

# Journal of the Senate

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TUESDAY, MAY 7, 2019

The Senate was called to order by the President.

## **Devotional Exercises**

A moment of silence was observed in lieu of devotions.

## **Pledge of Allegiance**

The President then led the members of the Senate in the pledge of allegiance.

## **Joint Senate Resolution Adopted on the Part of the Senate**

### **J.R.S. 27.**

Joint Senate resolution of the following title was offered, read and adopted on the part of the Senate, and is as follows:

By Senator Ashe,

**J.R.S. 27.** Joint resolution relating to weekend adjournment.

### ***Resolved by the Senate and House of Representatives:***

That when the two Houses adjourn on Friday, May 10, 2019, it be to meet again no later than Tuesday, May 14, 2019.

## **Bill Referred to Committee on Finance**

### **H. 107.**

House bill of the following title, appearing on the Calendar for notice, and affecting the revenue of the state, under the rule was referred to the Committee on Finance:

An act relating to paid family and medical leave.

## **Message from the Governor**

A message was received from His Excellency, the Governor, by Ms. Brittney L. Wilson, Secretary of Civil and Military Affairs, as follows:

Mr. President:

I am directed by the Governor to inform the Senate that on the sixth day of May, 2019 he approved and signed bills originating in the Senate of the following titles:

**S. 53.** An act relating to determining the proportion of health care spending allocated to primary care.

**S. 68.** An act relating to Indigenous Peoples' Day.

**S. 89.** An act relating to allowing reflective health benefit plans at all metal levels.

### **Proposals of Amendment; Third Reading Ordered**

#### **H. 13.**

Senator Clarkson, for the Committee on Economic Development, Housing and General Affairs, to which was referred House bill entitled:

An act relating to miscellaneous amendments to alcoholic beverage and tobacco laws.

Reported recommending that the Senate propose to the House to amend the bill as follows:

First: In Sec. 3, 7 V.S.A. § 64, after the words “who intentionally removes or defaces the label attached to a keg shall be” by striking out the words “imprisoned not more than ~~two years~~ one year or” and after the following: “fined not more than \$1,000.00” by striking out the following: “, or both”

Second: By striking out Sec. 15, 7 V.S.A. § 1005, in its entirety and inserting in lieu thereof a new Sec. 15 to read as follows:

Sec. 15. [Deleted.]

Third: By striking out Sec. 45, effective date, and its reader assistance heading in their entirety and inserting in lieu thereof new Secs. 45–47 and their respective reader assistance headings to read as follows:

\* \* \* Tax on Spirits and Fortified Wines \* \* \*

Sec. 45. 7 V.S.A. § 422 is amended to read:

§ 422. TAX ON SPIRITS AND FORTIFIED WINES

(a) A tax of five percent is assessed on the gross revenue from the sale of spirits and fortified wines in the State of Vermont by the Board of Liquor and Lottery or the retail sale of spirits and fortified wines in Vermont by a manufacturer or rectifier of spirits or fortified wines, in accordance with the provisions of this title. ~~The tax shall be at the following rates based on the gross revenue of the retail sales by the seller in the current year:~~

~~(1) if the gross revenue of the seller is \$500,000.00 or lower, the rate of tax is five percent;~~

~~(2) if the gross revenue of the seller is between \$500,000.00 and \$750,000.00, the rate of tax is \$25,000.00 plus 10 percent of the gross revenues over \$500,000.00;~~

~~(3) if the gross revenue of the seller is \$750,000.00 or more, the rate of tax is 25 percent.~~

\* \* \*

\* \* \* Board of Liquor and Lottery; Duties \* \* \*

Sec. 46. 7 V.S.A. § 104 is amended to read:

§ 104. DUTIES; AUTHORITY TO RESOLVE ALLEGED VIOLATIONS

The Board shall supervise and manage the sale of spirits and fortified wines within the State in accordance with the provisions of this title, and through the Commissioner of Liquor and Lottery shall:

\* \* \*

(13) Set and periodically revise the prices for spirits and fortified wines sold in Vermont in a manner that is designed to ensure that the Department generates revenue for the State that is equal to or greater than the revenue generated by the Department during the prior fiscal year.

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

Sec. 47. EFFECTIVE DATE

This act shall take effect on July 1, 2019.

And that the bill ought to pass in concurrence with such proposals of amendment.

Senator Sirotkin, for the Committee on Finance, to which the bill was referred, reported recommending that the bill ought to pass in concurrence with proposals of amendment as recommended by the Committee on Economic Development, Housing and General Affairs.

Thereupon, the bill was read the second time by title only pursuant to Rule 43, the proposals of amendment were collectively agreed to, and third reading of the bill was ordered.

**Proposal of Amendment; Third Reading Ordered**

**H. 47.**

Senator Sirotkin, for the Committee on Finance, to which was referred House bill entitled:

An act relating to the taxation of electronic cigarettes.

Reported recommending that the Senate propose to the House to amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following:

Sec. 1. 32 V.S.A. § 7702(15) is amended to read:

(15) “Other tobacco products” means any product manufactured from, derived from, or containing tobacco that is intended for human consumption by smoking, chewing, or in any other manner, including products sold as a tobacco substitute, as defined in 7 V.S.A. § 1001(8), and including any liquids, whether nicotine based or not, or delivery devices sold separately for use with a tobacco substitute; but shall not include cigarettes, little cigars, roll-your-own tobacco, snuff, or new smokeless tobacco as defined in this section, or marijuana-related supplies sold by a dispensary registered under 18 V.S.A. chapter 86.

Sec. 2. 7 V.S.A. § 1001(8) is amended to read:

(8) “Tobacco substitute” means products, including electronic cigarettes or other electronic or battery-powered devices, that contain and are designed to deliver nicotine or other substances into the body through the inhalation of vapor and that have not been approved by the U.S. Food and Drug Administration for tobacco cessation or other medical purposes. Products that have been approved by the U.S. Food and Drug Administration for tobacco cessation or other medical purposes, or marijuana-related supplies sold by a dispensary registered under 18 V.S.A. chapter 86, shall not be considered to be tobacco substitutes.

Sec. 3. EFFECTIVE DATE

This act shall take effect on July 1, 2019.

And that the bill ought to pass in concurrence with such proposal of amendment.

Thereupon, the bill was read the second time by title only pursuant to Rule 43, the proposal of amendment was agreed to, and third reading of the bill was ordered.

### **Proposal of Amendment; Third Reading Ordered**

#### **H. 205.**

Senator Pollina, for the Committee on Agriculture, to which was referred House bill entitled:

An act relating to the regulation of neonicotinoid pesticides.

Reported recommending that the Senate propose to the House to amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following:

Sec. 1. 6 V.S.A. § 911 is amended to read:

§ 911. DEFINITIONS

As used in this chapter:

\* \* \*

(4) “Secretary” means the Secretary of Agriculture, Food and Markets.

(5) “Economic poison” means:

(A) any substance produced, distributed, or used for preventing, destroying, or repelling any insects, rodents, nematodes, fungi, weeds, or other forms of plant or animal life or viruses, except viruses on or in living ~~man~~ humans or other animals, which the Secretary shall declare to be a pest;

(B) any substance produced, distributed, or used as a plant regulator, defoliant, or desiccant.

\* \* \*

(7) “Fungicide” means any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any fungi.

(8) “Herbicide” means any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any weed.

\* \* \*

(12) “Insecticide” means any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any insects ~~which~~ that may be present in any environment whatsoever.

\* \* \*

(16) “Person” means any individual, partnership, association, corporation, or organized group of persons whether incorporated or not.

(17) “Registrant” means the person registering any economic poison pursuant to the provisions of this chapter.

(18) “Rodenticide” means any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating rodents or any other vertebrate animal ~~which~~ that the Secretary shall declare to be a pest.

(19) “Weed” means any plant ~~which~~ that grows where not wanted.

(20) “Nematocide” means any substance produced, distributed, or used for preventing, destroying, or repelling nematodes.

(21) “Plant regulator” means any substance produced, distributed, or used for the purposes of accelerating or retarding the rate of growth or rate of maturation, or otherwise altering the behavior of plants but shall not include substances produced, distributed, or used for plant nutrients, trace elements, nutritional chemicals, plant inoculants, and soil amendments.

(22) “Defoliant” means any substance produced, distributed, or used for causing the foliage to drop from a plant, with or without causing abscission.

(23) “Desiccant” means any substance produced, distributed, or used for artificially accelerating the drying of plant tissues.

\* \* \*

(25) “Agricultural seed” has the same meaning as in section 641 of this title.

(26) “Neonicotinoid pesticide” means any economic poison containing a chemical belonging to the neonicotinoid class of chemicals, including:

(A) imidacloprid;

(B) nithiazine;

(C) acetamiprid;

(D) clothianidin;

(E) dinotefuran;

(F) thiacloprid;

(G) thiamethoxam; and

(H) any other chemical designated by the Secretary by rule.

(27) “Treated article” or “treated article pesticide” shall have the same meaning as “treated article” in section 1101 of this title.

(28) “Treated article seed” means an agricultural seed, flower seed, or vegetable seed that is a treated article pesticide.

Sec. 2. 6 V.S.A. § 918 is amended to read:

§ 918. REGISTRATION

(a) Every economic poison ~~which~~ that is distributed, sold, or offered for sale within this State or delivered for transportation or transported in intrastate commerce or between points within this State through any point outside this State shall be registered in the Office of the Secretary, and such registration

shall be renewed annually; provided that products ~~which~~ that have the same formula are manufactured by the same person, the labeling of which contains the same claims, and the labels of which bear a designation identifying the product as the same economic poison may be registered as a single economic poison; and additional names and labels shall be added by ~~supplement~~ supplemental statements during the current period of registration. It is further provided that any economic poison imported into this State, which is subject to the provisions of any federal act providing for the registration of economic poisons and which has been duly registered under the provisions of this chapter, may, in the discretion of the Secretary, be exempted from registration under this chapter, when sold or distributed in the unbroken immediate container in which it was originally shipped. The registrant shall file with the Secretary a statement including:

(1) The name and address of the registrant and the name and address of the person whose name will appear on the label, if other than the registrant.

(2) The name of the economic poison.

(3) A complete copy of the labeling accompanying the economic poison and a statement of all claims to be made for it, including directions for use.

(4) If requested by the Secretary, a full description of the tests made and the results thereof upon which the claims are based. In the case of renewal of registration, a statement shall be required only with respect to information ~~which~~ that is different from that furnished when the economic poison was registered or last reregistered.

(b) The registrant shall pay an annual fee of ~~\$175.00~~ \$200.00 for each product registered, and ~~\$160.00~~ \$185.00 of that amount shall be deposited in the special fund created in section 929 of this title, ~~of which \$5.00 from each product registration shall be used for an educational program related to the proper purchase, application, and disposal of household pesticides, and \$5.00 from each product registration shall be used to collect and dispose of obsolete and unwanted pesticides.~~ Of the registration fees collected under this subsection, \$15.00 of the amount collected shall be deposited in the Agricultural Water Quality Special Fund under section 4803 of this title. Of the registration fees collected under this subsection, \$25.00 of the amount collected shall be used to offset the additional costs of inspection of economic poison products and to provide educational services, training, and technical assistance to pesticide applicators, beekeepers, and the general public regarding the effects of pesticides on pollinators and the methods or best management practices to reduce the impacts of pesticides on pollinators. The annual registration year shall be from December 1 to November 30 of the following year.

\* \* \*

(f) The Secretary shall register as a restricted use pesticide any neonicotinoid pesticide labeled as approved for outdoor use that is distributed, sold, sold into, or offered for sale within the State or delivered for transportation or transported in intrastate commerce or between points within this State through any point outside this State, provided that the Secretary shall not register the following products as restricted use pesticides, unless classified under federal law as restricted use products:

(1) pet care products used for preventing, destroying, repelling, or mitigating fleas, mites, ticks, heartworms, or other insects or organisms;

(2) personal care products used for preventing, destroying, repelling, or mitigating lice or bedbugs;

(3) indoor pest control products used for preventing, destroying, repelling, or mitigating insects indoors; and

(4) treated article seed.

Sec. 3. 6 V.S.A. § 3023 is amended to read:

§ 3023. DUTIES TO REGISTRATION; REPORT

(a) It shall be the duty of any Registration. A person who is the owner of any bees, apiary, colony, or hive to report to in the State shall register with the Secretary in writing on a form provided by the Secretary.

(b) Report. Annually the owner of any bees, apiary, colony, or hive registered under subsection (a) of this section shall submit a report to the Secretary that includes all of the following information:

(1) ~~the~~ The location of all ~~such~~ apiaries and number of colonies that the person owns. The location of an apiary shall become its registered location;

(2) ~~the change of~~ Whether the location of any apiary will change within two weeks of the date that the report is submitted unless the change of location is to provide pollination services and the colonies will be returned to a registered apiary. Hives from a registered apiary may be moved to another registered apiary without reregistering;

(3) ~~the discovery of~~ Whether a serious disease was discovered within any ~~of his or her colonies;~~ hive or colony in a registered apiary.

(4) ~~the transportation~~ Whether the owner transported into this the State of any colonies or used equipment, except as ~~noted in~~ authorized under subsection 3032(c) of this title; and.



(5) ~~the fact that he or she~~ Whether the owner is engaged in the rearing of queen bees or any other bees for sale, if applicable.

(6) A current varroa mite and pest mitigation plan for each registered apiary.

Sec. 4. 6 V.S.A. § 3023a is added to read:

§ 3023a. VERMONT BEEKEEPER EDUCATIONAL PROGRAM

(a) The Secretary, in cooperation with the Vermont Beekeepers Association, shall establish a voluntary educational program to train a person who owns bees, apiaries, colonies, or hives in the State. The educational program shall address:

- (1) bee health;
- (2) varroa mite identification and control;
- (3) identification of common diseases or pests;
- (4) proper maintenance of hives;
- (5) State laws regarding beekeeping and pesticide application; and
- (6) continued education opportunities.

(b) The Secretary shall award a certificate to a person who completes the Vermont beekeeper training program under subsection (a) of this section.

Sec. 5. 6 V.S.A. § 3032 is amended to read:

§ 3032. TRANSPORTATION OF BEES OR USED EQUIPMENT INTO THE STATE

(a) ~~No~~ Except as provided under subsections (c) and (d) of this section, bees, used equipment, or colonies shall not be brought into the State of Vermont unless approved by the Secretary by permit. The Secretary shall not approve the import of bees, used equipment, or colonies from out of state unless accompanied by a valid certificate of inspection within the previous ~~ten months~~ 60 days from the state or country of origin stating that the bees, used equipment, or bee colonies are free from bee disease.

(b) Any person, other than a common carrier, who knowingly transports or causes to be transported used equipment or colonies to a point within this State shall provide the ~~secretary~~ Secretary with a copy of the certificate of inspection not more than 72 hours after entry into this State.

(c) This section shall not apply to a shipment of bees, equipment, or colonies which originated outside the ~~state~~ State and is destined for another point that is also located outside this State.

(d) The Secretary shall not require an import permit or a valid certificate of inspection under subsection (a) for bees, used equipment, or colonies that:

- (1) are registered in Vermont;
- (2) were transported no more than 75 miles from the registered location of the owner of the bees or colonies; and
- (3) are imported back into the State within 90 days of the date of original transport.

Sec. 6. 6 V.S.A. § 3030 is amended to read:

§ 3030. RULES

The Secretary may adopt and enforce ~~such rules which may provide for~~ to implement the requirements of this chapter, including rules regarding:

- (1) inspection, disinfection, seizure, destruction, or other disposition of bees, equipment, or bee products capable of carrying or transmitting any disease;
- (2) importation of bees, equipment, or bee products capable of carrying or transmitting any disease; or
- (3) registration and reporting by persons owning bees, an apiary, a colony, or a hive.

Sec. 7. 6 V.S.A. § 3022 is amended to read:

§ 3022. ENFORCEMENT; INSPECTION

- (a) The Secretary shall enforce the provisions of this chapter.
- (b) Any person who is the owner of any bees, apiary, colony, or hive shall pay a \$10.00 annual registration fee for each ~~location of hives~~ apiary. The fee revenue shall be collected by the Secretary and credited to the ~~Weights and Measures Testing Fund~~ Pesticide Monitoring Revolving Fund under section 929 of this title to be used to offset the costs of inspection services and to provide educational services and technical assistance to beekeepers in the State.

Sec. 8. POSITIONS; POLLINATOR SPECIALIST; PESTICIDE ENFORCEMENT

The establishment of the following new classified, full-time positions funded from fees collected under 6 V.S.A. § 918 is authorized in fiscal year 2020:

- (1) In the Agency of Agriculture, Food and Markets – pollinator specialist.

(2) In the Agency of Agriculture, Food and Markets – enforcement specialist.

Sec. 9. EFFECTIVE DATE

This act shall take effect on July 1, 2019.

And that the bill ought to pass in concurrence with such proposal of amendment.

Senator Pearson, for the Committee on Finance, to which the bill was referred, reported recommending that the bill ought to pass in concurrence with proposal of amendment as recommended by the Committee on Agriculture.

Senator Starr, for the Committee on Appropriations, to which the bill was referred, reported recommending that the bill ought to pass in concurrence with proposal of amendment as recommended by the Committee on Agriculture.

Thereupon, the bill was read the second time by title only pursuant to Rule 43, the proposal of amendment was agreed to, and third reading of the bill was ordered.

**Proposal of Amendment; Third Reading Ordered**

**H. 518.**

Senator White, for the Committee on Judiciary, to which was referred House bill entitled:

An act relating to fair and impartial policing.

Reported recommending that the Senate propose to the House to amend the bill by striking out Sec. 2 in its entirety and inserting in lieu thereof the following:

Sec. 2. JOINT LEGISLATIVE JUSTICE OVERSIGHT COMMITTEE;  
CIVIL RIGHTS WORKING GROUP; REPORT

(a) During the 2019 legislative interim, the Office of the Attorney General shall convene and facilitate a working group of representatives from the Human Rights Commission, the Vermont chapter of the American Civil Liberties Union, the Criminal Justice Training Council, Migrant Justice, the Vermont Police Association, the Vermont Sheriffs' Association, the Vermont Association of Chiefs of Police, and the Vermont State Police. The working group shall collaboratively establish an outreach and education strategy to inform Vermonters of the resources available to protect civil rights pursuant to State laws that prohibit discrimination, including the right to file a complaint

with the Human Rights Commission, the Civil Rights Unit of the Office of the Attorney General, law enforcement agencies, and the Criminal Justice Training Council.

(b) On or before November 1, 2019, the working group established pursuant to this section shall report to the Joint Legislative Justice Oversight Committee and the House and Senate Committees on Judiciary and on Government Operations on their work pursuant to subsection (a) of this section and recommendations for legislative action to protect marginalized populations in Vermont.

### Sec. 3. EFFECTIVE DATE

This act shall take effect on passage.

And that the bill ought to pass in concurrence with such proposal of amendment.

Thereupon, the bill was read the second time by title only pursuant to Rule 43, the proposal of amendment was agreed to, and third reading of the bill was ordered.

### **Recess**

On motion of Senator Ashe the Senate recessed until until the fall of the gavel.

### **Called to Order**

The Senate was called to order by the President.

### **Proposal of Amendment; Third Reading Ordered**

#### **H. 542.**

Senator Kitchel, for the Committee on Appropriations, to which was referred House bill entitled:

An act relating to making appropriations for the support of government.

Reported recommending that the Senate propose to the House to amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following:

### Sec. A.100 SHORT TITLE

(a) This bill may be referred to as the BIG BILL – Fiscal Year 2020 Appropriations Act.

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**Sec. A.101 PURPOSE**

(a) The purpose of this act is to provide appropriations for the operations of State government during fiscal year 2020. It is the express intent of the General Assembly that activities of the various agencies, departments, divisions, boards, and commissions be limited to those that can be supported by funds appropriated in this act or other acts passed prior to June 30, 2019. Agency and department heads are directed to implement staffing and service levels at the beginning of fiscal year 2020 so as to meet this condition unless otherwise directed by specific language in this act or other acts of the General Assembly.

**Sec. A.102 APPROPRIATIONS**

(a) It is the intent of the General Assembly that this act serves as the primary source and reference for appropriations for fiscal year 2020.

(b) The sums herein stated are appropriated for the purposes specified in the following sections of this act. When no time is expressly stated during which any of the appropriations are to continue, the appropriations are single-year appropriations and only for the purpose indicated and shall be paid from funds shown as the source of funds. If in this act there is an error in either addition or subtraction, the totals shall be adjusted accordingly. Apparent errors in referring to section numbers of statutory titles within this act may be disregarded by the Commissioner of Finance and Management.

(c) Unless codified or otherwise specified, all narrative portions of this act apply only to the fiscal year ending on June 30, 2020.

**Sec. A.103 DEFINITIONS**

(a) As used in this act:

(1) “Encumbrances” means a portion of an appropriation reserved for the subsequent payment of existing purchase orders or contracts. The Commissioner of Finance and Management shall make final decisions on the appropriateness of encumbrances.

(2) “Grants” means subsidies, aid, or payments to local governments, to community and quasi-public agencies for providing local services, and to persons who are not wards of the State for services or supplies and means cash or other direct assistance, including pension contributions.

(3) “Operating expenses” means property management, repair and maintenance, rental expenses, insurance, postage, travel, energy and utilities, office and other supplies, equipment, including motor vehicles, highway materials, and construction, expenditures for the purchase of land and construction of new buildings and permanent improvements, and similar items.

(4) "Personal services" means wages and salaries, fringe benefits, per diems, and contracted third-party services, and similar items.

#### Sec. A.104 RELATIONSHIP TO EXISTING LAWS

(a) Except as specifically provided, this act shall not be construed in any way to negate or impair the full force and effect of existing laws.

#### Sec. A.105 OFFSETTING APPROPRIATIONS

(a) In the absence of specific provisions to the contrary in this act, when total appropriations are offset by estimated receipts, the State appropriations shall control, notwithstanding receipts being greater or less than anticipated.

#### Sec. A.106 FEDERAL FUNDS

(a) In fiscal year 2020, the Governor, with the approval of the Legislature or the Joint Fiscal Committee if the Legislature is not in session, may accept federal funds available to the State of Vermont, including block grants in lieu of or in addition to funds herein designated as federal. The Governor, with the approval of the Legislature or the Joint Fiscal Committee if the Legislature is not in session, may allocate all or any portion of such federal funds for any purpose consistent with the purposes for which the basic appropriations in this act have been made.

(b) If, during fiscal year 2020, federal funds available to the State of Vermont and designated as federal in this and other acts of the 2019 session of the Vermont General Assembly are converted into block grants or are abolished under their current title in federal law and reestablished under a new title in federal law, the Governor may continue to accept such federal funds for any purpose consistent with the purposes for which the federal funds were appropriated. The Governor may spend such funds for such purposes for no more than 45 days prior to Legislative or Joint Fiscal Committee approval. Notice shall be given to the Joint Fiscal Committee without delay if the Governor intends to use the authority granted by this section, and the Joint Fiscal Committee shall meet in an expedited manner to review the Governor's request for approval.

#### Sec. A.107 NEW POSITIONS

(a) Notwithstanding any other provision of law, the total number of authorized State positions, both classified and exempt, excluding temporary positions as defined in 3 V.S.A. § 311(11), shall not be increased during fiscal year 2020 except for new positions authorized by the 2019 session. Limited service positions approved pursuant to 32 V.S.A. § 5 shall not be subject to this restriction, nor shall positions created pursuant to the Position Pilot Program authorized in 2014 Acts and Resolves No. 179, Sec. E.100(d), as amended by

2015 Acts and Resolves No. 4, Sec. 74, by 2016 Acts and Resolves No. 172, Sec. E.100.2, by 2017 Acts and Resolves No. 85, Sec. E.100.1, and by 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. E.100.1.

Sec. A.108 LEGEND

(a) The bill is organized by functions of government. The sections between B.100 and B.9999 contain appropriations of funds for the upcoming budget year. The sections between E.100 and E.9999 contain language that relates to specific appropriations or government functions, or both. The function areas by section numbers are as follows:

<u>B.100–B.199 and E.100–E.199</u>	<u>General Government</u>
<u>B.200–B.299 and E.200–E.299</u>	<u>Protection to Persons and Property</u>
<u>B.300–B.399 and E.300–E.399</u>	<u>Human Services</u>
<u>B.400–B.499 and E.400–E.499</u>	<u>Labor</u>
<u>B.500–B.599 and E.500–E.599</u>	<u>General Education</u>
<u>B.600–B.699 and E.600–E.699</u>	<u>Higher Education</u>
<u>B.700–B.799 and E.700–E.799</u>	<u>Natural Resources</u>
<u>B.800–B.899 and E.800–E.899</u>	<u>Commerce and Community Development</u>
<u>B.900–B.999 and E.900–E.999</u>	<u>Transportation</u>
<u>B.1000–B.1099 and E.1000–E.1099</u>	<u>Debt Service</u>
<u>B.1100–B.1199 and E.1100–E.1199</u>	<u>One-time and other appropriation actions</u>

(b) The C sections contain any amendments to the current fiscal year and the D sections contain fund transfers and reserve allocations for the upcoming budget year.

Sec. B.100 Secretary of administration - secretary's office

Personal services	901,632
Operating expenses	<u>209,988</u>
Total	1,111,620
Source of funds	
General fund	886,620
Special funds	150,000
Internal service funds	<u>75,000</u>
Total	1,111,620

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 Sec. B.101 Secretary of administration - finance

Personal services	1,251,050
Operating expenses	<u>128,367</u>
Total	1,379,417
Source of funds	
Interdepartmental transfers	<u>1,379,417</u>
Total	1,379,417

## Sec. B.102 Secretary of administration - workers' compensation insurance

Personal services	540,613
Operating expenses	<u>229,050</u>
Total	769,663
Source of funds	
Internal service funds	<u>769,663</u>
Total	769,663

## Sec. B.103 Secretary of administration - general liability insurance

Personal services	589,805
Operating expenses	<u>67,265</u>
Total	657,070
Source of funds	
Internal service funds	<u>657,070</u>
Total	657,070

## Sec. B.104 Secretary of administration - all other insurance

Personal services	16,891
Operating expenses	<u>15,284</u>
Total	32,175
Source of funds	
Internal service funds	<u>32,175</u>
Total	32,175

## Sec. B.105 Agency of digital services - communications and information technology

Personal services	48,324,719
Operating expenses	<u>23,980,357</u>
Total	72,305,076
Source of funds	
General fund	179,238
Special funds	383,707
Internal service funds	<u>71,742,131</u>
Total	72,305,076



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 Sec. B.106 Finance and management - budget and management

Personal services	1,425,403
Operating expenses	<u>207,736</u>
Total	1,633,139
Source of funds	
General fund	1,286,501
Internal service funds	<u>346,638</u>
Total	1,633,139

## Sec. B.107 Finance and management - financial operations

Personal services	2,210,271
Operating expenses	<u>651,353</u>
Total	2,861,624
Source of funds	
Internal service funds	<u>2,861,624</u>
Total	2,861,624

## Sec. B.108 Human resources - operations

Personal services	8,421,206
Operating expenses	<u>1,267,123</u>
Total	9,688,329
Source of funds	
General fund	1,978,207
Special funds	277,462
Internal service funds	6,552,186
Interdepartmental transfers	<u>880,474</u>
Total	9,688,329

## Sec. B.108.1 Human resources - VTNR operations

Personal services	1,785,852
Operating expenses	<u>728,786</u>
Total	2,514,638
Source of funds	
Internal service funds	<u>2,514,638</u>
Total	2,514,638

## Sec. B.109 Human resources - employee benefits &amp; wellness

Personal services	1,022,285
Operating expenses	<u>587,816</u>
Total	1,610,101
Source of funds	

Internal service funds	<u>1,610,101</u>
Total	1,610,101
Sec. B.110 Libraries	
Personal services	1,990,435
Operating expenses	1,157,389
Grants	<u>245,400</u>
Total	3,393,224
Source of funds	
General fund	2,062,056
Special funds	116,031
Federal funds	1,116,678
Interdepartmental transfers	<u>98,459</u>
Total	3,393,224
Sec. B.111 Tax - administration/collection	
Personal services	15,677,138
Operating expenses	<u>5,511,905</u>
Total	21,189,043
Source of funds	
General fund	19,475,589
Special funds	1,570,888
Interdepartmental transfers	<u>142,566</u>
Total	21,189,043
Sec. B.112 Buildings and general services - administration	
Personal services	684,803
Operating expenses	<u>90,379</u>
Total	775,182
Source of funds	
Interdepartmental transfers	<u>775,182</u>
Total	775,182
Sec. B.113 Buildings and general services - engineering	
Personal services	2,702,937
Operating expenses	<u>880,486</u>
Total	3,583,423
Source of funds	
Interdepartmental transfers	<u>3,583,423</u>
Total	3,583,423

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 Sec. B.114 Buildings and general services - information centers

Personal services	3,482,685
Operating expenses	1,608,448
Grants	<u>35,750</u>
Total	5,126,883
Source of funds	
General fund	648,931
Transportation fund	4,019,636
Special funds	<u>458,316</u>
Total	5,126,883

## Sec. B.115 Buildings and general services - purchasing

Personal services	1,060,809
Operating expenses	<u>186,998</u>
Total	1,247,807
Source of funds	
General fund	<u>1,247,807</u>
Total	1,247,807

## Sec. B.116 Buildings and general services - postal services

Personal services	766,740
Operating expenses	<u>120,077</u>
Total	886,817
Source of funds	
General fund	85,063
Internal service funds	<u>801,754</u>
Total	886,817

## Sec. B.117 Buildings and general services - copy center

Personal services	797,852
Operating expenses	<u>137,298</u>
Total	935,150
Source of funds	
Internal service funds	<u>935,150</u>
Total	935,150

## Sec. B.118 Buildings and general services - fleet management services

Personal services	735,645
Operating expenses	<u>208,836</u>
Total	944,481
Source of funds	

Internal service funds	<u>944,481</u>
Total	944,481
Sec. B.119 Buildings and general services - federal surplus property	
Personal services	14,945
Operating expenses	<u>8,107</u>
Total	23,052
Source of funds	
Enterprise funds	<u>23,052</u>
Total	23,052
Sec. B.120 Buildings and general services - state surplus property	
Personal services	190,580
Operating expenses	<u>121,866</u>
Total	312,446
Source of funds	
Internal service funds	<u>312,446</u>
Total	312,446
Sec. B.121 Buildings and general services - property management	
Personal services	1,342,177
Operating expenses	<u>457,542</u>
Total	1,799,719
Source of funds	
Internal service funds	<u>1,799,719</u>
Total	1,799,719
Sec. B.122 Buildings and general services - fee for space	
Personal services	16,518,501
Operating expenses	<u>14,082,725</u>
Total	30,601,226
Source of funds	
Internal service funds	<u>30,601,226</u>
Total	30,601,226
Sec. B.124 Executive office - governor's office	
Personal services	1,372,645
Operating expenses	<u>472,437</u>
Total	1,845,082
Source of funds	
General fund	1,658,582
Interdepartmental transfers	<u>186,500</u>
Total	1,845,082

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Sec. B.125 Legislative council	
Personal services	4,317,739
Operating expenses	<u>866,574</u>
Total	5,184,313
Source of funds	
General fund	<u>5,184,313</u>
Total	5,184,313
Sec. B.126 Legislature	
Personal services	4,234,740
Operating expenses	<u>3,884,632</u>
Total	8,119,372
Source of funds	
General fund	<u>8,119,372</u>
Total	8,119,372
Sec. B.127 Joint fiscal committee	
Personal services	1,858,779
Operating expenses	<u>164,274</u>
Total	2,023,053
Source of funds	
General fund	<u>2,023,053</u>
Total	2,023,053
Sec. B.128 Sergeant at arms	
Personal services	785,233
Operating expenses	<u>77,971</u>
Total	863,204
Source of funds	
General fund	<u>863,204</u>
Total	863,204
Sec. B.129 Lieutenant governor	
Personal services	231,651
Operating expenses	<u>31,482</u>
Total	263,133
Source of funds	
General fund	<u>263,133</u>
Total	263,133

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Sec. B.130 Auditor of accounts	
Personal services	3,477,063
Operating expenses	<u>157,985</u>
Total	3,635,048
Source of funds	
General fund	404,513
Special funds	53,145
Internal service funds	<u>3,177,390</u>
Total	3,635,048
Sec. B.131 State treasurer	
Personal services	3,848,234
Operating expenses	<u>222,299</u>
Total	4,070,533
Source of funds	
General fund	981,483
Special funds	2,968,779
Interdepartmental transfers	<u>120,271</u>
Total	4,070,533
Sec. B.132 State treasurer - unclaimed property	
Personal services	808,784
Operating expenses	<u>316,917</u>
Total	1,125,701
Source of funds	
Private purpose trust funds	<u>1,125,701</u>
Total	1,125,701
Sec. B.133 Vermont state retirement system	
Personal services	5,363,103
Operating expenses	<u>1,425,321</u>
Total	6,788,424
Source of funds	
Pension trust funds	<u>6,788,424</u>
Total	6,788,424
Sec. B.134 Municipal employees' retirement system	
Personal services	2,035,007
Operating expenses	<u>881,001</u>
Total	2,916,008
Source of funds	

Pension trust funds	<u>2,916,008</u>
Total	2,916,008
Sec. B.135 State labor relations board	
Personal services	218,630
Operating expenses	<u>50,179</u>
Total	268,809
Source of funds	
General fund	259,233
Special funds	6,788
Interdepartmental transfers	<u>2,788</u>
Total	268,809
Sec. B.136 VOSHA review board	
Personal services	79,740
Operating expenses	<u>12,610</u>
Total	92,350
Source of funds	
General fund	46,175
Interdepartmental transfers	<u>46,175</u>
Total	92,350
Sec. B.136.1 Ethics Commission	
Personal services	102,584
Operating expenses	<u>18,259</u>
Total	120,843
Source of funds	
Internal service funds	<u>120,843</u>
Total	120,843
Sec. B.137 Homeowner rebate	
Grants	<u>16,600,000</u>
Total	16,600,000
Source of funds	
General fund	<u>16,600,000</u>
Total	16,600,000
Sec. B.138 Renter rebate	
Grants	<u>9,500,000</u>
Total	9,500,000
Source of funds	
General fund	<u>9,500,000</u>
Total	9,500,000

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 Sec. B.139 Tax department - reappraisal and listing payments

Grants	<u>3,303,324</u>
Total	3,303,324
Source of funds	
General fund	<u>3,303,324</u>
Total	3,303,324

## Sec. B.140 Municipal current use

Grants	<u>16,603,039</u>
Total	16,603,039
Source of funds	
General fund	<u>16,603,039</u>
Total	16,603,039

## Sec. B.141 Lottery commission

Personal services	1,733,694
Operating expenses	1,381,440
Grants	<u>100,000</u>
Total	3,215,134
Source of funds	
Enterprise funds	<u>3,215,134</u>
Total	3,215,134

## Sec. B.142 Payments in lieu of taxes

Grants	<u>8,750,000</u>
Total	8,750,000
Source of funds	
Special funds	<u>8,750,000</u>
Total	8,750,000

## Sec. B.143 Payments in lieu of taxes - Montpelier

Grants	<u>184,000</u>
Total	184,000
Source of funds	
Special funds	<u>184,000</u>
Total	184,000

## Sec. B.144 Payments in lieu of taxes - correctional facilities

Grants	<u>40,000</u>
Total	40,000
Source of funds	



Special funds	<u>40,000</u>
Total	40,000
Sec. B.145 Total general government	
Source of funds	
General fund	93,659,436
Transportation fund	4,019,636
Special funds	14,959,116
Federal funds	1,116,678
Internal service funds	125,854,235
Interdepartmental transfers	7,215,255
Enterprise funds	3,238,186
Pension trust funds	9,704,432
Private purpose trust funds	<u>1,125,701</u>
Total	260,892,675
Sec. B.200 Attorney general	
Personal services	10,353,687
Operating expenses	1,523,368
Grants	<u>26,500</u>
Total	11,903,555
Source of funds	
General fund	5,433,266
Special funds	2,015,281
Tobacco fund	348,000
Federal funds	1,256,355
Interdepartmental transfers	<u>2,850,653</u>
Total	11,903,555
Sec. B.201 Vermont court diversion	
Personal services	3,025,189
Grants	<u>185,294</u>
Total	3,210,483
Source of funds	
General fund	2,770,486
Special funds	<u>439,997</u>
Total	3,210,483
Sec. B.202 Defender general - public defense	
Personal services	11,968,678
Operating expenses	<u>1,107,989</u>
Total	13,076,667
Source of funds	

General fund	12,487,014
Special funds	<u>589,653</u>
Total	13,076,667
Sec. B.203 Defender general - assigned counsel	
Personal services	5,825,842
Operating expenses	<u>49,819</u>
Total	5,875,661
Source of funds	
General fund	<u>5,875,661</u>
Total	5,875,661
Sec. B.204 Judiciary	
Personal services	42,135,783
Operating expenses	9,655,475
Grants	<u>121,030</u>
Total	51,912,288
Source of funds	
General fund	45,680,654
Special funds	3,248,649
Federal funds	887,586
Interdepartmental transfers	<u>2,095,399</u>
Total	51,912,288
Sec. B.205 State's attorneys	
Personal services	13,730,084
Operating expenses	<u>1,803,114</u>
Total	15,533,198
Source of funds	
General fund	12,714,313
Special funds	121,240
Federal funds	31,000
Interdepartmental transfers	<u>2,666,645</u>
Total	15,533,198
Sec. B.206 Special investigative unit	
Personal services	85,000
Operating expenses	1,100
Grants	<u>1,913,000</u>
Total	1,999,100
Source of funds	
General fund	<u>1,999,100</u>
Total	1,999,100

## Sec. B.207 Sheriffs

Personal services	4,245,584
Operating expenses	<u>415,279</u>
Total	4,660,863
Source of funds	
General fund	<u>4,660,863</u>
Total	4,660,863

## Sec. B.208 Public safety - administration

Personal services	3,686,993
Operating expenses	4,724,924
Grants	<u>200,000</u>
Total	8,611,917
Source of funds	
General fund	4,431,288
Special funds	175,000
Federal funds	441,300
Interdepartmental transfers	<u>3,564,329</u>
Total	8,611,917

## Sec. B.209 Public safety - state police

Personal services	56,917,271
Operating expenses	11,566,494
Grants	<u>1,302,805</u>
Total	69,786,570
Source of funds	
General fund	40,506,303
Transportation fund	20,250,000
Special funds	3,067,749
Federal funds	4,063,667
Interdepartmental transfers	<u>1,898,851</u>
Total	69,786,570

## Sec. B.210 Public safety - criminal justice services

Personal services	4,365,847
Operating expenses	<u>1,477,904</u>
Total	5,843,751
Source of funds	
General fund	3,147,212
Special funds	1,930,649
Federal funds	<u>765,890</u>
Total	5,843,751

## Sec. B.211 Public safety - emergency management

Personal services	2,764,385
Operating expenses	1,106,406
Grants	<u>5,111,905</u>
Total	8,982,696
Source of funds	
General fund	433,306
Special funds	230,000
Federal funds	<u>8,319,390</u>
Total	8,982,696

## Sec. B.212 Public safety - fire safety

Personal services	6,863,783
Operating expenses	3,383,347
Grants	<u>107,000</u>
Total	10,354,130
Source of funds	
General fund	477,905
Special funds	8,954,902
Federal funds	876,323
Interdepartmental transfers	<u>45,000</u>
Total	10,354,130

## Sec. B.213 Public safety - Forensic Laboratory

Personal services	3,097,286
Operating expenses	<u>1,134,268</u>
Total	4,231,554
Source of funds	
General fund	3,177,547
Special funds	78,555
Federal funds	414,702
Interdepartmental transfers	<u>560,750</u>
Total	4,231,554

## Sec. B.215 Military - administration

Personal services	767,401
Operating expenses	480,758
Grants	<u>1,426,718</u>
Total	2,674,877
Source of funds	
General fund	<u>2,674,877</u>
Total	2,674,877

