

H.923

An act relating to capital construction and State bonding budget adjustment

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

Sec. 1. 2017 Acts and Resolves No. 84, Sec. 2 is amended to read:

Sec. 2. STATE BUILDINGS

\* \* \*

(b) The following sums are appropriated in FY 2018:

\* \* \*

(13) Burlington, 108 Cherry Street, ~~parking garage, repairs design,~~  
engineering, and architectural costs for the repair of the parking garage and  
related eligible project costs:                         ~~\$5,000,000.00~~ \$2,181,094.00

(c) The following sums are appropriated in FY 2019:

(1) Statewide, planning, use, and contingency:

~~\$500,000.00~~ \$600,000.00

(2) Statewide, major maintenance:

~~\$5,707,408.00~~ \$6,900,000.00

\* \* \*

(6) Montpelier, 120 State Street, life safety and infrastructure

improvements:

~~\$700,000.00~~ \$1,968,000.00

\* \* \*

(8) Waterbury, Waterbury State Office Complex, Weeks building,

renovation and fit-up:

~~\$900,000.00~~ \$1,152,085.00

(9) Newport, Northern State Correctional Facility, door control  
replacement and perimeter control: ~~\$1,000,000.00~~ \$1,715,000.00

(10) Montpelier, 109 and 111 State Street, final design and construction:  
~~\$4,000,000.00~~ \$1,000,000.00

(11) ~~Burlington, 108 Cherry Street, parking garage, repairs:~~  
~~\$5,000,000.00~~ [Repealed.]

\* \* \*

(13) Montpelier, 115 State Street, State House, switchgear and  
emergency generator: \$450,000.00

(14) Rutland, Asa Bloomer building, rehabilitation of building  
components and systems, and planning and use study: \$1,050,000.00

(15) Springfield, State Office Building, repair of the retaining wall, and  
environmental remediation associated with the retaining wall project:  
\$1,400,000.00

(16) St. Albans, Franklin County Courthouse, ADA renovations, new  
handicap access ramp and related exterior renovations: \$300,000.00

(17) Waterbury, Waterbury State Office Complex, Stanley and Wasson,  
demolition of Stanley Hall, and programming, schematic design, and design  
development for Wasson Hall: \$950,000.00

(18) Rutland, Marble Valley Regional Correctional Facility, repair of  
the historic brick and stone masonry wall used as the perimeter security for the  
facility: \$600,000.00

\* \* \*

(e)(1) On or before December 15, 2018, the Commissioner of Buildings and General Services shall submit to the House Committee on Corrections and Institutions and the Senate Committee on Institutions a report on the John J. Zampieri State Office Building at 108 Cherry Street in Burlington that shall include 20-year economic projections for each of the following options:

(A) selling 108 Cherry Street and leasing, purchasing, or building a new State office space; and

(B) renovating 108 Cherry Street and continuing to use it as State office space in its entirety for State employees; and

(C) renovating 108 Cherry Street and using it as State office space for all direct-service employees currently housed there and leasing the remainder of the space to a non-State entity.

(2) When the General Assembly is not in session, if, based on the projections calculated in subdivision (1) of this subsection (e), the Commissioner of Buildings and General Services determines it is in the best interests of the State to sell the John J. Zampieri State Office Building at 108 Cherry Street in Burlington, he or she shall notify the Chairs of the House Committee on Corrections and Institutions and the Senate Committee on Institutions and request the approval to sell. The Chairs shall recommend to approve or deny the request to the Joint Fiscal Committee. The Joint Fiscal Committee may approve or deny the recommendation of the Chairs of the

House Committee on Corrections and Institutions and the Senate Committee on Institutions; provided, however, that an approval to sell shall also require that the proceeds from the sale be appropriated to future capital construction projects and expended within two years after the date of sale.

(f) For the amount appropriated in subdivision (c)(13) of this section, the Commissioner of Buildings and General Services shall evaluate all proposals for a generator, including the use of a generator or battery backup. After evaluation of the proposals, the Commissioner of Buildings and General Services shall notify the Chairs of the House Committee on Corrections and Institutions and the Senate Committee on Institutions of the decision prior to the purchase of a generator or battery backup. If required by 29 V.S.A. chapter 6, the Commissioner of Buildings and General Services shall ensure that the Capitol Complex Commission is provided with the proposal.

(g) The Commissioner of Buildings and General Services is authorized to use up to \$250,000.00 from the amount appropriated in subdivision (c)(2) of this section to prepare a State-owned building for sale if any renovations are needed.

|                                 |                 |                        |
|---------------------------------|-----------------|------------------------|
| Appropriation – FY 2018         | \$27,857,525.00 | <u>\$25,038,619.00</u> |
| Appropriation – FY 2019         | \$27,853,933.00 | <u>\$28,131,610.00</u> |
| Total Appropriation – Section 2 | \$55,711,458.00 | <u>\$53,170,229.00</u> |

Sec. 2. 2017 Acts and Resolves No. 84, Sec. 3 is amended to read:

Sec. 3. HUMAN SERVICES

\* \* \*

(b) ~~The sum of \$300,000.00 is appropriated in FY 2019 to the Department of Buildings and General Services for the Agency of Human Services for the projects described in subsection (a) of this section.~~ The following sums are appropriated in FY 2019 to the Department of Buildings and General Services for the Agency of Human Services:

(1) Statewide correctional facilities, cameras, locks, perimeter intrusion at correctional facilities: \$300,000.00

(2) Chittenden County Regional Correctional Facility and Northwest State Correctional Facility, renovations, beds for therapeutic placement: \$600,000.00

(3) Essex, Woodside Juvenile Rehabilitation Center, design and construction documents: \$500,000.00

(4) Brattleboro, Brattleboro Retreat, renovation and fit-up: \$4,500,000.00

(5) Serenity House, residential treatment center, addition and renovations: \$300,000.00

(c) For the amount appropriated in subdivision (b)(2) of this section:

(1) it is the intent of the General Assembly that the funds be used to construct a therapeutic environment in the Chittenden Regional Correctional

Facility and in the Northwest State Correctional Facility for persons in the custody of the Department of Corrections who do not meet the clinical criteria for inpatient hospitalization but would benefit from a more therapeutic placement. The therapeutic environment shall include three beds in the Chittenden Regional Correctional Facility and ten or more beds in the Alpha Unit at the Northwest State Correctional Facility.

