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H.955

Introduced by Committee on Corrections and Institutions

Date:

Subject: Capital construction; State bonding; budget adjustment

Statement of purpose of bill as introduced: This bill proposes to adjust the  
FY 2021 capital construction budget.

An act relating to capital construction and State bonding budget adjustment

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

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

Sec. 1. 2019 Acts and Resolves No. 42, Sec. 2 is amended to read:

Sec. 2. STATE BUILDINGS

\* \* \*

(b) The following sums are appropriated in FY 2020:

\* \* \*

(7) Montpelier, State House, new drapes and carpeting or carpeting  
repair in the Governor's ceremonial office and the vestibule near the  
Governor's ceremonial office, the Hall of Flags, the Cedar Creek Room, the  
Senate Secretary's Office, and the carpeting or carpeting repair in the Card

Room: \$45,000.00

1 \* \* \*

2 (c) The following sums are appropriated in FY 2021:

3 \* \* \*

4 (4) Statewide, planning, use, and contingency: ~~\$500,000.00~~ \$529,077.00

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

6 \$7,500,000.00 \$7,400,000.00

7 (6) Montpelier, State House, ~~historical restorations~~ new drapes and  
8 carpeting or carpeting repair in the Governor's ceremonial office or in the  
9 vestibule near the Governor's ceremonial office, the Hall of Flags, Senate  
10 Secretary's Office, and carpeting or carpeting repair in the Card Room:

11 \$75,000.00

12 \* \* \*

13 (11) Montpelier, State House, HVAC, planning and design to address air  
14 quality and mold issues: \$500,000.00

15 (12) Newport, Orleans County Courthouse, replacement, site acquisition,  
16 planning, and design for a stand-alone courthouse with no retail space:

17 \$1,500,000.00

18 (13) Windsor, costs to renovate space at the former Southeast State  
19 Correctional Facility associated with the relocation of the Department of Fish  
20 and Wildlife and the Department of Forests, Parks and Recreation from the  
21 Springfield State Office Building: \$700,000.00

1           (14) Statewide, installation of electric vehicle charging facilities in  
2           State-owned parking lots under the jurisdiction of the Department of Buildings  
3           and General Services:   \$75,000.00

4           (15) State House, cafeteria renovation for a flexible meeting room:  
5   \$57,000.00

6           (d)(1) For the amount appropriated in subdivision (b)(4) of this section, the  
7           Commissioner of Buildings and General Services is authorized to use up to  
8           \$200,000.00 to ~~assess relative costs and resource requirements for potential~~  
9           ~~construction of a correctional facility that ranges in scale~~ issue a request for  
10           proposal to hire a consultant to analyze different state-of-the-art correctional  
11           facility models in order to accommodate the results of the Council of State  
12           Governments’ study described in Sec. 28 of this act; provided, however, that  
13           the funds shall only become available after approval by the Joint Fiscal  
14           Committee and the Joint Legislative Justice Oversight Committee. If the cost  
15           of the analysis exceeds \$200,000.00, the Commissioner is authorized to use the  
16           amounts appropriated in subdivisions (b)(4) and (c)(4) of this section to cover  
17           the additional cost.

18           (2) On or before ~~March 15, 2020~~ January 1, 2021, the Commissioner  
19           shall submit a copy of the ~~assessment analysis~~ analysis described in subdivision (1) of  
20           this subsection to the House Committee on Corrections and Institutions and the  
21           Senate Committee on Institutions. Beginning on July 1, 2020, the

1 Commissioner of Buildings and General Services and the Commissioner of  
2 Corrections shall provide monthly updates on the status of the analysis to the  
3 Joint Legislative Justice Oversight Committee.

4 (e) It is the intent of the General Assembly that the Commissioner of  
5 Buildings and General Services shall look at other State uses for storage of  
6 State-owned equipment and whether the former Southeast State Correctional  
7 Facility would be an appropriate place for storage.

