 2016 do not exceed \$2,550,000, subsequent payments under the Home Heating Fuel Assistance Program shall not be made prior to January 30, 2016. Notwithstanding any other provision of law, payments authorized by the Department for Children and Families' Economic Services Division shall not exceed funds available, except that for fuel assistance payments made through December 31, 2015, the Commissioner of Finance and Management may anticipate receipts into the Home Weatherization Assistance Fund.

#### Sec. E.324.1 EXPEDITED CRISIS FUEL ASSISTANCE

(a) The Commissioner for Children and Families or designee may authorize crisis fuel assistance to those income-eligible households that have applied for an expedited seasonal fuel benefit but have not yet received it, if the benefit cannot be executed in time to prevent them from running out of fuel. The crisis fuel grants authorized pursuant to this section count toward the one crisis fuel grant allowed per household for the winter heating season pursuant to 33 V.S.A. § 2609(b).

#### Sec. E.324.2 LIHEAP AND WEATHERIZATION

(a) Notwithstanding 33 V.S.A. §§ 2603 and 2501, in fiscal year 2016, the Secretary of Administration may, upon recommendation of the Secretary of Human Services, transfer up to 15 percent of the federal fiscal year 2016 federal Low Income Home Energy Assistance Program (LIHEAP) block grant from the federal funds appropriation in Sec. B.324 of this act to the Home Weatherization Assistance appropriation in Sec. B.326 of this act to be used for weatherization in State fiscal year 2016. An equivalent appropriation transfer shall be made to Sec. B.324 of this act, Low Income Home Energy Assistance Program, from the Home Weatherization Assistance Fund in Sec. B.326 of this act to provide home heating fuel benefits in State fiscal year 2016. At least three days prior to any such transfer being made, the Secretary

of Administration shall report the intended transfer to the Joint Fiscal Office and shall report any completed transfers to the Joint Fiscal Committee at its next meeting.

Sec. E.325 Department for children and families – office of economic opportunity

(a) Of the General Fund appropriation in Sec. B.325 of this act, \$1,092,000 shall be granted to community agencies for homeless assistance by preserving existing services, increasing services, or increasing resources available statewide. These funds may be granted alone or in conjunction with federal Emergency Solutions Grants funds. Grant decisions shall be made with assistance from the Vermont Coalition to End Homelessness.

Sec. E.326 Department for children and families – OEO – weatherization assistance

(a) Of the Special Fund appropriation in Sec. B.326 of this act, \$750,000 is for the replacement and repair of home heating equipment.

Sec. E.329 INTERIM REPORT ON DEVELOPMENTAL SERVICES AND CHOICES FOR CARE

(a) The Commissioner of Disabilities, Aging, and Independent Living shall provide interim reports to the Joint Fiscal Committee in September 2015 and November 2015 on:

(1) The Choices for Care program and shall specifically address the likelihood of Adult Day programs needing to curtail services to existing clients or to cap enrollment of new clients.

(2) The Development Services program on the status of caseload and utilization trends to date in the program.

Sec. E.333 [DELETED]

Sec. E.335 2 V.S.A. chapter 23 is redesignated to read:

CHAPTER 23. JOINT LEGISLATIVE ~~CORRECTIONS~~ JUSTICE  
OVERSIGHT COMMITTEE

Sec. E.335.1 2 V.S.A. § 801 is amended to read:

§ 801. CREATION OF COMMITTEE

(a) There is created a ~~joint legislative corrections oversight committee~~ Joint Legislative Justice Oversight Committee whose membership shall be appointed each biennial session of the ~~general assembly~~ General Assembly. The ~~committee~~ Committee shall exercise oversight over the ~~department of corrections~~ Department of Corrections and work with and provide assistance to other legislative committees on matters related to ~~corrections~~ juvenile justice and criminal justice policies.

(b) The ~~committee~~ Committee shall be composed of 10 members: five members of the ~~house of representatives~~ House of Representatives, who shall not all be from the same party, appointed by the ~~speaker of the house~~ Speaker of the House; and five members of the ~~senate~~ Senate, who shall not all be from the same party, appointed by the ~~committee on committees~~ Committee on Committees. In addition to one member-at-large appointed from each chamber, one appointment shall be made from each of the ~~following house and senate~~ House and Senate Committees: appropriations, judiciary, institutions on Appropriations and on Judiciary, the senate committee on health and welfare, and the house committee on human services Senate Committees on Health and Welfare and on Institutions, and the House Committees on Corrections and Institutions and on Human Services.