(2) the Commissioner of Buildings and General Services may use up to \$100,000.00 of the funds appropriated in subdivision (b)(1) of this section to support this project.

(d) For the amount appropriated in subdivision (b)(3) of this section, the Commissioner of Buildings and General Services shall consult with the Secretary of Human Services on the design and construction documents.

(e) For the amount appropriated in subdivision (b)(4) of this section:

(1) The use of funds shall be restricted to capital renovations and fit-up costs and shall not be used for any periodic lease payments, usage fees, or other operating expenses.

(2)(A) The State of Vermont shall execute an agreement with the Brattleboro Retreat for the renovation and fit-up project at the Brattleboro Retreat. The agreement shall include the following provisions:

(i) the Brattleboro Retreat shall provide access to a minimum of an additional 12 level-1 beds to the State for a period determined by the Secretary to be in the best interests of the State;

(ii) the Brattleboro Retreat shall target a completion date for the renovation and fit-up project of December 2019; and

(iii) terms and conditions that ensure the protection of State investment of capital appropriations, including:

(I) an initial strategic plan for long-term reuse of renovated facilities;

(II) authority for the Agency of Human Services to access Brattleboro Retreat's financials to ensure the success of the strategic plan described in subdivision (I) of this subdivision (2)(A)(iii); and

(III) a process for sharing information necessary to the Department of Mental Health for its statutory oversight responsibilities.

(B) Prior to execution, the State Treasurer shall approve the agreement described in subdivision (A) of this subdivision (2) to ensure that it is in compliance with applicable tax-exempt bond requirements.

(3) The Department of Buildings and General Services shall not expend funds until the Commissioner of Buildings and General Services and the Secretary of Human Services have notified the Commissioner of Finance and Management and the Chairs of the House Committees on Corrections and Institutions and on Health Care, and of the Senate Committees on Health and Welfare and on Institutions that the agreement described in subdivision (2)(A) of this subsection (e) has been executed.

(4) The Commissioner of Buildings and General Services and the Secretary of Human Services may also propose draft legislation to the House Committees on Corrections and Institutions and on Health Care, and the Senate Committees on Health and Welfare and on Institutions that may be necessary to fulfill the agreement.

(5)(A) On or before October 15, 2018, the Secretary of Human Services shall notify the Chairs of the House Committees on Corrections and Institutions and on Health Care, and of the Senate Committees on Health and Welfare and on Institutions if an agreement between the Brattleboro Retreat and the State of Vermont cannot be reached and shall submit to them an alternative proposal for the 12 beds. With approval of the Speaker of the House and the President Pro Tempore of the Senate, as appropriate, the House Committees on Corrections and Institutions and on Health Care and the Senate Committees on Health and Welfare and on Institutions may meet up to two times when the General Assembly is not in session to evaluate, approve, or recommend alterations to the proposal. Members of the House Committees on Corrections and Institutions and on Health Care, and the Senate Committees on Health and Welfare and on Institutions shall be entitled to receive a per diem and expenses as provided in 2 V.S.A. § 406.

(B) The Secretary of Human Services shall submit a copy of the alternative proposal described in subdivision (A) of this subdivision (5) to the Joint Fiscal Committee.



|                                 |   |
|---------------------------------|---|
| Appropriation – FY 2018         | \$300,000.00                                  |
| Appropriation – FY 2019         | <del>\$300,000.00</del> <u>\$6,200,000.00</u> |
| Total Appropriation – Section 3 | <del>\$600,000.00</del> <u>\$6,500,000.00</u> |

Sec. 3. 2017 Acts and Resolves No. 84, Sec. 4 is amended to read:

Sec. 4. JUDICIARY

\* \* \*

(c) The sum of \$1,496,398.00 is appropriated in FY 2019 to the Judiciary for the case management IT system.

|                                 |   |
|---------------------------------|---|
| Appropriation – FY 2018         | \$3,050,000.00                                  |
| <u>Appropriation – FY 2019</u>  | <u>\$1,496,398.00</u>                           |
| Total Appropriation – Section 4 | <del>\$3,050,000.00</del> <u>\$4,546,398.00</u> |

Sec. 4. 2017 Acts and Resolves No. 84, Sec. 5 is amended to read:

Sec. 5. COMMERCE AND COMMUNITY DEVELOPMENT

\* \* \*

(c) The sum of ~~\$200,000.00~~ \$300,000.00 is appropriated in FY 2019 to the Department of Buildings and General Services for the Agency of Commerce and Community Development for major maintenance at historic sites statewide.

(d) The following sums are appropriated in FY 2019 to the Agency of Commerce and Community Development for the following projects described in this subsection:

- (1) Lake Champlain Maritime Museum:

(A) Underwater preserves: \$30,000.00

(B) Schooner Lois McClure project, repairs and upgrades:  
\$25,000.00

(2) Placement and replacement of roadside historic markers:  
\$15,000.00 \$29,000.00

(3) VT Center for Geographic Information, digital orthophotographic  
quadrangle mapping: \$125,000.00

(4) Civil War Heritage Trail, signs: \$30,000.00

(e) The amounts appropriated in subdivisions (a)(2) ~~and~~, (a)(3), (d)(1)(B),  
and (d)(4) of this section shall be used as a one-to-one matching grant. The  
funds shall become available after the Agency notifies the Department that the  
funds have been matched.

