

1 Introduced by Committee on Corrections and Institutions

2 Date:

3 Subject: Budget; capital construction; capital appropriations; State bonding

4 Statement of purpose of bill as introduced: This bill proposes to authorize  
5 bonding, appropriate capital funds, and address miscellaneous related items.

6 An act relating to capital construction and State bonding

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

8 \* \* \* Capital Appropriations \* \* \*

9 Sec. 1. LEGISLATIVE INTENT

10 (a) It is the intent of the General Assembly that of the \$144,000,000.00  
11 authorized in this act, no more than [XXX,XXX,XXX.00] shall be appropriated  
12 in the first year of the biennium, and the remainder shall be appropriated in the  
13 second year.

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

1       Sec. 2. STATE BUILDINGS

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

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

9	<u>(1) Statewide, asbestos:</u>	<u>\$50,000.00</u>
10	<u>(2) Statewide, building reuse and planning:</u>	<u>\$75,000.00</u>
11	<u>(3) Statewide, contingency:</u>	<u>\$100,000.00</u>
12	<u>(4) Statewide, elevator repairs and replacement:</u>	<u>\$100,000.00</u>
13	<u>(5) Statewide, major maintenance:</u>	<u>\$8,000,000.00</u>
14	<u>(6) Statewide, BGS engineering and architectural project costs:</u>	
15		<u>\$3,567,791.00</u>
16	<u>(7) Statewide, physical security enhancements:</u>	<u>\$200,000.00</u>
17	<u>(8) Burlington, 32 Cherry Street, HVAC controls upgrades:</u>	
18		<u>\$150,000.00</u>
19	<u>(9) Burlington, 108 Cherry Street, garage and structural audit:</u>	
20		<u>\$50,000.00</u>

1	<u>(10) Montpelier, 120 State Street, life safety and infrastructure</u>	
2	<u>improvements:</u>	<u>\$300,000.00</u>
3	<u>(11) Montpelier, Department of Labor, parking lot extension:</u>	
4		<u>\$450,000.00</u>
5	<u>(12) Middlesex, State Archives, renovations:</u>	<u>\$660,000.00</u>
6	<u>(13) Newport, Northern State Correctional Facility, maintenance shop:</u>	
7		<u>\$450,000.00</u>
8	<u>(14) Randolph, Agency of Agriculture, Food and Markets and Agency</u>	
9	<u>of Natural Resources, collaborative laboratory, planning, design, and</u>	
10	<u>permitting:</u>	<u>\$2,500,000.00</u>
11	<u>(15) Southern State Correctional Facility, steamline</u>	
12	<u>replacement:</u>	<u>\$600,000.00</u>
13	<u>(16) Southern State Correctional Facility, copper waterline</u>	
14	<u>replacement: [Need to resolve personnel costs for overtime for corrections</u>	
15	<u>officers]</u>	<u>\$900,000.00</u>
16	<u>(17) St. Johnsbury, Caledonia Courthouse, stabilize foundation:</u>	
17		<u>\$1,700,000.00</u>
18	<u>(18) Pittsford, Training Center, electrical system upgrade:</u>	
19		<u>\$120,000.00</u>
20	<u>(19) Waterbury State Office Complex, complex restoration:</u>	
21		<u>\$17,451,826.00</u>

1	<u>(20) White River Junction, Windsor Courthouse, design and planning</u>	
2	<u>for mechanical, electrical and plumbing, security and energy upgrades:</u>	
3		<u>\$300,000.00</u>
4	<u>(21) Secure residential facilities: [What is line item for? Any</u>	
5	<u>language?]</u>	<u>[\$100,000.00]</u>
6	<u>(22) Montpelier, State House, security: [Need amount and language]</u>	
7		<u>[XXXXXXX]</u>
8	<u>(c) The following sums are appropriated in FY 2017:</u>	
9	<u>(1) Statewide, asbestos:</u>	<u>\$50,000.00</u>
10	<u>(2) Statewide, building reuse and planning:</u>	<u>\$75,000.00</u>
11	<u>(3) Statewide, contingency:</u>	<u>\$100,000.00</u>
12	<u>(4) Statewide, elevator repairs and replacement:</u>	<u>\$100,000.00</u>
13	<u>(5) Statewide, major maintenance:</u>	<u>\$8,000,000.00</u>
14	<u>(6) Statewide, BGS engineering and architectural project costs:</u>	
15		<u>\$3,677,448.00</u>
16	<u>(7) Statewide, physical security enhancements:</u>	<u>\$200,000.00</u>
17	<u>(8) Montpelier, 115 State Street, State House lawn, access</u>	
18	<u>improvements and water intrusion:</u>	<u>\$300,000.00</u>
19	<u>(9) Montpelier, 120 State Street, life safety and infrastructure</u>	
20	<u>improvements:</u>	<u>\$1,000,000.00</u>





