

Journal of the Senate

MONDAY, APRIL 25, 2016

The Senate was called to order by the President.

Devotional Exercises

A moment of silence was observed in lieu of devotions.

Pledge of Allegiance

The President then led the members of the Senate in the pledge of allegiance.

Rules Suspended; Bill Committed

H. 571.

Pending entry on the Calendar for notice, on motion of Senator Campbell, the rules were suspended and House bill entitled:

An act relating to driver's license suspensions, driving with a suspended license, and DUI penalties.

Was taken up for immediate consideration.

Thereupon, pending the reading of the report of the Committee on Judiciary, Senator Campbell moved that Senate Rule 49 be suspended in order to commit the bill to the Committee on Appropriations with the reports of the Committee on Judiciary and Committee on Finance *intact*,

Which was agreed to.

Rules Suspended; Bill Committed

H. 868.

Pending entry on the Calendar for notice, on motion of Senator Mullin, the rules were suspended and House bill entitled:

An act relating to miscellaneous economic development provisions.

Was taken up for immediate consideration.

Thereupon, pending the reading of the report of the Committee on Economic Development, Housing and General Affairs, Senator Mullin moved that Senate Rule 49 be suspended in order to commit the bill to the Committee on Appropriations with the report of the Committee on Economic

Development, Housing and General Affairs and the Committee on Finance *intact*,

Which was agreed to.

Rules Suspended; Committee Relieved; Up for Action

On motion of Senator Kitchel, the Committee on Appropriations was relieved of further consideration of House bill entitled:

H. 873. An act relating to making miscellaneous tax changes.

Thereupon, Senator Kitchel moved that the rules be suspended and the bill be up for action today.

Which was agreed to.

Joint Senate Resolution Adopted on the Part of the Senate

J.R.S. 53.

Joint Senate resolution of the following title was offered, read and adopted on the part of the Senate, and is as follows:

By Senators Baruth and Benning,

J.R.S. 53. Joint resolution relating to weekend adjournment.

Resolved by the Senate and House of Representatives:

That when the two Houses adjourn on Friday, April 29, 2016, or Saturday, April 30, 2016, it be to meet again no later than Tuesday, May 3, 2016.

Bill Referred

House bill of the following title was read the first time and referred:

H. 885. An act relating to approval of amendments to the charter of the Town of Shelburne.

To the Committee on Rules pursuant to Temporary Rule 44A.

Called to Order

The Senate was called to order by the President.

Recess

On motion of Senator Campbell the Senate recessed until 4:15 P.M.

Called to Order

The Senate was called to order by the President.

Proposals of Amendment; Third Reading Ordered**H. 872.**

Senator MacDonald, for the Committee on Finance, to which was referred House bill entitled:

An act relating to Executive Branch fees.

Reported recommending that the Senate propose to the House to amend the bill as follows:

First: In Sec. 1, 6 V.S.A. § 1, in subdivision (a)(13), in the final sentence, by striking out the final sentence in its entirety and inserting in lieu thereof the following: The Secretary may assess a late fee of \$27.00, provided that the late fee is no greater than the fee due, in which case the late fee shall equal the fee due, for any license, registration, permit, or certification renewal that is received more than 30 days past expiration unless a higher late renewal fee is otherwise prescribed by statute;

Second: In Sec. 5, 6 V.S.A. § 366, in subdivision (a)(1), after the following: “a \$150.00” by striking out the following: “base fee” and inserting in lieu thereof the following: minimum tonnage fee

Third: In Sec. 13, 6 V.S.A. § 1112, in subdivision (a)(4), after the following: “a maximum of” by striking out the following: “\$100.00” and inserting in lieu thereof the following: \$120.00

Fourth: In Sec. 13, 6 V.S.A. § 1112, after subdivision (a)(6), before the existing period, by inserting a semicolon ; and by inserting a subdivision (7) to read as follows:

(7) Government, Municipal, and Public Education Institution Applicants—\$30.00

Fifth: In Sec. 16, 6 V.S.A. § 2724(b), after the following: “under the supervision of a person that is registered.” in the sentence before the final sentence, by striking out the final sentence in its entirety.

Sixth: After Sec. 33, by inserting a new section to be numbered Sec. 33a to read as follows:

Sec. 33a. 9 V.S.A. § 5410 is amended to read:

§ 5410. FILING FEES

(a) A person shall pay a fee of ~~\$250.00~~ \$300.00 when initially filing an application for registration as a broker-dealer and a fee of ~~\$250.00~~ \$300.00 when filing a renewal of registration as a broker-dealer. A separate application in writing for branch office registration or renewal, accompanied by a filing fee

of ~~\$100.00~~ \$120.00 per branch office, shall be filed in the Office of the Commissioner in such form as the Commissioner may prescribe by any broker-dealer who transacts business in this State from any place of business located within this State. If the filing results in a denial or withdrawal, the Commissioner shall retain the fee.

(b) The fee for an individual is ~~\$60.00~~ \$85.00 when filing an application for registration as an agent, ~~\$60.00~~ \$85.00 when filing a renewal of registration as an agent, and ~~\$60.00~~ \$85.00 when filing for a change of registration as an agent. If the filing results in a denial or withdrawal, the Commissioner shall retain the fee.

(c) A person shall pay a fee of ~~\$250.00~~ \$300.00 when filing an application for registration as an investment adviser and a fee of ~~\$250.00~~ \$300.00 when filing a renewal of registration as an investment adviser. A separate application in writing for branch office registration or renewal, accompanied by a filing fee of ~~\$100.00~~ \$120.00 per branch office, shall be filed in the Office of the Commissioner in such form as the Commissioner may prescribe by any investment adviser who transacts business in this State from any place of business located within the State. If the filing results in a denial or withdrawal, the Commissioner shall retain the fee.

(d) The fee for an individual is ~~\$55.00~~ \$80.00 when filing an application for registration as an investment adviser representative, ~~\$55.00~~ \$80.00 when filing a renewal of registration as an investment adviser representative, and ~~\$55.00~~ \$80.00 when filing a change of registration as an investment adviser representative. If the filing results in a denial or withdrawal, the Commissioner shall retain the fee.

(e) A federal covered investment adviser required to file a notice under section 5405 of this title shall pay an initial fee of ~~\$250.00~~ \$300.00 and an annual notice fee of ~~\$250.00~~ \$300.00. To the extent required to be included in documents filed with the Securities and Exchange Commission, such notice filing shall include information on the branch offices of a federal covered investment adviser who transacts business in this State from any place of business located within this State, accompanied by a notice filing fee of ~~\$100.00~~ \$120.00 per branch office in Vermont. A notice filing may be terminated by filing notice of such termination with the Commissioner. If a notice filing results in a denial or withdrawal, the Commissioner shall retain the fee.

* * *

Seventh: After Sec. 40, 7 V.S.A. § 1002, by striking out the reader assistance and Sec. 41, 7 V.S.A. § 1013, in their entirety, and inserting in lieu thereof the following: Sec. 41. [Deleted.]

Eighth: After Sec. 34, 32 V.S.A. § 602, by inserting a reader assistance and Secs. 34a through 34c to read as follows:

* * * EB-5; Regulation; Oversight; Fees * * *

Sec. 34a. 10 V.S.A. § 20 is added to read:

§ 20. EB-5 PROGRAM; REGULATION; OVERSIGHT

(a) The U.S. Department of Homeland Security's U.S. Citizenship and Immigrations Services (USCIS) administers the EB-5 Program, a federal program designed to stimulate the U.S. economy through job creation and capital investment by foreign investors. The Vermont EB-5 Regional Center is a USCIS-designated regional center. The Center is managed by the Agency of Commerce and Community Development in partnership with the Department of Financial Regulation.

(b) The Agency of Commerce and Community Development has the personnel and resources to market and promote economic opportunities in Vermont, whereas the Department of Financial Regulation has the personnel and resources to supervise financial services and products offered in Vermont in a manner that advances fair business practices and protects the investing public. It is imperative that management of the EB-5 Program reflect the existing expertise of both these State entities.

(c) The Secretary of Commerce and Community Development and the Commissioner of Financial Regulation shall separately adopt rules pertaining to the administration and oversight of the EB-5 Program. The rules shall be consistent with federal regulations and requirements as well as with the statutory expertise of the Department and Agency.

(d) The rules adopted under this section shall be modeled after the Memorandum of Understanding between the Agency of Commerce and Community Development and the Department of Financial Regulation, dated December 22, 2014, which pertains to the duties and responsibilities of the Agency and the Department with respect to the EB-5 Program. As such, the rules shall include provisions related to:

- (1) communication with and reporting to the USCIS;
- (2) marketing activities;
- (3) required provisions pertaining to private placement memoranda;
- (4) securities analysis and standards for project approval;
- (5) ongoing oversight and compliance of approved projects, including annual audits;

(6) the establishment of escrow accounts for capital investments and third-party oversight of requisitions, if deemed appropriate by the Commissioner and Secretary;

(7) investor relations and a formal complaint protocol;

(8) standards for revoking approval of a project;

(9) penalties for failure to comply with rules adopted under this section;

(10) communication between the Agency and the Department, as well as with media outlets and with other regulatory or law enforcement entities;

(11) fees and costs of the Regional Center, consistent with subsection 21(c) of this title; and

(12) any other matter the Commissioner and the Secretary determine will strengthen the oversight and management of the EB-5 Program and prevent fraudulent activities.

(e) The rules adopted under this section shall explicitly state that any interest obtained through a capital investment in the EB-5 Program is a "security" as defined in 9 V.S.A. § 5102(28) and as such is subject to regulation by the Commissioner of Financial Regulation under the Vermont Uniform Securities Act, 9 V.S.A. chapter 150.

Sec. 34b. 10 V.S.A. § 21 is amended to read:

§ 21. EB-5 SPECIAL FUND

(a) ~~An EB-5 Special Fund is created for the operation of the State of to support the operating costs of the Vermont Regional Center for Immigrant Investment under the federal EB-5 Program. The Fund shall consist of revenues derived from administrative charges by the Agency of Commerce and Community Development pursuant to subsection (c) of this section, any interest earned by the Fund, and all sums which are from time to time appropriated for the support of the Regional Center and its operations. It is the intent of the General Assembly, however, that the collection of charges authorized by this section will obviate the need for legislative appropriations to support Regional Center expenses.~~

(b)(1) The receipt and expenditure of monies from the Special Fund shall be under the supervision of the Secretary of Commerce and Community Development.

(2) The Secretary of Commerce and Community Development shall maintain accurate and complete records of all receipts and expenditures by and from the Fund, and shall make an annual report on the condition of the Fund to the Secretary of Administration, the House Committees on Commerce and

Economic Development and on Ways and Means, and the Senate Committees on Finance and on Economic Development, Housing and General Affairs.

(3) Expenditures from the Fund shall be used only to ~~administer the EB-5 Program~~ support the operating expenses of the Regional Center, including the costs of providing specialized services to support participating economic development projects, marketing and related travel expenses, application review and examination expenses, and personnel expenses incurred by the Agency of Commerce and Community Development and the Department of Financial Regulation. At the end of each fiscal year, the Secretary of Administration shall transfer from the EB-5 Special Fund to the General Fund any amount that the Secretary of Administration determines, in his or her discretion, exceeds the funds necessary to administer the Program.

(c) Notwithstanding 32 V.S.A. § 603, the Secretary of Commerce and Community Development, with input from the Commissioner of Financial Regulation, is authorized to impose an administrative charge for the costs of administering the Regional Center and providing specialized services in support of participating economic development projects charges on project developers to achieve the Fund's purpose. The charges shall include a one-time application fee as well as an annual assessment apportioned among approved projects in a fair and equitable manner as specified in rules adopted under section 20 of this title. In addition, the rules shall require that an applicant or approved project developer, as applicable, is liable for any additional expenses incurred with respect to the retention of outside legal, financial, examination or other services or studies deemed necessary by the Secretary or the Commissioner to assist with application or project review. The collection of some or all charges authorized under this section may be suspended for a period of time as deemed appropriate by the Secretary for good cause shown. Any charges imposed under this section shall be included in the consolidated Executive Branch fee report required under 32 V.S.A. § 605.

Sec. 34c. EB-5 PROJECT DEVELOPER; COLLECTION OF PAST-DUE FEES

On or before July 1, 2016, the Secretary of Commerce and Community Development shall make every reasonable effort to proceed with the invoicing and collection of charges authorized under 10 V.S.A. § 21, including any invoicing and collection of charges previously suspended by the Secretary. The charges shall be collected in a manner that does not diminish the value of a foreign investor's interest acquired through a capital investment in an EB-5 project.

Ninth: After Sec. 44, by striking out the reader assistance in its entirety and inserting a new reader assistance to read as follows:

* * * Environmental Conservation; Stormwater Discharge Permits;
Concentrated Animal Feeding Operations * * *

Tenth: In Sec. 45, 3 V.S.A. § 2822(j), after subdivision (2), by striking out the following: “* * *” and inserting in lieu thereof the following:

(A) Application review fee.

* * *

(iv) Indirect discharge or
underground injection control,
excluding stormwater discharges.

(I) Indirect discharge, sewage.

| | |
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| (aa) Individual permit: original application; amendment for increased flows; amendment for modification or replacement of system. | \$1,755.00 plus \$0.08 per gallon of design capacity above 6,500 gpd. |
|--|---|

(II) Indirect discharge, nonsewage.

| | |
|--|--|
| (aa) <u>Individual permit:</u> <u>original application;</u> <u>amendment for increased flows;</u> <u>amendment for modification</u> <u>or replacement of system.</u> | <u>\$0.06 per gallon</u> <u>of design capacity;</u> <u>minimum \$400.00.</u> |
|--|--|

(III) Underground injection; ~~original~~ individual permit;
amendment for increased flows; amendment for modification
or replacement of system.

| | |
|--|--|
| (aa) For applications where the discharge meets groundwater enforcement standards at the point of discharge: | \$500.00 and \$0.10 for each gallon per day over 2,000 gallons per day. |
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| (bb) For applications where the discharge meets groundwater enforcement standards at the point of compliance: | \$1,500.00 and \$0.20 for each gallon per day over 2,000 gallons per day. |
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Eleventh: After Sec. 47, 16 V.S.A. § 1694, by inserting a reader assistance and a Sec. 47a to read as follows:

* * * State Lottery Commission; Fantasy Sports Contests; Operators * * *

Sec. 47a. 9 V.S.A. § 4189 is added to read:

§ 4189. ANNUAL ASSESSMENT

(a) A fantasy sports operator shall pay two percent of its annual net revenue to the State Lottery Commission for deposit in the State Lottery Fund established in 31 V.S.A. § 658. These funds shall be reserved for programs addressing addiction in Vermont.

(b) As used in this section, “annual net revenue” means the total amount of consideration received in the prior year by a fantasy sports operator from fantasy sports players in Vermont, less the amount of cash prizes, awards, or cash equivalents that the fantasy sports operator paid in the prior year to fantasy sports players in Vermont. The amount of the annual net revenue shall be determined by the annual independent audit carried out pursuant to 9 V.S.A. § 4186(c).

Twelfth: In Sec. 48, Effective Dates, by striking out subsections (b) and (c) in their entirety and inserting in lieu thereof the following:

(b) Notwithstanding 1 V.S.A. § 214, in Sec. 45 (stormwater discharge permits), in 3 V.S.A. § 2822(j), subdivision (2)(A) shall take effect retroactively on July 1, 2015.

(c) This section shall take effect on passage.

(d) The remaining sections shall take effect on July 1, 2016.

And that the bill ought to pass in concurrence with such proposals of amendment.

Thereupon, the bill was read the second time by title only pursuant to Rule 43, the proposals of amendment were collectively agreed to, and third reading of the bill was ordered.

Proposal of Amendment; Third Reading Ordered

H. 873.

Senator Ashe, for the Committee on Finance, to which was referred House bill entitled:

An act relating to making miscellaneous tax changes.

Reported recommending that the Senate propose to the House to amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following:

* * * Tax Administration * * *

Sec. 1. 32 V.S.A. § 3102(e) is amended to read:

(e) The Commissioner may, in his or her discretion and subject to such conditions and requirements as he or she may provide, including any confidentiality requirements of the Internal Revenue Service, disclose a return or return information:

* * *

(3) To any officer, employee, or agent of any other state or Vermont municipality that administers its own local option sales tax or meals and rooms tax or gross receipts tax under its charter, provided that the information will be used by that state or municipality for tax administration and that state or municipality grants substantially similar disclosure privileges to this State and provides for the secrecy of records in terms substantially similar to those provided by this section.

* * *

(17) To the Department of Financial Regulation, if such return or return information relates to the tax on premiums of captive insurance companies contained in 8 V.S.A. chapter 141.

(18) To the Vermont Student Assistance Corporation if such return or return information is necessary to verify eligibility for the matching allocation required by 16 V.S.A. § 2880d(c).

Sec. 2. 32 V.S.A. § 3208 is amended to read:

§ 3208. ADMINISTRATIVE GARNISHMENT

(a) Notwithstanding other statutes which provide for levy or execution, trustee process, or attachment, the Commissioner may garnish a taxpayer's earnings pursuant to this section to satisfy amounts collectible by the Commissioner under this title, subject to the exemptions provided in 12 V.S.A. § 3170(a) and (b)(1).

* * *

(e) If, after 15 days, the taxpayer has not petitioned for a hearing, a notice of garnishment shall direct an employer to transmit a specified portion of the taxpayer's disposable earnings to the Commissioner from each periodic payment that is due to the taxpayer until the taxpayer's obligation is paid in full. The notice shall identify the taxpayer by Social Security number. An employer is immune from any liability due to compliance with the Commissioner's notice of garnishment.

* * * Use Value Appraisals * * *

Sec. 3. 32 V.S.A. § 3754(b) is amended to read:

(b) Annually ~~in August~~ on or before October 15, the Board shall hold a public hearing and such other hearings as they deem necessary to receive public testimony on the criteria and values for use value appraisals in the coming tax year and on the administration of this subchapter.

Sec. 4. 32 V.S.A. § 3755 is amended to read:

§ 3755. ELIGIBILITY FOR USE VALUE APPRAISALS

* * *

(f) On or before September 1 of each year, the owner of agricultural land or buildings enrolled in the use value program as agricultural land or buildings shall certify in writing under oath to the Commissioner that the agricultural land or buildings enrolled by that owner continue to meet the requirements for enrollment in the use value program at the time of the certification. The form of the certification shall be made on a form specified by the Director of Property Valuation and Review.

Sec. 5. 32 V.S.A. § 3757(d) is amended to read:

(d) The land use change tax shall be due and payable by the owner 30 days after the tax notice is mailed to the taxpayer. The tax shall be paid to the Commissioner who shall remit to the municipality the lesser of one-half the tax paid or \$2,000.00. The Director shall deposit three-quarters of the remainder of the tax paid in the Education Fund, and one-quarter of the remainder of the tax paid in the General Fund. The Commissioner shall issue a form to the assessing officials which shall provide for a description of the land developed, the amount of tax payable, and the fair market value of the land at the time of development or withdrawal from use value appraisal. The owner shall fill out the form and shall sign it under the penalty of perjury. After receipt of ~~payment~~ the completed and signed form, the Commissioner shall furnish the owner with one copy, shall retain one copy, and shall forward one copy to the local assessing officials, one copy to the register of deeds of the municipality in which the land is located, and one copy to the Secretary of Agriculture, Food and Markets if the land is agricultural land and in all other cases to the Commissioner of Forests, Parks and Recreation.

* * * Property Tax * * *

Sec. 6. 32 V.S.A. § 4041a is amended to read:

§ 4041a. REAPPRAISAL

(a) A municipality shall be paid \$8.50 per grand list parcel per year, from the equalization and reappraisal account within the education fund to be used

only for reappraisal and costs related to reappraisal of its grand list properties and for maintenance of the grand list. ~~Additionally, a municipality shall be paid \$3.65 per grand list parcel for the first 100 parcels \$0.20 for each of the next 100 parcels, and \$0.01 for each parcel in excess of 200 from the equalization and reappraisal account within the education fund, to be used only for costs to acquire assessment education provided under section 3436 of this title.~~

(b) If the Director of Property Valuation and Review determines that a municipality's education grand list is at a common level of appraisal below 80 percent or has a coefficient of dispersion greater than 20, the municipality shall reappraise its education grand list properties. If the Director orders a reappraisal, the Director shall send the municipality written notice of the decision. The municipality shall be given 30 days to contest the finding under procedural rules adopted by the Director, to develop a compliance plan, or both. If the Director accepts a proposed compliance plan submitted by the municipality, the Director shall not order commencement of the reappraisal until the municipality has had one year to carry out that plan.

(c) If a municipality fails to submit an acceptable plan or fails to carry out the plan, pursuant to subsection (b) of this section, the State shall withhold the education, transportation, and other funds from the municipality until the Director certifies that the town has carried out that plan.

(d) A sum not to exceed \$100,000.00 each year shall be paid from the equalization and reappraisal account within the Education Fund to the Division of Property Valuation and Review for the purpose of providing assessment education for municipal assessing officials. The Director is authorized to establish guidelines and requirements for education programs to be provided using the funds described in this section. Education programs provided using funds described in this section shall be provided at no cost or minimal cost to the municipal assessing officials. In addition to providing the annual education programs as described in this section, up to 20 percent of the amount available for education programs may be reserved as a scholarship fund to permit municipal assessing officials to attend national programs providing education opportunities on advanced assessment topics. All applications for scholarships shall be submitted to and approved by the Director.

~~(d)~~(e) The Director shall adopt rules necessary for administration of this section.

Sec. 7. 32 V.S.A. § 4465 is amended to read:

§ 4465. APPOINTMENT OF PROPERTY ~~TAX~~ VALUATION HEARING OFFICER; OATH; PAY

* * *

Sec. 8. 32 V.S.A. § 4467 is amended to read:

§ 4467. DETERMINATION OF APPEAL

Upon appeal to the Director or the Court, the hearing officer or Court shall proceed de novo and determine the correct valuation of the property as promptly as practicable and to determine a homestead and a housesite value if a homestead has been declared with respect to the property for the year in which the appeal is taken. The hearing officer or Court shall take into account the requirements of law as to valuation, and the provisions of Chapter I, Article 9 of the Constitution of Vermont and the 14th Amendment to the Constitution of the United States. If the hearing officer or Court finds that the listed value of the property subject to appeal does not correspond to the listed value of comparable properties within the town, the hearing officer or Court shall set said property in the list at a corresponding value. The findings and determinations of the hearing officer shall be made in writing and shall be available to the appellant. If the appeal is taken to the Director, the hearing officer ~~shall~~ may inspect the property prior to making a determination, unless one of the parties requests an inspection, in which case the hearing officer shall inspect the property prior to making a determination. Within 10 days of the appeal being filed with the Director, the Director shall notify the property owner in writing of his or her option to request an inspection under this section.

Sec. 9. TAX INCREMENT FINANCING DISTRICT AUDITS

Notwithstanding 32 V.S.A. § 5404a(1)(2), the first audit of the Milton Town Core Tax Financing District conducted by the State Auditor of Accounts shall be delayed one year to allow for completion of the first annual municipal audit that includes procedures required by 24 V.S.A. § 1901(3)(A).

Sec. 9a. 2013 Acts and Resolves No. 80, Sec. 18 is amended to read:

Sec. 18. BURLINGTON WATERFRONT TIF

(a) The authority of the City of Burlington to incur indebtedness for its waterfront tax increment financing district is hereby extended for five years beginning January 1, 2015; provided, however, that the City is authorized to extend the period to incur indebtedness for 6.5 years beginning on January 1, 2015 for three properties located within the waterfront tax increment financing district at 49 Church Street and 75 Cherry Street, as designated on the City's

Tax Parcel Maps as the following:

(1) Parcel ID# 044-4-004-000;

(2) Parcel ID# 044-4-004-001;

(3) Parcel ID# 044-4-033-000.

(b) This extension does not extend any period that municipal or education tax increment may be retained. Notwithstanding any other provision of law, the City of Burlington may extend the period to retain municipal and education tax increment for the parcels described in subdivisions (a)(1), (2), and (3) of this section until June 30, 2035. The City shall not extend the period to retain municipal or education tax increment for any other properties within the waterfront tax increment financing district.

(c) The extension of the period to incur indebtedness for the specific parcels in subdivision (a)(1)–(3) of this section is subject to the City of Burlington’s submission to the Vermont Economic Progress Council of an executed construction contract with a completion guarantee by the owner of the parcels evidencing commitment to construct not less than \$50 million of private development on the parcels.

Sec. 10. 1892 Acts and Resolves No. 213, Secs. 5 and 6, as amended by 1906 Acts and Resolves No. 357, Sec. 1, and as amended by 2008 Acts and Resolves No. 190, Sec. 46 is further amended to read:

Sec. 5. ~~Said corporation~~ The Corporation shall have power to purchase and receive for the charitable purposes herein indicated, by gift, bequest, devise or otherwise, real and personal property, and the same to hold, for such purposes only, and to sell and convey the same or any part thereof when expedient in the judgment of the Directors. No more than ~~fifty thousand dollars~~ \$50,000.00 in value of the property of ~~said corporation~~ the Corporation which is used directly as a nonprofit elder residential care home shall be exempt from municipal property taxation, and up to \$500,000.00 of the same property shall be exempt from education property taxation, ~~and such property;~~ provided that the property, to be so exempt from taxation under this section, shall be located in Brattleboro.

Sec. 6. ~~Said~~ The Corporation, in the investment of its funds, shall be governed by the laws relative to ~~Savings Banks~~ savings banks in this state State. ~~Neither said Corporation, nor any corporator, officer, or employee, shall have power to create a debt against the Corporations except for current expenses.~~

* * * Income Tax * * *

Sec. 11. 32 V.S.A. § 5824 is amended to read:

§ 5824. ADOPTION OF FEDERAL INCOME TAX LAWS

The statutes of the United States relating to the federal income tax, as in effect for taxable year ~~2014~~ 2015, but without regard to federal income tax rates under 26 U.S.C. § 1, are hereby adopted for the purpose of computing the tax liability under this chapter.

Sec. 12. 32 V.S.A. § 5842 is amended to read:

§ 5842. RETURN AND PAYMENT OF WITHHELD TAXES

(a) Every person required to deduct and withhold any amount under section 5841 of this title shall make return thereof and shall pay over that amount to the Commissioner as follows:

(1) In quarterly payments to be made not later than 25 days following the last day of March, June, September, and December if the person ~~reasonably estimates that the amount to be deducted and withheld during that quarter will not exceed \$2,500.00; or~~ is required to make quarterly or annual payments of federal withholding pursuant to the Internal Revenue Code.

(2) In semiweekly payments, if the person is required to make semiweekly payments of federal withholding pursuant to the Internal Revenue Code. Semiweekly shall mean payment of tax withheld for pay dates on Wednesday, Thursday, or Friday is due by the following Wednesday, and tax withheld for pay dates on Saturday, Sunday, Monday, or Tuesday is due by the following Friday.

(3) In monthly payments to be made not later than the 25th (23rd of February) day following the close of the calendar month during which the amount was withheld, if subdivisions (1) and (2) of this subsection do not apply.

(b) The Commissioner shall prescribe the method of payment of tax and may, without limitation, require electronic funds transfer or payment to a bank depository. The Commissioner may, in writing, permit or require returns to be made covering other periods and upon such dates as the Commissioner may specify and require payments of tax liability at such intervals and based upon such classifications as the Commissioner may designate:

(1) to conform to federal withholding law as the Commissioner deems appropriate;

(2) in cases in which less frequent reporting is determined by the Commissioner to be sufficient; and

(3) in cases in which the Commissioner determines that the taxpayer's repeated failure to file or pay tax makes more frequent reporting necessary to insure the prompt and orderly collection of the tax.

(c) In addition to the returns required to be filed and payments required to be made under subsection (a) of this section, every person required to deduct and withhold any tax under section 5841 of this title shall file an annual return covering the aggregate amount deducted and withheld during the entire preceding year, ~~not later than February 28~~ on or before January 31 of each year. At the time of filing that return, the person shall pay over to the Commissioner any amount deducted and withheld during the preceding calendar year and not previously paid. The person shall, further, make such annual report to payees and to the Commissioner of amounts paid and withheld as the Commissioner by regulation shall prescribe.

(d) Notwithstanding section 5867 of this title, the Commissioner may, in his or her discretion, prescribe that one or more or all of the returns required by subsection (a) of this section are not required to be signed or verified by the taxpayer. The Commissioner may require businesses and payroll service providers to file information under this section by electronic means.

Sec. 13. REPEAL

32 V.S.A. § 5912 (characterization of income) is repealed.

Sec. 14. 32 V.S.A. § 5915 is amended to read:

§ 5915. MINIMUM TAX

An S corporation which is subject to the provisions of section 5914 of this title shall pay an annual tax of \$250.00 to the Commissioner of Taxes on or before the due date prescribed for the filing of ~~C corporation returns under section 5862 of this title~~ S corporation returns under subsection 6072(b) of the Internal Revenue Code.

