

H.492

An act relating to capital construction and State bonding

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

* * * Capital Appropriations * * *

Sec. 1. LEGISLATIVE INTENT

(a) It is the intent of the General Assembly that of the \$158,659,861.00 authorized in this act, no more than \$85,363,028.00 shall be appropriated in the first year of the biennium, and the remainder shall be appropriated in the second year.

(b) It is the intent of the General Assembly that in the second year of the biennium, any amendments to the appropriations or authorities granted in this act shall take the form of a Capital Construction and State Bonding Adjustment Act. It is the intent of the General Assembly that unless otherwise indicated, all appropriations in this act are subject to capital budget adjustment.

Sec. 2. STATE BUILDINGS

(a) The following sums are appropriated to the Department of Buildings and General Services, and the Commissioner is authorized to direct funds appropriated in this section to the projects contained in this section; however, no project shall be canceled unless the Chairs of the Senate Committee on Institutions and the House Committee on Corrections and Institutions are notified before that action is taken.

(b) The following sums are appropriated in FY 2016:

<u>(1) Statewide, asbestos:</u>	<u>\$50,000.00</u>
<u>(2) Statewide, building reuse and planning:</u>	<u>\$75,000.00</u>
<u>(3) Statewide, contingency:</u>	<u>\$100,000.00</u>
<u>(4) Statewide, elevator repairs and replacement:</u>	<u>\$100,000.00</u>
<u>(5) Statewide, major maintenance:</u>	<u>\$9,000,000.00</u>
<u>(6) Statewide, BGS engineering and architectural project costs:</u>	<u>\$3,567,791.00</u>
<u>(7) Statewide, physical security enhancements:</u>	<u>\$200,000.00</u>
<u>(8) Burlington, 32 Cherry Street, HVAC controls upgrades:</u>	<u>\$150,000.00</u>
<u>(9) Burlington, 108 Cherry Street, garage and structural audit:</u>	<u>\$50,000.00</u>
<u>(10) Montpelier, 120 State Street, life safety and infrastructure improvements:</u>	<u>\$300,000.00</u>
<u>(11) Montpelier, Department of Labor, parking lot expansion:</u>	<u>\$450,000.00</u>
<u>(12) Middlesex, State Archives, renovations:</u>	<u>\$660,000.00</u>
<u>(13) Newport, Northern State Correctional Facility, maintenance shop:</u>	<u>\$450,000.00</u>

(14) Randolph, Agency of Agriculture, Food and Markets and Agency of Natural Resources, collaborative laboratory, finalizing design and construction documents, bid proposal, and permitting: \$2,500,000.00

(15) Southern State Correctional Facility, completion of Phase I of the steamline replacement, cost estimation, and design and construction for Phase II: \$1,200,000.00

(16) Southern State Correctional Facility, copper waterline replacement and project-related costs: \$1,829,086.00

(17) St. Johnsbury, Caledonia Courthouse, stabilize foundation: \$1,700,000.00

(18) Pittsford, Training Center, electrical system upgrade: \$120,000.00

(19) Waterbury State Office Complex, complex restoration, and project-related costs: \$19,151,826.00

(20) White River Junction, Windsor Courthouse, design and planning for mechanical, electrical and plumbing, security and energy upgrades: \$300,000.00

(21) Montpelier, State House, security and safety protocol: \$60,000.00

(c) The following sums are appropriated in FY 2017:

(1) Statewide, asbestos: \$50,000.00

(2) Statewide, building reuse and planning: \$75,000.00

<u>(3) Statewide, contingency:</u>	<u>\$100,000.00</u>
<u>(4) Statewide, elevator repairs and replacement:</u>	<u>\$100,000.00</u>
<u>(5) Statewide, major maintenance:</u>	<u>\$9,000,000.00</u>
<u>(6) Statewide, BGS engineering and architectural project costs:</u>	<u>\$3,677,448.00</u>
<u>(7) Statewide, physical security enhancements:</u>	<u>\$200,000.00</u>
<u>(8) Montpelier, 115 State Street, State House lawn, access improvements and water intrusion:</u>	<u>\$300,000.00</u>
<u>(9) Montpelier, 120 State Street, life safety and infrastructure improvements:</u>	<u>\$1,000,000.00</u>
<u>(10) Randolph, Agency of Agriculture, Food and Markets and Agency of Natural Resources, collaborative laboratory, site construction:</u>	<u>\$16,931,385.00</u>
<u>(11) Southern State Correctional Facility, copper waterline replacement:</u>	<u>\$1,100,000.00</u>
<u>(12) Pittsford, Training Center, electrical system upgrade:</u>	<u>\$500,000.00</u>
<u>(13) Statewide, strategic building realignments:</u>	<u>\$300,000.00</u>
<u>Appropriation – FY 2016</u>	<u>\$42,013,703.00</u>
<u>Appropriation – FY 2017</u>	<u>\$33,333,833.00</u>
<u>Total Appropriation – Section 2</u>	<u>\$75,347,536.00</u>

Sec. 3. ADMINISTRATION

(a) The following sums are appropriated to the Department of Taxes for the Vermont Center for Geographic Information for an ongoing project to update statewide quadrangle maps through digital orthophotographic quadrangle mapping:

(1) \$125,000.00 is appropriated in FY 2016.

(2) \$125,000.00 is appropriated in FY 2017.

(b) The following sums are appropriated to the Department of Finance and Management for the ERP expansion project (Phase II):

(1) \$5,313,000.00 is appropriated in FY 2016.

(2) \$9,375,000.00 is appropriated in FY 2017.

(c) The following sums are appropriated to the Agency of Human Services for the Health and Human Services Enterprise IT System.

(1) \$2,000,000.00 is appropriated in FY 2016.

(2) \$6,000,000.00 is appropriated in FY 2017.