(c) The ~~committee~~ Committee shall elect a chair, vice chair, and clerk from among its members and shall adopt rules of procedure. The ~~chair~~ Chair shall rotate biennially between the ~~house~~ House and the ~~senate~~ Senate members. The ~~committee~~ Committee shall keep minutes of its meetings and maintain a file thereof. A quorum shall consist of six members.

(d) When the ~~general assembly~~ General Assembly is in session, the ~~committee~~ Committee shall meet at the call of the ~~chair~~ Chair. The ~~committee~~ Committee may meet six times during adjournment, and may meet more often subject to approval of the ~~speaker of the house~~ Speaker of the House and the ~~president pro tempore of the senate~~ President Pro Tempore of the Senate.

(e) For attendance at a meeting when the ~~general assembly~~ General Assembly is not in session, members of the ~~committee~~ Committee shall be entitled to compensation for services and reimbursement of expenses as provided under subsection 406(a) of this title.

(f) The professional and clerical services of the ~~joint fiscal office~~ Joint Fiscal Office and the ~~legislative council~~ Office of Legislative Council shall be available to the ~~committee~~ Committee.

Sec. E.335.2 2 V.S.A. § 802 is amended to read:

#### § 802. DUTIES

(a) In addition to the general responsibilities set forth in subsection 801(a) of this title, the Committee shall:

(1) ~~Review~~ review and make recommendations regarding the Department of Corrections' strategic, operating, and capital plans;:

(2) ~~Review~~ review and make recommendations to the House and Senate Committees on Appropriations regarding departmental budget proposals;:

(3) ~~Provide~~ provide general oversight on departmental policy development;:

(4) ~~Encourage~~ encourage improved communication between the ~~department~~ Department and other relevant components of the administrative branch and the criminal justice system;

(5) evaluate the statewide system of pretrial services, court diversion programs, community justice center services, and other relevant programs and services, and determine whether there is variation in policies, procedures, practices, and outcomes between different areas of the State and the causes of any such variation;

(6) make recommendations to the General Assembly regarding the creation of a consistent and cost-efficient statewide juvenile justice system and criminal justice system;

(7) review and make recommendations to the General Assembly to ensure the juvenile justice and criminal justice statutes reflect principles of restorative justice; and

(8) review and make recommendations to the General Assembly regarding the timeliness of judicial proceedings.

~~(b) At least annually, the Committee shall report its activities, together with recommendations, if any, to the General Assembly. The provisions of subsection 20(d) (expiration of required reports) of this title shall not apply to the report to be made under this subsection. The Committee shall report any proposed legislation on or before January 15, 2016 to the House Committees on Corrections and Institutions, on Judiciary, and on Human Services, and the Senate Committees on Institutions, on Judiciary, and on Health and Welfare.~~

#### Sec. E.335.3 JOINT LEGISLATIVE JUSTICE OVERSIGHT COMMITTEE; 2015 INTERIM MEMBERSHIP AND RESPONSIBILITIES

(a) The membership of the Joint Legislative Corrections Oversight Committee appointed for the 2015-2016 biennial session of the General Assembly shall also be the first appointed membership of the Joint Legislative Justice Oversight Committee, as established in Sec. E.335.1 of this act.

(b) During the 2015 legislative interim, the Joint Legislative Justice Oversight Committee shall:

(1) Review and make recommendations on the respective roles of Community High School of Vermont and Adult Education and Literacy programs in serving the Department of Corrections, alternative justice, and diversion populations.

(2) Analyze to what extent the criminal justice system is impacted by school disciplinary matters, including review of the available data regarding use of exclusionary discipline in Vermont public and approved independent schools and whether to identify whether students' access to education is impaired as a result of disciplinary actions.

(3) Review issues related to transports by sheriffs and other law enforcement agencies for the following populations.

(A) Criminal offenders, defendants, detainees, and other persons in the custody of the Department of Corrections. The Committee shall consider flexibility in the hourly rate for reimbursement to sheriffs.

(B) Juveniles in the custody of the Department for Children and Families. The Committee shall consider methods to improve the transport of children and reduce the number of children transported in restraints.

(C) Persons in the custody of the Department of Mental Health. The Committee shall review compliance with the requirements of 18 V.S.A. § 7511 and review and make recommendations for standards for transport reimbursement including the appropriate training, authorization process, required documentation and reports, and payment level for transports made using soft restraints.

(4) Review whether efficiencies can be achieved within counties that have more than one courthouse and thereafter review whether regional venue should be adopted for all categories of cases.