* * * Solid Waste Tax * * *

Sec. 15. 32 V.S.A. § 5954(a) is amended to read:

(a) Every person required to pay this tax shall on or before the 30th day of the month following each calendar quarter, file a return with the Commissioner of Taxes and pay the amount of tax due. The Commissioner may require a return to be filed for quarters in which no tax is due.

* * * Homestead Property Tax Adjustment * * *

Sec. 16. 32 V.S.A. § 6061(13) is amended to read:

(13) "Homestead" means a homestead as defined under subdivision 5401(7), but not under subdivision 5401(7)(G), of this title and declared on or before ~~September 1~~ October 15 in accordance with section 5410 of this title.

Sec. 17. 32 V.S.A. § 6069 is amended to read:

§ 6069. LANDLORD CERTIFICATE

(a) ~~By~~ On or before January 31 of each year, the owner of land rented as a portion of a homestead in the prior calendar year shall furnish a certificate of rent to the Department of Taxes and to each claimant who owned a portion of the homestead and rented that land as a portion of a homestead in the prior calendar year. The certificate shall indicate the proportion of total property tax on that parcel which was assessed for municipal property tax, for local share property tax, and for statewide property tax.

(b) The owner of each rental property consisting of more than one rented homestead shall, ~~not later than~~ on or before January 31 of each year, furnish a certificate of rent to the Department of Taxes and to each person who rented a homestead from the owner at any time during the preceding calendar year. All other owners of rented homestead units shall furnish such certificate upon request of the renter. If a renter moves prior to December 31, the owner may either provide the certificate to the renter at the time of moving or mail the certificate to the forwarding address if one has been provided by the renter or in the absence of a forwarding address, to the last known address.

(c) A certificate under this section shall be in a form prescribed by the Commissioner and shall include the name of the renter, the address and any property tax parcel identification number of the homestead, notice of the requirements for eligibility for the property tax adjustment provided by this chapter, and any additional information which the Commissioner determines is appropriate.

(d)(1) An owner who knowingly fails to furnish a certificate to the Department or a renter as required by this section shall be liable to the Commissioner for a penalty of \$200.00 for each failure to act. An owner shall be liable to the Commissioner for a penalty equal to the greater of \$200.00 or the excess amount reported who:

(A) willfully furnishes a certificate that reports total allocable rent in excess of the actual amount paid; or

(B) reports a total amount of allocable rent that exceeds by 10 percent or more the actual amount paid.

(2) Penalties under this subsection shall be assessed and collected in the manner provided in chapter 151 for the assessment and collection of the income tax.

(e) Failure to receive a rent certificate shall not disqualify a renter from the benefits provided by this chapter.

* * * Corporation Taxes * * *

Sec. 18. 32 V.S.A. § 8146 is amended to read:

§ 8146. ADDITIONAL TAX; REFUNDS

When the Commissioner finds that owing to the incorrectness of a return or any other cause, a tax paid pursuant to this chapter is too small, he or she shall assess an additional tax sufficient to cover the deficit and shall forthwith notify the parties so assessed. The administrative provisions of chapters 103 and 151 of this title shall apply to assessments and refund claims under this chapter, including those provisions governing interest and penalty in section 3202 of chapter 103, appeals, and collection of assessments.

Sec. 19. 32 V.S.A. § 8557(a) is amended to read:

(a) Sums for the expenses of the operation of training facilities and curriculum of the Vermont Fire Service Training Council not to exceed ~~\$950,000.00~~ \$1,200,000.00 per year shall be paid to the Fire Safety Special Fund created by 20 V.S.A. § 3157 by insurance companies, including surplus lines companies, writing fire, homeowners multiple peril, allied lines, farm owners multiple peril, commercial multiple peril (fire and allied lines), private passenger and commercial auto, and inland marine policies on property and persons situated within the State of Vermont within 30 days after notice from the Commissioner of Financial Regulation of such estimated expenses. Captive companies shall be excluded from the effect of this section. The Commissioner shall annually, on or before July 1, apportion such charges among all such companies and shall assess them for the same on a fair and reasonable basis as a percentage of their gross direct written premiums on such insurance written during the second prior calendar year on property situated in the State. An amount not less than \$100,000.00 shall be specifically allocated to the provision of what are now or formerly referred to as Level I, units I, II, and III (basic) courses for entry level firefighters. An amount not less than \$150,000.00 shall be specifically allocated to the Emergency Medical Services Special Fund established under 18 V.S.A. § 908 for the provision of training programs for emergency medical technicians, advanced emergency medical technicians, and paramedics. The Department of Health shall present a plan to the Joint Fiscal Committee which shall review the plan prior to release of any funds.

* * * Meals and Rooms Tax * * *

Sec. 20. 32 V.S.A. § 9202(15) is amended to read:

(15) "Restaurant" means:

(A) An establishment from which food or beverage of the type for immediate consumption is sold or for which a charge is made, including a cafe,

cafeteria, dining room, diner, lunch counter, snack bar, private or social club, bar, tavern, street vendor, or person engaged in the business of catering.

(B) An establishment 80 percent or more of whose total sales of food and beverage in the previous taxable year were, or in the first taxable year are reasonably projected to be, of alcoholic beverages, food, and beverage that are taxable under subdivision (10)(C) of this section, and food and beverage that are taxable under subdivision (10)(B) and are not exempt under subdivision (10)(D) of this section.

(C) "Restaurant" shall not include a snack bar on the premises of a retail grocery or "convenience" store.

~~(D) A vending machine is not a restaurant, but food or beverage that is sold from a vending machine shall be deemed to be sold by a "restaurant" if the vending machine is located on the premises of a restaurant.~~

Sec. 21. PRIVATE SHORT-TERM RENTALS

Given the growth in private short-term rentals in the State, the Department of Taxes shall pursue negotiations to enter into a contract for the collection and remittance of the rooms and meals tax under 32 V.S.A. chapter 225 with persons who provide an Internet platform for the short-term rental of property for occupancy. The Department of Taxes shall report to the Senate Committee on Finance and the House Committee on Ways and Means on or before January 15, 2017 on the status of any contracts signed under this section.

Sec. 21a. 32 V.S.A. § 9248 is added to read:

§ 9248. INFORMATIONAL REPORTING

The Department of Taxes shall collect information on operators from persons providing an Internet platform for the short-term rental of property for occupancy in this State. The information collected shall include any information the Commissioner shall require, and the name, address, and terms of the rental transactions of persons acting as operators through the Internet platform. The failure to provide information as required under this section shall subject the person operating the Internet platform to a fine of \$5.00 for each instance of failure. The Commissioner is authorized to adopt rules and procedures to implement this section.

* * * Sales and Use Tax – Contractors * * *

Sec. 22. 32 V.S.A. § 9701 is amended to read:

§ 9701. DEFINITIONS

* * *

(5) “Retail sale” or “sold at retail” means any sale, lease, or rental for any purpose other than for resale, sublease, or subrent, including sales to contractors, subcontractors, or repair persons of materials and supplies for use by them in erecting structures or otherwise improving, altering, or repairing real property. A manufacturer or retailer shall be treated as a contractor when purchasing material and supplies for use by them in erecting structures or otherwise improving, altering, or repairing real property unless an election is made under section 9711 of this title.

* * *

Sec. 23. 32 V.S.A. § 9711 is added to read:

§ 9711. ELECTION BY MANUFACTURER OR RETAILER

(a) As used in this section:

(1) “Manufacturer” is any person that is primarily engaged in the business of manufacturing tangible personal property for sale.

(2) “Retailer” is any person that is primarily engaged in the business of making retail sales of tangible personal property.

(b) A manufacturer or retailer that purchases material and supplies for use by them in erecting structures or otherwise improving, altering, or repairing real property shall be permitted to make an election that it will be treated as a retailer on the purchase of those materials and supplies and such purchase will not be considered a retail sale under subdivision 9701(5) of this title.

(c) A manufacturer or retailer making an election under subsection (b) of this section shall charge sales tax to its customer on its materials and supplies or, in the case of a manufacturer, the finished manufactured products, when it uses those materials, supplies, or finished manufactured products in erecting structures or otherwise improving, altering, or repairing real property. The sales price for the purposes of calculating sales tax on materials, supplies, or finished manufactured products shall not be less than the manufacturer’s or retailer’s best customer price. The tax charged shall be separately stated on any invoice or receipt.

(d) An election made under subsection (b) of this section shall be binding on a manufacturer or retailer for a minimum of five years and shall remain in effect until the manufacturer or retailer files a withdrawal of election. No manufacturer or retailer shall be entitled to a refund on the basis of a withdrawal of an election.

(e) The provisions of this section shall not excuse any person from the obligation to collect tax on retail sales of tangible personal property not used in erecting structures or otherwise improving, altering, or repairing real property

or from the obligation to pay sales tax or remit the use tax on tools, services, and other materials that are not used in erecting structures or otherwise improving, altering, or repairing real property.

(f) An election made under subsection (b) of this section shall be made on a form prescribed by the Commissioner and filed with the Department of Taxes at least 30 days prior to such election taking effect.

Sec. 24. 32 V.S.A. § 9771 is amended to read:

§ 9771. IMPOSITION OF SALES TAX

Except as otherwise provided in this chapter, there is imposed a tax on retail sales in this State. The tax shall be paid at the rate of six percent of the sales price charged for but in no case shall any one transaction be taxed under more than one of the following:

~~(1) tangible personal property, including property used to improve, alter, or repair the real property of others by a manufacturer or any person who is primarily engaged in the business of making retail sales of tangible personal property;~~

* * *

* * * Sales and Use Tax – Out-of-State Vendors * * *

Sec. 25. 32 V.S.A. § 9701(54) is added to read:

(54) “Noncollecting vendor” means a vendor that sells tangible personal property or services to purchasers who are not exempt from the sales tax under this chapter, but that does not collect the Vermont sales tax.

Sec. 26. 32 V.S.A. § 9712 is added to read:

§ 9712. NOTICE REQUIREMENTS FOR NONCOLLECTING VENDORS

(a) Each noncollecting vendor making sales into Vermont shall notify Vermont purchasers that sales or use tax is due on nonexempt purchases made from the noncollecting vendor and that the State of Vermont requires the purchaser to pay the tax due on his or her tax return. Failure to provide the notice required by this subsection shall subject the noncollecting vendor to a penalty of \$5.00 for each such failure, unless the noncollecting vendor shows reasonable cause for such failure.

(b) Each noncollecting vendor shall send notification to all Vermont purchasers on or before January 31 of each year showing the total amount paid by the purchaser for Vermont purchases made from the noncollecting vendor in the previous calendar year. The notice requirement in this subsection only applies to Vermont purchasers who have made \$500.00 or more of purchases from the noncollecting vendor in the previous calendar year. The notice shall

include any information required by the Commissioner by rule. The notification shall state that the State of Vermont requires a sales or use tax return to be filed and sales or use tax paid on nonexempt purchases made by the purchaser from the noncollecting vendor. The notification required by this subsection shall be sent separately to all Vermont purchasers by first-class mail or electronic mail and shall not be included with any other shipments. The notification shall include the words "Important Tax Document Enclosed" on the exterior of the mailing. The notification shall include the name of the noncollecting vendor. Failure to send the notification required by this subsection shall subject the noncollecting vendor to a penalty of \$10.00 for each such failure, unless the noncollecting vendor shows reasonable cause for such failure.

(c) Each noncollecting vendor shall file an annual statement for each purchaser with the Department of Taxes, on forms required by the Commissioner, showing the total amount paid for Vermont purchases by that purchaser during the preceding calendar year or any portion thereof, and this annual statement shall be filed on or before March 1 of each year. The notice requirements of this subsection only apply to noncollecting vendors who make \$100,000.00 or more of sales into Vermont in the previous calendar year. Failure to file the annual statement required by this subsection shall subject the noncollecting vendor to a penalty of \$10.00 for each purchaser that should have been included in the annual statement, unless the noncollecting vendor shows reasonable cause for such failure.

(d) The Commissioner is authorized to adopt rules or procedures, or to create forms, necessary to implement this section. Penalties imposed under this section shall be subject to the same administrative and appeal provisions of this chapter as if imposed under section 3202 of this title.

Sec. 27. 32 V.S.A. § 9701(9)(F) is amended to read:

~~(F) A person making sales of tangible personal property from outside this State to a destination within this State and not maintaining a place of business in this State who engages in regular, systematic, or seasonal solicitation of sales of tangible personal property in this State:~~

~~(i) by the display of advertisements in this State;~~

~~(ii) by the distribution of catalogs, periodicals, advertising flyers, or other advertising by means of print, radio, or television media; or~~

~~(iii) by mail, telegraphy, telephone, computer database, cable, optic, microwave, or other communication systems, for the purpose of effecting sales of tangible personal property; provided such person has made sales from outside this State to destinations within this State of at least~~

~~§50,000.00 during any 12-month period preceding the monthly or quarterly period with respect to which such person's liability for tax under this chapter is determined.~~

A person making sales of tangible personal property from outside this State to a destination within this State and not maintaining a place of business or other physical presence in this State that:

(i) engages in regular, systematic, or seasonal solicitation of sales of tangible personal property in this State:

(I) by the display of advertisements in this State;

(II) by the distribution of catalogues, periodicals, advertising flyers, or other advertising by means of print, radio, or television media; or

(III) by mail, Internet, telephone, computer database, cable, optic, cellular, or other communication systems, for the purpose of effecting sales of tangible personal property; and

(ii) has either made sales from outside this State to destinations within this State of at least \$100,000.00, or totaling at least 200 individual sales transactions, during any 12-month period preceding the monthly period with respect to which that person's liability for tax under this chapter is determined.

* * * Health Care Provisions* * *

Sec. 28. 18 V.S.A. § 9607 is amended to read:

§ 9607. FUNDING; ~~INTENT~~ ALLOCATION OF EXPENSES

(a) The Office of the Health Care Advocate shall specify in its annual report filed pursuant to this chapter the sums expended by the Office in carrying out its duties, including identifying the specific amount expended for actuarial services.

(b)(1) Expenses incurred by the Office of the Health Care Advocate for services related to the Green Mountain Care Board's and Department of Financial Regulation's regulatory and supervisory duties shall be borne as follows:

(A) 27.5 percent by the State from State monies;

(B) 24.2 percent by the hospitals;

(C) 24.2 percent by nonprofit hospital and medical service corporations licensed under 8 V.S.A. chapter 123 or 125; and

(D) 24.2 percent by health insurance companies licensed under 8 V.S.A. chapter 101.

(2) Expenses under subdivision (1) of this subsection shall be billed to persons licensed under Title 8 based on premiums paid for health care coverage, which for the purposes of this section shall include major medical, comprehensive medical, hospital or surgical coverage, and comprehensive health care services plans, but shall not include long-term care or limited benefits, disability, credit or stop loss, or excess loss insurance coverage.

(3) The Green Mountain Care Board shall administer the bill back authority created in this subsection on behalf of the Agency of Administration in support of the Agency's contract with the Office of the Health Care Advocate pursuant to section 9602 of this title to carry out the duties set forth in this chapter.

(c) It is the intent of the General Assembly that the Office of the Health Care Advocate shall maximize the amount of federal and grant funds available to support the activities of the Office.

Sec. 29. 33 V.S.A. § 1951 is amended to read:

§ 1951. DEFINITIONS

As used in this subchapter:

* * *

(15) "Ambulance agency" means an ambulance agency licensed pursuant to 18 V.S.A. chapter 17.

Sec. 30. 33 V.S.A. § 1959 is added to read:

§ 1959. AMBULANCE AGENCY ASSESSMENT

(a) The annual assessment for each ambulance agency shall be 3.3 percent of the ambulance agency's annual net patient revenues for services delivered to patients in Vermont during the most recent annual fiscal period. The Department shall determine the appropriate fiscal period as necessary to ensure compliance with federal law. Ambulance agencies shall remit the assessment amount to the Department annually on or before March 31, beginning with March 31, 2017.

(b) The Department shall provide written notification of the assessment amount to each ambulance agency. The assessment amount determined shall be considered final unless the agency requests reconsideration. Requests for reconsideration shall be subject to the provisions of section 1958 of this title.

(c) Each ambulance agency shall remit its assessment to the Department according to a schedule adopted by the Commissioner. The Commissioner may permit variations in the schedule of payment as deemed necessary.

(d) Any ambulance agency that fails to make a payment to the Department on or before the specified schedule, or under any schedule of delayed payments established by the Commissioner, shall be assessed not more than \$1,000.00. The Commissioner may waive the late-payment assessment provided in this subsection for good cause shown by the ambulance agency.

Sec. 31. AMBULANCE PROVIDER TAX; INTENT

In establishing a provider tax on ambulance agencies, it is the intent of the General Assembly to increase Medicaid reimbursement rates to these providers while ensuring full compliance with 42 C.F.R. 433.68.

* * *

Sec. 32. 33 V.S.A. § 1955a is amended to read:

§ 1955a. HOME HEALTH AGENCY ASSESSMENT

(a) Beginning on October 1, ~~2014~~ 2016, each home health agency's assessment shall be the greater of 19.30 percent of its net operating revenues from core home health care services, excluding revenues for services provided under Title XVIII of the federal Social Security Act, or two percent of its annual net patient revenue; provided, however, that each home health agency's annual assessment shall be limited to no more than ~~six~~ 4.5 percent of its annual net patient revenue. The amount of the tax shall be determined by the Commissioner based on the home health agency's most recent audited financial statements at the time of submission, a copy of which shall be provided on or before May 1 of each year to the Department. For providers who begin operations as a home health agency after January 1, 2005, the tax shall be assessed as follows:

* * *

Sec. 33. HOME HEALTH AGENCY ASSESSMENT WORKING GROUP; REPORT

(a) The Department of Vermont Health Access shall convene a working group comprising nonprofit and for-profit home health agencies and other interested stakeholders to develop a common understanding, for purposes of the home health agency assessment established in 33 V.S.A. § 1955a, of:

- (1) core home health agency services;
- (2) net operating revenue for core home health agency services;
- (3) net patient revenue; and
- (4) criteria for determining medical necessity.

(b) On or before October 1, 2016, the Department shall provide the results of the working group's meetings and any recommendations for statutory modifications to the Health Reform Oversight Committee, the House Committees on Health Care and on Ways and Means, and the Senate Committees on Health and Welfare and on Finance.

* * * Fuel Gross Receipts Tax * * *

Sec. 34. 32 V.S.A. § 2501(d) is added to read:

(d) The Emergency Board shall adopt an official revenue estimate for the fuel gross receipts tax under section 2503 of this title in the same manner as it does for other revenues under 32 V.S.A. § 305a.

Sec. 35. 33 V.S.A. § 2503 is amended to read:

§ 2503. FUEL GROSS RECEIPTS TAX

(a) There is imposed a gross receipts tax of:

(1) 0.5 0.75 percent on the retail sale of the following types of fuel:

~~(1)(A)~~ heating oil, propane, kerosene, and other dyed diesel fuel delivered to a residence or business;

~~(2) natural gas;~~

~~(3) electricity; and~~

~~(4)(B) coal.~~

(2) There is imposed a gross receipts tax of 0.5 percent on the retail sale of natural gas and electricity.

* * *

~~(d) Fuel sellers, which are regulated "companies" as defined in subsection 30 V.S.A. § 201(a), which provide conservation programs that meet the goals of the Weatherization Program in a manner approved by the Public Service Board, and which enhance the Weatherization Program's capacity to serve low-income households may be eligible for rebates from the fuel gross receipts tax imposed under this section. To establish rebate eligibility, a company shall file with the Public Service Board, on or before August 15 of each year, a request for approval of rebates based on the company's activities during the prior fiscal year. The Public Service Board shall make a determination of the amount of rebate for each applicant on or before January 15 of each year, and such amount shall be rebated by the State Office of Economic Opportunity under the provisions of subsection (f) of this section. The Public Service Board shall authorize rebates equal to the expenditures undertaken by the regulated utilities provided that such expenditures were prudently incurred and~~

~~cost-effective, that they provided weatherization services following a comprehensive energy audit and work plan, except in cases where the fuel seller and weatherization staff jointly conclude that the need for weatherization services can be determined without a comprehensive energy audit, and that they were targeted to households that meet the eligibility criteria for low-income weatherization services as determined by the Office of Economic Opportunity.~~

~~(e) Unregulated fuel sellers providing conservation programs that meet the goals of the Weatherization Program in a manner approved by the State Office of Economic Opportunity and that enhance the weatherization program's capacity to serve low-income households may be eligible for rebates from the fuel gross receipts tax imposed under this section. To establish rebate eligibility, a company shall file with the State Office of Economic Opportunity, on or before August 15 of each year, a request for approval of rebates based on the company's activities during the prior fiscal year. The State Office of Economic Opportunity shall make a determination of the amount of rebate for each applicant on or before January 15 of each year, and that amount shall be rebated by the State Office of Economic Opportunity under the provisions of this subsection. The State Office of Economic Opportunity shall authorize rebates equal to the expenditures undertaken by the unregulated fuel sellers provided that the expenditures were prudently incurred and cost-effective, that they provided weatherization services following a comprehensive energy audit and work plan, except in cases where the fuel seller and weatherization staff jointly conclude that the need for weatherization services can be determined without a comprehensive energy audit, and that they were targeted to households at or below 150 percent of the federally established poverty guidelines.~~

~~(f) On or before August 7 of each year, the Director of the State Office of Economic Opportunity shall set aside a sum of money equaling two and one-half percent of the tax receipts of the fuel gross receipts tax for the preceding fiscal year in an escrow account. The monies in the escrow account are to be used for rebate, as approved under subsections (d) and (e) of this section, of the gross receipts tax established in subsection (a) of this section. Upon approval of rebates, the Director shall pay the approved rebates out of the escrow account. In the event that the approved rebates exceed the amount of money set aside in the escrow account, the Director shall prorate each rebate. Any balance of rebate awards remaining unpaid as a result of proration may be carried forward for payment in a succeeding year. If monies set aside exceed approved rebates, then the balance shall be returned to the Fund. The Director of the State Office of Economic Opportunity shall use the remainder of the tax receipts of the fuel gross receipts tax for the preceding fiscal year to~~

~~assure the provision of weatherization services as described in subsections 2502(a), (b), and (c) of this title.~~

~~(g) No tax under this section shall be imposed for any quarter month ending after June 30, 2016. Monies from the escrow account shall be issued for rebates pursuant to subsection (f) of this section until March 1, 2017 2017.~~

Sec. 36. STUDY ON FUEL GROSS RECEIPTS TAX

The Vermont Department of Taxes, with the assistance of other executive agencies, shall report to the General Assembly on or before November 15, 2016 with a specific proposal to restructure the fuel gross receipts tax from one based on gross receipts to one based on a levy for each unit of fuel source, including draft legislation to implement the proposal. The proposal shall be designed to raise the same amount of revenue as the fuel gross receipts tax did for a three-year average from fiscal years 2013–2015.

Sec. 36a. ANALYSIS OF ADMINISTRATIVE COSTS

The Joint Fiscal Office shall conduct an analysis of the administrative costs associated with seasonal and crisis fuel and weatherization programs for the State of Vermont. The Joint Fiscal Office shall report its findings to the Senate Committees on Finance, Health and Welfare, and Appropriations, and the House Committees on Ways and Means, Human Services, and Appropriations on or before December 15, 2016.

* * * Filing Periods * * *

Sec. 37. 32 V.S.A. § 5836(c) is amended to read:

(c) The tax imposed by this section shall be paid ~~quarterly~~ monthly to the Commissioner ~~not later than~~ on or before the 25th day of ~~the~~ each month following the last day of each quarter of the corporation's taxable year ~~under the federal Internal Revenue Code, for the three months of that quarter~~ for the tax due in the previous month.

Sec. 38. 32 V.S.A. § 8521 is amended to read:

§ 8521. IMPOSITION AND RATE OF TAX

(a) There is hereby assessed, upon each person or corporation owning or operating a telephone line or business within the State, a tax equal to 2.37 percent of net book value as of the preceding December 31 of all personal property of the taxpayer located within the State. The tax shall be paid to the Commissioner in equal ~~quarterly~~ monthly installments ~~no later than~~ on or before the 25th day of ~~the third, sixth, ninth, and 12th month of each taxable year~~ each month of each taxable year.

* * *

(f) When personal property is transferred during the year from a person or corporation subject to a tax imposed by this subchapter to another person or corporation ~~who~~ that operates or will operate a telephone line or business in the State:

(1) for ~~quarters~~ months beginning after the date of transfer, the transferee shall include the net book value of the transferred property as of the date of transfer in the calculation of the tax due under subsection (a) of this section and the transferor shall exclude such value from its calculation of its tax under subsection (a);

(2) for the ~~quarter~~ month during which the transfer occurs, the transferor shall include the net book value of the transferred property as of the preceding December 31 multiplied by the number of days during the ~~quarter~~ month it owned the property and divided by the total number of days in the ~~quarter~~ month and the transferee shall include the net book value of the property as of the date of transfer multiplied by the number of days during the ~~quarter~~ month it owned the property divided by the number of days in the ~~quarter~~ month.

Sec. 39. 33 V.S.A. § 2503(b) is amended to read:

(b) The tax shall be levied upon and collected ~~quarterly~~ monthly from the seller. Fuel sellers may include the following message on their bills to customers:

“The amount of this bill includes a ~~0.5%~~ 0.75% gross receipts tax, enacted in 1990, for support of Vermont’s Low Income Home Weatherization Program.”

* * * Evaluation of Tax Expenditures * * *

Sec. 40. EXPEDITED REVIEW OF CERTAIN TAX EXPENDITURES

The Department of Taxes and the Joint Fiscal Office shall conduct an expedited review of certain tax expenditures as outlined in Appendix C of the report required by 2015 Acts and Resolves No. 33. As used in this section, “expedited review” means an evaluation of a tax expenditure that analyzes the purpose of the tax expenditure, delineates its cost and benefits, and considers whether it still meets its policy goals. The specific tax expenditures receiving expedited review, and the schedule for conducting that review, shall be as follows:

(1) For the tax expenditure report due in January 2017, the tax expenditures related to encouraging economic growth and investment shall be reviewed.

(2) For the tax expenditure report due in January 2019, the tax expenditures related to incentivizing a specific desirable outcome, including

agriculture, and related to excluding charitable and public service organizations from taxation shall be reviewed.

(3) For the tax expenditure report due in January 2021, the tax expenditures related to enhancing community development, including housing and historic revitalization, shall be reviewed.

(4) For the tax expenditure report due in January 2023, the tax expenditures related to promoting income security and encouraging work; exempting the necessities of life, including health care, from taxation; and implementing State tax policy and other priorities shall be reviewed.

* * * Effective Dates * * *

Sec. 41. EFFECTIVE DATES

This act shall take effect on passage, except:

(1) Notwithstanding 1 V.S.A. § 214, Sec. 11 (annual update of income tax link to the IRC) shall take effect retroactively on January 1, 2015 and apply to taxable years beginning on and after January 1, 2015.

(2) Secs. 12 (withholding and W2s), 15 (solid waste tax returns), 22–24 (sales tax contractors), 28–30 (ambulance provider tax), and 35 (fuel gross receipts tax) shall take effect on July 1, 2016.

(3) Sec. 19 (fire service training council) shall take effect for fiscal years 2017 and after.

(4) Secs. 21a (informational reporting) and 25–26 (definition of vendor and out-of-state vendor notification requirements) shall take effect on the earlier of July 1, 2017 or beginning on the first day of the first quarter after a resolution favorable to the State of Colorado in *Direct Marketing Assoc. v. Brohl*, 814 F.3d 1129 (10th Cir. 2016).

(5) Sec. 27 (definition of vendor) shall take effect on the later of July 1, 2017 or beginning on the first day of the first quarter after a controlling court decision or federal legislation abrogates the physical presence requirement of *Quill v. North Dakota*, 504 U.S. 298 (1992).

(6) Secs. 37 (filing period for bank franchise tax), 38 (filing period for telephone company tax) and 39 (filing period for fuel gross receipts tax) shall take effect on January 1, 2017.

And that the bill ought to pass in concurrence with such proposal of amendment.

Thereupon, the bill was read the second time by title only pursuant to Rule 43, the proposal of amendment was agreed to, and third reading of the bill was ordered.

Proposal of Amendment; Third Reading Ordered**H. 875.**

Senator Kitchel, for the Committee on Appropriations, to which was referred House bill entitled:

An act relating to making appropriations for the support of government.

Reported recommending that the Senate propose 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 2017 Appropriations Act.

Sec. A.101 PURPOSE

(a) The purpose of this act is to provide appropriations for the operations of State government during fiscal year 2017. 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, 2016. Agency and department heads are directed to implement staffing and service levels at the beginning of fiscal year 2017 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 2017.