(f) It is the intent of the General Assembly that any requests for capital  
funds be submitted to the Agency of Commerce and Community Development  
for inclusion in the Governor's annual consolidated capital budget request,  
pursuant to 32 V.S.A. § 309.

Appropriation – FY 2018 \$450,000.00

Appropriation – FY 2019 ~~\$370,000.00~~ \$539,000.00

Total Appropriation – Section 5 ~~\$820,000.00~~ \$989,000.00

Sec. 5. 2017 Acts and Resolves No. 84, Sec. 6 is amended to read:

Sec. 6. GRANT PROGRAMS

\* \* \*

(b) The following sums are appropriated in FY 2019 for Building  
Communities Grants established in 24 V.S.A. chapter 137:

\* \* \*

(9) To the Enhanced 911 Board for the Enhanced 911 Compliance

|  |   |
|--|---|
| <u>Grants Program for school safety:</u> | <u>\$400,000.00</u>                             |
| Appropriation – FY 2018                  | \$1,475,000.00                                  |
| Appropriation – FY 2019                  | <del>\$1,400,000.00</del> <u>\$1,800,000.00</u> |
| Total Appropriation – Section 6          | <del>\$2,875,000.00</del> <u>\$3,275,000.00</u> |

Sec. 6. 2017 Acts and Resolves No. 84, Sec. 8 is amended to read:

Sec. 8. UNIVERSITY OF VERMONT

\* \* \*

(b) The sum of ~~\$1,400,000.00~~ \$1,650,000.00 is appropriated in FY 2019 to  
the University of Vermont for the projects described in subsection (a) of this  
section.

|                                 |   |
|---------------------------------|---|
| Appropriation – FY 2018         | \$1,400,000.00                                  |
| Appropriation – FY 2019         | <del>\$1,400,000.00</del> <u>\$1,650,000.00</u> |
| Total Appropriation – Section 8 | <del>\$2,800,000.00</del> <u>\$3,050,000.00</u> |

Sec. 6a. 2017 Acts and Resolves No. 84, Sec. 9 is amended to read:

Sec. 9. VERMONT STATE COLLEGES

\* \* \*

(b) The sum of ~~\$2,000,000.00~~ \$3,000,000.00 is appropriated in FY 2019 to the Vermont State Colleges for the projects described in subsection (a) of this section.

|                                 |   |
|---------------------------------|---|
| Appropriation – FY 2018         | \$2,000,000.00                                  |
| Appropriation – FY 2019         | <del>\$2,000,000.00</del> <u>\$3,000,000.00</u> |
| Total Appropriation – Section 9 | <del>\$4,000,000.00</del> <u>\$5,000,000.00</u> |

Sec. 7. 2017 Acts and Resolves No. 84, Sec. 10 is amended to read:

Sec. 10. NATURAL RESOURCES

\* \* \*

(e) The following sums are appropriated in FY 2019 to the Agency of Natural Resources for the Department of Environmental Conservation for the projects described in this subsection:

\* \* \*

(3) State's share of the Federal Superfund and State Lead Hazardous

Waste Program (Elizabeth Mine ~~and Ely Mine~~): ~~\$2,755,000.00~~ \$177,259.00

\* \* \*

|                                  |   |
|----------------------------------|---|
| Appropriation – FY 2018          | \$10,914,000.00                                   |
| Appropriation – FY 2019          | <del>\$8,205,000.00</del> <u>\$5,627,259.00</u>   |
| Total Appropriation – Section 10 | <del>\$19,119,000.00</del> <u>\$16,541,259.00</u> |

Sec. 8. 2017 Acts and Resolves No. 84, Sec. 11 is amended to read:

Sec. 11. CLEAN WATER INITIATIVES

\* \* \*

(b) The following sums are appropriated in FY 2018 to the Agency of Natural Resources for the Department of Environmental Conservation projects described in this subsection:

\* \* \*

(4) Municipal Pollution Control Grants, pollution control projects and planning advances for feasibility studies, new projects (Ryegate, Springfield, ~~St. Johnsbury~~, and St. Albans): \$2,704,232.00

\* \* \*

(d)(1) The following sums are appropriated in FY 2018 to the Vermont Housing and Conservation Board for the following projects:

~~(1)~~(A) Statewide water quality improvement projects or other conservation projects: \$2,800,000.00

~~(2)~~(B) Water quality farm improvement grants or fee purchase projects that enhance water quality impacts by leveraging additional funds: \$1,000,000.00

(2) A grant issued under subdivision (1)(B) of this subsection:

(A) shall not be considered a State grant under 6 V.S.A. chapter 215, subchapter 3 for purposes of calculating the maximum amount of a State water quality assistance award under 6 V.S.A. § 4824 or 4826; and

(B) may be used to satisfy a grant recipient's cost share requirements.

(e)(1) The following sum of \$2,000,000.00 is sums are appropriated in FY 2019 to the Agency of Agriculture, Food and Markets for projects described in this subsection:

(A) Best Management Practices and, the Conservation Reserve Enhancement Program-, and the Capital Equipment Assistance Program:  
\$3,615,000.00

(B) Phosphorus removal equipment: \$1,400,000.00

(2) Notwithstanding 6 V.S.A. § 4828(d), an applicant for a grant issued under subdivision (1)(B) of this subsection to purchase or implement phosphorus removal technology or equipment shall pay at least 20 percent of the total eligible project cost. Each grant awarded pursuant to this subsection (e) shall not exceed \$300,000.00.