<u>Appropriation – FY 2016</u>	<u>\$7,438,000.00</u>
<u>Appropriation – FY 2017</u>	<u>\$15,500,000.00</u>
<u>Total Appropriation – Section 3</u>	<u>\$22,938,000.00</u>

Sec. 4. HUMAN SERVICES

(a) The following sums are appropriated in FY 2016 to the Department of Buildings and General Services for the Agency of Human Services for the projects described in this subsection:

<u>(1) Corrections, perimeter intrusion:</u>	<u>\$100,000.00</u>
<u>(2) Corrections, camera and systems:</u>	<u>\$100,000.00</u>
<u>(3) Corrections, security upgrades and enhancements:</u>	<u>\$100,000.00</u>

(b) The following sums are appropriated in FY 2017 to the Department of Buildings and General Services for the Agency of Human Services for the projects described in this subsection:

<u>(1) Corrections, perimeter intrusion:</u>	<u>\$100,000.00</u>
<u>(2) Corrections, security upgrades and enhancements:</u>	<u>\$100,000.00</u>
<u>Appropriation – FY 2016</u>	<u>\$300,000.00</u>
<u>Appropriation – FY 2017</u>	<u>\$200,000.00</u>
<u>Total Appropriation – Section 4</u>	<u>\$500,000.00</u>

Sec. 5. JUDICIARY

(a) The following sums are appropriated in FY 2016 to the Department of Buildings and General Services for the Judiciary for the projects described in this subsection:

<u>(1) Hyde Park, Lamoille County Courthouse, building renovations:</u>	<u>\$5,200,000.00</u>
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(2) ADA compliance, county courthouses: \$180,000.00

(b) The sum of \$100,000.00 is appropriated in FY 2016 to the Judiciary for Statewide court security systems and improvements.

(c) The sum of \$100,000.00 is appropriated in FY 2017 to the Judiciary for the project described in subsection (b) of this section.

Appropriation – FY 2016 \$5,480,000.00

Appropriation – FY 2017 \$100,000.00

Total Appropriation – Section 5 \$5,580,000.00

Sec. 6. COMMERCE AND COMMUNITY DEVELOPMENT

(a) The following sums are appropriated in FY 2016 to the Department of Buildings and General Services for the Agency of Commerce and Community Development for the following projects described in this subsection:

(1) Major maintenance at historic sites statewide: \$200,000.00

(2) Bennington Monument, elevator, roof repairs: \$118,000.00

(b) The following sums are appropriated in FY 2016 to the Agency of Commerce and Community Development for the following projects described in this subsection:

(1) Underwater preserves: \$30,000.00

(2) Placement and replacement of roadside historic markers:
\$15,000.00

(3) Unmarked burial fund: \$30,000.00

(c) The following sums are appropriated in FY 2017 to the Department of Buildings and General Services for the Agency of Commerce and Community Development for the following projects described in this subsection:

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|---|---------------------|
| <u>(1) Major maintenance at historic sites statewide:</u> | <u>\$200,000.00</u> |
| <u>(2) Bennington Monument, elevator, roof repairs:</u> | <u>\$50,000.00</u> |

(d) The following sums are appropriated in FY 2017 to the Agency of Commerce and Community Development for the following projects described in this subsection:

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| <u>(1) Underwater preserves:</u> | <u>\$30,000.00</u> |
| <u>(2) Placement and replacement of roadside historic markers:</u> | <u>\$15,000.00</u> |

<u>Appropriation – FY 2016</u>	<u>\$393,000.00</u>
<u>Appropriation – FY 2017</u>	<u>\$295,000.00</u>
<u>Total Appropriation – Section 6</u>	<u>\$688,000.00</u>

Sec. 7. GRANT PROGRAMS

(a) The following sums are appropriated in FY 2016 for Building Communities Grants established in 24 V.S.A. chapter 137:

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|--|---------------------|
| <u>(1) To the Agency of Commerce and Community Development, Division for Historic Preservation, for the Historic Preservation Grant Program:</u> | <u>\$200,000.00</u> |
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(2) To the Agency of Commerce and Community Development,
Division for Historic Preservation, for the Historic Barns Preservation Grant
Program: \$200,000.00

(3) To the Vermont Council on the Arts for the Cultural Facilities Grant
Program, the sum of which may be used to match funds that may be made
available from the National Endowment for the Arts, provided that all capital
funds are made available to the cultural facilities grant program: \$200,000.00

(4) To the Department of Buildings and General Services for the
Recreational Facilities Grant Program: \$200,000.00

(5) To the Department of Buildings and General Services for
the Human Services and Educational Facilities Competitive Grant
Program: \$200,000.00

(6) To the Department of Buildings and General Services for
the Regional Economic Development Grant Program: \$200,000.00

(b) The following sum is appropriated in FY 2016 to the Agency
of Agriculture, Food and Markets for the Agricultural Fairs Capital
Projects Competitive Grant Program: \$200,000.00

(c) The following sums are appropriated in FY 2017 for Building
Communities Grants established in 24 V.S.A. chapter 137:

(1) To the Agency of Commerce and Community Development,
Division for Historic Preservation, for the Historic Preservation Grant
Program: \$200,000.00

(2) To the Agency of Commerce and Community Development,
Division for Historic Preservation, for the Historic Barns Preservation
Grant Program: \$200,000.00

(3) To the Vermont Council on the Arts for the Cultural Facilities
Grant Program, the sum of which may be used to match funds that may
be made available from the National Endowment for the Arts, provided
that all capital funds are made available to the cultural facilities grant
program: \$200,000.00

(4) To the Department of Buildings and General Services for the
Recreational Facilities Grant Program: \$200,000.00

(5) To the Department of Buildings and General Services for the Human
Services and Educational Facilities Competitive Grant Program: \$200,000.00

(6) To the Department of Buildings and General Services for the
Regional Economic Development Grant Program: \$200,000.00