1	<u>Appropriation – FY 2016</u>	<u>\$XX,XXX.00</u>
2	<u>Appropriation – FY 2017</u>	<u>\$XX,XXX.00</u>
3	<u>Total Appropriation – Section 4</u>	<u>\$XX,XXX.00</u>

4 Sec. 5. JUDICIARY

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

8	<u>(1) Hyde Park, Lamoille County Courthouse, building renovations:</u>	
9		<u>\$5,200,000.00</u>
10	<u>(2) ADA compliance, county courthouses:</u>	<u>\$180,000.00</u>
11	<u>(3) Statewide court security systems and improvements:</u>	<u>XXXXXX.00</u>

12 (b) The sum of \$100,000.00 is appropriated in FY 2017 to the Department  
13 of Buildings and General Services for the Judiciary for Statewide court  
14 security systems and improvements.

15	<u>Appropriation – FY 2016</u>	<u>\$XX,XXX.00</u>
16	<u>Appropriation – FY 2017</u>	<u>\$XX,XXX.00</u>
17	<u>Total Appropriation – Section 5</u>	<u>\$XX,XXX.00</u>

18 Sec. 6. COMMERCE AND COMMUNITY DEVELOPMENT

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

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

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

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

6           (1) Underwater preserves:   \$30,000.00

7           (2) Placement and replacement of roadside historic markers:  
8   \$15,000.00

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

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

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

14           (2) Bennington Monument, elevator, roof repairs:                 \$50,000.00

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

18           (1) Underwater preserves:   \$30,000.00

19           (2) Placement and replacement of roadside historic markers:  
20   \$15,000.00

21          Appropriation – FY 2016   \$XX,XXX.00



1	<u>Appropriation – FY 2017</u>	<u>\$XX,XXX.00</u>
2	<u>Total Appropriation – Section 6</u>	<u>\$XX,XXX.00</u>
3	Sec. 7. GRANT PROGRAMS	
4	<u>(a) The following sums are appropriated in FY 2016 for Building</u>	
5	<u>Communities Grants established in 24 V.S.A. chapter 137:</u>	
6	<u>(1) To the Agency of Commerce and Community Development,</u>	
7	<u>Division for Historic Preservation, for the Historic Preservation Grant</u>	
8	<u>Program:</u>	<u>\$200,000.00</u>
9	<u>(2) To the Agency of Commerce and Community Development,</u>	
10	<u>Division for Historic Preservation, for the Historic Barns Preservation Grant</u>	
11	<u>Program:</u>	<u>\$200,000.00</u>
12	<u>(3) To the Vermont Council on the Arts for the Cultural Facilities Grant</u>	
13	<u>Program, the sum of which may be used to match funds that may be made</u>	
14	<u>available from the National Endowment for the Arts, provided that all capital</u>	
15	<u>funds are made available to the cultural facilities grant program:</u>	<u>\$200,000.00</u>
16	<u>(4) To the Department of Buildings and General Services for the</u>	
17	<u>Recreational Facilities Grant Program:</u>	<u>\$200,000.00</u>
18	<u>(5) To the Department of Buildings and General Services for</u>	
19	<u>the Human Services and Educational Facilities Competitive Grant</u>	
20	<u>Program:</u>	<u>\$200,000.00</u>