(5) In light of the Department of Corrections' aging facilities and reliance on out-of-state beds to house Vermont's incarcerated populations, review and make recommendations on the advisability and feasibility of creating a centralized correctional facility for all incarcerated men in the State, establishing one centralized detention facility for statewide use in an optimal location, or both.

(c) On or before November 1, 2015, the Court Administrator, the Department for Children and Families, the Department of Corrections, the Department of State's Attorneys and Sheriffs, the Defender General, and any other impacted entity deemed relevant by the Committee shall report to the Joint Legislative Justice Oversight Committee on the estimated fiscal year 2017 avoided costs resulting from the budget and cost-saving measures undertaken during the 2015 legislative session, including whether there are any reductions in Department of Corrections' demand for out-of-state beds, reductions in demand for sheriffs' transports resulting from expansion of home detention and video conferencing initiatives, and the impact of regional venue on termination of parental rights proceedings.

(d) On or before November 1, 2015, the Department for Children and Families and the Department of Corrections shall report to the Joint Legislative Justice Oversight Committee on the financial impact and policy considerations of treating all 16-year-old offenders as juveniles rather than adults unless the offense is one of those specified in of 33 V.S.A. § 5204(a)(1)–(12). For purposes of the report required by this subsection, the Departments shall consult with:

(1) the Chief Superior judge or designee;

(2) the Juvenile Defender or designee;

(3) the Executive Director of the Department of State's Attorneys and Sheriffs or designee;

(4) the Executive Director of the Vermont Association of Chiefs of Police or designee; and

(5) any other person the Departments deem would be of assistance.

Sec. E.337 28 V.S.A. § 120 is amended to read:

§ 120. DEPARTMENT OF CORRECTIONS EDUCATION PROGRAM;  
INDEPENDENT SCHOOL

(a) Authority. An education program is established within the Department of Corrections for the education of persons who have not completed secondary education and who are committed to the custody of the Commissioner.

\* \* \*

(h) Required participation. All persons under the custody of the Commissioner ~~who are under the age of 23~~ or who are enrolled in an alternative justice or diversion program and have not received a high school diploma shall participate in an education program unless exempted by the Commissioner.

Sec. E.338 [DELETED]

Sec. E.342 Vermont veterans' home – care and support services

(a) The Vermont Veterans' Home will use the Global Commitment funds appropriated in this section for the purpose of increasing the access of quality health care to uninsured persons, underinsured persons, and Medicaid beneficiaries.

Sec. E.342.1 REPEAL

(a) 2014 Acts and Resolves No. 179, Sec. E.342.2 (eliminating classified employee position on Vermont Veterans' Home Board of Trustees) is repealed.

Sec. E.342.2 VERMONT VETERANS' HOME WORKING GROUP

(a) A four-member working group is established consisting of the Secretary of Administration or designee, the Administrator of the Vermont Veterans' Home, a member of the board of trustees, and a classified employee of the Home who is also a member of VSEA. The working group shall identify and undertake actions that seek to minimize operational costs and maximize patient revenue and revenue from other sources that are consistent and compatible with the mission and operations of the Home. This shall include implementing a routine review of patient acuity to ensure Medicaid reimbursement is at the



maximum level possible. The working group shall provide a report on the status of its findings to the Joint Fiscal Committee in November 2015 and shall provide written recommendations by January 15, 2016 for legislative action or statutory amendment needed for actions identified under this section.

Sec. E.342.3 VERMONT VETERANS' HOME; COST-EFFECTIVE STAFFING

(a) The current operating costs of the Vermont Veterans' Home exceed the upper payment level allowed by Medicaid; therefore, the facility is not eligible to receive reimbursement for the full cost of care for a Medicaid patient. In order to operate the Home in the most costeffective manner, the governing Board and Chief Executive Officer of the Home are authorized to exercise their authority to hire and utilize part-time employees where such actions are necessary and appropriate, and help to bring the operating costs of the Home closer to the upper payment limit allowed by Medicaid.

Sec. E.345 Green mountain care board

(a) The Green Mountain Care Board shall use the Global Commitment Funds appropriated in this section to encourage the formation and maintenance of public-private partnerships in health care, including initiatives to support and improve the health care delivery system.

\* \* \* K-12 EDUCATION \* \* \*

Sec. E.500 Education – finance and administration

(a) The Global Commitment funds appropriated in this section for school health services, including school nurses, shall be used for the purpose of funding certain health-care-related projects. It is the goal of these projects to reduce the rate of uninsured or underinsured persons, or both, in Vermont and to increase the access of quality health care to uninsured persons, underinsured persons, and Medicaid beneficiaries.