(d) The following sum is appropriated in FY 2017 to the Agency of
Agriculture, Food and Markets for the Agricultural Fairs Capital Projects
Competitive Grant Program: \$200,000.00
Appropriation – FY 2016 \$1,400,000.00

<u>Appropriation – FY 2017</u>	<u>\$1,400,000.00</u>
<u>Total Appropriation – Section 7</u>	<u>\$2,800,000.00</u>

Sec. 8. EDUCATION

(a) The following sums are appropriated in FY 2016 to the Agency of Education for funding the State share of completed school construction projects pursuant to 16 V.S.A. § 3448 and emergency projects:

<u>(1) Emergency projects:</u>	<u>\$82,188.00</u>
<u>(2) School construction projects:</u>	<u>\$3,975,500.00</u>

(b) The following sums are appropriated in FY 2017 to the Agency of Education for State aid for emergency projects and school district consolidation:

<u>(1) Emergency projects:</u>	<u>\$60,000.00</u>
<u>(2) School district consolidation projects (described in Sec. 31 of this act):</u>	<u>\$300,000.00</u>

<u>Appropriation – FY 2016</u>	<u>\$4,057,688.00</u>
<u>Appropriation – FY 2017</u>	<u>\$360,000.00</u>
<u>Total Appropriation – Section 8</u>	<u>\$4,417,688.00</u>

Sec. 9. UNIVERSITY OF VERMONT

(a) The sum of \$1,400,000.00 is appropriated in FY 2016 to the University of Vermont for construction, renovation, and major maintenance.

(b) The sum of \$1,400,000.00 is appropriated in FY 2017 to the University of Vermont for construction, renovation, and major maintenance.

Total Appropriation – Section 9 \$2,800,000.00

Sec. 10. VERMONT STATE COLLEGES

(a) The sum of \$1,400,000.00 is appropriated in FY 2016 to the Vermont State Colleges for construction, renovation, and major maintenance.

(b) The following sums are appropriated in FY 2017 to the Vermont State Colleges:

(1) Construction, renovation, and major maintenance: \$1,400,000.00

(2) Laboratory, plan, design, and upgrade: \$1,000,000.00

(c) It is the intent of the General Assembly that the amount appropriated in subdivision (b)(2) of this section shall be used as a challenge grant to raise funds to upgrade engineering technology laboratories at the Vermont Technical College. The funds shall only become available after the Vermont Technical College has notified the Chairs of the House Committee on Corrections and Institutions and the Senate Committee on Institutions and the Commissioner of Finance and Management that \$1,000,000.00 in committed funds has been raised to match the appropriation in subdivision (b)(2) of this section and finance additional costs of comprehensive laboratory improvements.

Appropriation – FY 2016 \$1,400,000.00

Appropriation – FY 2017 \$2,400,000.00

Total Appropriation – Section 10 \$3,800,000.00

Sec. 11. NATURAL RESOURCES

(a) The following sums are appropriated in FY 2016 to the Agency of Natural Resources for the Department of Environmental Conservation for the projects described in this subsection:

(1) the Water Pollution Control Fund, Clean Water State/EPA Revolving Loan Fund (CWSRF) match: \$1,300,000.00

(2) the Water Pollution Control Fund, administrative support – engineering, oversight, and program management: \$300,000.00

(3) Drinking Water Supply, Drinking Water State Revolving Fund: \$1,750,834.00

(4) Drinking Water Supply, engineering oversight and project management: \$300,000.00

(5) EcoSystem restoration and protection: \$3,750,000.00

(6) Dam safety and hydrology projects: \$538,580.00

(7) Municipal Pollution Control Grants, principal and interest associated with funding for the Pownal project: \$530,000.00

(8) Municipal Pollution Control Grants, Waterbury waste treatment facility for phosphorous removal: \$379,929.00

(9) Municipal Pollution Control Grants, pollution control projects and planning advances for feasibility studies: \$392,257.77

(b) The following sums are appropriated in FY 2016 to the Agency of Natural Resources for the Department of Forests, Parks and Recreation for the projects described in this subsection:

(1) Infrastructure rehabilitation, including statewide small scale rehabilitation, wastewater repairs, preventive improvements and upgrades of restrooms and bathhouses, and statewide small-scale road rehabilitation projects: \$2,500,000.00

(2) Guilford, Sweet Pond: \$90,000.00

(c) The sum of \$1,125,000.00 is appropriated in FY 2016 to the Agency of Natural Resources for the Department of Fish and Wildlife for general infrastructure projects.

(d) The following sums are appropriated in FY 2017 to the Agency of Natural Resources for the Department of Environmental Conservation for the projects described in this subsection:

(1) the Water Pollution Control Fund for the Clean Water State/EPA Revolving Loan Fund (CWSRF) match: \$1,300,000.00

(2) the Water Pollution Control Fund, administrative support – engineering, oversight, and program management: \$300,000.00

(3) the Drinking Water Supply, Drinking Water State Revolving Fund:
\$2,538,000.00

(4) the Drinking Water Supply, engineering oversight and project management: \$300,000.00

(5) EcoSystem restoration and protection: \$3,750,000.00

(6) Dam safety and hydrology projects: \$750,000.00

(e) The following sums are appropriated in FY 2017 to the Agency of Natural Resources for the Department of Forests, Parks and Recreation for the projects described in this subsection:

(1) Infrastructure rehabilitation, including statewide small scale rehabilitation, wastewater repairs, preventive improvements and upgrades of restrooms and bathhouses, and statewide small-scale road rehabilitation projects: \$2,500,000.00

(2) Guilford, Sweet Pond: \$405,000.00

(f) The sum of \$875,000.00 is appropriated in FY 2017 to the Agency of Natural Resources for the Department of Fish and Wildlife for general infrastructure projects.