8	Appropriation – FY 2020		\$20,323,423.00
9	Appropriation – FY 2021	\$21,325,813.00	<u>\$24,086,890.00</u>
10	Total Appropriation – Section 2	\$41,649,236.00	<u>\$44,410,313.00</u>

11 Sec. 2. 2019 Acts and Resolves No. 42, Sec. 3 is amended to read:

12 Sec. 3. HUMAN SERVICES

13 \* \* \*

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

17 \* \* \*

18 (4) Brattleboro, Brattleboro Retreat, level 1 bed project construction:

19 \$1,500,000.00

20 (5) Windsor and St. Johnsbury, site preparation, relocation and rebuild  
21 of a greenhouse at the Caledonia County Workcamp from the former Southeast

1 State Correctional Facility, with the use of inmate labor for the rebuild of the  
2 greenhouse, where appropriate: \$200,000.00

3 \* \* \*

4 (d) The sum of ~~\$3,900,000.00~~ \$4,500,000.00 is appropriated in FY 2021 to  
5 the Agency of Human Services for the Department of Vermont Health Access,  
6 Integrated Eligibility and Enrollment system.

7 \* \* \*

8 (f) The Commissioner of Buildings and General Services, in consultation  
9 with the Commissioner of Corrections, may use the amount appropriated in  
10 subdivision (c)(5) of this section to build a new greenhouse at the Caledonia  
11 Work Camp if a new build is more cost-effective than the relocation of the  
12 greenhouse from the former Southeast State Correctional Facility. Where  
13 appropriate, inmate labor may be used for the new build of a greenhouse.

14 Appropriation – FY 2020 \$8,828,000.00 \$8,100,000.00

15 Appropriation – FY 2021 \$5,875,000.00 \$8,175,000.00

16 Total Appropriation – Section 3 \$14,703,000.00

17 \$16,275,000.00

18 Sec. 3. 2019 Acts and Resolves No. 42, Sec. 5 is amended to read:

19 Sec. 5. COMMERCE AND COMMUNITY DEVELOPMENT

20 \* \* \*

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

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

- 7           (1) Underwater preserves:                                 \$25,000.00  
8           (2) Placement and replacement of roadside historic markers:     \$25,000.00  
9           (3) Highgate Native American Cemetery, slope stabilization,  
10           Monument Road:   \$100,000.00  
11           (4) Major maintenance at statewide historic sites:             \$250,000.00

12           (e)(d) ~~The funds shall become available after the Agency notifies the~~  
13           ~~Department that the remaining funds to complete the project have been~~  
14           ~~secured~~ The Agency shall not use the amount appropriated in subdivision  
15           (c)(1) of this section for any new underwater preserve projects. It is the intent  
16           of the General Assembly that no future capital funding shall be made available  
17           for new underwater preserve projects.

18   \* \* \*

19	Appropriation – FY 2020		\$487,500.00
20	Appropriation – FY 2021	\$300,000.00	<u>\$400,000.00</u>
21	Total Appropriation – Section 5	\$787,500.00	<u>\$887,500.00</u>

1 Sec. 4. 2019 Acts and Resolves No. 42, Sec. 8 is amended to read:

2 Sec. 8. UNIVERSITY OF VERMONT

3 (a) The sum of \$1,300,000.00 is appropriated in FY 2020 to the University  
4 of Vermont for construction, renovation, and major maintenance at any facility  
5 owned or operated in the State by the University of Vermont.

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

8 \* \* \*

9 Sec. 5. 2019 Acts and Resolves No. 42, Sec. 9 is amended to read:

10 Sec. 9. VERMONT STATE COLLEGES

11 (a) The sum of \$2,100,000.00 is appropriated in FY 2020 to the Vermont  
12 State Colleges for construction, renovation, and major maintenance at any  
13 facility owned or operated in the State by the Vermont State Colleges.

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

16 \* \* \*

17 Sec. 6. 2019 Acts and Resolves No. 42, Sec. 10 is amended to read:

18 Sec. 10. NATURAL RESOURCES

19 \* \* \*

1 (f) The following sums are appropriated in FY 2021 to the Agency of  
2 Natural Resources for the Department of Environmental Conservation for the  
3 projects described in this subsection:

4 \* \* \*

5 (2) Dam safety and hydrology projects: ~~\$895,000.00~~ \$916,138.00

6 (3) Engineering and construction grants related to improvements for  
7 public water systems with confirmed concentrations of PFAS exceeding  
8 20 nanograms per liter and on a do-not-drink notice: \$550,000.00

9 \* \* \*

10 (i)(1) Notwithstanding 24 V.S.A. § 4753(a)(9), it is the intent of the  
11 General Assembly that the reallocation in Sec. 13 of this act, amending 2019  
12 Acts and Resolves No. 42, Sec. 20(h), the amount of \$130,000.00 from the  
13 Vermont Drinking Water Revolving Loan be used to support the appropriation  
14 in subdivision (f)(3) of this section.

