

1 Introduced by Committee on Corrections and Institutions

2 Date:

3 Subject: Capital construction; capital appropriations; State bonding

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

6 An act relating to capital construction and State bonding

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

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

9 Sec. 1. LEGISLATIVE INTENT

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

14 (b) It is the intent of the General Assembly that in the second year of the  
15 biennium, any amendments to the appropriations or authorities granted in this  
16 act shall take the form of a Capital Construction and State Bonding Adjustment  
17 Bill. It is the intent of the General Assembly that unless otherwise indicated, all  
18 appropriations in this act are subject to capital budget adjustment.

19 Sec. 2. STATE BUILDINGS

20 (a) The following sums are appropriated to the Department of Buildings and

1 General Services, and the Commissioner is authorized to direct funds  
2 appropriated in this section to the projects contained in this section; however, no  
3 project shall be canceled unless the Chairs of the Senate Committee on  
4 Institutions and the House Committee on Corrections and Institutions are  
5 notified before that action is taken.

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

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

8 \$3,584,423.00

9 (2) Statewide, physical security enhancements:

\$275,000.00

10 (3) Statewide, major maintenance:

\$6,500,000.00

11 (4) Statewide, planning, use, and contingency:

\$500,000.00

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

13 \$3,000,000.00

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

15 \$3,500,000.00

16 (7) Montpelier, Statehouse, carpeting, seating, draperies, and interior

17 furnishings:

\$75,000.00

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

19 \$120,000.00

20 (9) Newport, NSCF, direct digital control system replacement:

21 \$900,000.00

1	<u>(10) Rutland, Asa Bloomer, major renovation:</u>	<u>\$250,000.00</u>
2	<u>(11) Southern State Correctional Facility, door controls:</u>	<u>\$1,450,000.00</u>
3	<u>(c) The following sums are appropriated in FY 2021:</u>	
4	<u>(1) Statewide, BGS engineering and architectural project costs:</u>	
5		<u>\$3,735,000.00</u>
6	<u>(2) Statewide, physical security enhancements:</u>	<u>\$275,000.00</u>
7	<u>(3) Statewide, major maintenance:</u>	<u>\$6,500,000.00</u>
8	<u>(4) Statewide, planning, use, and contingency:</u>	<u>\$500,000.00</u>
9	<u>(5) Burlington, 108 Cherry Street, parking garage repairs:</u>	
10		<u>\$7,500,000.00</u>
11	<u>(6) Montpelier, Statehouse, carpeting, seating, draperies, and interior</u>	
12	<u>furnishings:</u>	<u>\$75,000.00</u>
13	<u>(7) Montpelier, Department of Labor, facilities modernization project:</u>	
14		<u>\$300,000.00</u>
15	<u>(8) Newport, NSCF, direct digital control system replacement:</u>	
16		<u>\$900,000.00</u>
17	<u>(9) Rutland, Asa Bloomer, major renovation:</u>	<u>\$250,000.00</u>
18	<u>(10) Southern State Correctional Facility, door controls:</u>	<u>\$1,000,000.00</u>
19	<u>Appropriation – FY 2020</u>	<u>\$20,153,423.00</u>
20	<u>Appropriation – FY 2021</u>	<u>\$21,035,000.00</u>
21	<u>Total Appropriation – Section 2</u>	<u>\$41,188,423.00</u>

1       Sec. 3. HUMAN SERVICES

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

5           (1) Statewide, therapeutic community residence, replacement, land  
6       acquisition, design, permitting, and construction documents:     \$3,000,000.00

7           (2) Rutland, Rutland Regional Medical Center, mental health beds,  
8       renovation, and fit-up:   \$100,000.00

9           (3) Department of Vermont Health Access, Integrated Eligibility and  
10       Enrollment:   \$4,000,000.00

11          (4) Statewide, correctional facility, life safety and security needs and  
12       enhancements:   \$250,000.00

13          (5) Statewide, correctional facility, replacement of Chittenden Regional  
14       Correctional Facility, planning and feasibility:                                 \$250,000.00

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

18          (1) Statewide, therapeutic community residence, replacement, land  
19       acquisition, design, permitting, and construction:                             \$1,500,000.00

20          (2) Department of Vermont Health Access, Integrated Eligibility and  
21       Enrollment:   \$4,500,000.00

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

3           (c)(1) To the extent that the Department of Disabilities, Aging, and  
4 Independent Living amends its rules pertaining to therapeutic community  
5 residences to allow secure residential recovery facilities to utilize emergency  
6 involuntary procedures, and that these rules are identical to the rules adopted by  
7 the Department of Mental Health that govern the use of emergency involuntary  
8 procedures in psychiatric inpatient units, it is the intent of the General Assembly  
9 that the State shall replace the Middlesex secure residential facility by:

10               (A) placing eight beds in the Rutland Regional Medical Center  
11 (RRMC); and

12               (B) constructing a State-owned facility for up to an additional 16 beds.

