

(4) Brattleboro, Brattleboro Retreat, renovation and fit-up:  
\$5,500,000.00

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

(1) use of the 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. The funds shall not be released to the Department of Buildings and General Services 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 House Committee on Corrections and Institutions and the Senate Committee on Institutions that an agreement has been executed between the Brattleboro Retreat and the State of Vermont. This agreement shall include (i) the provision that the Brattleboro Retreat shall provide a minimum of 12 level-1 beds to the State for at least a ten-year period a period determined by the Secretary to be in the best interest of the State and (ii).~~The agreement shall include~~ terms and conditions that ensure the protection of State investment of capital appropriations. In addition, prior to execution, the agreement shall have been approved by the State Treasurer to ensure compliance with applicable tax-exempt bond requirements. The Commissioner of Buildings and General Services and Secretary of Human Services may also propose draft legislation to the House Committee on Corrections and Institutions and the Senate Committee on Institutions that may be necessary to fulfill the agreement.

(2)(A) On or before October 15, 2018, the Secretary of Human Services shall notify the Chairs of the House Committee on Corrections and Institutions and the Senate Committee 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 12 level-1 beds. The Secretary of Human Services shall also send the alternative proposal to the Joint Fiscal Committee.

(B) With approval of the Speaker of the House and the President Pro Tempore of the Senate, as appropriate, the House Committee on Corrections and Institutions and the Senate Committee 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. House Committee on Corrections and Institutions' and the Senate Committee on Institutions' members shall be entitled to receive a per diem and expenses as provided in 2 V.S.A. § 406.