(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, 2017.

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 2017, 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 2017, federal funds available to the State of Vermont and designated as federal in this and other acts of the 2016 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 2017 except for new positions authorized by the 2016 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) as amended by 2015 Acts and Resolves No. 4, Sec. 74, and further amended by Sec. E.100.2 of this act.

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:

| | |
|--|---|
| <u>B.100–B.199 and E.100–E.199</u> | <u>General Government</u> |
| <u>B.200–B.299 and E.200–E.299</u> | <u>Protection to Persons and Property</u> |
| <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 | 2,942,679 |
| Operating expenses | <u>211,182</u> |
| Total | 3,153,861 |
| Source of funds | |
| General fund | 1,290,708 |
| Interdepartmental transfers | <u>1,863,153</u> |
| Total | 3,153,861 |

Sec. B.101 Secretary of administration - finance

| | |
|-----------------------------|-----------|
| Personal services | 1,150,551 |
| Operating expenses | 132,430 |
| Total | 1,282,981 |
| Source of funds | |
| Interdepartmental transfers | 1,282,981 |
| Total | 1,282,981 |

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

| | |
|------------------------|-----------|
| Personal services | 1,109,499 |
| Operating expenses | 232,792 |
| Total | 1,342,291 |
| Source of funds | |
| Internal service funds | 1,342,291 |
| Total | 1,342,291 |

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

| | |
|------------------------|---------|
| Personal services | 304,537 |
| Operating expenses | 62,108 |
| Total | 366,645 |
| Source of funds | |
| Internal service funds | 366,645 |
| Total | 366,645 |

Sec. B.104 Secretary of administration - all other insurance

| | |
|--------------------|--------|
| Personal services | 21,565 |
| Operating expenses | 16,578 |
| Total | 38,143 |

| | |
|---|------------|
| Source of funds | |
| Internal service funds | 38,143 |
| Total | 38,143 |
| Sec. B.105 Information and innovation - communications and information technology | |
| Personal services | 23,273,904 |
| Operating expenses | 16,514,093 |
| Total | 39,787,997 |
| Source of funds | |
| Internal service funds | 39,787,997 |
| Total | 39,787,997 |
| Sec. B.106 Finance and management - budget and management | |
| Personal services | 1,312,845 |
| Operating expenses | 252,190 |
| Total | 1,565,035 |
| Source of funds | |
| General fund | 1,133,838 |
| Interdepartmental transfers | 431,197 |
| Total | 1,565,035 |
| Sec. B.107 Finance and management - financial operations | |
| Personal services | 2,365,616 |
| Operating expenses | 668,947 |
| Total | 3,034,563 |
| Source of funds | |
| Internal service funds | 3,034,563 |
| Total | 3,034,563 |
| Sec. B.108 Human resources - operations | |
| Personal services | 7,186,765 |
| Operating expenses | 937,445 |
| Total | 8,124,210 |
| Source of funds | |
| General fund | 1,823,395 |
| Special funds | 244,912 |
| Internal service funds | 5,518,595 |
| Interdepartmental transfers | 537,308 |
| Total | 8,124,210 |

| | |
|--|------------|
| Sec. B.108.1 Human Resources - VTHR Operations | |
| Personal services | 1,746,553 |
| Operating expenses | 655,960 |
| Total | 2,402,513 |
| Source of funds | |
| Internal service funds | 2,402,513 |
| Total | 2,402,513 |
| Sec. B.109 Human resources - employee benefits & wellness | |
| Personal services | 1,201,356 |
| Operating expenses | 578,585 |
| Total | 1,779,941 |
| Source of funds | |
| Internal service funds | 1,779,941 |
| Total | 1,779,941 |
| Sec. B.110 Libraries | |
| Personal services | 1,785,527 |
| Operating expenses | 1,439,081 |
| Grants | 175,512 |
| Total | 3,400,120 |
| Source of funds | |
| General fund | 2,337,163 |
| Special funds | 104,857 |
| Federal funds | 861,098 |
| Interdepartmental transfers | 97,002 |
| Total | 3,400,120 |
| Sec. B.111 Tax - administration/collection | |
| Personal services | 14,086,964 |
| Operating expenses | 3,775,766 |
| Total | 17,862,730 |
| Source of funds | |
| General fund | 16,349,276 |
| Special funds | 1,370,888 |
| Interdepartmental transfers | 142,566 |
| Total | 17,862,730 |
| Sec. B.112 Buildings and general services - administration | |
| Personal services | 613,649 |
| Operating expenses | 103,560 |
| Total | 717,209 |

| | |
|---|-----------|
| Source of funds | |
| Interdepartmental transfers | 717,209 |
| Total | 717,209 |
| Sec. B.113 Buildings and general services - engineering | |
| Personal services | 2,797,007 |
| Operating expenses | 756,054 |
| Total | 3,553,061 |
| Source of funds | |
| Interdepartmental transfers | 3,553,061 |
| Total | 3,553,061 |
| Sec. B.114 Buildings and general services - information centers | |
| Personal services | 3,460,339 |
| Operating expenses | 1,260,232 |
| Grants | 33,000 |
| Total | 4,753,571 |
| Source of funds | |
| General fund | 677,224 |
| Transportation fund | 4,014,502 |
| Special funds | 61,845 |
| Total | 4,753,571 |
| Sec. B.115 Buildings and general services - purchasing | |
| Personal services | 936,852 |
| Operating expenses | 190,281 |
| Total | 1,127,133 |
| Source of funds | |
| General fund | 1,127,133 |
| Total | 1,127,133 |
| Sec. B.116 Buildings and general services - postal services | |
| Personal services | 715,610 |
| Operating expenses | 114,736 |
| Total | 830,346 |
| Source of funds | |
| General fund | 83,221 |
| Internal service funds | 747,125 |
| Total | 830,346 |
| Sec. B.117 Buildings and general services - copy center | |
| Personal services | 660,219 |
| Operating expenses | 162,809 |

| | |
|---|------------|
| Total | 823,028 |
| Source of funds | |
| Internal service funds | 823,028 |
| Total | 823,028 |
| Sec. B.118 Buildings and general services - fleet management services | |
| Personal services | 663,543 |
| Operating expenses | 222,056 |
| Total | 885,599 |
| Source of funds | |
| Internal service funds | 885,599 |
| Total | 885,599 |
| Sec. B.119 Buildings and general services - federal surplus property | |
| Personal services | 24,386 |
| Operating expenses | 5,771 |
| Total | 30,157 |
| Source of funds | |
| Enterprise funds | 30,157 |
| Total | 30,157 |
| Sec. B.120 Buildings and general services - state surplus property | |
| Personal services | 107,634 |
| Operating expenses | 108,954 |
| Total | 216,588 |
| Source of funds | |
| Internal service funds | 216,588 |
| Total | 216,588 |
| Sec. B.121 Buildings and general services - property management | |
| Personal services | 1,016,964 |
| Operating expenses | 1,131,458 |
| Total | 2,148,422 |
| Source of funds | |
| Internal service funds | 2,148,422 |
| Total | 2,148,422 |
| Sec. B.122 Buildings and general services - fee for space | |
| Personal services | 15,088,221 |
| Operating expenses | 13,420,970 |
| Total | 28,509,191 |

| | |
|---|------------|
| Source of funds | |
| Internal service funds | 28,509,191 |
| Total | 28,509,191 |
| Sec. B.124 Executive office - governor's office | |
| Personal services | 1,627,847 |
| Operating expenses | 460,416 |
| Total | 2,088,263 |
| Source of funds | |
| General fund | 1,695,176 |
| Interdepartmental transfers | 393,087 |
| Total | 2,088,263 |
| Sec. B.125 Legislative council | |
| Personal services | 3,278,142 |
| Operating expenses | 910,056 |
| Total | 4,188,198 |
| Source of funds | |
| General fund | 4,188,198 |
| Total | 4,188,198 |
| Sec. B.126 Legislature | |
| Personal services | 3,671,819 |
| Operating expenses | 3,592,956 |
| Total | 7,264,775 |
| Source of funds | |
| General fund | 7,264,775 |
| Total | 7,264,775 |
| Sec. B.127 Joint fiscal committee | |
| Personal services | 1,535,079 |
| Operating expenses | 113,801 |
| Total | 1,648,880 |
| Source of funds | |
| General fund | 1,648,880 |
| Total | 1,648,880 |
| Sec. B.128 Sergeant at arms | |
| Personal services | 598,470 |
| Operating expenses | 72,904 |
| Total | 671,374 |

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|---|-----------|
| Source of funds | |
| General fund | 671,374 |
| Total | 671,374 |
| Sec. B.129 Lieutenant governor | |
| Personal services | 164,873 |
| Operating expenses | 29,614 |
| Total | 194,487 |
| Source of funds | |
| General fund | 194,487 |
| Total | 194,487 |
| Sec. B.130 Auditor of accounts | |
| Personal services | 3,691,861 |
| Operating expenses | 151,915 |
| Total | 3,843,776 |
| Source of funds | |
| General fund | 418,307 |
| Special funds | 53,145 |
| Internal service funds | 3,372,324 |
| Total | 3,843,776 |
| Sec. B.131 State treasurer | |
| Personal services | 3,337,295 |
| Operating expenses | 265,138 |
| Total | 3,602,433 |
| Source of funds | |
| General fund | 1,022,452 |
| Special funds | 2,471,709 |
| Interdepartmental transfers | 108,272 |
| Total | 3,602,433 |
| Sec. B.132 State treasurer - unclaimed property | |
| Personal services | 832,146 |
| Operating expenses | 293,555 |
| Total | 1,125,701 |
| Source of funds | |
| Private purpose trust funds | 1,125,701 |
| Total | 1,125,701 |
| Sec. B.133 Vermont state retirement system | |
| Personal services | 7,920,899 |
| Operating expenses | 1,266,225 |

| | |
|---|------------|
| Total | 9,187,124 |
| Source of funds | |
| Pension trust funds | 9,187,124 |
| Total | 9,187,124 |
| Sec. B.134 Municipal employees' retirement system | |
| Personal services | 2,649,446 |
| Operating expenses | 700,137 |
| Total | 3,349,583 |
| Source of funds | |
| Pension trust funds | 3,349,583 |
| Total | 3,349,583 |
| Sec. B.135 State labor relations board | |
| Personal services | 203,674 |
| Operating expenses | 43,645 |
| Total | 247,319 |
| Source of funds | |
| General fund | 237,743 |
| Special funds | 6,788 |
| Interdepartmental transfers | 2,788 |
| Total | 247,319 |
| Sec. B.136 VOSHA review board | |
| Personal services | 54,576 |
| Operating expenses | 18,646 |
| Total | 73,222 |
| Source of funds | |
| General fund | 36,611 |
| Interdepartmental transfers | 36,611 |
| Total | 73,222 |
| Sec. B.137 Homeowner rebate | |
| Grants | 16,200,000 |
| Total | 16,200,000 |
| Source of funds | |
| General fund | 16,200,000 |
| Total | 16,200,000 |
| Sec. B.138 Renter rebate | |
| Grants | 10,400,000 |
| Total | 10,400,000 |
| Source of funds | |

| | |
|--|------------|
| General fund | 3,120,000 |
| Education fund | 7,280,000 |
| Total | 10,400,000 |
| Sec. B.139 Tax department - reappraisal and listing payments | |
| Grants | 3,425,000 |
| Total | 3,425,000 |
| Source of funds | |
| Education fund | 3,425,000 |
| Total | 3,425,000 |
| Sec. B.140 Municipal current use | |
| Grants | 15,321,776 |
| Total | 15,321,776 |
| Source of funds | |
| General fund | 15,321,776 |
| Total | 15,321,776 |
| Sec. B.141 Lottery commission | |
| Personal services | 1,934,113 |
| Operating expenses | 1,309,216 |
| Grants | 150,000 |
| Total | 3,393,329 |
| Source of funds | |
| Enterprise funds | 3,393,329 |
| Total | 3,393,329 |
| Sec. B.142 Payments in lieu of taxes | |
| Grants | 7,211,000 |
| Total | 7,211,000 |
| Source of funds | |
| Special funds | 7,211,000 |
| Total | 7,211,000 |
| Sec. B.143 Payments in lieu of taxes - Montpelier | |
| Grants | 184,000 |
| Total | 184,000 |
| Source of funds | |
| Special funds | 184,000 |
| Total | 184,000 |

 Sec. B.144 Payments in lieu of taxes - correctional facilities

| | |
|-----------------|--------|
| Grants | 40,000 |
| Total | 40,000 |
| Source of funds | |
| Special funds | 40,000 |
| Total | 40,000 |

Sec. B.145 Total general government

| | |
|-----------------------------|-------------|
| Source of funds | |
| General fund | 76,841,737 |
| Transportation fund | 4,014,502 |
| Special funds | 11,749,144 |
| Education fund | 10,705,000 |
| Federal funds | 861,098 |
| Internal service funds | 90,972,965 |
| Interdepartmental transfers | 9,165,235 |
| Enterprise funds | 3,423,486 |
| Pension trust funds | 12,536,707 |
| Private purpose trust funds | 1,125,701 |
| Total | 221,395,575 |

Sec. B.200 Attorney general

| | |
|-----------------------------|------------|
| Personal services | 8,900,530 |
| Operating expenses | 1,386,540 |
| Grants | 26,894 |
| Total | 10,313,964 |
| Source of funds | |
| General fund | 4,338,420 |
| Special funds | 1,967,408 |
| Tobacco fund | 530,790 |
| Federal funds | 1,067,909 |
| Interdepartmental transfers | 2,409,437 |
| Total | 10,313,964 |

Sec. B.201 Vermont court diversion

| | |
|--------------------|-----------|
| Personal services | 63,550 |
| Operating expenses | 500 |
| Grants | 1,996,483 |
| Total | 2,060,533 |
| Source of funds | |
| General fund | 1,396,486 |

| | |
|--|------------|
| Special funds | 664,047 |
| Total | 2,060,533 |
| Sec. B.202 Defender general - public defense | |
| Personal services | 10,329,892 |
| Operating expenses | 1,026,336 |
| Total | 11,356,228 |
| Source of funds | |
| General fund | 10,767,676 |
| Special funds | 588,552 |
| Total | 11,356,228 |
| Sec. B.203 Defender general - assigned counsel | |
| Personal services | 5,489,474 |
| Operating expenses | 49,819 |
| Total | 5,539,293 |
| Source of funds | |
| General fund | 5,539,293 |
| Total | 5,539,293 |
| Sec. B.204 Judiciary | |
| Personal services | 36,393,453 |
| Operating expenses | 8,552,590 |
| Grants | 76,030 |
| Total | 45,022,073 |
| Source of funds | |
| General fund | 39,433,856 |
| Special funds | 2,667,459 |
| Tobacco fund | 39,031 |
| Federal funds | 556,455 |
| Interdepartmental transfers | 2,325,272 |
| Total | 45,022,073 |
| Sec. B.205 State's attorneys | |
| Personal services | 11,690,469 |
| Operating expenses | 1,945,843 |
| Total | 13,636,312 |
| Source of funds | |
| General fund | 10,990,771 |
| Special funds | 105,855 |
| Federal funds | 31,000 |
| Interdepartmental transfers | 2,508,686 |
| Total | 13,636,312 |

 Sec. B.206 Special investigative unit

| | |
|--------------------|-----------|
| Personal services | 90,000 |
| Operating expenses | 1,100 |
| Grants | 1,750,000 |
| Total | 1,841,100 |
| Source of funds | |
| General fund | 1,841,100 |
| Total | 1,841,100 |

Sec. B.207 Sheriffs

| | |
|--------------------|-----------|
| Personal services | 3,889,833 |
| Operating expenses | 425,800 |
| Total | 4,315,633 |
| Source of funds | |
| General fund | 4,315,633 |
| Total | 4,315,633 |

Sec. B.208 Public safety - administration

| | |
|-----------------------------|-----------|
| Personal services | 2,581,402 |
| Operating expenses | 2,517,522 |
| Total | 5,098,924 |
| Source of funds | |
| General fund | 2,805,505 |
| Federal funds | 270,726 |
| Interdepartmental transfers | 2,022,693 |
| Total | 5,098,924 |

Sec. B.209 Public safety - state police

| | |
|-----------------------------|------------|
| Personal services | 51,937,925 |
| Operating expenses | 9,569,462 |
| Grants | 759,635 |
| Total | 62,267,022 |
| Source of funds | |
| General fund | 33,887,477 |
| Transportation fund | 21,550,000 |
| Special funds | 2,849,249 |
| Federal funds | 2,161,852 |
| Interdepartmental transfers | 1,818,444 |
| Total | 62,267,022 |

 Sec. B.210 Public safety - criminal justice services

| | |
|-----------------------------|------------|
| Personal services | 8,605,625 |
| Operating expenses | 2,525,328 |
| Grants | 191,650 |
| Total | 11,322,603 |
| Source of funds | |
| General fund | 7,090,142 |
| Special funds | 1,941,138 |
| Federal funds | 1,327,086 |
| Interdepartmental transfers | 964,237 |
| Total | 11,322,603 |

Sec. B.211 Public safety - emergency management and homeland security

| | |
|-----------------------------|------------|
| Personal services | 3,137,644 |
| Operating expenses | 1,458,342 |
| Grants | 17,207,831 |
| Total | 21,803,817 |
| Source of funds | |
| General fund | 502,542 |
| Federal funds | 21,113,661 |
| Interdepartmental transfers | 187,614 |
| Total | 21,803,817 |

Sec. B.212 Public safety - fire safety

| | |
|-----------------------------|-----------|
| Personal services | 6,263,825 |
| Operating expenses | 2,591,448 |
| Grants | 107,000 |
| Total | 8,962,273 |
| Source of funds | |
| General fund | 383,349 |
| Special funds | 8,179,056 |
| Federal funds | 354,868 |
| Interdepartmental transfers | 45,000 |
| Total | 8,962,273 |

Sec. B.215 Military - administration

| | |
|--------------------|-----------|
| Personal services | 708,516 |
| Operating expenses | 341,919 |
| Grants | 100,000 |
| Total | 1,150,435 |
| Source of funds | |

| | |
|---|------------|
| General fund | 1,150,435 |
| Total | 1,150,435 |
| Sec. B.216 Military - air service contract | |
| Personal services | 5,453,003 |
| Operating expenses | 1,026,294 |
| Total | 6,479,297 |
| Source of funds | |
| General fund | 552,185 |
| Federal funds | 5,927,112 |
| Total | 6,479,297 |
| Sec. B.217 Military - army service contract | |
| Personal services | 10,640,120 |
| Operating expenses | 6,883,650 |
| Total | 17,523,770 |
| Source of funds | |
| Federal funds | 17,523,770 |
| Total | 17,523,770 |
| Sec. B.218 Military - building maintenance | |
| Personal services | 895,500 |
| Operating expenses | 626,874 |
| Total | 1,522,374 |
| Source of funds | |
| General fund | 1,512,374 |
| Special funds | 10,000 |
| Total | 1,522,374 |
| Sec. B.219 Military - veterans' affairs | |
| Personal services | 2,169,931 |
| Operating expenses | 160,999 |
| Grants | 96,784 |
| Total | 2,427,714 |
| Source of funds | |
| General fund | 794,156 |
| Special funds | 109,718 |
| Federal funds | 1,523,840 |
| Total | 2,427,714 |
| Sec. B.220 Center for crime victim services | |
| Personal services | 1,670,219 |
| Operating expenses | 269,420 |

| | |
|--|------------|
| Grants | 11,155,252 |
| Total | 13,094,891 |
| Source of funds | |
| General fund | 1,264,140 |
| Special funds | 5,072,158 |
| Federal funds | 6,758,593 |
| Total | 13,094,891 |
| Sec. B.221 Criminal justice training council | |
| Personal services | 1,068,015 |
| Operating expenses | 1,327,800 |
| Total | 2,395,815 |
| Source of funds | |
| General fund | 2,317,482 |
| Interdepartmental transfers | 78,333 |
| Total | 2,395,815 |
| Sec. B.222 Agriculture, food and markets - administration | |
| Personal services | 1,433,951 |
| Operating expenses | 312,646 |
| Grants | 247,222 |
| Total | 1,993,819 |
| Source of funds | |
| General fund | 1,136,524 |
| Special funds | 520,239 |
| Federal funds | 337,056 |
| Total | 1,993,819 |
| Sec. B.223 Agriculture, food and markets - food safety and consumer protection | |
| Personal services | 3,657,316 |
| Operating expenses | 713,308 |
| Grants | 2,750,000 |
| Total | 7,120,624 |
| Source of funds | |
| General fund | 2,593,189 |
| Special funds | 3,553,332 |
| Federal funds | 933,097 |
| Global Commitment fund | 34,006 |
| Interdepartmental transfers | 7,000 |
| Total | 7,120,624 |

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

| | |
|-----------------------------|-----------|
| Personal services | 1,181,771 |
| Operating expenses | 838,358 |
| Grants | 1,095,753 |
| Total | 3,115,882 |
| Source of funds | |
| General fund | 1,812,634 |
| Special funds | 582,764 |
| Federal funds | 676,266 |
| Interdepartmental transfers | 44,218 |
| Total | 3,115,882 |

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

| | |
|-----------------------------|-----------|
| Personal services | 3,247,517 |
| Operating expenses | 737,336 |
| Grants | 1,203,080 |
| Total | 5,187,933 |
| Source of funds | |
| General fund | 2,052,525 |
| Special funds | 1,957,631 |
| Federal funds | 1,026,838 |
| Global Commitment fund | 56,272 |
| Interdepartmental transfers | 94,667 |
| Total | 5,187,933 |

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

| | |
|-----------------------------|-----------|
| Personal services | 1,250,870 |
| Operating expenses | 515,342 |
| Total | 1,766,212 |
| Source of funds | |
| General fund | 724,653 |
| Special funds | 993,396 |
| Interdepartmental transfers | 48,163 |
| Total | 1,766,212 |

Sec. B.225.2 Agriculture, Food and Markets - Clean Water

| | |
|--------------------|-----------|
| Personal services | 998,344 |
| Operating expenses | 292,257 |
| Grants | 1,493,000 |
| Total | 2,783,601 |

| | |
|---|-----------|
| Source of funds | |
| General fund | 0 |
| Special funds | 2,783,601 |
| Total | 2,783,601 |
| Sec. B.226 Financial regulation - administration | |
| Personal services | 1,919,911 |
| Operating expenses | 194,235 |
| Total | 2,114,146 |
| Source of funds | |
| Special funds | 2,114,146 |
| Total | 2,114,146 |
| Sec. B.227 Financial regulation - banking | |
| Personal services | 1,644,347 |
| Operating expenses | 350,156 |
| Total | 1,994,503 |
| Source of funds | |
| Special funds | 1,994,503 |
| Total | 1,994,503 |
| Sec. B.228 Financial regulation - insurance | |
| Personal services | 4,538,399 |
| Operating expenses | 504,759 |
| Total | 5,043,158 |
| Source of funds | |
| Special funds | 4,975,958 |
| Interdepartmental transfers | 67,200 |
| Total | 5,043,158 |
| Sec. B.229 Financial regulation - captive insurance | |
| Personal services | 4,070,007 |
| Operating expenses | 490,641 |
| Total | 4,560,648 |
| Source of funds | |
| Special funds | 4,560,648 |
| Total | 4,560,648 |
| Sec. B.230 Financial regulation - securities | |
| Personal services | 835,280 |
| Operating expenses | 179,328 |
| Total | 1,014,608 |
| Source of funds | |

| | |
|---|------------|
| Special funds | 1,014,608 |
| Total | 1,014,608 |
| Sec. B.232 Secretary of state | |
| Personal services | 10,038,201 |
| Operating expenses | 2,243,361 |
| Total | 12,281,562 |
| Source of funds | |
| Special funds | 10,544,858 |
| Federal funds | 1,661,704 |
| Interdepartmental transfers | 75,000 |
| Total | 12,281,562 |
| Sec. B.233 Public service - regulation and energy | |
| Personal services | 10,567,119 |
| Operating expenses | 2,013,321 |
| Grants | 3,687,932 |
| Total | 16,268,372 |
| Source of funds | |
| Special funds | 14,551,869 |
| Federal funds | 1,002,268 |
| ARRA funds | 650,000 |
| Interdepartmental transfers | 41,667 |
| Enterprise funds | 22,568 |
| Total | 16,268,372 |
| Sec. B.234 Public service board | |
| Personal services | 3,099,507 |
| Operating expenses | 445,493 |
| Total | 3,545,000 |
| Source of funds | |
| Special funds | 3,545,000 |
| Total | 3,545,000 |
| Sec. B.235 Enhanced 9-1-1 Board | |
| Personal services | 3,289,987 |
| Operating expenses | 294,843 |
| Grants | 720,000 |
| Total | 4,304,830 |
| Source of funds | |
| Special funds | 4,304,830 |
| Total | 4,304,830 |

| | |
|--|-------------|
| Sec. B.236 Human rights commission | |
| Personal services | 454,052 |
| Operating expenses | 77,347 |
| Total | 531,399 |
| Source of funds | |
| General fund | 455,632 |
| Federal funds | 75,767 |
| Total | 531,399 |
| Sec. B.237 Liquor control - administration | |
| Personal services | 3,732,527 |
| Operating expenses | 478,007 |
| Total | 4,210,534 |
| Source of funds | |
| Enterprise funds | 4,210,534 |
| Total | 4,210,534 |
| Sec. B.238 Liquor control - enforcement and licensing | |
| Personal services | 2,519,794 |
| Operating expenses | 491,938 |
| Total | 3,011,732 |
| Source of funds | |
| Special funds | 151,119 |
| Tobacco fund | 213,843 |
| Federal funds | 312,503 |
| Enterprise funds | 2,334,267 |
| Total | 3,011,732 |
| Sec. B.239 Liquor control - warehousing and distribution | |
| Personal services | 1,006,762 |
| Operating expenses | 414,188 |
| Total | 1,420,950 |
| Source of funds | |
| Enterprise funds | 1,420,950 |
| Total | 1,420,950 |
| Sec. B.240 Total protection to persons and property | |
| Source of funds | |
| General fund | 139,658,179 |
| Transportation fund | 21,550,000 |
| Special funds | 82,303,142 |
| Tobacco fund | 783,664 |

| | |
|---|---------------|
| Federal funds | 64,642,371 |
| ARRA funds | 650,000 |
| Global Commitment fund | 90,278 |
| Interdepartmental transfers | 12,737,631 |
| Enterprise funds | 7,988,319 |
| Total | 330,403,584 |
| Sec. B.300 Human services - agency of human services - secretary's office | |
| Personal services | 16,945,382 |
| Operating expenses | 5,927,510 |
| Grants | 5,130,433 |
| Total | 28,003,325 |
| Source of funds | |
| General fund | 6,422,158 |
| Special funds | 91,017 |
| Tobacco fund | 67,500 |
| Federal funds | 11,436,482 |
| Global Commitment fund | 8,187,337 |
| Interdepartmental transfers | 1,798,831 |
| Total | 28,003,325 |
| Sec. B.301 Secretary's office - global commitment | |
| Operating expenses | 5,529,495 |
| Grants | 1,670,840,164 |
| Total | 1,676,369,659 |
| Source of funds | |
| General fund | 325,048,779 |
| Special funds | 28,263,866 |
| Tobacco fund | 27,530,657 |
| State health care resources fund | 286,264,887 |
| Federal funds | 1,009,221,470 |
| Interdepartmental transfers | 40,000 |
| Total | 1,676,369,659 |
| Sec. B.302 Rate setting | |
| Personal services | 831,219 |
| Operating expenses | 98,596 |
| Total | 929,815 |
| Source of funds | |
| Global Commitment fund | 929,815 |
| Total | 929,815 |

 Sec. B.303 Developmental disabilities council

| | |
|--------------------|---------|
| Personal services | 261,555 |
| Operating expenses | 67,012 |
| Grants | 248,388 |
| Total | 576,955 |
| Source of funds | |
| Federal funds | 576,955 |
| Total | 576,955 |

Sec. B.304 Human services board

| | |
|-----------------------------|---------|
| Personal services | 659,457 |
| Operating expenses | 89,986 |
| Total | 749,443 |
| Source of funds | |
| General fund | 208,383 |
| Federal funds | 112,844 |
| Global Commitment fund | 355,736 |
| Interdepartmental transfers | 72,480 |
| Total | 749,443 |

Sec. B.305 AHS - administrative fund

| | |
|-----------------------------|-----------|
| Personal services | 350,000 |
| Operating expenses | 4,650,000 |
| Total | 5,000,000 |
| Source of funds | |
| Interdepartmental transfers | 5,000,000 |
| Total | 5,000,000 |