13           (2) RRMC. For the amounts authorized in Sec. (3)(a)(2):

14               (A) The Secretary of Human Services is authorized to commence  
15 negotiations with the RRMC to construct and fit-up the RRMC for eight beds in  
16 a therapeutic community residence. Any agreement shall include the following  
17 provisions:

18               (i) on or before [DATE], the RRMC shall receive an exemption to  
19 the EIP Rule;

1                   (ii) the RRMC shall provide access to a minimum of eight beds to  
2                   the State in a therapeutic community residence for a period determined by the  
3                   Secretary to be in the best interests of the State;

4                   (iii) the RRMC shall target a completion date for the renovation and  
5                   fit-up project of December 2020; and

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

8                   (I) an initial strategic plan for long-term reuse of the new  
9                   facility;

10                  (II) authority for the Agency of Human Services to access  
11                  RRMC's financials to ensure the success of the strategic plan described in  
12                  subdivision (1)(A)(iv)(I) of this subsection; and

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

15                  (B) The Commissioner of Buildings and General Services and the  
16                  Secretary of Human Services may also propose draft legislation to the House  
17                  Committees on Corrections and Institutions and on Health Care and the Senate  
18                  Committees on Health and Welfare and on Institutions that may be necessary to  
19                  execute the agreement described in subdivision (1) of this subsection (c).

20                  (C) On or before October 15, 2019, the Secretary of Human Services shall  
21                  notify the Chairs of the House Committees on Corrections and Institutions and

1 on Health Care and of the Senate Committees on Health and Welfare and on  
2 Institutions if an agreement between the RRMC and the State of Vermont cannot  
3 be reached and shall submit to them an alternative proposal for the eight beds.  
4 With approval of the Speaker of the House and the President Pro Tempore of the  
5 Senate, as appropriate, the House Committees on Corrections and Institutions  
6 and on Health Care and the Senate Committees on Health and Welfare and on  
7 Institutions may meet up to two times when the General Assembly is not in  
8 session to evaluate, approve, or recommend alterations to the proposal.  
9 Members of the House Committees on Corrections and Institutions and on  
10 Health Care and the Senate Committees on Health and Welfare and on  
11 Institutions shall be entitled to receive a per diem and expenses as provided in  
12 2 V.S.A. § 406. The Secretary of Human Services shall submit a copy of the  
13 alternative proposal described in this subdivision to the Joint Fiscal Committee.

14 (2) State-owned facility. On or before January 15, 2020, the Secretary of  
15 Human Services and the Commissioner of Buildings and General Services shall  
16 develop options for constructing the State-owned facility described in subsection  
17 (a) of this section and shall present these options to the House Committee on  
18 Corrections and Institutions and the Senate Committee on Institutions.

19 (d)(1) The Department of Buildings and General Services is authorized to  
20 use the funds appropriated in subdivision (a)(5) of this section to evaluate  
21 options for the site location of a new correctional facility to replace the

1 Chittenden Regional Correctional Facility. The investigation shall be conducted  
2 within the context of developing an overall strategic plan for Statewide  
3 correctional facilities and shall include conducting feasibility studies and  
4 program analysis, site selection, purchase opportunities, and whether the new  
5 correctional facility should be a separate facility or part of a campus.

6 (2) On or before December 15, 2019, the Commissioner of Buildings and  
7 General Services, in consultation with the Commissioner of Corrections, shall  
8 submit a recommendation for a site location for the new correctional facility to  
9 the Chairs of the House Committee on Corrections and Institutions and the  
10 Senate Committee on Institutions, based on the evaluation described in  
11 subdivision (1) of this subsection. It is the intent of the General Assembly that  
12 when evaluating site locations, preference shall be first given to State-owned  
13 property.