Sec. E.500.1 2014 Acts and Resolves No. 179, Sec. E.500.1 is amended to read:

Sec. E.500.1 UNIFORM CHART OF ACCOUNTS COMPLETION, TRANSITION, TRAINING AND SUPPORT

(a) ~~On or before June 30, 2015,~~ A GASB compliant Uniform Chart of Accounts and Financial Reporting requirements shall be established by the Agency of Education which shall:

(1) be comprehensive in respect to compliance with federal funds reporting requirements; and

(2) provide the financial information necessary for State and local education decision makers in regard to specific program costs and evaluation of student outcomes.

(b) The Agency of Education shall hire a contractor or contractors through the State's procurement process to assist them in the establishment and completion of the requirements of subsection (a) of this section. Contract deliverables shall include ~~but not be limited to~~:

(1) a comprehensive accounting manual, with related business rules;

(2) specifications for school financial software; ~~and~~

(3) a detailed transition and support plan that ensures local reporting entities required to record and report information consistent with requirements of subsection (a) of this section can fully comply on or before July 1, 2017; and

(4) the requirements of subsection (a) of this section shall be in effect by July 1, 2017.

Sec. E.502 Education – special education: formula grants

(a) Of the appropriation authorized in this section, and notwithstanding any other provision of law, an amount not to exceed \$3,646,521 shall be used by the Agency of Education in fiscal year 2016 as funding for 16 V.S.A. § 2967(b)(2)–(6). In distributing such funds, the Secretary shall not be limited by the restrictions contained within 16 V.S.A. § 2969(c) and (d). In addition to funding for 16 V.S.A. § 2967(b)(2)–(6), up to \$181,438 may be used by the Agency of Education for its participation in the higher education partnership plan.

Sec. E.503 Education – state-placed students

(a) The Independence Place Program of the Lund Family Center shall be considered a 24-hour residential program for the purposes of reimbursement of education costs.

Sec. E.504 Education – adult education and literacy

(a) Of this appropriation, \$3,225,000 from the Education Fund shall be distributed to school districts for reimbursement of high school completion services pursuant to 16 V.S.A. § 1049a(c). Notwithstanding 16 V.S.A. § 4025(b), of this Education Fund appropriation, the amount of:

(1) \$600,000 is available for dual enrollment programs consistent with 16 V.S.A. § 944(f)(2), and the amount \$25,000 is available for use pursuant to Sec. E.605.1 of this act; and

(2) \$100,000 is available to support the Vermont Virtual Learning Collaborative at the River Valley Regional Technical Center School District.

Sec. E.504.1 16 V.S.A. § 944 is amended to read:

§ 944. DUAL ENROLLMENT PROGRAM

\* \* \*

(f) Tuition and funding

(1) Tuition shall be paid to public postsecondary institutions in Vermont as follows:

(A) For any course for which the postsecondary institution pays the instructor, ~~the student's school district of residence shall pay~~ tuition shall be paid to the postsecondary institution in an amount equal to the tuition rate charged by the Community College of Vermont (CCV) at the time the dual enrollment course is offered; provided however, that tuition paid to CCV under this subdivision (A) shall be in an amount equal to 90 percent of the CCV rate.

(B) For any course that is taught by an instructor who is paid as part of employment by a secondary school, ~~the student's school district of residence shall pay~~ tuition shall be paid to the postsecondary institution in an amount equal to 20 percent of the tuition rate charged by the Community College of Vermont at the time the dual enrollment course is offered.

(2) ~~Notwithstanding subdivision (1) of this subsection requiring the district of residence to pay tuition, the~~ The State shall pay 50 percent of the tuition owed to public postsecondary institutions under subdivision (1)(A) of this subsection from the Next Generation Initiative Fund created in section 2887 of this title; provided, however, that the total amount paid by the State in any fiscal year shall not exceed the total amount of General Fund dollars the General Assembly appropriated from the Fund in that year for dual enrollment purposes plus any balance carried forward from the previous fiscal year; and further provided that, notwithstanding subdivision (b)(2) of this section, the cumulative amount to be paid by school districts under subdivision (1)(A) in any fiscal year shall not exceed the amount available to be paid by General Fund dollars in that year, and 50 percent from funds appropriated from the Education Fund, notwithstanding subsection 4025(b) of this title.

