

1 H.543

2 Introduced by Committee on Corrections and Institutions

3 Date:

4 Subject: Capital construction; capital appropriations; State bonding

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

7 An act relating to capital construction and State bonding

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

9 * * * Capital Appropriations * * *

10 Sec. 1. LEGISLATIVE INTENT

11 (a) It is the intent of the General Assembly that of the \$123,180,000.00
12 authorized in this act, not more than \$63,071,128.00 shall be appropriated in the
13 first year of the biennium, and the remainder shall be appropriated in the second
14 year.

15 (b) It is the intent of the General Assembly that in the second year of the
16 biennium, any amendments to the appropriations or authorities granted in this
17 act shall take the form of a Capital Construction and State Bonding Adjustment
18 Bill. It is the intent of the General Assembly that unless otherwise indicated, all
19 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 and
3 General Services (BGS), and the Commissioner is authorized to direct funds
4 appropriated in this section to the projects contained in this section; however, no
5 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 2020:

9 (1) Statewide, BGS engineering and architectural project costs:

10 \$3,583,423.00

11 (2) Statewide, physical security enhancements: \$275,000.00

12 (3) Statewide, major maintenance: \$6,500,000.00

13 (4) Statewide, planning, use, and contingency: \$500,000.00

14 (5) Burlington, 108 Cherry Street, parking garage repairs:

15 \$3,000,000.00

16 (6) Montpelier, 120 State Street, stair towers and rear entry:

17 \$3,500,000.00

18 (7) Montpelier, State house, new carpeting or carpeting repair near the
19 Governor's ceremonial office, the Cedar Creek Room, and the Card Room:

20 \$45,000.00

21 (8) Montpelier, Department of Labor, facilities modernization project:

1		<u>\$120,000.00</u>
2	<u>(9) Newport, Northeast State Correctional Facility, direct digital HVAC</u>	
3	<u>control system replacement:</u>	<u>\$900,000.00</u>
4	<u>(10) Rutland, Asa Bloomer, major renovation:</u>	<u>\$250,000.00</u>
5	<u>(11) Southern State Correctional Facility, door control project:</u>	
6		<u>\$1,450,000.00</u>
7	<u>(c) The following sums are appropriated in FY 2021:</u>	
8	<u>(1) Statewide, BGS engineering and architectural project costs:</u>	
9		<u>\$3,735,000.00</u>
10	<u>(2) Statewide, physical security enhancements:</u>	<u>\$275,000.00</u>
11	<u>(3) Statewide, major maintenance:</u>	<u>\$6,557,813.00</u>
12	<u>(4) Statewide, planning, use, and contingency:</u>	<u>\$500,000.00</u>
13	<u>(5) Burlington, 108 Cherry Street, parking garage repairs:</u>	
14		<u>\$7,500,000.00</u>
15	<u>(6) Montpelier, State house, historical restorations:</u>	<u>\$75,000.00</u>
16	<u>(7) Montpelier, Department of Labor, facilities modernization project:</u>	
17		<u>\$300,000.00</u>
18	<u>(8) Newport, Northeast State Correctional Facility, direct digital HVAC</u>	
19	<u>control system replacement:</u>	<u>\$900,000.00</u>
20	<u>(9) Rutland, Asa Bloomer, major renovation:</u>	<u>\$250,000.00</u>

1	<u>(10) Southern State Correctional Facility, door control project:</u>	
2		<u>\$1,000,000.00</u>
3	<u>Appropriation – FY 2020</u>	<u>\$20,123,423.00</u>
4	<u>Appropriation – FY 2021</u>	<u>\$21,092,813.00</u>
5	<u>Total Appropriation – Section 2</u>	<u>\$41,216,236.00</u>

6 Sec. 3. HUMAN SERVICES

7 (a) The following sums are appropriated in FY 2020 to the Department of
8 Buildings and General Services for the Agency of Human Services for the
9 following projects described in this subsection:

10 (1) Statewide, secure residential recovery facility, replacement, land
11 acquisition, design, permitting, and construction documents: \$3,000,000.00

12 (2) Rutland, Rutland Regional Medical Center, therapeutic community
13 residence: \$100,000.00

14 (3) Statewide, correctional facility, life safety and security needs and
15 enhancements: \$250,000.00

16 (4) Statewide, correctional facility, replacement of Chittenden Regional
17 Correctional Facility, planning and feasibility: \$250,000.00

18 (b) The sum of \$4,750,000.00 is appropriated in FY 2020 to the Agency of
19 Human Services for the Department of Vermont Health Access, Integrated
20 Eligibility and Enrollment system.