Sec. B.306 Department of Vermont health access - administration

| | |
|-----------------------------|-------------|
| Personal services | 158,019,792 |
| Operating expenses | 5,252,813 |
| Grants | 17,445,598 |
| Total | 180,718,203 |
| Source of funds | |
| General fund | 5,864,424 |
| Special funds | 799,894 |
| Federal funds | 97,756,139 |
| Global Commitment fund | 66,322,227 |
| Interdepartmental transfers | 9,975,519 |
| Total | 180,718,203 |

 Sec. B.307 Department of Vermont health access - Medicaid program - global commitment

| | |
|------------------------|-------------|
| Grants | 755,863,187 |
| Total | 755,863,187 |
| Source of funds | |
| General fund | 0 |
| Global Commitment fund | 755,863,187 |
| Total | 755,863,187 |

Sec. B.308 Department of Vermont health access - Medicaid program - long term care waiver

| | |
|------------------------|-------------|
| Grants | 187,699,781 |
| Total | 187,699,781 |
| Source of funds | |
| General fund | 753,720 |
| Federal funds | 896,280 |
| Global Commitment fund | 186,049,781 |
| Total | 187,699,781 |

Sec. B.309 Department of Vermont health access - Medicaid program - state only

| | |
|------------------------|------------|
| Grants | 44,373,965 |
| Total | 44,373,965 |
| Source of funds | |
| General fund | 36,451,439 |
| Global Commitment fund | 7,922,526 |
| Total | 44,373,965 |

Sec. B.310 Department of Vermont health access - Medicaid non-waiver matched

| | |
|-----------------|------------|
| Grants | 46,362,233 |
| Total | 46,362,233 |
| Source of funds | |
| General fund | 17,804,538 |
| Federal funds | 28,557,695 |
| Total | 46,362,233 |

Sec. B.311 Health - administration and support

| | |
|--------------------|------------|
| Personal services | 7,605,625 |
| Operating expenses | 2,974,444 |
| Grants | 3,185,000 |
| Total | 13,765,069 |

| | |
|---|-------------|
| Source of funds | |
| General fund | 2,156,700 |
| Special funds | 1,286,732 |
| Federal funds | 5,584,598 |
| Global Commitment fund | 4,737,039 |
| Total | 13,765,069 |
| Sec. B.312 Health - public health | |
| Personal services | 40,636,991 |
| Operating expenses | 9,221,544 |
| Grants | 38,431,111 |
| Total | 88,289,646 |
| Source of funds | |
| General fund | 5,496,552 |
| Special funds | 17,054,895 |
| Tobacco fund | 2,409,514 |
| Federal funds | 38,055,582 |
| Global Commitment fund | 24,126,242 |
| Interdepartmental transfers | 1,121,861 |
| Permanent trust funds | 25,000 |
| Total | 88,289,646 |
| Sec. B.313 Health - alcohol and drug abuse programs | |
| Personal services | 3,681,311 |
| Operating expenses | 295,122 |
| Grants | 47,410,480 |
| Total | 51,386,913 |
| Source of funds | |
| General fund | 2,755,862 |
| Special funds | 459,453 |
| Tobacco fund | 1,357,025 |
| Federal funds | 12,012,707 |
| Global Commitment fund | 34,801,866 |
| Total | 51,386,913 |
| Sec. B.314 Mental health - mental health | |
| Personal services | 28,694,403 |
| Operating expenses | 3,885,385 |
| Grants | 192,224,412 |
| Total | 224,804,200 |
| Source of funds | |
| General fund | 1,593,826 |
| Special funds | 434,904 |

| | |
|-----------------------------|-------------|
| Federal funds | 3,620,435 |
| Global Commitment fund | 219,135,035 |
| Interdepartmental transfers | 20,000 |
| Total | 224,804,200 |

Sec. B.316 Department for children and families - administration & support services

| | |
|-----------------------------|------------|
| Personal services | 46,687,819 |
| Operating expenses | 9,938,078 |
| Grants | 3,828,592 |
| Total | 60,454,489 |
| Source of funds | |
| General fund | 24,616,096 |
| Special funds | 718,986 |
| Federal funds | 25,393,214 |
| Global Commitment fund | 8,881,150 |
| Interdepartmental transfers | 845,043 |
| Total | 60,454,489 |

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

| | |
|-----------------------------|-------------|
| Personal services | 32,391,167 |
| Operating expenses | 4,701,495 |
| Grants | 74,996,824 |
| Total | 112,089,486 |
| Source of funds | |
| General fund | 33,821,991 |
| Special funds | 1,691,637 |
| Federal funds | 25,015,922 |
| Global Commitment fund | 51,423,882 |
| Interdepartmental transfers | 136,054 |
| Total | 112,089,486 |

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

| | |
|------------------------|------------|
| Personal services | 6,196,295 |
| Operating expenses | 833,601 |
| Grants | 76,403,172 |
| Total | 83,433,068 |
| Source of funds | |
| General fund | 31,564,569 |
| Special funds | 1,820,000 |
| Federal funds | 38,233,170 |
| Global Commitment fund | 11,815,329 |
| Total | 83,433,068 |

| | |
|---|------------|
| Sec. B.319 Department for children and families - office of child support | |
| Personal services | 10,226,408 |
| Operating expenses | 3,644,264 |
| Total | 13,870,672 |
| Source of funds | |
| General fund | 3,445,615 |
| Special funds | 455,718 |
| Federal funds | 9,581,739 |
| Interdepartmental transfers | 387,600 |
| Total | 13,870,672 |
| Sec. B.320 Department for children and families - aid to aged, blind and disabled | |
| Personal services | 2,221,542 |
| Grants | 11,367,424 |
| Total | 13,588,966 |
| Source of funds | |
| General fund | 9,688,636 |
| Global Commitment fund | 3,900,330 |
| Total | 13,588,966 |
| Sec. B.321 Department for children and families - general assistance | |
| Grants | 7,087,010 |
| Total | 7,087,010 |
| Source of funds | |
| General fund | 5,680,025 |
| Federal funds | 1,111,320 |
| Global Commitment fund | 295,665 |
| Total | 7,087,010 |
| Sec. B.322 Department for children and families - 3SquaresVT | |
| Grants | 29,827,906 |
| Total | 29,827,906 |
| Source of funds | |
| Federal funds | 29,827,906 |
| Total | 29,827,906 |
| Sec. B.323 Department for children and families - reach up | |
| Operating expenses | 95,202 |
| Grants | 37,367,735 |
| Total | 37,462,937 |
| Source of funds | |

| | |
|---|------------|
| General fund | 7,895,372 |
| Special funds | 23,401,676 |
| Federal funds | 3,819,096 |
| Global Commitment fund | 2,346,793 |
| Total | 37,462,937 |
| 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 | 17,351,664 |
| Total | 17,351,664 |
| Sec. B.325 Department for children and families - office of economic opportunity | |
| Personal services | 372,844 |
| Operating expenses | 28,119 |
| Grants | 9,315,255 |
| Total | 9,716,218 |
| Source of funds | |
| General fund | 4,667,495 |
| Special funds | 57,990 |
| Federal funds | 4,350,417 |
| Global Commitment fund | 640,316 |
| Total | 9,716,218 |
| Sec. B.326 Department for children and families - OEO - weatherization assistance | |
| Personal services | 289,008 |
| Operating expenses | 53,816 |
| Grants | 9,657,176 |
| Total | 10,000,000 |
| Source of funds | |
| Special funds | 9,000,000 |
| Federal funds | 1,000,000 |
| Interdepartmental transfers | 0 |
| Total | 10,000,000 |
| Sec. B.327 Department for children and families - Woodside rehabilitation center | |
| Personal services | 4,795,936 |
| Operating expenses | 694,946 |

| | |
|---|------------|
| Total | 5,490,882 |
| Source of funds | |
| General fund | 1,035,771 |
| Global Commitment fund | 4,358,111 |
| Interdepartmental transfers | 97,000 |
| Total | 5,490,882 |
| Sec. B.328 Department for children and families - disability determination services | |
| Personal services | 5,701,206 |
| Operating expenses | 527,556 |
| Total | 6,228,762 |
| Source of funds | |
| Federal funds | 5,963,048 |
| Global Commitment fund | 265,714 |
| Total | 6,228,762 |
| Sec. B.329 Disabilities, aging, and independent living - administration & support | |
| Personal services | 29,605,791 |
| Operating expenses | 5,211,053 |
| Total | 34,816,844 |
| Source of funds | |
| General fund | 11,637,389 |
| Special funds | 1,390,457 |
| Federal funds | 13,491,875 |
| Global Commitment fund | 7,230,839 |
| Interdepartmental transfers | 1,066,284 |
| Total | 34,816,844 |
| Sec. B.330 Disabilities, aging, and independent living - advocacy and independent living grants | |
| Grants | 20,698,051 |
| Total | 20,698,051 |
| Source of funds | |
| General fund | 7,862,665 |
| Federal funds | 6,992,730 |
| Global Commitment fund | 5,842,656 |
| Total | 20,698,051 |

 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 | 245,000 |
| 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 | 2,970,387 |
| Total | 8,972,255 |

Sec. B.333 Disabilities, aging, and independent living - developmental services

| | |
|------------------------|-------------|
| Grants | 198,878,034 |
| Total | 198,878,034 |
| Source of funds | |
| General fund | 155,125 |
| Special funds | 15,463 |
| Federal funds | 359,857 |
| Global Commitment fund | 198,347,589 |
| Total | 198,878,034 |

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 | 5,647,336 |
| Total | 5,647,336 |

| | |
|--|-------------|
| Sec. B.335 Corrections - administration | |
| Personal services | 2,606,169 |
| Operating expenses | 215,943 |
| Total | 2,822,112 |
| Source of funds | |
| General fund | 2,822,112 |
| Total | 2,822,112 |
| Sec. B.336 Corrections - parole board | |
| Personal services | 245,629 |
| Operating expenses | 81,081 |
| Total | 326,710 |
| Source of funds | |
| General fund | 326,710 |
| Total | 326,710 |
| Sec. B.337 Corrections - correctional education | |
| Personal services | 2,827,819 |
| Operating expenses | 510,128 |
| Total | 3,337,947 |
| Source of funds | |
| Education fund | 3,109,463 |
| Interdepartmental transfers | 228,484 |
| Total | 3,337,947 |
| Sec. B.338 Corrections - correctional services | |
| Personal services | 110,418,338 |
| Operating expenses | 20,357,559 |
| Grants | 9,992,638 |
| Total | 140,768,535 |
| Source of funds | |
| General fund | 134,029,426 |
| Special funds | 483,963 |
| Federal funds | 470,962 |
| Global Commitment fund | 5,387,869 |
| Interdepartmental transfers | 396,315 |
| Total | 140,768,535 |
| Sec. B.339 Corrections - Correctional services-out of state beds | |
| Personal services | 5,839,110 |
| Total | 5,839,110 |
| Source of funds | |

| | |
|---|------------|
| General fund | 5,839,110 |
| Total | 5,839,110 |
| Sec. B.340 Corrections - correctional facilities - recreation | |
| Personal services | 556,422 |
| Operating expenses | 345,501 |
| Total | 901,923 |
| Source of funds | |
| Special funds | 901,923 |
| Total | 901,923 |
| Sec. B.341 Corrections - Vermont offender work program | |
| Personal services | 1,359,804 |
| Operating expenses | 548,231 |
| Total | 1,908,035 |
| Source of funds | |
| Internal service funds | 1,908,035 |
| Total | 1,908,035 |
| Sec. B.342 Vermont veterans' home - care and support services | |
| Personal services | 17,571,664 |
| Operating expenses | 4,794,203 |
| Total | 22,365,867 |
| Source of funds | |
| General fund | 5,923,637 |
| Special funds | 8,655,269 |
| Federal funds | 7,375,975 |
| Global Commitment fund | 410,986 |
| Total | 22,365,867 |
| Sec. B.343 Commission on women | |
| Personal services | 280,633 |
| Operating expenses | 76,378 |
| Total | 357,011 |
| Source of funds | |
| General fund | 352,011 |
| Special funds | 5,000 |
| Total | 357,011 |
| Sec. B.344 Retired senior volunteer program | |
| Grants | 151,096 |
| Total | 151,096 |
| Source of funds | |

| | |
|--------------------------------------|---------------|
| General fund | 151,096 |
| Total | 151,096 |
| Sec. B.345 Green Mountain Care Board | |
| Personal services | 8,736,409 |
| Operating expenses | 835,995 |
| Total | 9,572,404 |
| Source of funds | |
| General fund | 1,243,276 |
| Special funds | 2,105,927 |
| Federal funds | 448,808 |
| Global Commitment fund | 4,281,832 |
| Interdepartmental transfers | 1,492,561 |
| Total | 9,572,404 |
| Sec. B.346 Total human services | |
| Source of funds | |
| General fund | 699,035,507 |
| Special funds | 99,388,220 |
| Tobacco fund | 31,364,696 |
| State health care resources fund | 286,264,887 |
| Education fund | 3,109,463 |
| Federal funds | 1,403,765,266 |
| Global Commitment fund | 1,619,759,688 |
| Internal service funds | 1,908,035 |
| Interdepartmental transfers | 25,648,419 |
| Permanent trust funds | 25,000 |
| Total | 4,170,269,181 |
| Sec. B.400 Labor - programs | |
| Personal services | 31,244,618 |
| Operating expenses | 9,723,007 |
| Grants | 225,000 |
| Total | 41,192,625 |
| Source of funds | |
| General fund | 3,314,311 |
| Special funds | 3,363,869 |
| Federal funds | 32,805,942 |
| Interdepartmental transfers | 1,708,503 |
| Total | 41,192,625 |

Sec. B.401 Total labor

| | |
|-----------------------------|------------|
| Source of funds | |
| General fund | 3,314,311 |
| Special funds | 3,363,869 |
| Federal funds | 32,805,942 |
| Interdepartmental transfers | 1,708,503 |
| Total | 41,192,625 |

Sec. B.500 Education - finance and administration

| | |
|------------------------|------------|
| Personal services | 9,135,219 |
| Operating expenses | 2,507,191 |
| Grants | 15,810,700 |
| Total | 27,453,110 |
| Source of funds | |
| General fund | 3,621,946 |
| Special funds | 16,821,588 |
| Education fund | 1,014,007 |
| Federal funds | 5,036,834 |
| Global Commitment fund | 958,735 |
| Total | 27,453,110 |

Sec. B.501 Education - education services

| | |
|-----------------------------|-------------|
| Personal services | 16,964,227 |
| Operating expenses | 1,406,432 |
| Grants | 122,039,206 |
| Total | 140,409,865 |
| Source of funds | |
| General fund | 4,916,711 |
| Special funds | 2,996,817 |
| Tobacco fund | 750,389 |
| Federal funds | 130,421,580 |
| Interdepartmental transfers | 1,324,368 |
| Total | 140,409,865 |

Sec. B.502 Education - special education: formula grants

| | |
|-----------------|-------------|
| Grants | 180,749,796 |
| Total | 180,749,796 |
| Source of funds | |
| Education fund | 180,749,796 |
| Total | 180,749,796 |

 Sec. B.503 Education - state-placed students

| | |
|-----------------|------------|
| Grants | 16,700,000 |
| Total | 16,700,000 |
| Source of funds | |
| Education fund | 16,700,000 |
| Total | 16,700,000 |

Sec. B.504 Education - adult education and literacy

| | |
|-----------------|-----------|
| Grants | 3,351,468 |
| Total | 3,351,468 |
| Source of funds | |
| General fund | 787,995 |
| Education fund | 1,800,000 |
| Federal funds | 763,473 |
| Total | 3,351,468 |

Sec. B.504.1 Education - Flexible Pathways

| | |
|-----------------|-----------|
| Grants | 4,750,000 |
| Total | 4,750,000 |
| Source of funds | |
| Special funds | 0 |
| Education fund | 4,750,000 |
| Total | 4,750,000 |

Sec. B.505 Education - adjusted education payment

| | |
|-----------------|---------------|
| Grants | 1,311,000,000 |
| Total | 1,311,000,000 |
| Source of funds | |
| Education fund | 1,311,000,000 |
| Total | 1,311,000,000 |

Sec. B.506 Education - transportation

| | |
|-----------------|------------|
| Grants | 18,240,000 |
| Total | 18,240,000 |
| Source of funds | |
| Education fund | 18,240,000 |
| Total | 18,240,000 |

Sec. B.507 Education - small school grants

| | |
|-----------------|-----------|
| Grants | 7,700,000 |
| Total | 7,700,000 |
| Source of funds | |

| | |
|---|-------------|
| Education fund | 7,700,000 |
| Total | 7,700,000 |
| Sec. B.508 Education - capital debt service aid | |
| Grants | 30,000 |
| Total | 30,000 |
| Source of funds | |
| Education fund | 30,000 |
| Total | 30,000 |
| Sec. B.510 Education - essential early education grant | |
| Grants | 6,400,000 |
| Total | 6,400,000 |
| Source of funds | |
| Education fund | 6,400,000 |
| Total | 6,400,000 |
| Sec. B.511 Education - technical education | |
| Grants | 13,530,912 |
| Total | 13,530,912 |
| Source of funds | |
| Education fund | 13,530,912 |
| Total | 13,530,912 |
| Sec. B.513 Appropriation and transfer to education fund | |
| Grants | 305,902,634 |
| Total | 305,902,634 |
| Source of funds | |
| General fund | 305,902,634 |
| Total | 305,902,634 |
| Sec. B.514 State teachers' retirement system | |
| Grants | 78,959,576 |
| Total | 78,959,576 |
| Source of funds | |
| General fund | 78,959,576 |
| Total | 78,959,576 |
| Sec. B.514.1 State teachers' retirement system | |
| Personal services | 8,174,982 |
| Operating expenses | 1,465,911 |
| Total | 9,640,893 |
| Source of funds | |

| | |
|---|---------------|
| Pension trust funds | 9,640,893 |
| Total | 9,640,893 |
| Sec. B.515 Retired teachers' health care and medical benefits | |
| Grants | 22,022,584 |
| Total | 22,022,584 |
| Source of funds | |
| General fund | 22,022,584 |
| Total | 22,022,584 |
| Sec. B.516 Total general education | |
| Source of funds | |
| General fund | 416,211,446 |
| Special funds | 19,818,405 |
| Tobacco fund | 750,389 |
| Education fund | 1,561,914,715 |
| Federal funds | 136,221,887 |
| Global Commitment fund | 958,735 |
| Interdepartmental transfers | 1,324,368 |
| Pension trust funds | 9,640,893 |
| Total | 2,146,840,838 |
| 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 | 4,046,217 |
| Total | 42,509,093 |
| Sec. B.601 Vermont Public Television | |
| Grants | 271,103 |
| Total | 271,103 |
| Source of funds | |
| General fund | 271,103 |
| Total | 271,103 |
| Sec. B.602 Vermont state colleges | |
| Grants | 24,300,464 |
| Total | 24,300,464 |
| Source of funds | |
| General fund | 24,300,464 |
| Total | 24,300,464 |

 Sec. B.602.1 Vermont State Colleges - Supplemental Aid

| | |
|-----------------|---------|
| Grants | 600,000 |
| Total | 600,000 |
| Source of funds | |
| General fund | 600,000 |
| Total | 600,000 |

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 | 409,461 |
| Total | 1,157,775 |

Sec. B.605 Vermont student assistance corporation

| | |
|-----------------|------------|
| Grants | 19,414,588 |
| Total | 19,414,588 |
| Source of funds | |
| General fund | 19,414,588 |
| Total | 19,414,588 |

Sec. B.606 New England higher education compact

| | |
|-----------------|--------|
| Grants | 84,000 |
| Total | 84,000 |
| Source of funds | |
| General fund | 84,000 |
| Total | 84,000 |

Sec. B.607 University of Vermont - Morgan Horse Farm

| | |
|-----------------|---|
| Grants | 1 |
| Total | 1 |
| Source of funds | |
| General fund | 1 |
| Total | 1 |

Sec. B.608 Total higher education

| | |
|------------------------|------------|
| Source of funds | |
| General fund | 83,881,346 |
| Global Commitment fund | 4,455,678 |
| Total | 88,337,024 |

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

| | |
|-----------------------------|-----------|
| Personal services | 3,517,448 |
| Operating expenses | 2,128,893 |
| Grants | 114,960 |
| Total | 5,761,301 |
| Source of funds | |
| General fund | 4,850,163 |
| Special funds | 472,400 |
| Federal funds | 275,000 |
| Interdepartmental transfers | 163,738 |
| Total | 5,761,301 |

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

| | |
|-----------------------------|-----------|
| Operating expenses | 2,375,905 |
| Total | 2,375,905 |
| Source of funds | |
| General fund | 1,954,405 |
| Interdepartmental transfers | 421,500 |
| Total | 2,375,905 |

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

| | |
|-----------------------------|------------|
| Personal services | 16,280,543 |
| Operating expenses | 5,286,467 |
| Grants | 739,000 |
| Total | 22,306,010 |
| Source of funds | |
| General fund | 4,987,323 |
| Special funds | 77,955 |
| Fish and wildlife fund | 9,592,312 |
| Federal funds | 7,531,572 |
| Interdepartmental transfers | 115,848 |
| Permanent trust funds | 1,000 |
| Total | 22,306,010 |

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

| | |
|--------------------|-----------|
| Personal services | 1,149,604 |
| Operating expenses | 667,688 |
| Grants | 1,963,413 |
| Total | 3,780,705 |
| Source of funds | |
| General fund | 1,154,294 |
| Special funds | 1,456,877 |

| | |
|---|------------------|
| Federal funds | <u>1,169,534</u> |
| Total | 3,780,705 |
| Sec. B.704 Forests, parks and recreation - forestry | |
| Personal services | 5,278,211 |
| Operating expenses | 729,049 |
| Grants | 450,000 |
| Total | 6,457,260 |
| Source of funds | |
| General fund | 4,231,560 |
| Special funds | 717,701 |
| Federal funds | 1,250,000 |
| Interdepartmental transfers | 257,999 |
| Total | 6,457,260 |
| Sec. B.705 Forests, parks and recreation - state parks | |
| Personal services | 7,326,858 |
| Operating expenses | 2,636,530 |
| Total | 9,963,388 |
| Source of funds | |
| General fund | 571,102 |
| Special funds | 9,392,286 |
| Total | 9,963,388 |
| Sec. B.706 Forests, parks and recreation - lands administration | |
| Personal services | 536,452 |
| Operating expenses | 1,198,797 |
| Total | 1,735,249 |
| Source of funds | |
| General fund | 472,300 |
| Special funds | 171,199 |
| Federal funds | 1,073,000 |
| Interdepartmental transfers | 18,750 |
| Total | 1,735,249 |
| Sec. B.707 Forests, parks and recreation - youth conservation corps | |
| Grants | 430,689 |
| Total | 430,689 |
| Source of funds | |
| General fund | 48,307 |
| Special funds | 188,382 |
| Federal funds | 94,000 |

| | |
|---|------------|
| Interdepartmental transfers | 100,000 |
| Total | 430,689 |
| 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 | 179,925 |
| Total | 179,925 |
| Sec. B.709 Environmental conservation - management and support services | |
| Personal services | 5,854,115 |
| Operating expenses | 677,351 |
| Grants | 160,000 |
| Total | 6,691,466 |
| Source of funds | |
| General fund | 374,367 |
| Special funds | 385,773 |
| Federal funds | 724,194 |
| Interdepartmental transfers | 5,207,132 |
| Total | 6,691,466 |
| Sec. B.710 Environmental conservation - air and waste management | |
| Personal services | 10,490,655 |
| Operating expenses | 8,220,578 |
| Grants | 1,949,993 |
| Total | 20,661,226 |
| Source of funds | |
| General fund | 90,472 |
| Special funds | 16,726,784 |
| Federal funds | 3,629,701 |
| Interdepartmental transfers | 214,269 |
| Total | 20,661,226 |
| Sec. B.711 Environmental conservation - office of water programs | |
| Personal services | 17,147,245 |
| Operating expenses | 5,662,996 |
| Grants | 25,837,625 |
| Total | 48,647,866 |
| Source of funds | |
| General fund | 7,582,013 |
| Special funds | 11,979,402 |

| | |
|---|-------------|
| Federal funds | 27,890,186 |
| Interdepartmental transfers | 1,196,265 |
| Total | 48,647,866 |
| 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 | 31,230 |
| Total | 34,700 |
| Sec. B.713 Natural resources board | |
| Personal services | 2,504,516 |
| Operating expenses | 402,928 |
| Total | 2,907,444 |
| Source of funds | |
| General fund | 606,932 |
| Special funds | 2,300,512 |
| Total | 2,907,444 |
| Sec. B.714 Total natural resources | |
| Source of funds | |
| General fund | 27,106,633 |
| Special funds | 43,900,501 |
| Fish and wildlife fund | 9,592,312 |
| Federal funds | 43,637,187 |
| Interdepartmental transfers | 7,695,501 |
| Permanent trust funds | 1,000 |
| Total | 131,933,134 |
| Sec. B.800 Commerce and community development - agency of commerce and community development - administration | |
| Personal services | 2,960,194 |
| Operating expenses | 717,804 |
| Grants | 4,793,627 |
| Total | 8,471,625 |
| Source of funds | |
| General fund | 3,536,636 |
| Special funds | 3,599,800 |
| Federal funds | 1,200,000 |

| | |
|---|-----------|
| Interdepartmental transfers | 135,189 |
| Total | 8,471,625 |
| Sec. B.801 Economic development | |
| Personal services | 3,639,189 |
| Operating expenses | 667,420 |
| Grants | 1,994,836 |
| Total | 6,301,445 |
| Source of funds | |
| General fund | 4,600,379 |
| Special funds | 767,950 |
| Federal funds | 933,116 |
| Total | 6,301,445 |
| Sec. B.802 Housing & community development | |
| Personal services | 6,939,855 |
| Operating expenses | 882,101 |
| Grants | 1,357,213 |
| Total | 9,179,169 |
| Source of funds | |
| General fund | 2,623,306 |
| Special funds | 4,423,559 |
| Federal funds | 2,024,863 |
| Interdepartmental transfers | 107,441 |
| Total | 9,179,169 |
| Sec. B.804 Community development block grants | |
| Grants | 6,249,045 |
| Total | 6,249,045 |
| Source of funds | |
| Federal funds | 6,249,045 |
| Total | 6,249,045 |
| Sec. B.805 Downtown transportation and capital improvement fund | |
| Personal services | 94,328 |
| Grants | 335,151 |
| Total | 429,479 |
| Source of funds | |
| Special funds | 429,479 |
| Total | 429,479 |

| | |
|---|------------|
| Sec. B.806 Tourism and marketing | |
| Personal services | 1,167,103 |
| Operating expenses | 1,856,903 |
| Grants | 150,380 |
| Total | 3,174,386 |
| Source of funds | |
| General fund | 3,074,386 |
| Interdepartmental transfers | 100,000 |
| Total | 3,174,386 |
| Sec. B.807 Vermont life | |
| Personal services | 670,903 |
| Operating expenses | 61,465 |
| Total | 732,368 |
| Source of funds | |
| Enterprise funds | 732,368 |
| Total | 732,368 |
| Sec. B.808 Vermont council on the arts | |
| Grants | 680,307 |
| Total | 680,307 |
| Source of funds | |
| General fund | 680,307 |
| Total | 680,307 |
| Sec. B.809 Vermont symphony orchestra | |
| Grants | 141,214 |
| Total | 141,214 |
| Source of funds | |
| General fund | 141,214 |
| Total | 141,214 |
| Sec. B.810 Vermont historical society | |
| Grants | 954,354 |
| Total | 954,354 |
| Source of funds | |
| General fund | 954,354 |
| Total | 954,354 |
| Sec. B.811 Vermont housing and conservation board | |
| Grants | 27,086,977 |
| Total | 27,086,977 |

| | |
|--|------------|
| Source of funds | |
| Special funds | 12,297,808 |
| Federal funds | 14,789,169 |
| Total | 27,086,977 |
| Sec. B.812 Vermont humanities council | |
| Grants | 217,959 |
| Total | 217,959 |
| Source of funds | |
| General fund | 217,959 |
| Total | 217,959 |
| Sec. B.813 Total commerce and community development | |
| Source of funds | |
| General fund | 15,828,541 |
| Special funds | 21,518,596 |
| Federal funds | 25,196,193 |
| Interdepartmental transfers | 342,630 |
| Enterprise funds | 732,368 |
| Total | 63,618,328 |
| Sec. B.900 Transportation - finance and administration | |
| Personal services | 11,650,431 |
| Operating expenses | 2,501,368 |
| Grants | 55,000 |
| Total | 14,206,799 |
| Source of funds | |
| Transportation fund | 13,262,499 |
| Federal funds | 944,300 |
| Total | 14,206,799 |
| Sec. B.901 Transportation - aviation | |
| Personal services | 2,650,087 |
| Operating expenses | 17,110,961 |
| Grants | 274,000 |
| Total | 20,035,048 |
| Source of funds | |
| Transportation fund | 5,776,348 |
| Federal funds | 14,123,500 |
| Local match | 135,200 |
| Total | 20,035,048 |