15 (2) For the amount appropriated in subdivision (f)(3) of this section, the  
16 Agency shall use \$50,000.00 for grants to reimburse any schools that operate  
17 public water systems with confirmed concentrations of PFAS exceeding  
18 20 nanograms per liter and on a do-not-drink notice for their costs of providing  
19 bottled or bulk water.

20 (3) Any recovery or repayment of funds appropriated by subdivision  
21 (f)(3) of this section from a person responsible for the contamination of a



1 public water system receiving those funds shall be used for future capital  
2 construction acts.

3 Appropriation – FY 2020 \$9,025,807.00 \$8,975,807.00

4 Appropriation – FY 2021 \$7,341,400.00 \$7,912,538.00

5 Total Appropriation – Section 10 \$16,367,207.00 \$16,888,345.00

6 Sec. 7. 2019 Acts and Resolves No. 42, Sec. 11 is amended to read:

7 Sec. 11. CLEAN WATER INITIATIVES

8 \* \* \*

9 (h) The sum of \$4,294,503.00 is appropriated in FY 2021 to the Agency of  
10 Agriculture, Food and Markets for water quality grants and contracts.

11 (i) The following sums are appropriated in FY 2021 to the Agency of  
12 Natural Resources for the Department of Environmental Conservation projects  
13 described in this subsection:

14 (1) Water Pollution Control Fund, Clean Water/EPA Revolving Loan  
15 Fund (CWSRF) match: \$1,605,497.00

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

18 (j) The sum of \$1,900,000.00 is appropriated in FY 2021 to the Agency of  
19 Natural Resources for the Department of Forests, Parks and Recreation for best  
20 management practices at State-owned forest and recreational access points.

1           (k)(1) The following sums are appropriated in FY 2021 to the Vermont  
2           Housing and Conservation Board for the following projects:

3                   (A) Agricultural water quality projects:                   \$1,100,000.00  
4                   (B) Land conservation and water quality projects:               \$1,700,000.00

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

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

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

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. 8. 2019 Acts and Resolves No. 42, Sec. 12 is amended to read:

15           Sec. 12. MILITARY

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

19           (b) The sum of ~~\$800,000.00~~ \$1,420,000.00 is appropriated in FY 2021 to  
20           the Department of Military for the projects described in subsection (a) of this  
21           section.

1	Appropriation – FY 2020		\$700,000.00
2	Appropriation – FY 2021	\$800,000.00	<u>\$1,420,000.00</u>
3	Total Appropriation – Section 12	\$1,500,000.00	<u>\$2,120,000.00</u>

4 Sec. 9. 2019 Acts and Resolves No. 42, Sec. 13 is amended to read:

5 Sec. 13. PUBLIC SAFETY

6 \* \* \*

7 (d) The sum of \$2,000,000.00 is appropriated in FY 2021 to the  
8 Department of Buildings and General Services for renovation costs associated  
9 with the relocation of a replacement for the Middlesex Field Station to the  
10 former Department of Libraries building in Berlin.

11	Appropriation – FY 2020		\$2,200,000.00
12	Appropriation – FY 2021	\$5,400,000.00	<u>\$7,400,000.00</u>
13	Appropriation – Section 13	\$7,600,000.00	<u>\$9,600,000.00</u>

14 Sec. 10. 2019 Acts and Resolves No. 42, Sec. 14 is amended to read:

15 Sec. 14. AGRICULTURE, FOOD AND MARKETS

16 \* \* \*

17 (c) The sum of \$200,000.00 \$280,000.00 is appropriated in FY 2021 to the  
18 Department of Buildings and General Services for the Agency of Agriculture,  
19 Food and Markets for major maintenance at the Vermont building of the  
20 Eastern States Exposition.

21	Appropriation – FY 2020		\$300,000.00
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1 Appropriation – FY 2021 \$200,000.00 \$280,000.00  
2 Total Appropriation – Section 14 \$500,000.00 \$580,000.00

3 Sec. 11. 2019 Acts and Resolves No. 42, Sec. 18 is amended to read:

4 Sec. 18. VERMONT HOUSING AND CONSERVATION BOARD

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

7 (b) The sum of ~~\$1,800,000.00~~ \$3,800,000.00 is appropriated in FY 2021 to  
8 the Vermont Housing and Conservation Board for ~~the project described in~~  
9 subsection (a) of this section housing and conservation projects.