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Sec. B.216 Military - air service contract	
Personal services	6,024,812
Operating expenses	<u>937,929</u>
Total	6,962,741
Source of funds	
General fund	581,730
Federal funds	<u>6,381,011</u>
Total	6,962,741
Sec. B.217 Military - army service contract	
Personal services	8,692,642
Operating expenses	<u>6,093,050</u>
Total	14,785,692
Source of funds	
Federal funds	<u>14,785,692</u>
Total	14,785,692
Sec. B.218 Military - building maintenance	
Personal services	820,735
Operating expenses	<u>687,573</u>
Total	1,508,308
Source of funds	
General fund	1,448,308
Special funds	<u>60,000</u>
Total	1,508,308
Sec. B.219 Military - veterans' affairs	
Personal services	833,614
Operating expenses	173,955
Grants	<u>50,800</u>
Total	1,058,369
Source of funds	
General fund	811,151
Special funds	147,218
Federal funds	<u>100,000</u>
Total	1,058,369
Sec. B.220 Center for crime victim services	
Personal services	2,251,106
Operating expenses	756,995
Grants	<u>13,281,115</u>
Total	16,289,216

Source of funds	
General fund	1,264,158
Special funds	5,342,728
Federal funds	<u>9,682,330</u>
Total	16,289,216
Sec. B.221 Criminal justice training council	
Personal services	1,294,952
Operating expenses	<u>1,397,689</u>
Total	2,692,641
Source of funds	
General fund	2,488,016
Interdepartmental transfers	<u>204,625</u>
Total	2,692,641
Sec. B.222 Agriculture, food and markets - administration	
Personal services	1,475,369
Operating expenses	438,811
Grants	<u>210,972</u>
Total	2,125,152
Source of funds	
General fund	979,008
Special funds	714,922
Federal funds	<u>431,222</u>
Total	2,125,152
Sec. B.223 Agriculture, food and markets - food safety and consumer protection	
Personal services	4,296,689
Operating expenses	752,772
Grants	<u>2,750,000</u>
Total	7,799,461
Source of funds	
General fund	2,895,182
Special funds	3,644,093
Federal funds	1,253,186
Interdepartmental transfers	<u>7,000</u>
Total	7,799,461
Sec. B.224 Agriculture, food and markets - agricultural development	
Personal services	1,717,913
Operating expenses	1,080,763
Grants	<u>1,394,875</u>

Total	4,193,551
Source of funds	
General fund	2,100,030
Special funds	688,828
Federal funds	<u>1,404,693</u>
Total	4,193,551
Sec. B.225 Agriculture, food and markets - agricultural resource management and environmental stewardship	
Personal services	2,446,869
Operating expenses	586,350
Grants	<u>223,334</u>
Total	3,256,553
Source of funds	
General fund	730,945
Special funds	1,816,068
Federal funds	454,022
Interdepartmental transfers	<u>255,518</u>
Total	3,256,553
Sec. B.225.1 Agriculture, food and markets - Vermont Agriculture and Environmental Lab	
Personal services	1,589,625
Operating expenses	<u>932,332</u>
Total	2,521,957
Source of funds	
General fund	921,265
Special funds	1,536,479
Interdepartmental transfers	<u>64,213</u>
Total	2,521,957
Sec. B.225.2 Agriculture, Food and Markets - Clean Water	
Personal services	2,909,421
Operating expenses	479,805
Grants	<u>1,707,000</u>
Total	5,096,226
Source of funds	
General fund	1,205,080
Special funds	3,410,618
Federal funds	93,097
Interdepartmental transfers	<u>387,431</u>
Total	5,096,226

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Sec. B.226 Financial regulation - administration	
Personal services	1,949,236
Operating expenses	<u>467,013</u>
Total	2,416,249
Source of funds	
Special funds	<u>2,416,249</u>
Total	2,416,249
Sec. B.227 Financial regulation - banking	
Personal services	1,783,809
Operating expenses	<u>408,155</u>
Total	2,191,964
Source of funds	
Special funds	<u>2,191,964</u>
Total	2,191,964
Sec. B.228 Financial regulation - insurance	
Personal services	4,030,293
Operating expenses	<u>556,143</u>
Total	4,586,436
Source of funds	
Special funds	<u>4,586,436</u>
Total	4,586,436
Sec. B.229 Financial regulation - captive insurance	
Personal services	4,710,762
Operating expenses	<u>584,596</u>
Total	5,295,358
Source of funds	
Special funds	<u>5,295,358</u>
Total	5,295,358
Sec. B.230 Financial regulation - securities	
Personal services	949,284
Operating expenses	<u>234,192</u>
Total	1,183,476
Source of funds	
Special funds	<u>1,183,476</u>
Total	1,183,476



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Sec. B.232 Secretary of state	
Personal services	10,521,639
Operating expenses	2,875,930
Grants	<u>150,000</u>
Total	13,547,569
Source of funds	
Special funds	11,394,045
Federal funds	<u>2,153,524</u>
Total	13,547,569
Sec. B.233 Public service - regulation and energy	
Personal services	10,723,409
Operating expenses	1,443,544
Grants	<u>2,767,237</u>
Total	14,934,190
Source of funds	
Special funds	13,407,207
Federal funds	532,983
ARRA funds	921,260
Interdepartmental transfers	50,000
Enterprise funds	<u>22,740</u>
Total	14,934,190
Sec. B.234 Public utility commission	
Personal services	3,285,568
Operating expenses	<u>471,932</u>
Total	3,757,500
Source of funds	
Special funds	<u>3,757,500</u>
Total	3,757,500
Sec. B.235 Enhanced 9-1-1 Board	
Personal services	3,803,802
Operating expenses	388,612
Grants	<u>720,000</u>
Total	4,912,414
Source of funds	
Special funds	<u>4,912,414</u>
Total	4,912,414

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Sec. B.236 Human rights commission	
Personal services	627,615
Operating expenses	<u>75,932</u>
Total	703,547
Source of funds	
General fund	628,256
Federal funds	<u>75,291</u>
Total	703,547
Sec. B.236.1 Liquor & Lottery Comm. Office	
Personal services	525,243
Operating expenses	<u>5,350</u>
Total	530,593
Source of funds	
Enterprise funds	<u>530,593</u>
Total	530,593
Sec. B.237 Liquor control - administration	
Personal services	2,743,126
Operating expenses	<u>1,120,841</u>
Total	3,863,967
Source of funds	
Enterprise funds	<u>3,863,967</u>
Total	3,863,967
Sec. B.238 Liquor control - enforcement and licensing	
Personal services	2,238,782
Operating expenses	<u>453,153</u>
Total	2,691,935
Source of funds	
Tobacco fund	213,843
Federal funds	184,484
Interdepartmental transfers	5,000
Enterprise funds	<u>2,288,608</u>
Total	2,691,935
Sec. B.239 Liquor control - warehousing and distribution	
Personal services	1,082,020
Operating expenses	<u>469,338</u>
Total	1,551,358
Source of funds	

Enterprise funds	<u>1,551,358</u>
Total	1,551,358
Sec. B.240 Total protection to persons and property	
Source of funds	
General fund	162,522,924
Transportation fund	20,250,000
Special funds	87,357,278
Tobacco fund	561,843
Federal funds	54,587,748
ARRA funds	921,260
Interdepartmental transfers	14,655,414
Enterprise funds	<u>8,257,266</u>
Total	349,113,733
Sec. B.300 Human services - agency of human services - secretary's office	
Personal services	11,152,461
Operating expenses	6,805,654
Grants	<u>2,920,202</u>
Total	20,878,317
Source of funds	
General fund	7,775,309
Special funds	135,517
Federal funds	11,555,036
Global Commitment fund	453,000
Interdepartmental transfers	<u>959,455</u>
Total	20,878,317
Sec. B.301 Secretary's office - global commitment	
Operating expenses	3,150,212
Grants	<u>1,633,011,237</u>
Total	1,636,161,449
Source of funds	
General fund	562,727,602
Special funds	34,969,169
Tobacco fund	21,049,373
State health care resources fund	16,915,501
Federal funds	985,132,025
Interdepartmental transfers	<u>15,367,779</u>
Total	1,636,161,449

## Sec. B.303 Developmental disabilities council

Personal services	366,501
Operating expenses	94,962
Grants	<u>191,595</u>
Total	653,058
Source of funds	
Special funds	12,000
Federal funds	<u>641,058</u>
Total	653,058

## Sec. B.304 Human services board

Personal services	718,478
Operating expenses	<u>87,620</u>
Total	806,098
Source of funds	
General fund	451,554
Federal funds	332,018
Interdepartmental transfers	<u>22,526</u>
Total	806,098

## Sec. B.305 AHS - administrative fund

Personal services	350,000
Operating expenses	<u>10,150,000</u>
Total	10,500,000
Source of funds	
Interdepartmental transfers	<u>10,500,000</u>
Total	10,500,000

## Sec. B.306 Department of Vermont health access - administration

Personal services	134,603,806
Operating expenses	29,905,859
Grants	<u>7,314,723</u>
Total	171,824,388
Source of funds	
General fund	29,222,317
Special funds	6,096,108
Federal funds	124,749,165
Global Commitment fund	4,214,196
Interdepartmental transfers	<u>7,542,602</u>
Total	171,824,388

Sec. B.307 Department of Vermont health access - Medicaid program - global commitment

Personal services	547,983
Grants	<u>738,383,660</u>
Total	738,931,643
Source of funds	
Global Commitment fund	<u>738,931,643</u>
Total	738,931,643

Sec. B.308 Department of Vermont health access - Medicaid program - long term care waiver

Grants	<u>213,712,634</u>
Total	213,712,634
Source of funds	
Global Commitment fund	<u>213,712,634</u>
Total	213,712,634

Sec. B.309 Department of Vermont health access - Medicaid program - state only

Grants	<u>49,211,558</u>
Total	49,211,558
Source of funds	
General fund	37,605,920
Global Commitment fund	<u>11,605,638</u>
Total	49,211,558

Sec. B.310 Department of Vermont health access - Medicaid non-waiver matched

Grants	<u>32,435,074</u>
Total	32,435,074
Source of funds	
General fund	11,425,047
Federal funds	<u>21,010,027</u>
Total	32,435,074

Sec. B.311 Health - administration and support

Personal services	5,464,580
Operating expenses	5,852,063
Grants	<u>4,040,881</u>
Total	15,357,524
Source of funds	
General fund	2,867,817

Special funds	1,824,499
Federal funds	7,063,414
Global Commitment fund	3,510,576
Interdepartmental transfers	<u>91,218</u>
Total	15,357,524
Sec. B.312 Health - public health	
Personal services	44,859,249
Operating expenses	8,623,418
Grants	<u>36,469,334</u>
Total	89,952,001
Source of funds	
General fund	10,159,167
Special funds	18,230,647
Tobacco fund	1,088,918
Federal funds	46,234,807
Global Commitment fund	13,068,355
Interdepartmental transfers	1,145,107
Permanent trust funds	<u>25,000</u>
Total	89,952,001
Sec. B.313 Health - alcohol and drug abuse programs	
Personal services	4,363,807
Operating expenses	255,634
Grants	<u>51,538,398</u>
Total	56,157,839
Source of funds	
General fund	1,946,686
Special funds	1,170,177
Tobacco fund	949,917
Federal funds	17,574,970
Global Commitment fund	<u>34,516,089</u>
Total	56,157,839
Sec. B.314 Mental health - mental health	
Personal services	32,082,652
Operating expenses	4,434,083
Grants	<u>235,668,505</u>
Total	272,185,240
Source of funds	
General fund	7,694,909
Special funds	1,184,904

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Federal funds	9,132,390
Global Commitment fund	254,099,789
Interdepartmental transfers	<u>73,248</u>
Total	272,185,240

Sec. B.316 Department for children and families - administration & support services

Personal services	41,156,642
Operating expenses	11,526,385
Grants	<u>1,342,620</u>
Total	54,025,647
Source of funds	
General fund	25,200,417
Special funds	2,706,557
Federal funds	23,918,495
Global Commitment fund	1,981,083
Interdepartmental transfers	<u>219,095</u>
Total	54,025,647

Sec. B.317 Department for children and families - family services

Personal services	38,125,454
Operating expenses	4,931,546
Grants	<u>78,289,704</u>
Total	121,346,704
Source of funds	
General fund	44,468,327
Special funds	877,587
Federal funds	27,412,577
Global Commitment fund	48,476,324
Interdepartmental transfers	<u>111,889</u>
Total	121,346,704

Sec. B.318 Department for children and families - child development

Personal services	4,718,950
Operating expenses	850,728
Grants	<u>78,657,975</u>
Total	84,227,653
Source of funds	
General fund	38,122,315
Special funds	1,820,000
Federal funds	33,144,045
Global Commitment fund	11,118,793

Interdepartmental transfers	<u>22,500</u>
Total	84,227,653
Sec. B.319 Department for children and families - office of child support	
Personal services	10,805,408
Operating expenses	<u>3,679,303</u>
Total	14,484,711
Source of funds	
General fund	4,306,156
Special funds	455,719
Federal funds	9,335,236
Interdepartmental transfers	<u>387,600</u>
Total	14,484,711
Sec. B.320 Department for children and families - aid to aged, blind and disabled	
Personal services	2,252,206
Grants	<u>10,298,023</u>
Total	12,550,229
Source of funds	
General fund	8,649,899
Global Commitment fund	<u>3,900,330</u>
Total	12,550,229
Sec. B.321 Department for children and families - general assistance	
Personal services	15,000
Grants	<u>6,912,360</u>
Total	6,927,360
Source of funds	
General fund	6,530,025
Federal funds	111,320
Global Commitment fund	<u>286,015</u>
Total	6,927,360
Sec. B.322 Department for children and families - 3SquaresVT	
Grants	<u>29,827,906</u>
Total	29,827,906
Source of funds	
Federal funds	<u>29,827,906</u>
Total	29,827,906



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 Sec. B.323 Department for children and families - reach up

Operating expenses	51,517
Grants	<u>33,039,481</u>
Total	33,090,998
Source of funds	
General fund	6,873,872
Special funds	21,079,984
Federal funds	2,455,524
Global Commitment fund	<u>2,681,618</u>
Total	33,090,998

## Sec. B.324 Department for children and families - home heating fuel assistance/LIHEAP

Grants	<u>16,019,953</u>
Total	16,019,953
Source of funds	
Special funds	1,259,217
Federal funds	<u>14,760,736</u>
Total	16,019,953

## Sec. B.325 Department for children and families - office of economic opportunity

Personal services	522,340
Operating expenses	43,673
Grants	<u>9,809,823</u>
Total	10,375,836
Source of funds	
General fund	5,065,004
Special funds	57,990
Federal funds	4,423,154
Global Commitment fund	<u>829,688</u>
Total	10,375,836

## Sec. B.326 Department for children and families - OEO - weatherization assistance

Personal services	326,525
Operating expenses	44,525
Grants	<u>12,498,018</u>
Total	12,869,068
Source of funds	
Special funds	8,272,978

Federal funds	<u>4,596,090</u>
Total	12,869,068
Sec. B.327 Department for children and families - Woodside rehabilitation center	
Personal services	5,099,274
Operating expenses	<u>715,868</u>
Total	5,815,142
Source of funds	
General fund	5,718,142
Interdepartmental transfers	<u>97,000</u>
Total	5,815,142
Sec. B.328 Department for children and families - disability determination services	
Personal services	6,276,032
Operating expenses	<u>419,984</u>
Total	6,696,016
Source of funds	
General fund	107,003
Federal funds	<u>6,589,013</u>
Total	6,696,016
Sec. B.329 Disabilities, aging, and independent living - administration & support	
Personal services	32,686,936
Operating expenses	<u>5,723,801</u>
Total	38,410,737
Source of funds	
General fund	17,097,670
Special funds	1,390,457
Federal funds	18,856,326
Interdepartmental transfers	<u>1,066,284</u>
Total	38,410,737
Sec. B.330 Disabilities, aging, and independent living - advocacy and independent living grants	
Grants	<u>19,611,505</u>
Total	19,611,505
Source of funds	
General fund	7,623,375
Federal funds	7,148,466

Global Commitment fund	<u>4,839,664</u>
Total	19,611,505
Sec. B.331 Disabilities, aging, and independent living - blind and visually impaired	
Grants	<u>1,661,457</u>
Total	1,661,457
Source of funds	
General fund	389,154
Special funds	223,450
Federal funds	743,853
Global Commitment fund	<u>305,000</u>
Total	1,661,457
Sec. B.332 Disabilities, aging, and independent living - vocational rehabilitation	
Grants	<u>7,024,368</u>
Total	7,024,368
Source of funds	
General fund	1,371,845
Federal funds	4,402,523
Interdepartmental transfers	<u>1,250,000</u>
Total	7,024,368
Sec. B.333 Disabilities, aging, and independent living - developmental services	
Grants	<u>232,315,311</u>
Total	232,315,311
Source of funds	
General fund	155,125
Special funds	15,463
Federal funds	359,857
Global Commitment fund	231,739,866
Interdepartmental transfers	<u>45,000</u>
Total	232,315,311
Sec. B.334 Disabilities, aging, and independent living - TBI home and community based waiver	
Grants	<u>5,788,057</u>
Total	5,788,057
Source of funds	
Global Commitment fund	<u>5,788,057</u>
Total	5,788,057

Sec. B.335 Corrections - administration	
Personal services	3,108,496
Operating expenses	<u>238,644</u>
Total	3,347,140
Source of funds	
General fund	<u>3,347,140</u>
Total	3,347,140
Sec. B.336 Corrections - parole board	
Personal services	333,919
Operating expenses	<u>81,081</u>
Total	415,000
Source of funds	
General fund	<u>415,000</u>
Total	415,000
Sec. B.337 Corrections - correctional education	
Personal services	3,366,460
Operating expenses	<u>244,932</u>
Total	3,611,392
Source of funds	
General fund	3,462,608
Interdepartmental transfers	<u>148,784</u>
Total	3,611,392
Sec. B.338 Corrections - correctional services	
Personal services	113,866,882
Operating expenses	21,526,975
Grants	<u>8,474,287</u>
Total	143,868,144
Source of funds	
General fund	137,048,955
Special funds	929,963
Federal funds	479,209
Global Commitment fund	5,013,702
Interdepartmental transfers	<u>396,315</u>
Total	143,868,144
Sec. B.339 Corrections - Correctional services-out of state beds	
Personal services	<u>6,226,759</u>
Total	6,226,759
Source of funds	

General fund	<u>6,226,759</u>
Total	6,226,759
Sec. B.340 Corrections - correctional facilities - recreation	
Personal services	391,140
Operating expenses	<u>455,845</u>
Total	846,985
Source of funds	
Special funds	<u>846,985</u>
Total	846,985
Sec. B.341 Corrections - Vermont offender work program	
Personal services	1,509,826
Operating expenses	<u>525,784</u>
Total	2,035,610
Source of funds	
Internal service funds	<u>2,035,610</u>
Total	2,035,610
Sec. B.342 Vermont veterans' home - care and support services	
Personal services	20,371,013
Operating expenses	<u>5,019,422</u>
Total	25,390,435
Source of funds	
General fund	345,783
Special funds	15,990,205
Federal funds	<u>9,054,447</u>
Total	25,390,435
Sec. B.343 Commission on women	
Personal services	333,046
Operating expenses	<u>60,085</u>
Total	393,131
Source of funds	
General fund	390,631
Special funds	<u>2,500</u>
Total	393,131
Sec. B.344 Retired senior volunteer program	
Grants	<u>151,096</u>
Total	151,096
Source of funds	

General fund	<u>151,096</u>
Total	151,096
Sec. B.345 Green Mountain Care Board	
Personal services	7,620,589
Operating expenses	<u>360,199</u>
Total	7,980,788
Source of funds	
General fund	3,192,315
Special funds	<u>4,788,473</u>
Total	7,980,788
Sec. B.346 Total human services	
Source of funds	
General fund	998,134,944
Special funds	124,340,549
Tobacco fund	23,088,208
State health care resources fund	16,915,501
Federal funds	1,421,043,687
Global Commitment fund	1,591,072,060
Internal service funds	2,035,610
Interdepartmental transfers	39,446,402
Permanent trust funds	<u>25,000</u>
Total	4,216,101,961
Sec. B.400 Labor - programs	
Personal services	29,542,710
Operating expenses	10,454,244
Grants	<u>4,575,300</u>
Total	44,572,254
Source of funds	
General fund	4,569,407
Special funds	7,049,772
Federal funds	31,540,700
Interdepartmental transfers	<u>1,412,375</u>
Total	44,572,254
Sec. B.401 Total labor	
Source of funds	
General fund	4,569,407
Special funds	7,049,772
Federal funds	31,540,700

Interdepartmental transfers	<u>1,412,375</u>
Total	44,572,254
Sec. B.500 Education - finance and administration	
Personal services	6,596,440
Operating expenses	4,295,315
Grants	<u>14,270,700</u>
Total	25,162,455
Source of funds	
General fund	3,747,829
Special funds	15,218,303
Education fund	3,367,483
Federal funds	2,199,952
Global Commitment fund	260,000
Interdepartmental transfers	<u>368,888</u>
Total	25,162,455
Sec. B.501 Education - education services	
Personal services	18,270,055
Operating expenses	1,405,450
Grants	<u>119,396,536</u>
Total	139,072,041
Source of funds	
General fund	6,384,982
Special funds	3,414,114
Tobacco fund	750,388
Federal funds	<u>128,522,557</u>
Total	139,072,041
Sec. B.502 Education - special education: formula grants	
Grants	<u>212,956,000</u>
Total	212,956,000
Source of funds	
Education fund	<u>212,956,000</u>
Total	212,956,000
Sec. B.503 Education - state-placed students	
Grants	<u>18,000,000</u>
Total	18,000,000
Source of funds	
Education fund	<u>18,000,000</u>
Total	18,000,000

## Sec. B.504 Education - adult education and literacy

Grants	<u>4,371,050</u>
Total	4,371,050
Source of funds	
General fund	3,605,000
Federal funds	<u>766,050</u>
Total	4,371,050

## Sec. B.504.1 Education - Flexible Pathways

Grants	<u>8,599,000</u>
Total	8,599,000
Source of funds	
General fund	0
Education fund	<u>8,599,000</u>
Total	8,599,000

## Sec. B.505 Education - adjusted education payment

Grants	<u>1,426,100,000</u>
Total	1,426,100,000
Source of funds	
Education fund	<u>1,426,100,000</u>
Total	1,426,100,000

## Sec. B.506 Education - transportation

Grants	<u>19,800,000</u>
Total	19,800,000
Source of funds	
Education fund	<u>19,800,000</u>
Total	19,800,000

## Sec. B.507 Education - small school grants

Grants	<u>8,400,000</u>
Total	8,400,000
Source of funds	
Education fund	<u>8,400,000</u>
Total	8,400,000

## Sec. B.510 Education - essential early education grant

Grants	<u>6,808,000</u>
Total	6,808,000
Source of funds	



Education fund	<u>6,808,000</u>
Total	6,808,000
Sec. B.511 Education - technical education	
Grants	<u>14,150,000</u>
Total	14,150,000
Source of funds	
Education fund	<u>14,150,000</u>
Total	14,150,000
Sec. B.511.1 State Board of Education	
Personal services	25,000
Operating expenses	<u>55,845</u>
Total	80,845
Source of funds	
General fund	<u>80,845</u>
Total	80,845
Sec. B.514 State teachers' retirement system	
Grants	<u>120,247,389</u>
Total	120,247,389
Source of funds	
General fund	113,466,168
Education fund	<u>6,781,221</u>
Total	120,247,389
Sec. B.514.1 State teachers' retirement system administration	
Personal services	5,305,211
Operating expenses	<u>1,673,583</u>
Total	6,978,794
Source of funds	
Pension trust funds	<u>6,978,794</u>
Total	6,978,794
Sec. B.515 Retired teachers' health care and medical benefits	
Grants	<u>31,067,652</u>
Total	31,067,652
Source of funds	
General fund	<u>31,067,652</u>
Total	31,067,652

## Sec. B.516 Total general education

Source of funds	
General fund	158,352,476
Special funds	18,632,417
Tobacco fund	750,388
Education fund	1,724,961,704
Federal funds	131,488,559
Global Commitment fund	260,000
Interdepartmental transfers	368,888
Pension trust funds	<u>6,978,794</u>
Total	2,041,793,226

## Sec. B.600 University of Vermont

Grants	<u>42,509,093</u>
Total	42,509,093
Source of funds	
General fund	40,485,359
Global Commitment fund	<u>2,023,734</u>
Total	42,509,093

## Sec. B.602 Vermont state colleges

Grants	<u>29,800,464</u>
Total	29,800,464
Source of funds	
General fund	<u>29,800,464</u>
Total	29,800,464

## Sec. B.602.1 Vermont state colleges - Supplemental Aid

Grants	<u>700,000</u>
Total	700,000
Source of funds	
General fund	<u>700,000</u>
Total	700,000

## Sec. B.603 Vermont state colleges - allied health

Grants	<u>1,157,775</u>
Total	1,157,775
Source of funds	
General fund	748,314
Global Commitment fund	<u>409,461</u>
Total	1,157,775

Sec. B.605 Vermont student assistance corporation	
Grants	<u>19,978,588</u>
Total	19,978,588
Source of funds	
General fund	<u>19,978,588</u>
Total	19,978,588
Sec. B.606 New England higher education compact	
Grants	<u>84,000</u>
Total	84,000
Source of funds	
General fund	<u>84,000</u>
Total	84,000
Sec. B.607 University of Vermont - Morgan Horse Farm	
Grants	<u>1</u>
Total	1
Source of funds	
General fund	<u>1</u>
Total	1
Sec. B.608 Total higher education	
Source of funds	
General fund	91,796,726
Global Commitment fund	<u>2,433,195</u>
Total	94,229,921
Sec. B.700 Natural resources - agency of natural resources - administration	
Personal services	2,302,597
Operating expenses	1,079,841
Grants	<u>19,960</u>
Total	3,402,398
Source of funds	
General fund	2,720,669
Special funds	581,818
Interdepartmental transfers	<u>99,911</u>
Total	3,402,398
Sec. B.701 Natural resources - state land local property tax assessment	
Operating expenses	<u>2,561,955</u>
Total	2,561,955
Source of funds	

General fund	2,140,455
Interdepartmental transfers	<u>421,500</u>
Total	2,561,955
Sec. B.702 Fish and wildlife - support and field services	
Personal services	17,628,262
Operating expenses	5,704,905
Grants	<u>1,068,313</u>
Total	24,401,480
Source of funds	
General fund	6,088,870
Special funds	166,892
Fish and wildlife fund	9,236,567
Federal funds	8,789,226
Interdepartmental transfers	<u>119,925</u>
Total	24,401,480
Sec. B.703 Forests, parks and recreation - administration	
Personal services	957,931
Operating expenses	<u>994,054</u>
Total	1,951,985
Source of funds	
General fund	<u>1,951,985</u>
Total	1,951,985
Sec. B.704 Forests, parks and recreation - forestry	
Personal services	5,879,782
Operating expenses	796,027
Grants	<u>459,000</u>
Total	7,134,809
Source of funds	
General fund	4,873,880
Special funds	412,999
Federal funds	1,487,097
Interdepartmental transfers	<u>360,833</u>
Total	7,134,809
Sec. B.705 Forests, parks and recreation - state parks	
Personal services	8,900,714
Operating expenses	<u>2,563,470</u>
Total	11,464,184
Source of funds	
General fund	292,679

Special funds	11,111,505
Permanent trust funds	<u>60,000</u>
Total	11,464,184
Sec. B.706 Forests, parks and recreation - lands administration and recreation	
Personal services	1,346,739
Operating expenses	1,384,647
Grants	<u>2,600,914</u>
Total	5,332,300
Source of funds	
General fund	853,114
Special funds	2,020,151
Federal funds	2,336,535
Interdepartmental transfers	<u>122,500</u>
Total	5,332,300
Sec. B.708 Forests, parks and recreation - forest and parks access roads	
Personal services	65,425
Operating expenses	<u>114,500</u>
Total	179,925
Source of funds	
General fund	<u>179,925</u>
Total	179,925
Sec. B.709 Environmental conservation - management and support services	
Personal services	6,617,612
Operating expenses	3,781,860
Grants	<u>150,000</u>
Total	10,549,472
Source of funds	
General fund	1,451,231
Special funds	572,936
Federal funds	809,608
Interdepartmental transfers	<u>7,715,697</u>
Total	10,549,472
Sec. B.710 Environmental conservation - air and waste management	
Personal services	19,437,340
Operating expenses	8,660,985
Grants	<u>5,076,000</u>
Total	33,174,325
Source of funds	
General fund	424,736

Special funds	22,886,187
Federal funds	9,613,852
Interdepartmental transfers	<u>249,550</u>
Total	33,174,325
Sec. B.711 Environmental conservation - office of water programs	
Personal services	21,732,819
Operating expenses	6,821,783
Grants	<u>26,784,881</u>
Total	55,339,483
Source of funds	
General fund	7,994,351
Special funds	14,321,195
Federal funds	31,935,599
Interdepartmental transfers	<u>1,088,338</u>
Total	55,339,483
Sec. B.713 Natural resources board	
Personal services	2,752,876
Operating expenses	<u>530,151</u>
Total	3,283,027
Source of funds	
General fund	637,074
Special funds	<u>2,645,953</u>
Total	3,283,027
Sec. B.714 Total natural resources	
Source of funds	
General fund	29,608,969
Special funds	54,719,636
Fish and wildlife fund	9,236,567
Federal funds	54,971,917
Interdepartmental transfers	10,178,254
Permanent trust funds	<u>60,000</u>
Total	158,775,343
Sec. B.800 Commerce and community development - agency of commerce and community development - administration	
Personal services	2,013,794
Operating expenses	1,331,369
Grants	<u>552,627</u>
Total	3,897,790
Source of funds	

General fund	3,877,790
Interdepartmental transfers	<u>20,000</u>
Total	3,897,790
Sec. B.801 Economic development	
Personal services	4,027,032
Operating expenses	1,102,979
Grants	<u>5,011,099</u>
Total	10,141,110
Source of funds	
General fund	4,742,394
Special funds	1,645,350
Federal funds	3,708,366
Interdepartmental transfers	<u>45,000</u>
Total	10,141,110
Sec. B.802 Housing & community development	
Personal services	3,723,802
Operating expenses	779,039
Grants	<u>11,773,050</u>
Total	16,275,891
Source of funds	
General fund	2,753,913
Special funds	5,185,233
Federal funds	7,883,744
Interdepartmental transfers	<u>453,001</u>
Total	16,275,891
Sec. B.806 Tourism and marketing	
Personal services	1,321,226
Operating expenses	1,644,599
Grants	<u>121,880</u>
Total	3,087,705
Source of funds	
General fund	3,083,118
Interdepartmental transfers	<u>4,587</u>
Total	3,087,705
Sec. B.808 Vermont council on the arts	
Grants	<u>718,589</u>
Total	718,589
Source of funds	

General fund	<u>718,589</u>
Total	718,589
Sec. B.809 Vermont symphony orchestra	
Grants	<u>141,214</u>
Total	141,214
Source of funds	
General fund	<u>141,214</u>
Total	141,214
Sec. B.810 Vermont historical society	
Grants	<u>984,956</u>
Total	984,956
Source of funds	
General fund	<u>984,956</u>
Total	984,956
Sec. B.811 Vermont housing and conservation board	
Grants	<u>30,886,467</u>
Total	30,886,467
Source of funds	
Special funds	11,900,243
Federal funds	<u>18,986,224</u>
Total	30,886,467
Sec. B.812 Vermont humanities council	
Grants	<u>217,959</u>
Total	217,959
Source of funds	
General fund	<u>217,959</u>
Total	217,959
Sec. B.813 Total commerce and community development	
Source of funds	
General fund	16,519,933
Special funds	18,730,826
Federal funds	30,578,334
Interdepartmental transfers	<u>522,588</u>
Total	66,351,681
Sec. B.900 Transportation - finance and administration	
Personal services	12,544,062
Operating expenses	2,898,007



Grants	<u>55,000</u>
Total	15,497,069
Source of funds	
Transportation fund	14,625,869
Federal funds	<u>871,200</u>
Total	15,497,069
Sec. B.901 Transportation - aviation	
Personal services	3,714,895
Operating expenses	5,298,065
Grants	<u>231,676</u>
Total	9,244,636
Source of funds	
Transportation fund	4,749,136
Federal funds	<u>4,495,500</u>
Total	9,244,636
Sec. B.902 Transportation - buildings	
Operating expenses	<u>907,746</u>
Total	907,746
Source of funds	
Transportation fund	<u>907,746</u>
Total	907,746
Sec. B.903 Transportation - program development	
Personal services	53,367,048
Operating expenses	217,771,750
Grants	<u>27,258,553</u>
Total	298,397,351
Source of funds	
Transportation fund	41,049,563
TIB fund	11,835,572
Federal funds	245,117,997
Interdepartmental transfers	191,790
Local match	<u>202,429</u>
Total	298,397,351
Sec. B.904 Transportation - rest areas construction	
Personal services	40,000
Operating expenses	<u>639,706</u>
Total	679,706
Source of funds	
Transportation fund	99,280

Federal funds	<u>580,426</u>
Total	679,706
Sec. B.905 Transportation - maintenance state system	
Personal services	45,218,248
Operating expenses	48,330,691
Grants	<u>365,000</u>
Total	93,913,939
Source of funds	
Transportation fund	91,036,152
Federal funds	2,777,787
Interdepartmental transfers	<u>100,000</u>
Total	93,913,939
Sec. B.906 Transportation - policy and planning	
Personal services	4,281,699
Operating expenses	894,939
Grants	<u>6,015,583</u>
Total	11,192,221
Source of funds	
Transportation fund	2,921,480
Federal funds	8,238,741
Interdepartmental transfers	<u>32,000</u>
Total	11,192,221
Sec. B.907 Transportation - rail	
Personal services	5,252,055
Operating expenses	<u>29,683,296</u>
Total	34,935,351
Source of funds	
Transportation fund	18,237,032
TIB fund	760,000
Federal funds	15,019,569
Interdepartmental transfers	<u>918,750</u>
Total	34,935,351
Sec. B.908 Transportation - public transit	
Personal services	1,526,070
Operating expenses	165,372
Grants	<u>32,132,957</u>
Total	33,824,399
Source of funds	
Transportation fund	8,056,111

Federal funds	<u>25,768,288</u>
Total	33,824,399
Sec. B.909 Transportation - central garage	
Personal services	4,530,648
Operating expenses	<u>15,581,390</u>
Total	20,112,038
Source of funds	
Internal service funds	<u>20,112,038</u>
Total	20,112,038
Sec. B.910 Department of motor vehicles	
Personal services	21,561,929
Operating expenses	<u>11,588,772</u>
Total	33,150,701
Source of funds	
Transportation fund	31,657,492
Federal funds	1,345,934
Interdepartmental transfers	<u>147,275</u>
Total	33,150,701
Sec. B.911 Transportation - town highway structures	
Grants	<u>6,333,500</u>
Total	6,333,500
Source of funds	
Transportation fund	<u>6,333,500</u>
Total	6,333,500
Sec. B.912 Transportation - town highway local technical assistance program	
Personal services	357,757
Operating expenses	<u>48,550</u>
Total	406,307
Source of funds	
Transportation fund	106,307
Federal funds	<u>300,000</u>
Total	406,307
Sec. B.913 Transportation - town highway class 2 roadway	
Grants	<u>7,648,750</u>
Total	7,648,750
Source of funds	
Transportation fund	<u>7,648,750</u>
Total	7,648,750

## Sec. B.914 Transportation - town highway bridges

Personal services	3,239,423
Operating expenses	10,143,100
Grants	<u>451,328</u>
Total	13,833,851
Source of funds	
Transportation fund	1,304,648
TIB fund	701,815
Federal funds	10,887,721
Local match	<u>939,667</u>
Total	13,833,851

## Sec. B.915 Transportation - town highway aid program

Grants	<u>25,982,744</u>
Total	25,982,744
Source of funds	
Transportation fund	<u>25,982,744</u>
Total	25,982,744

## Sec. B.916 Transportation - town highway class 1 supplemental grants

Grants	<u>128,750</u>
Total	128,750
Source of funds	
Transportation fund	<u>128,750</u>
Total	128,750

## Sec. B.917 Transportation - town highway: state aid for nonfederal disasters

Grants	<u>1,150,000</u>
Total	1,150,000
Source of funds	
Transportation fund	<u>1,150,000</u>
Total	1,150,000

## Sec. B.918 Transportation - town highway: state aid for federal disasters

Grants	<u>180,000</u>
Total	180,000
Source of funds	
Transportation fund	20,000
Federal funds	<u>160,000</u>
Total	180,000

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 Sec. B.919 Transportation - municipal mitigation assistance program

Operating expenses	204,000
Grants	<u>2,904,416</u>
Total	3,108,416
Source of funds	
Transportation fund	1,680,416
Special funds	0
Federal funds	<u>1,428,000</u>
Total	3,108,416

## Sec. B.920 Transportation - public assistance grant program

Operating expenses	500,000
Grants	<u>3,640,000</u>
Total	4,140,000
Source of funds	
Transportation fund	100,000
Special funds	640,000
Federal funds	3,000,000
Interdepartmental transfers	<u>400,000</u>
Total	4,140,000

## Sec. B.921 Transportation board

Personal services	246,347
Operating expenses	<u>35,844</u>
Total	282,191
Source of funds	
Transportation fund	<u>282,191</u>
Total	282,191

## Sec. B.922 Total transportation

Source of funds	
Transportation fund	258,077,167
TIB fund	13,297,387
Special funds	640,000
Federal funds	319,991,163
Internal service funds	20,112,038
Interdepartmental transfers	1,789,815
Local match	<u>1,142,096</u>
Total	615,049,666

## Sec. B.1000 Debt service

Operating expenses	82,765,729
Total	82,765,729
Source of funds	
General fund	78,638,324
Transportation fund	560,231
ARRA funds	1,069,511
TIB debt service fund	2,497,663
Total	82,765,729

## Sec. B.1001 Total debt service

Source of funds	
General fund	78,638,324
Transportation fund	560,231
ARRA funds	1,069,511
TIB debt service fund	2,497,663
Total	82,765,729

## Sec. B.1100 [Deleted.]

## Sec. B.1100.1 [Deleted.]

## Sec. B.1101 FISCAL YEAR 2020 ONE-TIME APPROPRIATIONS

(a) In fiscal year 2020, funds are appropriated from the General Fund as follows:

(1) To the State Treasurer: \$65,000 for a pension group membership study.

(2) To the Vermont Student Assistance Corporation: \$500,000 to be administered in a manner that is consistent with both the existing advancement grants program and the one-time nature of this appropriation.

(3) To the Department for Children and Families, Office of Economic Opportunity: \$100,000 for pass-through grants to the Community Action Agencies to provide funding for the regional Microbusiness Development Programs pursuant to 3 V.S.A. § 3722.

(4) To the Department for Children and Families: \$1,000,000 for grants to the Parent Child Centers for infrastructure improvements.

(5) To the Department of Mental Health: \$60,000 for a grant to the Copeland Center for peer support services.

(6) To the Agency of Agriculture, Food and Markets: \$75,000 for a grant to the Vermont Housing and Conservation Board for federal rural development grant writing assistance in fiscal year 2020.

(7) To the Agency of Agriculture, Food and Markets: \$150,000 for grants to be awarded through Vermont Working Lands program.

(8) To the Agency of Agriculture, Food and Markets: \$50,000 for mosquito control.

(9) To the Agency of Agriculture, Food and Markets: \$50,000 for Farm to School nutrition initiatives.

(10) To the Department of Forests, Parks and Recreation: \$100,000 for supplemental funding for the Vermont Outdoor Recreation Economic Collaborative grants awarded in fiscal year 2020.