1 (c) The following sums are appropriated in FY 2021 to the Department of
2 Buildings and General Services for the Agency of Human Services for the
3 following projects described in this subsection:

4 (1) Statewide, secure residential recovery facility, replacement, land
5 acquisition, design, permitting, and construction: \$1,500,000.00

6 (2) Statewide, correctional facility, life safety and security needs and
7 enhancements: \$225,000.00

8 (d) The sum of \$3,900,000.00 is appropriated in FY 2021 to the Agency of
9 Human Services for the Department of Vermont Health Access, Integrated
10 Eligibility and Enrollment system.

11 (e)(1) The Department of Buildings and General Services is authorized to
12 use the funds appropriated in subdivision (a)(4) of this section to evaluate
13 options for the site location of a new correctional facility to replace the
14 Chittenden Regional Correctional Facility. The evaluation shall be conducted in
15 coordination with the Department of Corrections and shall be within the context
16 of developing an overall strategic plan for statewide correctional facilities. It
17 shall also include conducting feasibility studies and program analysis, site
18 selection, purchase opportunities, and whether the new correctional facility
19 should be a separate facility or part of a campus.

20 (2) On or before January 15, 2020, the Commissioner of Buildings and
21 General Services, in consultation with the Commissioner of Corrections, shall

1 submit a recommendation for a site location for the new correctional facility to
2 the Chairs of the House Committee on Corrections and Institutions and the
3 Senate Committee on Institutions, based on the evaluation described in
4 subdivision (1) of this subsection. It is the intent of the General Assembly that
5 when evaluating site locations, preference shall be first given to State-owned
6 property.

7 (3) The Commissioner of Buildings and General Services shall notify the
8 House Committee on Corrections and Institutions and the Senate Committee on
9 Institutions at least monthly of updates on the recommendation described in this
10 subsection.

11	<u>Appropriation – FY 2020</u>	<u>\$8,350,000.00</u>
12	<u>Appropriation – FY 2021</u>	<u>\$5,625,000.00</u>
13	<u>Total Appropriation – Section 3</u>	<u>\$13,975,000.00</u>

14 Sec. 4. JUDICIARY

15 The sum of \$1,496,398.00 is appropriated in FY 2020 to the Judiciary for the
16 case management IT system.

17	<u>Appropriation – FY 2020</u>	<u>\$1,496,398.00</u>
18	<u>Total Appropriation – Section 4</u>	<u>\$1,496,398.00</u>

1 Sec. 5. COMMERCE AND COMMUNITY DEVELOPMENT

2 (a) The following sums are appropriated in FY 2020 to the Department of
3 Buildings and General Services for the Agency of Commerce and Community
4 Development:

5 (1) Major maintenance at historic sites statewide: \$250,000.00

6 (2) Schooner Lois McClure, repairs and upgrades: \$22,500.00

7 (3) Highgate Native American Cemetery, slope stabilization, Monument

8 Road: \$100,000.00

9 (b) The following sums are appropriated in FY 2020 to the Agency of
10 Commerce and Community Development for the following projects described in
11 this subsection:

12 (1) Underwater preserves: \$25,000.00

13 (2) Placement and replacement of roadside historic markers:

14 \$25,000.00

15 (c) The sum of \$250,000.00 is appropriated in FY 2021 to the Department of
16 Buildings and General Services for the Agency of Commerce and Community
17 Development for major maintenance at statewide historic sites.

18 (d) The following sums are appropriated in FY 2021 to the Agency of
19 Commerce and Community Development for the following projects described in
20 this subsection:

21 (1) Underwater preserves: \$25,000.00

1 (8) To the Agency of Agriculture, Food and Markets for the Agricultural
2 Fairs Capital Projects Competitive Grant Program: \$200,000.00

3 (c) It is the intent of the General Assembly that the Enhanced 911
4 Compliance Grants Program shall cease to exist on June 30, 2021.

5 Appropriation – FY 2020 \$1,800,000.00

6 Appropriation – FY 2021 \$1,400,000.00

7 Total Appropriation – Section 6 \$3,200,000.00

8 Sec. 7. EDUCATION

9 (a) The sum of \$50,000.00 is appropriated in FY 2020 to the Agency of
10 Education for emergency aid for school construction.

11 (b) The sum of \$50,000.00 is appropriated in FY 2021 to the Agency of
12 Education for the project described in subsection (a) of this section.

13 Appropriation – FY 2020 \$50,000.00

14 Appropriation – FY 2021 \$50,000.00

15 Total Appropriation – Section 7 \$100,000.00

16 Sec. 8. UNIVERSITY OF VERMONT

17 (a) The sum of \$1,400,000.00 is appropriated in FY 2020 to the University
18 of Vermont for construction, renovation, and major maintenance.