10 Appropriation – FY 2020 \$1,800,000.00  
11 Appropriation – FY 2021 \$1,800,000.00 \$3,800,000.00  
12 Total Appropriation – Section 18 \$3,600,000.00 \$5,600,000.00

13 Sec. 12. AGENCY OF TRANSPORTATION

14 (a) The sum of \$50,000.00 is appropriated in FY 2020 to the Agency of  
15 Transportation for the Lamoille Valley Rail Trail.

16 (b) The following sums are appropriated in FY 2021 to the Agency of  
17 Transportation for the following projects:

18 (1) Lamoille Valley Rail Trail: \$2,100,000.00

19 (2) Electric Vehicle Equipment (EVSE) Grant Program: \$750,000.00

20 (c) For the amount appropriated in subdivision (b)(1) of this section, if  
21 matching federal funds are not available or if federal funds do not require a

1 state match, the funds shall be used for projects in a future capital construction  
2 act.

3 (d) On or before January 15, 2021, the Commissioner of Forests, Parks and  
4 Recreation, in consultation with the Secretary of Administration, shall develop  
5 and submit a plan to the House Committee on Corrections and Institutions and  
6 the Senate Committee on Institutions on whether the Lamoille Valley Rail  
7 Trail may be developed into a linear State park.

8 (e) The Secretary of Transportation and the Commissioner of Forests,  
9 Parks and Recreation shall develop a memorandum of understanding (MOU)  
10 regarding the ongoing maintenance of the Lamoille Valley Rail Trail. On or  
11 before January 15, 2021, and prior to execution, the Secretary and  
12 Commissioner shall report back to the House Committee on Corrections and  
13 Institutions and the Senate Committee on Institutions with a draft of the MOU  
14 and an implementation plan for the MOU.

15 <u>Appropriation – FY 2020</u>	<u>\$50,000.00</u>
16 <u>Appropriation – FY 2021</u>	<u>\$2,850,000.00</u>
17 <u>Total Appropriation – Section 12</u>	<u>\$2,900,000.00</u>

18 \* \* \* Financing this Act \* \* \*

19 Sec. 13. 2019 Acts and Resolves No. 42, Sec. 20 is amended to read:

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

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

4 (1) of the amount appropriated in ~~2017~~ 2016 Acts and Resolves  
5 No. 160, Sec. 13(c) (Waterbury State Office Complex): \$33,404.00

6 (2) of the amount appropriated in ~~2017~~ 2016 Acts and Resolves  
7 No. 160, Sec. 5(d)(2) (Barre courthouse study): \$10,076.40

8 (3) of the amount appropriated in 2017 Acts and Resolves No. 84, Sec.  
9 2(b)(11) (109 and 111 State Street, final design and construction): \$104,244.77

10 (4) of the amount appropriated in 2017 Acts and Resolves No. 84, Sec.  
11 2(c)(10), as amended by 2018 Acts and Resolves No. 190, Sec. 1 (109 and 111  
12 State Street, final design and construction): \$395,755.23

13 (e) Of the amount appropriated in 2018 Acts and Resolves No. 190,  
14 Sec. 3(b)(3) (Essex, Woodside Juvenile Rehabilitation Center, design and  
15 construction documents) to the Agency of Human Services, the amount of  
16 \$499,139.00 in unexpended funds is reallocated to defray expenditures  
17 authorized in this act.

18 (f) Of the amount appropriated in 2009 Acts and Resolves No. 43,  
19 Sec. 9(d) (Montpelier Flood Control) to the Agency of Natural Resources, the  
20 amount of \$21,137.83 in unexpended funds is reallocated to defray  
21 expenditures authorized in this act.







1 (2) ~~Conduct~~ conduct a facilities condition analysis each year of 20  
2 percent of the building area and infrastructure under the Commissioner's  
3 jurisdiction so that ~~within five years all property is assessed. At the end of the~~  
4 ~~five years, the process shall begin again. The analysis conducted pursuant to~~  
5 ~~this subsection shall include the thermal envelope of buildings and a report on~~  
6 ~~the annual energy consumption and energy costs and recommendations for~~  
7 ~~reducing energy consumption.~~; and

8 (3) conduct investment grade energy audits to develop a pipeline of  
9 energy efficiency and conservation measures to be implemented through the  
10 State Energy Management Program or during construction projects.