\* \* \*

Sec. E.512 Education – Act 117 cost containment

(a) Notwithstanding any other provision of law, expenditures made from this section shall be counted under 16 V.S.A. § 2967(b) as part of the State's 60 percent of the statewide total special education expenditures of funds which are not derived from federal sources.

Sec. E.513 Appropriation and transfer to education fund

(a) Pursuant to Sec. B.513 and 16 V.S.A. § 4025(a)(2), there is appropriated in fiscal year 2016 from the General Fund for transfer to the Education Fund the amount of \$303,343,381.

Sec. E.514 State teachers' retirement system

(a) In accordance with 16 V.S.A. § 1944(g)(2), the annual contribution to the State Teachers' Retirement System (STRS) shall be \$76,102,909, of which \$73,102,909 shall be the State's contribution and \$3,000,000 shall be contributed from local school systems or educational entities pursuant to 16 V.S.A. § 1944c .

(b) In accordance with 16 V.S.A. § 1944(c)(2), of the annual contribution of \$76,102,909, \$10,384,106 is the "normal contribution," and \$65,718,803 is the "accrued liability contribution."

Sec. E.515 Retired teachers' health care and medical benefits

(a) In accordance with 16 V.S.A. § 1944b(b)(2), \$15,576,468 will be contributed to the Retired Teachers' Health and Medical Benefits plan.

\* \* \* HIGHER EDUCATION \* \* \*

Sec. E.600 University of Vermont

(a) The Commissioner of Finance and Management shall issue warrants to pay one-twelfth of this appropriation to the University of Vermont on or about the 15th day of each calendar month of the year.

(b) Of this appropriation, \$380,326 shall be transferred to EPSCoR (Experimental Program to Stimulate Competitive Research) for the purpose of complying with State matching fund requirements necessary for the receipt of available federal or private funds, or both.

(c) If Global Commitment fund monies are unavailable, the total grant funding for the University of Vermont shall be maintained through the General Fund or other State funding sources.

(d) The University of Vermont will use the Global Commitment funds appropriated in this section to support Vermont physician training. The University of Vermont prepares students, both Vermonters and out-of-state, and awards approximately 100 medical degrees annually. Graduates of this program, currently representing a significant number of physicians practicing in Vermont, deliver high quality health care services to Medicaid beneficiaries and to the uninsured or underinsured persons, or both, in Vermont and across the nation.

Sec. E.602 Vermont state colleges

(a) The Commissioner of Finance and Management shall issue warrants to pay one-twelfth of this appropriation to the Vermont State Colleges on or about the 15th day of each calendar month of the year.

(b) Of this appropriation, \$427,898 shall be transferred to the Vermont Manufacturing Extension Center for the purpose of complying with State matching fund requirements necessary for the receipt of available federal or private funds, or both.

Sec. E.603 Vermont state colleges – allied health

(a) If Global Commitment fund monies are unavailable, the total grant funding for the Vermont State Colleges shall be maintained through the General Fund or other State funding sources.

(b) The Vermont State Colleges shall use the Global Commitment funds appropriated in this section to support the dental hygiene, respiratory therapy, and nursing programs which graduate approximately 315 health care providers annually. These graduates deliver direct, high quality health care services to Medicaid beneficiaries and uninsured or underinsured persons, or both.

Sec. E.605 Vermont student assistance corporation

(a) Of this appropriation, \$25,000 is appropriated from the General Fund to the Vermont Student Assistance Corporation to be deposited into the Trust Fund established in 16 V.S.A. § 2845.

(b) Except as provided in subsection (a) of this section, not less than 93 percent of grants shall be used for direct student aid.

(c) Funds available to the Vermont Student Assistance Corporation pursuant to Sec. E.215(a) of this act shall be used for the purposes of 16 V.S.A. § 2856. Any unexpended funds from this allocation shall carry forward for this purpose.

(d) Of this appropriation, not more than \$100,000 may be used by the Vermont Student Assistance Corporation for a student aspirational pilot initiative to serve one or more high schools.

Sec. E.605.1 NEED-BASED STIPEND FOR DUAL ENROLLMENT AND EARLY COLLEGE STUDENTS

(a) The sum of \$50,000 shall be transferred to the Vermont Student Assistance Corporation (VSAC) as follows:

(1) \$25,000 from Sec. B.1100(a)(3)(C) (Next Generation funds appropriated for dual enrollment purposes).

(2) \$25,000 from Sec. E.504(a) (adult education and literacy funds appropriated for dual enrollment purposes).