| | |
|--|-------------|
| Sec. B.902 Transportation - buildings | |
| Operating expenses | 2,000,000 |
| Total | 2,000,000 |
| Source of funds | |
| Transportation fund | 2,000,000 |
| Total | 2,000,000 |
| Sec. B.903 Transportation - program development | |
| Personal services | 45,052,065 |
| Operating expenses | 191,869,157 |
| Grants | 44,608,524 |
| Total | 281,529,746 |
| Source of funds | |
| Transportation fund | 39,913,669 |
| TIB fund | 8,365,345 |
| Federal funds | 232,275,066 |
| Local match | 975,666 |
| Total | 281,529,746 |
| Sec. B.904 Transportation - rest areas construction | |
| Operating expenses | 550,000 |
| Total | 550,000 |
| Source of funds | |
| Transportation fund | 60,000 |
| Federal funds | 490,000 |
| Total | 550,000 |
| Sec. B.905 Transportation - maintenance state system | |
| Personal services | 44,434,460 |
| Operating expenses | 45,739,029 |
| Grants | 1,383,280 |
| Total | 91,556,769 |
| Source of funds | |
| Transportation fund | 86,728,962 |
| Federal funds | 4,727,807 |
| Interdepartmental transfers | 100,000 |
| Total | 91,556,769 |
| Sec. B.906 Transportation - policy and planning | |
| Personal services | 3,446,689 |
| Operating expenses | 675,519 |
| Grants | 5,864,950 |

| | |
|--|------------|
| Total | 9,987,158 |
| Source of funds | |
| Transportation fund | 2,576,853 |
| Federal funds | 7,396,305 |
| Interdepartmental transfers | 14,000 |
| Total | 9,987,158 |
| Sec. B.907 Transportation - rail | |
| Personal services | 5,757,863 |
| Operating expenses | 28,123,741 |
| Total | 33,881,604 |
| Source of funds | |
| Transportation fund | 18,665,089 |
| TIB fund | 2,482,700 |
| Federal funds | 12,588,350 |
| ARRA funds | 90,899 |
| Interdepartmental transfers | 54,566 |
| Total | 33,881,604 |
| Sec. B.908 Transportation - public transit | |
| Personal services | 1,147,270 |
| Operating expenses | 268,987 |
| Grants | 29,757,441 |
| Total | 31,173,698 |
| Source of funds | |
| Transportation fund | 7,928,915 |
| Federal funds | 23,244,783 |
| Total | 31,173,698 |
| Sec. B.909 Transportation - central garage | |
| Personal services | 4,596,869 |
| Operating expenses | 15,134,918 |
| Total | 19,731,787 |
| Source of funds | |
| Internal service funds | 19,731,787 |
| Total | 19,731,787 |
| Sec. B.910 Department of motor vehicles | |
| Personal services | 18,539,423 |
| Operating expenses | 10,395,632 |
| Total | 28,935,055 |
| Source of funds | |
| Transportation fund | 27,416,335 |

| | |
|---|------------|
| Special funds | 25,000 |
| Federal funds | 1,388,720 |
| Interdepartmental transfers | 105,000 |
| Total | 28,935,055 |
| Sec. B.911 Transportation - town highway structures | |
| Grants | 6,333,500 |
| Total | 6,333,500 |
| Source of funds | |
| Transportation fund | 6,333,500 |
| Total | 6,333,500 |
| 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 | 155,000 |
| 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 | 7,248,750 |
| Total | 7,248,750 |
| Sec. B.914 Transportation - town highway bridges | |
| Personal services | 5,206,279 |
| Operating expenses | 14,774,385 |
| Grants | 41,066 |
| Total | 20,021,730 |
| Source of funds | |
| Transportation fund | 1,232,953 |
| TIB fund | 1,421,331 |
| Federal funds | 16,162,896 |
| Local match | 1,204,550 |
| Total | 20,021,730 |
| Sec. B.915 Transportation - town highway aid program | |
| Grants | 25,982,744 |
| Total | 25,982,744 |
| Source of funds | |

| | |
|--|------------|
| Transportation fund | 25,982,744 |
| 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 | 128,750 |
| 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 | 1,150,000 |
| Total | 1,150,000 |
| Sec. B.918 Transportation - town highway: state aid for federal disasters | |
| Grants | 1,280,000 |
| Total | 1,280,000 |
| Source of funds | |
| Federal funds | 1,280,000 |
| Total | 1,280,000 |
| Sec. B.919 Transportation - municipal mitigation grant program | |
| Grants | 2,905,000 |
| Total | 2,905,000 |
| Source of funds | |
| Transportation fund | 1,240,000 |
| Special funds | 1,465,000 |
| Federal funds | 200,000 |
| Total | 2,905,000 |
| Sec. B.920 Transportation - public assistance grant program | |
| Operating expenses | 640,000 |
| Grants | 10,300,000 |
| Total | 10,940,000 |
| Source of funds | |
| Transportation fund | 160,000 |
| Special funds | 300,000 |
| Federal funds | 10,000,000 |
| Interdepartmental transfers | 480,000 |
| Total | 10,940,000 |

 Sec. B.921 Transportation board

| | |
|---------------------|---------|
| Personal services | 198,657 |
| Operating expenses | 30,588 |
| Total | 229,245 |
| Source of funds | |
| Transportation fund | 229,245 |
| Total | 229,245 |

Sec. B.922 Total transportation

| | |
|-----------------------------|-------------|
| Source of funds | |
| Transportation fund | 248,274,312 |
| TIB fund | 12,269,376 |
| Special funds | 1,790,000 |
| Federal funds | 324,976,727 |
| ARRA funds | 90,899 |
| Internal service funds | 19,731,787 |
| Interdepartmental transfers | 753,566 |
| Local match | 2,315,416 |
| Total | 610,202,083 |

Sec. B.1000 Debt service

| | |
|-----------------------|------------|
| Operating expenses | 76,991,491 |
| Total | 76,991,491 |
| Source of funds | |
| General fund | 71,119,465 |
| Transportation fund | 1,884,089 |
| Special funds | 336,000 |
| ARRA funds | 1,150,524 |
| TIB debt service fund | 2,501,413 |
| Total | 76,991,491 |

Sec. B.1001 Total debt service

| | |
|-----------------------|------------|
| Source of funds | |
| General fund | 71,119,465 |
| Transportation fund | 1,884,089 |
| Special funds | 336,000 |
| ARRA funds | 1,150,524 |
| TIB debt service fund | 2,501,413 |
| Total | 76,991,491 |

Sec. B.1100 NEXT GENERATION; APPROPRIATIONS AND TRANSFERS

(a) In fiscal year 2017, \$2,909,900 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 \$1,577,500 as follows:

(A) Workforce Education and Training Fund (WETF). The amount of \$1,017,500 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 Strong Internship Program pursuant to 10 V.S.A. § 544.

(B) Adult Career 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 career 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 \$57,900 as follows:

(A) Large animal veterinarians' loan repayment. The amount of \$30,000 is appropriated to the Agency of Agriculture, Food and Markets for a loan repayment program for large animal veterinarians pursuant to 6 V.S.A. § 20.

(B) Science Technology Engineering and Math (STEM) incentive. The amount of \$27,900 is appropriated to the Agency of Commerce and Community Development for an incentive payment pursuant to 2011 Acts and Resolves No. 52, Sec. 6, as amended by Sec. B.1100.2 of this act.

(3) Scholarships and grants. The amount of \$1,274,500 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) and \$30,000 is appropriated to the Agency of Education to be transferred to the Vermont Student Assistance Corporation for need based stipends pursuant to Sec. E.605.1 of this act.

Sec. B.1100.1 DEPARTMENT OF LABOR RECOMMENDATION FOR FISCAL YEAR 2018 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, 2016 how \$2,909,900 from the Next Generation Fund should be allocated or appropriated in fiscal year 2018 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.1100.2 2011 Acts and Resolves No. 52, Sec 6 is amended to read:

Sec. 6. SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS (STEM) INCENTIVE PROGRAM

* * *

~~(b)(4) The secretary shall award up to a maximum of \$75,000.00 per year for incentives in accordance with this section, which shall be made in the order in which they are claimed, as determined by the secretary in his or her discretion, and not to exceed a total program cap of \$375,000.00. [Repealed.]~~

* * *

Sec. B.1101 FISCAL YEAR 2017 ONE-TIME GENERAL FUND APPROPRIATIONS

(a) The sum of \$425,000 is appropriated to the Secretary of State for 2016 primary and general elections.

(b) The sum of \$65,000 is appropriated to the Department of Finance and Management for the Governor's transition. These funds are for costs incurred by the transition of the Executive Office. No funds shall be used for inaugural celebrations. Any unexpended portion of these funds shall revert to the General Fund at the end of fiscal year 2017.

(c) The sum of \$500,000 is appropriated to the Secretary of Administration for allocation across State government for security improvements as determined by the Secretary. The Secretary shall develop site specific workplace security and risk reduction plans for State office buildings. These plans shall enhance security through improved workplace management practices, employee training, and building security improvements, including parking lots. The Secretary shall report to the Joint Fiscal Committee in September 2016 on the status of these plans and the uses of this appropriation and potential need for adjustment to this appropriation in the fiscal year 2017 budget adjustment process.

Sec. B.1102 [DELETED]

Sec. B.1103 RISK MANAGEMENT SAVINGS

(a) The Commissioner of Finance and Management shall reduce General Fund expenditures by \$500,000 due to savings generated from improved risk management processes which are underway in the administration of workers compensation insurance.

Sec. B.1104 FISCAL YEAR 2017 ONE-TIME FIFTY-THIRD WEEK OF MEDICAID COST FUNDING

(a) In fiscal year 2017, \$5,287,591 of General Fund is appropriated to the Agency of Administration for transfer to the Agency of Human Services Global Commitment upon determination of the Commissioner of Finance and Management of the amount necessary to fund the 53rd week of Medicaid expenditures. Any remaining General Fund from this appropriation shall be placed in the 27/53 Reserve established as 32 V.S.A. § 308e by Sec. B.1105 of this act. As provided by 32 V.S.A. § 511, the Commissioner of Finance and Management may approve expenditures of Global Commitment and Federal Funds for the 53rd week of Medicaid.

(b) The Commissioner of Finance and Management shall report to the Joint Fiscal Committee in July 2016 on the status of funds appropriated in this section.

Sec. B.1105 32 V.S.A. § 308e is added to read:

§ 308e. 27/53 RESERVE

(a)(1) There is hereby created within the General Fund the 27/53 Reserve. The purpose of this reserve is to meet the liabilities of the recurring 27th State payroll and the 53rd week of Medicaid payments. These liabilities will be funded by reserving a prorated amount of General Fund each year, before the liability comes due.

(2) Beginning in September 2016 and annually thereafter at the September Joint Fiscal Committee meeting, the Commissioner of Finance and Management shall report on the anticipated liability for the next 27th payroll and 53rd week of Medicaid payments, provide the current reserve balance and a schedule of annual amounts needed to meet the obligation of these payments.

(b) As part of the Governor's budget submission under section 306 of this title, the amount prorated for the upcoming fiscal year identified in subdivision (a)(2) of this section shall be included as a budgeted transfer to the 27/53 Reserve.

(c) In a fiscal year where a 27th State payroll or 53rd week of Medicaid payment is due, the General Assembly shall appropriate the funds from the 27/53 Reserve to meet the expenditures within the year that these payments are due.

Sec. B.1106 SECRETARY OF ADMINISTRATION; FISCAL YEAR 2017 EXEMPT PERSONNEL COST SAVINGS AND EXEMPT POSITIONS

(a) The Secretary of Administration shall identify exempt positions within the executive branch to be eliminated. The Secretary may consider the legal services evaluation report required by Sec.E.100.6 of this act, the agencies and departments that have experienced the greatest growth in exempt positions since 2011, the level of State funding associated with the position, the length of time a position has been in existence, and the ongoing need for the position within the agency. The Secretary shall report the exempt positions identified for elimination to the Joint Fiscal Committee in November 2016. The administration shall indicate which exempt positions require statutory change for elimination. As of January 7, 2017 all exempt positions identified for elimination that do not require statutory change are abolished.

(b) The Secretary of Administration shall reduce fiscal year 2017 appropriations and make transfers to the General Fund for a total of \$500,000 for savings associated with position abolished in subsection (a) and shall include the appropriation reductions and transfers in the report to the Joint Fiscal Committee in November 2016.

Sec. B.1107 APPROPRIATION FOR AGENCY OF HEALTH CARE ADMINISTRATION AND AGENCY OF HUMAN SERVICES RESTRUCTURE

(a) In fiscal year 2017 the sum of \$450,000 is appropriated to the Agency of Administration from the General Fund to be transferred to the Agency of Human Services as needed for costs associated with the transition and restructuring of the Agency of Human Services into an Agency of Health Care Administration and an Agency of Human Services as described in S.107 of 2016. Costs may include contracts for finance, accounting, federal funding and organization and operational restructuring consulting as needed.

Sec. C.100 2015 Acts and Resolves No. 58, Sec. B.1117, is amended to read:

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~~ Vermont Universal Service Funds held by the fiscal agent under 30 V.S.A. chapter 88 is appropriated to the Department of Public Safety for the purposes of Sec. E.208.1 of this act.

Sec. C.101 VERMONT INTERACTIVE TECHNOLOGIES; SURPLUS PROPERTY

(a) Pursuant to 29 V.S.A. chapter 59, all property owned by Vermont Interactive Technologies (VIT) that was funded in whole or in part by the State shall be transferred as surplus property to the Department of Buildings and General Services.

(b) Notwithstanding 29 V.S.A. § 1556, on or before June 30, 2016, the Commissioner of Buildings and General Services is authorized to sell any property described in subsection (a) of this section to an elementary school; secondary school; or public, educational, and government (PEG) channel that was a VIT hosting site, for \$1.00 per item.

Sec. C 102 215 Acts and Resolves No. 58, Sec. B.300 as amended by 2016 Acts and Resolves No. 68, Sec. 12 is further amended to read:

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

| | | |
|--------------------|------------|------------|
| Personal services | 16,526,368 | 16,526,368 |
| Operating expenses | 3,860,717 | 3,860,717 |

| | | |
|-----------------------------|-------------------|------------------|
| Grants | <u>3,226,454</u> | <u>3,361,454</u> |
| Total | <u>23,613,539</u> | 23,748,539 |
| Source of funds | | |
| General fund | 6,270,162 | 6,405,162 |
| Special funds | 91,017 | 91,017 |
| Tobacco fund | 25,000 | 25,000 |
| Federal funds | 12,290,508 | 12,290,508 |
| Global commitment fund | 297,616 | 297,616 |
| Interdepartmental transfers | <u>4,639,236</u> | <u>4,639,236</u> |
| Total | <u>23,613,539</u> | 23,748,539 |

Sec. C.103 2015 Acts and Resolves No. 58, Sec. B.301, as amended by 2016 Acts and Resolves No. 68, Sec. 13, is further amended to read:

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

| | | |
|----------------------------------|----------------------|----------------------|
| Operating expenses | 7,884,268 | 7,884,268 |
| Grants | <u>1,434,250,041</u> | <u>1,434,250,041</u> |
| Total | 1,442,134,309 | 1,442,134,309 |
| Source of funds | | |
| General fund | <u>217,281,414</u> | 215,042,009 |
| Special funds | 27,899,279 | 27,899,279 |
| Tobacco fund | 28,079,458 | 28,079,458 |
| State health care resources fund | <u>282,705,968</u> | 284,945,373 |
| Federal funds | 886,128,190 | 886,128,190 |
| Interdepartmental transfers | <u>40,000</u> | <u>40,000</u> |
| Total | 1,442,134,309 | 1,442,134,309 |

Sec. C.104 2015 Acts and Resolves No. 58, Sec. B.346 as amended 2016 Acts and Resolves No. 68, Sec. Sec. 36, is further amended to read:

Sec. B.346 Total human services

| | | |
|----------------------------------|----------------------|---------------|
| Source of funds | | |
| General fund | <u>677,913,668</u> | 675,809,263 |
| Special funds | 97,129,681 | 97,129,681 |
| Tobacco fund | 31,952,069 | 31,952,069 |
| State health care resources fund | <u>282,705,968</u> | 284,945,373 |
| Education fund | 3,886,204 | 3,886,204 |
| Federal funds | 1,388,932,032 | 1,388,032,032 |
| Global commitment fund | 1,379,045,585 | 1,379,045,585 |
| Internal service funds | 1,816,195 | 1,816,195 |
| Interdepartmental transfers | 34,112,598 | 34,112,598 |
| Permanent trust funds | <u>25,000</u> | <u>25,000</u> |
| Total | <u>3,897,519,000</u> | 3,897,654,000 |

Sec. C.105 2015 Acts and Resolves No. 58, Sec. B.505 is amended to read:

Sec. B.505 Education - adjustment education payment

| | | |
|-----------------|----------------------|----------------------|
| Grants | <u>1,289,600,000</u> | <u>1,290,470,000</u> |
| Total | <u>1,289,600,000</u> | <u>1,290,470,000</u> |
| Source of funds | | |
| Education fund | <u>1,289,600,000</u> | <u>1,290,470,000</u> |

Sec. C.106 2015 Acts and Resolves No. 58, Sec. B.516 is amended to read:

Sec. B.516 Total general education

| | | |
|-----------------------------|----------------------|----------------------|
| Source of funds | | |
| General fund | 401,590,419 | 401,590,419 |
| Special funds | 20,407,726 | 20,407,726 |
| Tobacco fund | 766,541 | 766,541 |
| Education fund | <u>1,537,744,842</u> | <u>1,538,614,842</u> |
| Federal funds | 128,546,812 | 128,546,812 |
| Global commitment fund | 938,187 | 938,187 |
| Interdepartmental transfers | 1,265,933 | 1,265,933 |
| Pension trust funds | <u>9,304,818</u> | <u>9,304,818</u> |
| Total | <u>2,100,565,278</u> | <u>2,101,435,278</u> |

Sec. C.107 2015 Acts and Resolves No. 58, Sec. B.905, as amended by 2016 Acts and Resolves No. 68, Sec. 42 is further amended to read:

Sec. B.905 Transportation - maintenance state system

| | | |
|----------------------------|-------------------|-------------------|
| Personal services | 43,784,445 | 43,784,445 |
| Operating expenses | <u>42,482,222</u> | <u>42,457,222</u> |
| Grants | 95,000 | 95,000 |
| Total | <u>86,361,667</u> | <u>86,336,667</u> |
| Source of funds | | |
| Transportation fund | <u>81,761,530</u> | <u>81,736,530</u> |
| Federal funds | 4,500,137 | 4,500,137 |
| Interdepartmental transfer | 100,000 | 100,000 |
| Total | <u>86,361,667</u> | <u>86,336,667</u> |

Sec. C.108 2015 Acts and Resolves No. 58, Sec. B.922, as amended by 2016 Acts and Resolves No. 68, Sec. 50 is further amended to read:

Sec. B.922 Total transportation

| | | |
|---------------------|--------------------|--------------------|
| Source of funds | | |
| Transportation fund | <u>238,432,697</u> | <u>238,407,697</u> |
| TIB fund | 13,512,498 | 13,512,498 |
| Special funds | 1,990,000 | 1,990,000 |

| | | |
|-----------------------------|------------------------|------------------|
| Federal funds | 345,005,346 | 345,005,346 |
| Internal service funds | 19,601,643 | 19,601,643 |
| Interdepartmental transfers | 130,000 | 130,000 |
| Local match | <u>2,574,285</u> | <u>2,574,285</u> |
| Total | 621,246,469 | 621,221,469 |

Sec.C.109 2016 Acts and Resolves No. 68, Sec. 53 is amended to read:

Sec. 53. FUND TRANSFERS

(a) Notwithstanding any provision of law to the contrary, in fiscal year 2016:

(1) The following amounts shall be transferred to the General Fund from the funds indicated:

| | | |
|--------------|--|---|
| 21638 | AG - Fees & Reimbursements - Court Order | 3,383,514.00 |
| 22005 | AHS Central Office earned federal receipts | 16,216,920.00 |
| 50300 | Liquor Control Fund | 1,080,623.00 |
| 62100 | Unclaimed Property Fund | 2,799,843.00 <u>3,074,843.00</u> |
| 21405 | Bond Investment Earnings Fund | 33,273.00 |
| 21928 | Secretary of State Services Fund | 1,636,419.00 |
| 21698 | Public Service Department - Regulation/Energy Efficiency | 134,946.00 |
| 21709 | Public Service Board - Special Funds | 75,426.00 |
| 21944 | Vermont Enterprise Fund | 1,424,697.00 |
| | Caledonia Fair | 5,000.00 |
| | North Country Hospital Loan | 24,250.00 |
| <u>21678</u> | <u>Mosquito Control Fund</u> | <u>142,000.00</u> |

* * *

Sec. C.110 2016 Acts and Resolves No. 68, Sec. 54 is amended to read:

Sec. 54. REVERSIONS

(a) Notwithstanding any provision of law to the contrary, in fiscal year 2016:

(1) The following amounts shall revert to the General Fund from the accounts indicated:

| | | |
|------------|--|-----------|
| 1100891301 | Secretary of Administration - Independent Review of the Vermont Veterans' Home | 20,000.00 |
|------------|--|-----------|

| | | |
|-------------------|----------------------------------|-------------------|
| 1140070000 | Use Tax Reimbursement Program | 302.39 |
| 1140330000 | Renter Rebates | 150,000.00 |
| 1240001000 | Lieutenant Governor's Office | 10,333.64 |
| 1250010000 | State Auditor's Office | 43,585.00 |
| 6120890802 | FW-Non-motorized Boat Access | 2,769.34 |
| <u>3330010000</u> | <u>Green Mountain Care Board</u> | <u>146,004.00</u> |
| <u>1260010000</u> | <u>State Treasurer</u> | <u>115,000.00</u> |

* * *

Sec. C.111 2016 Acts and Resolves No. 68, Sec.55a is amended to read:

Sec. 55a. FISCAL YEAR 2016 CONTINGENT GENERAL FUND
APPROPRIATIONS

(a) In fiscal year 2016, to the extent that the Commissioner of Finance and Management determines that General Fund revenues exceed the 2016 official revenue forecast and other fund receipts assumed for all previously authorized fiscal year 2016 appropriations and transfers necessary to ensure the stabilization reserve is at its maximum authorized level under 32 V.S.A. § 308, ~~\$10,300,000~~ the first \$12,803,500 is appropriated to the Agency of Administration in the following order:

(1) First, up to \$10,300,000 for transfer to the Agency of Human Services for Global Commitment upon determination of the Commissioner of Finance and Management of the amount necessary to fund the 53rd week of Medicaid expenditures: based on fiscal year 2016 end of the year Medicaid program closeout;

(2) Second, \$1,700,000 for transfer to the Department for Children and Families to provide low-income home energy assistance during the 2016-2017 heating season at a level not to exceed the estimated purchasing power of the average low-income home energy benefit provided during the 2015-2016 heating season;

(3) Finally, \$803,500 for transfer to the Department of Vermont Health Access for the most recently revised Medicare Part D Clawback payment.

(4) Any funds remaining from this \$10,300,000 appropriation after this 53rd week payment not used from the appropriation in subsection (a) shall revert to the General Fund and be distributed in accordance with the provisions of the same manner as prescribed in 32 V.S.A. § 308c(a).

* * *

Sec. C.112 TRANSPORTATION PROGRAM DEVELOPMENT;
CONTINGENT APPROPRIATION

(a) As used in this section:

(1) "Transportation Fund balance" means a positive balance of unreserved monies remaining in the Transportation Fund at the end of fiscal year 2016.

(2) "TIB Fund balance" means a positive balance of unreserved monies remaining in the Transportation Infrastructure Bond Fund at the end of fiscal year 2016.

(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 a Transportation Fund balance, TIB Fund balance, or balance in both funds exists at the end of fiscal year 2016, the appropriations in Sec. E.903 of this act shall be increased to the extent of the balance or balances, up to a total of \$1,594,040.00 in Transportation Funds or TIB funds, and by up to \$6,376,160.00 in matching federal funds.

Sec. C.113 AUTHORIZATION FOR VERMONT STUDENT ASSISTANCE CORPORATION; REALLOCATION OF FUNDS

(a) Notwithstanding anything to the contrary in 2015 Acts and Resolves No. 58, Sec. E.605.1, the Vermont Student Assistance Corporation may, in fiscal year 2016, reallocate up to \$10,000 of funds allocated for dual enrollment for the needs-based stipend to fund a stipend for eligible dual enrollment for spring and summer classes.

* * *

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 Current Use 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 Current Use Administration Special Fund shall be transferred into the General Fund.

(2) The sum of \$11,304,840 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 \$11,304,840 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 2011 Acts and Resolves No. 45, Sec. 37(10) is amended to read:

(10) Sec. 35 (repeal of the allocation of property transfer tax revenue) shall take effect on July 1, ~~2016~~ 2017.

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: \$2,909,900.

(2) From the Clean Water Fund established by 10 V.S.A. § 1388 to the Agricultural Water Quality Special Fund created under 6 V.S.A. § 4803: \$1,943,000.

(3) 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.

(4) From the Transportation Infrastructure Bond Fund established by 19 V.S.A. § 11f to the Transportation Infrastructure Bonds Debt Service Fund established by 32 V.S.A. § 951a for the purpose of funding fiscal year 2018 transportation infrastructure bonds debt service: \$2,503,738.

(5) From the Evidence Based Education and Advertising Fund established by 33 V.S.A. § 2004a to the General Fund: \$1,300,000.

(6) From the Pesticide Monitoring Fund (#21669) General Fund: \$275,000.

(7) From the Feed Seeds and Fertilizer Fund (#21668) to the General Fund: \$75,000.

(8) From the Agriculture Laboratory Testing Fund (#21667) to the General Fund: \$42,594.

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 2016 in the Tobacco Litigation Settlement Fund established by 32 V.S.A. § 435a. shall remain for appropriation in fiscal year 2017.

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 2017 and any additional amount necessary to ensure the balance in the Tobacco Litigation Settlement Fund at the close of fiscal year 2017 is not negative shall be transferred in fiscal year 2017 from the Tobacco Trust Fund established by 18 V.S.A. § 9502(a) to the Tobacco Litigation Settlement Fund established by 32 V.S.A. § 435a.

Sec D.104 FISCAL YEARS 2017 and 2018 STATE EMPLOYEE CONTRACT FUNDING

(a) As part of the fiscal year appropriations and revenue decisions, this act reserves sufficient monies to fully fund the VSEA contract obligations and related appropriations. It is the intention that specific appropriations and statutory language, once developed, will be incorporated in a specific pay act bill or, if necessary, be added to this Act.

(b) In order to fund the estimated \$24,882,472 fiscal year 2017 total contract cost, \$13,309,670 in federal funds and special funds or excess receipt authority will be combined with the following amounts reserved for appropriation:

(1) General Funds: \$9,722,802.

(2) Transportation Funds: \$1,850,000.

(c) In order to fund the estimated \$29,383,016 fiscal year 2018, total contract cost, \$15,798,760 in federal funds and special funds appropriation or excess receipt authority will be combined with the following amounts to be appropriated in fiscal year 2018:

(1) General Funds: \$11,410,506.

(2) Transportation Funds: \$2,173,750.

* * * GENERAL GOVERNMENT * * *

Sec. E.100 EXECUTIVE BRANCH POSITION AUTHORIZATIONS

(a) The establishment of the following new permanent classified positions, intended to support the implementation of the All Payer Model is authorized in fiscal year 2017 only if the Center for Medicaid and Medicare Services (CMS) approves Vermont's request for a waiver.

(1) In the Green Mountain Care Board – one (1) Healthcare Statistical Information Administrator, one (1) Health Facility Senior Auditor & Rate Specialist, and two (2) Reimbursement Analyst.

(b) The establishment of the following new permanent exempt positions is authorized in fiscal year 2017 as follows:

(1) In the Office of the Defender General – two (2) Staff Attorney.

(2) In the Department of State's Attorneys – four (4) Deputy State's Attorney.

(c) The conversion of classified limited service positions to classified permanent status is authorized in fiscal year 2016 as follows:

(1) In the Office of Secretary of State – one (1) Elections Administrator I.

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

Sec. E.100.1 [DELETED]

Sec. E.100.2 2014 Acts and Resolves No. 179, Sec. E.100(d), as amended by 2015 Acts and Resolves No. 4, Sec. 74, is further amended to read:

(d) Position Pilot Program. A Position Pilot is hereby created to assist participating departments in more effectively managing costs of overtime, compensatory time, temporary employees, and contractual work by removing the position cap with the goal of maximizing resources to the greatest benefit of Vermont taxpayers.