Appropriation – FY 2016 \$12,956,601.00

Appropriation – FY 2017 \$12,718,000.00

Total Appropriation – Section 11 \$25,674,601.00

Sec. 12. MILITARY

(a) The following sums are appropriated in FY 2016 to the Department of Military for the projects described in this subsection:

(1) Maintenance, renovations, roof replacements, ADA renovations, and energy upgrades at State armories. To the extent feasible, these funds shall be used to match federal funds: \$750,000.00

(2) Randolph, Vermont Veterans' Memorial Cemetery, agricultural mitigation for the proposed cemetery expansion: \$21,624.00

(b) The sum of \$750,000.00 is appropriated in FY 2017 to the Department of Military for maintenance, renovations, roof replacements, ADA renovations, and energy upgrades at State armories. To the extent feasible, these funds shall be used to match federal funds.

Appropriation – FY 2016 \$771,624.00

Appropriation – FY 2017 \$750,000.00

Total Appropriation – Section 12 \$1,521,624.00

Sec. 13. PUBLIC SAFETY

(a) The sum of \$300,000.00 is appropriated in FY 2016 to the Department of Buildings and General Services for the State's share of the Vermont Emergency Service Training Facility for site location and foundation construction of the new burn building at the Robert H. Wood Vermont Fire Academy. The Department of Public Safety may accept federal funds to support this project.

(b) The funds appropriated in subsection (a) of this section shall only become available after the Department of Public Safety has notified the Chairs

of the House Committee on Corrections and Institutions and the Senate
Committee on Institutions of receipt of the federal match for the project.

Total Appropriation – Section 13 \$300,000.00

Sec. 14. AGRICULTURE, FOOD AND MARKETS

(a) The following sums are appropriated in FY 2016 to the Agency of
Agriculture, Food and Markets for the projects described in this subsection:

(1) Best Management Practices and Conservation Reserve Enhancement

Program: \$1,752,412.00

(2) Vermont Exposition Center Building, upgrades: \$200,000.00

(b) The following sums are appropriated in FY 2017 to the Agency of
Agriculture, Food and Markets for the projects described in this subsection:

(1) Best Management Practices and Conservation Reserve Enhancement

Program: \$1,800,000.00

(2) Vermont Exposition Center Building, upgrades: \$115,000.00

Appropriation – FY 2016 \$1,952,412.00

Appropriation – FY 2017 \$1,915,000.00

Total Appropriation – Section 14 \$3,867,412.00

Sec. 15. VERMONT RURAL FIRE PROTECTION

(a) The sum of \$125,000.00 is appropriated in FY 2016 to the Department
of Public Safety for the Vermont Rural Fire Protection Task Force for the dry
hydrant program.

(b) The sum of \$125,000.00 is appropriated in FY 2017 to the Department of Public Safety for the Vermont Rural Fire Protection Task Force for the project described in subsection (a) of this section.

Total Appropriation – Section 15 \$250,000.00

Sec. 16. VERMONT VETERANS' HOME

The sum of \$500,000.00 is appropriated in FY 2016 to the Vermont Veterans' Home for an electronic medical records system. These funds shall be used to match federal funds and shall only become available after the Veterans' Home notifies the Chairs of the House Committee on Corrections and Institutions and the Senate Committee on Institutions and the Commissioner of Finance and Management that the electronic medical records system is in compliance with the criteria for creating and maintaining connectivity established by the Vermont Information Technology Leaders pursuant to 18 V.S.A. § 9352(i).

Total Appropriation – Section 16 \$500,000.00

Sec. 17. VERMONT HISTORICAL SOCIETY

The sum of \$75,000.00 is appropriated in FY 2016 to the Department of Buildings and General Services for the Vermont Historical Society (VHS) for a matching grant to reduce debt at the Vermont History Center in Barre. The funds shall only become available after the VHS notifies the Department that the funds have been matched.

Total Appropriation – Section 17 \$75,000.00

Sec. 18. VERMONT HOUSING AND CONSERVATION BOARD

(a) The sum of \$4,800,000.00 is appropriated in FY 2016 to the Vermont Housing and Conservation Board for housing development and conservation projects. It is the intent of the General Assembly that the Board give priority to conservation projects that protect and improve water quality in the State. The Board shall seek to use at least \$1,500,000.00 for water quality improvement projects.

(b) The following amounts are appropriated in FY 2017 to the Vermont Housing and Conservation Board.

(1) Statewide, water quality improvement projects: \$1,000,000.00

(2) Housing: \$1,800,000.00

Total Appropriation – Section 18 \$7,600,000.00

* * * Financing this Act * * *

Sec. 19. REALLOCATION OF FUNDS; TRANSFER OF FUNDS

(a) The following sums are reallocated to the Department of Buildings and General Services from prior capital appropriations to defray expenditures authorized in Sec. 2 of this act:

(1) of the amount appropriated in 2010 Acts and Resolves No. 161,

Sec. 1 (Bennington State Office Building):

\$49,062.60

<u>(2) of the amount appropriated in 2010 Acts and Resolves No. 161,</u>	
<u>Sec. 16 (Ag various projects):</u>	<u>\$352,412.25</u>
<u>(3) of the amount appropriated in 2010 Acts and Resolves No. 161,</u>	
<u>Sec. 2 (DII, VIEWS):</u>	<u>\$1,252,109.00</u>
<u>(4) of the amount appropriated in 2011 Acts and Resolves No. 40,</u>	
<u>Sec. 2(b) (State House committee renovations):</u>	<u>\$28,702.15</u>
<u>(5) of the amount appropriated in 2011 Acts and Resolves No. 40,</u>	
<u>Sec. 13 (Public Safety review of State Police facilities):</u>	<u>\$5,000.00</u>
<u>(6) of the amount appropriated in 2011 Acts and Resolves No. 40,</u>	
<u>Sec. 17 (VT Public TV):</u>	<u>\$856.00</u>
<u>(7) of the amount appropriated in 2013 Acts and Resolves No. 51, Sec. 2</u>	
<u>(BGS engineering staff):</u>	<u>\$58,236.66</u>
<u>(8) of the amount appropriated in 2013 Acts and Resolves No. 51, Sec. 2</u>	
<u>(133 State Street foundation and parking lot):</u>	<u>\$156,642.16</u>
<u>(9) of the amount appropriated in 2013 Acts and Resolves No. 51, Sec. 4</u>	
<u>(DOC facilities assessment):</u>	<u>\$19,913.12</u>
<u>(10) of the amount appropriated in 2013 Acts and Resolves No. 51,</u>	
<u>Sec. 18a (E-911):</u>	<u>\$9,940.00</u>
<u>(11) of the amount appropriated in 2013 Acts and Resolves No. 51,</u>	
<u>Sec. 15 (VT Public TV):</u>	<u>\$0.21</u>