11 (b) The Commissioner may use up to ~~two~~ four percent of the funds  
12 appropriated to the Department of Buildings and General Services for major  
13 maintenance and planning for the purpose described in subsection (a) of this  
14 section.

15 Sec. 18. 29 V.S.A. § 166 is amended to read:

16 § 166. SELLING OR RENTING STATE PROPERTY

17 \* \* \*

18 (b) Upon authorization by the General Assembly, which may be granted by  
19 resolution, and with the advice and consent of the Governor, the Commissioner  
20 of Buildings and General Services may sell real estate owned by the State.  
21 Such property shall be sold to the highest bidder therefor at public auction or  
22 upon sealed bids in the discretion of the Commissioner of Buildings and

1 General Services, who may reject any or all bids. Notice of the sale or a  
2 request for sealed bids shall be posted in at least three public places in the  
3 town where the property is located and also published three times in a  
4 newspaper having a known circulation in the town, the last publication to be  
5 not less than 10 days before the date of sale or opening of the bids. Failing to  
6 consummate a sale under the method prescribed in this section, the  
7 Commissioner of Buildings and General Services is authorized to list the sale  
8 of this property with a real estate agent licensed by the State of Vermont. This  
9 subsection shall not apply to ~~exchanges of lands~~ the sale, conveyance,  
10 exchange, or lease of lands or interests in lands; to the amendment of deeds,  
11 leases, and easements; or to sales of timber made in accordance with the  
12 provisions of 10 V.S.A. chapter 55 ~~or to the sale of land or interests in land~~  
13 ~~made in accordance with 155~~ or the provisions of 10 V.S.A. chapter 83.

14 \* \* \*

15 Sec. 19. 2013 Acts and Resolves No. 1, Sec. 100(c), as amended by 2014 Acts  
16 and Resolves No. 179, Sec. E.113.1, 2015 Acts and Resolves No. 58,  
17 Sec. E.113.1, 2017 Acts and Resolves No. 84, Sec. 29, 2018 Acts and  
18 Resolves No. 190, Sec. 18, and 2019 Acts and Resolves No. 42, Sec. 25, is  
19 further amended to read:

20 (c) Sec. 97 (general obligation debt financing) shall take effect on ~~July 1,~~  
21 2020 July 1, 2021.

1 ~~Sec. 20. NAMING OF BALDWIN STREET; MONTPELIER~~

2 Due to the COVID-19 pandemic, the General Assembly was unable to work  
3 with the City of Montpelier to rename Baldwin Street in honor of Governor  
4 Philip Hoff. During the 2021 legislative session, it is the intent of the General  
5 ~~Assembly to address renaming Baldwin Street in Montpelier in his honor.~~

6 Sec. ~~21~~ 20. OFFICE RELOCATION; LEGISLATIVE STAFF

7 Notwithstanding 29 V.S.A. § 165, the Commissioner of Buildings and  
8 General Services shall require approval from the Joint Legislative  
9 Management Committee for any proposals to relocate space used by the  
10 Legislative Branch. The Joint Legislative Management Committee shall  
11 consult with the Chair of the House Committee on Corrections and Institutions  
12 and the Chair of the Senate Committee on Institutions prior to granting  
13 approval.

14 Sec. ~~22~~ 21. 2019 Acts and Resolves No. 42, Sec. 22 is amended to read:

15 Sec. 22. PROPERTY TRANSACTIONS; MISCELLANEOUS

16 \* \* \*

17 (b)(1) The Commissioner of Buildings and General Services is authorized  
18 to transfer a ~~20-by-20-foot parcel~~ two contiguous tracts of land totaling  
19 approximately 3,152 square feet located on the Monocacy National Battlefield  
20 Park located at 5201 Urbana Pike, Frederick, Maryland, to the United States  
21 National Park Service.