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

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

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

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

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

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

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

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

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

5           (d) The following sum is appropriated in FY 2017 to the Agency of  
6           Agriculture, Food and Markets for the Agricultural Fairs Capital Projects  
7           Competitive Grant Program:   \$200,000.00  
8           Appropriation – FY 2016   \$1,575,000.00  
9           Appropriation – FY 2017   \$1,575,000.00  
10          Total Appropriation – Section 7   \$3,150,000.00

11          Sec. 8. EDUCATION

12          (a) The sum of \$4,057,688.00 is appropriated in FY 2016 to the Agency of  
13          Education for funding the State share of completed school construction  
14          projects pursuant to 16 V.S.A. § 3448 and emergency projects.

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

18                 (1) Emergency projects:   \$60,000.00

19                 (2) School district consolidation:   \$300,000.00

20          Total Appropriation – Section 8   \$XX,XXX.00

1 Sec. 9. UNIVERSITY OF VERMONT

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

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

6 Total Appropriation – Section 9 \$XX,XXX.00

7 Sec. 10. VERMONT STATE COLLEGES

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

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

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

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

14 (c) It is the intent of the General Assembly that the amount appropriated in  
15 subdivision (b)(2) of this section shall be used in conjunction with funds raised  
16 by the Vermont State Colleges to upgrade the laboratory. The funds shall only  
17 become available after the Vermont State Colleges has notified the Chairs of  
18 the House Committee on Corrections and Institutions and the Senate  
19 Committee on Institutions that \$1,000,000.00 has been raised to finance the  
20 remaining costs of the laboratory upgrade.

21 Total Appropriation – Section 10 \$XX,XXX.00

1       Sec. 11. NATURAL RESOURCES

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

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

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

9           (3) Drinking Water Supply, Drinking Water State Revolving Fund:  
10   \$1,750,834.00

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

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

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

15          (5) Municipal Pollution Control Grants, principal and interest associated  
16       with funding for the Pownal project:  
17   \$530,000.00

18          (6) Municipal Pollution Control Grants, Waterbury waste treatment  
19       facility for phosphorous removal:  
20   \$379,929.00



1	<u>(3) the Drinking Water Supply, Drinking Water State Revolving Fund:</u>	
2		<u>\$2,538,000.00</u>
3	<u>(4) the Drinking Water Supply, engineering oversight and project</u>	
4	<u>management:</u>	<u>\$300,000.00</u>
5	<u>(5) EcoSystem restoration and protection:</u>	<u>\$3,750,000.00</u>
6	<u>(6) Dam safety and hydrology projects:</u>	<u>\$750,000.00</u>
7	<u>(e) The following sums are appropriated in FY 2017 to the Agency of</u>	
8	<u>Natural Resources for the Department of Forests, Parks and Recreation for the</u>	
9	<u>projects described in this subsection:</u>	
10	<u>(1) Infrastructure rehabilitation, including statewide small scale</u>	
11	<u>rehabilitation, wastewater repairs, preventive improvements and upgrades of</u>	
12	<u>restrooms and bathhouses, and statewide small-scale road rehabilitation</u>	
13	<u>projects:</u>	<u>\$3,000,000.00</u>
14	<u>(2) Guildford, Sweet Pond:</u>	<u>\$405,000.00</u>
15	<u>(f) The sum of \$875,000.00 is appropriated in FY 2017 to the Agency of</u>	
16	<u>Natural Resources for the Department of Fish and Wildlife for general</u>	
17	<u>infrastructure projects described in this subsection.</u>	
18	<u>Appropriation – FY 2016</u>	<u>\$XX,XXX.00</u>
19	<u>Appropriation – FY 2017</u>	<u>\$XX,XXX.00</u>
20	<u>Total Appropriation – Section 11</u>	<u>\$XX,XXX.00</u>

1       Sec. 12. MILITARY

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

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

7           (2) Randolph, Vermont Veterans' Memorial Cemetery, agricultural  
8       migration. The Department of Military may accept federal grants, gifts, or  
9       donations to support this project.   \$21,624.00