(11) To the Vermont State Colleges: \$200,000 for Vermont Technical College to design and pilot a minimum of three Associates Degree Programs to be delivered at a minimum of three technical centers in Vermont. Year one of the Associates Degree is to be concurrent with a student's senior year of high school, so that the Associates Degree can be earned the subsequent year. Design work includes seeking appropriate approvals from accreditors.

(12) To the Department for Children and Families: \$1,000,000 to the Child Development Division to begin implementation of the plan established pursuant to Sec. E.318.4 of this act regarding information systems.

(13) To the Department of Children and Families: \$350,000 to the Child Development Division for the following:

(A) \$50,000 to facilitate the implementation of the Council for Professional Regulation's Child Development Associate Credential curriculum in technical centers throughout the State. Any unused funds appropriated pursuant to this section shall be reserved to fund grants set forth in 33 V.S.A. § 3516 for students who completed the Child Development Associate Credential at a Vermont technical center.

(B) \$300,000 for grants for incentivizing child care professionals consistent with 33 V.S.A. § 3516.

(14) To the Department for Children and Families, Woodside Rehabilitation Center: \$200,000 for costs associated with transitioning from a treatment facility to a detention facility.

(15) To the Department of Health, Alcohol and Drug Abuse Programs: \$200,000 for a pilot program to provide transportation services to support and recovery and treatment programs for clients who are opioid addicted. The

Department shall establish participation requirements for clients who are eligible for transportation services under this pilot.

(16) To the Department of Disabilities, Aging and Independent Living: \$750,000. These funds shall be matched with federal Medicaid funds and expended in equal amounts over fiscal years 2020 through 2022. In each year these funds shall be for the statewide administration of the Support and Services at Home (SASH) program. The intent is for this portion of statewide administration funding to transition to the statewide ACO as additional Medicare covered lives are attributed to the ACO during this three-year period. These funds are in addition to other funding included in the Department's budget for SASH. The Department shall include a report on the SASH statewide administration with the fiscal year 2021 budget presentation.

(17) To the Legislature: \$20,000 to hire consultant services for upgrades to the legislature's software program's appointment data base.

(18) To the Department for Children and Families, Office of Economic Opportunity, Weatherization Assistance: \$1,000,000.

(19) To the Vermont State Colleges: \$120,000 for the purpose of housing academic records of students who attended Burlington College prior to its ceasing operations. These records shall be made available to students and other relevant parties who require transcripts or other pertinent information.

(20) To the Department of Forests, Parks and Recreation: \$120,000 for logger safety and value-added forest products initiatives as follows:

(A) To support the costs of a request for proposal to develop a least three course curriculums and associated training materials for an accident prevention and safety training program for logging contractors.

(B) A grant to the Vermont Logger Education to Advance Professionalism (LEAP) program for the purpose of providing financial assistance to logging contractors to reduce the total costs of logger safety training or continuing education in logger safety. Financial assistance from the LEAP program shall be in the form of grants.

(C) To provide grant funds of up to \$10,000 to applicants engaged in adding value to forest products within the State. These grants shall be used by the applicant to pay for expenses associated with State and local permit application costs, project consultation costs, engineering and siting costs, and expert witness analysis and testimony necessary for permitting.



(21) To the Agency of Commerce and Community Development: \$25,000 to issue as a grant for the commissioning ceremony of the USS Vermont.

(22) To the Agency of Commerce and Community Development: \$115,000 for grants to no less than four regional economic development organizations.

(23) To the Agency of Commerce and Community Development: \$2,000,000 to fund the economic development initiatives specified in legislation enacted during the 2019 legislative session.

(24) To the Vermont Council on the Arts: \$5,000 to provide matching funds from the National Endowment for the Arts.

Sec. B.1102 [Deleted.]

Sec. B.1103 [Deleted.]

#### Sec. C.100 FISCAL YEAR 2019 ONE-TIME APPROPRIATIONS

(a) In fiscal year 2019, funds are appropriated from the General Fund as follows:

(1) To the Agency of Digital Services: \$500,000 of which \$200,000 is allocated for network device upgrades to enhance network safety and \$300,000 is allocated for a network assessment.

(2) To the Department of Buildings and General Services: \$500,000 for the purpose of installing electric vehicle charging stations at State facilities and to support the purchase of fully electric vehicles for the State motor pool.

(3) To the Department for Children and Families: \$500,000 to fund LIHEAP administration for one year as the Department transitions to lower cost methods for administering this program. The Department shall evaluate the allocation methodology of the program and whether it is being administered efficiently.

(4) To the Agency of Human Services: \$2,000,000 to fund grants for the development of an electronic medical/health records system for the State's Designated Agency system.

(A) Vermont Care Partners and the Agency of Human Services shall present a plan for review and approval by the Joint Fiscal Committee at its July 2019 meeting. The plan shall summarize the development and implementation of the system and demonstrate that this project will support the goals set forth in the State-wide Health Information Technology (HIT) Plan (defined in 18 V.S.A. § 9351) and meet, at a minimum, the connectivity requirements set forth in the State-wide HIT plan and the requirements of the

Centers for Medicaid Services (CMS). The plan shall support current payment reform initiatives and include the projected project timeline and total budget including the allocation of this appropriation. No funds shall be released prior to review and approval by the Joint Fiscal Committee.

(5) To the Vermont Housing and Conservation Board: \$500,000 for acquisition of land that is of Statewide importance.

(b) In fiscal year 2019, funds are appropriated from fund number 21638 the AG-Fees & Reimbursements-Court Order Fund as follows:

(1) To the Attorney General: \$250,000. This appropriation shall carry forward for use in fiscal year 2020.

(2) To the Agency of Transportation: \$2,000,000 for an Electric Vehicle purchase or lease incentive program.

(c) In fiscal year 2019, \$400,000 funds are appropriated from fund number 21912 the Evidence Based Education Manufacturing Fund to the Department of Health for the Substance Misuse Prevention Advisory Council. A portion of these funds may be used for analysis and planning including an inventory of direct substance misuse prevention funding currently allocated in the State budget. The remaining funds shall be used to implement the comprehensive State-wide substance misuse prevention plan developed by the Council.

#### Sec. C.101 FISCAL YEAR 2019 ONE-TIME FUND TRANSFER

(a) In fiscal year 2019, funds are transferred from the General Fund as follows:

(1) \$948,271 to the Emergency Relief and Assistance Fund, established in 20 V.S.A. § 45(c).

Sec. C.102 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. D.101 as amended by Sec. 56 of H.532 of 2019, is further amended to read:

#### Sec. D.101 FUND TRANSFERS, REVERSIONS, AND RESERVES

\* \* \*

(b) Notwithstanding any provisions of law to the contrary, in fiscal year 2019:

\* \* \*

(2) The following estimated amounts, which may be all or a portion of unencumbered fund balances, shall be transferred from the following funds to the General Fund in fiscal year 2019. The Commissioner of Finance and Management shall report to the Joint Fiscal Committee at its July meeting the final amounts transferred from each fund and certify that such transfers will

not impair the agency, office, or department reliant upon each fund from meeting its statutory requirements.

21638	AG-Fees & Reimbursements-Court Order	<del>2,000,000.00</del>	<u>4,188,000.00</u>
21928	Secretary of State Services Fund		2,607,923.00
62100	Unclaimed Property Fund		2,978,680.00

\* \* \*

Sec. C.103 FISCAL YEAR 2019 TOBACCO LITIGATION SETTLEMENT  
FUND TRANSFER AND YEAR END BALANCE

(a) Notwithstanding 18 V.S.A. chapter 225, \$1,500,000 is transferred from the Tobacco Litigation Settlement Fund to the General Fund in fiscal year 2019.

(b) Notwithstanding 18 V.S.A. § 9502(b), the actual balances at the end of fiscal year 2019 in the Tobacco Litigation Settlement Fund established by 32 V.S.A. § 435a shall remain in the Fund.

Sec. C.104 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. B.125 is amended to read:

Sec. B.125 Legislative council

Personal services	4,063,930	4,168,930
Operating expenses	<u>827,857</u>	<u>827,857</u>
Total	4,891,787	4,996,787
Source of funds		
General fund	<u>4,891,787</u>	<u>4,996,787</u>
Total	4,891,787	4,996,787

Sec. C.105 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. B.126 is amended to read:

Sec. B.126 Legislature

Personal services	4,091,578	3,921,578
Operating expenses	<u>3,809,338</u>	<u>3,809,338</u>
Total	7,900,916	7,730,916
Source of funds		
General fund	<u>7,900,916</u>	<u>7,730,916</u>
Total	7,900,916	7,730,916

Sec. C.106 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. B.127 is amended to read:

Sec. B.127 Joint fiscal committee

Personal services	<u>1,696,568</u>	1,746,568
Operating expenses	<u>159,358</u>	<u>159,358</u>
Total	<u>1,855,926</u>	1,905,926
Source of funds		
General fund	<u>1,855,926</u>	<u>1,905,926</u>
Total	<u>1,855,926</u>	1,905,926

Sec. C.107 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. B.128 is amended to read:

Sec. B.128 Sergeant at arms

Personal services	<u>737,216</u>	752,216
Operating expenses	<u>68,612</u>	<u>68,612</u>
Total	<u>805,828</u>	820,828
Source of funds		
General fund	<u>805,828</u>	<u>820,828</u>
Total	<u>805,828</u>	820,828

Sec. C.108 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. B.503 is amended to read:

Sec. B.503 Education - state-placed students

Grants	<u>15,700,000</u>	<u>18,400,000</u>
Total	<u>15,700,000</u>	18,400,000
Source of funds		
Education fund	<u>15,700,000</u>	<u>18,400,000</u>
Total	<u>15,700,000</u>	18,400,000

Sec. C.109 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. B.516 as amended by 2019 Acts and Resolves No. 6, Sec. 40 is further amended to read:

Sec. 40. 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. B.516 is amended to read:

Sec. B.516 Total general education

Source of funds

General fund	136,968,810	136,968,810
Special funds	19,483,091	19,483,091
Tobacco fund	750,388	750,388
Education fund	<u>1,650,519,334</u>	<u>1,653,219,334</u>
Federal funds	138,281,079	138,281,079
Global Commitment fund	260,000	260,000
Interdepartmental transfers	4,204,714	4,204,714
Pension trust funds	<u>7,781,379</u>	<u>7,781,379</u>
Total	<u>1,958,248,795</u>	1,960,948,748

Sec. C. 110 2018 (Sp. Session) Acts and Resolves No. 11, Sec. B. 514 is amended to read:

Sec. B.514 State teachers' retirement system

Grants	<u>99,940,777</u>	<u>100,440,777</u>
Total	<u>99,940,777</u>	<u>100,440,777</u>
Source of funds		
General fund	<u>92,241,519</u>	<u>92,741,519</u>
Education fund	<u>7,699,258</u>	<u>7,699,258</u>
Total	<u>99,940,777</u>	<u>100,440,777</u>

Sec. C. 111 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. B.515 is amended to read:

Sec. B.515 Retired teachers' health care and medical benefits

Grants	<u>31,639,205</u>	<u>31,139,205</u>
Total	<u>31,639,205</u>	<u>31,139,205</u>
Source of funds		
General fund	<u>31,639,205</u>	<u>31,139,205</u>
Total	<u>31,639,205</u>	<u>31,139,205</u>

Sec. C.112 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. E.514 is amended to read:

Sec. E.514 State teachers' retirement system

(a) In accordance with 16 V.S.A. § 1944(g)(2), the annual contribution to the State Teachers' Retirement System (STRS) shall be \$105,640,777 of which ~~\$99,940,777~~ \$100,440,777 shall be the State's contribution and ~~\$5,700,000~~ \$5,200,000 shall be contributed from local school systems or educational entities pursuant to 16 V.S.A. § 1944c.

\* \* \*

Sec. C.113 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. E.515 is amended to read:

Sec. E.515 Retired teachers' health care and medical benefits

(a) In accordance with 16 V.S.A. § 1944b(b)(2), ~~\$31,639,205~~ \$31,139,205 will be contributed to the Retired Teachers' Health and Medical Benefits Fund.

Sec. C.114 2017 Acts and Resolves No. 69, Sec. C.1 is amended to read:

Sec. C.1. THE GREEN MOUNTAIN SECURE RETIREMENT PLAN

(a) The State of Vermont shall, consistent with federal law and regulation, ~~adopt design~~, and implement a voluntary ~~Multiple Employer Plan (MEP)~~ ERISA-covered public retirement plan, employing a multiple employer plan or

aggregated single employer plans, which shall remain in compliance with federal law and regulations once implemented, and shall be called the “Green Mountain Secure Retirement Plan.”

\* \* \*

(c) The Plan shall:

\* \* \*

(2) automatically enroll all employees of employers that choose to participate ~~in the MEP~~;

(3) allow employees the option of withdrawing their enrollment and ending their participation ~~in the MEP~~;

\* \* \*

~~(d) The State of Vermont shall implement the “Green Mountain Secure Retirement Plan” on or before January 15, 2019, based on the recommendations of the Public Retirement Plan Study Committee as set forth in 2016 Acts and Resolves No. 157, Sec. F.1.~~

#### Sec. C.115 SPECIAL FUND APPROPRIATION FOR TAX COMPUTER SYSTEMS

(a) In fiscal year 2019 \$10,000,000 is appropriated to the Department of Taxes from the Tax Computer System Modernization Special Fund established pursuant to 2007 Acts and Resolves No. 65, Sec. 282, as amended by 2011 Acts and Resolves No. 63, Sec. C.103, as amended by 2013 Acts and Resolves No. 1, Sec. 65, as amended by 2014 Acts and Resolves No. 95, Sec. 62, as amended by 2018 Acts and Resolves No. 87, Sec. 47, as amended by 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. E.111.1, and as further amended by 2019 Acts and Resolves No. 6, Sec. 102. This appropriation shall carry forward through fiscal year 2022.

Sec. C.116 2019 Acts and Resolves No. 6, Sec. 88 is amended to read:

#### Sec. 88. FISCAL YEAR 2019 ONE-TIME APPROPRIATIONS AND TRANSFERS FROM THE GENERAL FUND

(a) The following appropriations are made from the General Fund in fiscal year 2019:

\* \* \*

(6) To the Joint Fiscal Office: \$275,000 to be allocated as follows for the following studies that will be comprehensively defined in the fiscal year 2020 budget process:

(A) ~~\$250,000 to be reserved to fund contracted for~~ research and findings to identify and examine the factors contributing to Vermont's high rate of children entering the custody of the State. Such research shall study the preventive and upstream services and interventions provided to families and the extent to which these supports to families have demonstrated effectiveness in allowing children to remain with their families. Policy recommendations resulting from this research are intended to inform funding decisions regarding these services to ensure the safety of Vermont's vulnerable children and to enhance the long-term stability and well-being of these families.

(i) The Joint Fiscal Office is authorized to enter into a direct contract with the University of Vermont in lieu of a bid process. In the event that such a contract takes place, the payments shall be made in intervals of: twenty-five percent( 25% ) upon signing; thirty percent (30%) to be paid after approval of a final work plan by the Chairs of the House and Senate Committees on Appropriations, the House Committee on Human Services, and the Senate Committee on Health and Welfare Committee; thirty percent (30%) on agreed upon mid-contract term project status report or presentation; and fifteen percent (15%) upon report completion and presentation to the Legislature on or before January 30, 2020.

(ii) The Agency of Human Services and the Department for Children and Families shall execute memoranda and provide data in a timely fashion and in a manner consistent with any federal requirements as needed for this research project.

(B) ~~\$25,000 to be reserved to fund contracted services a direct contract with the Council of State Governments Justice Center~~ for research and findings related to:

(i) Vermont's population of incarcerated women, including the types of offenses for which this population is incarcerated and alternatives to incarceration available to this population to assist the State in its planning for correctional facilities; and

(ii) the detention population of the Department of Corrections (DOC) and policy recommendations to reduce this population and/or reduce the need for DOC in-state bed capacity for this population. The report shall be submitted to the General Assembly on or before December 15, 2019.

\* \* \*

#### Sec. D.100 APPROPRIATIONS; PROPERTY TRANSFER TAX

(a) This act contains the following amounts appropriated from special funds that receive revenue from the property transfer tax. Expenditures from these appropriations shall not exceed available revenues.

(1) The sum of \$518,000 is appropriated from the Current Use Administration Special Fund to the Department of Taxes for administration of the Use Tax Reimbursement Program. Notwithstanding 32 V.S.A. § 9610(c), amounts above \$518,000 from the property transfer tax that are deposited into the Current Use Administration Special Fund shall be transferred into the General Fund.

(2) The sum of \$10,804,840 is appropriated from the Vermont Housing and Conservation Trust Fund to the Vermont Housing and Conservation Board (VHCB). Notwithstanding 10 V.S.A. § 312, amounts above \$10,804,840 from the property transfer tax and surcharge established by 32 V.S.A. § 9602a that are deposited into the Vermont Housing and Conservation Trust Fund shall be transferred into the General Fund.

(A) The dedication of \$2,500,000 in revenue from the property transfer tax pursuant to 32 V.S.A. § 9610(d) for the debt payments on the affordable housing bond (10 V.S.A. § 314) is to be offset by the reduction of \$1,500,000 in the appropriation to the VHCB and \$1,000,000 from the surcharge established by 32 V.S.A. § 9602a. The fiscal year 2020 appropriation of \$10,804,840 to VHCB reflects the \$1,500,000 reduction. The affordable housing bond and related property transfer tax and surcharge provisions are repealed after the life of the bond on July 1, 2039. Once the bond is retired, the \$1,500,000 reduction in the appropriation to VHCB is intended to be restored.

(3) The sum of \$3,760,599 is appropriated from the Municipal and Regional Planning Fund. Notwithstanding 24 V.S.A. § 4306(a), amounts above \$3,760,599 from the property transfer tax that are deposited into the Municipal and Regional Planning Fund shall be transferred into the General Fund. The \$3,760,599 shall be allocated as follows:

(A) \$2,924,417 for disbursement to regional planning commissions in a manner consistent with 24 V.S.A. § 4306(b);

(B) \$457,482 for disbursement to municipalities in a manner consistent with 24 V.S.A. § 4306(b);

(C) \$378,700 to the Agency of Digital Services for the Vermont Center for Geographic Information established in 10 V.S.A. § 122.

#### Sec. D.101 FUND TRANSFERS AND REVERSIONS

(a) Notwithstanding any other provision of law, the following amounts are transferred from the funds indicated:

(1) From the Clean Water Fund established by 10 V.S.A. § 1388 to the following:



(A) Agricultural Water Quality Special Fund created under 6 V.S.A. § 4803: \$1,845,000.

(B) Lake in Crisis Response Program Fund created under 10 V.S.A. § 1315: \$50,000.

(2) From the Transportation Fund to the Downtown Transportation and Related Capital Improvement Fund established by 24 V.S.A. § 2796 to be used by the Vermont Downtown Development Board for the purposes of the Fund: \$423,966.

(3) From the Transportation Infrastructure Bond Fund established by 19 V.S.A. § 11f to the Transportation Infrastructure Bonds Debt Service Fund established by 32 V.S.A. § 951a for funding fiscal year 2021 transportation infrastructure bonds debt service: \$2,502,613.

(b) Notwithstanding any provisions of law to the contrary, in fiscal year 2020:

(1) The following amounts shall be transferred to the General Fund from the funds indicated:

<u>22005</u>	<u>AHS Central Office earned federal receipts</u>	<u>6,474,593.00</u>
<u>50300</u>	<u>Liquor Control Fund</u>	<u>1,805,000.00</u>
<u>62100</u>	<u>Unclaimed Property Fund</u>	<u>1,305,143.00</u>
	<u>Caledonia Fair</u>	<u>5,000.00</u>
	<u>North Country Hospital Loan</u>	<u>24,250.00</u>

(2) The following estimated amounts, which may be all or a portion of unencumbered fund balances, shall be transferred from the following funds to the General Fund in fiscal year 2020. The Commissioner of Finance and Management shall report to the Joint Fiscal Committee at its July meeting the final amounts transferred from each fund and certify that such transfers will not impair the agency, office, or department reliant upon each fund from meeting its statutory requirements.

<u>21638</u>	<u>AG-Fees &amp; Reimbursements-Court Order</u>	<u>2,000,000.00</u>
<u>21928</u>	<u>Secretary of State Services Fund</u>	<u>2,032,817.00</u>

(3) In fiscal year 2020, notwithstanding 2016 Acts and Resolves No. 172, Sec. E.228, \$29,955,763 of the unencumbered balances in the Insurance Regulatory and Supervision Fund (Fund Number 21075), the Captive Insurance Regulatory and Supervision Fund (Fund Number 21085), and the Securities Regulatory and Supervision Fund (Fund Number 21080) shall be transferred to the General Fund.

(c) Notwithstanding any provisions of law to the contrary, in fiscal year 2020:

(1) The following amounts shall revert to the General Funds from the accounts indicated:

<u>1210001000</u>	<u>Legislative Council</u>	<u>75,000.00</u>
<u>1210002000</u>	<u>Legislature</u>	<u>175,000.00</u>
<u>1220000000</u>	<u>Joint Fiscal Office</u>	<u>30,000.00</u>

Sec. D.101.1 [Deleted.]

Sec. D.102 [Deleted.]

Sec. D.103 [Deleted.]

Sec. D.104 32 V.S.A. § 308b(c) is amended to read:

(c) The Human Services Caseload Reserve shall contain two sub-accounts:

(1) A sub-account for incurred but not reported Medicaid expenses. Each year beginning with fiscal year 2020, the Department of Finance and Management shall adjust the amount reserved for incurred but not reported Medicaid expenses to equal the amount specified in the most recently completed Comprehensive Annual Financial Report as of June 30th of the prior fiscal year for the estimated amount of incurred but not reported Medicaid expenses associated with the current Medicaid Global Commitment waiver.

\* \* \* GENERAL GOVERNMENT \* \* \*

Sec. E.100 EXECUTIVE BRANCH POSITION AUTHORIZATIONS

(a) The establishment of the following permanent classified positions is authorized in fiscal year 2020:

(1) In the Department for Children and Families' Family Services Division – thirteen (3) Family Services Worker, two (2) Family Services Supervisor, three (3) Resource Coordinator, and one (1) Assistant Attorney General to fill the position of a staff attorney.

(2) In the Department of Disabilities, Aging and Independent Living – one (1) Director of Deaf, Hard of Hearing, and DeafBlind Services.

(b) The positions established in this subdivision shall be transferred and converted from existing vacant positions in the Executive Branch and shall not increase the total number of authorized State positions, as defined in Sec. A.107 of this act.

Sec. E.100.1 REPORT; REACH UP CASE MANAGEMENT REDUCTION IN FORCE (RIF)

(a) The Secretary of Administration shall provide a written report to the Joint Fiscal Committee on or before November 1, 2019 on the status of the RIF resulting from reduced need for case management services in the Reach Up program and the concurrent reduction in funding to the Department for Children and Families in fiscal year 2020. The report shall include information on whether individuals impacted were hired into other state positions, retired, or separated from State employment.

Sec. E.101 [Deleted.]

Sec. E.106 [Deleted.]

Sec. E.111 Tax – administration/collection

(a) Of this appropriation, \$15,000 is from the Current Use Administration Special Fund established by 32 V.S.A. § 9610(c) and shall be appropriated for programming changes to the CAPTAP software used by municipalities for establishing property values and administering their grand lists.

Sec. E.112 [Deleted.]

Sec. E.113 Buildings and general services – engineering

(a) The \$3,583,423 interdepartmental transfer in this appropriation shall be from the fiscal year 2020 General Bond Fund appropriation in the Capital Bill of the 2019 legislative session.

Sec. E.124 32 V.S.A. § 306 is amended to read:

§ 306. BUDGET REPORT

(a) The Governor shall submit to the General Assembly, not later than the third Tuesday of every annual session, a budget which shall embody his or her estimates, requests, and recommendations for appropriations or other authorizations for expenditures from the State Treasury. In the first year of the biennium, the budget shall relate to the two succeeding fiscal years. In the second year of the biennium, it shall relate to the succeeding fiscal year. The budget shall be based upon the official State revenue estimates, including the Medicaid estimated caseloads and per-member per-month expenditures, adopted by the Emergency Board pursuant to section 305a of this title.

(1) ~~The Governor shall~~ As part of the budget report, the Governor shall:

(A) develop and publish annually for public review as part of the budget report a current services budget, providing the public with an estimate of what the current level of services is projected to cost in the next fiscal year;

(B) provide an estimated cost of deferred infrastructure maintenance in the State's transportation system; and

(C) itemize current services liabilities, including the total obligations and the amount estimated for full funding in the current year in which an amortization schedule exists. These shall include the following liabilities projected for the start of the budget fiscal year:

(i) pension liabilities for the Vermont State Employees' Retirement System (VSERS) and the Vermont State Teachers' Retirement System (VSTRS), and other postemployment benefit liabilities under current law and relevant Government Accounting Standards Board standards for these systems;

(ii) child care fee scale funding requirements pursuant to 33 V.S.A. §3512 to bring total year funding to current market rates and current federal poverty levels;

(iii) Reach Up funding full benefit obligations, including the standard of need for the current fiscal year, prior to any rateable reductions made pursuant to 33 V.S.A. §1103(a), which ensure that the expenditures for the programs shall not exceed appropriations;

(iv) statutory funding levels from the Property Transfer Tax pursuant to 32 V.S.A. § 9610;

(v) projected fund liabilities of the funds identified in the "Notes" section of the most recent Comprehensive Annual Financial Report (CAFR), including the Workers' Compensation Fund, the State Liability Insurance Fund, the Medical Insurance Fund, and the Dental Insurance Fund; and

(vi) a summary of other nonmajor enterprise funds and internal service funds where deficits exist in excess of \$1,500,000.

(2) The provisions of 2 V.S.A. § 20(d) (expiration of required reports) shall not apply to the report to be made under this subsection.

\* \* \*

Sec. E.126 2 V.S.A. chapter 14 is added to read:

CHAPTER 14. JOINT LEGISLATIVE MANAGEMENT COMMITTEE

§ 451. CREATION OF COMMITTEE: PURPOSE

(a) Creation. There is created the Joint Legislative Management Committee. The Committee shall provide general oversight and management across the offices of the General Assembly, and administrative services to the legislative offices and the legislature.

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

(1) four members of the House, which shall include representatives of the Legislative Council Committee, the Joint Fiscal Committee, and the Rules Committee, and shall consist of:

(A) the Speaker of the House; and

(B) three members of the House appointed by the Speaker, not all from the same political party, and

(2) four members of the Senate, which shall include representatives of the Legislative Council Committee, the Joint Fiscal Committee, and the Rules Committee, and shall consist of:

(A) the President Pro Tempore; and

(B) three members of the Senate appointed by the Committee on Committees, not all from the same political party.

(c) Members shall serve a term of two years or until their successors are appointed. The term of a member shall end upon his or her ceasing to be a member of the General Assembly.

(d) Interim vacancies may be filled by appointment by the Committee on Committees or the Speaker of the House in the same manner as in subsection (b) of this section.

(e) Initial appointments shall be made upon passage of this act, with initial terms concluding the moment new appointments to the Committee are made in January 2021.

(f) Subsequent appointments shall be made biennially at the same time as standing committees.

(g) The Committee shall meet immediately following the appointment of its membership to elect a chair and a vice chair and to organize and conduct its business. The Committee may meet as often as it deems necessary and a majority of the members shall constitute a quorum for the transaction of business. Meetings may be called by the Chair or by a majority of the members.

(h) For attending a meeting of Committee when he or she is not receiving compensation as a member of the General Assembly, a member of the Committee shall be entitled to the same per diem compensation and reimbursement for necessary expenses as provided members of standing committees under section 406 of this title.

Sec. E.126.1 JOINT LEGISLATIVE MANAGEMENT COMMITTEE;  
INITIAL DUTIES IN 2019

(a) The Joint Legislative Management Committee, established pursuant to 2 V.S.A. § 451, shall consider and recommend the most appropriate organization, structure, and oversight of the staff and staff offices of the General Assembly. The Committee shall:

(1) Consider the recommendations contained in the National Conference of State Legislatures (NCSL) "Vermont General Assembly Legislative Branch Workforce Comparative Evaluation" March 2019 report.

(2) Consult with and consider the recommendations of:

(A) the Joint Fiscal Committee;

(B) the Legislative Council Committee;

(C) the Legislative Information Technology Committee;

(D) the Joint Rules Committee;

(E) the Chief Fiscal Officer, Director and Chief Counsel, House Clerk, Senate Secretary, and Sergeant at Arms;

(F) supervisors and employees of every staff office as the Committee deems appropriate;

(G) members of the General Assembly as the Committee deems appropriate; and

(H) any other person the Committee deems appropriate.

(b) Report. On or before December 15, 2019, the Committee shall submit to the General Assembly a written report setting forth detailed recommendations concerning the most appropriate organization, structure, and oversight of the staff and staff offices of the General Assembly.

(c) The report shall contain draft statutory language and draft budgetary changes necessary to implement the recommendations set forth in the Committee's report.

(d) Assistance. In carrying out the duties set forth in this section, the Committee shall have the assistance and support of the Joint Fiscal Office, the Office of Legislative Council, and the Sergeant at Arms.

Sec. E.126.2 LEGISLATIVE BRANCH POSITIONS

(a) Legislature: The establishment of two (2) new permanent exempt Legislative Staff positions are authorized within the legislature in fiscal year

2020. The position titles will be determined by the Joint Legislative Management Committee.

(b) Joint Fiscal Office: The establishment of one (1) new permanent exempt Administrative Research Assistant position is authorized within the legislative Joint Fiscal Office in fiscal year 2020.

Sec. E.126.3 JOINT LEGISLATIVE JUSTICE OVERSIGHT  
COMMITTEE; 2019 LEGISLATIVE INTERIM

(a) During the 2019 legislative interim, the Joint Legislative Justice Oversight Committee shall consider the following criminal justice reform strategies as part of an effort which will be called Justice Reinvestment II. These policies should be pursued in order to create a smarter criminal justice system that prevents avoidable incarceration, returns people to communities without risking public safety, and reduces or eliminates the need for out-of-state prison placements or new prison bed capacity in Vermont:

(1) furlough reform, including the possible elimination of furlough;

(2) management of the detainee population;

(3) sentencing reforms, including the possible elimination of weekend and nighttime sentences, and the elimination of work crew in favor of restorative justice;

(4) expansion of restorative justice and diversion programs;

(5) establishment of new transitional housing facilities to reintegrate offenders into the community;

(6) establishment of new treatment-centered facilities as an alternative to incarceration for certain drug and DUI offenses;

(7) parole reform, including presumptive parole; and

(8) the release of non-violent women offenders for whom community-based treatment and services would be more appropriate.

(b) The Committee should utilize the expertise of the Justice Center of the Council on State Governments to the maximum extent possible, and shall report any recommendations in the form of proposed legislation to the General Assembly on or before December 15, 2019.

Sec. E.127 2 V.S.A. § 501(a) is amended to read:

(a) There is created a Joint Fiscal Committee whose membership shall be appointed ~~at the beginning~~ on or before January 15 of each biennial session of the General Assembly. The Committee shall consist of five Representatives and five Senators as follows:

\* \* \*

Sec. E.127.1 2 V.S.A. § 503 is amended to read:

§ 503. FUNCTIONS

\* \* \*

(b) The Joint Fiscal Committee shall:

(1) furnish research services and secretarial services of a fiscal nature to the House and Senate Committees on Appropriations, the Senate Committee on Finance, the House Committee on Ways and Means, the House and Senate Committees on Transportation, and the Joint Fiscal Committee;

(2) carry on a continuing review of the fiscal operations of the State, including revenues, budgeting, and expenditures;

(3) accept grants and approve any related limited service positions, gifts, loans, or any other thing of value, approved by the Governor, under the provisions of 32 V.S.A. § 5, when the General Assembly is not in session; and

\* \* \*

Sec. E.127.2 32 V.S.A. § 5 is amended to read:

§ 5. ACCEPTANCE OF GRANTS

(a) ~~No~~ Definitions. As used in this section:

(1) “Loan” means a loan that is interest free or below market value.

(2) “State agency” means an Executive Branch agency, department, commission, or board.

(b) Executive Branch approval.

(1) Approval required. A State agency shall not accept the original of any grant, gift, loan, or any sum of money, or thing of value ~~may be accepted by any agency, department, commission, board, or other part of State government~~ except as follows:

(A) the State agency is granted approval pursuant to this subsection;

or

(B) Joint Fiscal Committee policies adopted pursuant to subsection (e) of this section do not require a State agency to obtain approval.

(2) Governor review.

~~(1) All such items must be submitted to the~~ The Governor who shall review each grant, gift, loan, or any sum of money, or thing of value and shall send a copy of the approval or rejection to the Joint Fiscal Committee through



the Joint Fiscal Office together with the following information with respect to said these items:

- (A) the source of the ~~grant, gift, or loan~~ and value;
- (B) the legal and referenced ~~titles of the grant,~~ title, in the case of a grant;
- (C) the costs, direct and indirect, for the present and future years ~~related to such a grant~~;
- (D) the receiving department ~~and/or program which will utilize the grant,~~ or both;
- (E) a brief statement of purpose; and
- (F) any impact on existing programs if ~~grant there is not accepted a rejection.~~

~~(2)~~(3) Legislative review.

(A) The Governor's approval in subdivision (b)(2) of this section shall be final ~~unless~~ except as follows:

(i) When the General Assembly is not in session, within 30 days of receipt of such information the copy of an approval and related information required under subdivision (b)(2) of this section, a member of the Joint Fiscal Committee requests such grant, gift, loan, sum of money, or thing of value be placed on the Committee's agenda of the Joint Fiscal Committee, or,

(ii) when the General Assembly is in session, within 30 days of receipt of the copy of an approval and related information required under subdivision (b)(2) of this section, a member of the Committee requests that such grant, gift, loan, sum of money, or thing of value be held for legislative approval. If a copy of an approval and related information is received when the General Assembly is in session, but before the members of the Joint Fiscal Committee are appointed, one of the statutorily appointed members of the Committee may request to hold a grant for legislative approval. Legislative approval under this subdivision may be granted by legislation or resolution.

(B) In the event of such a request to hold a grant made pursuant to subdivision (3) of this subsection, the grant shall not be accepted until approved by the Joint Fiscal Committee or the Legislature General Assembly.

(C) The 30-day period described in subdivision (3)(A)(i) of this subsection may be reduced where expedited consideration is warranted in accordance with adopted Joint Fiscal Committee policies adopted pursuant to subsection (e) of this section.

~~(D) During the legislative session~~ Upon receipt of the copy of an approval and related information required under subdivision (b)(2) of this section while the General Assembly is in session, the Joint Fiscal Committee shall promptly file a notice with the House and Senate Clerks for publication in the respective calendars of any grant approval requests that are submitted by the administration.

~~(3)(4) Exceptions.~~

(A) General. This ~~The~~ review and approval process set forth in subsection (b) of this section shall not apply to the following items, ~~if the acceptance of those items will not incur additional expense to the State or create an ongoing requirement for funds, services, or facilities:~~

(i) ~~the acceptance of grants, gifts, donations, loans, sums of money, or other things of value with a value of \$5,000.00 \$15,000.00 or less, if the acceptance of those items will not incur additional expense to the State or create an ongoing requirement for funds, services, or facilities; or~~

(ii) ~~the acceptance by the Department of Forests, Parks and Recreation and the Department of Fish and Wildlife of grants, gifts, donations, loans, or other things of value with a value of \$15,000.00 or less; or~~

(iii) ~~the acceptance by the Vermont Veterans' Home of grants, gifts, donations, loans, or other things of value with a value of \$10,000.00 or less a legal settlement.~~

(B)(i) Notification required. The receiving agency shall promptly notify the Secretary of Administration and Joint Fiscal Office ~~shall be promptly notified~~ of the source, value, and purpose of any items received under this subdivision; provided, however, that no notification is required for an item received under this subdivision with a value of less than \$1,500.00.

(ii) The Joint Fiscal Office shall report all such items received under this subdivision to the Joint Fiscal Committee quarterly. The provisions of 2 V.S.A. § 20(d) (expiration of required reports) shall not apply to the report to be made under this subdivision.

~~(4)(5) Transportation.~~ With respect to acceptance of the original of a federal transportation earmark or of a discretionary federal grant for a transportation project, the provisions of ~~subdivisions~~ subdivision (1) and (2) of this subsection shall apply, except that in addition:

(A) notification of the Governor's approval or rejection shall also be made to the Chairs of the House and Senate Committees on Transportation; and

(B) such grant or earmark shall be placed on the agenda, and shall be subject to the approval, of a committee comprising the Joint Fiscal Committee and the Chairs of the House and Senate Committees on Transportation, if one of the Chairs or a member of the Joint Fiscal Committee so requests.

(c) Legislative and Judicial Branch approval.

(1) Approval required. The Legislative and Judicial Branches shall not accept the original of any grant, gift, loan, or any sum of money, or thing of value except as follows:

(A) approval is granted pursuant to the process set forth in subdivision (b)(3) of this section if the item received has a value of more than \$15,000; and

(B) notification is sent to the Joint Fiscal Committee and the Secretary of Administration of the source, value, and purpose of the item received if the item has a value of \$1,500.00 or more.

(2) Exceptions. The review process set forth in subdivision (b)(2) of this section shall not apply to the approval of any grant, gift, loan, or any sum of money, or thing of value received by the Legislative or Judicial Branches.

(b)(d) In accordance with subsection (a) of this section, Limited service position. The Joint Fiscal Committee is authorized to approve a limited service position request in conjunction with a grant, a limited service position request for a if the position is explicitly stated for a specific purpose in the grant, may be authorized and the position request is approved pursuant to the process set forth in subsection (b) of this section. The position shall terminate with the expiration of the grant funding unless otherwise funded by an act of the General Assembly. Such authorized A limited service positions position request shall not be created until the appointing authority has certified include a certification from the appointing authority to the Joint Fiscal Committee that there exists equipment and housing for the positions position or that funds are available to purchase equipment and housing for the positions position.

(e) Policies. The Joint Fiscal Committee is authorized to adopt policies to implement this section, including a policy on expedited review by the Joint Fiscal Committee when the General Assembly is not in session.

Sec. E.131 10 V.S.A. § 9 is amended to read:

§ 9. INVESTMENT IN VERMONT COMMUNITY LOAN FUND

Notwithstanding any provision of 32 V.S.A. § 433(a) to the contrary, the State Treasurer is authorized to invest up to ~~\$1,000,000.00~~ \$1,500,000.00 of short-term operating or restricted funds in the Vermont Community Loan Fund

on terms acceptable to the Treasurer and consistent with prudent investment principles and guidelines pursuant to 32 V.S.A. § 433(b)-(c).

Sec. E.133 Vermont state retirement system

(a) Notwithstanding 3 V.S.A. § 473(d), in fiscal year 2020, investment fees shall be paid from the corpus of the Fund.

Sec. E.139 GRAND LIST LITIGATION ASSISTANCE

(a) Of the appropriation in Sec. B.139 of this act, \$9,000 shall be transferred to the Attorney General and \$70,000 shall be transferred to the Department of Taxes, Division of Property Valuation and Review and reserved and used with any remaining funds from the amount previously transferred for final payment of expenses incurred by the Department or towns in defense of grand list appeals regarding the reappraisals of the hydroelectric plants and other property owned by TransCanada Hydro Northeast, Inc. and its successor Great River Hydro, LLC in the State of Vermont. Expenditures for this purpose shall be considered qualified expenditures under 16 V.S.A. § 4025(c).

Sec. E.142 Payments in lieu of taxes

(a) This appropriation is for State payments in lieu of property taxes under 32 V.S.A. chapter 123, subchapter 4, and the payments shall be calculated in addition to and without regard to the appropriations for PILOT for Montpelier and for correctional facilities elsewhere in this act. Payments in lieu of taxes under this section shall be paid from the PILOT Special Fund under 32 V.S.A. § 3709.

Sec. E.143 Payments in lieu of taxes – Montpelier

(a) Payments in lieu of taxes under this section shall be paid from the PILOT Special Fund under 32 V.S.A. § 3709.