19 (b) The sum of \$1,000,000.00 is appropriated in FY 2021 to the University
20 of Vermont for the projects described in subsection (a) of this section.

1 (c) The Vermont Division for Historic Preservation and Vermont Advisory
2 Council on Historic Preservation shall be consulted on projects utilizing the
3 funds appropriated in this section before the alteration or demolition of any
4 property that is potentially of historical, architectural, archaeological, or cultural
5 significance, including any property listed in or eligible for the State Register of
6 Historic Places.

7	<u>Appropriation – FY 2020</u>	<u>\$1,400,000.00</u>
8	<u>Appropriation – FY 2021</u>	<u>\$1,000,000.00</u>
9	<u>Total Appropriation – Section 8</u>	<u>\$2,400,000.00</u>

10 Sec. 9. VERMONT STATE COLLEGES

11 (a) The sum of \$2,000,000.00 is appropriated in FY 2020 to the Vermont
12 State Colleges for construction, renovation, and major maintenance.

13 (b) The sum of \$2,000,000.00 is appropriated in FY 2021 to the Vermont
14 State Colleges for the projects described in subsection (a) of this section.

15 (c) The Vermont Division for Historic Preservation and Vermont Advisory
16 Council on Historic Preservation shall be consulted on projects utilizing the
17 funds appropriated in this section before the alteration or demolition of any
18 property that is potentially of historical, architectural, archaeological, or cultural
19 significance, including any property listed in or eligible for the State Register of
20 Historic Places.

21	<u>Appropriation – FY 2020</u>	<u>\$2,000,000.00</u>
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1	<u>Appropriation – FY 2021</u>	<u>\$2,000,000.00</u>
2	<u>Total Appropriation – Section 9</u>	<u>\$4,000,000.00</u>

3 Sec. 10. NATURAL RESOURCES

4 (a) The following sums are appropriated in FY 2020 to the Agency of
5 Natural Resources for the Department of Environmental Conservation for the
6 projects described in this subsection:

7 (1) Drinking Water Supply, Drinking Water State Revolving Fund:
8 \$3,308,508.00

9 (2) Dam safety and hydrology projects: \$150,000.00

10 (3) State’s share of the Federal Superfund and State Lead Hazardous
11 Waste Program (Elizabeth Mine): \$59,713.00

12 (b) The following sums are appropriated in FY 2020 to the Agency of
13 Natural Resources for the Department of Forests, Parks and Recreation for the
14 following projects:

15 (1) Infrastructure rehabilitation, including statewide small scale
16 rehabilitation, wastewater repairs, preventive improvements and upgrades of
17 restrooms and bathhouses, and statewide small-scale road rehabilitation projects:
18 \$2,900,000.00

19 (2) Rustic Cabin Construction Program: \$797,586.00

1 (2) Municipal Pollution Control Grants, pollution control projects and
2 planning advances for feasibility studies: \$3,300,000.00

3 (c)(1) The sum of \$50,000.00 is appropriated in FY 2020 to the Agency of
4 Natural Resources for the Department of Forests, Parks and Recreation for a
5 grant for forestry skidder bridges.

6 (2) An applicant for a grant awarded pursuant to subdivision (1) of this
7 subsection shall pay at least 40 percent of the total cost of a wooden skidder
8 bridge, and at least 20 percent of the cost of a steel skidder bridge.

9 (d)(1) The following sums are appropriated in FY 2020 to the Vermont
10 Housing and Conservation Board for the following projects:

11 (A) Agricultural water quality projects: \$1,100,000.00

12 (B) Land conservation and water quality projects: \$1,700,000.00

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

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

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

18 (e) The sum of \$13,900,000.00 is appropriated in FY 2021 to the Agency of
19 Natural Resources for the Department of Environmental Conservation for clean
20 water implementation projects.

1 (f) On or before December 1, 2019:

2 (1) the Clean Water Board shall review and recommend Clean Water Act
3 implementation programs funded from subdivision (e) of this section; and

4 (2) the Board shall submit the list of programs recommended for FY 2021
5 to the Chairs of the House Committee on Corrections and Institutions and the
6 Senate Committee on Institutions and to the Governor for the FY 2021 capital
7 budget adjustment report.

8 (g) In FY 2020 and FY 2021, any agency that receives funding from this
9 section shall consult with the State Treasurer to ensure that the projects that
10 receiving funding under this section are capital eligible.