(f) The following sums are appropriated in FY 2019 to the Agency of Natural Resources for the Department of Environmental Conservation projects described in this subsection:

\* \* \*

(2) EcoSystem ~~restoration and protection~~ Restoration and Protection grant programs: \$5,000,000.00

(A) Standard EcoSystem Restoration and Protection programs:  
\$3,760,000.00

(B) Municipal Roads Grant-in-Aid: \$3,090,000.00

(C) Multi-Sector Clean Water Block Grants: \$2,000,000.00

(D) Lake Carmi, aeration system or artificial circulation, or both:

\$200,000.00

(3) Municipal Pollution Control Grants, new projects (Colchester, Rutland City, St. Albans, Middlebury, and St. Johnsbury):

\$1,407,268.00 \$4,040,000.00

(4) Clean Water Act, implementation projects: \$11,112,944.00

The Commissioner of Environmental Conservation may use up to \$1,400,000.00 of the amounts appropriated in subdivision (2)(A) of this subsection to support capital-eligible clean water projects for Lake Carmi; provided, however, that the Commissioner shall provide prior notification of any project and its cost to the Chairs of the House Committees on Corrections and Institutions and on Natural Resources, Fish, and Wildlife and of the Senate Committees on Institutions and on Natural Resources and Energy.

(5) The Commissioner of Forests, Parks and Recreation may use up to \$50,000.00 of the amounts appropriated in subdivision (2)(A) of this subsection for skidder bridges.

(6) For the amount appropriated in subdivision (2)(B) of this subsection, on or before January 15, 2019, the Commissioner of Environmental Conservation shall report back to the House Committees on Corrections and Institutions and on Transportation and of the Senate Committees on Institutions and on Transportation with a description and cost of each project that received funding.

(g)(1) ~~The sum of 2,750,000.00 is~~ following sums are appropriated in  
FY 2019 to the Vermont Housing and Conservation Board ~~for~~:

(A) statewide water quality improvement projects or other  
conservation projects: \$2,750,000.00

(B) water quality farm improvement grants or fee purchase projects:  
\$1,100,000.00

(2) A grant issued under subdivision (1)(B) of this subsection:

(A) shall not be considered a State grant under 6 V.S.A. chapter 215,  
subchapter 3 for purposes of calculating the maximum amount of a State water  
quality assistance award under 6 V.S.A. § 4824 or 4826; and

(B) may be used to satisfy a grant recipient's cost-share  
requirements.

(h) It is the intent of the General Assembly that the Secretary of Natural  
Resources shall use the amount appropriated in ~~subdivision~~ subdivisions (b)(4)  
and (f)(6) of this section to fund new projects in Ryegate, Springfield,  
St. Johnsbury, and St. Albans City, and in FY 2019 in Colchester, Rutland  
City, Middlebury, St. Johnsbury, and St. Albans; provided, however, that if the  
Secretary determines that one of these projects is not ready in FY 2018 or  
FY 2019, or the amount appropriated exceeds the amount needed to fund these  
projects, the funds may be used for an eligible new project as authorized by  
10 V.S.A. chapter 55 and 24 V.S.A. chapter 120.

\* \* \*



(l) The following sums are appropriated in FY 2019 to the Municipal

Mitigation Assistance Program in the Agency of Transportation:

(1) Municipal Highway and Stormwater Mitigation Program:

\$1,000,000.00

(2) Better Roads Program:

\$1,400,000.00

(m) The sum of \$100,000.00 is appropriated in FY 2019 to the Agency of

Commerce and Community Development for the Downtown Transportation

Fund pilot project.

Appropriation – FY 2018 \$21,936,616.00

Appropriation – FY 2019 \$23,470,212.00 \$25,655,000.00

Total Appropriation – Section 11 \$45,406,828.00 \$47,691,616.00

Sec. 9. 2017 Acts and Resolves No. 84, Sec. 12 is amended to read:

Sec. 12. MILITARY

\* \* \*

(b) The following sums are appropriated in FY 2019 to the Department of Military for the projects described in this subsection:

(1) Maintenance, renovations, roof replacements, ADA renovations, and energy upgrades at State armories. To the extent feasible, these funds shall be used to match federal funds: ~~\$700,000.00~~ \$780,000.00

(2) Bennington Armory, site acquisition: \$60,000.00

Appropriation – FY 2018 \$750,000.00

Appropriation – FY 2019 ~~\$760,000.00~~ \$840,000.00



Total Appropriation – Section 13                     ~~\$7,500,000.00~~ \$13,385,000.00

Sec. 11. 2017 Acts and Resolves No. 84, Sec. 16 is amended to read:

Sec. 16. VERMONT VETERANS' HOME

\* \* \*

(c) The ~~sum of \$50,000.00~~ following sums are appropriated in FY 2019  
to the Vermont Veterans' Home for:

(1) resident care furnishings:                                     \$50,000.00

(2) security, access system, and safety upgrades:                     \$100,000.00

(d) It is the intent of the General Assembly that the amounts appropriated  
in ~~subsections~~ subsection (a) and subdivision (c)(1) of this section shall be  
used to match federal funds to purchase resident care furnishings for the  
Veterans' Home.

(e) The Veterans' Home shall only use the funds appropriated in 2015 Acts  
and Resolves No. 26, Sec. 16 for an electronic medical records system. These  
funds shall be used to match federal funds and shall only become available  
after the Veterans' Home notifies the Chairs of the House Committee on  
Corrections and Institutions and the Senate Committee on Institutions and the  
Commissioner of Finance and Management that the electronic medical records  
system is in compliance with the criteria for creating and maintaining  
connectivity established by the Vermont Information Technology Leaders  
pursuant to 18 V.S.A. § 9352(i).

|   |   |
|---|---|
| Appropriation – FY 2018                 | \$390,000.00                                |
| Appropriation – FY 2019                 | <del>\$50,000.00</del> <u>\$150,000.00</u>  |
| <u>Total Appropriation – Section 16</u> | <del>\$440,000.00</del> <u>\$540,000.00</u> |

Sec. 12. 2017 Acts and Resolves No. 84, Sec. 16a is added to read:

Sec. 16a. DEPARTMENT OF LABOR

The sum of \$400,000.00 is appropriated in FY 2019 to the Department of Labor to fund the Adult Career and Technical Education Equipment Grant Pilot Program to provide equipment to support adult tech programs.