Sec. E.144 Payments in lieu of taxes – correctional facilities

(a) Payments in lieu of taxes under this section shall be paid from the PILOT Special Fund under 32 V.S.A. § 3709.

\* \* \* PROTECTION TO PERSONS AND PROPERTY \* \* \*

Sec. E.200 Attorney general

(a) Notwithstanding any other provisions of law, the Office of the Attorney General, Medicaid Fraud and Residential Abuse Unit, is authorized to retain, subject to appropriation, one-half of the State share of any recoveries from Medicaid fraud settlements, excluding interest, that exceed the State share of restitution to the Medicaid Program. All such designated additional recoveries retained shall be used to finance Medicaid Fraud and Residential Abuse Unit activities.

(b) Of the revenue available to the Attorney General under 9 V.S.A. § 2458(b)(4), \$1,390,500 is appropriated in Sec. B.200 of this act.

Sec. E.204 RUTLAND ADULT TREATMENT COURT DOCKET;  
FUNDING

(a) In the event the Rutland Adult Treatment Court program does not achieve an average minimum of 20 participants per month during the months of July-December of 2019, General Fund funding of the program shall cease effective January 1, 2020.

Sec. E.208 Public safety – administration

(a) The Commissioner of Public Safety is authorized to enter into a performance-based contract with the Essex County Sheriff's Department to provide law enforcement service activities agreed upon by both the Commissioner of Public Safety and the Sheriff.

Sec. E.208.1 SCHOOL SAFETY AND SECURITY GRANT PROGRAM;  
ADDISON-RUTLAND SUPERVISORY UNION

(a) The Department of Public Safety shall use \$82,000 of the amount appropriated in Sec. 13 of the fiscal year 2020 Capital Construction and State Bonding Act for the School Safety and Security Grant Program to reimburse capital eligible expenses paid by the Addison-Rutland Supervisory Union to implement safety and security measures at schools within the district.

Sec. E.209 Public safety – state police

(a) Of this appropriation, \$35,000 in special funds shall be available for snowmobile law enforcement activities and \$35,000 in general funds shall be available to the Southern Vermont Wilderness Search and Rescue Team, which comprises State Police, the Department of Fish and Wildlife, county sheriffs, and local law enforcement personnel in Bennington, Windham, and Windsor Counties, for snowmobile enforcement.

(b) Of this appropriation, \$405,000 is allocated for grants in support of the Drug Task Force. Of this amount, \$190,000 shall be used by the Vermont Drug Task Force to fund three town task force officers. These town task force officers shall be dedicated to enforcement efforts with respect to both regulated drugs as defined in 18 V.S.A. § 4201(29) and the diversion of legal prescription drugs. Any unobligated funds may be allocated by the Commissioner to fund the work of the Drug Task Force or carried forward.

Sec. E.212 Public safety – fire safety

(a) Of this General Fund appropriation, \$55,000 shall be granted to the Vermont Rural Fire Protection Task Force for the purpose of designing dry hydrants.

## Sec. E.215 Military – administration

(a) The amount of \$1,426,718 shall be disbursed to the Vermont Student Assistance Corporation for the National Guard Educational Assistance program established in 16 V.S.A. § 2856 and the National Guard Tuition Benefit Program established in 16 V.S.A. § 2857.

## Sec. E.219 Military – veterans’ affairs

(a) Of this appropriation, \$1,000 shall be used for continuation of the Vermont Medal Program; \$4,800 shall be used for the expenses of the Governor’s Veterans’ Advisory Council; \$7,500 shall be used for the Veterans’ Day parade; \$5,000 shall be used for the Military, Family, and Community Network; and \$10,000 shall be granted to the American Legion for the Boys’ State and Girls’ State programs.

## Sec. E.219.1 EXPOSURE TO BURN PIT; OUTREACH AND EDUCATION

(a) The Adjutant General and the Military Department, the Commissioners of Health and Vermont Department of Health, and the Office of Veterans’ Affairs shall prepare outreach and education materials concerning exposure to burn pits and the importance of participating in the U.S. Department of Veterans’ Affairs Airborne Hazards and Open Burn Pit Registry. Each department is authorized to allocate resources as needed from funds appropriated in fiscal year 2020 for this purpose.

## Sec. E.220 Center for crime victim services

(a) Notwithstanding 20 V.S.A. § 2365(c), the Vermont Center for Crime Victim Services shall transfer \$49,253 from the Domestic and Sexual Violence Special Fund established in 13 V.S.A. § 5360 to the Criminal Justice Training Council for the purpose of funding one-half of the costs of the Domestic Violence Trainer position. The other half of the position will be funded with an appropriation to the Criminal Justice Training Council.

## Sec. E.224 Agriculture, food and markets – agricultural development

(a) Of the funds appropriated in Sec. B.224 of this act, the amount of \$594,000 in general funds is appropriated for expenditure by the Working Lands Enterprise Board established in 6 V.S.A. § 4606 for investments in food and forest system businesses and services providers pursuant to 6 V.S.A. § 4607 and consistent with the funding priorities in 2012 Acts and Resolves No. 142, Sec. 5, as amended by 2014 Acts and Resolves No. 179, Sec. E.224.1.

## Sec. E.233 [Deleted.]

Sec. E.233.1 DEPARTMENT OF PUBLIC SERVICE TRANSFER FROM  
RESERVES

(a) Notwithstanding 30 V.S.A. § 22(d)(1) and (3), on June 30 of fiscal year 2019, from any balance in the amount allocated to the Public Utility Commission from the special fund for the maintenance of engineering and accounting forces (special fund) pursuant to 30 V.S.A. § 22(c), sufficient monies shall be transferred to the Department of Public Service for the sole purpose of closing any special fund sub-account fund deficit in the Department of Public Service.

\* \* \* HUMAN SERVICES \* \* \*

Sec. E.300 [Deleted.]

Sec. E.300.1 TRANSITION OF STATE HEALTH CARE RESOURCES  
FUND REVENUES TO THE GENERAL FUND

(a) The Department of Finance and Management shall report the total statewide revenues received from each of the following revenue sources both historically and prospectively and compare those amounts to the total amount of State fund sources appropriated in Sec. B.301 of this act, as amended by the Budget Adjustment Act for fiscal year 2019:

(1) all revenue from cigarette and tobacco products taxes levied pursuant to 32 V.S.A. chapter 205;

(2) all revenue from health care provider assessments pursuant to 33 V.S.A. chapter 19, subchapter 2;

(3) all revenue from the Employers' Health Care Fund contribution pursuant to 32 V.S.A. chapter 245; and

(4) all revenue from health care claims assessments pursuant to 32 V.S.A. § 10402.

(b) The State agency or department to which the revenue is remitted shall maintain the same level of accounting detail for each of the revenue sources listed in subdivisions (a)(1)–(4) of this section as was maintained prior to July 1, 2020.

Sec. E.300.2 DEPOSIT AND USE OF MASTER SETTLEMENT FUND

(a) Deposit of Master Tobacco Settlement receipts and appropriations of Tobacco Settlement funds in fiscal year 2020 are made, notwithstanding 2013 Acts and Resolves No. 50, Sec. D.104.

Sec. E.300.3 FUNDING FOR THE OFFICE OF THE HEALTH CARE  
ADVOCATE

(a) Of the funds appropriated in Sec. B.300 of this act, \$1,482,406 shall be used for the contract with the Office of the Health Care Advocate.

Sec. E. 300.4 SPECIALIZED HOUSING VOUCHERS

(a) The Secretary of Human Services shall convene a work group to include one representative from each of the Departments of Mental Health, Corrections, Children and Families, the Housing and Community Development within the Agency of Commerce and Community Development, the Vermont State Housing Authority, and the Vermont Housing and Conservation Board to develop a strategy to fully utilize available federal rental assistance funds for vulnerable populations in Vermont. This rental assistance, in the form of specialized and rapid rehousing vouchers, serves specialized, vulnerable populations including homeless families with children, homeless youth, chronically homeless individuals with mental illness, and families that have lost or are at risk of losing a child to State custody. The working group shall examine the following:

(1) Whether existing expenditures on case management or other services for this vulnerable population could be utilized as match to draw federal specialized voucher funds and;

(2) Vermont's current allocation of housing assistance funds to ensure that Vermont maximizes the ability of the State to draw federal voucher funds.

(b) On or before January 15, 2020, the Secretary of Human Services shall report the findings of the work group to the House committees on Appropriations, on Health and Welfare and on General, Housing and Military affairs and the Senate Committees on Appropriations, on Health and Welfare, and on Economic Development, Housing, and General Affairs.

Sec. E.300.5 18 V.S.A. § 4653(a) is amended to read:

(a) On or before July 1, ~~2019~~ 2020, the Agency of Human Services shall submit a formal request to the Secretary of the U.S. Department of Health and Human Services for certification of the State's wholesale prescription drug importation program.

Sec. E.300.6 3 V.S.A. § 3028 is added to read:

§ 3028. WHOLESALE PRESCRIPTION DRUG IMPORTATION  
PROGRAM

(a) The Agency of Human Services shall be responsible for the development and, upon approval from the Secretary of the U.S. Department of



Health and Human Services, the implementation and administration of a wholesale prescription drug importation program that complies with the applicable requirements of 21 U.S.C. § 384, including the requirements regarding safety and cost savings.

(b) The Secretary of Human Services may adopt rules pursuant to chapter 25 of this title as needed to develop, implement, and administer the program.

Sec. E.300.7 NEXT STEPS FOR IMPLEMENTING A WHOLESALE  
PRESCRIPTION DRUG IMPORTATION PROGRAM

(a) The Agency of Human Services shall consult with the National Academy for State Health Policy (NASHP) and with states pursuing or interested in pursuing a wholesale prescription drug importation program to identify opportunities to coordinate and work collaboratively in these efforts. On or before October 1, 2019, the Agency shall provide an update on its progress in obtaining federal approval for a wholesale prescription drug importation program pursuant to 18 V.S.A. § 4653, including the results of its consultations with NASHP and with other states, to the House Committees on Appropriations, on Health Care, and on Ways and Means; the Senate Committees on Appropriations, on Health and Welfare, and on Finance; and the Joint Fiscal Committee.

(b) The Board of Pharmacy in the Office of Professional Regulation, in consultation with the Agency of Human Services, shall explore whether any new prescription drug wholesaler license categories would be necessary in order to operate a wholesale prescription drug importation program in this State. On or before January 15, 2020, the Board shall provide its findings and recommendations with respect to new prescription drug wholesaler license categories to the House Committees on Government Operations and on Health Care and the Senate Committees on Government Operations and on Health and Welfare.

Sec. E.301 Secretary's office – Global Commitment:

(a) The Agency of Human Services shall use the funds appropriated in Sec. B.103 of this act for payment of the actuarially certified premium required under the intergovernmental agreement between the Agency of Human Services and the managed care entity, the Department of Vermont Health Access, as provided for in the Global Commitment for Health Waiver (Global Commitment) approved by the Centers for Medicare and Medicaid Services under Section 1115 of the Social Security Act.

(b) In addition to the State funds appropriated in this section, a total estimated sum of \$26,348,983 is anticipated to be certified as State matching funds under the Global Commitment as follows:

(1) \$23,295,650 certified State match available from local education agencies for eligible special education school-based Medicaid services under the Global Commitment. This amount combined with \$27,204,350 of federal funds appropriated in Sec. B.301 of this act equals a total estimated expenditure of \$50,500,000. An amount equal to the amount of the federal matching funds for eligible special education school-based Medicaid services under Global Commitment shall be transferred from the Global Commitment Fund to the Medicaid Reimbursement Special Fund created in 16 V.S.A. § 2959a.

(2) \$3,053,333 certified State match available from local designated mental health and developmental services agencies for eligible mental health services provided under Global Commitment.

(c) Up to \$15,400,000 is transferred from the AHS Federal Receipts Holding Account to the Interdepartmental Transfer Fund consistent with the amount appropriated in Sec. B.301 – Secretary’s Office – global commitment of this act.

Sec. E.301.1 GLOBAL COMMITMENT APPROPRIATIONS; TRANSFER;  
REPORT

(a) In order to facilitate the end-of-year closeout for fiscal year 2020, the Secretary of Human Services, with approval from the Secretary of Administration, may make transfers among the appropriations authorized for Medicaid and Medicaid-waiver program expenses, including Global Commitment appropriations outside the Agency of Human Services. At least three business days prior to any transfer, the Agency shall submit to the Joint Fiscal Office a proposal of transfers to be made pursuant to this section. A final report on all transfers made under this section shall be made to the Joint Fiscal Committee for review at the September 2020 meeting. The purpose of this section is to provide the Agency with limited authority to modify the appropriations to comply with the terms and conditions of the Global Commitment for Health waiver approved by the Centers for Medicare and Medicaid Services under Section 1115 of the Social Security Act.

Sec. E.301.2 MENTAL HEALTH AND SUBSTANCE USE DISORDER  
WORKFORCE;

(a) The \$1,500,000 allocated to the Agency of Human Services for fiscal year 2019 pursuant to 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. C.106.1(b)(2) shall be carried forward to fiscal year 2020 and be used for loan repayment and tuition assistance to promote the recruitment and retention of high-quality providers of mental health and substance use disorder treatment services in Vermont. The funds shall be made available to Vermont residents,

and to residents of other states enrolled in Vermont educational institutions, based on a three-year commitment to provide mental health services or substance use disorder treatment services, or both, in Vermont, for the following uses:

(1) loan repayment for masters-level clinicians, bachelor's-level direct-service staff, and nurses; and

(2) tuition assistance for individuals pursuing degrees to become masters-level clinicians, bachelor's level direct service staff, and nurses.

(b) The Agency may contract with Area Health Education Centers or the Vermont Student Assistance Corporation or both to administer these programs.

(c) The fiscal year 2020 appropriation pursuant to 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. C.106.1(b)(2) shall be reserved to be addressed in the fiscal year 2020 budget adjustment or fiscal year 2021 budget processes.

#### Sec. E.306 VERMONT HEALTH BENEFIT EXCHANGE RULES

(a) The Agency of Human Services may adopt rules pursuant to 3 V.S.A. chapter 25 to conform Vermont's rules regarding health care eligibility and enrollment and the operation of the Vermont Health Benefit Exchange to state and federal law and guidance. The Agency may use the emergency rules process pursuant to 3 V.S.A. § 844 prior to June 30, 2020, but only in the event that new state or federal law or guidance require Vermont to amend or adopt its rules in a time frame that cannot be accomplished under the traditional rulemaking process. An emergency rule adopted under these exigent circumstances shall be deemed to meet the standard for the adoption of emergency rules required pursuant to 3 V.S.A. § 844(a).

Sec. E.306.1 33 V.S.A. chapter 19, subchapter 4 is added to read:

#### Subchapter 4. Coverage for Dental Services

#### § 1991. DEFINITIONS

As used in this chapter:

(1) "Dental hygienist" means an individual licensed to practice as a dental hygienist under 26 V.S.A. chapter 12.

(2) "Dental services" means preventive, diagnostic, or corrective procedures related to the teeth and associated structures of the oral cavity.

(3) "Dental therapist" means an individual licensed to practice as a dental therapist under 26 V.S.A. chapter 12.

(4) "Dentist" means an individual licensed to practice dentistry under 26 V.S.A. chapter 12.

§ 1992. MEDICAID COVERAGE FOR ADULT DENTAL SERVICES

(a) Vermont Medicaid shall provide coverage for medically necessary dental services provided by a dentist, dental therapist, or dental hygienist working within the scope of the provider's license as follows:

(1) Up to two visits per calendar year for preventive services, including prophylaxis and fluoride treatment, with no co-payment. These services shall not be counted toward the annual maximum benefit amount set forth in subdivision (2) of this subsection.

(2) Diagnostic, restorative, and endodontic procedures, to a maximum of \$1,000.00 per calendar year, provided that the Department of Vermont Health Access may approve expenditures in excess of that amount when exceptional medical circumstances so require.

(3) Other dental services as determined by the Department by rule.

(b) The Department of Vermont Health Access shall develop a reimbursement structure for dental services in the Vermont Medicaid program that encourages dentists, dental therapists, and dental hygienists to provide preventive care.

Sec. E.306.2 AMENDMENT TO MEDICAID STATE PLAN

(a) If necessary, the Secretary of Human Services shall request approval from the Centers for Medicare and Medicaid Services for an amendment to Vermont's Medicaid State Plan to include the expanded Medicaid dental benefits set forth in 33 V.S.A. § 1992.

Sec. E.306.3 DENTAL ACCESS AND REIMBURSEMENT WORKING GROUP; REPORT

(a) The Department of Vermont Health Access, in consultation with the Board of Dental Examiners and the Vermont State Dental Society, shall convene a working group of interested stakeholders to:

(1) evaluate current Medicaid reimbursement rates to dentists, dental therapists, and other providers of dental services and determine the amount of fiscally responsible increases to the rates for specific services that would be needed in order to attract additional providers to participate in the Vermont Medicaid program;

(2) determine the feasibility of and costs associated with establishing a State dental assistance program to provide access to affordable dental services

for Vermont residents who have lower income and are enrolled in Medicare; and

(3) explore opportunities to further expand access to dental care in Vermont, including:

(A) examining the potential to reimburse dentists, dental therapists, and dental hygienists for teledentistry services; and

(B) exploring the possible integration of dental services into the scope of services provided through accountable care organizations.

(b)(1) On or before November 1, 2019, the Department of Vermont Health Access shall provide to the House Committee on Health Care and the Senate Committee on Health and Welfare the working group's findings and recommendations regarding the feasibility and costs of creating a dental assistance program for Medicare beneficiaries as described in subdivision (a)(2) of this section and on opportunities to further expand access to dental care as described in subdivision (a)(3) of this section. The report shall also include the amount of funding that would be needed to achieve the reimbursement rates determined by the working group pursuant to subdivision (a)(1) of this section.

(2) The Department of Vermont Health Access shall report on the amount of funding necessary to achieve the reimbursement rates determined by the working group pursuant to subdivision (a)(1) of this section as part of the Department's fiscal year 2021 budget presentation.

#### Sec. E.308 LONG TERM CARE APPROPRIATION; TRANSFER

(a) In fiscal year 2020, the Administration is authorized to transfer the appropriation in Sec. B.308 of this act from the Department of Vermont Health Access to the Department of Disabilities, Aging, and Independent Living. This change shall be reflected in future budget recommendations.

(b) The Secretary of Human Services shall review and assess the appropriation structure for funding licensed residential care facilities and make recommendations in the Agency's fiscal year 2021 budget proposal.

#### Sec. E.312 Health – public health

(a) AIDS/HIV funding:

(1) In fiscal year 2020 and as provided in this section, the Department of Health shall provide grants in the amount of \$475,000 in AIDS Medication Rebates special funds to the Vermont AIDS service and peer-support organizations for client-based support services. The Department of Health AIDS Program shall meet at least quarterly with the Community Advisory

Group (CAG) with current information and data relating to service initiatives. The funds shall be allocated according to an RFP process.

(2) Ryan White Title II funds for AIDS services and the Vermont Medication Assistance Program (VMAP) shall be distributed in accordance with federal guidelines. The federal guidelines shall not apply to programs or services funded solely by State general funds.

(3)(A) The Secretary of Human Services shall immediately notify the Joint Fiscal Committee if at any time there are insufficient funds in VMAP to assist all eligible individuals. The Secretary shall work in collaboration with persons living with HIV/AIDS to develop a plan to continue access to VMAP medications until such time as the General Assembly can take action.

(B) As provided in this section, the Secretary of Human Services shall work in collaboration with the VMAP Advisory Committee, which shall be composed of not less than 50 percent of members who are living with HIV/AIDS. If a modification to the program's eligibility requirements or benefit coverage is considered, the Committee shall make recommendations regarding the program's formulary of approved medication, related laboratory testing, nutritional supplements, and eligibility for the program.

(4) In fiscal year 2020, the Department of Health shall provide grants in the amount of \$100,000 in general funds to Vermont AIDS service organizations and other Vermont HIV/AIDS prevention providers for community-based HIV prevention programs and services. These funds shall be used for HIV/AIDS prevention purposes, including syringe exchange programs; improving the availability of confidential and anonymous HIV testing; prevention work with at-risk groups such as women, intravenous drug users, and people of color; and anti-stigma campaigns. Not more than 15 percent of the funds may be used for the administration of such services by the recipients of these funds. The method by which these prevention funds are distributed shall be determined by mutual agreement of the Department of Health and the Vermont AIDS service organizations and other Vermont HIV/AIDS prevention providers.

(5) In fiscal year 2020, the Department of Health shall provide grants in the amount of \$150,000 in general funds to Vermont AIDS service organizations and other Vermont HIV/AIDS prevention providers for syringe exchange programs. The method by which these prevention funds are distributed shall be determined by mutual agreement of the Department of Health, the Vermont AIDS service organizations, and other Vermont HIV/AIDS prevention providers. The performance period for these grants will be State fiscal year 2020. Grant reporting shall include outcomes and results.

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Sec. E.312.1 REPORT; PROMOTION OF IMMUNIZATION

(a) On or before July 1, 2019, the Commissioner of Health shall submit a report to the House Committee on Health Care and to the Senate Committee on Health and Welfare summarizing the Department's efforts to promote immunization in Vermont in accordance with the U.S. Centers for Disease Control and Prevention's recommendations. The report shall specifically address:

(1) existing efforts by the Department to promote immunization in Vermont, as well as the funding source and annual funding amount used for each effort; and

(2) the availability of additional federal funds to enhance Vermont's efforts to promote immunizations.

Sec. E.312.2 DISTRIBUTION OF FENTANYL TESTING STRIPS

(a) The Department of Health, Alcohol and Drug Abuse Programs shall allocate \$50,000 of special funds appropriated in fiscal year 2020 for the distribution of fentanyl testing strips through active syringe service programs in the state. Priority should be given to syringe service programs that do not currently distribute testing strips, to areas of the state with the highest overdose death rates and highest percentage of fentanyl involvement, and to pregnant and parenting women. The amount expended shall not exceed available funds. The Department shall establish participation requirements for the syringe service programs receiving strips under this pilot.

Sec. E.314 ENHANCED CRT; SUPPORTED HOUSING

(a) \$1,560,800 of the funds provided to the Department of Mental Health shall be utilized to create up to 12 supported housing arrangements for CRT individuals whose acuity and particular needs have been prohibitive to community re-entry. The intent of this funding is reduced inpatient use by individuals who have limited discharge options.

Sec. E.314.1 SUCCESS BEYOND SIX; REVIEW

(a) The Success Beyond Six program is based on agreements between the Designated Agencies and local schools, supervisory unions, or districts. The Agency of Human Services currently does not play a role in negotiating the contracts, however the overall program spending is part of the Medicaid program and impacts overall Medicaid spending and the budget neutrality cap.

(b) Given the limited room in the Global Commitment Medicaid budget neutrality cap, the Agency of Human Services (AHS) and Department of Mental Health ( DMH) shall assess and determine how to evaluate Success

Beyond Six program spending against other competing priorities in the Medicaid program.

(c) AHS/DMH shall report to the General Assembly on Success Beyond Six evaluation and oversight no later than January 15, 2020. The report shall include:

(1) Analysis of the trend in school based mental health programming that is funded through the Success Beyond Six program fiscal mechanism;

(2) Evaluation of the program attributes;

(3) Determination, in partnership with the with the Designated Agencies, of metrics for evaluating program outcomes; and

(4) Determination of how AHS/DMH should participate in Success Beyond Six spending decisions.

Sec. E.316 [Deleted.]

Sec. E.316.1 [Deleted.]

Sec. E.317 [Deleted.]

Sec. E.318 33 V.S.A. § 3512 is amended to read:

§ 3512. CHILD CARE FINANCIAL ASSISTANCE PROGRAM;  
ELIGIBILITY

(a)(1) The Child Care Financial Assistance Program is established to subsidize, to the extent that funds permit, the costs of child care for families that need child care services in order to obtain employment, to retain employment, or to obtain training leading to employment. Families seeking employment shall ~~not~~ be entitled to participate in the Program for ~~a period in excess of one month, unless that period is extended by~~ up to three months and the Commissioner may further extend that period.

(2) The subsidy authorized by this subsection shall be on a sliding scale basis. The scale shall be established by the Commissioner, by rule, and shall bear a reasonable relationship to income and family size. The lower limit of the fee scale shall include families whose gross income is up to and including 100 percent of the current federal poverty guidelines. The upper income limit of the fee scale shall be neither less than 200 percent of the current federal poverty guidelines nor more than 100 percent of the State median income, adjusted for the size of the family. The scale shall be structured so that it encourages employment. If the federal poverty guidelines decrease in a given year, the Division shall maintain the previous year's federal poverty guidelines for the purpose of determining eligibility and benefit amount under this subsection.



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(4) After September 30, 2021, a regulated center-based child care program or family child care home as defined by the Department in rule shall not receive funds pursuant to this subsection that are in excess of the usual and customary rate for services at the center-based child care program or family child care home.

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#### Sec. E.318.1 CHILD CARE FINANCIAL ASSISTANCE PROGRAM

(a) In fiscal year 2020 the Department for Children and Families' Child Development Division shall adjust the sliding fee scale and reimbursement rates as follows:

(1) to ensure that families whose gross income is up to 100 percent of the current federal poverty guidelines receive 100 percent of the available benefit and that families whose gross income is between 100 and 300 percent of the current federal poverty guidelines receive between 99 and 10 percent of the available financial assistance benefit, scaling between set eligibility levels as follows:

(A) 95 percent of the available financial assistance benefit for families at 125 percent of the current federal poverty guidelines;

(B) 75 percent of the available financial assistance benefit for families at 150 percent of the current federal poverty guidelines;

(C) 50 percent of the available financial assistance benefit for families at 200 percent of the current federal poverty guidelines; and

(D) 10 percent of the available financial assistance benefit for families at 300 percent of the current federal poverty guidelines; and

(2) align rates of reimbursement for preschool age children participating in CCFAP in fiscal year 2020 with the market rates reported on the 2012 Vermont Market Rate Survey, align rates of reimbursement for school age children participating in CCFAP in fiscal year 2020 with the market rates reported on the 2010 Vermont Market Rate Survey, and maintain rates of reimbursement for infants and toddlers participating in CCFAP in fiscal year 2020 with the market rates reported on the 2017 Vermont Market Rate Survey.

#### Sec. E.318.2 EARLY CHILD CARE AND DEVELOPMENT PROGRAM CESSATION

(a) The Early Care and Child Development Grant Program shall cease operation on June 30, 2019.

Sec. E.318.3 33 V.S.A. § 3515 is added to read:

§ 3515. INFANT AND TODDLER CHILD CARE PROVIDER GRANTS

(a) There is established an infant and toddler child care provider grant program administered by the Division for the purpose of expanding infant and toddler child care capacity. The Division shall award grants to new or existing center-based child care programs and family child care homes in accordance with subsections (b) and (c) of this section.

(b) An eligible applicant shall:

(1) be a regulated, privately-operated center-based child care program or family child care home in good standing;

(2) participate in the Child Care Financial Assistance Program (CCFAP) and maintain the enrollment of CCFAP supported children at a level of at least 30 percent;

(3) provide year-round, full-day child care and early learning services for infants and toddlers; and

(4) participate in the STep Ahead Recognition System (STARS).

(c) In determining how to distribute grants pursuant to this section, the Division shall give priority to center-based child care programs and family child care homes operating or opening in underserved regions of the State.

(d) The Division shall provide grants pursuant to this section as funds allow. Center-based child care programs or family child care homes receiving a grant shall remain in compliance with the Division's rules, continue participation in STARS, and maintain high enrollment of children receiving a CCFAP subsidy.

Sec. E.318.4 BRIGHT FUTURES INFORMATION SYSTEM;  
MODERNIZATION PLAN

(a) In fiscal year 2020, up to \$100,000 of funds may be used by the Department for Children and Families' Child Development Division for the purpose of developing a modernization plan for the Bright Futures Information System. On or before Dec. 1, 2019, the Commissioner shall submit a report to the House Committees on Appropriations and on Human Services and to the Senate Committees on Appropriations and on Health and Welfare providing:

(1) an initial project plan and timeline;

(2) a fiscal analysis of the plan; and

(3) the project team tasked with overseeing the project's implementation.

Sec. E.318.5 33 V.S.A. § 3516 is added to read:

§ 3516. GRANT INCENTIVIZING CHILD CARE PROFESSION

(a) There is established an incentive program that fosters an interest in the child care profession among students, including students participating in adult education. The incentive program shall provide grants to fund a combination of opportunities for students employed in regulated, privately operated center-based child care programs and family child care homes, including:

- (1) scholarships;
- (2) paid internships; and
- (3) hiring or retention bonuses, or both.

(b) The Division shall administer the incentive program set forth in this section or contract for its administration and adopt policies, procedures, and guidelines necessary to implement the provisions of this section. Grants shall be available pursuant to this section on a first-come, first-served basis until appropriated funds are depleted.

(c) An individual shall not simultaneously receive funds from the Vermont Department of Labor to complete a paid internship in regulated, privately operated center-based child care programs and family child care homes while receiving funds pursuant to this section.

Sec. E.318.6 REPORT; EVALUATION OF EXPENDITURES AND PROGRAMS

(a) On or before January 1, 2024, the Commissioner for Children and Families, in consultation with stakeholders, shall submit a report to the House Committee on Human Services and to the Senate Committee on Health and Welfare:

(1) evaluating the effectiveness of the expenditures resulting from the Child Care Financial Assistance Program rate and subsidy changes enacted for fiscal year 2020, the infant and toddler child care provider grants set forth in 33 V.S.A. § 3515, and the grant incentivizing the child care profession set forth in 33 V.S.A. § 3516;

(2) making recommendations as to whether these programs and expenditures should continue; and

(3) evaluating how these expenditures and programs contribute to Vermont's children and young people reaching their potential pursuant to 3 V.S.A. § 2311.

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Sec. E.318.7 EDUCATIONAL AND EXPERIENTIAL VARIANCE

(a) For individuals operating or employed in a registered family child care home or as a director or teacher associate in a center-based program for 10 or more years prior to September 1, 2016, the Commissioner for Children and Families or designee may issue a variance to the Child Development Division's rule regarding educational and experiential requirements to allow an individual to maintain employment in that same role regardless of whether the family child care provider, family child care assistant, director, or teacher associate intends to attain the otherwise necessary educational requirements. To be eligible for a variance, the family child care provider, family child care assistant, director, or teacher associate shall:

(1) work continuously in a regulated program with a full license in good standing; and

(2) meet the Divisions' educational and experiential requirements in place prior to the adoption of the new rule, which was effective beginning September 1, 2016.

(b) The Commissioner or designee shall review any violation occurring in a regulated program where a family child care provider, family child care assistant, director, or teacher associate is under variance and may revoke the variance granted by this section depending upon the seriousness and circumstances of the violation.

(c) Any variance granted under this section shall be terminated on July 1, 2024, and extensions shall not be granted beyond that date.

Sec. E.321 GENERAL ASSISTANCE HOUSING

(a) Funds appropriated to the Agency of Human Services in the General Assistance program in fiscal year 2020 may be used for temporary housing in catastrophic situations and for vulnerable populations, as defined in rules adopted by the Agency. The Commissioner for Children and Families may, by policy, provide temporary housing for a limited duration in adverse weather conditions when appropriate shelter space is not available.

Sec. E.321.1 HOUSING ASSISTANCE BENEFITS; FLEXIBILITY PROGRAM; COMMUNITY BASED ALTERNATIVES TO GENERAL ASSISTANCE TEMPORARY HOUSING

(a) For fiscal year 2020, the Agency of Human Services may continue to fund housing assistance programs within the General Assistance program to create flexibility to provide General Assistance benefits, as well as grants to support the establishment of community-based alternatives for temporary housing as part of the effort to reduce the number of individuals temporarily

housed by the General Assistance program. The purpose of these housing assistance programs and community-based alternatives is to mitigate poverty and serve applicants more effectively than they are currently being served with General Assistance funds. Eligible activities shall include, among other things, the provision of shelter, overflow shelter, case management, transitional housing, deposits, down payments, rental assistance, upstream prevention, and related services that ensure that all Vermonters have access to shelter, housing, and the services they need to become safely housed. The Agency may award grants to homeless and housing service providers for eligible activities. Where such housing assistance programs and grants are provided, and community-based programs are established, the General Assistance rules shall not apply. The assistance provided under this section is not an entitlement and may be discontinued when the appropriation has been fully spent.

(b) The housing assistance and community-based programs may operate in up to 12 districts designated by the Secretary of Human Services. The Agency shall establish goals and procedures for evaluating the program overall, including performance measures that demonstrate program results, and for each district in which the Agency operates the program, it shall establish procedures for evaluating the district program and its effects.

(c) The Agency shall continue to engage interested parties, including both statewide organizations and local agencies, in the design, implementation, and evaluation of housing assistance programs and community-based alternatives to General Assistance temporary housing.

#### Sec. E.323 REACH UP CASE MANAGEMENT REVIEW

(a) On or before October 2019, the Secretary of Human Services shall report to Joint Legislative Child Protection Oversight Committee and make recommendations on how Reach Up Case Management services can be more effectively directed to strengthen families and promote parental responsibilities. This report shall:

(1) outline the current components of the statutorily required Individualized Family Development Plan;

(2) identify what modifications are required to ensure a comprehensive assessment of the family's strengths and service needs is completed so that the family's individualized plan adequately addresses the nurturing and care of the children;

(3) review how families at risk of involvement in the child welfare system are identified and protocols for providing the preventive and upstream services to so that children can remain safely at home; and

(4) examine current practices of serving Reach Up families such as home visiting and referrals to enhance parental care and family stability.

Sec. E.323.1 [Deleted.]

Sec. E.324 EXPEDITED CRISIS FUEL ASSISTANCE

(a) The Commissioner for Children and Families or designee may authorize crisis fuel assistance to those income-eligible households that have applied for an expedited seasonal fuel benefit but have not yet received it, if the benefit cannot be executed in time to prevent them from running out of fuel. The crisis fuel grants authorized pursuant to this section count toward the one crisis fuel grant allowed per household for the winter heating season pursuant to 33 V.S.A. § 2609(b).

Sec. E.325 Department for children and families – office of economic opportunity

(a) Of the General Fund appropriation in Sec. B.325 of this act, \$1,092,000 shall be granted to community agencies for homeless assistance by preserving existing services, increasing services, or increasing resources available statewide. These funds may be granted alone or in conjunction with federal Emergency Solutions Grants funds. Grant decisions shall be made with assistance from the Vermont Coalition to End Homelessness.

Sec. E.326 Department for children and families – OEO – weatherization assistance

(a) Of the Special Fund appropriation in Sec. B.326 of this act, \$750,000 is for the replacement and repair of home heating equipment.

Sec. E.326.1 [Deleted.]

Sec. E.326.2 [Deleted.]

Sec. E.335 CORRECTIONS APPROPRIATIONS; TRANSFER; REPORT

(a) In fiscal year 2020, the Secretary of Administration may, upon recommendation of the Secretary of Human Services, transfer unexpended funds between the respective appropriations for correctional services and for correctional services out-of-state beds. At least three days prior to any such transfer being made, the Secretary of Administration shall report the intended transfer to the Joint Fiscal Office and shall report any completed transfers to the Joint Fiscal Committee at its next scheduled meeting.

Sec. E.335.1 JUSTICE REINVESTMENT ALLOCATIONS

(a) In fiscal year 2020 and each fiscal year thereafter the Department of Corrections shall redirect any budgetary savings in contracted services or

caseload reductions in any area of corrections services, out-of-state bed need, as well as any savings to the following justice reinvestment priorities:

(1) court diversion, community justice programs and nonincarcerative treatment options for those suffering from either mental health or addiction problems.

(2) community organizations that develop transitional or long-term housing for offenders re-entering the community.

(3) programs operated by the Department or partner organizations serving re-entering offenders regarding employment, reliable transportation, education or vocational training, substance use disorder recovery, peer support, and housing.

#### Sec. E.335.2 COMMUNITY WORK CREW PROGRAM RESTRUCTURE

(a) Beginning January 1, 2020, the Department of Corrections shall contract with local community justice programs to satisfy the work crew sentence requirements of any individual with a current work crew obligation under the Department's supervision. The Department shall report to the House and Senate Committees on Appropriations and on Judiciary by January 15, 2020 regarding the manner in which it has satisfied this section, an estimate of associated savings, and proposed reinvestment of any savings.

#### Sec. E.338 Corrections - correctional services

(a) Notwithstanding 32 V.S.A. § 3709(a), the special funds appropriation of \$152,000 for the supplemental facility payments to Newport and Springfield shall be paid from the PILOT Special Fund under 32 V.S.A. § 3709.

#### Sec. E.338.1 28 V.S.A. § 801b is amended to read:

#### § 801b. MEDICATION-ASSISTED TREATMENT IN CORRECTIONAL FACILITIES

(a) If an inmate receiving medication-assisted treatment prior to entering the correctional facility continues to receive medication prescribed in the course of medication-assisted treatment pursuant to section 801 of this title, the inmate shall be authorized to receive that medication for as long as medically necessary;

(b)(1) If at any time an inmate screens positive as having an opioid use disorder, the inmate may elect to commence buprenorphine-specific medication-assisted treatment if it is deemed medically necessary by a provider authorized to prescribe buprenorphine. The inmate shall be authorized to receive the medication for as long as medically necessary.

(2) Nothing in this subsection shall prevent an inmate who commences medication-assisted treatment while in a correction facility from transferring from buprenorphine to methadone if:

(A) methadone is deemed medically necessary by a provider authorized to prescribe methadone; and

(B) the inmate elects to commence methadone as recommended by a provider authorized to prescribe methadone.

\* \* \*

(e) Any counseling or behavioral therapies provided in conjunction with the use of medication-assisted treatment shall be medically necessary.

(f) An inmate shall not be denied medication-assisted treatment based solely on a decision to not follow a recommendation to seek counseling or other behavioral interventions unless the inmate is otherwise non-compliant with program expectations.

Sec. E.342 20 V.S.A. § 1716 is amended to read:

§ 1716. CHIEF EXECUTIVE OFFICER

\* \* \*

~~(11) Report annually on or before July 1 to the Secretary of Administration and the Senate Committee on Appropriations on the number of employees who work at the Vermont Veterans' Home for 16 hours or fewer per week. [Repealed.]~~

Sec. E.342.1 VERMONT VETERANS' HOME SAFETY AND ACCESS CONTROL UPGRADES

(a) The Vermont Veterans' Home is authorized to use \$918,750 as 35 percent State match for its VA grant to address safety and access control. \$140,049 shall be reserved for further use with the approval of the General Assembly.

Sec. E.342.2 VERMONT VETERANS' HOME; PRESCRIPTION SAVINGS

(a) The Vermont Veterans' Home shall develop a program to access lower-cost, safe prescription drugs through the U.S. Veterans Administration to meet the prescription drug needs of as many residents of the Veterans' Home as possible. Savings from the program compared to purchasing the same prescription drugs under the existing process shall be accounted for, and savings shall be reflected in Medicaid rates.



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\* \* \* LABOR \* \* \*

Sec. E.400 LABOR PROGRAMS

(a) \$1,335,900 of the General Funds appropriated in Sec. B.400 of this act are workforce education and training funds formerly allocated through the Next Generation fund. Up to 10 percent of these funds may be allocated for administration and the remaining funds are allocated in fiscal year 2020 as follows:

(1) \$350,000 for infrastructure and grants for internships through the Vermont Internship Program pursuant to 10 V.S.A. § 544.

(2) \$400,000 for Adult Career Technical Education Programs for the purpose of awarding grants to regional technical centers and high schools to provide adult career technical education as the term is defined in 16 V.S.A. § 1522. Each of the seventeen (17) regional Career Technical Education (CTE) Centers that provides Adult CTE programs shall be awarded a base grant of \$20,000. These grants may be used to support adult program staff or instructor salaries, scholarships for eligible adult CTE students, or curriculum development for adult CTE courses. The remaining \$60,000 is to support the coordination and organization of the State's regional adult career technical education programs.