(1) Notwithstanding Sec. A.107 of this act, the Agency of Transportation, the Department for Children and Families, the ~~Department of Environmental Conservation~~ Agency of Natural Resources, ~~and~~ the Department of Buildings and General Services, the Department of Labor, and the Department of Corrections shall not be subject to the cap on positions for

the duration of the Pilot. The Department of Corrections is authorized to add only Correctional Officer I and II positions.

* * *

Sec. E.100.3 FUNDING FOR THE OFFICE OF THE HEALTH CARE ADVOCATE

(a) Of the funds appropriated in Sec. B.100 of this act, \$1,457,406 shall be used for the contract with the Office of the Health Care Advocate.

Sec. E.100.4 ADMINISTRATION; PURCHASING AND CONTRACTING REPORT

(a) Pursuant to 3 V.S.A. § 2222(a), the Secretary of Administration has issued Bulletin 3.5 establishing the general policy and minimum standards for soliciting, awarding, processing, executing and overseeing contracts for service, as well as managing contract compliance. This Bulletin shall apply to the procurements of goods, products, and services of all State agencies in the Executive Branch. It is the intent of the General Assembly that the Executive Branch complies with the requirements of Bulletin 3.5. It is also the intent that the State shall streamline its purchasing and contracting services.

(b) The Secretary of Administration, the Commissioner of Buildings and General Services, and interested stakeholders shall evaluate the State purchasing and contracting process. The evaluation shall include recommendations from the Chief Performance Officer, the Director of the Office of Purchasing and Contracting, the Commissioner of Finance and Management, and the Attorney General. As used in this subsection, "interested stakeholders" includes at least three vendors that regularly contract with the State, at least one Commissioner, and at least one Secretary.

(c) On or before November 15, 2016, the Secretary of Administration and the Commissioner of Buildings and General Services shall submit a plan for the State's purchasing and contracting services that will result in improved State services and increased financial savings. The plan shall include recommendations for:

(1) creating a mechanism to enforce uniform compliance with State contracting law and procedures,

(2) achieving cost efficiencies, and

(3) implementing e-procurement and contract management systems.

(d) The plan described in subsection (c) of this section shall be submitted to the House and Senate Committees on Government Operations and on

Appropriations, to the House Committee on Corrections and Institutions, and the Senate Committee on Institutions.

Sec. E.100.5 [DELETED]

Sec. E.100.6 LEGAL SERVICES; EVALUATION; REPORT

(a) The Secretary of Administration shall evaluate the use of State government legal service positions, including general counsels, assistant attorneys general, special assistant attorneys general, staff attorneys, and special counsels in the Executive Branch. The evaluation shall include the current number of positions, the change in the number of positions from 2006 to 2016, whether any positions duplicate services, and whether there are efficiencies to be gained by a different structure.

(b) On or before December 1, 2016, the Secretary of Administration shall submit a report based on the evaluation described in subsection (a) of this section to the House and Senate Committees on Appropriations.

Sec. E.100.7 32 V.S.A. § 306 is added to read:

§ 306. BUDGET REPORT

(a) The Governor shall submit to the General Assembly, not later than the third Tuesday of every annual session, a budget which shall embody his or her estimates, requests, and recommendations for appropriations or other authorizations for expenditures from the State Treasury. In the first year of the biennium, the budget shall relate to the two succeeding fiscal years. In the second year of the biennium, it shall relate to the succeeding fiscal year. The provisions of 2 V.S.A. § 20(d) (expiration of required reports) shall not apply to the report to be made under this subsection.

(1) The Governor shall develop and publish annually for public review as part of the budget report a current services budget, providing the public with an estimate of what the current level of services is projected to cost in the next fiscal year.

* * *

(d) The Governor shall develop a process for public participation in the development of budget goals, as well as general prioritization and evaluation of spending and revenue initiatives.

Sec. E.100.8 REPEAL

(a) 2012 Acts and Resolves No. 162, Sec. E.100.2 (purpose of State budget) is repealed.

Sec. E.100.9 REPORTING UNFUNDED BUDGET PRESSURES

(a) In an effort to better understand the current services obligations, as part of the budget report required under 32 V.S.A. 306(a)(1) the Governor shall include an itemization of current service liabilities including the total obligations and the current year funding requirement to fully fund them where an amortization schedule exist. These shall include but not be limited to the following liabilities projected for the start of the budget fiscal year:

(1) pension liabilities for the Vermont State Employees' Retirement System (VSERS) and the Vermont State Teachers' Retirement System (VSTRS);

(2) other post-employment benefit liabilities under current law and relevant Government Accounting Standards Board standards for the systems in subdivision (1) of this subsection;

(3) child care fee scale funding requirements to bring total year funding to current market rates and current federal poverty levels;

(4) reach up funding full benefit obligations prior to any reductions made pursuant to 33 V.S.A. §1103(a) which is ensure that the expenditures for the programs shall not exceed appropriations;

(5) funding requirements to provide LIHEAP benefits at the level estimated for the prior fiscal year;

(6) statutory funding levels for the Vermont Housing Conservation Board, municipal and regional planning;

(7) clean water commitments and remediation of superfund sites;

(8) maintenance of transportation infrastructure at current levels;

(9) projected fund liabilities of the funds identified in Section A. 2 of the "Notes" section of the most recent CAFR, including the Workers' Compensation Fund, the State Liability Insurance fund, the Medical Insurance Fund and the Dental Insurance Fund;

(10) a summary of other non-major enterprise funds and internal service funds where deficits exist in excess of \$1,500,000, including: Vermont Life Magazine; the Copy Center Fund; the Postage Fund, the Facilities Operations Fund, and the Property Management Fund; and

(11) the cost of each one percent increase up to projected inflation from the prior year for master grant direct services agencies.

Sec. E.102 [DELETED]

Sec. E.106 3 V.S.A. § 2281 is amended to read:

§ 2281. DEPARTMENT OF FINANCE AND MANAGEMENT

The Department of Finance and Management is created in the Agency of Administration and is charged with all powers and duties assigned to it by law, including the following:

* * *

~~(5) To maintain a central payroll office which shall be the successor to and continuation of the payroll functions of the Department of Human Resources. [Repealed.]~~

Sec. E.108 3 V.S.A. § 2283 is amended to read:

§ 2283. DEPARTMENT OF HUMAN RESOURCES

(a) The Department of Human Resources is created in the Agency of Administration. In addition to other responsibilities assigned to it by law, the Department is responsible for fulfilling the payroll functions and for the provision of centralized human resources management services for State government, including the administration of a classification and compensation system for State employees under chapter 13 of this title and the performance of duties assigned to the Commissioner of Human Resources under chapter 27 of this title. All agencies and departments of the State which receive services from the Department of Human Resources shall be charged for those services through an assessment payable to the Human Resources Internal Service Fund on a basis established by the Commissioner of Human Resources and with the approval of the Secretary of Administration.

(b) The Department of Human Resources shall maintain a central payroll office, which shall be the successor to and continuation of the payroll functions of the Department of Finance and Management.

(c)(1) There is established in the Department of Human Resources a Human Resource Services Internal Service Fund to consist of revenues from charges to agencies, departments, and similar units of Vermont State government and to be available to fund the costs of the consolidated human resource services in the Department of Human Resources.

* * *

Sec. E.108.1 TRANSFER OF POSITIONS AND APPROPRIATIONS

(a) The rules of the Department of Finance and Management relating to payroll in effect on the effective date of this act shall be the rules of the Department of Human Resources, until amended or repealed by that Department. All references in those rules to the "Commissioner" and the

“Department of Finance and Management,” shall be deemed to refer to the “Commissioner of Human Resources” and the “Department of Human Resources.”

(b) All employees, professional and support staff, consultants, positions, and equipment and the remaining balances of all appropriation amounts for personal services and operating expenses for the payroll function are transferred to the Department of Human Resources.

Sec. E.108.2 GENERAL AMENDMENTS

(a) The words “Commissioner of Finance and Management” are amended to read “Commissioner of Human Resources” in the following statutes:

(1) 3 V.S.A. § 631(a)(6)–(7), and 32 V.S.A. § 1261(a).

Sec. E.108.3 3 V.S.A. § 309 is amended to read:

§ 309. DUTIES OF COMMISSIONER OF HUMAN RESOURCES

(a) The Commissioner, as administrative head of the Department, shall direct and supervise all its administrative and technical activities. In addition to the duties imposed elsewhere in this chapter, it shall be the Commissioner’s duty:

* * *

(20) To maintain a central payroll office, personnel earnings records, and records on authorized deductions.

(21) To certify, by voucher, to the Commissioner of Finance and Management all necessary and appropriate disbursements associated with the payroll function.

* * *

Sec. E.108.4 CLASSIFICATION REPORT; UPDATE

(a) The Commissioner of Human Resources shall provide a status report to the Joint Fiscal Committee by November 1, 2016, regarding the State Employee Position Classification System consultant report required by 2015 Acts and Resolves No. 58, Sec. E.100.1. The status report shall include preliminary information including:

(1) based on the consultant report, recommended next steps and anticipated timeline;

(2) anticipated costs and resources to implement recommendations;
and

(3) the total cost of the current classification system and number of positions impacted.

(b) The Commissioner of Human Resources shall provide a report to the General Assembly on or before January 15, 2017, as outlined in subsection (a) of this section, to include anticipated required changes to statute, policy, system, and structural changes necessary to implement recommendations, unless otherwise required by the Joint Fiscal Committee, in accordance with 2015 Acts and Resolves No. 58, Sec. E.100.1.

Sec. E.108.5 REVIEW OF POLICIES TO ADDRESS NON-PUBLIC SAFETY EMPLOYEES' DEATH IN THE LINE OF DUTY

(a) The Commissioner of Human Resources shall review the policies in place to address specific incidents when a non-public safety employee dies in the line of duty. The results of this review and any recommendations shall be provided to the House and Senate Committees on Appropriations and Government Operations on or before December 15, 2016.

(b) To the extent that funding is needed for any recommendations in fiscal year 2017 the funding shall come from the Security Appropriation in Sec. B. 1101(c) of this act.

Sec. E.111 Tax – administration/collection

(a) Of this appropriation, \$15,000 is from the Current Use Administration Special Fund established by 32 V.S.A. § 9610(c) 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.113 Buildings and general services – engineering

(a) The \$3,553,061 interdepartmental transfer in this appropriation shall be from the General Bond Fund appropriation in the Capital Bill of the 2015 legislative session, as amended by the 2016 legislative session.

Sec. E.126 Legislature

(a) Notwithstanding any other provision of law, from fiscal year 2016 funds appropriated to the Legislature and carried forward into fiscal year 2017, the amount of \$113,500 shall revert to the General Fund.

(b) It is the intent of the General Assembly that funding for the Legislature in fiscal year 2017 be included at a level sufficient to support an 18-week legislative session.

Sec. E.126.1 3 V.S.A. § 637 is added to read:

§ 637. DENTAL COVERAGE; MEMBERS OF THE GENERAL ASSEMBLY; BUY-IN

(a) A member of the General Assembly and a session employee of the General Assembly or the Legislative Council shall be eligible to participate in any group dental insurance program negotiated in a collective bargaining agreement with State employees. Premiums shall be paid by the legislator or employee at the full actuarial rate with no contributions from the State and shall be deducted from compensation due for services rendered during the legislative session or assessed and paid directly by the legislator or employee.

(b) A person who elects to participate in the group dental insurance program pursuant to this section shall notify the program's administrator, in writing, of such election. The enrollment period for persons electing pursuant to this section shall correspond with the enrollment period for State employees.

Sec. E.126.2 LEGISLATIVE DEPARTMENT BUDGETS

(a) The Legislative Departments are authorized to transfer funding from the Legislative Council budget to the Legislative budget for Legislative Operations and a new Information Technology Systems budget to the extent that such transfers are approved by the Legislative Council Committee or the Joint Rules Committee.

Sec. E.126.3 32 V.S.A. § 1051 is amended to read:

§ 1051. SPEAKER OF THE HOUSE; AND PRESIDENT PRO TEMPORE OF THE SENATE; COMPENSATION AND EXPENSE REIMBURSEMENT

(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:

(1) \$652.00 a week for the 2005 Biennial Session and thereafter, to be paid in biweekly payments during the regular and adjourned sessions of the General Assembly; provided that, beginning on January 1, 2007, the weekly compensation shall be adjusted annually thereafter by the cost of living adjustment negotiated for State employees under the most recent collective bargaining agreement;

(2) ~~\$130.00~~ a an amount equal to one-fifth of the annually adjusted weekly compensation set forth in subdivision (1) of this subsection, rounded up to the nearest dollar, per day during a special session of the General Assembly which is called at any time following the 2005 Biennial Session; provided that, beginning on January 1, 2007, the daily compensation shall be adjusted annually thereafter by the cost of living adjustment negotiated for State employees under the most recent collective bargaining agreement; and

(3) mileage, meals, and rooms lodging expenses as provided to members of the General Assembly under subsection 1052(b) of this title during the biennial, adjourned, and special sessions of the General Assembly and in addition such other actual and necessary expenses incurred while engaged in duties imposed by law.

* * *

Sec. E.126.4 32 V.S.A. § 1052 is amended to read:

§ 1052. MEMBERS OF THE GENERAL ASSEMBLY; COMPENSATION AND EXPENSE REIMBURSEMENT

(a)(1) Each member of the General Assembly, other than the Speaker of the House and the President Pro Tempore of the Senate, is entitled to a weekly salary of \$589.00 for the 2005 Biennial Session and thereafter; provided that, beginning on January 1, 2007, the weekly compensation shall be adjusted annually thereafter by the cost of living adjustment negotiated for State employees under the most recent collective bargaining agreement. The salary of members shall be paid in biweekly installments.

(2) During a special session, a member is entitled to ~~\$118.00 a day~~ an amount equal to one-fifth of the annually adjusted weekly compensation set forth in subdivision (1) of this subsection, rounded up to the nearest dollar, for each day of a special session which is called at any time following the 2005 biennial session for each day on which the House of which he or she is a member shall sit.

* * *

Sec. E.127 Joint fiscal committee

(a) Notwithstanding any other provision of law, from fiscal year 2016 funds appropriated to the Joint Fiscal Committee and carried forward into fiscal year 2017, the amount of \$50,000 shall revert to the General Fund.

Sec. E.127.1 RECOMMENDATIONS FOR THE FUTURE OF THE VERMONT HEALTH BENEFIT EXCHANGE

(a)(1) The Joint Fiscal Office (JFO), in collaboration with one or more independent third parties pursuant to contracts negotiated for that purpose, shall conduct an analysis for the General Assembly on or before December 15, 2016 regarding the current functionality and long-term sustainability of the technology for Vermont Health Connect.

(2) The analysis shall include a review of the outstanding deficiencies in Vermont Health Connect functionality and customer support, an analysis of the Agency of Human Service's plans and actions to address these deficiencies, and a determination as to whether those plans and actions are likely to be effective.

(3) The analysis shall include an evaluation of the feasibility and cost-effectiveness of maintaining Vermont Health Connect either as a stand-alone system or as part of the technology for a larger, integrated eligibility system, including a comparison of these costs to those of other state-based exchanges. This analysis shall include a review of licensing costs and issues as they apply to both the commercial components and the software that make up Vermont Health Connect.

(4) The analysis shall provide a comparison of the costs of alternative approaches required to ensure a sustainable, effective state-based exchange and, to the extent possible, shall provide specific recommendations and action steps for legislative consideration. Alternative approaches shall include any opportunity to build on other states' exchange technology, as well as a fully or partially federally facilitated exchange. Factors to be analyzed include required technological change, ease of transition, short-term and long-term costs for both the transition and the operation of the alternative, and implications for future developments of the Vermont health care system.

(5) Any options presented in this analysis shall be scored based upon the factors in subdivision (a)(4) of this section.

(b) In conducting the analysis pursuant to this section, and in preparing any requests for proposals from independent third parties, the JFO shall consult with health insurers offering qualified health plans on Vermont Health Connect.

(c) The Secretary of Administration, the Secretary of Human Services, and the Chief Information Officer shall provide the JFO access to reviews conducted to evaluate Vermont Health Connect and any other information required to complete this analysis. The Executive Branch shall provide other assistance as needed. If necessary, the JFO shall enter into a memorandum of

understanding with the Executive Branch relating to any reviews or other information that shall protect security and confidentiality.

(d) Of the amounts appropriated in fiscal year 2017 from State funds to the Department of Vermont Health Access for the operation of Vermont Health Connect, the amount of \$250,000 is transferred from the Department to the JFO for the purpose of implementing this section.

Sec. E.128 Sergeant at arms

(a) Notwithstanding any other provision of law, from fiscal year 2016 funds appropriated to the Sergeant at Arms and carried forward into fiscal year 2017, the amount of \$10,000 shall revert to the General Fund.

Sec. E.128.1 2 V.S.A. § 63 is amended to read:

§ 63. SALARY

(a) The base salary for the a newly-elected Sergeant at Arms shall be \$47,917.00 as of January 1, 2015 provided that, beginning on July 1, 2015 set by the Joint Rules Committee 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 in accordance with any annual increase provided for legislative employees, unless otherwise determined by the Joint Rules Committee.

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

Sec. E.131 STATE TREASURER; TEACHERS' RETIREMENT PRESENTATION

(a) The State Treasurer shall work with the actuaries for the State Teachers' Retirement System and the State Employees' Retirement System and report to the General Assembly on the following:

(1) the percentage increase in the teachers and State employee salaries paid and the impact on the State Retirement Systems' funding assumptions; and

(2) the impact assessment for the current year contribution and the change to the long-term system obligation.

(b) Based on information provided by the Secretary of Education, the State Treasurer shall estimate the value of the teachers' contracts negotiated above 110% of the statewide average and calculate the impact of these contracts on the current year and future year payments of the Teachers' Retirement Fund.

(c) This report shall be submitted to the House and Senate Committees on Appropriations, Education and Government Operations as part of the State Treasurer's 2018 budget submission.

Sec. E.133 Vermont state retirement system

(a) Notwithstanding 3 V.S.A. § 473(d), in fiscal year 2017, investment fees shall be paid from the corpus of the Fund.

Sec. E.133.1 3 V.S.A. § 473(c) is amended to read:

(c) Employer contributions, earnings, and payments.

* * *

(4) Beginning July 1, 2008, until ~~until~~ the unfunded accrued liability is liquidated, the basic accrued liability contribution shall be the annual payment required to liquidate the unfunded accrued liability over a closed period of 30 years ending on June 30, 2038, from July 1, 2008 provided that:

(A) From July 1, 2009 to June 30, 2019, the amount of each annual basic accrued liability contribution after June 30, 2009, shall be determined by amortization of the unfunded liability over the remainder of the closed 30-year period in installments increasing at a rate of five percent greater than the preceding annual basic accrued liability contribution per year;

(B) Beginning July 1, 2019 and annually thereafter, the amount of each annual basic accrued liability contribution shall be determined by amortization of the unfunded liability over the remainder of the closed 30-year period in installments increasing at a rate of three percent per year; and

(C) Any variation in the contribution of normal, basic, unfunded accrued liability or additional unfunded accrued liability contributions from those recommended by the actuary and any actuarial gains and losses shall be added or subtracted to the unfunded accrued liability and amortized over the remainder of the closed 30-year period.

Sec. E.141 REPEALS

(a) 2015 Acts and Resolves No. 57, Sec. 97 (amending the Lottery Commission's rulemaking authority with respect to lottery product sales locations) is repealed.

(b) 2015 Acts and Resolves No. 57, Sec. 99(15) (effective date for amendment to the Lottery Commission's rulemaking authority with respect to lottery product sales locations) is repealed.

Sec. E.141.1 31 V.S.A. § 654 is amended to read:

§ 654. POWERS AND DUTIES

The Commission shall adopt rules pursuant to 3 V.S.A. chapter 25, governing the establishment and operation of the State Lottery. The rules may include the following:

* * *

(7) ~~Ticket Lottery product~~ sales locations, which may include ~~state~~ State liquor stores and liquor agencies; private business establishments; fraternal, religious, and volunteer organizations; town clerks' offices; and ~~state~~ State fairs, race tracks and other sporting arenas;

* * *

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

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.

* * * 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.

Sec. E.204 PRIVATE CAUSE OF ACTION; EXTENSION OF DATE

(a) Notwithstanding 9 V.S.A. § 3048(b), a consumer may not, prior to July 1, 2017, bring a private cause of action under 9 V.S.A. chapter 63, subchapter 1, for a violation of the requirements of 9 V.S.A. chapter 82a.

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.

(b) The Department of Public Safety shall continue to provide 911 call-taking services unless otherwise directed by legislative enactment.

Sec. E.208.1 20 V.S.A. § 2063(c) is amended to read:

(c)(1) The Criminal History Record Check Fund is established and shall be managed by the Commissioner of Public Safety in accordance with the provisions of 32 V.S.A. chapter 7, subchapter 5. ~~The first \$200,000.00 of fees paid each year under this section shall be placed in the fund Fund~~ and used for personnel and equipment related to the processing, maintenance, and dissemination of criminal history records. The Commissioner of Finance and Management may draw warrants for disbursements from this Fund in anticipation of receipts.

~~(2) After the first \$200,000.00 of fees paid each year under this section are placed in the Criminal History Record Check Fund, all~~ At the end of each fiscal year, any undesignated surplus in the Fund additional fees paid during that year under this section shall go be transferred to the General Fund.

Sec. E.208.2 CRIMINAL HISTORY RECORDS; REVIEW

(a) The Joint Justice Oversight Committee shall review the State and federal requirements for criminal history background checks, the costs incurred by local social service entities in obtaining the checks, and the cost incurred by the State in providing them. The Vermont Crime Information Center shall provide the Committee financial, performance and statistical information as needed to conduct this review. The Committee shall determine if there are changes or processes that could be implemented that maintain public safety while increasing cost effectiveness, giving particular consideration to changes that could reduce the financial burden on local social agencies conducting multiple background checks on the same person within a short time span. The Oversight Committee shall provide any recommendations for legislation to the House and Senate Committees on Judiciary on or before January 15, 2017.

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.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, \$1,000 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 \$55,021 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.222 ONE-TIME FUNDING; 2 PLUS 2 FARM SCHOLARSHIP PROGRAM

(a) Included in the appropriation for the 2 Plus 2 Farm Scholarship Program in Sec. B.222 of this act is \$35,000 in one-time funds to provide funding in a time frame that allows newly accepted freshman students to consider all of the student aid offers available to them concurrently.

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 \$711,490 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, as amended by 2014 Acts and Resolves No. 179, Sec. E.224.1.

(b) No more than 20 percent of the funds appropriated to the Working Lands Enterprise Board in this section shall be used to support administration and operating expenses of the grant program.

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.228 [DELETED]

Sec. E.232 RECORDS RETENTION AND ARCHIVING

(a) The State Archivist shall, in consultation with representatives of statewide criminal justice agencies, develop recommendations and action plans for these agencies to meet their records retention and evidence requirements. These recommendations and action plans shall consider industry best practice and cost efficiency and security, including available options for digital records.

(b) The State Archivist, in consultation with the Department of Information and Innovation, shall develop best practices for how and when to destroy electronic records that are no longer required to be maintained by State agencies and departments.

Sec. E.233 30 V.S.A. § 20 is amended to read:

§ 20. PARTICULAR PROCEEDINGS AND ACTIVITIES; PERSONNEL

(a)(1) The Board or the Department of Public Service may authorize or retain legal counsel, official stenographers, expert witnesses, advisors, temporary employees, and other research, scientific, or engineering services:

~~(i)~~(A) To assist the Board or Department in any proceeding listed in subsection (b) of this section.

~~(ii)~~(B) To monitor compliance with any formal opinion or order of the Board.

~~(iii)~~(C) In proceedings under section 248 of this title, to assist other State agencies that are named parties to the proceeding where the Board or Department determines that they are essential to a full consideration of the petition, or for the purpose of monitoring compliance with an order resulting from such a petition.

~~(iv)~~(D) In addition to the ~~above~~ services in subdivisions (1)(A)–(C) of this subsection (a), in proceedings under subsection 248(h) of this title, by contract with the regional planning commission of the region or regions affected by a proposed facility, to assist in determining conformance with local and regional plans and to obtain the ~~commissions~~ commission's data, analysis, and recommendations on the economic, environmental, historic, or other impact of the proposed facility in the region.

~~(v)~~(E) To assist in monitoring the ongoing and future reliability and the postclosure activities of any nuclear generating plant within the State. ~~For the purpose of~~ In this subdivision section, “postclosure activities” includes

planning for and implementation of any action within the State's jurisdiction that shall or will occur when the plant permanently ceases generating electricity.

(2) The Agency of Natural Resources may authorize or retain legal counsel, official stenographers, expert witnesses, advisors, temporary employees, and other research, scientific, or engineering services to:

(A) Assist the Agency of Natural Resources in any proceeding under section 248 of this title.

(B) Monitor compliance with an order issued under section 248 of this title.

(C) Assist the Board or the Department of Public Service in any proceedings described in subdivisions (b)(9) (Federal Energy Regulatory Commission) and (11) (Nuclear Regulatory Commission) of this section. Allocation of Agency of Natural Resources costs under this subdivision (C) shall be in the same manner as provided under subdivisions (b)(9) and (11) of this section. The Agency of Natural Resources shall report annually to the Joint Fiscal Committee all costs incurred and expenditures charged under the authority of this subsection with respect to proceedings under subdivision (b)(9) of this section and the purpose for which such costs were incurred and expenditures made.

(D) Assist in monitoring the postclosure activities of any nuclear generating plant within the State.

(3) The Department of Health may authorize or retain legal counsel, official stenographers, expert witnesses, advisors, temporary employees, and other research, scientific, or engineering services to assist in monitoring the postclosure activities of any nuclear generating plant within the State.

(4) The personnel authorized by this section shall be in addition to the regular personnel of the Board or the Department of Public Service or other State agencies; and in the case of the Department of Public Service or other State agencies may be retained only with the approval of the Governor and after notice to the applicant or the ~~public-service~~ company or companies involved. The Board or the Department of Public Service shall fix the amount of compensation and expenses to be paid such additional personnel, except that the Agency of Natural Resources or the Department of Health, respectively, shall fix the amount of compensation and expenses to be paid to additional personnel that it retains under ~~subdivision~~ subdivisions (2) or (3) of this subsection.

Sec. E.233.1 30 V.S.A. § 21 is amended to read:

§ 21. PARTICULAR PROCEEDINGS AND ACTIVITIES; ASSESSMENT OF COSTS

(a) ~~The Board, the Department, or the Agency of Natural Resources~~ An agency may allocate the portion of the expense incurred or authorized by it in retaining additional personnel ~~for the particular proceedings authorized in pursuant to~~ section 20 of this title to the applicant or the ~~public service~~ company or companies involved ~~in those proceedings~~. In this section, "agency" means an agency, board, or department of the State enabled to authorize or retain personnel under section 20 of this title.

(1) The Board shall upon petition of an applicant or ~~public service~~ company to which costs are proposed to be allocated, review and determine, after opportunity for hearing, having due regard for the size and complexity of the project, the necessity and reasonableness of such costs, and may amend or revise such allocations. Nothing in this section shall confer authority on the Board to select or decide the personnel, the expenses of whom are being allocated, unless such personnel are retained by the Board. Prior to allocating costs, the Board shall make a determination of the purpose and use of the funds to be raised hereunder, identify the recipient of the funds, provide for allocation of costs among companies to be assessed, indicate an estimated duration of the ~~proceedings~~ retention of personnel whose costs are being allocated, and estimate the total costs to be imposed. With the approval of the Board, such estimates may be revised as necessary. From time to time during the progress of the work of such additional personnel, the ~~Board, the Department, or the Agency of Natural Resources~~ agency retaining the personnel shall render to the company detailed statements showing the amount of money expended or contracted for in the work of such personnel, which statements shall be paid by the applicant or the ~~public service~~ company into the State Treasury at such time and in such manner as the ~~Board, the Department, or the Agency of Natural Resources~~ agency may reasonably direct.

(2) In any proceeding under section 248 of this title, the Agency of Natural Resources may allocate the portion of the expense incurred in retaining additional staff authorized in subsection 21(a) of this title only if the following apply:

(A) the Agency of Natural Resources does not have the expertise and the retention of such expertise is required to fulfill ~~the Agency's~~ its statutory obligations in the proceeding; and

(B) the Agency of Natural Resources allocates only that portion of the cost for such expertise that exceeds the fee paid by the applicant under section 248b of this title.