(b) The sums transferred to VSAC in this section shall be used to fund a flat-rate, need-based stipend or voucher program for financially needy students enrolled in a dual enrollment course pursuant to 16 V.S.A. § 944 or in early college pursuant to 16 V.S.A. § 4011(e) to be used for the purchase of books, cost of transportation, and payment of fees. VSAC shall establish the criteria for program eligibility. Funds shall be granted to eligible students on a first-come, first-served basis until funds are depleted.

(c) VSAC shall report on the program to the House and Senate Committees

on Education and on Appropriations on or before January 15, 2016.

Sec. E.608 STATE FUNDING FOR HIGHER EDUCATION; STUDY AND PROPOSAL; PREKINDERGARTEN-16 COUNCIL

(a) The Secretary of Administration and those members of the Prekindergarten-16 Council identified in 16 V.S.A. § 2905(d) who, with the Secretary, are charged with performing duties relating to the Higher Education Endowment Trust Fund shall develop a proposal by which a portion of State funding for the Vermont State Colleges and the University of Vermont would be allocated based on identified educational outcomes, such as the number of Vermonters earning a degree from each institution, the number of first generation and socioeconomically disadvantaged students earning a degree from each institution, and the number of students enrolled in and completing programs identified as important to Vermont's economy pursuant to 16 V.S.A. § 2888(b) (Vermont Strong Loan Forgiveness Program).

(b) The individuals identified in subsection (a) of this section shall meet no more than three times. On or before December 15, 2015, they shall present an outcome-based funding proposal to the Governor and General Assembly together with any legislative changes necessary to implement the proposal.

\* \* \* NATURAL RESOURCES \* \* \*

Sec. E.701 AGENCY OF NATURAL RESOURCES PAYMENT IN LIEU OF TAXES

(a) Payment Amount moratorium. For the purpose of payments in lieu of taxes to municipalities in fiscal year 2016, lands held by the Agency of Natural Resources (ANR) and subject to the provisions of 32 V.S.A. § 3708(a)(1) shall be appraised at the fair market value of the land in fiscal year 2014, as was then certified by the Director of Property Valuation and Review, provided that in fiscal year 2016, the payment in lieu of taxes on account of such lands held by ANR shall be calculated and paid at 102 percent of the amount of the payments paid in fiscal year 2014. For lands held by ANR and subject to the provisions of 32 V.S.A. § 3708(a)(2), payments in lieu of taxes to municipalities in fiscal year 2016 shall be made as specified in 32 V.S.A. § 3708(a)(2). Payments in fiscal year 2016 with respect to parcels acquired or reconfigured after April 1, 2014 shall be based on values established using the methodology used to value the properties owned by ANR as valued in fiscal year 2014.

(b) Appeals of appraisal. During the moratorium established under subsection (a) of this section, there shall be no right, in fiscal year 2016, for a municipality to appeal the appraised values of ANR lands certified by the Director of Property Valuation and Review in fiscal year 2014.

(c) Repeal. Subsections (a) and (b) of this section shall be repealed on

July 1, 2016.

Sec. E.701.1 32 V.S.A. § 3708 is amended to read:

§ 3708. PAYMENTS IN LIEU OF TAXES FOR LANDS HELD BY THE AGENCY OF NATURAL RESOURCES

(a) All ANR land, excluding buildings or other improvements thereon, shall be appraised at fair market value by the Director of Property Valuation and Review and listed separately in the grand list of the town in which it is located. Annually, the State shall pay to each municipality an amount ~~which is the lesser of:~~

~~(1) one 0.5 percent of the Director's appraisal value for the current year for ANR land; or~~

~~(2) one percent of the current year use value of ANR land enrolled by the Agency of Natural Resources in the Use Value Appraisal Program under chapter 124 of this title before January 1999; except that no municipality shall receive in any taxable year a State payment in lieu of property taxes for ANR land in an amount less than it received in the fiscal year 1980.~~

\* \* \*

Sec. E.701.2 PAYMENT IN LIEU OF TAXES FOR AGENCY OF NATURAL RESOURCES LANDS IN FISCAL YEARS 2017 AND 2018

(a) Notwithstanding the requirements of 32 V.S.A. § 3708 to the contrary, for purposes of payment in lieu of taxes (PILOT) for lands held by the Agency of Natural Resources, the State shall pay to each municipality:

(1) in fiscal year 2017, the PILOT amount received by the municipality in fiscal year 2016 plus or minus one-third of the difference between the PILOT amount the municipality received in fiscal year 2016 and the PILOT amount the municipality would receive under 32 V.S.A. § 3708, as amended by Sec. E.701.1 of this act; and

(2) in fiscal year 2018, the PILOT amount received by the municipality in fiscal year 2016 plus or minus two-thirds of the difference between the PILOT amount the municipality received in fiscal year 2016 and the PILOT amount the municipality would receive under 32 V.S.A. § 3708, as amended by Sec. E.701.1 of this act.