(b) The following unexpended funds appropriated to the Agency of Natural Resources for capital construction projects are reallocated to the Department of Buildings and General Services to defray expenditures authorized in Sec. 2 of this act:

(1) of the amount appropriated in 2009 Acts and Resolves No. 43,
Sec. 14 (Fish and Wildlife): \$0.07

(2) of the amount appropriated in 2010 Acts and Resolves No. 161,
Sec. 12 (DEC Water Pollution Control): \$6,981.00

(3) of the amount appropriated in 2011 Acts and Resolves No. 40,
Sec. 12, as amended by 2012 Acts and Resolves No. 104, Sec. 8 (drinking
water project): \$35,483.32

(4) of the amount appropriated in 2011 Acts and Resolves No. 40,
Sec. 12 (Fish and Wildlife, Roxbury): \$128,802.00

(5) of the amount appropriated in 2011 Acts and Resolves No. 40,
Sec. 12, as amended by 2012 Acts and Resolves No. 104, Sec 8 (Fish and
Wildlife, Roxbury): \$287,204.00

(c) The following sums are reallocated to the Department of Buildings and General Services to defray expenditures authorized in Sec. 2 of this act:

(1) of the proceeds from the sale of property authorized by 1996 Acts
and Resolves No. 102, Sec. 1 (Duxbury land sale): \$45,556.36

(2) of the proceeds from the sale of property authorized by 2009 Acts and Resolves No. 43, Sec. 25 (Building 617, Essex): \$7,078.21

(3) of the proceeds from the sale of property authorized by 2009 Acts and Resolves No. 43, Sec. 25 (1193 North Avenue, Burlington): \$353,785.97

(4) of the proceeds from the sale of property authorized by 2011 Acts and Resolves No. 40, Sec. 2, as amended by 2012 Acts and Resolves No. 104, Sec. 3 (121 and 123 South Main Street, Waterbury): \$75,000.00

(5) of the proceeds from the sale of property authorized by by 2011 Acts and Resolves No. 40, Sec. 2, as amended by 2012 Acts and Resolves No. 104, Sec. 3 (Ladd Hall, Waterbury): \$228,000.00

Total Reallocations and Transfers – Section 19 \$3,100,765.08

Sec. 20. GENERAL OBLIGATION BONDS AND APPROPRIATIONS

(a) The State Treasurer is authorized to issue general obligation bonds in the amount of \$144,000,000.00 for the purpose of funding the appropriations of this act. The State Treasurer, with the approval of the Governor, shall determine the appropriate form and maturity of the bonds authorized by this section consistent with the underlying nature of the appropriation to be funded. The State Treasurer shall allocate the estimated cost of bond issuance or issuances to the entities to which funds are appropriated pursuant to this section and for which bonding is required as the source of funds, pursuant to 32 V.S.A. § 954.

(b) The State Treasurer is further authorized to issue additional general obligation bonds in the amount of \$11,559,096.05 that were previously authorized but unissued under 2014 Acts and Resolves No. 178 for the purpose of funding the appropriations of this act.

Total Revenues – Section 20 \$155,559,096.05

* * * Policy * * *

* * * Buildings and General Services * * *

Sec. 21. LEASING PROPERTY; FAIR MARKET VALUE

It is the intent of the General Assembly that any leases for State-owned space in any State-owned building, structure, or other real property under the jurisdiction of the Commissioner of Buildings and General Services that are in existence prior to the effective date of this act shall be renewed at fair market value by July 1, 2018.

Sec. 22. LEASING PROPERTY; WINDSOR; SOLAR PROJECT

The Commissioner of Buildings and General Services may lease at fair market value, for a term not exceeding 35 years, any real property owned by the State for a solar project at the Southeast State Correctional Facility and surrounding lands in Windsor, Vermont.

Sec. 23. AGENCY OF AGRICULTURE, FOOD AND MARKETS AND
AGENCY OF NATURAL RESOURCES LABORATORY

Notwithstanding the authority contained in 29 V.S.A. § 164, the Department of Buildings and General Services shall enter into a ground lease or other similar legal instrument with Vermont Technical College for the purpose of locating the Agency of Agriculture, Food and Markets and Agency of Natural Resources collaborative laboratory on the Vermont Technical College campus in Randolph, Vermont.

Sec. 24. 29 V.S.A. § 821(a) is amended to read:

(a) State buildings.

(1) “Asa Bloomer State Office Building” shall be the name of the building now known as the “Hulett” office building in the city of Rutland.

* * *

(13) “Vermont Agriculture and Environmental Laboratory” shall be the name of the State laboratory in Randolph.

Sec. 25. 29 V.S.A. § 161(b) is amended to read:

(b) Each contract awarded under this section for ~~any State project with a construction cost exceeding \$100,000.00 and~~ construction projects which is are authorized or funded in whole or in part by a capital construction act pursuant to 32 V.S.A. § 701a, ~~including such a project of the University of Vermont and State Agricultural College and of the Vermont State Colleges,~~ shall provide

that all construction employees working on the project shall be paid no less than the ~~mean~~ prevailing wage ~~published periodically by the Department of Labor in its occupational employment and wage survey~~ determinations as have been made by the Secretary of the U.S. Department of Labor in accordance with the Davis-Bacon Act, 40 U.S.C. § 276a, as may be amended. The Commissioner of Labor, in consultation with the Commissioner of Buildings and General Services, may adopt rules as necessary, pursuant to 3 V.S.A. chapter 25, to implement this subsection. This section does not require that the federal Davis-Bacon Act reporting requirements be applied to State construction projects.