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

14       Appropriation – FY 2016   \$XX,XXX.00

15       Appropriation – FY 2017   \$XX,XXX.00

16       Total Appropriation – Section 12   \$XX,XXX.00

17       Sec. 13. PUBLIC SAFETY

18           (a) The sum of \$300,000.00 is appropriated in FY 2016 to the Department  
19       of Buildings and General Services for the State's share of the Vermont  
20       Emergency Service Training Facility for site location and foundation  
21       construction of the new burn building at the Robert H. Wood Vermont Fire



1 Academy. The Department of Public Safety may accept federal funds to  
2 support this project.

3 (b) The funds appropriated in subsection (a) of this section shall only  
4 become available after the Department of Public Safety has notified the Chairs  
5 of the House Committee on Corrections and Institutions and the Senate  
6 Committee on Institutions of receipt of the federal match for the project.

7 Total Appropriation – Section 13 \$300,000.00

8 Sec. 14. AGRICULTURE, FOOD AND MARKETS

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

11 (1) Best Management Practices and Conservation Enhancement

12 Program: \$1,400,000.00

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

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

16 (1) Best Management Practices and Conservation Enhancement

17 Program: \$1,800,000.00

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

19 Appropriation – FY 2016 \$XX,XXX.00

20 Appropriation – FY 2017 \$XX,XXX.00

21 Total Appropriation – Section 14 \$XX,XXX.00

1 Sec. 15. VERMONT RURAL FIRE PROTECTION

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

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

8 Total Appropriation – Section 15 \$250,000.00

9 Sec. 16. VERMONT VETERANS HOME

10 The sum of \$500,000.00 is appropriated in FY 2016 to the Vermont  
11 Veterans’ Home for an electronic medical records system. These funds shall  
12 be used to match federal funds.

13 Total Appropriation – Section 16 \$XX,XXX.00

14 Sec. 17. VERMONT HISTORICAL SOCIETY

15 The sum of \$75,000.00 is appropriated in FY 2016 to the Department of  
16 Buildings and General Services for the Vermont Historical Society for a  
17 matching grant to reduce debt at the Vermont History Center (VHC) in Barre.

18 The funds shall only become available after the VHC notifies the Department  
19 that the funds have been matched.

20 Total Appropriation – Section 17 \$XX,XXX.00





1           (2) of the amount appropriated in X (DEC Water Pollution Control):  
2           \$6,981.00

3           (3) of the amount appropriated in X (Fish and Wildlife):           \$0.07

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

6           (1) of the amount appropriated in X (sale of Building 617, Essex):  
7           \$7,078.21

8           (2) of the amount appropriated in X (sale of 1193 North Avenue,  
9           Burlington):           \$353,785.97

10           (3) of the amount appropriated in X (sale of 121 and 123 South Main  
11           Street, Waterbury):           \$75,000.00

12           (4) of the amount appropriated in X (sale of Ladd Hall, Waterbury):  
13           \$228,000.00

14           (5) of the amount appropriated in X (Duxbury land sale):   \$45,556.36  
15           Total Reallocations and Transfers – Section X           \$XX,XXX.00

16           Sec. 20. GENERAL OBLIGATION BONDS AND APPROPRIATIONS

17           (a) The State Treasurer is authorized to issue general obligation bonds in  
18           the amount of \$144,000,000.00 for the purpose of funding the appropriations  
19           of this act. The State Treasurer, with the approval of the Governor, shall  
20           determine the appropriate form and maturity of the bonds authorized by this  
21           section consistent with the underlying nature of the appropriation to be funded.

1 The State Treasurer shall allocate the estimated cost of bond issuance or  
2 issuances to the entities to which funds are appropriated pursuant to this  
3 section and for which bonding is required as the source of funds, pursuant to  
4 32 V.S.A. § 954.