11 Appropriation – FY 2020 \$12,100,000.00

12 Appropriation – FY 2021 \$13,900,000.00

13 Total Appropriation – Section 11 \$26,000,000.00

14 Sec. 12. MILITARY

15 (a) The sum of \$700,000.00 is appropriated in FY 2020 to the Department of
16 Military for maintenance, and renovations at State armories. To the extent
17 feasible, these funds shall be used to match federal funds.

18 (b) The sum of \$800,000.00 are appropriated in FY 2021 to the Department
19 of Military for the projects described in subsection (a) of this section.

20 Appropriation – FY 2020 \$700,000.00

21 Appropriation – FY 2021 \$800,000.00

1 (b) The sum of \$200,000.00 is appropriated in FY 2021 to the Agency of
2 Agriculture, Food and Markets for major maintenance at the Vermont building
3 of the Eastern States Exposition.

4 (c) To the extent federal funds are available, the amount appropriated in
5 subdivision (a)(2) of this section shall be used as a match to federal funds. It is
6 the intent of the General Assembly that capital funds shall not be appropriated to
7 this project after FY 2020.

8	<u>Appropriation – FY 2020</u>	<u>\$300,000.00</u>
9	<u>Appropriation – FY 2021</u>	<u>\$200,000.00</u>
10	<u>Total Appropriation – Section 14</u>	<u>\$500,000.00</u>

11 Sec. 15. VERMONT RURAL FIRE PROTECTION

12 (a) The sum of \$75,000.00 is appropriated in FY 2020 to the Department of
13 Public Safety for the Vermont Rural Fire Protection Task Force for the dry
14 hydrant program.

15 (b) The sum of \$75,000.00 is appropriated in FY 2021 to the Department of
16 Public Safety for the Vermont Rural Fire Protection Task Force for the project
17 described in subsection (a) of this section.

18	<u>Appropriation – FY 2020</u>	<u>\$75,000.00</u>
19	<u>Appropriation – FY 2021</u>	<u>\$75,000.00</u>
20	<u>Total Appropriation – Section 15</u>	<u>\$150,000.00</u>

1 Sec. 16. DEPARTMENT OF LABOR

2 (a) The sum of \$400,000.00 is appropriated in FY 2020 to the Department of
3 Labor to fund the Adult Career and Technical Education Equipment Grant Pilot
4 Program to provide capital-eligible equipment to support adult tech programs.

5 (b) The sum of \$400,000.00 is appropriated in FY 2021 to the Department
6 of Labor to fund the project described in subsection (a) of this section.

7 <u>Appropriation – FY 2020</u>	<u>\$400,000.00</u>
8 <u>Appropriation – FY 2021</u>	<u>\$400,000.00</u>
9 <u>Total Appropriation – Section 15</u>	<u>\$800,000.00</u>

10 Sec. 17 SERGEANT AT ARMS

11 The following sums are appropriated in FY 2020 to the Sergeant at Arms for
12 the following projects:

13 (1) initial installation and configuration of the core components required
14 for the General Assembly audio system (backbone) and the installation and
15 configuration of the specific House Chamber components: \$728,000.00

16 (2) chairs for Committee rooms: \$30,000.00

17 <u>Appropriation – FY 2020</u>	<u>\$758,000.00</u>
18 <u>Total Appropriation – Section 17</u>	<u>\$758,000.00</u>

19 Sec. 18. VERMONT HOUSING AND CONSERVATION BOARD

20 (a) The sum of \$1,800,000.00 is appropriated in FY 2020 to the Vermont
21 Housing and Conservation Board for housing projects.

1 **(b) The sum of \$1,800,000.00 is appropriated in FY 2021 to the Vermont**
2 **Housing and Conservation Board for the project described in subsection (a) of**
3 **this section.**

4 <u>Appropriation – FY 2020</u>	<u>\$1,800,000.00</u>
5 <u>Appropriation – FY 2021</u>	<u>\$1,800,000.00</u>
6 <u>Total Appropriation – Section 18</u>	<u>\$3,600,000.00</u>

7 Sec. 19. AGENCY OF DIGITAL SERVICES

8 (a) The sum of \$125,000.00 is appropriated in FY 2020 to the Agency of
9 Digital Services for digital orthophotography mapping.

10 (b) The sum of \$125,000 is appropriated in FY 2021 to the Agency of
11 Digital Services for the project described in subsection (a) of this section.