(3) \$100,000 to support the Vermont Returnship Program pursuant to 10 V.S.A. § 545. The Department of Labor may award a performance grant to assist in the coordination, outreach, and implementation of the program.

(4) \$75,000 to support workforce education and training activities for Vermont inmates in the State's correctional facilities that are consistent with their re-entry plan. The Department may fund these activities directly or in coordination with the Department of Corrections, a local restorative justice center, a regional Career Technical Education Center, or other qualified training provider. Training opportunities funded with this allocation will be aligned with an identified employment need, and when possible, should result in an industry-recognized credential.

(5) \$277,310 to support of demand-driven trainings or programs aimed at meeting employment needs throughout the State. High-priority sectors include: health care, construction, manufacturing, transportation, hospitality, and business services. Grants may be awarded to training providers, businesses, or service providers who help out-of-school youth, veterans, dislocated workers, mature workers, individuals in recovery, or geographically isolated job seekers to overcome barriers to employment.

## Sec. E.400.1 VERMONT YOUTH EMPLOYMENT PROGRAM

(a) On or before September 1, 2019 the Department of Labor shall design and begin implementation of the Vermont Youth Employment Program, the purpose of which shall be to provide paid work experiences and paid or unpaid internships for Vermont youth with individualized pre-employment, academic, occupational, and technical skill development supports available as needed. In coordination with existing federal youth education, training, and employment programs, the Vermont Youth Employment Program shall include:

(1) a summer youth employment program for individuals 15-24 years of age; and

(2) a non-seasonal youth employment program for out-of-school youth as defined in 20 CRF §681.210 or individuals 18-24 years of age who are not pursuing a post-secondary degree or credential.

(b) The Department shall implement the Program using funds from the State's Workforce Innovation and Opportunity Act grant from the U.S. Department of Labor, and other State and federal sources, to the extent allowed under applicable law.

(c) The Department shall design the Program to serve approximately 150 individual Vermonters annually, and it shall be designed to support opportunities that are easily replicable throughout the State if the program is expanded in future years.

(d) Of the General Funds appropriated to the Department of Labor, \$150,000 is allocated to support the program and may be used for program administration, wages for non-WIOA eligible youth, academic or skill instruction, participant transportation, or other non-federally fundable expenses.

(e) The Department shall collect the following information and make it available to the General Assembly upon request:

(1) the number of youth enrolled and that have completed the program;

(2) the age and town of residence of youth at the time of enrollment;

(3) the number and types of certificates or credentials granted to participants;

(4) employment or post-secondary enrollment outcomes of participants in the second and fourth quarter of the year after enrollment;

(5) the total allocation of funding from federal, State, private, and philanthropic sources that is used to support the program; and

(6) any identified barriers that impede the success of the program either at the program or individual participant level.

\* \* \* K-12 EDUCATION \* \* \*

Sec. E.500 32 V.S.A. § 6075a is amended to read:

§ 6075a. ~~EDUCATION FINANCIAL SYSTEMS FUND~~

~~There is created a special fund to be called the “Education Financial Systems Fund.” The purpose of the Fund is to provide for implementation of a uniform chart of accounts by the Agency of Education as provided in 2014 Acts and Resolves No. 179, Secs. E.500.2 and E.500.3, and Sec. E.500.1 as amended by 2015 Acts and Resolves No. 58, Sec. E.500.1. [Repealed.]~~

Sec. E.500.1 16 V.S.A. § 4025 is amended to read:

§ 4025. EDUCATION FUND

\* \* \*

(b) Monies in the Education Fund may be used for the following:

\* \* \*

(5) To make payments for contracted services to support statewide administrative education systems, including the costs of the statewide school finance and financial management data system to complete the reporting required by 16 V.S.A. § 242(4) and pursuant to 2018 (Sp. Sess.) Acts and Resolves No. 11, Sec. E.500.1.

\* \* \*

Sec. E.500.2 EDUCATION FINANCIAL SYSTEMS FUND BALANCE  
TRANSFER

(a) Notwithstanding any other provision of law, on July 1, 2019 any unencumbered balance in the Education Financial Systems Fund, established by 32 V.S.A. § 6075a, fund number 21244, shall be transferred to the Education Fund.

Sec. E.500.3 Education – finance and administration

(a) The Global Commitment funds appropriated in this section will be used for physician claims for determining medical necessity of Individualized Education Program (IEPs). It is the goal of these services to increase the access of quality health care to uninsured persons, underinsured persons, and Medicaid beneficiaries.

Sec. E.502 Education – special education: formula grants

(a) Of the appropriation authorized in this section, and notwithstanding any other provision of law, an amount not to exceed \$3,764,490 shall be used by the Agency of Education in fiscal year 2020 as funding for 16 V.S.A. § 2967(b)(2)–(6). In distributing such funds, the Secretary shall not be limited by the restrictions contained within 16 V.S.A. § 2969(c) and (d).

Sec. E.503 Education – state-placed students

(a) The Independence Place Program of the Lund Family Center shall be considered a 24-hour residential program for the purposes of reimbursement of education costs.

Sec. E.504.1 16 V.S.A. § 944 is amended to read:

§ 944. DUAL ENROLLMENT PROGRAM

\* \* \*

(f) Tuition and funding.

\* \* \*

(2) The State shall pay ~~50~~ 100 percent of the tuition owed to public postsecondary institutions under subdivision (1)(A) of this subsection from the ~~Next Generation Initiative Fund created in section 2887 of this title, and 50 percent from funds appropriated from the Education Fund, notwithstanding subsection 4025(b) of this title.~~

\* \* \*

Sec. E.504.2 Education – flexible pathways

(a) Of this appropriation, \$3,916,000 from the Education Fund shall be distributed to school districts for reimbursement of high school completion services pursuant to 16 V.S.A. § 943(c). Notwithstanding 16 V.S.A. § 4025(b), of this Education Fund appropriation, the amount of:

(1) \$1,700,000 is available for dual enrollment programs and the amount of \$85,000 is available for need-based stipends pursuant to Sec. E.605.2(a)(1) of this act;

(2) \$100,000 is available to support the Vermont Virtual Learning Cooperative at the River Valley Technical Center School District;

(3) \$200,000 is available for secondary school reform grants; and

(4) \$450,000 is available for the Vermont Academy of Science and Technology and \$2,148,000 for Early College pursuant to 16 V.S.A. § 946.

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Sec. E.505 INTERSTATE SCHOOL DISTRICT

(a) Notwithstanding any other provision of law, \$25,000 of the funds appropriated in Sec. B.505 of this act shall be granted to the Stamford school district for continued study of the formation of an interstate school district that would combine the Stamford school district with the Clarksburg, Massachusetts school district.

Sec. E.514 State teachers' retirement system

(a) In accordance with 16 V.S.A. § 1944(g)(2), the annual contribution to the State Teachers' Retirement System (STRS) shall be \$126,197,389 of which \$120,247,389 shall be the State's contribution and \$5,950,000 shall be contributed from local school systems or educational entities pursuant to 16 V.S.A. § 1944c.

(b) In accordance with 16 V.S.A. § 1944(c)(2), of the annual contribution, \$7,116,765 is the "normal contribution," and \$119,080,624 is the "accrued liability contribution."

Sec. E.515 Retired teachers' health care and medical benefits

(a) In accordance with 16 V.S.A. § 1944b(b)(2), \$31,067,652 will be contributed to the Retired Teachers' Health and Medical Benefits Fund.

Sec. E.515.1 PREFUNDING OF THE RETIRED TEACHERS' HEALTH CARE AND MEDICAL BENEFITS FUND

(a) Of the amount appropriated in Sec. B.515 of this act, \$2,400,000 is intended to prefund the Retired Teachers' Health and Medical Benefits Fund at the earliest possible date.

\* \* \* HIGHER EDUCATION \* \* \*

Sec. E.600 University of Vermont

(a) The Commissioner of Finance and Management shall issue warrants to pay one-twelfth of this appropriation to the University of Vermont on or about the 15th day of each calendar month of the year.

(b) Of this appropriation, \$380,326 shall be transferred to EPSCoR (Experimental Program to Stimulate Competitive Research) for the purpose of complying with State matching fund requirements necessary for the receipt of available federal or private funds, or both.

(c) If Global Commitment Fund monies are unavailable, the total grant funding for the University of Vermont shall be maintained through the General Fund or other State funding sources.

(d) The University of Vermont shall use the Global Commitment funds appropriated in this section to support Vermont physician training. The University of Vermont prepares students, both Vermonters and out-of-state, and awards approximately 100 medical degrees annually. Graduates of this program, currently representing a significant number of physicians practicing in Vermont, deliver high-quality health care services to Medicaid beneficiaries and to uninsured or underinsured persons, or both, in Vermont and across the nation.

Sec. E.602 Vermont state colleges

(a) The Commissioner of Finance and Management shall issue warrants to pay one-twelfth of this appropriation to the Vermont State Colleges on or about the 15th day of each calendar month of the year.

(b) Of this appropriation, \$427,898 shall be transferred to the Vermont Manufacturing Extension Center for the purpose of complying with State matching fund requirements necessary for the receipt of available federal or private funds, or both.

Sec. E.602.1 [Deleted.]

Sec. E.603 Vermont state colleges – allied health

(a) If Global Commitment fund monies are unavailable, the total grant funding for the Vermont State Colleges shall be maintained through the General Fund or other State funding sources.

(b) The Vermont State Colleges shall use the Global Commitment funds appropriated in this section to support the dental hygiene, respiratory therapy, and nursing programs which graduate approximately 315 health care providers annually. These graduates deliver direct, high-quality health care services to Medicaid beneficiaries or uninsured or underinsured persons, or both.

Sec. E.603.1 UNIVERSITY OF VERMONT AND VERMONT STATE  
COLLEGES SYSTEM EFFICIENCIES AND IMPROVED  
RETENTION AND GRADUATION RATES

(a) The University of Vermont (UVM) and the Vermont State Colleges System (VSCS) shall:

(1) collaborate to identify cost efficiencies that would benefit both institutions. Such efficiencies may include costs related to employee health care benefits, purchasing, and the processing of accounts payable, accounts receivable, and payroll; and

(2) collaborate to implement strategies to increase retention and graduation rates at the University of Vermont and each of the colleges in the VSCS.

(b) UVM and the VSCS shall submit an interim report to the Senate and House Committees on Appropriations and the Senate and House Committees on Education on or before October 15, 2019. This report shall include:

(1) preliminary recommendations for efficiencies that should be pursued;

(2) the estimated amount of annual savings;

(3) any one-time funds needed to implement the efficiencies;

(4) any further efficiencies that should be explored; and

(5) preliminary recommendations regarding strategies to increase retention and graduation rates.

(c) If the interim report is not submitted or when submitted does not include any recommendations pursuant to (b)(1) and (b)(5) above, a new workgroup shall immediately be created.

Sec. E.603.2 UVM AND VSCS EFFICIENCIES AND IMPROVED  
RETENTION AND GRADUATION RATES WORKGROUP

(a) Membership. The Workgroup shall consist of seven members as follows:

(1) two members of the Senate, one each from the Committees on Appropriations and Education, appointed by the Committee on Committees.

(2) two members of the House, one each from the Committees on Appropriations and Education, appointed by the Speaker of the House.

(3) the Commissioner of Finance and Management, or designee.

(4) one person representing the University of Vermont, selected by the President of the University.

(5) one person representing the Vermont State Colleges System, selected by the Chancellor.

(b) Meetings. The Workgroup may meet up to four times. For attending a meeting of the Workgroup when he or she is not receiving compensation as a member of the General Assembly, a member of the Workgroup who is a member of the General Assembly shall be entitled to the same per diem compensation and reimbursement for necessary expenses as provided members of standing committees under section 406 of Title 2.

(c) Report. The Workgroup shall submit a report to the Senate and House Committees on Appropriations and the Senate and House Committees on Education on or before December 15, 2019. This report shall include:

- (1) recommendations for efficiencies that should be pursued;
- (2) the estimated amount of annual savings;
- (3) any one-time funds needed to implement the efficiencies;
- (4) any further efficiencies that should be explored; and
- (5) recommendations regarding strategies to increase retention and graduation rates.

Sec. E.605 Vermont student assistance corporation

(a) Of this appropriation, \$25,000 is appropriated from the General Fund to the Vermont Student Assistance Corporation to be deposited into the Trust Fund established in 16 V.S.A. § 2845.

(b) Of this appropriation, not more than \$200,000 may be used by the Vermont Student Assistance Corporation for a student aspirational pilot initiative to serve one or more high schools.

(c) Of the appropriated amount remaining after accounting for subsections (a) and (b) of this section, not less than 93 percent of this appropriation shall be used for direct student aid.

Sec. E.605.1 [Deleted.]

Sec. E.605.2 NEED-BASED STIPEND FOR DUAL ENROLLMENT AND EARLY COLLEGE STUDENTS

(a) The sum of \$85,000 shall be transferred to the Vermont Student Assistance Corporation (VSAC) from Sec. E.504.2(a)(1) and (b) of this act (flexible pathways funds appropriated for need-based stipend purposes) to fund a flat-rate, need-based stipend or voucher program for financially needy students enrolled in a dual enrollment course pursuant to 16 V.S.A. § 944 or in early college pursuant to 16 V.S.A. § 946 to be used for the purchase of books, cost of transportation, and payment of fees. VSAC shall establish the criteria for program eligibility. Funds shall be granted to eligible students on a first-come, first-served basis until funds are depleted.

(b) VSAC shall report on the program to the House Committees on Appropriations and on Commerce and Economic Development and to the Senate Committees on Appropriations and on Economic Development, Housing and General Affairs on or before January 15, 2020.

\* \* \* NATURAL RESOURCES \* \* \*

Sec. E.700 24 V.S.A. § 4752 is amended to read:

§ 4752. DEFINITIONS

As used in this chapter:



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\* \* \*

(20) “Hardship municipality” means a municipality served by a municipally owned public community water system that:

(A) has a residential population of 250 or less;

(B) has an annual household user cost that exceeds \$1,000.00 or 1.5 percent of the median household income after construction of the water supply improvements project as determined by the Secretary; and

(C) requires improvements to address an imminent public health hazard or a substantial threat to public health as determined by the Secretary.

Sec. E.700.1 24 V.S.A. § 4769 is added to read:

§ 4769. LOANS TO HARDSHIP MUNICIPALITIES

(a) Waiver of bond vote. A hardship municipality may receive a loan for an eligible project that includes a loan subsidy of up to \$200,000.00 in the form of 100 percent principal forgiveness with no interest or administrative fee from funds authorized in 24 V.S.A. § 4753(a)(3), subject to the availability of such loan subsidy. Notwithstanding the provisions of 24 V.S.A. § 4755(a)(3), the loan is not required to be evidenced by a municipal bond up to the amount to be forgiven.

(b) Waiver of reimbursement method required in statute. Notwithstanding the provisions of 24 V.S.A. § 4755(b), loan funds may be disbursed to a hardship municipality for its approved project upon receipt by the Department of eligible project invoices without prior payment by the municipality.

Sec. E.702 WATER QUALITY TREATMENT AND TESTING:  
SALISBURY FISH HATCHERY

(a) The Department of Fish and Wildlife and the Department of Environmental Conservation shall review the water quality treatment and testing currently implemented at the Salisbury fish hatchery. On or before January 15, 2022, the Department of Environmental Conservation and the Department of Fish and Wildlife, where appropriate, shall modify the water quality treatment and testing requirements at the hatchery in order to bring the hatchery into compliance with the Vermont water quality standards. The review conducted by the Department of Fish and Wildlife and the Department of Environmental Conservation shall include evaluation of:

(1) modifications to the discharge point of compliance at the hatchery;

(2) rate of discharge from the hatchery;

(3) the placement of the discharge output for the hatchery;

(4) potential discharge treatment systems designed to bring the hatchery into compliance with the Vermont water quality standards;

(5) an evaluation of the appropriate monitoring and sampling protocols of the receiving State waters.

(b) Beginning on January 15, 2020, and annually thereafter until January 15, 2023, the Department of Fish and Wildlife, after consultation with the Department of Environmental Conservation, shall report to the House Committees on Natural Resources, Fish, and Wildlife, on Corrections and Institutions, on Appropriations, and on Ways and Means and the Senate Committees on Natural Resources and Energy, on Institutions, on Finance, and on Appropriations regarding implementation of the modifications resulting from the review required under subsection (a) of this section.

Sec. E.711 ENVIRONMENTAL CONTINGENCY FUND; BENNINGTON  
WATER LINE EXTENSION

(a) In fiscal year 2019, there is transferred \$2,500,000 from the General Fund from a settlement with multiple gasoline refiners related to contamination from the gasoline additive methyl tertiary-butyl ether to the Environmental Contingency Fund established pursuant to 10 V.S.A. § 1283 for the purpose of extending municipal water to contaminated properties in the Town of Bennington.

Sec. E.711.1 BENNINGTON WATER LINE EXTENSION

(a) Waiver of bond vote. The Town of Bennington shall receive a loan for the Operational Unit C / Chapel Road Project in an amount of up to \$1,500,000 to receive loan subsidy in the form of 100 percent principal forgiveness with no interest or administrative fee from funds authorized in 24 V.S.A. § 4753(a)(3). Notwithstanding the provisions of 24 V.S.A. § 4755(a)(3), the loan is not required to be evidenced by a municipal bond.

(b) Waiving reimbursement method required in statute. Notwithstanding the provisions of 24 V.S.A. § 4755(b), loan funds may be disbursed to the Town of Bennington for Operational Unit C / Chapel Road Project upon receipt by the Agency of Natural Resources of eligible project invoices without prior payment by the Town.

(c) Cost recovery of loan funds. The loan provided pursuant to this section is to implement a remedial action approved by the Agency of Natural Resources and shall be recoverable from any person responsible for the release of a hazardous material in the same manner as funds spent pursuant to 10 V.S.A. § 1283.

Sec. E.711.2 10 V.S.A. § 1283 is amended to read:

§ 1283. CONTINGENCY FUND

\* \* \*

(b) Disbursements under this subsection may be made for emergency purposes or to respond to other than emergency situations; provided, however, that disbursements in response to an individual situation that is not an emergency situation shall not exceed \$100,000.00 for costs attributable to each of the subdivisions of this subsection, unless the Secretary has received the approval of the General Assembly, or the Joint Fiscal Committee, in case the General Assembly is not in session. Furthermore, the balance in the Fund shall not be drawn below the amount of \$100,000.00, except in emergency situations. If the balance of the Fund becomes insufficient to allow a proper response to one or more emergencies that have occurred, the Secretary shall appear before the Emergency Board, as soon as possible, and shall request that necessary funds be provided. Within these limitations, disbursements from the Fund may be made:

\* \* \*

(6) to pay administrative and field supervision costs incurred by the Secretary or by a municipality at the direction of the Secretary in carrying out the provisions of this subchapter. Annual disbursements, for these costs, to the Department of Environmental Conservation under this subdivision shall not exceed ~~2.0~~ 2.5 percent of annual revenues;

\* \* \*

\* \* \* TRANSPORTATION \* \* \*

Sec. E.903 [Deleted.]

Sec. E.903.1 [Deleted.]

Sec. E.915 Transportation – town highway aid program

(a) This appropriation is authorized notwithstanding the provisions of 19 V.S.A. § 306(a).

\* \* \* EFFECTIVE DATES \* \* \*

Sec. F.100 EFFECTIVE DATES

(a) This section and Secs. C.100 (fiscal year 2019 one-time appropriations), C.101 (fiscal year 2019 one-time transfer), C.102 (fiscal year 2019 fund transfers, reversions and reserves), C.103 (fiscal year Tobacco Litigation Settlement Fund transfer and year end balance), C.104-C.107 (fiscal year 2019 budget adjustments; Legislative Branch), C.108-C.109 (fiscal year

2019 budget adjustments, Agency of Education), C.110-C.113 (fiscal year 2019 budget adjustments, teachers' retirement system and health and medical benefits), C.114 (Green Mountain Secure Retirement Plan), C.116 (fiscal year 2019 budget adjustment, one-time appropriations), E.112 (energy efficiency; State buildings and facilities), E.127–E.127.2 (Joint Fiscal Committee, grants acceptance language), E.233.1 (Public Service transfer), E.301.2 (mental health and substance use disorder workforce), E.312.1 (report; promotion of immunization), and E.711–E.711.1 (Bennington water line funding and extension), shall take effect upon passage.

(b) Notwithstanding 1 V.S.A. § 214, Sec. C.115 (special fund appropriation for tax computer systems) shall take effect on passage and shall apply retroactively to January 1, 2019.

(c) All remaining sections shall take effect on July 1, 2019.

And by renumbering all of the sections of the bill to be numerically correct (including internal references) and adjusting all of the totals to be arithmetically correct.

And that the bill ought to pass in concurrence with such proposal of amendment.

### **Senator Mazza Assumes the Chair**

#### **President Resumes the Chair**

Thereupon, the bill was read the second time by title only pursuant to Rule 43, the proposal of amendment was agreed to, and third reading of the bill was ordered on a roll call, Yeas 25, Nays 5.

Senator Mazza having demanded the yeas and nays, they were taken and are as follows:

#### **Roll Call**

**Those Senators who voted in the affirmative were:** Ashe, Balint, Baruth, Bray, Campion, Clarkson, Cummings, Hardy, Hooker, Ingram, Kitchel, Lyons, MacDonald, Mazza, McCormack, Nitka, Pearson, Perchlik, Pollina, Rodgers, Sears, Sirotkin, Starr, Westman, White.

**Those Senators who voted in the negative were:** Benning, Brock, Collamore, McNeil, Parent.

#### **Adjournment**

On motion of Senator Ashe, the Senate adjourned until three o'clock in the afternoon.

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**Afternoon**

The Senate was called to order by the President.

**Appointment of Senate Member to Vermont Economic Progress Council**

Pursuant to the provisions of 32 V.S.A. § 3325, the President, on behalf of the Committee on Committees, announced the appointment of the following Senator to serve on the Vermont Economic Progress Council for a term of two years:

Senator Hooker

**Proposal of Amendment; Third Reading Ordered****H. 529.**

Senator Mazza, for the Committee on Transportation, to which was referred House bill entitled:

An act relating to the Transportation Program and miscellaneous changes to laws related to transportation.

Reported recommending that the Senate propose to the House to amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following:

\* \* \* Transportation Program Adopted as Amended; Definitions \* \* \*

Sec. 1. TRANSPORTATION PROGRAM ADOPTED AS AMENDED;  
DEFINITIONS

(a) The Agency of Transportation's proposed fiscal year 2020 Transportation Program appended to the Agency of Transportation's Proposed Fiscal Year 2020 Transportation Program (Revised February 21, 2019), as amended by this act, is adopted to the extent federal, State, and local funds are available.

(b) As used in this act, unless otherwise indicated:

(1) "Agency" means the Agency of Transportation.

(2) "Electric vehicle supply equipment" has the same meaning as in 30 V.S.A. § 201 as amended by Sec. 30 of this act.

(3) "Plug-in electric vehicle" has the same meaning as in 23 V.S.A. § 4(85) as added by Sec. 29 of this act and is abbreviated "PEV."

(4) "Secretary" means the Secretary of Transportation.

(5) The table heading "As Proposed" means the Transportation Program referenced in subsection (a) of this section; the table heading "As Amended" means the amendments as made by this act; the table heading "Change" means

the difference obtained by subtracting the “As Proposed” figure from the “As Amended” figure; and the terms “change” or “changes” in the text refer to the project- and program-specific amendments, the aggregate sum of which equals the net “Change” in the applicable table heading.

(6) “TIB funds” means monies deposited into the Transportation Infrastructure Bond Fund in accordance with 19 V.S.A. § 11f.

(c) In the Agency of Transportation’s Proposed Fiscal Year 2020 Transportation Program (Revised February 21, 2019) for Public Transit, the abbreviation “FAA” is struck and “FTA” is inserted in lieu thereof.

\* \* \* Summary of Transportation Investments \* \* \*

Sec. 2. FISCAL YEAR 2020 TRANSPORTATION INVESTMENTS  
INTENDED TO REDUCE TRANSPORTATION-RELATED  
GREENHOUSE GAS EMISSIONS, REDUCE FOSSIL FUEL  
USE, AND SAVE VERMONT HOUSEHOLDS MONEY

This act includes the State’s fiscal year 2020 transportation investments intended to reduce transportation-related greenhouse gas emissions, reduce fossil fuel use, and save Vermont households money in furtherance of the policies articulated in 19 V.S.A. § 10b and the goals of the Comprehensive Energy Plan, and to satisfy the Executive and Legislative Branches’ commitments to the Paris Agreement climate goals. In fiscal year 2020, these efforts will include the following:

(1) Park and Ride Program. This act provides for a fiscal year expenditure of \$2,651,588.00, which will fund four park and ride construction projects—creating 277 new spaces across the State—and the design of five additional facilities—totaling 277 additional spaces—scheduled for construction in fiscal year 2021. Once completed, these 554 new park and ride spaces will increase the number of State-owned parking spaces by 34 percent. Specific additions and improvements include:

- (A) Williston - Construction of 142 spaces;
- (B) Saint Johnsbury - Construction of 44 spaces;
- (C) Royalton - Construction of 91 spaces;
- (D) Cambridge - Improvements to existing spaces;
- (E) Thetford - Design for 40 spaces;
- (F) Berlin (Exit 6) - Design for 62 spaces;
- (G) Berlin (Exit 7) - Design for 75 spaces;
- (H) Manchester - Design for 50 spaces; and

(I) Williamstown - Design for 50 spaces.

(2) Bike and Pedestrian Facilities Program. This act provides for a fiscal year expenditure of \$14,737,044.00, which will fund 34 bike and pedestrian construction projects, and 20 bike and pedestrian design or right-of-way projects, or both, for construction in fiscal year 2021. The construction projects include the creation, improvement, or rehabilitation of walkways, sidewalks, shared use paths, bike paths, and cycling lanes. Projects are funded in Albany, Arlington, Bennington, Burlington, Castleton, Chester, Colchester, Dover, East Montpelier, Enosburg Falls, Essex, Fair Haven, Fairfield, Franklin, Hardwick, Hartford, Hinesburg, Jericho, Lake Champlain causeway, Manchester, Middlebury, Milton, Montpelier-Berlin, Moretown, Norwich, Pittsford, Plainfield, Pownal, Richford, Royalton, Rutland City, South Burlington, Springfield, Stowe, Sheldon, Swanton, Thetford, Underhill, Waitsfield, Waterbury, West Rutland, Williston, and Winooski.

(3) Transportation Alternatives Program. This act provides for a fiscal year expenditure of \$4,085,772.00, which will fund 21 transportation alternatives construction projects and 14 design or right-of-way projects, or both. Of these 35 projects, 12 involve environmental mitigation related to clean water or stormwater concerns, or both, and the remaining 23 involve bicycle and pedestrian facilities. Projects are funded in Bennington, Brandon, Burlington, Castleton, Chester, Colchester, East Montpelier, Enosburg, Essex, Essex Junction, Hartford, Hyde Park, Jericho, Montpelier, Newfane, Pomfret, Putney, Rutland City, Shelburne, South Burlington, Springfield, St. Albans, St. Johnsbury, Thetford, Williston, Wilmington, and Winooski.

(4) Public Transit Program. This act authorizes \$36,824,399.00 in funding for public transit uses throughout the State, which is a 17.2 percent increase over fiscal year 2019 levels. This authorization includes \$1,884,000.00 for two large all-electric transit buses for the Burlington area, \$480,000.00 for two all-electric small shuttle buses for the Montpelier area, and \$3,000,000.00 from the Federal Transit Authority that flows through the State directly to the Green Mountain Transportation Authority. Also included in the authorization are:

(A) Go! Vermont at \$858,434.00, which supports the promotion and use of carpools and vanpools.

(B) Barre Transit Expansion at \$275,000.00, which increases service available through Barre Transit.

(C) Capital Commuters at \$100,000.00, which provides discounted bus passes to those commuting to work in Montpelier.

(D) Vermont Kidney Association Grant at \$50,000.00, which supports the transit needs of Vermonters in need of dialysis services.

(5) Rail Program. This act authorizes \$35,983,865.00 for passenger and freight rail uses throughout the State, which is an 11 percent increase over fiscal year 2019 levels. This authorization includes \$5,200,000.00 for infrastructure upgrades to bring passenger rail service to Burlington from Rutland and \$8,300,000.00 to support Amtrak service. Since one freight rail car holds the equivalent of four tractor trailer trucks, increased usage of freight rail lines will reduce carbon emissions and minimize wear and tear on the State's highway network.

(6) Multi-Modal Facilities Program. This act authorizes \$1,250,000.00 to complete the \$7,750,000.00 multi-modal transit center, bike path, and pedestrian facility in Montpelier.

(7) Transformation of the State Vehicle Fleet. The State Vehicle Fleet, which is under the management of the Department of Buildings and General Services, contains 734 vehicles. Presently, 54 of those vehicles are hybrid or plug-in electric vehicles. Secs. 40, 41, and 42 of this act will requires that not less than 50 percent of vehicles purchased or leased by the Department of Buildings and General Services on or after July 1, 2019 be hybrid or plug-in electric vehicles, and not less than 75 percent beginning July 1, 2021.

(8) Vehicle incentive and emissions repair programs. Sec. 34 of this act authorizes \$1,500,000.00 to support two programs.

(A) Plug-in electric vehicle incentive program. This program will offer financial incentives to income-eligible Vermont households purchasing or leasing new plug-in electric vehicles. As more fully described in Sec. 34 of this act, the Agency of Transportation will administer this program, which will be offered on a first-come first-served basis until the funds are exhausted.

(B) High fuel efficiency vehicle incentive and emissions repair program. This program will offer financial incentives to income-eligible Vermont households to replace older, fuel inefficient vehicles with used high fuel efficiency vehicles, including hybrid vehicles, and emissions repair vouchers for certain vehicles that failed the on board diagnostic (OBD) systems inspection but could, with less than \$2,500.00 in emissions repair work, pass the OBD systems inspection. As more fully described in Sec. 34 of this act, the Agency of Transportation will administer this program, which will target incentives to households that are served by the State's network of community action agencies. These households, for whom the purchase of new plug-in electric vehicles is financially out of reach, will benefit financially by switching to far more efficient vehicles as envisioned by this program or having emissions repair work done to their existing vehicle.



(9) Report on methods to increase public transit ridership. This act, through the spending authorization for the Policy and Planning Program, includes funding for and direction to the Agency of Transportation to conduct a comprehensive study of strategies to increase public transit ridership, with an emphasis on rural areas.

(10) Report on time-of-acquisition feebates. This act, through the spending authorization for the Policy and Planning Program, includes funding for and directs the Agency of Transportation to conduct a study on time-of-acquisition feebates and make a recommendation on whether Vermont should establish a time-of-acquisition feebate program on the purchase and lease, if applicable, of new vehicles. Such a program would establish one or more levels of fuel efficiency based on miles per gallon or miles per gallon equivalent and provide an immediate cash incentive for vehicles that exceed that level, or levels, or assess a financial fee on vehicles that perform less than the established level, or levels.

(11) Report on weight-based annual registration fees. This act, through the spending authorization for the Policy and Planning Program, includes funding for and directs the Agency of Transportation to conduct a study on whether Vermont should establish an annual vehicle registration fee schedule based upon the weight of the vehicle. As gas sales decline, revenues to support transportation infrastructure will continue to decline if not replaced with another source reflecting impact on roads, the environment, and State policies.

(12) Plug-in electric vehicle charging regulatory report. This act lays the groundwork for a regulatory structure in support of transportation electrification. The policies in this act, combined with impending action at the Public Utility Commission, will provide predictability for plug-in electric vehicle owners and the sustainability of Vermont's transportation infrastructure.

(13) Electrification of the State's motor vehicle fleet. This act, in concert with the Big Bill, appropriates \$512,000.00 to electrify the State's motor vehicle pool. The expenditures support the purchase of 12 fully electric vehicles and electric vehicle supply equipment at the following State facilities:

(A) 134 State St., Montpelier;

(B) Rutland;

(C) Springfield; and

(D) Barre.

(14) Transportation and Climate Initiative (TCI). This act, through the spending authorization for the Policy and Planning Program, supports staff work in collaboration with the Agency of Natural Resources to negotiate the Transportation and Climate Initiative agreement with other participating jurisdictions. TCI jurisdictions are negotiating a regional low-carbon transportation policy proposal that would cap and reduce carbon emissions from the combustion of transportation fuels through a cap-and-invest program or other pricing mechanism and allow each TCI jurisdiction to invest proceeds from the program into low-carbon and more resilient transportation infrastructure.

\* \* \* Amendments to Transportation Program – Program Development \* \* \*

Sec. 3. FISCAL YEAR SPENDING AUTHORITY; PROGRAM DEVELOPMENT

If the Agency’s fiscal year 2019 maintenance of effort requirement is attained and toll credits are approved by the Federal Highway Administration in fiscal year 2020, then spending authority in Program Development in the Agency of Transportation’s Proposed Fiscal Year 2020 Transportation Program (Revised February 21, 2019) is amended as follows:

(1) transportation funds is reduced by the amount of toll credits approved, but not to exceed \$845,416.64; and

(2) federal funds is increased by the amount of toll credits approved, but not to exceed \$845,416.64.

Sec. 4. PROGRAM DEVELOPMENT; ROADWAY

(a) Within the Agency of Transportation’s Proposed Fiscal Year 2020 Transportation Program (Revised February 21, 2019) for Program Development—Roadway authorized spending for Burlington MEGC M 5001 (1) is amended as follows:

<u>FY20</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
PE	500,000	500,000	0
Construction	10,500,000	5,500,000	-5,000,000
Total	11,000,000	6,000,000	-5,000,000
<u>Sources of funds</u>			
TIB	330,000	180,000	-150,000
Federal	10,450,000	5,700,000	-4,750,000
Local	220,000	120,000	-100,000
Total	11,000,000	6,000,000	-5,000,000

(b) Within the Agency of Transportation’s Proposed Fiscal Year 2020 Transportation Program (Revised February 21, 2019) for Program

Development—Roadway authorized spending for Waterbury FEGC F 013-4(13) is amended as follows:

<u>FY20</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
Construction	10,000,000	10,000,000	0
Total	10,000,000	10,000,000	0
<u>Sources of funds</u>			
TIB	0	150,000	150,000
State	300,000	150,000	-150,000
Federal	9,500,000	9,500,000	0
Local	200,000	200,000	0
Total	10,000,000	10,000,000	0

#### Sec. 5. PROGRAM DEVELOPMENT; TRAFFIC & SAFETY

Within the Agency of Transportation's Proposed Fiscal Year 2020 Transportation Program (Revised February 21, 2019) for Program Development—Traffic & Safety authorized spending for Shelburne – South Burlington – NHG SGNL(51) is amended as follows:

<u>FY20</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
PE	10,000	75,000	65,000
Construction	0	50,000	50,000
Total	10,000	125,000	115,000
<u>Sources of funds</u>			
Federal	10,000	125,000	115,000
Total	10,000	125,000	115,000

\* \* \* Amendment to Transportation Program –  
Municipal Mitigation Assistance Program \* \* \*

#### Sec. 6. SPENDING AUTHORITY IN THE MUNICIPAL MITIGATION ASSISTANCE PROGRAM

(a) Spending authority for grants in the Municipal Mitigation Assistance Program in the Agency of Transportation's Proposed Fiscal Year 2020 Transportation Program (Revised February 21, 2019) is increased by \$135,000.00 in transportation funds.

(b) If the Agency's fiscal year 2019 maintenance of effort requirement is attained and toll credits are approved by the Federal Highway Administration in fiscal year 2020, then spending authority for grants in the Municipal Mitigation Assistance Program in the Agency of Transportation's Proposed Fiscal Year 2020 Transportation Program (Revised February 21, 2019) is further increased by the amount of toll credits approved, but not to exceed \$845,416.64.

## \* \* \* Amendment to Transportation Program –

Public Transit (Opioid Treatment Pilot) \* \* \*

## Sec. 7. OPIOID TREATMENT PILOT

Within the Agency of Transportation's Proposed Fiscal Year 2020 Transportation Program (Revised February 21, 2019) for Public Transit authorized spending for Opioid Treatment Pilot is amended as follows:

<u>FY20</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
Other	200,000	0	-200,000
Total	200,000	0	-200,000
<u>Sources of funds</u>			
State	200,000	0	-200,000
Total	200,000	0	-200,000

\* \* \* Amendment to Transportation Program – Aviation \* \* \*

## Sec. 8. CLARENDON SRE BUILDING

Within the Agency of Transportation's Proposed Fiscal Year 2020 Transportation Program (Revised February 21, 2019) for Aviation authorized spending for Clarendon SRE Building is amended as follows:

<u>FY20</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
PE	105,000	105,000	0
Construction	553,472	453,472	-100,000
Total	658,472	558,472	-100,000
<u>Sources of funds</u>			
State	658,472	558,472	-100,000
Total	658,472	558,472	-100,000

\* \* \* Voluntary Cancellation of Municipal Projects \* \* \*

## Sec. 9. 19 V.S.A. § 10g(h) is amended to read:

(h) Should capital projects in the Transportation Program be delayed because of unanticipated problems with permitting, right-of-way acquisition, construction, local concern, or availability of federal or State funds, the Secretary is authorized to advance projects in the approved Transportation Program. The Secretary is further authorized to undertake projects to resolve emergency or safety issues. Upon authorizing a project to resolve an emergency or safety issue, the Secretary shall give prompt notice of the decision and action taken to the Joint Fiscal Office and to the House and Senate Committees on Transportation when the General Assembly is in session, and when the General Assembly is not in session, to the Joint

Transportation Oversight Committee, the Joint Fiscal Office, and the Joint Fiscal Committee. Should an approved project in the current Transportation Program require additional funding to maintain the approved schedule, the Agency is authorized to allocate the necessary resources. However, the Secretary shall not delay or suspend work on approved projects to reallocate funding for other projects except when other funding options are not available. In such case, the Secretary shall notify ~~the members of the Joint Transportation Oversight Committee,~~ and the Joint Fiscal Office, and the Joint Fiscal Committee when the General Assembly is not in session and the House and Senate Committees on Transportation and the Joint Fiscal Office when the General Assembly is in session. With respect to projects in the approved Transportation Program, the Secretary shall notify, in the district affected, the regional planning commission, the municipality, Legislators, ~~members of the Senate and House Committees on Transportation,~~ and the Joint Fiscal Office of any change ~~which~~ that likely will affect the fiscal year in which the project is planned to go to construction. No project shall be canceled without the approval of the General Assembly, except that the Agency may cancel a municipal project when requested by the municipality or when the Agency and the municipality concur that the project no longer is necessary.

\* \* \* Project Additions \* \* \*

Sec. 10. ADDITION OF COLCHESTER – BAYSIDE INTERSECTION PROJECT

The following project is added to the candidate list of Program Development—Traffic & Safety Program within the Proposed Fiscal Year 2020 Transportation Program (Revised February 21, 2019): Colchester – Bayside Intersection Roundabout and Stormwater Improvements.

Sec. 11. ADDITION OF SHELBURNE – SOUTH BURLINGTON PROJECT AND SPENDING AUTHORITY

(a) The following project is added to the candidate list of the Program Development—Traffic & Safety Program within the fiscal year 2020 Transportation Program (Revised February 21, 2019): Shelburne – South Burlington – Automated Traffic Signal Performance Measures.

(b) Spending authority for the Shelburne – South Burlington – Automated Traffic Signal Performance Measures project is authorized as follows:

<u>FY20</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
PE	0	15,000	15,000
Construction	0	50,000	50,000
Total	0	65,000	65,000
<u>Sources of funds</u>			

State	0	13,000	13,000
Federal	0	52,000	52,000
Total	0	65,000	65,000

\* \* \* BUILD Grant Acceptance \* \* \*

Sec. 12. BETTER UTILIZING INVESTMENTS TO LEVERAGE  
DEVELOPMENT (BUILD) GRANT (RAIL)

Notwithstanding 32 V.S.A. § 5 (acceptance of grants) and 19 V.S.A. § 7(k) (Secretary; powers and duties), the Agency of Transportation is authorized to accept the Better Utilizing Investments to Leverage Development (BUILD) grant awarded in federal fiscal year 2019 for the Vermont Regional Freight Rail Corridor Upgrade Project in the amount of \$20,000,000.00.