(b) If the Agency of Natural Resources acquires land in a municipality after April 1, 2015, the State shall make a PILOT payment on the newly acquired land to the municipality under Sec. E.701.1 of this act, and the newly acquired land shall not be subject to this section.

Sec. E.701.3 AGENCY OF NATURAL RESOURCES; REPORT ON PAYMENT IN LIEU OF TAXES

(a) On or before November 30, 2015, the Agency of Natural Resources and the Division of Property Valuation and Review (PVR), after consultation with the Vermont League of Cities and Towns and the Joint Fiscal Office, shall submit to the House and Senate Committees on Natural Resources and Energy, the House Committee on Ways and Means, and the Senate Committee on Finance a report regarding payment in lieu of taxes (PILOT) for lands held by the Agency of Natural Resources (ANR lands). The report shall recommend:

(1) whether and how the PILOT requirements for ANR lands set forth in 32 V.S.A. § 3708, as amended by section E.701.1 of this act, should be further amended; and

(2) methods to facilitate in the transition of municipalities from the existing funding PILOT formula for ANR lands to the requirements of 32 V.S.A. § 3708, as amended by Sec. E.701.1, or to the alternative PILOT formula recommended under subdivision (1) of this subsection.

(b) In developing the recommendations required of this section, the Agency of Natural Resources may recommend revisions to requirements or criteria for calculation of the PILOT payment for ANR lands, including the definition of “parcel” for ANR lands PILOT purposes, the amount of ANR lands in the municipality in comparison to other municipalities, and the degree of public use of the ANR lands in comparison to ANR lands in other municipalities.

(c) Any unexpended appropriations in the ANR lands PILOT program in fiscal years 2016 through 2019 shall be carried forward for expenditure for implementation of transition recommendations resulting from the report required this section.

Sec. E.704 Forests, parks and recreation - forestry

(a) This Special Fund appropriation shall be authorized, notwithstanding the provisions of 3 V.S.A. § 2807(c)(2).

Sec. E.706 Forests, parks and recreation – lands administration

(a) This Special Fund appropriation shall be authorized, notwithstanding the provisions of 3 V.S.A. § 2807(c)(2).

Sec. E.713 [DELETED]

\* \* \* COMMERCE AND COMMUNITY DEVELOPMENT \* \* \*

Sec. E.800 VERMONT STRONG SCHOLARSHIPS PROGRAM

(a) No financial commitments shall be made to potential recipients of the Vermont Strong program under 16 V.S.A. §2888 until sufficient funds to meet those commitments are appropriated to or deposited into the Vermont Strong Scholars Fund created by 16 V.S.A. § 2888(d)(1)(A)(i).

Sec. E.802 REPEAL



(a) 3 V.S.A. § 2471c (Office of Creative Economy) is repealed.

Sec. E.804 Community development block grants

(a) Community Development Block Grants shall carry forward until expended.

Sec. E.805 24 V.S.A. § 2796 is amended to read:

§ 2796. DOWNTOWN TRANSPORTATION AND RELATED CAPITAL IMPROVEMENT FUND

(a) There is created a ~~downtown transportation and related capital improvement fund~~ Downtown Transportation and Related Capital Improvement Fund, to be also known as the ~~fund~~ Fund, which shall be a special fund created under 32 V.S.A. chapter 7, subchapter 5 of chapter 7 of Title 32, to be administered by the Vermont ~~downtown development board~~ Downtown Development Board in accordance with this chapter to aid municipalities with designated downtown districts in financing capital transportation and related improvement projects to support economic development.