Sec. 26. STATE CONSTRUCTION PROJECTS; CONTRACTS SUBJECT
TO STATE PREVAILING WAGE

(a) It is the intent of the General Assembly that the transition to the use of the prevailing wage determinations as have been made by the Secretary of the U.S. Department of Labor in accordance with the Davis-Bacon Act, 40 U.S.C. § 276a, as may be amended, in State construction projects shall not change the scope of State construction projects that are subject to the requirements of 29 V.S.A. § 161(b).

(b) Notwithstanding Sec. 1 of this act, the following contracts shall remain subject to the mean prevailing wage published periodically by the Vermont Department of Labor in its occupational employment and wage survey:

- (1) contracts for State construction projects executed prior to July 1, 2016;
- (2) any change orders or amendments to contracts for State construction projects executed prior to July 1, 2016; and
- (3) contracts for State construction projects that result from instructions to bidders posted by the State of Vermont prior to July 1, 2016.

Sec. 27. PREVAILING WAGE; UNIVERSITY OF VERMONT AND
VERMONT STATE COLLEGES

The University of Vermont and State Agricultural College and the Vermont State Colleges shall pay no less than the prevailing wage determinations as have been made by the Secretary of the U.S. Department of Labor in accordance with the Davis-Bacon Act, 40 U.S.C. § 276a, as may be amended, for any new construction or major renovation project that receives funding in any capital construction act.

Sec. 28. PREVAILING WAGE; AGENCY OF AGRICULTURE, FOOD
AND MARKETS AND AGENCY OF NATURAL RESOURCES
LABORATORY

Notwithstanding any other provision of law, prevailing wage determinations for the construction of the Agency of Agriculture, Food and Markets and the Agency of Natural Resources laboratory shall be made in accordance with the requirements of 29 V.S.A. § 161(b).

Sec. 29. PREVAILING WAGE; AUDITS

The Commissioner of Labor, in consultation with the Commissioner of Buildings and General Services, shall conduct random audits of any contractor subject to 29 V.S.A. § 161(b) in sufficient number to ensure compliance with statutory requirements.

Sec. 30. 2014 Acts and Resolves No. 178, Sec. 1, amending 2013 Acts and Resolves No. 51, Sec. 2, is amended to read:

Sec. 1. 2013 Acts and Resolves No. 51, Sec. 2 is amended to read:

Sec. 2. STATE BUILDINGS

* * *

(c) The following sums are appropriated in FY 2015:

* * *

(13) Permanent secure residential facility, proposal for siting ~~and design~~
(as described in Sec. 40 of this act): \$50,000.00

Sec. 30a. SECURE RESIDENTIAL FACILITY; PLAN FOR SITING AND
DESIGN

(a) The Secretary of Human Services shall conduct an examination of the needs of the Agency of Human Services for siting and designing a secure residential facility. The examination shall analyze the operating costs for the facility, including the staffing, size of the facility, the quality of care supported

by the structure, and the broadest options available for the management and ownership of the facility.

(b) The funds appropriated in 2014 Acts and Resolves No. 178, Sec. 1, amending 2013 Acts and Resolves No. 51, Sec. 2, and Sec. 30 of this act, shall only become available to the Department of Buildings and General Services after the Secretary of Human Services notifies the Commissioner of Finance and Management that the examination described in subsection (a) of this section is completed.

(c) On or before February 1, 2016, the Secretary of Human Services shall present the results of the examination described in subsection (a) of this section to the House Committees on Appropriations, on Corrections and Institutions, and on Human Services, and the Senate Committees on Appropriations, Health and Welfare, and on Institutions.

* * * Education * * *

Sec. 31. STATE AID FOR SCHOOL CONSTRUCTION

(a) Notwithstanding the suspension of State aid for school construction pursuant to the terms of 2007 Acts and Resolves No. 52, Sec. 36, and 2008 Acts and Resolves No. 200, Sec. 45, as amended by 2009 Acts and Resolves No. 54, Sec. 22, in fiscal year 2017, any union school district established under 16 V.S.A. chapter 11 on or after July 1, 2015 or any two or more districts that enter into a contract pursuant to 16 V.S.A. chapter 11, subchapter 1 on or after

July 1, 2015 to operate a school jointly shall be eligible for State aid for school construction under 16 V.S.A. § 3447. Eligible union school districts may make application for aid to the Secretary of Education pursuant to the requirements set forth in 16 V.S.A. § 3448.

(b) The total school construction aid awarded pursuant to subsection (a) of this section shall be distributed among all approved applications based on the amount of State capital aid authorized, but in no case shall exceed 30 percent of the approved cost.

(c) All other State aid remains suspended pursuant to the terms of 2008 Acts and Resolves No. 200, Sec. 45 as amended by 2009 Acts and Resolves No. 54, Sec. 22 and 2013 Acts and Resolves No. 51, Sec. 45.

(d) As used in subsection (a) of this section, a union school district established under 16 V.S.A. chapter 11 includes any integrated education system that obtains a favorable vote of all “necessary” districts as provided in this act, and any regional education district (RED) or any other district eligible to receive RED incentives pursuant to 2010 Acts and Resolves No. 153, as amended by 2012 Acts and Resolves No. 156 and 2013 Acts and Resolves No. 56.