12 <u>Appropriation – FY 2020</u>	<u>\$125,000.00</u>
13 <u>Appropriation – FY 2021</u>	<u>\$125,000.00</u>
14 <u>Total Appropriation – Section 19</u>	<u>\$250,000.00</u>

15 * * * Financing this Act * * *

16 Sec. 20. REALLOCATION OF FUNDS; TRANSFER OF FUNDS

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

1	<u>(1) of the amount appropriated in 2017 Acts and Resolves No. 160,</u>	
2	<u>Sec. 13(c) (Waterbury State Office Complex):</u>	<u>\$33,404.00</u>
3	<u>(2) of the amount appropriated in 2017 Acts and Resolves No. 160,</u>	
4	<u>Sec. 5(d)(2) (Barre courthouse study):</u>	<u>\$10,076.40</u>
5	<u>(b) The following unexpended funds appropriated to the Agency of</u>	
6	<u>Education for capital construction projects are reallocated to the Department of</u>	
7	<u>Buildings and General Services to defray expenditures authorized in Sec. 2 of</u>	
8	<u>this act:</u>	
9	<u>(1) of the amount appropriated in 2015 Acts and Resolves No. 26,</u>	
10	<u>Sec. 8(a)(2) (school construction):</u>	<u>\$1,225,076.00</u>
11	<u>(c) The following unexpended funds appropriated to the Agency of</u>	
12	<u>Commerce and Community Development for capital construction projects are</u>	
13	<u>reallocated to defray expenditures authorized in Sec. 2 of this act:</u>	
14	<u>(1) of the amount appropriated in 2018 Acts and Resolves No. 190,</u>	
15	<u>Sec. 5(d)(4) (Civil War Heritage Trail Sign):</u>	<u>\$29,948.00</u>
16	<u>(d) Of the amount appropriated in 2011 Acts and Resolves No. 40, Sec. 3</u>	
17	<u>(cellular and broadband infrastructure) to the Vermont Telecommunications</u>	
18	<u>Authority for capital construction projects, the amount of \$76,836.66 in</u>	
19	<u>unexpended funds is reallocated to the Department of Buildings and General</u>	
20	<u>Services to defray expenditures authorized in Sec. 2 of this act:</u>	
21	<u>Total Reallocations and Transfers – Section 20</u>	<u>\$1,375,341.06</u>

1 Sec. 21. GENERAL OBLIGATION BONDS AND APPROPRIATIONS

2 The State Treasurer is authorized to issue general obligation bonds in the
3 amount of \$123,180,000.00 for the purpose of funding the appropriations of this
4 act. The State Treasurer, with the approval of the Governor, shall determine the
5 appropriate form and maturity of the bonds authorized by this section consistent
6 with the underlying nature of the appropriation to be funded. The State
7 Treasurer shall allocate the estimated cost of bond issuance or issuances to the
8 entities to which funds are appropriated pursuant to this section and for which
9 bonding is required as the source of funds, pursuant to 32 V.S.A. § 954.

10 Total Revenues – Section 21 \$123,180,000.00

11 * * * Policy * * *

12 * * * Buildings and General Services * * *

13 Sec. 22. PROPERTY TRANSACTIONS; MISCELLANEOUS

14 (a)(1) The Commissioner of Buildings and General Services is authorized to
15 sell the following five properties:

16 (A) Jay Peak Villages Townhouse V132, 236 South Village Road,
17 Jay, Vermont;

18 (B) Parcel Number 17-0400027, Shallow Brook Road, TH 40,
19 Jay, Vermont;

20 (C) Parcel Number 06-0040006, known as Okcha Land, 76.3 Acres,
21 Jay, Vermont;

1 (D) Vermont Aquirros Farms, 1294 Loop Road, Troy, Vermont; and

2 (E) Parcel Number 7020043.000, 4452 Darling Hill Road, Burke,

3 Vermont.

4 (2) Notwithstanding 29 V.S.A. § 166(d), the net proceeds of the sale of
5 the properties describes in subdivision (1) of this subsection (a) shall be
6 transferred to the Newport Economic Development Settlement Fund at the
7 Department of Economic Development (Dept ID 7120010481).

8 (b)(1) The Commissioner of Buildings and General Services is authorized to
9 transfer a 20-foot by 20-foot parcel located on the Monacy National Battlefield
10 located at 5201 Urbana Pike, Frederick, Maryland to the United States National
11 Park Service.

12 (2) The Commissioner of Buildings and General Services, on behalf of
13 the Division for Historic Preservation, is also authorized to enter into an
14 agreement to transfer the 10th Vermont Volunteer Infantry Regiment Monument
15 at the Monocacy National Battlefield Park in Frederick, Maryland, to the United
16 States National Park Service. The transfer shall be subject to conditions that
17 ensure rights of access, public visitation, and preservation of the Monument.

18 Sec. 23. 2016 Acts and Resolves No. 88, Sec. 3a is amended to read:

19 Sec. 3a. REPEAL

20 2 V.S.A. chapter 30 (Capitol Complex Security Advisory Committee) is
21 repealed on ~~June 30, 2019~~ June 30, 2021.