(b) ~~When regular employees of the Board, the Department, or the Agency of Natural Resources~~ an agency are employed in the particular proceedings and activities described in section 20 of this title, ~~the Board, the Department, or the Agency of Natural Resources~~ agency may also allocate the portion of ~~their~~ its costs and expenses to the applicant or the ~~public-service~~ company or companies involved ~~in the proceedings~~. The costs of regular employees shall be computed on the basis of working days within the salary period. The manner of assessment and of making payments shall otherwise be as provided for additional personnel in subsection (a) of this section. However, with respect to proceedings under section 248 of this title, the Agency of Natural Resources shall not allocate the costs of regular employees.

* * *

(e) ~~On or before January 15, 2011, and annually thereafter, the Agency of Natural Resources~~ Annually, on or before January 15, each agency shall report to the Senate and House Committees on Natural Resources and Energy the total amount of expenses allocated under this section during the previous fiscal year. The report shall include the name of each applicant or ~~public-service~~ company to whom expenses were allocated and the amount allocated to each applicant or company.

* * *

(g) ~~The Board, or the Department with the approval of the Governor,~~ An agency may allocate such portion of expense incurred or authorized by it in compensating persons retained in the monitoring of postclosure activities of a nuclear generating plant pursuant to subdivision 20(a)(1)(v) subsection 20(a) of this title to the ~~nuclear-generating~~ plant whose activities are being monitored. Except for the Board, the agency shall obtain the approval of the Governor before making such an allocation.

* * *

* * * 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 2017 are made, notwithstanding 2013 Acts and Resolves No. 50, Sec. D.104.

Sec. E.300.1 3 V.S.A. § 3022a is added to read:

§ 3022a. IMPROVING GRANTS MANAGEMENT FOR RESULTS-BASED PROGRAMS

(a) The Secretary of Human Services shall compile a grants inventory using the Department of Finance and Management's master list of all grants awarded during the prior fiscal year by the Agency or any 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 funds committed during the prior fiscal year;
- (3) a summary description of each grant;
- (4) the recipient of the grant;
- (5) the department responsible for making the award;
- (6) the major Agency program served by the grant;
- (7) the existence or nonexistence in the grant of performance measures;
- (8) the scheduled expiration date of the grant;
- (9) the number of people served by each grant;
- (10) the length of time the entity has had the grant; and
- (11) the indirect rate of the entity.

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

(c) The Secretary of Human Services and the Chief Performance Officer shall report to the Government Accountability Committee in September of each year and to the House and Senate Committees on Appropriations annually, on or before January 15, regarding 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, to the extent that it does not conflict with Agency of Administration Bulletin 5 – Policy for Grant Issuance and Monitoring or federal requirements contained in 2 C.F.R. Chapter I, Chapter II, Part 200, including:

(A) a specific format covering expected goals and clear concise performance measures that demonstrate results and which are attached to each goal; and

(B) providing both community organizations and the Agency 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.300.2 REDUCING DUPLICATION OF AHS SERVICES;
PROGRESS REPORT

(a) On or before November 15, 2016, the Agency of Human Services shall report to the House Committees on Appropriations, on Health Care, and on Human Services and the Senate Committees on Appropriations and on Health and Welfare regarding its progress in implementing the recommendations in the areas of case management, medication management, and diagnostic assessment and evaluation contained in the report on reducing duplication of services that the Agency submitted to the General Assembly on January 15, 2016 pursuant to 2015 Acts and Resolves No. 54, Sec. 25.

Sec. E.300.3 2014 Acts and Resolves No. 158 is amended to read:

Sec. 1. 13 V.S.A. § 4801 is amended to read:

* * *

Sec. 13. REPORTS

* * *

(d) On or before November 30, 2016, the Department of Mental Health, the Department of Disabilities, Aging and Independent Living and the Department of Corrections shall report to the Health Reform Oversight Committee and the Joint Legislative Oversight Committee on the Departments' examination of the implications of this act and the Departments' proposals for strengthening the act to help ensure its successful implementation. The report shall include recommendations for defining traumatic brain injury for purposes of determining when one may challenge a defendant's sanity at the time of the alleged offense or a defendant's mental competency to stand trial for the alleged offense. The report shall also identify appropriate treatment options

and venues for this population and shall assess the funding that would be required to implement the legislation as drafted or, in the alternative, to develop and support the report's recommendations.

* * *

Sec. 16. EFFECTIVE DATES

(a) Secs. 1-12 shall take effect on July 1, ~~2017~~ 2018.

* * *

Sec. E.300.4 SUSTAINABILITY OF TOBACCO PROGRAMS AND PLAN TO REPLACE LOSS OF STRATEGIC CONTRIBUTION FUNDS

(a) The Secretary of Administration or designee, the Secretary of Human Services or designee, the Tobacco Evaluation and Review Board, and participating stakeholders in the implementation of the tobacco control programs shall develop an action plan for tobacco program funding at a level necessary to maintain the gains made in preventing and reducing tobacco use that have been accomplished since their inception. In addition, the plan shall consider utilizing a percentage of tobacco revenues and the inclusion of monies that have been withheld by tobacco manufacturers but which may be received by the State of Vermont in future years.

(b) The Secretary of Human Services shall present this plan to the Joint Fiscal Committee at its November 2016 meeting.

Sec. E.300.5 DESIGNATED AND SPECIALIZED AGENCIES; RATE INCREASE

(a) The funds allocated in this act shall be to increase the amounts paid to designated agencies and specialized service agencies and shall be used by those agencies to increase total compensation for direct care workers and non-executive level staff. For the purposes of this section, direct care workers shall include case managers, service coordinators and independent direct care support workers. Up to 10% of the funds may be used for administrative expenditures such as hiring, training and performance management systems. Each designated and specialized service agency shall report to the Agency of Human Services how it has complied with this provision.

Sec. E.300.6 RATE INCREASE FOR NONDESIGNATED SERVICE PROVIDERS

(a) Of the Global Commitment Funds appropriated to the Agency of Human Services Central office, \$1,751,313 shall be used to provide an across-the-board reimbursement rate increase not to exceed 2 percent for nondesignated service providers that include choices for care home and

community based providers, area agencies on aging and group home providers in the Department for Children and Families. This appropriation shall be transferred to the respective departments upon determination of the appropriate amounts for transfer.

(b) The Agency may use any funds unallocated in subsection (a) of this section to establish a method of short term financial assistance for home health agencies at risk of insolvency and closure where such relief would allow an agency to transition to long term financial viability.

(c) Agencies receiving funds allocated as result of subsection (a) of this section, shall utilize the funds to increase total compensation for direct care workers and non-executive level staff. For the purposes of this section, direct care workers shall include case managers, service coordinators and independent direct care support workers. Up to 10% of the funds may be used for administrative expenditures such as hiring, training and performance management systems.

Sec. E.300.7 VERMONT LAW SCHOOL; LEGAL CLINIC SUPPORT

(a) The Secretary shall issue grants of \$135,000 in the last quarter of fiscal year 2016 and the first quarter of fiscal year 2017 to the Vermont Law School Legal Clinic to support its legal services programs and strengthen its services in domestic violence and veterans-related issues.

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 \$29,633,326 is anticipated to be certified as State matching funds under the Global Commitment as follows:

(1) \$18,500,400 certified State match available from local education agencies for eligible special education school-based Medicaid services under the Global Commitment. This amount combined with \$21,999,600 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) \$4,091,214 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) \$1,883,273 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-age children.

(4) \$2,731,052 certified State match available via the University of Vermont's Child Health Improvement Program for quality improvement initiatives for the Medicaid program.

(5) \$2,427,387 certified State match available from local designated mental health and developmental services agencies for eligible mental health services provided under Global Commitment.

Sec. E.304 3 V.S.A. § 3091(h) is amended to read:

(h)(1) Notwithstanding subsections (d) and (f) of this section, the Secretary shall review all Board decisions and orders concerning TANF, TANF-EA, Office of Child Support Cases, ~~and Medicaid,~~ and the Vermont Health Benefit Exchange. The Secretary shall:

(A) adopt a Board decision or order, except that the Secretary may reverse or modify a Board decision or order if:

(i) the Board's findings of fact lack any support in the record; or

(ii) the decision or order implicates the validity or applicability of any Agency policy or rule.

(B) issue a written decision setting forth the legal, factual, or policy basis for reversing or modifying a Board decision or order.

(2) Notwithstanding subsections (d) and (f) of this section, a Board decision and order concerning TANF, TANF-EA, Office of Child Support, ~~or Medicaid,~~ and the Vermont Health Benefit Exchange shall become the final and binding decision of the Agency upon its approval by the Secretary. The Secretary shall either approve, modify, or reverse the Board's decision and order within 15 days of the date of the Board decision and order. If the Secretary fails to issue a written decision within 15 days as required by this subdivision, the Board's decision and order shall be deemed to have been approved by the Secretary.

* * *

Sec. E.306 18 V.S.A. § 9351 is amended to read:

§ 9351. HEALTH INFORMATION TECHNOLOGY PLAN

(a) The Secretary of Administration or designee shall be responsible for the overall coordination of Vermont's statewide Health Information Technology Plan. The Plan shall be updated every five years to create a strategic vision for clinical health information technology. The Secretary or designee shall administer ~~and update~~ the Plan ~~as needed~~, which shall include the implementation of an integrated electronic health information infrastructure for the sharing of electronic health information among health care facilities, health care professionals, public and private payers, and patients. The Plan shall include standards and protocols designed to promote patient education, patient privacy, physician best practices, electronic connectivity to health care data, and, overall, a more efficient and less costly means of delivering quality health care in Vermont.

* * *

(c) The Secretary of Administration or designee ~~shall~~ may update the ~~plan annually~~ Plan as needed to reflect emerging technologies, the State's changing needs, and such other areas as the Secretary or designee deems appropriate. The Secretary or designee shall solicit recommendations from Vermont Information Technology Leaders, Inc. (VITL) and other entities in order to update the Health Information Technology Plan pursuant to this section, including applicable standards, protocols, and pilot programs, and may enter into a contract or grant agreement with VITL or other entities to update some or all of the Plan. Upon approval by the Secretary, the updated Plan shall be distributed to the Commissioner of Information and Innovation; the Commissioner of Financial Regulation; the Commissioner of Vermont Health Access; the Secretary of Human Services; the Commissioner of Health; the Commissioner of Mental Health; the Commissioner of Disabilities, Aging, and Independent Living; the Senate Committee on Health and Welfare; the House Committee on Health Care; affected parties; and interested stakeholders. Unless major modifications are required, the Secretary may present updated information about the Plan to the Green Mountain Care Board and legislative committees of jurisdiction in lieu of creating a written report.

* * *

(f) ~~Qualified applicants may seek grants to invest in the infrastructure necessary to allow for and promote the electronic exchange and use of health information from federal agencies, including the Office of the National Coordinator for Health Information Technology, the Health Resources and Services Administration, the Agency for Healthcare Research and Quality, the Centers for Medicare and Medicaid Services, the Centers for Disease Control~~

~~and Prevention, the U.S. Department of Agriculture, and the Federal Communications Commission. The Secretary of Administration or designee shall require applicants for grants authorized pursuant to Section 13301 of Title XXX of Division A of the American Recovery and Reinvestment Act of 2009, Public Law 111-5, to submit the application for State review pursuant to the process established in federal Executive Order 12372, Intergovernmental Review of Federal Programs. Grant applications shall be consistent with the goals outlined in the strategic plan developed by the Office of the National Coordinator for Health Information Technology and the statewide Health Information Technology Plan. [Repealed.]~~

Sec. E.306.1 18 V.S.A. § 9352(h) is amended to read:

~~(h) Loan and grant programs. VITL shall solicit recommendations from the Secretary of Administration or designee, health insurers, the Vermont Association of Hospitals & Health Systems, Inc., the Vermont Medical Society, Bi State Primary Care Association, the Council of Developmental and Mental Health Services, the Behavioral Health Network, the Vermont Health Care Association, the Vermont Assembly of Home Health Agencies, other health professional associations, and appropriate departments and agencies of State government, in establishing a financing program, including loans and grants, to provide electronic health records systems to providers, with priority given to Blueprint communities and primary care practices serving low income Vermonters. Health information technology systems acquired under a grant or loan authorized by this section shall comply with data standards for interoperability adopted by VITL and the State Health Information Technology Plan. An implementation plan for this loan and grant program shall be incorporated into the State Health Information Technology Plan. [Repealed.]~~

Sec. E.306.2 18 V.S.A. § 706(c) and (d) are amended to read:

(c)(1) The Blueprint payment reform methodologies shall include per-person per-month payments to medical home practices by each health insurer and Medicaid for their attributed patients and for contributions to the shared costs of operating the community health teams. Per-person per-month payments to practices shall be based on the official National Committee for Quality Assurance's Physician Practice Connections-Patient Centered Medical Home (NCQA PPC-PCMH) score to the extent practicable and shall be in addition to their normal fee-for-service or other payments.

(2) Consistent with the recommendation of the Blueprint expansion design and evaluation committee, the director of the Blueprint may ~~implement~~ recommend to the Commissioner of Vermont Health Access changes to the payment amounts or to the payment reform methodologies described in subdivision (1) of this subsection, including by providing for enhanced

payment to health care professional practices which operate as a medical home, including primary care naturopathic physicians' practices; payment toward the shared costs for community health teams; or other payment methodologies required by the Centers for Medicare and Medicaid Services (CMS) for participation by Medicaid or Medicare.

* * *

(d) An insurer may appeal a decision ~~of the director~~ to require a particular payment methodology or payment amount to the ~~commissioner of Vermont health access~~ Commissioner of Vermont Health Access, who shall provide a hearing in accordance with 3 V.S.A. chapter 25. An insurer aggrieved by the decision of the ~~commissioner~~ Commissioner may appeal to the ~~superior court~~ Superior Court for the Washington district within 30 days after the ~~commissioner~~ Commissioner issues his or her decision.

Sec. E.306.3 [DELETED]

Sec. E.306.4 [DELETED]

Sec. E.306.5 33 V.S.A. § 1901e(c) is amended to read:

(c) ~~At the close of the fiscal year~~ Annually, on or before October 1, the Agency shall provide a detailed report to the Joint Fiscal Committee which describes the managed care organization's investments under the terms and conditions of the Global Commitment for Health Medicaid Section 1115 waiver, including the amount of the investment and the agency or departments authorized to make the investment.

Sec. E.306.6 33 V.S.A. § 1901h is amended to read:

§ 1901h. PROSPECTIVE PAYMENT; HOME HEALTH SERVICES

(a) On or before ~~July 1, 2016~~ July 1, 2017 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 the Global Commitment to Health waiver, and to replace fee-for-service payment methodologies. The Department shall determine an appropriate schedule for determining a revised base calculation for the payment.

* * *

Sec. E.306.7 33 V.S.A. § 1908 is amended to read:

§ 1908. MEDICAID; PAYER OF LAST RESORT; RELEASE OF INFORMATION

(a) Any clause in an insurance contract, plan, or agreement which limits or excludes payments to a recipient is void.

(b) Medicaid shall be the payer of last resort to any insurer which contracts to pay health care costs for a recipient.

(c) Every applicant for or recipient of Medicaid under this subchapter is deemed to have authorized all third parties to release to the Agency all information needed by the Agency to secure or enforce its rights under this subchapter. The Agency shall inform an applicant or recipient of the provisions of this subsection at the time of application for Medicaid benefits.

~~(d) At the Agency's request, an insurer shall provide the Agency with the information necessary to determine whether an applicant or recipient of Medicaid under this subchapter is or was covered by the insurer and the nature of the coverage, including the member, subscriber, or policyholder information necessary to determine third party liability and other information required under 18 V.S.A. § 9410(h). The Agency may require the insurer to provide the information electronically. On and after July 1, 2016, an insurer shall accept the Agency's right of recovery and the assignment of rights and shall not charge the Agency or any of its authorized agents fees for the processing of claims or eligibility requests. Data files requested by or provided to the Agency shall provide the Agency with eligibility and coverage information that will enable the Agency to determine the existence of third-party coverage for Medicaid recipients, the period during which Medicaid recipients may have been covered by the insurer, and the nature of the coverage provided, including information such as the name, address, and identifying number of the plan.~~

(e)(1) Upon request, to the extent permitted under the federal Health Insurance Portability and Accountability Act and other federal privacy laws and notwithstanding any State privacy law to the contrary, an insurer shall transmit to the Agency, in a manner prescribed by the Centers for Medicare and Medicaid Services or as agreed between the insurer and the Agency, an electronic file of all of the insurer's identified subscribers or policyholders and their dependents.

(2) An insurer shall comply with a request under the provisions of this subsection no later than 60 days following the date of the Agency's request and shall be required to provide the Agency with only the information required by this section.

(3) The Agency shall request the data from an insurer once each month. The Agency shall not request subscriber or policyholder enrollment data that precede the date of the request by more than three years.

(4) The Agency shall use the data collected pursuant this section solely for the purposes of determining whether a Medicaid recipient also has or has had coverage with the insurer providing the data.

(5) The Agency shall ensure that all data collected and maintained pursuant to this section are collected and stored securely and that such data are stored no longer than necessary to determine whether Medicaid benefits may be coordinated with the insurer, or as otherwise required by law.

Insurers shall not be liable for any security incidents caused by the Agency in the collection or maintenance of the data.

(f)(1) Each insurer shall submit a file containing information required to coordinate benefits, such as the name, address, group policy number, coverage type, Social Security number, and date of birth of each subscriber or policyholder and each dependent covered by the insurer, including the policy effective and termination dates, claims submission address, and employer's mailing address.

(2) The Agency shall adopt rules governing the exchange of information pursuant to this section. The rules shall be consistent with laws relating to the confidentiality or privacy of personal information and medical records, including the Health Insurance Portability and Accountability Act.

(g) From funds recovered pursuant to this subchapter, the federal government shall be paid a portion equal to the proportionate share originally provided by the federal government to pay for medical assistance to a recipient or minor.

Sec. E.306.8 33 V.S.A. § 111(a) is amended to read:

(a)(1) The names of or information pertaining to applicants for or recipients of assistance or benefits, including information obtained under section 112 of this title, shall not be disclosed to anyone, except for the purposes directly connected with the administration of the Department or when required by law.

(2) Names of or information pertaining to applicants for or recipients of Medicaid shall be subject to the confidentiality provisions set forth in section 1902a of this title.

Sec. E.306.9 33 V.S.A. § 1902a is added to read:

§ 1902a. CONFIDENTIALITY OF MEDICAID APPLICATIONS AND RECORDS; DISCLOSURE TO AUTHORIZED REPRESENTATIVE

(a) All applications submitted and records created under the authority of this chapter concerning any applicant for or recipient of Medicaid are confidential and shall be made available only to persons authorized by the Agency, the State, or the United States for purposes directly related to plan administration. In addition, the Agency shall maintain a process to allow a Medicaid applicant or recipient or his or her authorized representative to have access to confidential information when necessary for an eligibility determination and the appeals process.

(b) Applications and records considered confidential are those that disclose:

(1) the name and address of the applicant or recipient;

(2) medical services provided;

(3) the applicant's or recipient's social and economic circumstances;

(4) the Agency's evaluation of personal information;

(5) medical data, including diagnosis and past history of disease or disability; and

(6) any information received for the purpose of verifying income eligibility and determining the amount of medical assistance payments.

(c) A person found to have violated this section may be assessed an administrative penalty of not more than \$1,000.00 for a first violation and not more than \$2,000.00 for any subsequent violation.

(d) As used in this section:

(1) "Authorized representative" means any person designated by a Medicaid applicant or recipient to review confidential information about the Medicaid applicant or recipient pertaining to the eligibility determination and the appeals process.

(2) "Purposes directly related to plan administration" means establishing eligibility, determining the amount of medical assistance, providing services to recipients, conducting or assisting with an investigation or prosecution, and civil or criminal proceedings, or audits, related to the administration of the State Medicaid program.

Sec. E.306.10 33 V.S.A. § 2001 is amended to read:

§ 2001. LEGISLATIVE OVERSIGHT

(a) In connection with the Pharmacy Best Practices and Cost Control Program, the Commissioner of Vermont Health Access shall report for review by the ~~Health Care Oversight Committee, prior to initial implementation, and House Committees on Appropriations, on Health Care, and on Human Services and the Senate Committees on Appropriations and on Health and Welfare~~ prior to any subsequent modifications:

(1) the compilation that constitutes the preferred drug list or list of drugs subject to prior authorization or any other utilization review procedures;

(2) any utilization review procedures, including any prior authorization procedures; and

(3) the procedures by which drugs will be identified as preferred on the preferred drug list, and the procedures by which drugs will be selected for prior authorization or any other utilization review procedure.

(b) The ~~Health Care Oversight Committee~~ Committees shall closely monitor implementation of the preferred drug list and utilization review procedures to ensure that the consumer protection standards enacted pursuant to section 1999 of this title are not diminished as a result of implementing the preferred drug list and the utilization review procedures, including any unnecessary delay in access to appropriate medications. The ~~Committee~~ Committees shall ensure that all affected interests, including consumers, health care providers, pharmacists, and others with pharmaceutical expertise have an opportunity to comment on the preferred drug list and procedures reviewed under this subsection.

(c) The Commissioner of Vermont Health Access shall report annually on or before ~~August 31~~ October 30 to the ~~Health Reform Oversight Committee~~ House Committees on Appropriations, on Health Care, and on Human Services and the Senate Committees on Appropriations and on Health and Welfare concerning the Pharmacy Best Practices and Cost Control Program. Topics covered in the report shall 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.306.11 PRESCRIBING PRACTICES; CLINICAL UTILIZATION REVIEW BOARD; REPORT

(a) The Clinical Utilization Review Board in the Department of Vermont Health Access shall analyze data from prescriptions dispensed to Medicaid beneficiaries, including prescriptions written to treat mental health conditions, to determine whether health care providers routinely follow the U.S. Food and Drug Administration's recommended dosage amounts. On or before January 15, 2017, the Clinical Utilization Review Board shall report its findings and any recommendations to the House Committees on Appropriations, on Health Care, and on Human Services and the Senate Committees on Appropriations and on Health and Welfare.

Sec. E.306.12 APPROPRIATION; AMBULANCE PROVIDER REIMBURSEMENT RATES

(a) Of the funds appropriated to the Department, \$2,300,000 in fiscal year 2017 shall be allocated for the purpose of increasing reimbursement rates to ambulance agencies beginning on July 1, 2016 for services provided to Medicaid beneficiaries.

(b) As part of the fiscal year 2017 budget adjustment the Department shall report on the impact of this reimbursement change and status of implementation and collection of the ambulance provider tax enacted in fiscal year 2017.

Sec. E.306.13 PRIMARY CARE REALLOCATION

(a) Beginning in hospital budget year 2017 the Department of Vermont Health Access shall use up to \$4,000,000 to increase reimbursement rates to Medicaid participating providers for Medicaid primary care services delivered on or after October 1, 2016. The purpose of the increase shall be to restore in part the primary care rate increase that was provided with federal funds through the Affordable Care Act and that expired on December 31, 2014.

(b) To offset the increases required by subsection (a) of this section within the resources appropriated to the Department of Vermont Health Access by this act, the Department is authorized to adjust as needed the rates of payments for inpatient care, outpatient care, professional services, and other Medicaid-covered services at academic medical centers providing tertiary care beginning on October 1, 2016.

(c) On or before November 1, 2016, the Department of Vermont Health Access shall provide a report on its implementation of this section to the Health Reform Oversight Committee and the Joint Fiscal Committee.

Sec. E.306.14 APPLIED BEHAVIOR ANALYSIS

(a) The Department of Vermont Health Access shall, in consultation with interested parties, examine its current network of providers of Applied Behavior Analysis (ABA) services to Vermonters with autism spectrum disorders and determine if the reimbursement rates currently in place are sufficient to sustain a provider network large enough to allow access to all Medicaid enrollees eligible to receive ABA services.

Sec. E.306.15 MEDICAID NON-EMERGENCY TRANSPORTATION

(a) In fiscal year 2017, when the General Assembly is not in session, prior to executing a contract to provide Medicaid Non-Emergency Transportation services, the Department of Vermont Health Access shall provide to the Joint Fiscal Committee for review and approval a detailed analysis that executing such a contract shall not compromise any State policy, including the coordinated delivery of transportation services of the Elderly and Disabled program and the Medicaid Non-Emergency Transportation program, that there will be no degradation of service to eligible individuals, and that the financial stability of the State's public transportation systems will be maintained. The analysis shall also include the impact of the Agency of Transportation investments in vehicles, technology, and other capital investments in the coordinated care delivery model.

Sec. E.307 GROUP THERAPY ANALYSIS

(a) The Department of Vermont Health Access shall, in consultation with interested parties, analyze utilization trends of individual and group psychotherapy to determine if the reimbursement rates currently in place for group therapy are sufficient to sustain access to cost-effective and appropriate psychotherapy services to all Medicaid enrollees eligible to receive services.

Sec. E.307.1 [DELETED]**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 2016 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 2016 total Choices for Care expenditure. The one percent shall function as a reserve to the Choices for Care - Long Term Care base budget to be used to cover unanticipated expenditure trends thus potentially preventing or delaying the need to impose a High Needs waitlist. 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.

(B) Savings either shall be one-time investments or shall be used in ways that are sustainable into the future. 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) Subsequent to the assessment required by subsection (c) of this section, the Department shall recommend the allocation of savings between increased rates or base funding support for home and community based providers but shall be no greater than 20 % of total savings, an allocation to bring equity in funding and moderate needs group capacity across the adult day providers, and an allocation for increasing capacity to accommodate higher caseload needing home and community based services.

(D) 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.

(E) 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, 2016, 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, 2017, 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.308.1 CHOICES FOR CARE; HOME-DELIVERED MEALS

(a) The Secretary of Human Services shall request approval from the Centers for Medicare and Medicaid Services for an amendment to Vermont's Global Commitment to Health waiver that allows home-delivered meals to be a reimbursable covered service under the Choices for Care program when the meals:

(1) are part of a participant's service plan of care; and

(2) meet the Vermont's area agencies on aging's nutrition requirements in accordance with the Older Americans Act, 42 U.S.C. §§ 3001–30058ff.

(b) Participants of the Choices for Care program receiving home-delivered meals pursuant to a service plan of care shall not have their personal care hours reduced as a result of receiving home-delivered meals.

Sec. E.311 RULEMAKING

(a) The Commissioner of Health shall amend the Department's rules pertaining to food service establishments pursuant to 3 V.S.A. chapter 25 to define "occasional" as it pertains to registered charitable nonprofit organizations to mean not more than four times a month and not more than 12 days in total in any calendar year.

Sec. E.312 Health – public health

(a) AIDS/HIV funding:

(1) In fiscal year 2017 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 according to an RFP process.

(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 2017, 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 syringe exchange programs, 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.

(5) In fiscal year 2017, the Department of Health shall provide grants in the amount of \$150,000 in general funds to Vermont AIDS service organizations and other Vermont HIV/AIDS prevention providers for syringe exchange programs. The method by which these prevention funds are distributed shall be determined by mutual agreement of the Department of Health, the Vermont AIDS service organizations, and other Vermont HIV/AIDS prevention providers. The performance period for these grants will be State fiscal year 2017. Grant reporting shall include outcomes and results.

(b) The funding for tobacco cessation and prevention activities in fiscal year 2017 shall include funding for tobacco cessation programs that serve pregnant women.

Sec. E.318 CHILD CARE SERVICES PROGRAM; WAITLIST

(a) Prior to implementing a waitlist or cap on the number of subsidized child care slots in fiscal year 2017, the Department for Children and Families shall report at the November 2016 meeting of the Joint Fiscal Committee on the status of the caseload, the caseload projection, and available funding. Regardless of a subsidy waitlist or cap implementation, the Department shall report on the inventory and availability of subsidized child care slots and whether access is limited in any region of the State.

Sec. E.318.1 SUBSIDIZED INFANT CHILD CARE RATE ADJUSTMENT

(a) The Commissioner is authorized to adjust rates as needed for subsidized infant child care to ensure adequate client access and provider viability within the existing appropriation for the child care financial assistance program.

Sec. E.321 HOUSING ASSISTANCE BENEFITS; FLEXIBILITY PROGRAM

(a) For State fiscal year 2017, 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 goals and procedures for evaluating the program overall, including performance measures that demonstrate program results, 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 2017 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), as amended by 2015 Acts and Resolves No. 58, Sec. E.321.2, is further amended to read:

(c) On or before ~~January 31~~ and July 31 of each year beginning in ~~2015~~ 2016, the Agency of Human Services shall report statewide statistics related to the use of emergency housing vouchers during the preceding ~~calendar half-year~~ State fiscal 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.323 33 V.S.A. § 1108(d) is amended to read:

(d) Notwithstanding subsection (a) of this section, a participating family that does not have a qualifying deferment under section 1114 of this title and that has exceeded the cumulative 60-month lifetime eligibility period set forth in subsection (a) of this section shall qualify for a hardship exemption that allows the adult member of the participating family to receive:

(1) a wage equivalent to that of the participating family's cash benefit under the Reach Up program for participation in ~~community service employment~~ any of the work activities listed in subsection (28) of section 1101 of this title, with the exception of subsection (28)(L); or

* * *

Sec. E.323.1 33 V.S.A. § 1134 is amended to read:

§ 1134. PROGRAM EVALUATION

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 achieving the goals of the

programs provided for in sections 1002, 1102, and 1202 of this title. The report shall include:

* * *

(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 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; and

(9) a description of the families in the postsecondary education program pursuant to section 1122 of this title, including the number of participating families and any barriers to their further participation.