Sec. 32. SCHOOL CONSTRUCTION AID AWARDS

It is the intent of the General Assembly that the House Committees on Corrections and Institutions and on Education, and the Senate Committees on

Education and on Institutions develop a plan to evaluate strategically the statutory process set forth in 16 V.S.A. § 3448 for awarding State aid for school construction.

* * * Information Technology * * *

Sec. 33. COST-BENEFIT ANALYSIS; MAINFRAME

(a) The Chief Information Officer shall conduct a cost-benefit analysis of the State's legacy mainframe system. The analysis shall include a review of the cost-effectiveness of the legacy mainframe versus implementation of new projects, the cost of maintaining the mainframe, and possible use of the mainframe in lieu of new systems.

(b) On or before December 1, 2015, the Chief Information Officer shall submit a report on the analysis described in subsection (a) of this section to the House Committees on Appropriations, on Corrections and Institutions, and on Government Operations, and the Senate Committees on Appropriations, on Institutions, and on Government Operations.

Sec. 34. INFORMATION TECHNOLOGY REVIEW

(a) The Executive Branch shall transfer, upon request, one vacant position for use in the Legislative Joint Fiscal Office (JFO) for a two-year staff position, or the JFO shall hire a consultant, to provide support to the General Assembly to conduct independent reviews of State information technology projects and operations.

(b) The Secretary of Administration and the Chief Information Officer shall:

(1) provide to the JFO access to the reviews conducted by Independent Verification and Validation (IVV) firms hired to evaluate the State's current and planned information technology project, as requested; and

(2) ensure that IVV firm contracts allow the JFO to make requests for information related to the projects that they are reviewing and that such requests are provided to the JFO in a confidential manner.

(c) The JFO shall enter into a memorandum of understanding with the Executive Branch relating to any work conducted by IVV firms that shall protect security and confidentiality.

(d) In fiscal years 2016 and 2017, the JFO is authorized to use up to \$250,000.00 of the amounts appropriated in Sec. 3(b) and (c) of this act to fund activities described in this section.

(e) On or before January 15, 2017, the Secretary of Administration and the JFO shall submit reports to the House Committee on Corrections and Institutions and the Senate Committee on Institutions on the effectiveness of the position described in subsection (a) of this section and whether the process of conducting independent legislative reviews of State information technology projects and operations should be continued.

* * * Judiciary * * *

Sec. 35. LAMOILLE COUNTY COURTHOUSE; MEMORANDUM OF
UNDERSTANDING; OPERATING AGREEMENT

(a) The Department of Buildings and General Services and the Lamoille County side judges, in consultation with the Judiciary, shall enter into a Memorandum of Understanding (MOU) regarding the construction, operation, and maintenance of the Lamoille County Courthouse. The MOU shall establish procedures for the operation of the courthouse and the division of responsibilities between the State and the county.

(b) The Judiciary and the Lamoille County side judges shall enter into an operating agreement regarding the internal functions and use of space within the Lamoille County Courthouse.

(c) The MOU described in subsection (a) of this section and the operating agreement described in subsection (b) of this section shall be executed prior to the State's occupancy of the courthouse.

* * * Military * * *

Sec. 36. DEPARTMENT OF MILITARY; CEMETERY EXPANSION
PROJECT

The Department of Military may accept federal grants, gifts, or donations to support the cemetery expansion project at the Vermont Veterans' Memorial Cemetery in Randolph, Vermont.

* * * Natural Resources * * *

Sec. 37. 24 V.S.A. § 4753a(e) is amended to read:

(e) Loan forgiveness; drinking water.

(1) Notwithstanding any other provision of law regarding loan forgiveness, upon the award of a loan from the Vermont Environmental Protection Agency Drinking Water State Revolving Fund (DWSRF), the Secretary of Natural Resources, in a manner that is consistent with federal grant provisions, may forgive up to 100 percent of a loan if the award is made for a project on the priority list and the project is capitalized, at least in part, from funds derived from a federal DWSRF capitalization grant that includes provisions authorizing loan forgiveness. Such loan forgiveness shall be based on the loan value, but funds to be forgiven shall only consist of federal funds, except where the loan is used as a match to other federal grants requiring nonfederal funds as a match.

(2) Notwithstanding any other provision of law regarding loan forgiveness, upon the award of a loan from the Vermont Drinking Water State Revolving Loan Fund, the Secretary of Natural Resources may provide loan forgiveness for preliminary engineering and final design costs when a municipality undertakes such engineering on behalf of a household that has been disconnected involuntarily from a public water supply system for reasons

other than nonpayment of fees, provided it is not the same municipality that is disconnecting the household.

Sec. 38. 24 V.S.A. § 4755(a) is amended to read:

(a) Except as provided by subsection (c) of this section, the bond bank may make loans to a municipality on behalf of the ~~state~~ State for one or more of the purposes set forth in section 4754 of this chapter. Each of such loans shall be made subject to the following conditions and limitations:

(1) no loan shall be made for any purpose permitted under this chapter other than from the revolving fund in which the same purpose is included;

(2) the total amount of loan out of a particular revolving fund shall not exceed the balance of that fund;

(3) the loan shall be evidenced by a municipal bond, payable by the municipality over a term not to exceed ~~20~~ 30 years, or the projected useful life of the project, which is less, except:

(A) and without there shall be no deferral of payment ~~except as provided, unless authorized under~~ by 10 V.S.A. §§ ~~1624(b) and~~ § 1624a, or;

(B) the term of the loan shall not exceed 20 years when required by 10 V.S.A. § 1624(b); and

(C) the loan may be evidenced by any other permitted debt instrument payable as permitted by chapter 53 of this title;

* * *

Sec. 39. 24 V.S.A. § 4756 is amended to read:

§ 4756. ELIGIBILITY CERTIFICATION

(a) No construction loan or loan for the purchase of land or conservation easements to a municipality shall be made under this chapter, nor shall any part of any revolving fund which is designated for project construction be expended under section 4757 of this title, until such time as:

* * *

(b) The bond bank may make loans to a municipality for the preparation of final engineering plans and specifications subject to the following conditions and limitations:

(1) The loan shall be evidenced by a note, executed by the municipality, payable over a term not to exceed ~~20~~ 30 years at zero percent interest in equal annual payments.