5 (b) The State Treasurer is further authorized to issue additional general  
6 obligation bonds in the amount of \$11,559,096.05 that were previously  
7 authorized but unissued under 2014 Acts and Resolves No. 178 for the purpose  
8 of funding the appropriations of this act. This amount shall be allocated to the  
9 Department of Buildings and General Services to defray expenditures in Sec. 2  
10 of this act. *[Is this going to General Fund?]*

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

12 \* \* \* Policy \* \* \*

13 \* \* \* Buildings and General Services \* \* \*

14 Sec. 21. 29 V.S.A. § 165 is amended to read:

15 § 165. SPACE ALLOCATION, INVENTORY, AND USE; LEASING

16 PROPERTY; COMMISSIONER'S PREAPPROVAL REQUIRED

17 \* \* \*

18 (h) No State-owned space in any State-owned building, structure, or other  
19 real property under the jurisdiction of the Commissioner of Buildings and  
20 General Services may be leased, occupied, or licensed for any purpose for less

1 than its fair market value as determined by the prevailing area market prices  
2 for comparable space or property, except as follows:

3 \* \* \*

4 (2) The Commissioner of Buildings and General Services may lease or  
5 license State-owned property under his or her jurisdiction for less than  
6 prevailing area market prices ~~with the approval of~~ after notice to the Joint  
7 Fiscal Committee when the term of the lease or license is three years or longer,  
8 or when the lease or license requested is a renewal of a lease or license issued  
9 pursuant to subdivision (1) of this subsection. ***[BGS to provide explanation]***

10 \* \* \*

11 Sec. 22. 29 V.S.A. § 166 is amended to read:

12 § 166. SELLING OR RENTING STATE PROPERTY

13 (a) As agent of the ~~state~~ State, with the advice and consent of the ~~governor~~  
14 Governor unless otherwise provided, the ~~commissioner of buildings and~~  
15 ~~general services~~ Commissioner of Buildings and General Services may lease  
16 ~~for a term not exceeding 10 years~~ any real property owned by the ~~state~~ State  
17 and not used for ~~state~~ State purposes. The Commissioner of Buildings and  
18 General Services shall obtain approval from the Chairs of the House  
19 Committee on Corrections and Institutions and the Senate Committee on  
20 Institutions before entering into any lease for real property exceeding 10 years.  
21 ***[BGS to provide explanation; For specific solar sites?]***

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

(a) Lease. Notwithstanding the authority contained in 29 V.S.A. § 164, the Department of Buildings and General Services shall enter into a long-term ground lease [what is the term? Any automatic renewal options?] or other similar legal instrument with Vermont Technical College for the purpose of locating the Agency of Agriculture, Food and Markets and Agency of Natural Resources collaborative laboratory on the Technical College campus in Randolph, Vermont.

(b) Letter of Intent. The funds appropriated in section 1(b)(14) of this act shall not become available until the Department of Buildings and General Services notifies the Chairs of the House Committee on Corrections and Institutions and the Senate Committee on Institutions that a letter of intent has been signed between the Agency of Agriculture, Food and Markets, the Agency of Natural Resources, the Department of Buildings and General Services, and the Technical College stating that a lease has been executed pursuant to subsection (a) of this section.

(c) Monthly updates. The Commissioner of Buildings and General Services shall notify the House Committee on Corrections and Institutions and



1 the Senate Committee on Institutions at least monthly of updates to the  
2 planning process and construction of the collaborative laboratory.

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

4 (a) State buildings.

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

7 \* \* \*

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

10 **Sec. 25. DEPARTMENT OF BUILDINGS AND GENERAL SERVICES;**

11 **USE OF EMERGENCY FUNDS**

12 [**BGS request to use major maintenance for emergency projects; BGS to**  
13 ***provide explanation***]

14 Sec. 26. 29 V.S.A. § 161(b) is amended to read:

15 (b) Each contract awarded under this section for ~~any State project with a~~  
16 ~~construction cost exceeding \$100,000.00 and~~ construction projects which ~~is~~ are  
17 authorized or funded in whole or in part by a capital construction act pursuant  
18 to 32 V.S.A. § 701a, ~~including such a project of the University of Vermont and~~  
19 ~~State Agricultural College and of the Vermont State Colleges,~~ shall provide  
20 that all construction employees working on the project shall be paid no less  
21 than the ~~mean~~ prevailing wage ~~published periodically by the Department of~~

1 ~~Labor in its occupational employment and wage survey~~ determinations as have  
2 been made by the Secretary of the U.S. Department of Labor in accordance  
3 with the Davis-Bacon Act, 40 U.S.C. § 276a, as may be amended. The  
4 Commissioner of Labor, in consultation with the Commissioner of Buildings  
5 and General Services, may adopt rules as necessary, pursuant to 3 V.S.A.  
6 chapter 25, to implement this subsection. This section does not require that the  
7 federal Davis-Bacon Act reporting requirements be applied to State  
8 construction projects.