1 Sec. 24. 2013 Acts and Resolves No. 1, Sec. 100(c), as amended by 2014 Acts
2 and Resolves No. 179, Sec. E.113.1, 2015 Acts and Resolves No. 58, Sec.
3 113.1, 2017 Acts and Resolves No. 84, Sec. 29, and 2018 Acts and Resolves
4 No. 190, Sec. 19 is further amended to read:

5 (c) Sec. 97 (general obligation debt financing) shall take effect on ~~July 1,~~
6 2019 July 1, 2020.

7 Sec. 25. STATE HOUSE SPACE; SHORT-TERM; ASSESSMENT

8 On or before January 15, 2020, the Sergeant at Arms and the Commissioner
9 of Buildings and General Services shall conduct an assessment of space needs
10 for legislative staff and Capitol Police offices in the State House and prepare a
11 report with options for space reconfiguration to the House Committee on
12 Corrections and Institutions and the Senate Committee on Institutions.

13 * * * Corrections * * *

14 Sec. 26. COUNCIL ON STATE GOVERNMENTS; CORRECTIONS; STUDY

15 The Executive, Judicial, and Legislative Branches shall coordinate with the
16 Council on State Governments (the "CSG") to engage CSG to conduct a review
17 of programming and population trends in Vermont's correctional facilities.

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* * * Human Services * * *

Sec. 27. 2017 Acts and Resolves No. 84, Sec. 3, as amended by 2018 Acts and Resolves No. 190, Sec. 2, is further amended to read:

Sec. 3. HUMAN SERVICES

* * *

(b) The following sums are appropriated in FY 2019 to the Department of Buildings and General Services for the Agency of Human Services:

* * *

(2) ~~Chittenden County Regional Correctional Facility and Northwest State Correctional Facility, renovations, beds for therapeutic placement and Southern State Correctional Facility, fit-up for one soft-cell at Chittenden county Regional Correctional Facility and one soft-cell at Southern State Correctional Facility:~~
\$600,000.00

* * *

~~(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~~

1 ~~Chittenden Regional Correctional Facility and ten or more beds in the Alpha~~
2 ~~Unit at the Northwest State Correctional Facility.~~

3 ~~(2) the Commissioner of Buildings and General Services may use up to~~
4 ~~\$100,000.00 of the funds appropriated in subdivision (b)(1) of this section to~~
5 ~~support this project.~~

6 * * *

7 Sec. 28. REPLACEMENT OF MIDDLESEX SECURE RESIDENTIAL
8 RECOVERY FACILITY

9 (a) Intent. To the extent that the Department of Disabilities, Aging, and
10 Independent Living (DAIL) amends its rules pertaining to therapeutic
11 community residences to allow secure residential recovery facilities to utilize
12 emergency involuntary procedures and that these rules are identical to the rules
13 adopted by the Department of Mental Health governing the use of emergency
14 involuntary procedures in psychiatric inpatient units, it is the intent of the
15 General Assembly that the State shall replace the Middlesex Secure Residential
16 Recovery facility by:

17 (1) exploring the placement of interim secure residential beds or
18 permanent beds that could be flexible to meet other potential therapeutic
19 community residential uses at a facility operated by the Rutland Regional
20 Medical Center (RRMC) and Rutland Mental Health Services (RMHS)(the
21 RRMC and RMHS Proposal); and

1 (2) constructing a State-owned facility for up to an additional 16 beds
2 (the State-Owned Secure Residential Recovery Facility Proposal).

3 (b) RRMC and RMHS Proposal.

4 (1) For the amounts authorized in Sec. 3(a)(2) of this act the Secretary of
5 Human Services shall commence negotiations for the RRMC and RMHS
6 Proposal for eight interim beds in a secure residential recovery facility or
7 permanent beds that could be flexible to meet other potential therapeutic
8 community residential uses. The Secretary shall target a completion date for
9 negotiations of December 1, 2019.

10 ~~(2) Beginning August 15, 2019, the Secretary of Human Services shall~~
11 ~~notify the chairs of the House Committees on Corrections and Institutions and~~
12 ~~on Health Care and the Senate Committees on Health and Welfare and on~~
13 ~~Institutions at least monthly of updates on the status of the RRMC and RMHS~~
14 ~~negotiations.~~

15 (3) On or before December 15, 2019, the Secretary shall submit a written
16 report on the status of the RRMC and RMHS negotiations to the House
17 Committees on Corrections and Institutions and on Health Care and the Senate
18 ~~Committees on Health and Welfare and on Institutions.~~

(2) Beginning on August 15, 2019, the Secretary of Human Services shall
notify the chairs of the House Committees on Appropriations, on Corrections
and Institutions, and on Health Care and the Senate Committees on

Appropriations, on Health and Welfare, and on Institutions at least monthly of updates on the status of the RRMCM and RMHS negotiations.