Sec. 13. 2017 Acts and Resolves No. 84, Sec. 16b is added to read:

Sec. 16b. SERGEANT AT ARMS

(a) The sum of \$15,000.00 is appropriated in FY 2019 to the Sergeant at Arms to contract with a third party to conduct an assessment of the sound system in the State House and 1 Baldwin Street pursuant to 2 V.S.A. § 62(a)(8). The Sergeant at Arms shall submit a copy of the assessment to the Committee on Joint Rules.

(b) On or before November 15, 2018, the Sergeant at Arms shall develop a proposal for a sound system for the State House and 1 Baldwin Street based on the assessment described in subsection (a) of this section. As part of the proposal development process, the Sergeant at Arms may consult with the Commissioner of Buildings and General Services.

(c) The Sergeant at Arms shall submit the proposal described in subsection (b) of this section to the Committee on Joint Rules and to the Secretary of

Administration to request inclusion in the Governor's biennial capital budget report pursuant to 32 V.S.A. § 309.

Sec. 14. 2017 Acts and Resolves No. 84, Sec. 16c is added to read:

Sec. 16c. PUBLIC SERVICE

(a) The following sums are appropriated in FY 2019 to the Department of Public Service:

(1) VTA wireless network: \$900,000.00

(2) Northeast Kingdom Fiber Network, fiber access point construction:  
\$393,000.00

(b) On or before September 1, 2018, the Department of Public Service shall submit a report to the House Committees on Corrections and Institutions and on Energy and Technology and the Senate Committees on Finance and on Institutions with an update on the status of the two projects described in subsection (a) of this section. The report shall include an update on the progress of each project and whether any requests for proposals have been issued.

Total Appropriation – Section 16c \$1,293,000.00

Sec. 15. 2017 Acts and Resolves No. 84, Sec. 18 is amended to read:

Sec. 18. REALLOCATION OF FUNDS; TRANSFER OF FUNDS

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

\* \* \*

|  |                     |
|--|---------------------|
| <u>(22) of the amount appropriated in 2011 Acts and Resolves No. 40,</u><br><u>Sec. 5(a) (County courthouses, ADA compliance, repairs and upgrades):</u>                       | <u>\$2,079.09</u>   |
| <u>(23) of the amount appropriated in 2011 Acts and Resolves No. 40,</u><br><u>Sec. 5(b) (County courthouses, ADA compliance, repairs and upgrades):</u>                       | <u>\$18,688.70</u>  |
| <u>(24) of the amount appropriated in 2013 Acts and Resolves No. 51,</u><br><u>Sec. 4(b)(1) (UVM Health Lab, colocation):</u>  | <u>\$383.90</u>     |
| <u>(25) of the amount appropriated in 2013 Acts and Resolves No. 51,</u><br><u>Sec. 5(b) (Lamoille County Courthouse, planning):</u>   | <u>\$540.00</u>     |
| <u>(26) of the amount appropriated in 2015 Acts and Resolves No. 26,</u><br><u>Sec. 2(b) (Woodside Juvenile Rehabilitation Center, project design and</u><br><u>planning):</u> | <u>\$52,003.54</u>  |
| <u>(27) of the amount appropriated in 2015 Acts and Resolves No. 26,</u><br><u>Sec. 5 (Judiciary, ADA compliance, county courthouses):</u>                                     | <u>\$157,394.00</u> |
| <u>(28) of the amount appropriated in 2015 Acts and Resolves No. 26,</u><br><u>Sec. 13(b) (Robert H. Wood Vermont Fire Academy, burn building):</u>                            | <u>\$10,646.82</u>  |
| <u>(29) of the amount appropriated in 2016 Acts and Resolves No. 160,</u><br><u>Sec. 8 (Lyndon State College):</u>   | <u>\$48,634.00</u>  |

(30) of the amount appropriated in 2016 Acts and Resolves No. 160,

Sec. 11 (Public safety, Waterbury State Office Complex, blood analysis

laboratory, renovations): \$252,085.35

(31) of the amount appropriated in 2017 Acts and Resolves No. 84,

Sec. 2 (Department of Libraries, centralized facility renovation): \$447,739.00

\* \* \*

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

\* \* \*

(4) of the amount appropriated in 2013 Acts and Resolves No. 51,

Sec. 11(a)(1) (water pollution control): \$8,221.85

(5) of the amount appropriated in 2015 Acts and Resolves No. 26,

Sec. 11(a)(8) (municipal pollution control grants, Waterbury): \$136,824.00

(e) The following unexpended funds appropriated to the Agency of Commerce and Community Development for capital construction projects are reallocated to defray expenditures authorized in Sec. 5(d) of this act, placement and replacement of historic site markers:

(1) of the amount appropriated in 2013 Acts and Resolves No. 51,

Sec. 6(a)(2) (Bennington monument, structural repairs and ADA compliance):

\$1,224.51

(2) of the amount appropriated in 2015 Acts and Resolves No. 26,

Sec. 6(b) (Bennington monument, elevator, roof repairs): \$1,997.73

(3) of the amount appropriated in 2015 Acts and Resolves No. 26,

Sec. 6(c) (Bennington monument, elevator, roof repairs): \$6,469.60

(f) Of the amount appropriated in 2011 Acts and Resolves No. 40, Sec. 3

(cellular and broadband infrastructure) to the Vermont Telecommunications

Authority for capital construction projects, the amount of \$1,972,322.98 in

unexpended funds is reallocated to the Department of Buildings and General

Services to defray expenditures authorized in Sec. 2 of this act:

Total Reallocations and Transfers – Section 18

\$14,822,286.78 \$17,939,541.85

Sec. 16. 2017 Acts and Resolves No. 84, Sec. 19 is amended to read:

Sec. 19. GENERAL OBLIGATION BONDS AND APPROPRIATIONS

(a) The State Treasurer is authorized to issue general obligation bonds in the amount of \$132,460,000.00 for the purpose of funding the appropriations of this act. The State Treasurer, with the approval of the Governor, shall determine the appropriate form and maturity of the bonds authorized by this section consistent with the underlying nature of the appropriation to be funded. The State Treasurer shall allocate the estimated cost of bond issuance or issuances to the entities to which funds are appropriated pursuant to this section and for which bonding is required as the source of funds, pursuant to 32 V.S.A. § 954.





(d) The Commissioner of Buildings and General Services is authorized to sell the Rutland Multi-Modal Transit Center (parking garage) located at 102 West Street in Rutland pursuant to the requirements of 29 V.S.A. § 166. The proceeds from the sale shall be appropriated to future capital construction projects and expended within two years after the date of sale.

(e)(1) Notwithstanding 29 V.S.A. § 166(b), the Department of Buildings and General Services is authorized to sell or transfer to the City of Newport a portion of the remaining lands of the State of Vermont and boardwalk located north of the Emory A. Hebard State Office Building. The land and boardwalk to be sold or transferred is described as being the land north of the bike path up to the approximate shoreline of Lake Memphremagog, bounded on the west by lands owned by the City of Newport and the Northern VT Railroad Co., Inc., bounded on the east by lands owned by the City of Newport, and bounded on the south by the right-of-way retained by Newport & Richford R.R.

(2) On or before October 1, 2018, the Commissioner of Buildings and General Services shall have a survey prepared to more particularly describe and delineate the land and boardwalk to be sold or transferred that is described in subdivision (1) of this subsection.

Sec. 18. 2012 Acts and Resolves, No. 104, Sec. 14, amending 2011 Acts and Resolves, No. 40, Sec. 26, is further amended to read:

Sec. 14. Sec. 26 of No. 40 of the Acts of 2011 is amended to read:

Sec. 26. PROPERTY TRANSACTIONS; MISCELLANEOUS

~~(a) The commissioner of buildings and general services may sell the Asa Bloomer State Office Building and the Rutland Multi-Modal Transit Center in accordance with the requirements of 29 V.S.A. § 166(d) and following negotiations with the City of Rutland. If negotiations with the city result in the city's management of the Transit Center, the commissioner may use \$81,000 in unexpended capital funds previously appropriated to the department for other purposes to purchase a flexible parking machine for the Transit Center. It is the intent of the general assembly that state offices remain downtown.~~

[Repealed.]

\* \* \*

Sec. 19. 2013 Acts and Resolves No. 1, Sec. 100(c), as amended by 2014 Acts and Resolves No. 179, Sec. E.113.1, 2015 Acts and Resolves No. 58, Sec. E.113.1, and 2017 Acts and Resolves No. 84, Sec. 29, is further amended to read:

(c) Sec. 97 (general obligation debt financing) shall take effect on ~~July 1,~~ 2018 July 1, 2019.

\* \* \* Human Services \* \* \*

Sec. 20. AGENCY OF HUMAN SERVICES; FACILITIES PLAN; UPDATE

On or before February 1, 2019, the Secretary of Human Services, in consultation with the Commissioner of Buildings and General Services, shall update the facilities plan and recommendations required by 2017 Acts and Resolves No. 84, Sec. 31, taking into consideration changes proposed in the 2018 legislative session. The Agency's update shall include a review of the populations and bed capacity needs described in 2017 Acts and Resolves No. 84, Sec. 31.

\* \* \* Labor \* \* \*

Sec. 21. 2017 Acts and Resolves No. 84, Secs. 33a and 33b are added to read:

Sec. 33a. ADULT CAREER AND TECHNICAL EDUCATION  
EQUIPMENT GRANT PILOT PROGRAM

(a) The General Assembly hereby establishes a pilot grant program to authorize the Department of Labor, in consultation with the State Workforce Development Board, to administer the Adult Career and Technical Education Equipment Grant Pilot Program to support the purchase of equipment necessary for the delivery of occupational training for students enrolled in a postsecondary course offered by Vermont's Career and Technical Education Centers.

(b) An applicant's training program shall qualify for a grant described in subsection (a) of this section if it includes all of the following requirements:

(1) meets current occupational demand, as evidenced by current labor market information;

(2) aligns with a career pathway or set of stackable credentials involving a college or university accredited in Vermont;

(3) guarantees delivery of equipment to more than one region of the State;

(4) is supported with a business or industry partnership;

(5) sets forth how equipment will be maintained, insured, shared, and transported, if applicable; and

(6) is endorsed by the Adult Career and Technical Education Association.

(c) Grants awarded under this program shall be used to purchase capital-eligible equipment. Grants shall not be used to support curriculum development, instruction, or program administration.

(d) On or before July 15, 2018, the Department shall develop and publish a simplified grant application that meets the criteria described in subsection (b) of this section. The Department shall consult with the Agency of Education and the State Workforce Development Board in reviewing applications and selecting grantees.

(e) Grantees shall have ownership over any share of equipment purchased with the use of these funds. Any equipment purchased from this program may also be used by secondary career technical education programs.