9 Sec. 27. STATE CONSTRUCTION PROJECTS; CONTRACTS SUBJECT  
10 TO STATE PREVAILING WAGE

11 (a) It is the intent of the General Assembly that the transition to the use of  
12 the prevailing wage determinations as have been made by the Secretary of the  
13 U.S. Department of Labor in accordance with the Davis-Bacon Act, 40 U.S.C.  
14 § 276a, as may be amended, in State construction projects shall not change the  
15 scope of State construction projects that are subject to the requirements of  
16 29 V.S.A. § 161(b).

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

20 (1) contracts for State construction projects executed prior to July 1,  
21 2016;

1           (2) any change orders or amendments to contracts for State construction  
2           projects executed prior to July 1, 2016; and

3           (3) contracts for State construction projects that result from instructions  
4           to bidders posted by the State of Vermont prior to July 1, 2016.

5           Sec. 28. PREVAILING WAGE; UNIVERSITY OF VERMONT AND  
6                               VERMONT STATE COLLEGES

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

13           Sec. 29. PREVAILING WAGE; AGENCY OF AGRICULTURE, FOOD  
14                               AND MARKETS AND AGENCY OF NATURAL RESOURCES  
15                               LABORATORY

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

20           Sec. 30. PREVAILING WAGE; AUDITS

1       The Commissioner of Labor, in consultation with the Commissioner of  
2       Buildings and General Services, shall conduct random audits of the contractor  
3       subject to 29 V.S.A. § 161(b) in sufficient number to ensure that the goals of  
4       the statute are met.

5                                   \* \* \* Education \* \* \*

6       Sec. 31. STATE AID FOR SCHOOL CONSTRUCTION

7       (a) Notwithstanding the suspension of State aid for school construction  
8       pursuant to the terms of 2007 Acts and Resolves No. 52, Sec. 36, and 2008  
9       Acts and Resolves No. 200, Sec. 45, as amended by 2009 Acts and Resolves  
10       No. 54, Sec. 22, in fiscal year 2017, any union school district established under  
11       16 V.S.A. chapter 11 on or after July 1, 2015 or any two or more districts that  
12       enter into a contract pursuant to 16 V.S.A. chapter 11, subchapter 1 on or after  
13       July 1, 2015 to operate a school jointly shall be eligible for State aid for school  
14       construction under 16 V.S.A. § 3447. Eligible union school districts may  
15       make application for aid to the Secretary of Education pursuant to the  
16       requirements set forth in 16 V.S.A. § 3448.

17       (b) The total school construction aid awarded shall be distributed among all  
18       approved applications based on the amount of State capital aid authorized, but  
19       in no case shall exceed 30 percent of the approved cost.

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

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

11                                   \* \* \* Information Technology \* \* \*

12       Sec. 32. 2 V.S.A. chapter 29 is added to read:

13                                   CHAPTER 29. JOINT LEGISLATIVE INFORMATION

14                                   TECHNOLOGY OVERSIGHT COMMITTEE

15       § 991. JOINT LEGISLATIVE INFORMATION TECHNOLOGY

16                                   OVERSIGHT COMMITTEE

17       (a) Creation. There is created a Joint Legislative Information Technology  
18       Oversight Committee (“the Committee”) to examine, oversee, and improve the  
19       procurement and provision of information technology (IT) related services by  
20       and within the Executive and Judicial Branches of State government.

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

3            (1) four current members of the House of Representatives, not all from  
4        the same political party, who shall be appointed by the Speaker of the  
5        House; and

6            (2) four current members of the Senate, not all from the same political  
7        party, who shall be appointed by the Committee on Committees.