(3) On or before December 15, 2019, the Secretary shall submit a written report on the status of the RRMCM and RMHS negotiations to the House Committees on Appropriations, on Corrections and Institutions, and on Health Care and the Senate Committees on Appropriations, on Health and Welfare, and on Institutions. The report shall include an analysis of the current costs to the state of operating secure residential beds as compared to the costs of operating these beds at RRMCM and RMHS.

1 (4) The Secretary shall not execute an agreement with RRMCM and RMHS
2 without legislative approval.

3 (c) State-owned Secure Residential Recovery Facility Proposal.

4 (1) On or before October 15, 2019, the Secretary of Human Services and
5 the Commissioner of Buildings and General Services shall develop a proposal
6 that expedites the closure of the Middlesex Secure Residential Recovery Facility
7 and provides for construction of a 16-bed State-owned secure residential
8 recovery facility described in subsection (a) of this section and shall present this
9 proposal to the House Committee on Corrections and Institutions and the Senate
10 Committee on Institutions.

11 (2) With approval of the Speaker of the House and the President Pro
12 Tempore, as appropriate, the House Committee on Corrections and Institutions

1 and the Senate Committee on Institutions may meet up to one time when the
2 General Assembly is not in session to evaluate the proposal described in
3 subdivision (1) of this subsection and make a recommendation on the site
4 location to the Joint Fiscal Committee. The Committees shall notify the
5 Commissioner of Buildings and General Services and the Secretary of Human
6 Services prior to holding a meeting pursuant to this subsection. Committee
7 members shall be entitled to receive a per diem and expenses as provided in
8 2 V.S.A. § 406.

9 (3) The Joint Fiscal Committee shall review the recommendation of the
10 Committees described in subdivision (2) of this section at its September or
11 November 2019 meeting. If the Joint Fiscal Committee so determines, it shall
12 approve the proposal as recommended by the Committees.

13 Sec. 29. DEPARTMENT OF DISABILITIES, AGING, AND INDEPENDENT
14 LIVING; RULEMAKING

15 The Department of Disabilities, Aging, and Independent Living shall amend
16 its rules, pursuant to 3 V.S.A. chapter 25, pertaining to therapeutic community
17 residences to allow secure residential recovery facilities to utilize emergency
18 involuntary procedures so that those amended rules are finally adopted on or
19 before June 1, 2020, unless that deadline is extended by the Legislative
20 Committee on Administrative Rules pursuant to 3 V.S.A. § 843(c). These rules
21 shall be identical to the rules adopted by the Department of Mental Health that

1 govern the use of emergency involuntary procedures in psychiatric inpatient
2 units.

3 * * * Information Technology * * *

4 Sec. 30. INFORMATION TECHNOLOGY REVIEW

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

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

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

14 (2) ensure that IVV firms' contracts allow the JFO to make requests for
15 information related to the projects that it is reviewing and that such requests are
16 provided to the JFO in a confidential manner; and

17 (3) provide to the JFO access to all other documentation related to current
18 and planned information technology projects and operations, as requested.

19 (c) The JFO shall maintain a memorandum of understanding with the
20 Executive Branch relating to any documentation provided under subsection (b)
21 of this section that shall protect security and confidentiality.

1 (d) In FY 2020 and FY 2021, the JFO is authorized to use up to \$250,000.00
2 of the amounts appropriated in Sec. 3(a)(3) of this act to fund activities
3 described in this section.

4 * * * Labor * * *

5 * * * Sunset of Adult Career and Technical Education
6 Equipment Grant Program * * *

7 Sec. 31. 2018 Acts and Resolves No. 190, Sec. 21 is amended to read:

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

10 The Adult Career and Technical Education Equipment Grant Program
11 established in Sec. 33a of this act shall be repealed on ~~July 1, 2019~~ July 1, 2021.