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

Sec. ~~23~~22. WOMEN’S REENTRY DATA; DEPARTMENT OF  
CORRECTIONS; REPORT

(a) The Department of Corrections shall develop a bed-count capacity estimate and a programming framework for a potential new Women’s Reentry Center to be managed by the Department of Corrections. The estimate and programming framework shall incorporate the related findings, analysis, and recommendations on Justice Reinvestment II in Vermont by the Council of State Governments.

(b) On or before October 15, 2020, the Department of Corrections shall provide a draft report of the work described in subsection (a) of this section to the Joint Legislative Justice Oversight Committee, the House Committee on Corrections and Institutions, and the Senate Committees on Institutions and on Judiciary outlining progress and identifying hinderances to the completion of the final report. On or before December 15, 2020, the Department shall submit a final report to the Joint Legislative Justice Oversight Committee, the House Committee on Corrections and Institutions, and the Senate Committees on Institutions and on Judiciary.

\* \* \* COVID-19 Emergency \* \* \*

Sec. ~~24~~23. COVID-19 EMERGENCY RESPONSE; REALLOCATIONS

1       (a) Intent. In response to the unprecedented challenges posed by the  
2       COVID-19 pandemic, the General Assembly acknowledges that continued  
3       funding of capital projects and infrastructure will help boost our local  
4       economy and support the health and welfare of Vermonters. Accordingly, it is  
5       the intent of the General Assembly that the projects funded in this capital  
6       construction act will serve to support and help drive growth in Vermont's  
7       economy during this uncertain time.

8       (b) Reallocation authority. Notwithstanding 29 V.S.A. § 152(a)(20) and  
9       (a)(25) nor any other provision of law, the Emergency Board, in consultation  
10       with the Chairs of the House Committee on Corrections and Institutions and  
11       the Senate Committee on Institutions, is authorized to reallocate any project  
12       balances from any capital construction acts for any capital expenditures  
13       associated with the COVID-19 emergency response.

*(c) On or before August 15, 2020, the Commissioner of Finance and  
Management, in consultation with the Joint Fiscal Office and the Office of  
Legislative Council, shall report to the House Committee on Corrections and  
Institutions and the Senate Committee on Institutions, with a review of all  
capital expenditures associated with the COVID-19 emergency response, an  
assessment of whether CARES Act funding may be used to address any capital  
expenditures, whether any other federal funds are available to meet those  
needs, and an assessment of any General Fund need that may qualify as a  
capital expenditure.*

14                                   \* \* \* Education \* \* \*

15       Sec. ~~25~~ 24. 2016 Acts and Resolves No. 93, Sec. 4 is amended to read:

16               Sec. 4. EFFECTIVE DATES

17                                   \* \* \*

1 (b) Sec. 3 of this act shall take effect on ~~July 1, 2020~~ July 1, 2022.

2 \* \* \* Electric Vehicles \* \* \*

3 Sec. ~~2625~~. FUNDING FOR ELECTRIC VEHICLE SUPPLY EQUIPMENT

4 (a) The Agency of Transportation shall establish and administer, through a  
5 memorandum of understanding with the Department of Housing and  
6 Community Development, a program to support the continued buildout of  
7 electric vehicle supply equipment available to the public and build upon the  
8 existing VW EVSE Grant Program that the Department of Housing and  
9 Community Development has been administering on behalf of the Department  
10 of Environmental Conservation.

11 (b) The Agency is authorized to spend up to \$750,000.00, as appropriated  
12 in Sec. 12 of this act, on the Program established in this section in fiscal  
13 year 2021. This funding shall initially be used to support grants for the  
14 construction and operation of direct current (DC) fast-charging stations  
15 strategically located to fill gaps in the State's highway corridor fast-charging  
16 network. Any remaining funds may be used to support strategically located  
17 level 2 workplace charging.

18 (c) Grant recipients shall disclose a fee schedule to the Department of  
19 Housing and Community Development demonstrating a required user fee for  
20 electric vehicle charging that accounts for expenses associated with the  
21 equipment, including but not limited to electricity costs.

1       (d) The Department of Housing and Community Development shall  
2       consult with an interagency team consisting of the Commissioner of Housing  
3       and Community Development or designee, the Commissioner of  
4       Environmental Conservation or designee, the Commissioner of Health or  
5       designee, the Commissioner of Public Service or designee, and the Agency's  
6       Division Director of Policy, Planning, and Intermodal Development or  
7       designee on all major decisions regarding the administration of this Program.