14 (3) The Commissioner of Buildings and General Services shall notify the  
15 House Committee on Corrections and Institutions and the Senate Committee on  
16 Institutions at least monthly of updates on the recommendation described in this  
17 subsection.

18	<u>Appropriation – FY 2020</u>	<u>\$7,600,000.00</u>
19	<u>Appropriation – FY 2021</u>	<u>\$6,225,000.00</u>
20	<u>Total Appropriation – Section 3</u>	<u>\$13,825,000.00</u>



1           Sec. 4. JUDICIARY

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

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

6           Sec. 5. COMMERCE AND COMMUNITY DEVELOPMENT

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

10 <u>(1) Major maintenance at historic sites statewide:</u>	<u>\$250,000.00</u>
11 <u>(2) Schooner Lois McClure, repairs and upgrades:</u>	<u>\$22,500.00</u>
12 <u>(3) Highgate Native American Cemetery, slope stabilization, Monument</u> 13 <u>Road:</u>	<u>\$100,000.00</u>

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

17 <u>(1) Underwater preserves:</u>	<u>\$25,000.00</u>
18 <u>(2) Placement and replacement of roadside historic markers:</u> 19 <u></u>	<u>\$25,000.00</u>

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

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

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

8               (2) Placement and replacement of roadside historic markers:  
9   \$25,000.00

10       (e) The amount appropriated in subdivision (a)(2) of this section shall be  
11       used as a one-to-one matching grant. The funds shall become available after the  
12       Agency notifies the Department that the funds have been matched.

13       Appropriation – FY 2020   \$422,500.00

14       Appropriation – FY 2021   \$300,000.00

15       Total Appropriation – Section 5                                       \$722,500.00

16       Sec. 6. GRANT PROGRAMS

17       (a) The following sums are appropriated in FY 2020 for Building  
18       Communities Grants established in 24 V.S.A. chapter 137:

19               (1) To the Agency of Commerce and Community Development, Division  
20       for Historic Preservation, for the Historic Preservation Grant Program:  
21   \$200,000.00







1       (1) the funds shall be used to replace all fixtures in schools that provide  
2       water for drinking or cooking if the Department of Health and the Agency of  
3       Natural Resources find elevated lead levels that are greater than or equal to  
4       15 parts per billion in at least one water tap; and

5       (2) the Department of Health and the Agency of Natural Resources must  
6       determine that the elevated lead levels present a condition that threatens the  
7       health or safety of students or employees.

8       Appropriation – FY 2020 \$550,000.00

9       Appropriation – FY 2021 \$50,000.00

10      Total Appropriation – Section 7 \$600,000.00

11      Sec. 8. UNIVERSITY OF VERMONT

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

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

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

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

4 Sec. 9. VERMONT STATE COLLEGES

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

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

9 (c) The Vermont Division for Historic Preservation and Vermont Advisory  
10 Council on Historic Preservation shall be consulted on projects utilizing the  
11 funds appropriated in this section before the alteration or demolition of any  
12 property that is potentially of historical, architectural, archaeological, or cultural  
13 significance, including any property listed in or eligible for the State Register of  
14 Historic Places.

15	<u>Appropriation – FY 2020</u>	<u>\$2,000,000.00</u>
16	<u>Appropriation – FY 2021</u>	<u>\$2,000,000.00</u>
17	<u>Total Appropriation – Section 9</u>	<u>\$4,000,000.00</u>

18 Sec. 10. NATURAL RESOURCES

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







1 infrastructure projects, including small scale maintenance and rehabilitation of  
2 infrastructure.

3 Appropriation – FY 2020 \$8,970,807.00

4 Appropriation – FY 2021 \$7,316,400.00

5 Total Appropriation – Section 10 \$16,287,207.00

6 Sec. 11. CLEAN WATER INITIATIVES

7 (a) The sum of \$3,450,000.00 is appropriated in FY 2020 to the Agency of  
8 Agriculture, Food and Markets for water quality grants and contracts.