12 * * * Military * * *

13 Sec. 32. 2018 Acts and Resolves No. 190, Sec. 9, amending 2017 Acts and
14 Resolves No. 84, Sec. 12 is amended to read:

15 Sec. 12. MILITARY

16 * * *

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

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

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

2 * * *

3 * * * Natural Resources * * *

4 Sec. 33. 2017 Acts and Resolves No. 84, Sec. 11, as amended by 2018 Acts and
5 Resolves No. 190, Sec. 8, is further amended to read:

6 Sec. 11. CLEAN WATER INITIATIVES

7 * * *

8 (1) The following sums are appropriated in FY 2019 to the Municipal
9 Mitigation Assistance Program in the Agency of Transportation:

10 (1) Municipal Highway and Stormwater Mitigation Program:

11 ~~\$1,000,000.00~~ \$359,860.00

12 (2) Better Roads Program: ~~\$1,400,000.00~~ \$2,040,140.00

13 * * *

14 * * * Municipal Public Water Supply Systems * * *

15 Sec. 34. 24 V.S.A. § 4755 is amended to read:

16 § 4755. LOAN; LOAN AGREEMENTS; GENERAL PROVISIONS

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

21 * * *

1 (3) The loan shall be evidenced by a municipal bond, payable by the
2 municipality over a term not to exceed ~~30~~ 40 years or the projected useful life of
3 the project, whichever is less, except:

4 (A) there shall be no deferral of payment;

5 (B) the term of the loan shall not exceed ~~20~~ 30 years when required by
6 section 4763c of this title; ~~and~~

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

9 (D) the term of the loan shall not exceed 30 years for clean water
10 projects.

11 * * *

12 Sec. 35. 24 V.S.A. § 4763c is amended to read:

13 § 4763c. LOANS TO MUNICIPALITIES FOR MUNICIPAL PUBLIC
14 WATER SUPPLY SYSTEMS

15 (a) The Secretary may certify to the Vermont Municipal Bond Bank
16 established by section 4571 of this title the award of a loan to a municipality to
17 assist with a public water supply system project, when the Secretary finds that:

18 (1) the project is necessary;

19 (2) the proposed type, size, and estimated cost of the project are suitable
20 for its intended purpose; and

21 (3) the municipality will have the technical, financial, and managerial
22 ability to operate the facility in compliance with federal and State law.

1 (b) The certification by the Secretary shall specify the interest rate, and
2 indicate which of the following loan conditions concerning construction loans
3 apply:

4 (1) The term shall not exceed ~~20~~ 30 years, and the annual interest rate,
5 plus the administrative fee, shall be no more than three percent or less than
6 zero percent, except that when the applicant municipality is disadvantaged as
7 defined by subdivision 4752(12) of this title, the term shall not exceed ~~30~~
8 40 years. When the applicant municipality is disadvantaged as defined in
9 subdivision 4752(12), the annual interest rate, plus the administrative fee, shall
10 be no less than minus three percent.

11 * * *

12 (3) Loans awarded to a municipality that have not initiated repayment
13 prior to January 1, 2019 may be extended as provided by subdivisions (b)(1) and
14 (b)(2) of this section.

15 * * *

16 Sec. 36. BARNET FIRE DISTRICT #2

17 On or before December 15, 2019, the Barnet Fire District #2 and the
18 Secretary of Natural Resources shall develop a plan to address the public water
19 supply system.

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* * * School Safety and Security * * *

Sec. 37. 2017 Acts and resolves No. 84, as amended by 2018 Acts and Resolves
No. 190, Sec. 26 is further amended 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.

(1) As used in this section, "school" means:

- (A) public schools, as defined in 16 V.S.A. §11;
- (B) schools administered by regional career technical center school districts, as defined in 16 V.S.A. § 1571;
- (C) joint contract schools, as described in 16 V.S.A. § 571; and
- (D) approved independent schools, as defined in 16 V.S.A. § 166.

(2) The amount appropriated in ~~Sec. 10 of this act~~ 2018 Acts and
Resolves No. 190, Sec. 10 adding 2017 Acts and Resolves No. 84, Sec.
13(c)(1), and in Sec. 13(b) of this act, shall be used to fund this Program.

* * *

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

* * *

1 (3) The Program is authorized to award one capital grants grant of up to
2 \$25,000.00 per school. Each school shall be required to provide a 25 percent
3 match to the grant amount. The required match shall be met through dollars
4 raised and not in-kind services.

5 * * *

6 (f) FY 2020 Grant Awards. In FY 2020, the Program may award a grant to
7 an eligible school that applied for but did not receive a grant award in FY 2019.

8 * * * Sunset of School Security Grant Program * * *

9 Sec. 36b. REPEAL OF SCHOOL SECURITY GRANT PROGRAM

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

12 * * *

13 * * * Effective Date * * *

14 Sec. 39. EFFECTIVE DATE

15 This act shall take effect on passage, except that Sec. 22(a) (sale of Jay Peak
16 properties) shall not take effect until the final disposition of *State of Vermont v.*
17 *Quiros, et al.*, Docket No. 217-4-16 (Wncv), including all appeals, is
18 determined, and shall not take effect at all if that final disposition holds that the
19 State has not acquired the properties.