\* \* \* CRISI Grant Acceptance and Project Addition \* \* \*

Sec. 13. CONSOLIDATED RAIL INFRASTRUCTURE AND SAFETY  
IMPROVEMENTS (CRISI) GRANT (RAIL)

(a) Notwithstanding 32 V.S.A. § 5 (acceptance of grants) and 19 V.S.A. § 7(k) (Secretary; powers and duties), the Agency of Transportation is authorized to accept the Consolidated Rail Infrastructure and Safety Improvements (CRISI) grant in the amount of \$2,082,519.00 for the following project, which is added to the fiscal year 2020 Transportation Program: Windsor – St. Albans CRISI (17) Vermonter Amtrak Safety Project.

(b) Spending authority for the Windsor – St. Albans CRISI (17) Vermonter Amtrak Safety Project is authorized as follows:

<u>FY20</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
Other	0	2,082,519	2,082,519
Total	0	2,082,519	2,082,519
<u>Sources of funds</u>			
Federal	0	2,082,519	2,082,519
Total	0	2,082,519	2,082,519

\* \* \* Central Garage \* \* \*

Sec. 14. TRANSFER TO CENTRAL GARAGE FUND

Notwithstanding 19 V.S.A. § 13(c)(1), in fiscal year 2020, the amount of \$355,358.00 is transferred from the Transportation Fund to the Central Garage Fund created in 19 V.S.A. § 13.

Sec. 15. CENTRAL GARAGE EQUIPMENT

Authorized spending in fiscal year 2020 for operating expenses in the Central Garage is reduced by \$39,904.00 in internal service funds.

Sec. 16. 19 V.S.A. § 13(c)(1) is amended to read:

(c)(1) For the purpose specified in subsection (b) of this section, the following amount shall be transferred from the Transportation Fund to the Central Garage Fund:

(A) in fiscal year ~~2019~~ 2021, ~~\$1,318,442.00~~ \$1,355,358.00; and

(B) in subsequent fiscal years, at a minimum, the amount specified in subdivision (A) of this subdivision (1) as adjusted annually by increasing the previous fiscal year's amount by the percentage increase in the Bureau of Labor Statistics Consumer Price Index for All Urban Consumers (CPI-U) during the ~~previous~~ two most recently closed State fiscal year years.

\* \* \* State Aid for Town Highways \* \* \*

Sec. 17. 19 V.S.A. § 306(a) is amended to read:

§ 306. APPROPRIATION; STATE AID FOR TOWN HIGHWAYS

(a) General State aid to town highways.

(1) An annual appropriation to class 1, 2, and 3 town highways shall be made. This appropriation shall increase over the previous fiscal year's appropriation by the same percentage as the following, whichever is less:

(A) the year-over-year increase in the two most recently closed fiscal years in the Agency's total appropriations ~~in the previous fiscal year~~ funded by Transportation Fund revenues, excluding ~~the appropriation~~ appropriations for town highways under this subsection (a) ~~for that year~~; or

(B) the percentage increase in the Bureau of Labor Statistics Consumer Price Index for All Urban Consumers (CPI-U) during the ~~previous State fiscal year~~ same period in subdivision (1)(A) of this subsection.

(2) If the year-over-year change in appropriations specified in either subdivision (1)(A) or (B) of this subsection is negative, then the appropriation to town highways under this subsection shall be equal to the previous fiscal year's appropriation.

(3) The funds appropriated shall be distributed to towns as follows:

(A) Six percent of the State's annual town highway appropriation shall be apportioned to class 1 town highways. The apportionment for each town shall be that town's percentage of class 1 town highways of the total class 1 town highway mileage in the State.

(B) Forty-four percent of the State's annual town highway appropriation shall be apportioned to class 2 town highways. The apportionment for each town shall be that town's percentage of class 2 town highways of the total class 2 town highway mileage in the State.

(C) Fifty percent of the State's annual town highway appropriation shall be apportioned to class 3 town highways. The apportionment for each town shall be that town's percentage of class 3 town highways of the total class 3 town highway mileage in the State.

(D) Monies apportioned under subdivisions (1), (2), and (3) of this subsection shall be distributed to each town in quarterly payments beginning July 15 in each year.

(E) Each town shall use the monies apportioned to it solely for town highway construction, improvement, and maintenance purposes or as the nonfederal share for public transit assistance. These funds may also be used for the establishment and maintenance of bicycle routes and sidewalks. The members of the selectboard shall be personally liable to the State, in a civil action brought by the Attorney General, for making any unauthorized expenditures from money apportioned to the town under this section.

\* \* \* Public Transit Funding \* \* \*

Sec. 18. 24 V.S.A. § 5083 is amended to read:

§ 5083. DECLARATION OF POLICY

(a) It shall be the State's policy to make maximum use of available federal funds for the support of public transportation. State operating support funds shall be included in Agency operating budgets to the extent that funds are available. State policy shall support the maintenance of existing public transit services and creation of new services including, ~~in order of precedence,~~ the following goals:

(1) Provision for basic mobility for transit-dependent persons, as defined in the current public transit policy plan ~~of January 15, 2000~~, including meeting the performance standards for urban, suburban, and rural areas. The density of a service area's population is an important factor in determining whether the service offered is fixed route, demand-response, or volunteer drivers.

(2) Expanding public transit service in rural areas and increasing ridership statewide.

(3) Access to employment, including creation of demand-response service.

~~(3)~~(4) Congestion mitigation to preserve air quality, decrease greenhouse gas emissions, and ~~the sustainability of~~ sustain the highway network.



(4)(5) Advancement of economic development objectives, including services for workers and visitors that support the travel and tourism industry. Applicants for “new starts” in this service sector shall demonstrate a high level of locally derived income for operating costs from fare-box recovery, contract income, or other income.

(b) The Agency of Transportation shall evaluate proposals for new public transit service submitted by providers in response to a notice of funding availability, by examining feasibility studies submitted by providers. The feasibility studies shall address criteria set forth in the most recent public transit policy plan.

(c) The Agency, in cooperation with the Public Transit Advisory Council, shall adopt appropriate performance and service standards for transit systems receiving federal or State assistance. The Agency of Transportation shall provide guidance, training, funding, and technical assistance to transit systems in order to meet the performance and service standards established.

(d) The Agency of Transportation shall provide written guidance, funding, and technical assistance in the preparation of financial and management plans for public transit systems for each fiscal year. To provide a foundation for financial stability and reliability in the provision of transportation services to the public, the Agency of Transportation shall, in cooperation with the Public Transit Advisory Council, establish both short and long-range fiscal, operating, and capital investment plans to support the goals outlined in this section and regional transportation development plan proposals and regional plans as required by section 5089 of this title.

Sec. 19. 24 V.S.A. § 5091(i) is amended to read:

(i) ~~To implement~~ The Agency of Transportation shall distribute State and federal funds to public transit systems through an annual competitive program that implements the public transportation policy goals set forth in section 5083 of this title and 19 V.S.A. § 10f; ~~the Agency of Transportation shall use the following formula for distribution of operating funds to public transit systems:~~

(1)(A) ~~10 percent based on the percentage of the State’s population of elders (persons age 60 and above) in each of the designated transit service areas;~~

(B) ~~10 percent based on the percentage of the State’s youth population (persons ages 12 through 17) in each of the designated transit service areas;~~

(C) ~~10 percent based on the percentage of the State’s population of people who have limited physical mobility in each of the designated transit service areas;~~

~~(D) 10 percent based on the percentage of the State's population of people who are in poverty in each of the designated transit service areas;~~

~~(E) 10 percent based on the percentage of the State's households lacking access to an automobile in each of the designated transit service areas. [Repealed]~~

~~(2) 20 percent of operating funds shall be based on need for employment transportation, as measured by the percentage of the State's employed persons residing in each of the designated transit service areas, using data developed by the Vermont Department of Labor. [Repealed.]~~

~~(3) 15 percent of operating funds shall be based on the need for congestion mitigation and air quality, as measured by the percentage of the State's overall population living in high density areas in each of the designated transit service areas, using data from the U.S. Bureau of the Census. [Repealed.]~~

~~(4) 15 percent of the operating funds shall be based on need for economic development transportation, as measured by the percentage of the State's jobs in each of the designated transit service areas, using data developed annually by the Vermont Department of Labor. [Repealed.]~~

\* \* \* Public Transit Study \* \* \*

#### Sec. 20. STUDY OF METHODS TO INCREASE PUBLIC TRANSIT RIDERSHIP IN VERMONT

(a) The Agency of Transportation shall, in consultation with stakeholders, study methods to increase use of public transit in Vermont for both residents and visitors. This study shall review the Agency's current initiatives and those in other territories, states, and countries; review literature, marketing, and activities regarding methods to increase ridership with special emphasis on rural areas; determine unmet needs from current studies; examine the benefit of providing local connectivity to transit; and evaluate what factors affect public transit ridership in Vermont.

(c) The Agency shall deliver a written report of its findings and any recommendations, including where and how to make the most effective improvements in service and criteria to use to determine the priorities of investments, to the House and Senate Committees on Transportation on or before January 15, 2020.

(d) The Agency shall evaluate recommendations for potential inclusion in its fiscal year 2021 budget proposal and estimated funding necessary to achieve the recommendations for any new initiatives identified in the study.

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\* \* \* State Highway Condemnation and Acquisition \* \* \*

Sec. 21. 19 V.S.A. § 503(d) is amended to read:

(d) Notice and other documents. The Agency shall hand-deliver or send by mail to ~~interested persons~~ owners of property to be acquired a notice of procedures and rights and the offer of just compensation. The notice of procedures and rights shall include an explanation of the proposed State highway project and its purpose, and statements that:

\* \* \*

Sec. 22. 19 V.S.A. § 504(a) is amended to read:

(a) Verified complaint. If a property owner has not entered into an agreement stipulating to the necessity of a taking and the public purpose of a highway project, and the Agency wishes to proceed with the taking, the Agency shall file a verified complaint in the Civil Division of the Superior Court in a county where the project is located seeking a judgment of condemnation. The complaint shall name as defendants each ~~interested person~~ property owner who has not stipulated to a proposed taking, and shall include:

(1) ~~statements~~ Statements that the Agency has complied with subsection 503(d) of this chapter;

(2) ~~the~~ The Agency's written determination of necessity;

(3) ~~a~~ A general description of the negotiations undertaken; ~~and~~

(4) ~~a~~ A survey of the proposed project, and legal descriptions of the property and of the interests therein proposed to be taken. As used in this subdivision, "survey" means a plan, profile, or cross section of the proposed project. The survey and legal descriptions served upon the property owner only need to include the particular property or properties at issue.

Sec. 23. 19 V.S.A. § 502(a) is amended to read:

(a) Authority. The Agency, when in its judgment the ~~interest~~ interests of the State ~~requires~~ require, may take any property necessary to lay out, relocate, alter, construct, reconstruct, maintain, repair, widen, grade, or improve any State highway, including affected portions of town highways. In furtherance of these purposes, the Agency may enter upon lands to conduct necessary examinations and surveys; however, the Agency shall do this work with minimum damage to the land and disturbance to the owners and shall be subject to liability for actual damages. All property taken permanently shall be taken in fee simple whenever practicable. The Agency's acquisition of property pursuant to this chapter, whether by condemnation or conveyance in lieu of condemnation, shall not require subdivision approval under any law,

regulation, or municipal ordinance. For all State highway projects involving property acquisitions, the Agency shall follow the provisions of the Uniform Relocation Assistance and Real Property Acquisitions Policies Act (“Act”) (Act) and its implementing regulations, as may be amended.

\* \* \* Public-Private Partnership (P3) Definition \* \* \*

Sec. 24. 19 V.S.A. § 2612(4) is amended to read:

(4) “Public-private partnership” or “P3” means an alternative project delivery mechanism that may be used by the Agency to permit private sector participation in a project, including in its financing, development, operation, management, ownership, leasing, or maintenance. As used in this subchapter, “partnership” shall refer solely to a “public-private partnership” and “partner” shall refer to the State or to the private entity participant or participants in a public-private partnership.

\* \* \* Highway Work; Minimum Wages \* \* \*

Sec. 25. 19 V.S.A. § 18 is amended to read:

#### § 18. WAGES

In making up specifications and advertising for bids on highway work, the ~~board~~ Agency shall fix, subject to local conditions, the minimum wage per hour for various classes of labor and the minimum to be paid per hour or per cubic yard for trucks ~~which~~ that the contractor shall be bound to pay.

\* \* \* Junior Operator Use of Portable Electronic Devices \* \* \*

Sec. 26. 23 V.S.A. § 1095a(d) is added to read:

(d) A person who violates this section commits a traffic violation as defined in section 2302 of this title and shall be subject to a civil penalty of not less than \$100.00 and not more than \$200.00 for a first violation, and of not less than \$250.00 and not more than \$500.00 for a second or subsequent violation within any two-year period.

\* \* \* School Bus Driver Blood Alcohol Content Limitation \* \* \*

Sec. 27. 23 V.S.A. § 1201(a) is amended to read:

(a) A person shall not operate, attempt to operate, or be in actual physical control of any vehicle on a highway:

(1) when the person’s alcohol concentration is 0.08 or more, or 0.02 or more if the person is operating a school bus as defined in subdivision 4(34) of this title ~~vehicle when the operation requires an operator’s license with a school bus endorsement;~~ or

\* \* \*

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\* \* \* Evidentiary Blood Sample \* \* \*

Sec. 28. 23 V.S.A. § 1203(b) is amended to read:

(b) Only a physician, licensed nurse, medical technician, physician assistant, medical technologist, ~~or~~ laboratory assistant, intermediate or advanced emergency medical technician, or paramedic acting at the request of a law enforcement officer may withdraw blood for the purpose of determining the presence of alcohol or ~~other~~ another drug. This limitation does not apply to the taking of a breath sample. A medical facility or business may not charge more than \$75.00 for services rendered when an individual is brought to a facility for the sole purpose of an evidentiary blood sample or when an emergency medical technician or paramedic draws an evidentiary blood sample.

\* \* \* Electric Vehicle Definitions \* \* \*

Sec. 29. 23 V.S.A. § 4(85) is added to read:

(85) “Plug-in electric vehicle” means a motor vehicle that can be powered by an electric motor drawing current from a rechargeable energy storage system, such as from storage batteries or other portable electrical energy storage devices provided that the vehicle can draw recharge energy from a source off the vehicle such as electric vehicle supply equipment. A “plug-in electric vehicle” includes both a motor vehicle that can only be powered by an electric motor drawing current from a rechargeable energy storage system and a motor vehicle that can be powered by an electric motor drawing current from a rechargeable energy storage system but also has an onboard combustion engine.

Sec. 30. 30 V.S.A. § 201 is amended to read:

§ 201. DEFINITIONS

(a) As used in this chapter, ~~the word~~ “company”:

(1) “Company” or “companies” means and includes individuals, partnerships, associations, corporations, and municipalities owning or conducting any public service business or property used in connection therewith and covered by the provisions of this chapter. The term “company” or “companies” also includes electric cooperatives organized and operating under chapter 81 of this title, the Vermont Public Power Supply Authority to the extent not inconsistent with chapter 84 of this title, and the Vermont Hydroelectric Power Authority to the extent not inconsistent with chapter 90 of this title. In the context of actions requiring prior approval under section 107 of this title, the term “company” shall also mean any individual, partnership, association, corporation, group, syndicate, operating division,

joint stock company, trust, other entity, or municipality which would be defined as a company pursuant to this section if such approval were to be granted.

(2) “Electric vehicle supply equipment” means a device or system designed and used specifically to transfer electrical energy to a plug-in electric vehicle as defined in 23 V.S.A. § 4(85), either as charge transferred via a physical or wireless connection, by loading a fully charged battery, or by other means. “Electric vehicle supply equipment available to the public” shall:

(A) be located at a publicly available parking space, which does not include a parking space that is part of or associated with a private residence or a parking space that is reserved for the exclusive use of an individual driver, vehicle, or group of drivers or vehicles including employees, tenants, visitors, residents of a common interest development, residents of an adjacent building, or customers of a business whose primary business is not electric vehicle charging;

(B) disclose all charges for the use of the electric vehicle supply equipment at the point of sale; and

(C) provide multiple payment options that allow access by the public, if a fee is required, and shall not require persons desiring to use such public electric vehicle supply equipment to pay a subscription fee or otherwise obtain a membership in any club, association, or organization as a condition of using such electric vehicle supply equipment, but may have different price schedules that are conditioned on a subscription or membership in a club, association, or organization.

(b) As used in this chapter, “energy”

(3) “Energy” means not only the traditional scientific characteristic of “ability to do work” but also the substances or processes used to produce heat, light, or motion, including petroleum or other liquid fuels, natural or synthetic fuel gas, solid carbonaceous fuels, solar radiation, geothermal sources, nuclear sources, biomass, organic waste products, wind, or flowing water.

Sec. 31. 9 V.S.A. § 2651(14) is amended to read:

(14) “Weights and measures” means all weights and measures of every kind, instruments and devices for weighing and measuring, and any appliances and accessories associated with any or all such instruments and devices including electric vehicle supply equipment available to the public, as defined in subdivision 2730(a)(14) of this title, but not including meters for the measurement of electricity, gas (natural or manufactured), or water when they are operated in a public utility system. Such electricity, gas, and water meters are specifically excluded from the purview of this chapter, and this chapter

shall not apply to such meters or to any appliances or accessories associated therewith.

Sec. 32. 9 V.S.A. § 2730(a)(14) is added to read:

(14) “Electric vehicle supply equipment” and “electric vehicle supply equipment available to the public” have the same meanings as in 30 V.S.A. § 201.

\* \* \* Net Metering at Electric Vehicle Supply Equipment \* \* \*

Sec. 33. 30 V.S.A. § 8002(16) is amended to read:

(16) “Net metering system” means a plant for generation of electricity that:

(A) is of no more than 500 kW capacity;

(B) operates in parallel with facilities of the electric distribution system;

(C) is intended primarily to offset the customer’s own electricity requirements and does not supply electricity to electric vehicle supply equipment, as defined in section 201 of this title, for the for profit resale of electricity to the public by the kWh or for other retail sales to the public, including those based in whole or in part on a flat fee per charging session or a time-based fee for occupying a parking space while using electric vehicle supply equipment; and

(D)(i) employs a renewable energy source; or

(ii) is a qualified micro-combined heat and power system of 20 kW or fewer that meets the definition of combined heat and power in subsection 8015(b) of this title and uses any fuel source that meets air quality standards.

\* \* \* Vehicle Incentive and Emissions Repair Programs \* \* \*

Sec. 34. VEHICLE INCENTIVE AND EMISSIONS REPAIR PROGRAMS

(a) Vehicle incentive and emissions repair programs administration. The Agency of Transportation (Agency), in consultation with the Agency of Natural Resources, the Agency of Human Services, the Department of Public Service, Vermont electric distribution utilities that are offering incentives for PEVs, and the State’s network of community action agencies, shall establish and administer the programs described in subsections (b) and (c) of this section. The Agency is authorized to spend \$1,500,000.00 on the two programs. Subject to State procurement requirements, the Agency may retain a contractor or contractors to assist with marketing, program development, and

administration of the two programs and up to \$150,000.00 of program funding may be set aside for this purpose. The Agency shall annually evaluate the two programs to gauge effectiveness and submit a written report on the effectiveness of the programs to the House and Senate Committees on Transportation, the House Committee on Energy and Technology, and the Senate Committee on Finance on or before the 31st day of December in each year that an incentive or repair voucher is provided through one of the programs.

(b) Electric vehicle incentive program. A new PEV purchase and lease incentive program for Vermont residents shall structure PEV purchase and lease incentive payments by income to help all Vermonters benefit from electric driving, including Vermont's most vulnerable. Specifically, the program shall:

(1) apply to both purchases and leases of new PEVs with an emphasis on creating and matching incentives for exclusively electric powered vehicles that do not contain an onboard combustion engine;

(2) provide incentives to Vermont households with low and moderate income at or below 140 percent of the State's prior five-year average Median Household Income (MHI) level; and

(3) apply to manufactured PEVs with a Base Manufacturer's Suggested Retail Price (MSRP) of \$40,000.00 or less.

(c) High fuel efficiency vehicle incentive and emissions repair program. A used high fuel efficiency vehicle purchase incentive and emissions repair program for Vermont residents shall structure high fuel efficiency purchase incentive payments and emissions repair vouchers by income to help all Vermonters benefit from more efficient driving, including Vermont's most vulnerable. Specifically, the program shall:

(1) apply to purchases of used high fuel efficient motor vehicles, which for purposes of this program shall be pleasure cars with a combined city/highway fuel efficiency of at least 40 miles per gallon or miles per gallon equivalent as rated by the Environmental Protection Agency when the vehicle was new, and repairs of certain vehicles that failed the on board diagnostic (OBD) systems inspection;

(2) base eligibility on the same criteria used for income qualification for weatherization services through the Weatherization Program and provide vouchers through the State's network of community action agencies; and

(3) provide one of the following to qualifying individuals:



(A) a point-of-sale voucher of up to \$5,000.00 to assist in the purchase of a used high fuel efficient motor vehicle that may require that a condition of the voucher be that if the individual is the owner of either a motor vehicle that failed the OBD systems inspection or a motor vehicle that is more than 15 years old and has a combined city/highway fuel efficiency of less than 25 miles per gallon as rated by the Environmental Protection Agency when the vehicle was new that the vehicle will be removed from operation and either donated to a non-profit organization to be used for parts or destroyed; or

(B) a point-of-repair voucher to repair a motor vehicle that was ready for testing, failed the OBD systems inspection, requires repairs that are not under warranty, and will be able to pass the State's vehicle inspection once the repairs are made provided that the point-of-repair voucher is commensurate with the fair market value of the vehicle to be repaired and does not exceed \$2,500.00, with \$2,500.00 vouchers only being available to repair vehicles with a fair market value of at least \$5,000.00.

\* \* \* Public Utility Commission Report \* \* \*

#### Sec. 35. PUBLIC UTILITY COMMISSION TARIFF DESIGN REPORT

As a follow up to the report due on or before July 1, 2019, the Public Utility Commission, in consultation with those Vermont electric distribution utilities that wish to participate, the Agency of Transportation, the Department of Public Service, and Efficiency Vermont, shall report back to the Senate Committees on Transportation and on Natural Resources and Energy and the House Committees on Transportation and on Energy and Technology on or before December 15, 2019 concerning the steps necessary to implement fees on PEV charging if fees are to be collected on PEV charging:

(1) Fees and assessments. Whether or not electric distribution utilities should collect both a transportation efficiency fee, as defined in subdivision (A) of this subdivision, and a transportation infrastructure assessment, as defined in subdivision (B) of this subdivision, or just a transportation infrastructure assessment and how best to implement:

(A) A transportation efficiency fee. A per-kWh transportation efficiency fee on electricity provided by an electric distribution utility for electric vehicle supply equipment equal to the energy efficiency charge rate set by the Commission, and to be charged instead of an energy efficiency charge; and

(B) A transportation infrastructure assessment. A per-kWh transportation infrastructure assessment on electricity provided by an electric distribution utility for electric vehicle supply equipment.

(2) Electric vehicle charging tariff design. The design of an electric vehicle charging tariff for electric utilities with more than 17,000 customers, and other electric utilities at their discretion, that allows a customer, including a company that owns and operates electric vehicle supply equipment, to purchase electricity solely to charge a plug-in electric vehicle. The report should consider whether the tariff should:

(A) contain either a time-of-day or off-peak rate, as elected by the electric utility that takes advantage of lower-cost electricity and minimizes adverse grid effects and investment costs, maximizes the grid benefits of PEV charging, including electric distribution utility control of charging, and reduces the negative environmental effects of burning fossil fuels for transportation and electrical generation;

(B) include the per-kWh transportation efficiency fee;

(C) include the per-kWh transportation infrastructure assessment;

(D) offer a customer the option to purchase electricity from the utility's current mix of energy supply sources or entirely from renewable energy sources;

(E) include a mechanism to allow the recovery of costs reasonably necessary to comply with electric vehicle charging tariff setting, such as costs to inform and educate customers about the financial, energy conservation, and environmental benefits of electric vehicles and to publicly advertise and promote participation in a customer-optional tariff;

(F) provide for clear and transparent customer billing statements including the amount of energy consumed under the tariff;

(G) incorporate any necessary costs of metering or submetering within the rate charged to the customer; and

(H) factor in other considerations as the Commission deems appropriate.

(3) Reporting by electric distribution utilities. Whether there should be a mandatory periodic report from electric distribution utilities to the Commission and what should be included in those reports, consideration should be given to:

(A) participation and impact highlights, including participation levels and new electric vehicle supply equipment installed by county;

(B) the overall costs and benefits of the tariff, including any changes or issues encountered during the reporting period; and

(C) other data required by the Commission.

(4) Incremental revenue and costs. The amount of incremental revenue to electric distribution utilities expected to be generated by PEVs and all other financial benefits that PEVs may bring to electric distribution utilities over the next 10 years, whether there are necessary costs and technical feasibility problems to meter PEV charging separate from other electrical demand on the same account, and all other costs expected to be incurred by the electric distribution utilities related to PEV deployment and associated infrastructure.

(5) Net metering. How to address the use of net metering energy and net metering energy credits for electric vehicle supply equipment.

\* \* \* Reporting by the Agency of Agriculture, Food and Markets \* \* \*

Sec. 36. REPORTING BY THE AGENCY OF AGRICULTURE, FOOD AND MARKETS

(a) The Agency of Agriculture, Food and Markets shall file a written report with the Senate Committees on Transportation and on Finance and the House Committees on Transportation and on Ways and Means on or before December 1, 2019 that provides an update on the National Institute of Standards and Technology's progress towards adopting a code on electric vehicle fueling systems and makes a recommendation for an annual licensing fee for electric vehicle supply equipment available to the public for inclusion in 9 V.S.A. § 2730(f)(1).

(b) If the National Institute of Standards and Technology has not adopted a code on electric vehicle fueling systems by December 1, 2020 then the Agency of Agriculture, Food and Markets shall file a written report with the House and Senate Committees on Transportation on or before December 1, 2020 that provides an update on the National Institute of Standards and Technology's progress towards adopting a code on electric vehicle fueling systems.

\* \* \* Fees for Use of Electric Vehicle Supply Equipment \* \* \*

Sec. 37. 32 V.S.A. § 604 is added to read:

§ 604. ELECTRIC VEHICLE SUPPLY EQUIPMENT FEES

Notwithstanding any other provision of this subchapter, any agency or department that owns or controls electric vehicle supply equipment, as defined in 30 V.S.A. § 201, may establish, set, and adjust fees for the use of that electric vehicle supply equipment. The agency or department may establish fees for electric vehicle charging at less than its costs, to cover its costs, or equal to the retail rate charged for the use of electric vehicle supply equipment available to the public. Fees collected under this section shall be deposited in the same fund or account within a fund from which the electric operating expense for the electric vehicle supply equipment originated.

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Sec. 38. ELECTRIC VEHICLE SUPPLY EQUIPMENT FEES REPEAL

32 V.S.A. § 604 (electric vehicle supply equipment fees) is repealed on July 1, 2022.

\* \* \* Jurisdiction Over Electric Vehicle Supply Equipment \* \* \*

Sec. 39. 30 V.S.A. § 203 is amended to read:

§ 203. JURISDICTION OF CERTAIN PUBLIC UTILITIES

The Public Utility Commission and the Department of Public Service shall have jurisdiction over the following described companies within the State, their directors, receivers, trustees, lessees, or other persons or companies owning or operating such companies and of all plants, lines, exchanges, and equipment of such companies used in or about the business carried on by them in this State as covered and included herein. Such jurisdiction shall be exercised by the Commission and the Department so far as may be necessary to enable them to perform the duties and exercise the powers conferred upon them by law. The Commission and the Department may, when they deem the public good requires, examine the plants, equipment, lines, exchanges, stations, and property of the companies subject to their jurisdiction under this chapter.

(1) A company engaged in the manufacture, transmission, distribution, or sale of gas or electricity directly to the public or to be used ultimately by the public for lighting, heating, or power and so far as relates to their use or occupancy of the public highways.

(2) That part of the business of a company ~~which~~ that consists of the manufacture, transmission, distribution, or sale of gas or electricity directly to the public or to be used ultimately by the public for lighting, heating, or power and so far as relates to their use or occupancy of the public highways.

\* \* \*

(7) Notwithstanding subdivisions (1) and (2) of this section, the Commission and Department shall not have jurisdiction over persons otherwise not regulated by the Commission that is engaged in the siting, construction, ownership, operation, or control of a facility that sells or supplies electricity to the public exclusively for charging a plug-in electric vehicle, as defined in 23 V.S.A. § 4(85). These persons may charge by the kWh for owned or operated electric vehicle supply equipment, as defined in 30 V.S.A. § 201, but shall not be treated as an electric distribution utility just because electric vehicle supply equipment charges by the kWh.

\* \* \* State Vehicle Fleet \* \* \*

Sec. 40. 29 V.S.A. § 903(g) is amended to read:

(g) ~~The Commissioner of Buildings and General Services, when purchasing or leasing vehicles for State use shall consider vehicles using alternative fuels when the alternative fuel is suitable for the vehicle's operation, is available in the region where the vehicle will be used, and is competitively priced with traditional fuels, to the maximum extent practicable, purchase or lease hybrid or plug-in electric vehicles, as defined in 23 V.S.A. § 4(85), but in no instance shall less than 50 percent of the vehicles annually purchased or leased be hybrid or plug-in electric vehicles. The Commissioner shall, whenever possible, purchase or lease the lowest-cost year of the selected make and model, and only the latest year model when it is the least expensive.~~

Sec. 41. 29 V.S.A. § 903(g) is amended to read:

(g) The Commissioner of Buildings and General Services, when purchasing or leasing vehicles for State use shall, to the maximum extent practicable, purchase or lease hybrid or plug-in electric vehicles, as defined in 23 V.S.A. § 4(85), but in no instance shall less than ~~50~~ 75 percent of the vehicles annually purchased or leased be hybrid or plug-in electric vehicles. The Commissioner shall, whenever possible, purchase or lease the lowest-cost year of the selected make and model, and only the latest year model when it is the least expensive.

Sec. 42. 3 V.S.A. § 217(c) is amended to read:

(c) ~~At least 50 percent of the vehicles purchased annually by the Commissioner shall be low emission passenger vehicles~~ The Commissioner of Buildings and General Services shall purchase and lease vehicles for the State Fleet subject to the requirements of 29 V.S.A. § 903(g).

\* \* \* Transportation Alternatives Grant Committee \* \* \*

Sec. 43. 19 V.S.A. § 38 is amended to read:

§ 38. TRANSPORTATION ALTERNATIVES GRANT PROGRAM

(a) ~~The Transportation Alternatives Grant Committee is created and shall comprise:~~

- ~~(1) the Secretary of Transportation or his or her designee;~~
- ~~(2) a representative from the Division of Historic Preservation appointed by the Secretary of Commerce and Community Development;~~
- ~~(3) one member appointed by the Secretary of Commerce and Community Development to represent the tourism and marketing industry;~~

~~(4) a representative of the Agency of Natural Resources appointed by the Secretary of Natural Resources;~~

~~(5) three municipal representatives appointed by the governing body of the Vermont League of Cities and Towns;~~

~~(6) one member representing and appointed by the governing board of the Vermont Association of Planning and Development Agencies;~~

~~(7) two members from the House designated by the Speaker; and~~

~~(8) two members from the Senate designated by the Committee on Committees. [Repealed.]~~

~~(b) Municipal and legislative members of the Transportation Alternatives Grant Committee shall serve concurrently for two-year terms and the initial appointments of these members shall be made in a manner which allows for them to serve a full legislative biennium. In the event a municipal or legislative member ceases to serve on the Committee prior to the full term, the appointing authority shall fill the position for the remainder of the term. The Committee shall, to the greatest extent practicable, encompass a broad geographic representation of Vermont. [Repealed.]~~

(c) The Transportation Alternatives Grant Program is created. The Grant Program shall be administered by the Agency, and shall be funded in the amount provided for in 23 U.S.C. § 133(h), less the funds set aside for the Recreational Trails Program. Awards shall be made to eligible entities as defined under 23 U.S.C. § 133(h), and awards under the Grant Program shall be limited to the activities authorized under federal law and no more than \$300,000.00 per grant.

(d) Eligible entities awarded a grant must provide all funds required to match federal funds awarded for a Transportation Alternatives project. All grant awards shall be decided and awarded by the Transportation Alternatives Grant Committee Agency.

(e) Transportation Alternatives grant awards shall be announced annually by the Transportation Alternatives Grant Committee Agency not earlier than December and not later than the following March.

(f)(1) In fiscal years 2018 and 2019, all Grant Program funds shall be reserved for municipalities for environmental mitigation projects relating to stormwater and highways, including eligible salt and sand shed projects.

(2) In fiscal years 2020 and 2021, Grant Program funds shall be awarded for any eligible activity and in accordance with the priorities established in subdivision (4) of this subsection.

(3) In fiscal year 2022 and thereafter, \$1,100,000.00 of Grant Program funds, or such lesser sum if all eligible applications amount to less than \$1,100,000.00, shall be reserved for municipalities for environmental mitigation projects relating to stormwater and highways, including eligible salt and sand shed projects.

(4) Regarding Grant Program funds awarded in fiscal years 2020 and 2021, and the balance of Grant Program funds not reserved for environmental mitigation projects in fiscal year 2022 and thereafter, in evaluating applications for Transportation Alternatives grants, the ~~Transportation Alternatives Grant Committee~~ Agency shall give preferential weighting to projects involving as a primary feature a bicycle or pedestrian facility. The degree of preferential weighting and the circumstantial factors sufficient to overcome the weighting shall be in the complete discretion of the ~~Transportation Alternatives Grant Committee~~ Agency.

(g) The Agency shall develop an outreach and marketing effort designed to provide information to communities with respect to the benefits of participating in the Transportation Alternatives Grant Program. The outreach and marketing activities shall include apprising municipalities of the availability of grants for salt and sand sheds. The outreach effort should be directed to areas of the State historically underserved by this Program.

\* \* \* Emissions Inspections \* \* \*

Sec. 44. 23 V.S.A. § 1222(a) is amended to read:

(a) Except for school buses, which shall be inspected as prescribed in section 1282 of this title, and motor buses as defined in subdivision 4(17) of this title, which shall be inspected twice during the calendar year at six-month intervals, all motor vehicles registered in this State shall ~~be inspected~~ undergo a safety and visual emissions inspection once each year and all motor vehicles that are registered in this State and are 15 model years old or less shall undergo an emissions or on board diagnostic (OBD) systems inspection once each year as applicable. Any motor vehicle, trailer, or semi-trailer not currently inspected in this State shall be inspected within 15 days following the date of its registration in the State of Vermont.

Sec. 45. RULEMAKING; IMMEDIATE IMPLEMENTATION

(a) Within 14 days after the effective date of this section, the Commissioner of Motor Vehicles shall file with the Secretary of State a proposed amended rule governing vehicle inspections in this State (Periodic Inspection Manual) that is consistent with amendments to 23 V.S.A. § 1222 in Sec. 44 of this act, with the effect that no motor vehicle that is more than 15 model years old will be required to undergo an emissions or on board diagnostic (OBD) systems inspection.

(b) As soon as practicable after the effective date of this section, the Commissioner shall update the content of inspections conducted through the Automated Vehicle Inspection Program to exclude any requirements of the current Periodic Inspection Manual that are inconsistent with the amendments to 23 V.S.A. § 1222 in Sec. 44 of this act, with the effect that no motor vehicle that is more than 15 model years old will be required to undergo an emissions or OBD systems inspection.

(c) In the event that the Commissioner cannot update the content of inspections conducted through the Automated Vehicle Inspection Program in accordance with subsection (b) of this section within 30 days after the effective date of this section, the Commissioner shall, within 30 days after the effective date of this section, develop and implement a temporary work-around to ensure that no motor vehicle that is more than 15 model years old will be required to undergo an emissions or OBD systems inspection.

\* \* \* Vehicle Feebate Report \* \* \*

#### Sec. 46. VEHICLE FEEBATE REPORT

The Agency of Transportation, in consultation with the Joint Fiscal Office, shall complete a study and submit a written report to the House and Senate Committees on Transportation on or before October 15, 2019 concerning whether Vermont should establish a time-of-acquisition vehicle feebate program to act as a self-funding incentive program. For purposes of this section, a “vehicle feebate” provides rebates to individuals who purchase or, if applicable, lease efficient vehicles that are funded by fees levied on individuals who purchase or, if applicable, lease inefficient vehicles. The report shall, at a minimum, consider whether vehicle feebates should be structured in steps—one or multiple—or as a continuum; whether there should be separate vehicle feebates for different classes of vehicles and, if so, whether there should be different pivot points for where a fee crosses over to a rebate; and if vehicle feebates should apply to both new and used vehicles and purchased and leased vehicles. The report shall also consider how a time-of-acquisition vehicle feebate program or other funding mechanism could function with the vehicle incentive programs established in Sec. 34 of this act and the level of investment, incentives, feebates, and other monetary incentives and disincentives needed to reach the number of plug-in electric vehicles in Vermont’s Comprehensive Energy Plan.

\* \* \* Weight-Based Annual Registration Report \* \* \*

#### Sec. 47. WEIGHT-BASED ANNUAL REGISTRATION REPORT

The Agency of Transportation, in consultation with the Joint Fiscal Office, shall complete a study and submit a written report to the House and Senate



Committees on Transportation on or before December 15, 2019 concerning the feasibility of implementing an annual motor vehicle registration fee system that addresses road maintenance cost allocations for road traveling motor vehicles based on vehicle weight. Such a registration fee system could be in addition to or in lieu of existing motor vehicle registration fees. The study and report shall, at a minimum, identify, analyze, and make recommendations on: the current motor vehicle registration fee structure, any benefits to establishing a new system that better allocates costs based on vehicle weight; any anticipated implementation difficulties; ways to measure vehicle weight; what types of road traveling motor vehicles could and should be subject to such a registration fee; how to calculate registration fees to best account for weight-based wear on Vermont roads; and how other States have implemented weight-based registration fees.

\* \* \* Sign Law Violation Civil Ticket \* \* \*

Sec. 48. 10 V.S.A. § 503 is amended to read:

§ 503. PENALTY

A person who violates this chapter shall be ~~fin~~ assessed a civil penalty of not more than \$100.00 ~~or imprisoned not more than 30 days, or both.~~ Each day the violation continues shall be a separate offense.

Sec. 49. 4 V.S.A. § 1102 is amended to read:

§ 1102. JUDICIAL BUREAU; JURISDICTION

\* \* \*

(b) The Judicial Bureau shall have jurisdiction of the following matters:

\* \* \*

(29) Violations of 10 V.S.A. chapter 21, relating to the prohibition of outdoor advertising.

\* \* \*

\* \* \* Effective Dates \* \* \*

Sec. 50. EFFECTIVE DATES

(a) This section and Secs. 1(b) (act definitions), 12 (BUILD grant), 13 (CRISI grant), 20 (public transit study), 29 (plug-in electric vehicle definition), 30 (electric vehicle supply equipment definition), 33 (net metering), 34 (vehicle incentive and emissions repair programs), 35 (Public Utility Commission report), 36 (Agency of Agriculture, Food and Markets reporting), 39 (PUC jurisdiction), 44 (emissions inspections), 45 (emissions inspections implementation), 46 (vehicle feebate report), and 47 (weight-based annual registration report) shall take effect on passage.

(b) Secs. 31 (weights and measures definition), and 32 (electric vehicle supply equipment definition) shall take effect on the earlier of January 1, 2021 or six months after the National Institute of Standards and Technology adopts code on electric vehicle fueling systems.