(2) The ~~secretary of natural resources~~ Secretary of Natural Resources shall have certified to the bond bank that the project:

(A) has priority for award of a planning loan;

(B) for which final engineering plans are to be prepared, is described in a preliminary engineering plan or facilities plan that has been approved by the ~~secretary~~ Secretary; and

(C) is in conformance with applicable ~~state~~ State and federal law and regulations promulgated thereunder.

* * *

* * * Public Safety * * *

Sec. 40. TRAINING CENTER; FINDINGS, PURPOSE, AND INTENT

(a) The General Assembly finds that the Robert H. Wood, Jr. Criminal Justice and Fire Service Training Center of Vermont (the Training Center) is an asset to the State because it provides multiple agencies with the space to train people who protect the lives of Vermonters. These agencies presently include the Vermont Criminal Justice Training Council, the Vermont Fire Service Training Council, the Department of Public Safety, the Department of Corrections, and the Department of Motor Vehicles.

(b) The purpose of Sec. 41 of this act is to create a committee to govern the access to, the use and future needs of, and the capital investments in Training Center facilities so that agencies continue to enjoy access to it and so that members of the public may also be able to use the Training Center. While this committee is established to oversee Training Center facilities, it is the General Assembly's intent that this committee shall not have jurisdiction over any training content provided at the Training Center.

Sec. 41. 29 V.S.A. chapter 19 is added to read:

CHAPTER 19. TRAINING CENTER GOVERNANCE COMMITTEE

§ 841. COMMITTEE CREATION

(a) Creation. There is created the Training Center Governance Committee to manage access to the facilities of the Robert H. Wood, Jr. Criminal Justice and Fire Service Training Center of Vermont (Training Center), located in Pittsford, Vermont.

(b) Membership. The Committee shall be composed of the following eight members:

(1) the Executive Director of the Vermont Criminal Justice Training Council;

(2) the Chair of the Vermont Fire Service Training Council;

(3) an employee of the Department of Buildings and General Services, appointed by the Commissioner of the Department;

(4) the Chair of the Vermont Criminal Justice Training Council;

(5) the Chief Training Officer of the Vermont Fire Academy;

(6) an employee of the Department of Corrections, appointed by the Commissioner of the Department;

(7) the Director of the Division of Fire Safety;

(8) a member of the State Police, appointed by the Commissioner of Public Safety;

(c) Powers and duties. The Committee shall:

(1) Use and access. Govern the use of and access to the Training Center. In so governing, the Committee shall take into consideration the needs of the State's various agencies and members of the public in using the Training Center's facilities.

(2) Future needs and capital investments.

(A) plan for the future capital needs of the Training Center;

(B) submit a capital program plan to the Department of Buildings and General Services for the capital construction bill set forth in 32 V.S.A. § 701a and report to the General Assembly as necessary on any recommended legislative action for capital needs; and

(C) on an ongoing basis, monitor the effectiveness of any capital investments related to training needs.

(3) Performance analysis. Establish policies to ensure the facility training needs of those persons that use the Training Center are cost-effectively met, and establish performance measures for assessing on an ongoing basis how well those needs are met.

(4) Budget and rates.

(A) manage the operating budget for the facilities at the Training Center;

(B) set the rates for use of space at the Training Center;

(C) enter into and administer new contracts on behalf of the Training Center regarding the operations of the Training Center; and

(D) develop approaches to budgeting and paying for space that encourage collaboration among those persons that use the Training Center, and address future major maintenance needs.

(d) Meetings.

(1) The Committee shall meet no fewer than four times per year.

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

(3) The Committee shall elect a chair and may adopt rules of procedure.

(e) Reimbursement. Members of the Committee who are not employees of the State 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.

Sec. 42. INITIAL MEETING OF GOVERNANCE COMMITTEE;

TRANSITIONAL PROVISION

(a) The Commissioner of Buildings and General Services shall call the initial meeting of the Training Center Governance Committee set forth in Sec. 41 of this act, to be held on or before September 30, 2015.

(b) The Training Center Governance Committee shall be responsible for requests for use of the Robert H. Wood, Jr. Criminal Justice and Fire Service Training Center of Vermont made on and after the initial Committee meeting,

but shall permit any scheduled use of the Training Center made prior to that date.

(c) The Training Center Governance Committee shall have access to any contracts regarding the operations of the Training Center that are in existence prior to the date of the initial Committee meeting.

Sec. 43. TRAINING CENTER GOVERNANCE COMMITTEE; REPORT

On or before February 1, 2016, the Training Center Governance Committee set forth in Sec. 41 of this act shall report to the General Assembly regarding the operation of its powers and duties to date and recommend any further legislative action it finds necessary.

* * * Security * * *

Sec. 44. STATE HOUSE SECURITY

(a) The Capitol Complex Security Working Group, established in 2014 Acts and Resolves No. 178, Sec. 26, is authorized to retain consultant services to create a security and safety protocol and conduct trainings for the State House and One Baldwin Street. Any consultants retained pursuant to this subsection shall work through the Joint Fiscal Office under the direction of the Chair of the Working Group.

(b) The Joint Fiscal Office, in consultation with the Speaker of the House and the Committee on Committees, shall hire the consultants to undertake the security protocol authorized in subsection (a) of this section. The Joint Fiscal

Office is authorized to use funds appropriated in Sec. 2(b)(21) of this act and
2013 Acts and Resolves No. 51, Sec. 2(c)(17), as amended by 2014 Acts and
Resolves No. 178, Sec. 1, to retain consultant services.

* * * Effective Date * * *

Sec. 45. EFFECTIVE DATE

This act shall take effect on passage.