Sec. E.323.2 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~~ \$105.00 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.324 HOME HEATING FUEL ASSISTANCE/LIHEAP

(a) For the purpose of a crisis set-aside, for seasonal home heating fuel assistance through December 31, 2016, 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 2016–2017 crisis set-aside and for seasonal home heating fuel assistance through December 31, 2016 and if LIHEAP funds awarded as of December 31, 2016 for fiscal year 2017 do not exceed \$2,550,000, subsequent payments under the Home Heating Fuel Assistance Program shall not be made prior to January 30, 2017. 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, 2016, 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 2017, the Secretary of Administration may, upon recommendation of the Secretary of Human Services, transfer up to 15 percent of the federal fiscal year 2017 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 2017. 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 2017. 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.335 ELECTRONIC MONITORING

(a) The Commissioner of Corrections may expend funds to contract for electronic monitoring in fiscal year 2017 in any region of the State where an electronic monitoring program is operational and would result in concurrent savings to the Department that at a minimum is sufficient to offset the costs of the contracts to the Department.

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 or are assessed to have a moderate-to-high criminogenic need by one or more corrections risk assessments and who are committed to the custody of the Commissioner.

(b) Applicability of education provisions. The education program shall be approved by the State Board of Education as an independent school under 16 V.S.A. § 166, ~~shall comply with the education quality standards provided by 16 V.S.A. § 165,~~ and shall be coordinated with adult education, special education, and career technical education.

(c) Program supervision. The Commissioner of Corrections shall appoint a ~~Director of Corrections Education, who shall be licensed as an administrator~~ under 16 V.S.A. chapter 51; to serve as the ~~Superintendent of the Community High School of Vermont~~ Headmaster of Correction Education and coordinate use of other education programs by persons under the supervision of the Commissioner.

(d) Curriculum. The education program shall offer a minimum course of study, as defined in 16 V.S.A. § 906, and special education programs ~~as required in 16 V.S.A. chapter 101 at each correctional facility and Department service center, but is not required to offer a driver training course or a physical educational course in accordance with the program description used for independent school approval.~~

(e) [Repealed.]

(f) Reimbursement payments. The provision of 16 V.S.A. § 4012, relating to payment for State-placed students, shall not apply to the Corrections education program.

(g) [Repealed.]

(h) Required participation. All persons under the custody of the Commissioner who are under the age of 23 and have not received a high school diploma, or are assessed to have a moderate-to-high criminogenic need and are within 24 months of re-entry shall participate in an education program ~~unless exempted by the Commissioner~~. The Commissioner may approve the participation of other students, including individuals who are enrolled in an alternative justice or diversion program.

Sec. E.338 CALEDONIA COUNTY WORK CAMP; ELIGIBILITY

(a) The Department will seek to reach an agreement with the community in which:

(1) Department of Corrections continues to utilize the North Unit of the Caledonia County Work Camp (CCWC) for offenders who are work camp eligible under 28 V.S.A. § 817; and

(2) Department of Corrections achieves full utilization of the facility by assigning no more than 50 beds in the South Unit for offenders who:

(A) are classified as minimum custody as scored by the Department's custody level instrument;

(B) have completed their minimum sentence and are eligible for furlough or parole, but lack appropriate housing; and

(C) an offender who is serving time for a sex offense conviction shall not be deemed to satisfy the criteria set forth in this subdivision of this section unless the offender is a resident of St. Johnsbury.

(3) There are mutually acceptable resolutions to community concerns regarding:

(A) security cameras and fencing;

(B) the annual community facility hosting payment from the State;
and

(C) the educational and training programs for inmates at the facility who will be re-entering the community. Such programs may include high school completion studies, ServSafe kitchen certification, lead abatement

training, OSHA certification and a partnership with the Agency of Transportation for a transportation academy.

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.

(b) The executive director shall provide a written report to Joint Fiscal Committee in November 2016 that provides information on the overall census, the call out rate, use of overtime for State employees, and the use of temporary employees and contractors for State fiscal year 2016 compared to fiscal year 2015 and a status update on these issues for fiscal year 2017 to date.

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.

Sec. E.345.1 GREEN MOUNTAIN CARE BOARD; ALL PAYER MODEL AGREEMENT

(a) In the event that an agreement is reached with the federal government for an All Payer Model (APM) for the State of Vermont prior to the 2017 legislative session, the Emergency Board is authorized to transfer General Funds of up to \$155,540 to the Green Mountain Care Board or Agency of Human Services. If sufficient matching funds are transferred, excess receipts of up to \$247,585 in Global Commitment Funds and \$63,665 in Special Funds can be authorized by the Commissioner of Finance for additional analysis and contracting necessary to create the additional regulatory infrastructure required to ensure consumer protection and to comply with the terms of the agreement. The amount of General Funds transferred shall be restored as needed in the budget adjustment process.

* * * LABOR * * *

Sec. E.400 [DELETED]

* * * 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

increase the access of quality health care to uninsured persons, underinsured persons, and Medicaid beneficiaries.

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 \$3,566,029 shall be used by the Agency of Education in fiscal year 2017 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 \$192,805 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.504.1 Education – flexible pathways

(a) Of this appropriation, \$4,000,000 from the Education Fund shall be distributed to school districts for reimbursement of high school completion services pursuant to 16 V.S.A. § 943(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 of \$30,000 is available for use pursuant to Sec. E.605.1(a)(2) 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.505 Education - adjusted education payment

(a) Of this appropriation, \$15,000 shall be used to provide grants to K-12 public schools in the Caledonia Central Supervisory Union which are initiating programs through the International Baccalaureate program in an effort to maintain the viability of its educational programs and to enhance enrollment. Grants under this subsection may be made only for professional training and necessary materials.

Sec. E.513 16 V.S.A. § 4025(a)(2) is amended to read:

(2) For each fiscal year, the amount of the general funds appropriated ~~or~~ and transferred to the Education Fund shall be \$277,400,000.00 \$305,900,000.00, to be increased annually beginning for fiscal year 2018 by the ~~most recent New England economic project cumulative price index, as of~~

~~November 15, for state and local government purchases of goods and services from fiscal year 2012 consensus Joint Fiscal Office and Administration determination of the National Income and Product Accounts (NIPA) Implicit Price Deflator for State and Local Government Consumption Expenditures and Gross Investment as reported by the U.S. Department of Commerce, Bureau of Economic Analysis through the fiscal year for which the payment is being determined, plus an additional one-tenth of one percent.~~

Sec. E.513.1 Appropriation and transfer to education fund

~~(a) Pursuant to Sec. B.513 of this act and 16 V.S.A. § 4025(a)(2) as amended by Sec. E.513 of this act, there is appropriated in fiscal year 2017 from the General Fund for transfer to the Education Fund the amount of \$305,902,634.~~

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 \$82,659,576 of which \$78,959,576 shall be the State's contribution and \$3,700,000 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, \$8,327,249 is the "normal contribution," and \$74,332,327 is the "accrued liability contribution."~~

Sec. E.514.1 16 V.S.A. § 1944(c) is amended to read:

(c) State contributions, earnings, and payments.

* * *

(4) It is the policy of the State of Vermont to liquidate fully the unfunded accrued liability to the System. ~~Beginning July 1, 2008, until~~ until the unfunded accrued liability is liquidated, the accrued liability contribution shall be the annual payment required to liquidate the unfunded accrued liability over a closed period of 30 years ending June 30, 2038, ~~from July 1, 2008~~, provided that:

(A) From July 1, 2009 to June 30, 2019, the amount of each annual basic accrued liability contribution after June 30, 2009, shall be determined by amortization of the unfunded liability over the remainder of the closed 30-year period in installments increasing at a rate of five percent greater than the preceding annual basic accrued liability contribution per year;

(B) Beginning July 1, 2019 and annually thereafter, the amount of each annual basic accrued liability contribution shall be determined by

amortization of the unfunded liability over the remainder of the closed 30-year period in installments increasing at a rate of three percent per year; and

(C) Any variation in the contribution of normal or unfunded accrued liability contributions from those recommended by the actuary and any actuarial gains and losses shall be added or subtracted to the unfunded accrued liability and amortized over the remainder of the closed 30-year period.

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

(a) In accordance with 16 V.S.A. § 1944b(b)(2), \$22,022,584 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.600.1 THREE YEAR SUSPENSION; UNIVERSITY OF VERMONT
40 PERCENT RULE

(a) 16 V.S.A. § 2282 (limit on tuition for Vermont students) is suspended for the three-academic-year period from 2017-2018 through 2019 -2020.

(b) The University of Vermont shall report to the House and Senate Committees on Appropriations and Education with its fiscal year 2018 budget submission on the planned in-state and out-of-state tuition charged for the fall

and spring semesters of the 2017/2018 academic year and the proposed tuitions for subsequent semesters through the Spring semester of 2020.

Sec. E.600.2 16 V.S.A. § 2885 is amended to read:

§ 2885. VERMONT HIGHER EDUCATION ENDOWMENT TRUST FUND

(a) A Vermont Higher Education Endowment Trust Fund is established in the ~~office~~ Office of the State Treasurer to comprise the following:

(1) appropriations made by the General Assembly;

(2) in any fiscal year in which a General Fund surplus exists and the General Fund Stabilization Reserve is funded to its required statutory level, funds raised by the estate tax levied under 32 V.S.A. chapter 190 that are more than ~~125~~ 115 percent of the amount projected by the Emergency Board in the July annual forecast made pursuant to 32 V.S.A. § 305a; and

(3) contributions from any other sources.

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.602.1 Vermont state colleges – supplemental aid

(a) Of this appropriation, \$600,000 shall be used to increase aid and support to Vermont students with social and economic barriers to enrollment and completion. The Chancellor shall provide a written report to the Joint Fiscal Committee in November 2016 on how these funds are used for this purpose for the 2016-2017 school year and the plan to continue use of these funds for this purpose in future years.

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 or 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) Of the appropriated amount remaining after accounting for subsections (a) and (d) of this section, not less than 93 percent of this appropriation 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.

(e) The Vermont Student Assistance Corporation shall conduct a review of the Non-Degree Grant program utilizing the Results Based Accountability approach. This review shall be submitted to the House and Senate Committees on Appropriations as part of the Vermont Student Assistance Corporation fiscal year 2018 budget submission.

(f) Notwithstanding the provisions 2015 Acts and Resolves No. 45, Secs. 2-4, codified at subchapter 8 of chapter 87 of Title 16, the Vermont Student Assistance Corporation shall not be required to establish the Vermont Universal Children's Higher Education Savings Account Program until sustainable sources of annual funding have been identified and secured in amounts sufficient to provide meaningful initial and matching deposits for eligible families to open and make ongoing contributions to a children's savings account.

Sec. E.605.1 NEED-BASED STIPEND FOR DUAL ENROLLMENT AND EARLY COLLEGE STUDENTS

(a) The sum of \$60,000 shall be transferred to the Vermont Student Assistance Corporation (VSAC) as follows:

(1) \$30,000 from Sec. B.1100(a)(3)(C) (Next Generation funds appropriated for dual enrollment and need-based stipend purposes).

(2) \$30,000 pursuant to Sec. E.504.1(a)(1) (flexible pathways funds appropriated for dual enrollment and need-based stipend 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, 2017.

* * * NATURAL RESOURCES * * *

Sec. E.701 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 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.~~

~~(b) "ANR land" in this section means lands held by the Agency of Natural Resources.~~

~~(c) "Municipality" in this section means an incorporated city, town, village, or unorganized town, grant or gore in which a tax is assessed for noneducational purposes.~~

~~(d) "Fair market value" in this section shall be based upon the value of the land at its highest and best use determined without regard to federal conservation restrictions on the parcel or any conservation restrictions under a state agreement made with respect to the parcel.~~

~~(e) The Selectboard of a town aggrieved by the appraisal of property by the Division of Property Valuation and Review under this section may, within 21 days after the receipt by the town listers of notice of the appraisal of its~~

property by the Division of Property Valuation and Review, appeal from that appraisal to the Superior Court of the district in which the property is situated As used in this subchapter:

(1) “ANR land” in this section means lands held by the Agency of Natural Resources.

(2) “Fair market value” in this section shall be based upon the value of the land at its highest and best use determined without regard to federal conservation restrictions on the parcel or any conservation restrictions under a State agreement made with respect to the parcel.

(3) “Municipality” in this section means an incorporated city, town, village, or unorganized town, grant, or gore in which a tax is assessed for noneducational purposes.

(b) The State shall annually pay to each municipality a payment in lieu of taxes (PILOT) that shall be the base payment as set forth herein, for all ANR land, excluding buildings or other improvements thereon, as of April 1 of the current year.

(c) The State shall establish the base payment for all ANR land, excluding buildings or other improvements thereon, as follows;

(1) On parcels acquired before April 1, 2016, 0.60 percent of the fair market value as appraised by the Director of Property Valuation and Review as of April 1 of fiscal year 2015;

(2) On parcels acquired after April 1, 2016, the municipal tax rate of the fair market value as assessed on April 1 in the year of acquisition by the municipality in which it is located.

(d) Beginning in fiscal year 2022, and thereafter in periods of no less than three years and no greater than five years, the Secretary of Natural Resources shall recommend an adjustment to update the base payments established under subsection (c) of this section consistent with the statewide municipal tax rate or other appropriate indicators. For years that the Secretary of Natural Resources recommends an adjustment under this subsection, a request for funding the adjustment shall be included as part of the budget report required under section 306 of this title.

(e) Any adjustment to the acreage of any existing ANR parcel will result in the change of the base payment for the year in which the change occurs. A per acre payment will be determined for the parcel. This per acre payment will be either added or subtracted from the base payment as necessary for the number of acres that need to be adjusted.

(f) The selectboard of a town aggrieved by the appraisal of property by the Division of Property Valuation and Review under subdivision (c)(1) of this section may, within 21 days after the receipt by the town listers of notice of the appraisal of its property by the Division of Property Valuation and Review in fiscal year 2017 only, appeal that appraisal to the Superior Court of the district in which the property is situated.

Sec. E.701.1 2015 Acts and Resolves No. 58, Sec. E.701.2 is amended to read:

Sec. E.701.2. PAYMENT IN LIEU OF TAXES FOR AGENCY OF NATURAL RESOURCES LANDS IN FISCAL YEARS 2017, ~~AND~~ 2018, 2019, 2020, and 2021

(a) Notwithstanding the requirements of 32 V.S.A. § 3708(c)(1) to the contrary, for purposes of payment in lieu of taxes (PILOT) for lands ~~held~~ acquired by the Agency of Natural Resources before April 1, 2016, 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~~ one-fourth 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~~ § 3708(c)(1); and;

(2) in fiscal year 2018, the PILOT amount received by the municipality in fiscal year 2016 plus or minus ~~two-thirds~~ one-half 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~~ § 3708(c)(1); and

(3) in fiscal year 2019, the PILOT amount received by the municipality in fiscal year 2016 plus or minus three-fourths 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(c)(1).

(b) If the Agency of Natural Resources acquires land in a municipality after April 1, ~~2015~~ 2016, the State shall make a PILOT payment on the newly acquired land to the municipality under ~~Sec. E.701.1 of this act~~ 32 V.S.A. § 3708(c)(2), and the newly acquired land shall not be subject to this section.

(c) If the PILOT amount to be received by a municipality under 32 V.S.A. § 3708(c)(1), as of April 1, 2016, is:

(1) more than \$25,000 less than that municipality's PILOT payment in fiscal year 2016, the municipality will receive an additional payment of \$3,000 in fiscal years 2017, 2018, 2019, 2020, and 2021;

(2) between \$25,000 and \$20,000 less than that municipality's PILOT payment in fiscal year 2016, the municipality will receive an additional payment of \$2,500 in fiscal years 2017, 2018, 2019, 2020, and 2021;

(3) between \$19,999 and \$15,000 less than that municipality's PILOT payment in fiscal year 2016, the municipality will receive an additional payment of \$2,000 in fiscal years 2017, 2018, 2019, 2020, and 2021;

(4) between \$14,999 and \$10,000 less than that municipality's PILOT payment in fiscal year 2016, the municipality will receive an additional payment of \$1,500 in fiscal years 2017, 2018, 2019, 2020, and 2021;

(5) between \$9,999 and \$7,500 less than that municipality's PILOT payment in fiscal year 2016, the municipality will receive an additional payment of \$1,000 in fiscal years 2017, 2018, 2019, 2020, and 2021;

(6) between \$7,499 and \$5,000 less than that municipality's PILOT payment in fiscal year 2016, the municipality will receive an additional payment of \$500 in fiscal years 2017, 2018, 2019, 2020, and 2021;

(7) more than \$25,000 more than that municipality's PILOT payment in fiscal year 2016, the municipality will receive \$3,000 less in fiscal years 2017, 2018, 2019, 2020, and 2021;

(8) between \$24,999 and \$20,000 more than that municipality's PILOT payment in fiscal year 2016, the municipality will receive \$2,500 less in fiscal years 2017, 2018, 2019, 2020, and 2021;

(9) between \$19,999 and \$15,000 more than that municipality's PILOT payment in fiscal year 2016, the municipality will receive \$2,000 less in fiscal years 2017, 2018, 2019, 2020, and 2021;

(10) between \$14,999 and \$10,000 more than that municipality's PILOT payment in fiscal year 2016, the municipality will receive \$1,500 less in fiscal years 2017, 2018, 2019, 2020, and 2021;

(11) between \$9,999 and \$7,500 more than that municipality's PILOT payment in fiscal year 2016, the municipality will receive \$1,000 less in fiscal years 2017, 2018, 2019, 2020, and 2021;

(12) between \$7,499 and \$5,000 more than that municipality's PILOT payment in fiscal year 2016, the municipality will receive \$500 less in fiscal years 2017, 2018, 2019, 2020, and 2021.

Sec. E.701.2 REPEAL

- (a) 2015 Acts and Resolves No. 58, Sec. E.701.1 is repealed.

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.709 AUTHORIZATION FOR EXPENDITURES AT ELIZABETH MINE SUPERFUND SITE

(a) Notwithstanding the \$100,000 limitation on the expenditure of funds from the Environmental Contingency Fund established pursuant to 10 V.S.A. § 1283, the Secretary of Natural Resources may expend funds to accomplish activities authorized under 10 V.S.A. § 1283(b)(9) at the Elizabeth Mine Superfund Site.

Sec. E.709.1 AUTHORIZATION FOR EXPENDITURE RELATED TO PFOA DRINKING WATER CONTAMINATION

(a) Notwithstanding the \$100,000 limitation on the expenditure of funds from the Environmental Contingency Fund established pursuant to 10 V.S.A. § 1283, the Secretary of Natural Resources may expend funds to accomplish activities authorized under 10 V.S.A. § 1283(b) to address PFOA drinking water contamination.

Sec. E.709.2 24 V.S.A. § 4753(a) is amended to read:

(a) There is hereby established a series of special funds to be known as:

(5) The Vermont Drinking Water Planning Loan Fund which shall be used to provide loans to municipalities and privately owned, nonprofit community water systems, ~~with populations of less than 10,000~~, for conducting feasibility studies and for the preparation of preliminary engineering planning studies and final engineering plans and specifications for improvements to public water systems in order to comply with State and federal standards and to protect public health. The Secretary may forgive up to \$50,000.00 of the unpaid balance of a loan made from the Vermont Drinking Water Planning Loan Fund to municipalities after project construction is substantially completed. The Secretary shall establish amounts, eligibility, policies, and procedures for loan forgiveness in the annual State Intended Use Plan (IUP) with public review and comment prior to finalization and submission to the U.S. Environmental Protection Agency.

Sec. E.712 AUTHORIZATION FOR EXPENDITURES; CONNECTICUT RIVER VALLEY FLOOD CONTROL COMMISSION

(a) Notwithstanding 10 V.S.A. § 1158, the Department of Environmental Conservation may make payment up to \$2,500 in any one year to the Connecticut River Valley Flood Control Commission for the purposes set forth in 10 V.S.A. § 1158.

* * * COMMERCE AND COMMUNITY DEVELOPMENT * * *

Sec. E.800 ECONOMIC DEVELOPMENT; BENNINGTON COUNTY

(a) The Secretary shall have flexibility in awarding a grant of \$25,000 to Bennington County for economic development and marketing efforts with the objective of providing maximum benefit to the region.

Sec. E.801 2014 Acts and Resolves No. 179, Sec. G.100(b), as amended by 2015 Acts and Resolves No. 51, Sec. G.9, is amended to read:

(b) Sec. E.100.6 (wood products manufacture incentive) shall take effect retroactively on January 1, 2014 and apply to tax years 2014, and 2015, and 2016.

Sec. E.804 Community development block grants

(a) Community Development Block Grants shall carry forward until expended.

Sec. E.807 VERMONT LIFE MAGAZINE DEFICIT AND OPERATIONAL REVIEW

(a) The Vermont Life Magazine Fund deficit was reported at \$2,840,146 in the June 30, 2015 Comprehensive Annual Report. The deficit is projected to grow during the 2016 and 2017 fiscal years. The Secretary of Administration and the Secretary of Commerce and Community Development shall submit a joint review of Vermont Life, which will include other operational models and a plan relative to the magazine's future which will address the growing shortfall of the enterprise.

(b) If the proposal envisions a continued operating deficit, the Agency of Commerce and Community Development shall propose a plan to eliminate the operating deficit within two fiscal years.

(c) The operating deficit plan and any proposals shall be submitted to the House and Senate Committees on Appropriations as part of the fiscal year 2018 budget.

Sec. E.808 Vermont council on the arts

(a) Notwithstanding 2015 Acts and Resolves No. 26, Sec. 23, the Department of Buildings and General Services may continue to charge the Vermont Council on the Arts a below market rent provided that the Council continues to receive a federal match for value between the rent charged and the market rate.

(b) This provision shall take effect on passage and continue through June 30, 2019.

* * * TRANSPORTATION * * *

Sec. E.909 Transportation – central garage

(a) Of this appropriation, \$7,390,351 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).

* * * EFFECTIVE DATES * * *

Sec. F.100 EFFECTIVE DATES

(a) This section and Secs. C.100 (technical correction, PSAP, transition funding), C.101 (VIT surplus property), C.102 (fiscal year 2016 budget adjustment, AHS Secretary's office), C.103 (fiscal year 2016 budget adjustment, AHS-Secretary's office-Global Commitment), C.104 (fiscal year 2016 budget adjustment, AHS function total), C.105 (fiscal year 2016 budget adjustment, Education-adjusted education payment), C.106 (fiscal year 2016 budget adjustment, General Education function total), C.107 (fiscal year 2016 budget adjustment, Transportation, maintenance state system), C.108 (fiscal year 2016 budget adjustment, AOT function total), C.109 (fiscal year 2016 budget adjustment, General Fund transfers), C.110 (fiscal year 2016 General Fund reversions), C.111 (fiscal year 2016 contingent General Fund appropriations), C.112 (contingent Transportation Fund appropriations), C.113 (VSAC, reallocation of funds authorization), E.100(c) (Secretary of State, conversion of limited service position), E.106, E.108, E.108.1, E.108.2, and E.108.3 (transfer for payroll duties from the Department of Finance and Management to the Department of Human Resources), E.126.1 (legislative dental coverage, buy in), E.141 (Lottery Commission rulemaking authority, lottery product sales locations), E.300.7 (Vermont Law School, legal clinic support), E.308.1 (Choices for Care waiver, home delivered meals), E.311 (Health Department rulemaking clarification), E.701.2 (Repeal of 2015 Acts and Resolves No. 58, Sec. E.701.1) E.709.1 (authorization for expenditure

related to PFOA drinking water contamination), E.709.2 (removal of population cap on Vermont Drinking Water Planning Loan Fund), and E.808 (Vermont council on the arts) shall take effect on passage.

(b) Secs. E.126.3 (Speaker and President Pro Tempore compensation and expense reimbursement) and E.126.4 (General Assembly compensation and expense reimbursement) shall take effect on January 1, 2017.

(c) All remaining sections shall take effect on July 1, 2016.

And that the bill ought to pass in concurrence with such proposal of amendment.

Thereupon, the bill was read the second time by title only pursuant to Rule 43, and pending the question, Shall the Senate propose to the House that the bill be amended as proposed by the Committee on Appropriations?, Senator Kitchel moved to amend the proposal of amendment of the Committee on Appropriations, as follows:

First: In Sec. B.301 by striking out the figure “325,048,779” and inserting in lieu thereof the figure 325,548,779 and by striking out the figure “27,530,657” and inserting in lieu thereof the figure 27,030,657

Second: By striking out Sec. B.326 in its entirety and inserting in lieu thereof a new Sec. B.326 to read as follows:

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

| | |
|--------------------|-----------|
| Personal services | 289,008 |
| Operating expenses | 53,816 |
| Grants | 9,357,176 |
| Total | 9,700,000 |
| Source of funds | |
| Special funds | 8,700,000 |
| Federal funds | 1,000,000 |
| Total | 9,700,000 |

Third: By striking out Sec. 330 in its entirety and inserting in lieu thereof a new Sec. B.330 to read as follows:

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

| | |
|-----------------|------------|
| Grants | 20,763,826 |
| Total | 20,763,826 |
| Source of funds | |
| General fund | 7,928,440 |

| | |
|------------------------|------------|
| Federal funds | 6,992,730 |
| Global Commitment fund | 5,842,656 |
| Total | 20,763,826 |

Fourth: In Sec. C.110(a)(1) after the following “1260010000 State Treasurer 115,000.00” by adding a new line to read as follows:

3400891102 Agency of Human Services - replace legacy technology
1,900,000.00

Fifth: By striking out Sec. D.101(a)(5) in its entirety and inserting in lieu thereof a new subdivision (5) to read as follows:

(5) From the Evidence Based Education and Advertising Fund established by 33 V.S.A. § 2004a to the General Fund, notwithstanding any law to the contrary, the first \$500,000 of any cigarette tax receipts above the amount adopted in the forecast within the State Health Care Resources Fund in January 2016 by the Emergency Board for fiscal year 2016 shall be deposited in the Evidence Based Education and Advertising Fund: \$1,800,000.

Sixth: By striking out Sec. D.104(b)(1) in its entirety and inserting in lieu thereof a new subdivision (1) to read as follows:

(1) General Funds: \$9,522,802.

Which were severally agreed to.

Thereupon, pending the question, Shall the Senate propose to the House that the bill be amended as recommended by the Committee on Appropriations, as amended?, Senator Ayer moved to amend the proposal of amendment of the Committee on Appropriations, as amended, by adding a new section to be numbered Sec. E.100.10 to read as follows:

Sec. E.100.10 UNIVERSAL PRIMARY CARE; REPORT

(a) Regardless of any future developments in payment and delivery system reform, Vermont is likely to continue to have uninsured or underinsured residents. As expanding access to primary care services is a proven method for improving population health, the General Assembly intends to move forward with implementation of universal primary care for all Vermonters.

(b) In order to determine a path forward toward implementing universal primary care in Vermont, the Secretary of Administration or designee shall:

(1) conduct a literature review of any savings realized by universal health care programs over time that are attributable to the availability of universal access to primary care; and

(2) analyze the primary care payment models created through the development of the all-payer model in order to enable legislators to estimate

appropriate reimbursement amounts for health care providers delivering primary care services.

(c) The Secretary or designee shall provide a detailed implementation timeline for universal primary care, including the recommended timing for conducting cost analyses; developing financing options; projecting impacts on insurance markets, individuals, households, businesses, and others; and estimating one-time and ongoing administrative costs.

(d) On or before December 15, 2016, the Secretary or designee shall report the results of the universal primary care study required by subsection (b) of this section, and the timeline developed pursuant to subsection (c) of this section, to the Health Reform Oversight Committee, the Joint Fiscal Committee, the House Committees on Health Care, on Appropriations, and on Ways and Means, and the Senate Committees on Health and Welfare, on Appropriations, and on Finance.

Thereupon, pending the question, Shall the report of the Committee of Appropriations, as amended, be amended as proposed by Senator Ayer?, Senator Ayer requested and was granted leave to withdraw the proposal of amendment.

Thereupon, the question, Shall the Senate propose to the House to amend the bill as proposed by the Committee on Appropriations, as amended? was decided in the affirmative.

Thereupon, third reading of the bill was ordered.

Adjournment

On motion of Senator Campbell, the Senate adjourned until one o'clock in the afternoon on Tuesday, April 26, 2016.