(c) Sec. 41 (State vehicle fleet) shall take effect on July 1, 2021.

(d) All other sections shall take effect on July 1, 2019.

And that the bill ought to pass in concurrence with such proposal of amendment.

Senator Campion, for the Committee on Finance, to which the bill was referred, reported recommending that the bill ought to pass in concurrence with proposal of amendment as recommended by the Committee on Transportation.

Senator Kitchel, for the Committee on Appropriations, to which the bill was referred, reported recommending that the Senate propose to the House that the bill be amended as recommended by the Committee on Transportation with the following amendments thereto:

First: By striking out Sec. 6 in its entirety and inserting in lieu thereof a new Sec. 6 to read as follows:

Sec. 6. SPENDING AUTHORITY IN THE MUNICIPAL MITIGATION ASSISTANCE PROGRAM

(a) Spending authority for grants in the Municipal Mitigation Assistance Program in the Agency of Transportation's Proposed Fiscal Year 2020 Transportation Program (Revised February 21, 2019) is decreased by \$800,000.00 in special funds from the Clean Water Fund.

(b) Spending authority for grants in the Municipal Mitigation Assistance Program in the Agency of Transportation's Proposed Fiscal Year 2020 Transportation Program (Revised February 21, 2019) is increased by \$135,000.00 in transportation funds.

(c) If the Agency's fiscal year 2019 maintenance of effort requirement is attained and toll credits are approved by the Federal Highway Administration in fiscal year 2020, then spending authority for grants in the Municipal Mitigation Assistance Program in the Agency of Transportation's Proposed Fiscal Year 2020 Transportation Program (Revised February 21, 2019) is further increased by the amount of toll credits approved, but not to exceed \$845,416.64.

Second: In Sec. 34, vehicle incentive and emissions repair programs, by striking out the following: "is authorized to spend \$1,500,000.00 on the two

programs” and inserting in lieu thereof the following: is authorized to spend \$2,000,000.00 as appropriated in the fiscal year 2020 budget on the two programs

Third: By striking out Sec. 50, effective dates, and its accompanying reader assistance heading in their entirety and inserting in lieu thereof the following:

\* \* \* Foreign Driver’s License Reciprocity \* \* \*

Sec. 50. 23 V.S.A. § 208 is amended to read:

§ 208. RECIPROCAL RECOGNITION OF NONRESIDENT REGISTRATIONS, LICENSES, AND PERMITS; FOREIGN VISITORS

As determined by the Commissioner, and consistent with section 601 of this title, a motor vehicle owned by a nonresident shall be considered as registered and a nonresident operator shall be considered as licensed or permitted in this State if the nonresident owner or operator has complied with the laws of the foreign country or state of his or her residence relative to the registration of motor vehicles and the granting of ~~operators’~~ operator’s licenses or learner’s permits. However, these exemptions shall be operative only to the extent that under the laws of the foreign country or state of the owner’s or operator’s residence like exemptions and privileges are granted to owners of motor vehicles duly registered and to operators duly licensed or permitted under the laws of this State, except that if the owner or operator is a resident of a country not adjoining the United States, the exemptions shall be operative for a period of not more than ~~30 days for vacation purposes~~ one year even if the country does not grant like privileges to residents of this State.

Sec. 51. 23 V.S.A. § 601(a) is amended to read:

(a)(1) Except as otherwise provided by law, a resident shall not operate a motor vehicle on a highway in Vermont unless he or she holds a valid license issued by the State of Vermont. A new resident who has moved into the State from another jurisdiction and who holds a valid license to operate motor vehicles under section 208 of this title shall procure a Vermont license within 60 days of moving to the State. Except as provided in subsection 603(d) of this title, licenses shall not be issued to nonresidents.

(2) In addition to any other requirement of law, a nonresident as defined in section 4 of this title shall not operate a motor vehicle on a Vermont highway unless:

(A) he or she holds a valid license or permit to operate a motor vehicle issued by another U.S. jurisdiction; or

~~(B) he or she holds a valid license or permit to operate a motor vehicle from a jurisdiction outside the United States and operates for a period of not more than 30 days for vacation purposes; or~~

~~(C) he or she holds a valid license or permit to operate a motor vehicle from a jurisdiction outside the United States and:~~

~~(i) is at least 18 or more years of age, is lawfully present in the United States, and has been in the United States for less not more than one year; and~~

~~(ii) the jurisdiction that issued the license is a party to the 1949 Convention on Road Traffic or the 1943 Convention on the Regulation of Inter-American Motor Vehicle Traffic; and~~

~~(iii) he or she possesses an international driving permit.~~

Sec. 52. 23 V.S.A. § 632(a) is amended to read:

(a) Before an operator's or a junior operator's license is issued to an applicant for the first time in this State, or before a renewal license is issued to an applicant whose previous Vermont license had expired more than three years prior to the application for renewal, the applicant shall pass a satisfactory examination, except that the Commissioner may, in his or her discretion, waive the examination when the applicant holds a chauffeur's or operator's license in force at the time of application or within one year ~~of prior to the application~~ in some other state jurisdiction where an examination is required similar to the examination required in this State.

\* \* \* Effective Dates \* \* \*

Sec. 53. EFFECTIVE DATES

(a) This section and Secs. 1(b) (act definitions), 12 (BUILD grant), 13 (CRISI grant), 20 (public transit study), 29 (plug-in electric vehicle definition), 30 (electric vehicle supply equipment definition), 33 (net metering), 34 (vehicle incentive and emissions repair programs), 35 (Public Utility Commission report), 36 (Agency of Agriculture, Food and Markets reporting), 39 (PUC jurisdiction), 44 (emissions inspections), 45 (emissions inspections implementation), 46 (vehicle feebate report), and 47 (weight-based annual registration report) shall take effect on passage.

(b) Secs. 31 (weights and measures definition), and 32 (electric vehicle supply equipment definition) shall take effect on the earlier of January 1, 2021 or six months after the National Institute of Standards and Technology adopts code on electric vehicle fueling systems.

(c) Sec. 41 (State vehicle fleet) shall take effect on July 1, 2021.

(d) All other sections shall take effect on July 1, 2019.

And that the bill ought to pass in concurrence with such proposals of amendment.

Thereupon, the bill was read the second time by title only pursuant to Rule 43, and the recommendation of proposal of amendment of the Committee on Transportation was amended as recommended by the Committee on Appropriations.

Thereupon, the proposal of amendment recommended by the Committee on Transportation, as amended, was agreed to and third reading of the bill was ordered on a roll call, Yeas 30, Nays 0.

Senator Mazza having demanded the yeas and nays, they were taken and are as follows:

#### **Roll Call**

**Those Senators who voted in the affirmative were:** Ashe, Balint, Baruth, Benning, Bray, Brock, Campion, Clarkson, Collamore, Cummings, Hardy, Hooker, Ingram, Kitchel, Lyons, MacDonald, Mazza, McCormack, McNeil, Nitka, Parent, Pearson, Perchlik, Pollina, Rodgers, Sears, Sirotkin, Starr, Westman, White.

**Those Senators who voted in the negative were:** None.

#### **Proposal of Amendment; Third Reading Ordered**

#### **H. 527.**

Senator Cummings, for the Committee on Finance, to which was referred House bill entitled:

An act relating to Executive Branch and Judicial Branch fees.

Reported recommending that the Senate propose to the House to amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following:

\* \* \* Department of Financial Regulation \* \* \*  
\* \* \* Financial and Related Services; Licensees \* \* \*

Sec. 1. 8 V.S.A. 2102 is added to read:

#### § 2102. APPLICATION FOR LICENSE

(a) Application for a license or registration shall be in writing, under oath, and in the form prescribed by the Commissioner, and shall contain the legal name, any fictitious name or trade name, and the address of the residence and place of business of the applicant, and if the applicant is a partnership or an

association, of every member thereof, and if a corporation, of each officer and director thereof; also the county and municipality with street and number, if any, where the business is to be conducted and such further information as the Commissioner may require.

(b) At the time of making an application, the applicant shall pay to the Commissioner a fee for investigating the application and a license or registration fee for a period terminating on the last day of the current calendar year. The following fees are imposed on applicants:

(1) For an application for a lender license under chapter 73 of this title, \$1,000.00 as a license fee and \$1,000.00 as an application and investigation fee for the initial license. For each additional lender license from the same applicant, \$500.00 as a license fee and \$500.00 as an application and investigation fee.

(2) For an application for a lender license under chapter 73 of this title for a lender only making commercial loans, \$500.00 as a license fee and \$500.00 as an application and investigation fee.

(3) For an application for a mortgage broker license under chapter 73 of this title, other than a mortgage broker that meets each of the requirements of subdivisions (b)(4)(A)–(B) of this section, \$500.00 as a license fee and \$500.00 as an application and investigation fee.

(4) For an application for a mortgage broker license under chapter 73 of this title that meets each of the following requirements, \$250.00 as a license fee and \$250.00 as an application and investigation fee:

(A) the applicant is an individual sole proprietor; and

(B) no person, other than the applicant, shall be authorized to act as a mortgage broker under the applicant's license.

(5) For an application for a mortgage loan originator license under chapter 73 of this title, \$50.00 as a license fee and \$50.00 as an application and investigation fee.

(6) For an application for a sales finance company license under chapter 73 of this title, \$350.00 as a license fee and \$350.00 as an application and investigation fee.

(7) For an application for a loan solicitation license under chapter 73 of this title, \$500.00 as a license fee and \$500.00 as an application and investigation fee.

(8) For an application for any combination of lender license under chapter 73 of this title, mortgage broker license under chapter 73 of this title,

loan solicitation license under chapter 73 of this title, or loan servicer license under chapter 85 of this title, \$1,500.00 as a license fee and \$1,500.00 as an application and investigation fee.

(9) For an application for a consumer litigation funding company registration under chapter 74 of this title, \$200.00 as a registration fee and \$300.00 as an application and investigation fee.

(10) For an application for a money transmission license under chapter 79 of this title, \$1,000.00 as a license fee, \$1,000.00 as an application and investigation fee, and \$25.00 as a license fee for each authorized delegate location.

(11) For an application for a check cashing and currency exchange license under chapter 79 of this title, \$500.00 as a license fee and \$500.00 as an application and investigation fee.

(12) For an application for a debt adjuster license under chapter 83 of this title, \$250.00 as a license fee and \$500.00 as an application and investigation fee.

(13) For an application for a loan servicer license under chapter 85 of this title, \$1,000.00 as a license fee and \$1,000.00 as an application and investigation fee.

Sec. 1a. 8 V.S.A. 2109 is added to read:

§ 2109. ANNUAL RENEWAL OF LICENSE

(a) On or before December 1 of each year, every licensee shall renew its license or registration for the next succeeding calendar year and shall pay to the Commissioner the applicable renewal of license or registration fee. At a minimum, the licensee or registree shall continue to meet the applicable standards for licensure or registration. At the same time, the licensee or registree shall maintain with the Commissioner any required bond in the amount and of the character as required by the applicable chapter. The annual license or registration renewal fee shall be:

(1) For a lender license under chapter 73 of this title, \$1,200.00.

(2) For a lender license under chapter 73 of this title for a lender only making commercial loans, \$500.00.

(3) For a mortgage broker license under chapter 73 of this title, other than a mortgage broker that meets each of the requirements of subdivisions (4)(A)–(C) of this section, \$500.00.

(4) For a mortgage broker license under chapter 73 of this title that meets each of the following requirements, \$250.00:

(A) the mortgage broker license is held by an individual sole proprietor;

(B) no person, other than the individual sole proprietor, shall be authorized to act as a mortgage broker under this license; and

(C) the mortgage broker originated five or fewer loans within the last calendar year.

(5) For a mortgage loan originator license under chapter 73 of this title, \$100.00.

(6) For a sales finance company license under chapter 73 of this title, \$350.00.

(7) For a loan solicitation license under chapter 73 of this title, \$500.00.

(8) For any combination of lender license under chapter 73 of this title, mortgage broker license under chapter 73 of this title, loan solicitation license under chapter 73 of this title, or loan servicer license under chapter 85 of this title, \$1,700.00.

(9) For a consumer litigation funding company registration under chapter 74 of this title, \$200.00.

(10) For a money transmission license under chapter 79 of this title, \$1,000.00, plus an annual renewal fee of \$25.00 for each authorized delegate, provided that the total renewal fee of all authorized delegate locations shall not exceed \$3,500.00.

(11) For a check cashing and currency exchange license under chapter 79 of this title, \$500.00.

(12) For a debt adjuster license under chapter 83 of this title, \$250.00.

(13) For a loan servicer license under chapter 85 of this title, \$1,000.00.

\* \* \* Insurance \* \* \*

\* \* \* Term of License \* \* \*

Sec. 2. 8 V.S.A. § 4798 is amended to read:

§ 4798. TERM OF LICENSE

(a) Except as provided by ~~subsection~~ subsections (b) and (d) of this section, all licenses issued pursuant to this subchapter shall continue in force not longer than 24 months.

\* \* \*

(d) Producer appointments shall expire as of 12:01 a.m. on the first day of June of the ~~odd-numbered year next~~ following the date of issuance. ~~Biennially~~



Annually, before the expiration of producer appointments, the Commissioner shall provide each insurer with an alphabetical appointment renewal list of the names for all of its producers in the State. Each insurer shall return the list and identify the producer appointments to be renewed in a manner and time specified by the Commissioner. Payment of the ~~biennial~~ annual producer appointment renewal fee, as specified in section 4800 of this title, shall be made in a manner and time specified by the Commissioner.

\* \* \* License Requirements \* \* \*

Sec. 3. 8 V.S.A. § 4800(2)(A) is amended to read:

(2)(A) All license applications shall be accompanied by a \$30.00 fee plus the applicable fees as follows:

\* \* \*

(iii) Except as provided in subdivisions (I) and (II) of this subdivision, initial and biennial producer appointment fees for each qualification set forth in section 4813g of subchapter 1A of this chapter for resident and nonresident producers acting as agents of foreign insurers, ~~\$60.00~~ \$120.00:

(I) the Commissioner may charge one fee for a qualification in “property and casualty” insurance; and

(II) the Commissioner may charge one fee for a qualification in “life and accident and health or sickness” insurance.

(iv) Initial 24-month appointment and biennial renewal appointment fee for limited lines producers, ~~\$60.00~~ \$90.00.

(v) Initial 24-month license and biennial renewal fee for resident and nonresident adjusters, and appraisers licenses, ~~\$60.00~~ \$120.00, and public adjusters, \$200.00.

\* \* \*

Sec. 3a. 8 V.S.A. § 4800(2)(A) is amended to read:

(2)(A) All license applications shall be accompanied by a \$30.00 fee plus the applicable fees as follows:

\* \* \*

(iii) Except as provided in subdivisions (I) and (II) of this subdivision, initial and ~~biennial~~ annual producer appointment fees for each qualification set forth in section 4813g of subchapter 1A of this chapter for resident and nonresident producers acting as agents of foreign insurers, ~~\$120.00~~ \$60.00:

(I) the Commissioner may charge one fee for a qualification in “property and casualty” insurance; and

(II) the Commissioner may charge one fee for a qualification in “life and accident and health or sickness” insurance.

\* \* \*

\* \* \* Securities Act \* \* \*

\* \* \* Agents, Investment Advisers, Investment Adviser Representatives,  
and Federal Covered Investment Advisors \* \* \*

Sec. 4. 9 V.S.A. § 5410(b) is amended to read:

(b) The fee for an individual is ~~\$90.00~~ \$120.00 when filing an application for registration as an agent, ~~\$90.00~~ \$120.00 when filing a renewal of registration as an agent, and ~~\$90.00~~ \$120.00 when filing for a change of registration as an agent. If the filing results in a denial or withdrawal, the Commissioner shall retain the fee.

\* \* \* Department of Fish and Wildlife \* \* \*

\* \* \* License Fees \* \* \*

Sec. 5. 10 V.S.A. § 4255 is amended to read:

(a) Vermont residents may apply for licenses on forms provided by the Commissioner. Fees for each license shall be:

(1) Fishing license	<del>\$26.00</del> <u>\$28.00</u>
(2) Hunting license	<del>\$26.00</del> <u>\$28.00</u>
(3) Combination hunting and fishing license	<del>\$42.00</del> <u>\$47.00</u>

\* \* \*

(b) Nonresidents may apply for licenses on forms provided by the Commissioner. Fees for each license shall be:

(1) Fishing license	<del>\$52.00</del> <u>\$54.00</u>
---------------------	-----------------------------------

\* \* \*

(4) Hunting license	<del>\$100.00</del> <u>\$102.00</u>
(5) Combination hunting and fishing license	<del>\$138.00</del> <u>\$143.00</u>

\* \* \*

\* \* \* Lifetime Licenses \* \* \*

Sec. 6. 10 V.S.A. § 4279(f) is amended to read:

(f) Fees for lifetime licenses shall be the appropriate multiplication factor for the child’s or adult’s age multiplied by the fee for the appropriate license.

Appropriate license fees are those in subdivisions 4255(a)(1), (2), and (3) of this title for residents and subdivisions 4255(b)(1), (4), and (5) of this title for nonresidents. Multiplication factors are as follows:

(1) for children under 1 year of age 6 8

\* \* \*

\* \* \* Department of Labor \* \* \*

\* \* \* Workers' Compensation Fund \* \* \*

#### Sec. 7. WORKERS' COMPENSATION RATE OF CONTRIBUTION

For fiscal year 2020, after consideration of the formula in 21 V.S.A. § 711(b) and historical rate trends, the General Assembly determines that the rate of contribution for the direct calendar year premium for workers' compensation insurance shall remain at the rate of 1.4 percent. The contribution rate for self-insured workers' compensation losses and workers' compensation losses of corporations approved under 21 V.S.A. chapter 9 shall remain at one percent.

\* \* \* Department of Motor Vehicles \* \* \*

\* \* \* All-Terrain Vehicles \* \* \*

Sec. 8. 23 V.S.A. § 3504(a) is amended to read:

(a) The registration fee for all-terrain vehicles other than as provided for in subsection (b) of this section is ~~\$35.00~~ \$45.00. Duplicate registration certificates may be obtained upon payment of \$6.00 to the Department.

\* \* \* Department of Public Service and Public Utility Commission \* \* \*

\* \* \* Gross Receipts Tax \* \* \*

Sec. 9. 30 V.S.A. § 22 is amended to read:

#### § 22. TAX TO FINANCE DEPARTMENT AND COMMISSION

(a) For the purpose of maintaining the Department of Public Service and Public Utility Commission, including expenses related to maintaining an adequate engineering, legal, and administrative force in the Department of Public Service and paying all the expenses incident thereof, including rents, each person, partnership, association, or private or municipal corporation conducting a business subject to the supervision of the Department of Public Service and Public Utility Commission, including electric cooperatives, shall pay into the State Treasury on or before April 15 annually, in addition to the taxes now required by law to be paid, a tax, at the rate hereinafter named, according to the nature of the public service business engaged in by such person, partnership, association, or private or municipal corporation, based on the gross operating revenue received by such person, partnership, association,

or private or municipal corporation in the conduct of such business in the State during the year next preceding, as shown by the annual report filed on or before such date with the Department of Public Service on the form prescribed by it and containing such information as may be necessary to enable the Department to determine the amount of the tax payable.

(1) The rate of tax for each type of public service company, for the purpose of maintaining the Department of Public Service, shall be the following:

~~(1)(A)~~ (A) for companies, cooperative, municipal or privately owned, generating, distributing, selling, or transmitting electric energy, ~~0.0050~~ 0.00320 of gross operating revenue;

~~(2)(B)~~ (B) for telephone companies, ~~0.0050~~ 0.003 of gross operating revenue or ~~\$500.00~~ \$300.00, whichever is greater;

~~(3)(C)~~ (C) for gas companies, ~~0.0030~~ 0.00320 of gross operating revenue;

~~(4)(D)~~ (D) for water companies, ~~0.001~~ 0.0006 of gross operating revenue or ~~\$5.00~~ \$3.00, whichever is greater;

~~(5)(E)~~ (E) for companies owning or operating a cable television system, ~~0.005~~ 0.003 of gross operating revenue or ~~\$25.00~~ \$15.00, whichever is greater, \$25,000.00 of which shall be used each year by the Department for special planning functions relating to cable television systems;

~~(6)(F)~~ (F) for companies whose sole telephone business consists of owning customer-owned, coin-operated telephones with total annual revenues of less than \$5,000.00, the choice of either ~~0.0050~~ 0.003 of gross operating revenue from telephone revenues or the amount of ~~\$20.00~~ \$12.00; and

~~(7)(G)~~ (G) for all other companies named in section 203 of this title, ~~0.001~~ 0.0006 of gross operating revenues.

(2) The rate of tax for each type of public service company, for the purpose of maintaining the Public Utility Commission, shall be the following:

(A) for companies, cooperative, municipal or privately owned, generating, distributing, selling, or transmitting electric energy, 0.00205 of gross operating revenue;

(B) for telephone companies, 0.002 of gross operating revenue or \$200.00, whichever is greater;

(C) for gas companies, 0.00205 of gross operating revenue;

(D) for water companies, 0.0004 of gross operating revenue or \$2.00, whichever is greater;

(E) for companies owning or operating a cable television system, 0.002 of gross operating revenue or \$10.00, whichever is greater;

(F) for companies whose sole telephone business consists of owning customer-owned, coin-operated telephones with total annual revenues of less than \$5,000.00, the choice of either 0.002 of gross operating revenue from telephone revenues or the amount of \$8.00; and

(G) for all other companies named in section 203 of this title, 0.0004 of gross operating revenues.

(b) The ~~tax~~ taxes levied under this section shall not apply to sales of electrical power for resale.

~~(c) Of the revenue deposited into the special fund for the maintenance of engineering and accounting forces, 40 percent shall be allocated to the Public Utility Commission and 60 percent shall be allocated to the Department of Public Service. [Repealed.]~~

~~(d)(1) On June 30 of each year, any balance in the amount allocated to received by the Public Utility Commission from the special fund for the maintenance of engineering and accounting forces, after accounting for expenditures and encumbrances, in excess of 20 percent of the Commission's allocation funds received by the Commission for that year shall be used in the manner provided by subdivision (3) of this subsection.~~

~~(2) On June 30 of each year, any balance in the amount allocated to received by the Department of Public Service from the special fund for the maintenance of engineering and accounting forces, after accounting for expenditures and encumbrances, in excess of 20 percent of the Department's allocation funds received by the Department for that year shall be used in the manner provided by subdivision (3) of this subsection.~~

\* \* \*

\* \* \* Certificates of Public Good for New Gas and Electric Purchases,  
Investments, and Facilities \* \* \*

Sec. 10. 30 V.S.A. § 248c is added to read:

§ 248c. FEES; DEPARTMENT OF PUBLIC SERVICE AND PUBLIC  
UTILITY COMMISSION; PARTICIPATION IN CERTIFICATION  
AND SITING PROCEEDINGS

(a) Establishment. This section establishes fees for the purpose of supporting the role of the Department of Public Service (Department) and the Public Utility Commission (Commission) in reviewing applications for in-state facilities under section 248 of this title. Companies that pay the gross receipts tax as provided in section 22 of this title shall not be subject to the fees

established in this section.

(b) Payment. The applicant shall pay the fee into the State Treasury at the time the application for a certificate of public good is filed with the Commission in an amount calculated in accordance with this section. The fee shall be deposited into the gross revenue fund. Of the fees deposited into the gross revenue fund, 60 percent shall be allocated to the Department and 40 percent shall be allocated to the Commission.

(c) Definitions. As used in this section, “kW” and “plant capacity” have the same meaning as in section 8002 of this title.

(d) Electric and natural gas facilities. This subsection sets fees for applications under section 248 of this title.

(1) There shall be a registration fee of \$100.00 for each electric generation facility less than or equal to 50 kW in plant capacity, or for a rooftop project, or for a hydroelectric project filing a net metering registration, or for an application filed under subsection 248(n) of this title.

(2) There shall be a fee of \$25.00 for modifications for each electric generation facility less than or equal to 50 kW in plant capacity, or for a rooftop project, or for a hydroelectric project filing a net metering registration, or for an application filed under subsection 248(n) of this title.

(3) There shall be a fee for electric generation facilities that do not qualify for the lower fees in subdivisions (1) and (2) of this subsection, calculated as follows:

(A) \$5.00 per kW; and

(B) \$100.00 for modifications.

(e) Report. On or before the third Tuesday of each annual legislative session, the Department and Commission shall jointly submit a report to the General Assembly by electronic submission. The provisions of 2 V.S.A. § 20(d) (expiration of required reports) shall not apply to this report. The report shall list the fees collected and refunds approved, if any, under this section and under section 248d of this title during the preceding fiscal year.

Sec. 11. 30 V.S.A. § 248d is added to read:

§ 248d. FEE REFUND

If an applicant withdraws an application and seeks a fee refund, then a written request for an application fee refund shall be submitted to the Public Utility Commission (Commission) within 90 days of the withdrawal of the application.

(1) As used in this section, “agency” means the Agency of Natural Resources, the Department of Public Service, or the Commission.

(2) In the event that an application is withdrawn before any agency has filed comments expressing a position on any part of the application, filed testimony, or filed a stipulated agreement with the Commission in the context of a certificate of public good proceeding, the Commission shall, upon request of the applicant, refund 50 percent of the fee paid to each agency above the first \$100.00; however, in no instance shall the agency retain more than \$20,000.00.

(3) In the event that an application is withdrawn after any agency has filed comments expressing a position on any part of the application, filed testimony, or filed a stipulated agreement with the Commission in the context of a certificate of public good proceeding, the Commission shall, upon request of the applicant, refund 25 percent of the fee paid to each agency above the first \$100.00.

(4) Commission decisions regarding application fee refunds may be appealed to the Vermont Supreme Court.

(5) In no event may an application fee or a portion thereof be refunded after the Commission has issued a final decision on the merits of an application, whether the decision is to grant or deny the application in whole or in part.

(6) No interest will be due or payable on any money refunded under this section.

#### Sec. 12. EVALUATION OF FEES

The Department of Public Service (Department), in consultation with the Public Utility Commission (Commission), shall evaluate the feasibility of using billback mechanisms to recover the costs related to reviewing applications for in-state facilities under section 248 of this title for projects that produce five megawatts or more of electricity. The Department shall, on or before January 15 of 2020, submit electronically a report to the House Committee on Ways and Means and to the House Committee on Energy and Technology with their findings.

\* \* \* Secretary of State \* \* \*  
\* \* \* Professional Regulation \* \* \*

Sec. 13. 3 V.S.A. § 125 is amended to read:

#### § 125. FEES

(a) In addition to the fees otherwise authorized by law, a board or adviser profession may charge the following fees:

\* \* \*

(4) Continuing, qualifying, or prelicensing education course approval:(A) Provider, \$100.00.(B) Individual, \$25.00.

(b) Unless otherwise provided by law, the following fees shall apply to all professions regulated by the Director in consultation with advisor appointees under Title 26:

\* \* \*

(2) Application for licensure or certification, \$100.00, except application for:

\* \* \*

(C) Application for real estate appraisers, \$275.00.(D) Temporary real estate appraiser license, \$150.00.(E) Appraisal management company registration, \$600.00.

\* \* \*

(4) Biennial renewal, ~~\$200.00~~ \$240.00, except biennial renewal for:

\* \* \*

(C) Physical therapists and assistants, ~~\$100.00~~ \$150.00.

\* \* \*

(J) Appraisal management company registration, \$600.00.

(K) Radiologic therapist, radiologic technologist, nuclear medicine technologist, \$150.00.

\* \* \*

(6) Radiologic evaluation, \$125.00.

\* \* \*

\* \* \* Board of Public Accountancy \* \* \*

Sec. 14. 26 V.S.A. § 56 is amended to read:

## § 56. FEES

Applicants and persons regulated under this chapter shall pay the following fees:

- |                                 |                                       |
|---------------------------------|---------------------------------------|
| (1) Application for license     | <del>\$ 75.00</del> <u>\$ 100.00</u>  |
| (2) Biennial renewal of license | <del>\$ 120.00</del> <u>\$ 220.00</u> |



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(3) Firm registration and biennial renewal  
of registration ~~\$ 120.00~~ \$ 200.00

\* \* \*

(5) Firm biennial renewal of registration \$ 400.00

(6) Sole proprietor firm biennial renewal of registration \$ 200.00

\* \* \* Board of Dental Examiners \* \* \*

Sec. 15. 26 V.S.A. § 662(a) is amended to read:

(a) Applicants and persons regulated under this chapter shall pay the following fees:

(1) Application

(A) Dentist ~~\$ 225.00~~ \$ 250.00

(B) Dental therapist \$ 185.00

(C) Dental hygienist ~~\$ 150.00~~ \$ 175.00

(D) Dental assistant ~~\$ 60.00~~ \$ 70.00

(2) Biennial renewal

(A) Dentist ~~\$ 355.00~~ \$ 575.00

(B) Dental therapist ~~\$ 225.00~~ \$ 270.00

(C) Dental hygienist ~~\$ 125.00~~ \$ 215.00

(D) Dental assistant ~~\$ 75.00~~ \$ 90.00

\* \* \* Board of Professional Engineering \* \* \*

Sec. 16. 26 V.S.A. § 1176 is amended to read:

§ 1176. FEES

Applicants and persons regulated under this chapter shall pay the following fees:

(1) Application for engineering license or application to add additional specialty discipline ~~\$ 80.00~~ \$ 100.00

\* \* \*

(3) Biennial license renewal ~~\$ 100.00~~ \$ 150.00

\* \* \*

## \* \* \* State Board of Nursing \* \* \*

Sec. 17. 26 V.S.A. § 1577 is amended to read:

§ 1577. FEES

Applicants and persons regulated under this chapter shall pay the following fees:

(1) Nursing Assistants

\* \* \*

(B) Biennial renewal ~~\$ 45.00~~ \$ 55.00

(2) Practical Nurses and Registered Nurses

(A) Application by exam ~~\$ 60.00~~ \$ 75.00

(B) ~~Registered nurse application~~ Application by endorsement  
\$ 150.00

(C) Biennial renewal for Practical Nurses ~~\$ 140.00~~ \$ 175.00

(D) Biennial renewal for Registered Nurses \$ 190.00

(3) Advanced Practice Registered Nurses

(A) Initial endorsement of advanced practice registered nurses  
~~\$ 75.00~~ \$ 100.00

(B) Biennial renewal of advanced practice registered nurses ~~\$ 75.00~~  
\$ 125.00

\* \* \* Board of Pharmacy \* \* \*

\* \* \* Licensing Fees \* \* \*

Sec. 18. 26 V.S.A. § 2046 is amended to read:

§ 2046. FEES

Applicants and persons regulated under this chapter shall pay the following fees:

(1) Initial application:

\* \* \*

(C) Institutional drug outlets ~~\$ 300.00~~ \$ 400.00

(D) Manufacturing drug outlet ~~\$ 300.00~~ \$ 400.00

(E) Wholesale drug outlet ~~\$ 600.00~~ \$ 700.00

\* \* \*

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<u>(H) Outsourcing drug outlet</u>	<u>\$ 700.00</u>
<u>(I) Nuclear drug outlet</u>	<u>\$ 700.00</u>
<u>(J) Compounding drug outlet</u>	<u>\$ 700.00</u>
<u>(K) Home infusion drug outlet</u>	<u>\$ 700.00</u>
<u>(L) Third-party logistics</u>	<u>\$ 700.00</u>
<u>(M) Pharmacy interns</u>	<u>\$ 20.00</u>

## (2) Biennial renewal:

(A) Pharmacists	<del>\$ 100.00</del> <u>\$ 125.00</u>
(B) Retail drug outlets	<del>\$ 300.00</del> <u>\$ 400.00</u>
(C) Institutional drug outlets	<del>\$ 300.00</del> <u>\$ 500.00</u>
(D) Manufacturing drug outlet	<del>\$ 300.00</del> <u>\$ 500.00</u>
(E) Wholesale drug outlet	<del>\$ 300.00</del> <u>\$ 500.00</u>

\* \* \*

<u>(H) Outsourcing drug outlet</u>	<u>\$ 500.00</u>
<u>(I) Nuclear drug outlet</u>	<u>\$ 500.00</u>
<u>(J) Compounding drug outlet</u>	<u>\$ 500.00</u>
<u>(K) Home infusion drug outlet</u>	<u>\$ 500.00</u>
<u>(L) Third-party logistics</u>	<u>\$ 500.00</u>
<u>(M) Pharmacy interns</u>	<u>\$ 45.00</u>

\* \* \*

\* \* \* Wholesale Distributors and Manufacturers \* \* \*

Sec. 19. 26 V.S.A. § 2076(c) is amended to read:

(c) If the Board determines it is necessary to inspect a certain premises under the same ownership more than once in any two-year period, the Board may charge a reinspection fee of not more than \$100.00 \$500.00.

\* \* \* Real Estate Commission \* \* \*

Sec. 20. 26 V.S.A. § 2255 is amended to read:

§ 2255. FEES

(a) Applicants and persons regulated under this chapter shall pay the following fees:

(1) Application	
(A) Broker license	<del>\$ 50.00</del> <u>\$ 100.00</u>
(B) Salesperson license	<del>\$ 50.00</del> <u>\$ 100.00</u>
(C) Brokerage firm registration	<del>\$ 50.00</del> <u>\$ 200.00</u>
(D) Branch office registration	<del>\$ 50.00</del> <u>\$ 200.00</u>
(2) Biennial renewal of broker or salesperson license	<del>\$ 200.00</del> <u>\$ 240.00</u>
(3) Biennial brokerage firm or branch office registration renewal	<del>\$ 200.00</del> <u>\$ 400.00</u>

\* \* \*

\* \* \* Board of Radiologic Technology \* \* \*

Sec. 21. 26 V.S.A. § 2814 is amended to read:

## § 2814. FEES

Applicants and persons regulated under this chapter shall pay ~~the following~~ fees:

<del>(1) Application for primary licensure</del>	<del>\$ 100.00</del>
<del>(2) Biennial renewal</del>	
<del>(A) Renewal of a single primary license</del>	<del>\$ 110.00</del>
<del>(B) Renewal of each additional primary license</del>	<del>\$ 15.00</del>
<del>(3) Initial competency endorsement under section 2804 of this title</del>	<del>\$ 100.00</del>
<del>(4) Biennial renewal of competency endorsement under section 2804 of this title</del>	<del>\$ 110.00</del>
<del>(5) Evaluation</del>	<del>\$ 125.00</del>

those fees set forth in 3 V.S.A. § 125(b).

\* \* \* Board of Allied Mental Health Practitioners \* \* \*

\* \* \* Clinical Mental Health Counselors \* \* \*

Sec. 22. 26 V.S.A. § 3270a is amended to read:

## § 3270a. FEES

Applicants and persons regulated under this chapter shall pay the following fees:

(1) Application for licensure	<del>\$125.00</del> <u>\$150.00</u>
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(2) Biennial renewal	<del>\$150.00</del> <u>\$200.00</u>
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\* \* \* Board of Real Estate Appraisers \* \* \*

Sec. 23. 26 V.S.A. § 3316 is amended to read:

§ 3316. LICENSING AND REGISTRATION FEES

~~Applicants and persons licensed under this chapter shall pay the following fees:~~

<del>(1) Application</del>	<del>\$125.00</del>
<del>(2) Initial license</del>	<del>\$150.00</del>
<del>(3) Biennial renewal</del>	<del>\$200.00</del>
<del>(4) Temporary license</del>	<del>\$150.00</del>
<del>(5) Prelicensing course review</del>	<del>\$100.00</del>
<del>(6) Continuing education course review</del>	<del>\$100.00</del>
<del>(7) Appraiser trainee annual registration</del>	<del>\$100.00</del>
<del>(8) Appraisal management company registration application</del>	<del>\$125.00</del>
<del>(9) Appraisal management company registration renewal</del>	<del>\$400.00</del>

In addition to the fees otherwise authorized by law, the Director may charge the fees for professions regulated by the Director as set forth in 3 V.S.A. § 125(b).

\* \* \* Board of Allied Mental Health Practitioners \* \* \*

\* \* \* Marriage and Family Therapists \* \* \*

Sec. 24. 26 V.S.A. § 4041a is amended to read:

§ 4041a. FEES

Applicants and persons regulated under this chapter shall pay the following fees:

(1) Application for licensure	<del>\$125.00</del> <u>\$150.00</u>
(2) Biennial renewal	<del>\$150.00</del> <u>\$250.00</u>

\* \* \* Roster of Psychotherapists Who Are Nonlicensed  
and Noncertified \* \* \*

Sec. 25. 26 V.S.A. § 4089a is amended to read:

§ 4089a. FEES

A person who seeks entry on the roster shall pay the following fees:

(1) Initial roster entry	<del>\$75.00</del> <u>\$80.00</u>
(2) Biennial roster reentry	<del>\$90.00</del> <u>\$150.00</u>

\* \* \* Electrologists \* \* \*

Sec. 26. 26 V.S.A. § 4412 is amended to read:

§ 4412. FEES

In addition to examination fees, applicants and licensees regulated under this chapter shall be subject to the fees set forth in 3 V.S.A. § 125(b) ~~and the following fees:~~

- (1) ~~Initial electrology office license \$100.00;~~
- (2) ~~Biennial office license renewal \$ 50.00.~~

\* \* \* Judiciary \* \* \*

\* \* \* Supreme and Superior Courts \* \* \*

Sec. 27. 32 V.S.A. § 1431 is amended to read:

§ 1431. FEES IN SUPREME AND SUPERIOR COURTS

\* \* \*

(d) Prior to the entry of any subsequent pleading which sets forth a claim for relief in the Supreme Court or the Superior Court, there shall be paid to the clerk of the court for the benefit of the State a fee of \$120.00 for every ~~appeal,~~ cross-claim, or third-party claim and a fee of \$90.00 for every counterclaim in the Superior Court in lieu of all other fees not otherwise set forth in this section. The fee for an appeal of a magistrate's decision or the appeal of a small claims decision in the Superior Court shall be \$120.00. The filing fee for civil suspension proceedings filed pursuant to 23 V.S.A § 1205 shall be \$90.00, which shall be taxed in the bill of costs in accordance with sections 1433 and 1471 of this title. This subsection does not apply to filing fees in the Family Division, except with respect to the fee for an appeal of a magistrate's decision.

(e) Prior to the filing of any postjudgment motion in the Civil, Criminal, or Environmental Division of the Superior Court, including motions to reopen civil suspensions and motions for sealing or expungement in the Criminal Division pursuant to 13 V.S.A. § 7602, or motions to reopen existing cases in the Probate Division of the Superior Court, there shall be paid to the clerk of the court for the benefit of the State a fee of \$90.00 except for small claims actions, and estates, and motions to confirm the sale of property in foreclosure. A filing fee of \$90.00 shall be paid to the clerk of the court for a civil petition for minor settlements.

\* \* \*

## \* \* \* Probate Cases \* \* \*

Sec. 28. 32 V.S.A. § 1434 is amended to read:

§ 1434. PROBATE CASES

(a) The following entry fees shall be paid to the Probate Division of the Superior Court for the benefit of the State, except for subdivisions (18) and (19) of this subsection, which shall be for the benefit of the county in which the fee was collected:

\* \* \*

(26) Petitions for license to sell or convey real estate \$100.00

(27) Petition for license to sell or convey personal property \$100.00

\* \* \*

(31) ~~Requests for findings regarding motor vehicle title pursuant to 23 V.S.A. § 2023(e)(2) \$50.00 [Repealed.]~~

(32) Petitions to obtain a birth order pursuant to 15C V.S.A. § 708(a) or § 804(a) \$100.00

(33) Petitions to appeal the State Registrar's denial of an application to amend a birth or death certificate pursuant to 18 V.S.A. § 5073(b) \$150.00

\* \* \*

## \* \* \* Prescription Drug Cost Containment \* \* \*

## \* \* \* Manufacturer Fees \* \* \*

Sec. 29. 33 V.S.A. § 2004(a) is amended to read:

(a) Annually, each pharmaceutical manufacturer or labeler of prescription drugs that are paid for by the Department of Vermont Health Access for individuals participating in Medicaid, Dr. Dynasaur, or VPharm shall pay a fee to the Agency of Human Services. The fee shall be ~~1.5~~ 1.75 percent of the previous calendar year's prescription drug spending by the Department and shall be assessed based on manufacturer labeler codes as used in the Medicaid rebate program.