9 (b) The following sums are appropriated in FY 2020 to the Agency of  
10 Natural Resources for the Department of Environmental Conservation projects  
11 described in this subsection:

12 (1) Water Pollution Control Fund, Clean Water State/EPA Revolving  
13 Loan Fund (CWSRF) match: \$2,500,000.00

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

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

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

1           (d)(1) The following sums are appropriated in FY 2020 to the Vermont

2           Housing and Conservation Board for the following projects:

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

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

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

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

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

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

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

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

16                   (2) the Board shall submit the list of programs recommended for FY 2021  
17           to the Chairs of the House Committee on Corrections and Institutions and the  
18           Senate Committee on Institutions and to the Governor for the FY 2021 capital  
19           budget adjustment report.

1        (g) In FY 2020 and FY 2021, the Clean Water Board shall consult with the  
2        State Treasurer to ensure that the projects that receiving funding under this  
3        section are capital eligible.

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

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

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

7        Sec. 12. MILITARY

8        (a) The sum of \$700,000.00 is appropriated in FY 2020 to the Department of  
9        Military for maintenance, land acquisition, and renovations at State armories.

10        To the extent feasible, these funds shall be used to match federal funds.

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

13        Appropriation – FY 2020                                 \$700,000.00

14        Appropriation – FY 2021                                 \$800,000.00

15        Total Appropriation – Section 12                                 \$1,500,000.00

16        Sec. 13. PUBLIC SAFETY

17        (a) The sum of \$600,000.00 is appropriated in FY 2020 to the Department of  
18        Buildings and General Services for design documents for the relocation of the  
19        Berlin Field Station.



1       (c) The amount appropriated in subdivision (a)(2) of this section shall be  
2       used as a match to federal funds. It is the intent of the General Assembly that  
3       capital funds shall not be appropriated to this project after FY 2020.

4	<u>Appropriation – FY 2020</u>	<u>\$300,000.00</u>
5	<u>Appropriation – FY 2021</u>	<u>\$200,000.00</u>
6	<u>Total Appropriation – Section 14</u>	<u>\$500,000.00</u>

7       Sec. 15. VERMONT RURAL FIRE PROTECTION

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

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

14	<u>Appropriation – FY 2020</u>	<u>\$75,000.00</u>
15	<u>Appropriation – FY 2021</u>	<u>\$75,000.00</u>
16	<u>Total Appropriation – Section 15</u>	<u>\$150,000.00</u>

17       Sec. 16. DEPARTMENT OF LABOR

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

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

3 Appropriation – FY 2020 \$400,000.00

4 Appropriation – FY 2021 \$400,000.00

5 Total Appropriation – Section 15 \$800,000.00

6 Sec. 17 SERGEANT AT ARMS

7 (a) The sum of \$728,000.00 is appropriated in FY 2020 to the Sergeant at  
8 Arms for the development and digitization of the House Chamber audio system.

9 Appropriation – FY 2020 \$728,000.00

10 Total Appropriation – Section 17 \$728,000.00

11 Sec. 18. VERMONT HOUSING AND CONSERVATION BOARD

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

14 (b) The sum of \$1,800,000.00 is appropriated in FY 2021 to the Vermont  
15 Housing and Conservation Board for the project described in subsection (a) of

16 this section.

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

18 Appropriation – FY 2021 \$1,800,000.00

19 Total Appropriation – Section 18 \$3,600,000.00

1       Sec. 19. AGENCY OF DIGITAL SERVICES

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

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

6	<u>Appropriation – FY 2020</u>	<u>\$125,000.00</u>
7	<u>Appropriation – FY 2021</u>	<u>\$125,000.00</u>
8	<u>Total Appropriation – Section 19</u>	<u>\$250,000.00</u>

9                               \* \* \* Financing this Act \* \* \*

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

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

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

16           (2) of the amount appropriated in 2017 Acts and Resolves No. 160, Sec.  
17       5(d)(2)(Barre courthouse study):                                     \$10,076.40

18       (b) The following unexpended funds appropriated to the Agency of  
19       Education for capital construction projects are reallocated to the Department of  
20       Buildings and General Services to defray expenditures authorized in Sec. 2 of  
21       this act:



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

2           Sec. 8(a)(2) (school construction):                                 \$1,225,076.00

3           (c) The following unexpended funds appropriated to the Agency of

4           Commerce and Community Development for capital construction projects are

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

6           (1) of the amount appropriated in 2018 Acts and Resolves No. 190,

7           Sec. 5(d)(4) (Civil War Heritage Trail Sign):                         \$29,948.00

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

9           (cellular and broadband infrastructure) to the Vermont Telecommunications