8       Sec. ~~2726~~. ELECTRIC VEHICLE CHARGING STATIONS; DEPARTMENT  
9                 OF BUILDINGS AND GENERAL SERVICES; FEE

10       Pursuant to 32 V.S.A. § 604, the Department of Buildings and General  
11       Services shall charge a fee for consumption of power associated with electric  
12       vehicle supply equipment under the jurisdiction of the Department of  
13       Buildings and General Services when the electric vehicle supply equipment is  
14       available to the public and capable of charging a fee.

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

16       Sec. ~~2827~~. BRATTLEBORO RETREAT

17       (a) For the amount appropriated in Sec. 2 of this act, amending 2019 Acts  
18       and Resolves No. 42, Sec. 3(c)(4), the Brattleboro Retreat must comply with  
19       the following provisions:

20       (1) The Retreat shall deliver to the Agency of Human Services monthly  
21       reports covering financial performance upon passage of this bill. All financial

1 reports shall be delivered by the end of the month for the previous month's  
2 fiscal performance period. Financial reports shall include the following:

3 (A) income statement, with narrative;

4 (B) balance sheet, with narrative;

5 (C) cash flow statement, with narrative;

6 (D) accounts payable update and summary, with narrative;

7 (E) accounts receivable update and summary, with narrative; and

8 (F) a copy of the standard monthly financial package that is provided  
9 to the Finance Committee of the Board of Trustees.

10 (2) The Retreat shall follow best practices outlined in the March 2020  
11 Best Practices Memorandum and ensure compliance with Medicaid billing  
12 practices and provider enrollment.

13 (3) The Retreat shall keep the Agency advised of any event or  
14 occurrence that materially impacts its financial stability, performance, staffing  
15 service delivery capacity, or viability.

16 (4) The Retreat shall provide information to the Department of Mental  
17 Health necessary for its statutory oversight responsibilities.

18 (5) The Retreat shall work with the Department of Mental Health to  
19 develop an initial strategic plan for the long-term reuse of the renovated  
20 facilities to meet future system of care needs.



1           (6) The Retreat shall provide the State access to the 12 level-1 beds,  
2           constructed pursuant to 2018 Acts and Resolves No. 190, Sec. 2, for a period  
3           determined by the Secretary of Human Services to be in the best interests of  
4           the State.

5           (7) The Retreat shall adhere to the terms and conditions of the contract  
6           with the Department of Mental Health for the operation of the 12 level-1 beds  
7           constructed pursuant to 2018 Acts and Resolves No. 190, Sec. 2.

8           (b) The Brattleboro Retreat, the Agency of Human Services, and the  
9           Department of Buildings and General Services shall provide a report at the  
10          July and September Joint Fiscal Committee meetings that includes the  
11          following information:

12           (1) the Retreat financial reports, including income statement, balance  
13           sheet, and cash flow projections;

14           (2) the status of the 12 level-1 beds, constructed pursuant to 2018 Acts  
15           and Resolves No. 190, Sec. 2, including anticipated opening date and cost  
16           estimates to complete;

17           (3) an update on the development of a long-term strategic plan that  
18           analyzes current and future needs of the service delivery priorities and role of  
19           the Retreat in Vermont's mental health system of care; and

20           (4) an update on the strategic plan for the long-term reuse of the  
21           renovated facility to meet future system of care needs.

1 Sec. ~~29~~28. 2019 Acts and Resolves No. 42, Sec. 31 is amended to read:

2 Sec. 31. DEPARTMENT OF DISABILITIES, AGING, AND  
3 INDEPENDENT LIVING; RULEMAKING

4 The Department of Disabilities, Aging, and Independent Living shall amend  
5 its rules, pursuant to 3 V.S.A. chapter 25, pertaining to therapeutic community  
6 residences to allow secure residential recovery facilities to utilize emergency  
7 involuntary procedures so that those amended rules are finally adopted on or  
8 before ~~June 1, 2020~~ June 1, 2021, unless that deadline is extended by the  
9 Legislative Committee on Administrative Rules pursuant to 3 V.S.A. § 843(c).  
10 These rules shall be identical to the rules adopted by the Department of Mental  
11 Health that govern the use of emergency involuntary procedures in psychiatric  
12 inpatient units.

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

14 Sec. ~~30~~29. EFFECTIVE DATE

15 This act shall take effect on passage.