\* \* \*

(c) Any municipality with a designated downtown development district may apply to the Vermont ~~downtown development board~~ Downtown Development Board for financial assistance from the ~~fund~~ Fund for capital transportation and related improvement projects within or serving the district. The ~~board~~ Board may award to any municipality grants in amounts not to exceed \$250,000.00 annually, loans, or loan guarantees for financing capital transportation projects, including ~~but not limited to~~ construction or alteration of roads and highways, parking facilities, and rail or bus facilities or equipment, or for the underground relocation of electric utility, cable and telecommunications lines, but shall not include assistance for operating costs. Grants awarded by the ~~board~~ Board shall not exceed ~~50~~ 80 percent of the overall cost of the project. The approval of the ~~board~~ Board may be conditioned upon the repayment to the ~~fund~~ Fund of some or all of the amount of a loan or other financial benefits and such repayment may be from local taxes, fees, or other local revenues sources. The ~~board~~ Board shall consider geographical distribution in awarding the resources of the ~~fund~~ Fund.

(d) ~~Each fiscal year, \$40,000.00 of the fund~~ The Fund shall be available to the department of housing and community affairs Department of Housing and Community Development for the reasonable and necessary costs of administering the fund Fund. The amount projected to be spent on administration shall be included in the Department's fiscal year budget presentations to the General Assembly.

Sec. E.806 [DELETED]

\* \* \* TRANSPORTATION \* \* \*

Sec. E.900 19 V.S.A. § 11a is amended to read:

§ 11a. TRANSPORTATION FUNDS APPROPRIATED FOR THE DEPARTMENT OF PUBLIC SAFETY

No transportation funds shall be appropriated for the support of government other than for the Agency, the Board, Transportation Pay Act Funds, construction of transportation capital facilities, transportation debt service, the operation of information centers by the Department of Buildings and General Services, and the Department of Public Safety. The amount of transportation funds appropriated to the Department of Public Safety shall not exceed:

- (1) \$25,250,000.00 in fiscal year 2014;
- (2) \$22,750,000.00 in fiscal ~~year~~ years 2015 and 2016; and
- (3) \$20,250,000.00 in fiscal year ~~2016~~ 2017 and in succeeding fiscal years.

Sec. E.903 Transportation – program development

(a) In fiscal year 2016 the Secretary of Transportation is authorized to make post disaster awards to municipalities that relied on specific instructions from State employees other than the Agency of Transportation for transportation projects.

Sec. E.909 Transportation – central garage

(a) Of this appropriation, \$7,123,455 is appropriated from the Transportation Equipment Replacement Account within the Central Garage Fund for the purchase of equipment as authorized in 19 V.S.A. § 13(b).

Sec. E.915 Transportation – town highway aid program

(a) This appropriation is authorized, notwithstanding the provisions of 19 V.S.A. § 306(a).

Sec. F.100 EFFECTIVE DATES

(a) This section and Secs. B.1104.1 (State employee retirement incentive), C.101 (Blue Ribbon Commission on Financing High Quality Affordable Child Care), C.102 (fiscal year 2015 transfer to the Transportation Infrastructure Bond Fund), C.102.1 (Transportation contingent spending authority), C.103 (Rescission process), C.104 (fiscal year 2015 one-time appropriations), C.105 (transfer to Sergeant at Arms), C.106-C.106.3 (Vermont Health Connect report), C.107 (government restructuring review; report), D.100.1 (fiscal year 2015; year-end undesignated general fund), D.102 (tobacco litigation settlement fund balance), E.100.1 (State employee classification study), E.100.2-E.100.3 (ERF reorganization to Secretary of Administration), E.112 (energy efficiency; state buildings), E.145.1 (special committee on IT

utilization), E.103 (Defender General; ad hoc immunity), E.204 (suspension of video arraignments repeal), E.204.6 (remedies for failure to pay fines; community service), E.204.10 (expenses for Masters), E.204.11 (Regional Venue), E.204.12-E.204.13 (Assistant judges), E.204.14 (court security), E.204.15 (legislative intent; court fees), E.208.3 (Dispatch cost report), E.112 (energy efficiency; State buildings and facilities), E.225.1(c) (Agriculture/Natural Resources lab MOU/governance), E.300.5 (Health Care funding intent), E.308 (Choices for Care), E.500.1 (Agency of Education uniform chart of accounts), E.713 (ANR - NRB plan to achieve savings), and E.802 (Office of Creative Economy) of this act shall take effect on passage.

(b) Notwithstanding 1 V.S.A. § 214, Sec. B.1112.2, 2 V.S.A. § 63 (Sergeant at Arms), shall take effect retroactively as of January 1, 2015.

(c) Sec. C.100 (Interim Study on Feasibility of Establishing a Public Retirement Plan) shall take effect retroactively to January 1, 2015.

(d) Sec. E.701.1 (PILOT funds for ANR lands FY 2019) shall take effect on July 1, 2018.

(e) All remaining sections shall take effect on July 1, 2015.