8        (c) Powers and duties

9            (1) The Committee shall:

10            (A) Exercise oversight over how IT-related services are procured,  
11        managed, and provided by and within the Executive, Legislative, and Judicial  
12        Branches of State Government, including:

13            (i) evaluating whether the departments, agencies, and persons  
14        within the Executive, Legislative, and Judicial Branches that are responsible  
15        for procuring, providing, and managing IT services are doing so in an effective,  
16        timely, efficient, and cost-effective manner;

17            (ii) examining and evaluating:

18            (I) the strategic plan of the Department of Information and  
19        Innovation;

20            (II) the development of new and proposed IT projects;

1                    (III) the process for requesting proposals, selecting vendors,  
2 and negotiating contracts;

3                    (IV) the management and supervision over new and ongoing  
4 projects;

5                    (V) whether projects are completed on time and on budget;

6                    (VI) whether the Executive, Legislative, and Judicial Branches  
7 are effective in obtaining the high quality IT services in a cost-effective  
8 manner; and

9                    (VII) the development and allocation of staff, budgets, and  
10 resources;

11                    (iii) evaluating which projects and programs are the most  
12 effective, timely, efficient, and cost-effective, and the reasons why;

13                    (iv) determining if there are any deficiencies in the development  
14 of projects, the procurement of services, and the oversight over new and  
15 ongoing projects, the reasons for those deficiencies, and how those deficiencies  
16 can be improved; and

17                    (v) comparing the performance of the Executive and Judicial  
18 Branches to the public sector and to private industry.

19                    (B) Suggest improvements in how the Executive, Legislative, and  
20 Judicial Branches procure, provide, and manage IT projects and services.

1           (C) At least annually, report on the Committee’s activities, findings,  
2           and recommendations to the General Assembly.

3           (2) The Committee shall:

4           (A) examine any IT project, proposal, contract, and service with an  
5           estimated cost of greater than \$2,000,000.00, including taking testimony and  
6           reviewing information and documents concerning the development,  
7           contracting, and award process, oversight and management, and any other  
8           aspect of the project, proposal, contract, and service;

9           (B) review and make recommendations to the House and Senate  
10           Committees on Appropriations, the House Committee on Corrections and  
11           Institutions, and the Senate Committee on Institutions regarding budget  
12           proposals and appropriations relating to information technology; and

13           (C) take any other action as necessary to fulfill the Committee’s  
14           duties.

15           (d) Assistance. The Committee shall have the administrative, technical,  
16           policy, and legal assistance of the Office of Legislative Council and the Joint  
17           Fiscal Office. The Committee may retain consultants or hire persons to  
18           provide additional assistance as necessary.

19           (e) Data and records. The Executive and Judicial Branches and all persons  
20           within the Executive and Judicial Branches shall provide testimony,  
21           information, documents, data, and records to the Committee upon request.



1 Notwithstanding any other provision of law to the contrary, the Committee  
2 members and staff and other persons hired by the Committee may receive  
3 records that are confidential, privileged, or the release of which is restricted  
4 under law. Any such records shall be exempt from public inspection and  
5 copying, shall be kept confidential by the Committee members, staff, and other  
6 persons hired by the Committee, and shall not be disclosed.

7 (f) Retaliation. No person who is an employee of the State of Vermont or  
8 of any State, local, county, or municipal department, agency, or person, and  
9 who testifies before, supplies information to, or cooperates with the Committee  
10 shall be subject to retaliation by his or her employer. Retaliation shall include  
11 job termination, demotion in rank, reduction in pay, alteration in duties and  
12 responsibilities, transfer, or a negative job performance evaluation based on the  
13 person's having testified before, supplied information to, or cooperated with  
14 the Committee.

15 (g) Meetings.

16 (1) One of the members of the House of Representatives, to be  
17 designated by the Speaker, shall call the first meeting of the Committee to  
18 occur on or before April 15, 2015.

19 (2) The Committee shall select a Chair, Vice Chair, and Secretary from  
20 among its members at the first meeting. The Chair and Vice Chair shall rotate  
21 biennially between the House and the Senate members.