(f) On or before February 15, 2019, the Department of Labor shall submit a report to the House Committee on Corrections and Institutions and the Senate Committee on Institutions that includes the following:

(1) how the funds were used, expected outcomes, recommended performance metrics to ensure success of the program, and any other relevant information that would inform future decisions about the use of this program;

(2) assessment of the functionality and accessibility of shared-equipment agreements; and

(3) how, and the extent to which, the program shall be funded in the future.

\* \* \* Sunset of Adult Career and Technical Education

Equipment Grant Program \* \* \*

Sec. 33b. REPEAL OF ADULT CAREER AND TECHNICAL  
EDUCATION EQUIPMENT GRANT PROGRAM

The Adult Career and Technical Education Equipment Grant Program established in Sec. 33a of this act shall be repealed on July 1, 2019.

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

Sec. 22. 3 V.S.A. § 2873(b) is amended to read:

(b) The Department ~~shall~~ may perform design and construction supervision services for major maintenance and capital construction projects for the Agency and all of its components.

Sec. 23. 2017 Acts and Resolves No. 84, Sec. 35b is added to read:

Sec. 35b. ALBURGH CEMETERY; LAND TRANSFER

(a) The Commissioner of Forests, Parks and Recreation may enter into an agreement with the Vermont Housing and Conservation Board and The Nature Conservancy to amend their easements not to exceed a total of one acre on land in the town of Alburgh that abuts the west side of the South Alburgh Cemetery to allow the State to convey that land to the Alburgh Cemetery Association.

(b) On or before January 15, 2019, the Commissioner shall report back to the House Committee on Corrections and Institutions and the Senate Committee on Institutions on whether the Vermont Housing and Conservation Board and The Nature Conservancy have amended their easements. If the easements have been amended, the Commissioner shall submit a proposal to the General Assembly, either by legislation or resolution, to approve the land transfer to the Alburgh Cemetery Association.

\* \* \* School Safety and Security \* \* \*

Sec. 24. 30 V.S.A. § 7051 is amended to read:

§ 7051. DEFINITIONS

As used in this chapter:

\* \* \*

(14) “Dispatchable Location” means the location information delivered to the public safety answering point with a 911 call.

(15) “Enterprise Communications Systems (ECS)” means any networked communication system serving two or more stations, or living units, within an enterprise. ECS includes circuit-switched networks, such as multi-line telephone systems or legacy ECS, IP-enabled service, and cloud-based technology.

(16) “Station” means a telephone handset, customer premise equipment (CPE), or calling device that is capable of initiating a call to 911.

Sec. 25. 30 V.S.A. § 7057 is amended to read:

§ 7057. ~~PRIVATELY OWNED TELEPHONE SYSTEMS~~ ENTERPRISE

COMMUNICATIONS SYSTEMS

Any ~~privately owned telephone system~~ enterprise communications system shall provide to those end users the same level of 911 service that other end users receive and shall provide ANI signaling, station identification data, including dispatchable location, and updates to Enhanced 911 databases under rules adopted by the Board. The Board may waive the provisions of this section for any ~~privately owned telephone system~~ enterprise communications system, provided that in the judgment of the Board, the owner of the system is actively engaged in becoming compliant with this section, is likely to comply with this section in a reasonable amount of time, and will do so in accordance with standards and procedures adopted by the Board by rule.



Sec. 26. 2017 Acts and Resolves No. 84, Secs. 36a-36c are added to read:

Sec. 36a. SCHOOL SAFETY AND SECURITY CAPITAL GRANT  
PROGRAM

(a) Creation. There is created the School Safety and Security Capital Grant Program to be administered by the Department of Public Safety to enhance safety and security in Vermont schools, as defined in 16 V.S.A. § 3447. The amount appropriated in Sec. 10 of this act, adding 2017 Acts and Resolves No. 84, Sec. 13(c)(1), shall be used to fund this Program.

(b) Use of funds. Capital grants authorized in subsection (a) of this section shall be used for the planning, delivery, and installation of equipment for upgrades to existing school security equipment and for new school security equipment identified through threat assessment planning and surveys designed to enhance building security.

(c) Guidelines. The following guidelines shall apply to capital grants for school safety measures:

(1) Grants shall be awarded competitively to schools for capital-eligible expenses to implement safety and security measures identified in a security assessment. Capital-eligible expenses may include video monitoring and surveillance equipment, intercom systems, window coverings, exterior and interior doors, locks, and perimeter security measures.

(2) Grants shall only be awarded after a security assessment has been completed by the Agency of Education and Department of Public Safety.

(3) The Program is authorized to award capital grants of up to \$25,000.00 per school. Each school shall be required to provide a 25 percent match to the grant amount. The required match shall be met through dollars raised and not in-kind services.

(d) Administration. The Department of Public Safety, in coordination with the Agency of Education, shall administer and coordinate capital grants made pursuant to this section. Grant funds shall not be used to administer the Program.

(e) Reporting. The Department of Public Safety shall provide notice of any capital grants awarded under this section to the Chairs of the Senate Committee on Institutions and the House Committee on Corrections and Institutions.

\* \* \* Sunset of School Security Grant Program \* \* \*

Sec. 36b. REPEAL OF SCHOOL SECURITY GRANT PROGRAM

The School Safety and Security Grant Program established in Sec. 26 of this act shall be repealed on July 1, 2019.

\* \* \* School Safety Advisory Group \* \* \*

Sec. 36c. SCHOOL SAFETY ADVISORY GROUP; REPORT

(a) Creation. There is created the School Safety Advisory Group to develop statewide guidelines and best practices concerning school safety and the prevention of school shootings.

(b) Membership. The Advisory Group shall be composed of the following six members:

(1) the Secretary of Administration or designee;

(2) the Secretary of Education or designee;

(3) the Commissioner of Public Safety or designee;

(4) the Executive Director of the Vermont School Boards Association or designee;

(5) the President of the Vermont-National Education Association or designee; and

(6) a representative of the Vermont Principals' Association.