\* \* \* Entities that Administer Health Reimbursement Arrangements \* \* \*

Sec. 30. 18 V.S.A. § 9417 is added to read:

§ 9417. TAX-ADVANTAGED ACCOUNTS FOR HEALTH EXPENSES;  
ADMINISTRATION; RULEMAKING

(a) As used in this section:

(1) “Flexible spending account” or “FSA” has the same meaning as in 26 U.S.C. § 106(c)(2).

(2) “Health reimbursement arrangement” or “HRA” means any account-based reimbursement arrangement funded solely by employer contributions that reimburses an employee, spouse, or dependents, or a combination thereof, for medical care expenses incurred by the employee, spouse, dependents, or a combination thereof, up to a maximum coverage amount set by the employer for a given coverage period, and that is established pursuant to 26 U.S.C. §§ 105–106 and applicable guidance from the Internal Revenue Service.

(3) “Health savings account” or “HSA” has the same meaning as in 26 U.S.C. § 223(d)(1).

(b) Any entity administering one or more HRAs, HSAs, or FSAs, or a combination of these, in this State is providing financial services to Vermont residents and is subject to the jurisdiction of the Commissioner of Financial Regulation pursuant to 8 V.S.A. § 10 and all other applicable provisions.

(c) The Commissioner of Financial Regulation shall adopt rules pursuant to 3 V.S.A. chapter 25 to license and regulate, to the extent permitted under federal law, entities administering or proposing to administer one or more HRAs, HSAs, or FSAs, or a combination of these, in this State. The rules may include:

(1) annual licensure or registration filing requirements; and

(2) such requirements and qualifications for such entities as the Commissioner determines are appropriate, which may include:

(A) bonding, surplus, reserves, or a combination thereof;

(B) information security and confidentiality; and

(C) examination and enforcement.

(d) Following the adoption of rules pursuant to subsection (c) of this section, an entity making an initial application for a license or registration to administer HRAs, HSAs, or FSAs, or a combination of these, in this State shall pay to the Commissioner a nonrefundable fee of \$600.00 for examining, investigating, and processing the application. Each such entity shall also pay a renewal fee of \$600.00 on or before December 31 every three years following initial licensure.

#### Sec. 31. RULEMAKING; REPORT

On or before February 15, 2020, the Commissioner of Financial Regulation shall provide an update to the Senate Committee on Finance and the House Committees on Health Care and on Commerce and Economic Development on



the progress of the rulemaking required by Sec. 30 of this act, including any findings related to the permissible scope of the rule.

\* \* \* Department of Motor Vehicles \* \* \*  
\* \* \* Public Records Requests \* \* \*

Sec. 32. 23 V.S.A. § 104(a) is amended to read:

~~(a) The records of the registration of motor vehicles, snowmobiles, and motorboats, licensing of operators and registration of dealers, all original accident reports, and the records showing suspension and revocation of licenses and registrations and the records regarding diesel fuel, gasoline, and rental vehicle taxes shall be deemed official and public records, and shall be open to public inspection at all reasonable hours. The Commissioner shall furnish certified copies of the records to any interested person on payment of such fee as established by subdivision 114(a)(21) of this title. Notwithstanding section 114 of this title, information from the records of the Department may be made available to government agencies in the manner determined by the Commissioner and at the actual cost of furnishing the same. The records may be maintained on microfilm or electronic imaging. [Repealed.]~~

Sec. 33. 23 V.S.A. § 114 is amended to read:

§ 114. FEES

(a) The Commissioner shall be paid the following fees for miscellaneous transactions:

- |  |                 |
|--|-----------------|
| (1) Listings of 1 through 4 registrations  | \$8.00          |
| (2) Certified copy of registration application   | \$8.00          |
| (3) Sample plates  | \$18.00         |
| (4) Lists of registered dealers, transporters,<br>periodic inspection stations, fuel dealers,<br>and distributors, including gallonage sold<br>or delivered and rental vehicle companies | \$8.00 per page |
| (5) [Repealed.]  |                 |
| (6) Periodic inspection sticker record   | \$8.00          |
| (7) Certified copy individual accident crash report  | \$12.00         |
| (8) Certified copy police accident crash report  | \$18.00         |
| (9) Certified copy suspension notice   | \$8.00          |
| (10) Certified copy mail receipt   | \$8.00          |
| (11) Certified copy proof of mailing   | \$8.00          |

(12) Certified copy reinstatement notice	\$8.00
(13) Certified copy operator's license application	\$8.00
(14) Certified copy three-year operating record	\$14.00
(15) [Repealed.]	
(16) Government official photo identification card	\$6.00
(17) Listing of operator's licenses of 1 through 4	\$8.00
(18) Statistics and research	\$42.00 per hour
(19) Insurance information on crash	\$8.00
(20) Certified copy complete operating record	\$20.00
(21) Records not otherwise specified	\$8.00 per page
(22) <del>List of title records and related data elements excluding any personally identifiable information—initial computer programming</del> <u>Public records request for Department records requiring custom computer programming</u>	<del>\$5,331.00</del> <u>\$100.00 per hour, but not less than \$500.00</u>
(23) <del>List of title records and related data elements excluding any personally identifiable information—record set on electronic media</del> <u>Public records request for Department records requiring custom computer programming (updated)</u>	\$119.00

\* \* \*

\* \* \* Junior Operator's License \* \* \*

Sec. 34. 23 V.S.A. § 607 is amended to read:

§ 607. JUNIOR OPERATOR'S LICENSE

(a) A junior operator's license may be issued initially only to persons who:

\* \* \*

(3) have:

(A) possessed a learner's permit for not less than one year;

(B) submitted on a form provided by the Department of Motor Vehicles ~~which~~ that is approved by the Commissioner, and certified by the operator's licensed parent or guardian, licensed or certified driver education instructor, or licensed person at least 25 years of age that there ~~has been~~:

(i) ~~was~~ was at least 40 hours of practice behind the wheel, at least 10 of which ~~shall be~~ was nighttime driving; and that the operator was accompanied by ~~their~~ his or her licensed parent or guardian, a licensed or certified driver education instructor, or ~~another~~ another licensed ~~person~~ individual at least 25 years of age, riding ~~beside the operator~~ in the front passenger seat; and

(ii)(C) ~~have~~ have maintained a driving record without a learner's permit suspension, revocation, or recall for six consecutive months prior to licensure.

\* \* \*

(c) Any junior operator's license may be renewed. Notwithstanding the provisions of any other law, a renewed junior operator's license shall not be issued without a photograph or imaged likeness. ~~Any person to whom a renewed junior operator's license has been issued shall, while operating a motor vehicle, carry upon his or her person the last license issued to him or her as well as the renewed license certificate~~ required to meet the requirements of subsection 610(b) of this title.

\* \* \* Photographic Licenses \* \* \*

Sec. 35. 23 V.S.A. § 610(c) is amended to read:

(c) Each license certificate issued to a first-time applicant and each subsequent renewal by that person shall be issued with the photograph or imaged likeness of the licensee included on the certificate. The Commissioner shall determine the locations where photographic licenses may be issued. A person issued a license under this subsection that contains an imaged likeness may renew his or her license by mail. Except that a renewal by a licensee required to have a photograph or imaged likeness under this subsection must be made in person so that an updated imaged likeness of the person is obtained no less often than once every ~~eight~~ nine years.

\* \* \* Commercial Driver License for Qualified Military Personnel \* \* \*

Sec. 36. 23 V.S.A. § 4108(d) is amended to read:

(d) At the discretion of the Commissioner, the knowledge test and the skills test required under 49 C.F.R. § 383.113 ~~49 C.F.R. §§ 383.113 and 383.133~~, as amended, and the tests required for a passenger endorsement or a tank vehicle endorsement or a hazardous materials endorsement under 49 CFR §§ 383.117, 383.119, or 383.121, as amended, may be waived for a commercial motor vehicle driver with military commercial motor vehicle experience who is currently licensed at the time of his or her application for a commercial driver license, if the test is substituted with an applicant's driving record in combination with the driving experience specified in this subsection. The Commissioner shall impose conditions and limitations to restrict the applicants

from whom alternative requirements for the skills test may be accepted. Such conditions shall include the following:

\* \* \*

Sec. 37. 23 V.S.A. § 4108(e) is amended to read:

(e) Obtaining a commercial learner's permit is a precondition to the initial issuance of a commercial driver license. The issuance of a commercial learner's permit also is a precondition to the upgrade of a commercial driver license if the upgrade requires a skills test. A permit may be issued to an individual who holds a valid Vermont driver's license who has passed the vision and written tests required for the class of license authorizing the operation of the type of vehicle for which the permit application is being made. A commercial learner's permit holder is not eligible to take the commercial driver license skills test in the first 14 days after initial issuance of the commercial learner's permit. A permit shall be issued for a period of ~~six months~~ one year, and only one renewal or reissuance of a commercial learner's permit may be granted within a two-year period.

\* \* \* Foreign Driver's License Reciprocity \* \* \*

Sec. 38. 23 V.S.A. § 208 is amended to read:

§ 208. RECIPROCAL RECOGNITION OF NONRESIDENT  
REGISTRATIONS, LICENSES, AND PERMITS; FOREIGN  
VISITORS

As determined by the Commissioner, and consistent with section 601 of this title, a motor vehicle owned by a nonresident shall be considered as registered and a nonresident operator shall be considered as licensed or permitted in this State if the nonresident owner or operator has complied with the laws of the foreign country or state of his or her residence relative to the registration of motor vehicles and the granting of ~~operators'~~ operator's licenses or learner's permits. However, these exemptions shall be operative only to the extent that under the laws of the foreign country or state of the owner's or operator's residence like exemptions and privileges are granted to owners of motor vehicles duly registered and to operators duly licensed or permitted under the laws of this State, except that if the owner or operator is a resident of a country not adjoining the United States, the exemptions shall be operative for a period of not more than ~~30 days for vacation purposes~~ one year even if the country does not grant like privileges to residents of this State.

Sec. 39. 23 V.S.A. § 601(a) is amended to read:

(a)(1) Except as otherwise provided by law, a resident shall not operate a motor vehicle on a highway in Vermont unless he or she holds a valid license

issued by the State of Vermont. A new resident who has moved into the State from another jurisdiction and who holds a valid license to operate motor vehicles under section 208 of this title shall procure a Vermont license within 60 days of moving to the State. Except as provided in subsection 603(d) of this title, licenses shall not be issued to nonresidents.

(2) In addition to any other requirement of law, a nonresident as defined in section 4 of this title shall not operate a motor vehicle on a Vermont highway unless:

(A) he or she holds a valid license or permit to operate a motor vehicle issued by another U.S. jurisdiction; or

~~(B) he or she holds a valid license or permit to operate a motor vehicle from a jurisdiction outside the United States and operates for a period of not more than 30 days for vacation purposes; or~~

~~(C) he or she holds a valid license or permit to operate a motor vehicle from a jurisdiction outside the United States and:~~

~~(i) is at least 18 or more years of age, is lawfully present in the United States, and has been in the United States for less not more than one year; and~~

~~(ii) the jurisdiction that issued the license is a party to the 1949 Convention on Road Traffic or the 1943 Convention on the Regulation of Inter-American Motor Vehicle Traffic; and~~

~~(iii) he or she possesses an international driving permit.~~

Sec. 40. 23 V.S.A. § 632(a) is amended to read:

(a) Before an operator's or a junior operator's license is issued to an applicant for the first time in this State, or before a renewal license is issued to an applicant whose previous Vermont license had expired more than three years prior to the application for renewal, the applicant shall pass a satisfactory examination, except that the Commissioner may, in his or her discretion, waive the examination when the applicant holds a chauffeur's or operator's license in force at the time of application or within one year ~~of~~ prior to the application in some other state jurisdiction where an examination is required similar to the examination required in this State.

\* \* \* Replacement License \* \* \*

Sec. 41. 23 V.S.A. § 613 is amended to read:

§ 613. ~~DUPLICATE~~ REPLACEMENT LICENSE

(a) In case of the loss, mutilation, or destruction of a license or error in a license, the licensee shall forthwith notify the Commissioner who shall furnish such licensee with a ~~duplicate~~ replacement on receipt of \$20.00. ~~A corrected~~

~~license shall be furnished by the Commissioner upon request and receipt of a fee of \$20.00.~~

(b) A ~~duplicate~~ replacement license shall not be issued to any person who has surrendered his or her license to another jurisdiction in connection with obtaining a license in that jurisdiction.

\* \* \* Designated Inspection Station Violations \* \* \*

Sec. 42. 23 V.S.A. § 1231 is amended to read:

§ 1231. ADMINISTRATIVE PENALTIES

(a) The Commissioner may impose an administrative penalty of not more than \$500.00 for each violation against a designated inspection station or a certified inspection mechanic who violates the laws relating to the performance of periodic motor vehicle inspections or the official inspection manuals within the prior three years.

\* \* \*

(c) The Commissioner shall adopt rules establishing categories of violations for which administrative penalties are to be imposed under this section. Categories shall be based on the severity of the violation involved. Penalties assessed for each determination of violation of the inspection rules shall not exceed the following amounts per category:

(1) ~~Category 1.~~ Violation of State law relative to inspection (Category 1)—\$500.00.

(2) ~~Category 2.~~ Violation of a Category 2 inspection rule (~~fraud related~~)—\$300.00.

(3) ~~Category 3.~~ Violation of a Category 3 inspection rule (~~improper action~~)—\$250.00.

(4) ~~Category 4.~~ Violation of a Category 4 inspection rule (~~records/equipment~~)—\$100.00.

(5) ~~Category 5.~~ Violation of a Category 5 inspection rule (~~documentation~~)—\$50.00.

\* \* \*

\* \* \* Renewal of Identification Cards \* \* \*

Sec. 43. 23 V.S.A. § 115(b) is amended to read:

(b) Every identification card shall expire, unless earlier canceled, at midnight on the eve of the fourth birthday anniversary of the date of birth of the applicant cardholder following the date of original issue, and may be

renewed every four years upon payment of a \$24.00 fee. A renewed identification card shall expire, unless earlier canceled, at midnight on the eve of the fourth anniversary of the date of birth of the cardholder following the expiration of the card being renewed. At least 30 days before an identification card will expire, the Commissioner shall mail first class to the cardholder or send the cardholder electronically an application to renew the identification card; a cardholder shall be sent the renewal notice by mail unless the cardholder opts in to receive electronic notification. A person born on February 29 shall, for the purposes of this section, be considered as born on March 1.

\* \* \* Renewal of Operator's Licenses \* \* \*

Sec. 44. 23 V.S.A. § 601(b) is amended to read:

(b) All operator's licenses issued under this chapter shall expire, unless earlier cancelled, at midnight on the eve of the second or fourth anniversary of the date of birth of the applicant license holder following the date ~~they were issued~~ of issue. Renewed licenses shall expire at midnight on the eve of the second or fourth anniversary of the date of birth of the license holder following the date the renewed license expired. All junior operator's licenses shall expire, unless earlier cancelled, at midnight on the eve of the second anniversary of the date of birth of the applicant license holder following the date ~~they were issued~~ of issue. A person born on February 29 shall, for the purposes of this section, be considered as born on March 1.

\* \* \* Display of Inspection Stickers \* \* \*

Sec. 45. 23 V.S.A. § 203(a) is amended to read:

(a) A person shall not:

(1) counterfeit or cause to be counterfeited or have in his or her possession any counterfeit number plate, validating sticker, marker, inspection sticker, registration certificate, learner's permit, nondriver identification card, insurance identification card, or operator license, or alter or have in his or her possession any altered number plate or marker; ~~or~~

(2) display or cause or permit to be displayed, or have in his or her possession, any fictitious or fraudulently altered operator license, learner's permit, nondriver identification card, inspection sticker, or registration certificate, or display for any fraudulent purpose an expired or counterfeit insurance identification card or similar document; ~~or~~

(3) lend his or her operator license to any other person or knowingly permit the use thereof by another; ~~or~~

(4) display or represent as his or her own any operator license, permit, ~~inspection sticker,~~ or nondriver identification card not issued to him or her, ~~or, in the case of inspection stickers, not issued to him or her for the vehicle on which the sticker is displayed;~~ or

(5) permit any unlawful use of an operator license, permit, or nondriver identification card issued to him or her by the Commissioner; or

(6) obtain or attempt to obtain a registration plate, validation sticker, registration certificate, operator's license, learner's permit, nondriver identification card, or duplicate copy of any of such documents by the use of fraudulently obtained, fictitious, or altered identity documents or by the use of identity documents not his or her own; or

(7) obtain or attempt to obtain a registration plate, validation sticker, registration certificate, certificate of title, operator's license, learner's permit, nondriver identification card, duplicate copy of any of these documents, or obtain or attempt to obtain any other permit, license, or special privilege from the Department of Motor Vehicles through the submission of an application containing false or fictitious information; or

(8) lend his or her identity documents to aid an applicant in his or her attempt to fraudulently obtain or actually obtain a registration plate, validation sticker, registration certificate, operator's license, learner's permit, nondriver identification card, or duplicate copy of such documents; or

(9) display on his or her vehicle an inspection sticker not issued to him or her for the vehicle.

\* \* \* Registration of Trailers and Semi-Trailers \* \* \*

Sec. 46. 23 V.S.A. § 301 is amended to read:

§ 301. PERSONS REQUIRED TO REGISTER

Residents, except as provided in chapter 35 of this title, shall annually register motor vehicles owned or leased for a period of more than 30 days and operated by them, unless currently registered in Vermont. Notwithstanding this section, a resident who has moved into the State from another jurisdiction shall register his or her motor vehicle within 60 days of moving into the State. A person shall not operate a motor vehicle nor draw a trailer or semi-trailer on any highway unless such vehicle is registered as provided in this chapter. Vehicle owners who have apportioned power units registered in this State under the International Registration Plan are exempt from the requirement to register their trailers in this State.



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\* \* \* Automated Vehicle Testing \* \* \*

Sec. 47. 23 V.S.A. chapter 41 is added to read:

CHAPTER 41. AUTOMATED VEHICLE TESTING

§ 4201. SHORT TITLE

This chapter may be cited as the Automated Vehicle Testing Act.

§ 4202. DEFINITIONS

As used in this chapter:

(1) “Automated driving system” means the hardware and software that are collectively capable of performing the entire dynamic driving task on a sustained basis, regardless of whether it is limited to a specific operational design domain. This term is used specifically to describe a level 3, 4, or 5 driving automation system.

(2) “Automated vehicle” means a motor vehicle that is equipped with an automated driving system that is designed to function at a level of driving automation of level 3, 4, or 5 pursuant to SAE J3016. The term includes a highly automated vehicle.

(3) “Automated vehicle tester” or “tester” means an individual, company, public agency, or other organization that is testing automated vehicles on public highways in this State pursuant to this chapter including but not limited to an automated vehicle manufacturer, municipal or State agency, institution of higher education, fleet service provider, or automotive equipment or technology provider.

(4) “Dynamic driving task” means all the real-time operational and tactical functions required to operate an automated vehicle in traffic on a highway. The term does not include functions relating to planning for the use of the vehicle, including the scheduling of a trip or the selection of a destination or way point.

(5) “Highly automated vehicle” means a vehicle equipped with an automated driving system that is designed to function at a level of driving automation of level 4 or 5 pursuant to SAE J3016.

(6) “Manufacturer” means an individual or company that designs, produces, or constructs vehicles or equipment. Manufacturers include original equipment manufacturers (OEMs), multiple and final stage manufacturers, individuals or companies making changes to a completed vehicle before first retail sale or deployment (upfitters), and modifiers (individuals or companies making changes to existing vehicles after first retail sale or deployment).

(7) “Minimal risk condition” means a condition in which an automated vehicle operating without a human driver, upon experiencing a failure of its automated driving system that renders the automated vehicle unable to perform the dynamic driving task, achieves a reasonably safe state that may include bringing the automated vehicle to a complete stop.

(8) “Operational design domain” means a description of the specific domain or domains in which an automated driving system is designed to properly operate, including types of roadways, ranges of speed, weather, time of day, and environmental conditions.

(9) “Operator” means an individual employed by or under contract with an automated vehicle tester who has successfully completed the tester’s training on safe driving and the capabilities and limitations of the automated vehicle and automated driving system, can take immediate manual or remote control of the automated vehicle being tested, is 21 years of age or older, and holds an operator’s license for the class of vehicle being tested.

(10) “Public highway” means a State or municipal highway as defined in 19 V.S.A. § 1(12).

(11) “SAE J3016” means the document published by SAE International on September 30, 2016 as “Taxonomy and Definitions for Terms Related to Driving Automation Systems for On-Road Motor Vehicles” and any subsequent versions.

#### § 4203. TESTING OF AUTOMATED VEHICLES ON PUBLIC HIGHWAYS

(a) An automated vehicle shall not be operated on public highways for testing until the Traffic Committee as defined in 19 V.S.A. § 1(24) approves a permit application for automated vehicle testers that defines the scope and operational design domain for the test and demonstrates the ability of the automated vehicle tester to comply with the requirements of this section.

(b) Prior to approving a permit application, the Traffic Committee will conduct a hearing to provide for comments from the public.

(c) A person aggrieved by a decision of the Traffic Committee regarding an automated vehicle test permit may appeal to the Civil Division of the Superior Court of Washington County under Rule 74 of the Vermont Rules of Civil Procedure.

(d) Before a test commences, the automated vehicle tester shall make approved automated vehicle test permits readily available to law enforcement and municipalities within the operational design domain designated in the permit.

(e) Following completion of an automated vehicle test, the automated vehicle tester shall submit a report to the Traffic Committee summarizing results and observations related to safety, traffic operations, interaction with roadway infrastructure, comments from the public, and any other relevant matters.

(f) An automated vehicle tester shall not test an automated vehicle on a public highway unless:

(1) The operator is:

(A) seated in the driver's seat of the automated vehicle;

(B) monitoring the operation of the automated vehicle; and

(C) capable of taking immediate manual control of such automated vehicle.

(2) The automated vehicle tester:

(A) registers each automated vehicle to be tested with the Commissioner pursuant to chapter 7 of this title;

(B) submits to the Commissioner, in a manner and form directed by the Commissioner, proof of liability insurance, self-insurance, or a surety bond of at least five million dollars for damages by reason of bodily injury, death, or property damage caused by an automated vehicle while engaged in automated vehicle testing;

(C) has established and enforces a zero-tolerance policy for drug and alcohol use by operators while engaged in automated vehicle testing. The policy shall include provisions for investigations of alleged policy violations and the suspension of drivers under investigation;

(D) has conducted background checks for all operators pursuant to section 751 of this title, which may be inspected by the Commissioner of Motor Vehicles or designee pursuant to section 752 of this title; and

(E) has certified that the legislative bodies of the municipalities where an automated vehicle will be tested have approved the operational design domain for class 1, 2, 3, or 4 town highways as classified pursuant to 19 V.S.A. § 302 included in the test.

(3) The operator and automated vehicle tester shall:

(A) comply with standards established by the National Highway Traffic Safety Administration regarding automated vehicles and be capable of providing proof of exemptions or waivers to such standards;

(B) report to the Agency of Transportation and the applicable law enforcement agency within 10 business days after any motor vehicle crash involving the testing of the automated vehicle that results in personal injury or property damage; and

(C) satisfy any other requirements and permit conditions as determined by the Traffic Committee as necessary to ensure the safe operation of such automated vehicles.

(g) Notwithstanding subsection (f) of this section, a highly automated vehicle may be tested on a public highway without an operator inside the vehicle if the operator or automated vehicle tester can take immediate remote control of the highly automated vehicle being tested and the vehicle can achieve a minimal risk condition.

(h) An automated vehicle testing permit may be voided and invalidated for the trip by a law enforcement officer that determines there is a violation of any condition specified in the terms of the automated vehicle test permit or that the continuation of the trip would be unsafe.

(i) An automated vehicle testing permit may be suspended or revoked by the Traffic Committee if, after the opportunity for a hearing, the Traffic Committee determines that there is a violation of any condition or conditions specified in the terms of the automated vehicle test permit that warrants the suspension or revocation of the testing permit or that the continuation of the testing would be unsafe.

(j) Operating or testing in violation of a suspension or revocation order shall be a traffic violation for which there shall be a penalty of not more than \$1,000.00.

(k) Test vehicles must be capable of operating in compliance with applicable traffic and motor vehicle laws of this State, subject to this subchapter.

(l) An individual shall not operate, attempt to operate, or be in actual physical control of an automated vehicle being tested on a public highway when the individual's blood alcohol concentration is 0.02 or more.

(m) An automated vehicle being tested on a public highway shall be clearly identifiable by the public.

\* \* \* State Traffic Committee \* \* \*

Sec. 48. 19 V.S.A. § 1(24) is amended to read:

(24) "Traffic Committee" consists of the Secretary of Transportation or ~~his or her~~ designee, the Commissioner of Motor Vehicles or ~~his or her~~

designee, and the Commissioner of Public Safety or ~~his or her~~ designee and is responsible for establishing speed zones, parking and no parking areas, rules for use of limited access highways, approval of the testing of automated vehicles as defined in 23 V.S.A. § 4202 on public highways, and other traffic control procedures.

\* \* \* Automated Vehicle Testing Implementation \* \* \*

Sec. 49. AUTOMATED VEHICLE TESTING IMPLEMENTATION

(a) As soon as practicable, but not later than January 1, 2021, the Agency of Transportation shall publish an Automated Vehicle Testing Guide and application form to support review by the Traffic Committee and consistent with the requirements of 23 V.S.A. § 4203 as added in Sec. 47 of this act.

(b) The Agency of Transportation may adopt rules to implement the provisions of 23 V.S.A. chapter 41 as added in Sec. 47 of this act.

\* \* \* Application for Certificate of Title \* \* \*

Sec. 50. 23 V.S.A. § 2015(b) is amended to read:

(b) If the application refers to a vehicle purchased from a dealer, it shall contain the name and address of any lienholder holding a security interest created or reserved at the time of the sale and the date of his or her security agreement and be signed by the dealer as well as the owner, and the dealer shall promptly mail or deliver the application to the Commissioner unless title is in the possession of a lienholder at the time of sale, in which case the dealer shall have until 30 calendar days after the date the dealer acquired the vehicle to mail or deliver the application to the Commissioner. The dealer shall not be entitled to the extension if the lien on the vehicle was granted by the dealer to finance vehicle inventory acquisition.

\* \* \* Resale by Dealer \* \* \*

Sec. 51. 23 V.S.A. § 2024 is amended to read:

§ 2024. RESALE BY DEALER

If a dealer buys a vehicle, ~~and~~ holds it for resale, and obtains the certificate of title from the owner or the lienholder ~~within 10 days after receiving the vehicle, then~~ the certificate need not be sent to the Commissioner. When the dealer transfers the vehicle to a person, other than by the creation of a security interest, he or she shall simultaneously execute the assignment and warranty of title by filling in the spaces on the certificate of title or as prescribed by the Commissioner or, if title is held by a finance source, execute a form prescribed by the Commissioner that provides proof of the transfer but does not release the lien. The certificate shall be mailed or delivered to the Commissioner with the transferee's application for a new certificate.

## \* \* \* Application for Registration by the Dealer \* \* \*

Sec. 52. 23 V.S.A. § 459 is amended to read:

## § 459. NOTICE, APPLICATION, AND FEES TO COMMISSIONER

(a) Upon issuing a number plate with temporary validation stickers, a temporary number plate, or a temporary decal to a purchaser, a dealer shall, within have 15 calendar days, or up to 30 calendar days as applicable pursuant to subsection 2015(b) of this title, to forward to the Commissioner the application and fee, deposited with him or her by the purchaser, together with notice of such issue and such other information as the Commissioner may require.

(b) If a number plate with temporary validation stickers, a temporary registration plate, or a temporary decal is not issued by a dealer in connection with the sale or exchange of a vehicle or motorboat, the dealer may accept from the purchaser a properly executed registration, tax, and title application, and the required fees for transmission to the Commissioner. The dealer shall, within have 15 calendar days, or up to 30 calendar days as applicable pursuant to subsection 2015(b) of this title, to forward to the Commissioner the application and fee together with such other information as the Commissioner may require.

## \* \* \* Title to Motor Vehicle Anti-Theft Provisions \* \* \*

Sec. 53. 23 V.S.A. § 2083 is amended to read:

## § 2083. OTHER OFFENSES

(a) A person who:

\* \* \*

(2) knowingly fails to mail or deliver a certificate of title or application for a certificate of title to the Commissioner within ~~20~~ 30 days after the transfer or creation or satisfaction of a security interest shall be subject to the penalties prescribed in subdivision (5) of this subsection;

(3) knowingly fails to deliver to his or her transferee a certificate of title within ~~20~~ 30 days after the transfer shall be subject to the penalties prescribed in subdivision (5) of this subsection;

\* \* \*

(5) knowingly violates any provision of this chapter, except as provided in subdivision (6) of this subsection or section 2082 of this title, shall be fined not more than \$2,000.00, or imprisoned for not more than two years, or both; or

\* \* \*

(b) Absent a showing of a knowing failure to deliver as provided in subdivision (a)(3) of this section, a person who fails to deliver to his or her transferee a certificate of title within ~~40~~ 30 days after the transfer commits a traffic violation and shall be assessed a civil penalty of not more than \$1,000.00.

\* \* \* Translated Department of Motor Vehicle  
Documents and Use of Interpreters \* \* \*

Sec. 54. 23 V.S.A. § 631 is amended to read:

§ 631. REQUIREMENTS; RULES

(a) The Commissioner may adopt rules pursuant to 3 V.S.A. chapter 25 governing the examination of new applicants for ~~operators'~~ operator's licenses and may prescribe ~~what shall be requisite~~ requirements to obtain or hold a license or learner's permit, by either a new or renewal applicant, as to driving experience, mental and physical qualifications, and any other matter or thing ~~which~~ that, in his or her judgment, will contribute to the selection of safe and efficient operators.

(b) Any written forms, applications, or tests used by the Department of Motor Vehicles for operator licensing shall be translated into the primary language of every nation from which individuals assisted by the U.S. Committee for Refugees and Immigrants Vermont in the prior 10 years hail, as determined on an annual basis by the Department in consultation with the U.S. Committee for Refugees and Immigrants Vermont, and available at all Department locations and on the Department's website if the English version of the form, application, or test is on the Department's website. Nothing in this subsection is intended to require the Department to translate any educational manuals.

Sec. 55. 23 V.S.A. § 632 is amended to read:

§ 632. EXAMINATION REQUIRED; WAIVER

(a) Before an operator's or a junior operator's license is issued to an applicant for the first time in this State, or before a renewal license is issued to an applicant whose previous Vermont license had expired more than three years prior to the application for renewal, the applicant shall pass a satisfactory examination, except that the Commissioner may, in his or her discretion, waive the examination when the applicant holds a chauffeur's or operator's license in force at the time of application or within one year of the application in some other state where an examination is required similar to the examination required in this State.

(b) The examination shall consist of:

- (1) an oral or written examination;
- (2) a thorough road test; and

(3) at the discretion of the Commissioner, such other examination or demonstration as he or she may prescribe, including an oral eye examination.

(c) An applicant may have an individual of his or her choosing at the oral examination or road test to serve as an interpreter, including to translate any oral commands given as part of the road test.

Sec. 56. 23 V.S.A. § 4108 is amended to read:

§ 4108. ~~COMMERCIAL DRIVER~~ DRIVER'S LICENSE, COMMERCIAL LEARNER'S PERMIT QUALIFICATION STANDARDS

\* \* \*

(f) The fee for a knowledge test and the fee for a skills test shall each be \$32.00. The fee for an endorsement test shall be \$14.00. In the event that an applicant fails a test three times, he or she may not take the test again for at least six months. A fee of \$24.00 shall be paid by the applicant before he or she may schedule a skills test. If an applicant does not appear for the scheduled skills test, the \$24.00 scheduling fee is forfeited, unless the applicant has given the Department at least 48 hours' notice of cancellation of the test. If the applicant appears for the skills test, the \$24.00 scheduling fee for that test will be used as part of the test fee. Use of an interpreter is prohibited during the administration of the knowledge or skills tests, but the Department shall have the knowledge test translated into the primary language of every nation from which individuals assisted by the U.S. Committee for Refugees and Immigrants Vermont in the prior 10 years hail, as determined on an annual basis by the Department in consultation with the U.S. Committee for Refugees and Immigrants Vermont, upon request. Nothing in this subsection is intended to require the Department to translate any educational manuals.

\* \* \*

\* \* \* Department of Motor Vehicles Training \* \* \*

Sec. 57. DEPARTMENT OF MOTOR VEHICLES TRAINING

On or before January 1, 2020, the Commissioner of Motor Vehicles shall, in collaboration with the U.S. Committee for Refugees and Immigrants Vermont and the Association of Africans Living in Vermont, provide an online or in-person training to all Department of Motor Vehicles employees who directly interact with the public that emphasizes strategies to recognize and address cultural differences and other potential barriers to equal access to Department



of Motor Vehicles services for individuals who come to Vermont from other nations. A similar training shall be given to all future Department of Motor Vehicle employees who will directly interact with the public within one month after the employee's date of hire.

\* \* \* Translated Documents and Use of Interpreters Implementation \* \* \*

Sec. 58. TRANSLATED DOCUMENTS AND USE OF INTERPRETERS  
IMPLEMENTATION

(a) The Commissioner of Motor Vehicles shall have until July 1, 2019 to consult with the U.S. Committee for Refugees and Immigrants Vermont and determine the primary language of every nation from which individuals assisted by the U.S. Committee for Refugees and Immigrants Vermont in the prior 10 years hail.

(b) On or before October 15, 2019, the Commissioner of Motor Vehicles shall send a written update to the Joint Transportation Oversight Committee that includes an implementation plan to ensure compliance with 23 V.S.A. §§ 631–632 and § 4108 as amended by Secs. 54–56 of this act and an update on the training required pursuant to Sec. 57 of this act.

\* \* \* Effective Dates \* \* \*

Sec. 59. EFFECTIVE DATES

(a) Secs. 2 (insurance term of license) and 3a (insurance license requirements) shall take effect on June 1, 2021.

(b) Secs. 5 (Department of Fish and Wildlife license fees) and 6 (Department of Fish and Wildlife lifetime licenses) shall take effect on January 1, 2020.

(c) Secs. 30 (tax-advantages accounts for health expenses) and 31 (rulemaking; report) shall take effect on passage, provided that the Department of Financial Regulation shall adopt its final rule on or before September 1, 2020 regulating entities that administer HRAs, HSAs, or FSAs, or a combination of these.

(d) Secs. 57 (Department of Motor Vehicles training), 58 (translated documents and use of interpreters implementation), and 59 (effective dates) shall take effect on passage.

(e) Secs. 54 (written forms), 55 (examination required), and 56 (commercial driver's license written forms) shall take effect on July 1, 2020.

(f) All remaining sections shall take effect on July 1, 2019.

And that the bill ought to pass in concurrence with such proposal of amendment.

**Senator Balint Assumes the Chair**

**President Resumed the Chair**

Thereupon, the bill was read the second time by title only pursuant to Rule 43, and pending the question, Shall the Senate propose to the House that the bill be amended as recommended by the Committee on Finance?, Senator Cummings moved to amend the proposal of amendment of the Committee on Finance as follows:

By striking out all after Sec. 33, 23 V.S.A. § 114, and inserting a new Sec. 34 to read as follows:

\* \* \* Effective Dates \* \* \*

Sec. 34. EFFECTIVE DATES

(a) Secs. 2 (insurance term of license) and 3a (insurance license requirements) shall take effect on June 1, 2021.

(b) Secs. 5 (Department of Fish and Wildlife license fees) and 6 (Department of Fish and Wildlife lifetime licenses) shall take effect on January 1, 2020.

(c) Secs. 30 (tax-advantages accounts for health expenses) and 31 (rulemaking; report) shall take effect on passage, provided that the Department of Financial Regulation shall adopt its final rule on or before September 1, 2020 regulating entities that administer HRAs, HSAs, or FSAs, or a combination of these.

(d) All remaining sections shall take effect on July 1, 2019.

Which was agreed to.

Thereupon, the proposal of amendment recommended by the Committee on Finance, as amended, was agreed.

Thereupon, pending the question, Shall the Senate propose to the House that the bill be amended as recommended by the Committee on Finance, as amended?, Senator Pearson moved to amend the proposal of amendment of the Committee on Finance as amended, in Sec. 13, 3 V.S.A. § 125, by striking out subdivision (b)(4) in its entirety and inserting in lieu thereof a new subdivision (b)(4) to read as follows:

(4) Biennial renewal, ~~\$200.00~~ \$240.00, except biennial renewal for:

\* \* \*

(C) Physical therapists and assistants, ~~\$100.00~~ \$150.00.

\* \* \*

(J) Appraisal management company registration, \$600.00.

(K) Radiologic therapist, radiologic technologist, nuclear medicine technologist, \$150.00.

(L) Certified alcohol and drug abuse counselor, certified apprentice addiction professional, and licensed alcohol and drug abuse counselor, \$225.00.

Which was agreed to.

Thereupon, third reading of the bill was ordered.

### **Proposal of Amendment; Third Reading Ordered**

#### **H. 57.**

Senator Lyons, for the Committee on Health and Welfare, to which was referred House bill entitled:

An act relating to preserving the right to abortion.

Reported recommending that the Senate propose to the House to amend the bill by striking out Sec. 1 (legislative intent) in its entirety and inserting in lieu thereof the following:

#### Sec. 1. LEGISLATIVE INTENT

Currently Vermont does not impose legal restrictions on the right to abortion. Health care practitioners providing abortion care in Vermont make determinations regarding the provision of safe and legal abortion within the scope of their practice and license, and in accordance with the relevant standards of medical practice and guiding ethical principles. The General Assembly intends this act to safeguard these existing rights to access reproductive health services in Vermont by ensuring those rights are not denied, restricted, or infringed by a governmental entity. Nothing about this act shall be construed to undermine the supreme legislative power exercised by the Senate and House of Representatives in accordance with Chapter II, Section 2 of the Vermont Constitution or the judicial power vested in Vermont's unified judicial system in accordance with Chapter II, Section 4 of the Vermont Constitution, or to contravene 18 U.S.C. § 1531.

And that the bill ought to pass in concurrence with such proposal of amendment.

Thereupon, the bill was read the second time by title only pursuant to Rule 43, the proposal of amendment was agreed to, on a roll call, Yeas 28, Nays 2.

Senator McNeil having demanded the yeas and nays, they were taken and are as follows:

**Roll Call**

**Those Senators who voted in the affirmative were:** Ashe, Balint, Baruth, Benning, Bray, Brock, Champion, Clarkson, Collamore, Cummings, Hardy, Hooker, Ingram, Kitchel, Lyons, MacDonald, Mazza, McCormack, Nitka, Parent, Pearson, Perchlik, Pollina, Rodgers, Sears, Sirotkin, Westman, White.

**Those Senators who voted in the negative were:** McNeil, Starr.

Thereupon, third reading of the bill was ordered on a roll call, Yeas 24, Nays 6.

Senator Benning having demanded the yeas and nays, they were taken and are as follows:

**Roll Call**

**Those Senators who voted in the affirmative were:** Ashe, Balint, Baruth, Bray, Champion, Clarkson, Cummings, Hardy, Hooker, Ingram, Kitchel, Lyons, MacDonald, Mazza, McCormack, Nitka, Pearson, Perchlik, Pollina, Rodgers, Sears, Sirotkin, Westman, White.

**Those Senators who voted in the negative were:** Benning, Brock, Collamore, McNeil, Parent, Starr.

**Senator Ashe Assumes the Chair**

**Adjournment**

On motion of Senator Mazza, the Senate adjourned until one o'clock in the afternoon on Wednesday, May 8, 2019.