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

2           (4) The Committee shall meet at the call of the Chair, but not less than  
3 three times when the General Assembly is in session and not less than six times  
4 during adjournment.

5           (h) Reimbursement. For attendance at meetings during adjournment of the  
6 General Assembly, members of the Committee shall be entitled to per diem  
7 compensation and reimbursement of expenses pursuant to 2 V.S.A. § 406.

8           (i) Appropriation. In fiscal year 2017:

9           (1) the sum of \$10,000.00 is appropriated for per diem compensation  
10 and reimbursement; and

11           (2) the sum of \$100,000.00 is appropriated to the Committee to retain  
12 consultants or hire persons to provide assistance.

13 **Sec. 33. COST-BENEFIT ANALYSIS; MAINFRAME**

14           (a) The Commissioner of Information and Innovation shall conduct a  
15 cost-benefit analysis of the State's legacy mainframe system. The analysis  
16 shall include a review of the cost-effectiveness of the legacy mainframe versus  
17 implementation of new projects.

18           (b) On or before December 1, 2015, the Commissioner of Information and  
19 Innovation shall submit a report on the analysis described in subsection (a) of  
20 this section to the House Committees on Appropriations, on Corrections and

1 Institutions, and on Government Operations, and the Senate Committees on  
2 Appropriations, on Institutions, and on Government Operations.

3 \* \* \* Judiciary \* \* \*

4 **Sec. 34. LAMOILLE COUNTY COURTHOUSE; MEMORANDUM OF**  
5 **UNDERSTANDING**

6 (a) The Court Administrator and the [?] shall enter into a memorandum of  
7 understanding regarding the use of the Lamoille County Courthouse. The  
8 Memorandum of Understanding shall establish procedures for the operation of  
9 the courthouse and the division of responsibilities between the State and the  
10 county.

11 (b) The memorandum of understanding described in subsection (a) of this  
12 section shall be executed prior to the State's occupancy of the courthouse.

13 \* \* \* Natural Resources \* \* \*

14 Sec. 35. 24 V.S.A. § 4753a(e) is amended to read:

15 (e) Loan forgiveness; drinking water.

16 (1) Notwithstanding any other provision of law regarding loan  
17 forgiveness, upon the award of a loan from the Vermont Environmental  
18 Protection Agency Drinking Water State Revolving Fund (DWSRF), the  
19 Secretary of Natural Resources, in a manner that is consistent with federal  
20 grant provisions, may forgive up to 100 percent of a loan if the award is made  
21 for a project on the priority list and the project is capitalized, at least in part,

1 from funds derived from a federal DWSRF capitalization grant that includes  
2 provisions authorizing loan forgiveness. Such loan forgiveness shall be based  
3 on the loan value, but funds to be forgiven shall only consist of federal funds,  
4 except where the loan is used as a match to other federal grants requiring  
5 nonfederal funds as a match.

6 (2) Notwithstanding any other provision of law regarding loan  
7 forgiveness, upon the award of a loan from the Vermont Drinking Water State  
8 Revolving Loan Fund, the Secretary of Natural Resources may provide loan  
9 forgiveness for preliminary engineering and final design costs when a  
10 municipality undertakes such engineering on behalf of a household that has  
11 been disconnected involuntarily from a public water supply system for reasons  
12 other than nonpayment of fees, provided it is not the same municipality that is  
13 disconnecting the household.

14 Sec. 36. 24 V.S.A. § 4755(a) is amended to read:

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

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

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

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

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

8 (B) the term of shall not exceed 20 years when required by 10 V.S.A.  
9 § 1624(b); and

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

12 \* \* \*

13 Sec. 37. 24 V.S.A. § 4756 is amended to read:

14 § 4756. ELIGIBILITY CERTIFICATION

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

19 \* \* \*

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

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

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

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

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

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

15 \* \* \*

16 \* \* \* Public Safety \* \* \*

17 Sec. 38. PITTSFORD TRAINING CENTER

18 [Insert language on tying money to governance structure]

19 \* \* \* Security \* \* \*

20 Sec. 39. STATE HOUSE SECURITY