(c) Powers and duties. The Advisory Group shall study the following issues and develop specific guidelines and best practices for Vermont schools concerning them:

(1) improving security in and around school buildings and property;

(2) ensuring staff and students know what they should do in the event of a school shooting or other incident;

(3) training for staff and students, including the type and frequency of the training;

(4) sharing information with parents and community if an event occurs; and

(5) gathering information on security measures implemented in schools from corresponding state education and public safety departments in states where school shootings have occurred.

(d) Assistance. The Advisory Group shall have the administrative, technical, and legal assistance of the Agency of Education and the Department of Public Safety.

(e) Report. On or before July 1, 2018, the Advisory Group shall submit a written report to the General Assembly with its findings, including specific guidelines and best practices, and any recommendations for legislative action necessary to ensure that all schools in Vermont begin implementing those guidelines and best practices and have a plan for compliance before the beginning of the next school year.

(f) Meetings.

(1) The Secretary of Education shall call the first meeting of the Advisory Group.

(2) The Commissioner of Public Safety or designee shall be the Chair.

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

(4) The Advisory Group shall cease to exist on July 1, 2019.

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

for meetings. These payments shall be made from monies appropriated to the General Assembly.

\* \* \* School Planning Grants \* \* \*

Sec. 27. APPLICATIONS FOR PLANNING GRANTS FOR CAPITAL  
CONSTRUCTION; UNIFIED UNION SCHOOL DISTRICTS;  
SCHOOL CONSOLIDATION

(a) Applications for planning grants. The Secretary of Education shall accept applications for planning grants for capital construction that would result in the consolidation of student populations and the closure of at least one building pursuant to the provisions of this section.

(b) Districts eligible to apply. A district is eligible to apply for a planning grant under this section (eligible district) if it:

(1) is a unified union school district created by the affirmative votes of the electorate between June 30, 2015 and December 31, 2018;

(2) is either its own supervisory district or is a member district within a supervisory union;

(3) is fully operational or will be fully operational before July 2, 2019; and

(4) provides or has intended to provide education for students in the same grade, after becoming fully operational, by operating more than one school building offering that grade.

(c) Eligible projects.

(1) An eligible district can apply for a grant to reimburse the cost of architects, engineers, or other professional planning costs under this section if the proposed project will:

(A) consolidate the provision of education for all resident students in at least four grade levels into one existing building that will house those grades either by renovating or adding additional square-footage to that building or both; and

(B) result in the closure of at least one existing building that houses those grades in the year prior to the proposed consolidation of students.

(2) Notwithstanding the provisions of subdivision (1)(A) of this subsection, if an eligible district operates more than two schools providing education in the pertinent grades, then a project is eligible under this section if the project will result in the closure of at least one school building and the consolidation of students into one or more remaining buildings.

(d) Process.

(1) An eligible district shall submit a written application to the Secretary of Education on or before October 1, 2018. The application shall specify the purpose of and need for the proposed eligible project, shall include educational specifications based upon a facility analysis and enrollment projections, and shall concisely provide details addressing the ways in which the proposed project:

(A) will cause the eligible district to provide education in a manner that is more educationally appropriate;

(B) will cause the eligible district to provide education in a manner that provides greater educational opportunities in a more equitable manner;

(C) will result in or lead to sustained financial savings for the eligible district;

(D) will result in or lead to more efficient use of statewide education funds;

(E) will result in improvements that comply with standards for school construction adopted by the Division of Fire Safety, the Agency of Natural Resources, the Division for Historic Preservation, the Department of Health, the Agency of Agriculture, Food and Markets, the Agency of Transportation, and any standards of other State or federal agencies and local or regional planning authorities; and

(F) will incorporate recommendations received after consultation with the School Energy Management Program and Efficiency Vermont, as appropriate.

(2) On or before October 15, 2018, the Secretary shall present a prioritized list of eligible projects, if any, to the Secretary of Administration for inclusion in the Governor's annual consolidated capital budget request, pursuant to 32 V.S.A. § 309.

(e) Notwithstanding the grant program authorized in this section, State aid for school construction remains suspended pursuant to the terms of 2008 Acts and Resolves No. 200, Sec. 45 as amended by 2009 Acts and Resolves No. 54, Sec. 22, as further amended by 2013 Acts and Resolves No. 51, Sec. 45.

\* \* \* Corrections \* \* \*

Sec. 28. 28 V.S.A. § 1354 is amended to read:

§ 1354. ARTICLE IV; THE STATE COUNCIL

(a) ~~A The Vermont state council for interstate adult offender supervision~~ State Council for Interstate Adult Offender Supervision is created. ~~The state council~~ State Council shall consist of ~~five~~ six members:

(1) ~~one representative of the legislative branch appointed by the general assembly pursuant to a process determined by the joint rules committee~~ one member of the House of Representatives, who shall be appointed by the Speaker, and one member of the Senate, who shall be appointed by the Committee on Committees;

(2) ~~one representative of the judicial branch~~ Judicial Branch appointed by the ~~chief justice~~ Chief Justice of the ~~supreme court~~ Supreme Court;

(3) ~~one representative of the executive branch~~ Executive Branch appointed by the ~~governor~~ Governor;

(4) ~~one representative of a victims group appointed by the governor~~ Governor; and



(5) one individual who in addition to serving as a member of the ~~council~~ Council shall serve as the compact administrator for this ~~state~~ State, appointed by the ~~governor~~ Governor after consultation with the ~~general assembly~~ General Assembly and the ~~supreme court~~ Supreme Court.

\* \* \*

\* \* \* Effective Date \* \* \*

Sec. 29. EFFECTIVE DATE

This act shall take effect on passage.