10          Authority for capital construction projects, the amount of \$76,836.66 in

11          unexpended funds is reallocated to the Department of Buildings and General

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

13          Total Reallocations and Transfers – Section 20                                 \$1,377,341.06

14          Sec. 21. GENERAL OBLIGATION BONDS AND APPROPRIATIONS

15          The State Treasurer is authorized to issue general obligation bonds in the

16          amount of \$123,180,000.00 for the purpose of funding the appropriations of this

17          act. The State Treasurer, with the approval of the Governor, shall determine the

18          appropriate form and maturity of the bonds authorized by this section consistent

19          with the underlying nature of the appropriation to be funded. The State

20          Treasurer shall allocate the estimated cost of bond issuance or issuances to the

1 entities to which funds are appropriated pursuant to this section and for which  
2 bonding is required as the source of funds, pursuant to 32 V.S.A. § 954.

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

4 \* \* \* Policy \* \* \*

5 \* \* \* Buildings and General Services \* \* \*

6 Sec. 22. PROPERTY TRANSACTIONS; MISCELLANEOUS

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

9 (A) Jay Peak Villages Townhouse V132, 236 South Village Road, Jay,  
10 Vermont;

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

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

15 (D) Vermont Aquiras Farms, 1294 Loop Road, Troy, Vermont; and

16 (E) Parcel Number 7020043.000, 4452 Darling Hill Road, Burke,  
17 Vermont.

18 (2) Notwithstanding 29 V.S.A. § 166(d), the net proceeds of the sale of  
19 the properties describes in subdivision (1) of this subsection (a) shall be

1 transferred to the Newport Economic Development Settlement Fund at the  
2 Department of Economic Development (Dept ID 7120010481).

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

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

13 Sec. 23. 29 V.S.A. § 166(b) is amended to read:

14 (b) Upon authorization by the General Assembly, which may be granted by  
15 resolution, and with the advice and consent of the Governor, the Commissioner  
16 of Buildings and General Services may sell real estate owned by the State. Such  
17 property shall be sold to the highest bidder therefor at public auction or upon  
18 sealed bids in the discretion of the Commissioner of Buildings and General  
19 Services, who may reject any or all bids, or the Commissioner is authorized to  
20 list the sale of property with a real estate agent licensed by the State of Vermont.  
21 If the Commissioner elects to sell the property by auction or by sealed bid,

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

12 Sec. 24. 2016 Acts and Resolves No. 88, Sec. 3a is amended to read:

13 Sec. 3a. REPEAL

14 2 V.S.A. chapter 30 (Capitol Complex Security Advisory Committee) is  
15 repealed on ~~June 30, 2019~~ June 30, 2021.

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

20 (c) Sec. 97 (general obligation debt financing) shall take effect on ~~July 1,~~  
21 2019 July 1, 2020.

1 Sec. 26. STATEHOUSE SPACE; SHORT-TERM; ASSESSMENT

2 On or before January 15, 2020, the Sergeant at Arms and the Commissioner  
3 of Buildings and General Services shall conduct an assessment of space needs  
4 for legislative support staff and the Capitol Police in the State House and  
5 prepare a report with options for space reconfiguration to the House Committee  
6 on Corrections and Institutions and the Senate Committee on Institutions.

7 \* \* \* Corrections \* \* \*

8 **Sec. 27. COUNCIL ON STATE GOVERNMENTS; CORRECTIONS; STUDY**

9 **(a) The Joint Fiscal Office is authorized to contract with the Council on State**  
10 **Governments to conduct a review of programming and population trends in**  
11 **State correctional facilities.**

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

13 Sec. 28. 2017 Acts and Resolves No. 84, Sec. 3, as amended by 2018 Acts and  
14 Resolves No. 190, Sec. 2, is further amended to read:

15 Sec. 3. HUMAN SERVICES

16 \* \* \*

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

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

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

4   \* \* \*

5   \* \* \* Information Technology \* \* \*

6       Sec. 29. INFORMATION TECHNOLOGY REVIEW

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

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

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

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

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

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

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

7                                \* \* \* Labor \* \* \*

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

9                                Equipment Grant Program \* \* \*

10      Sec. 30. 2018 Acts and Resolves No. 190, Sec. 21 is amended to read:

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

13              The Adult Career and Technical Education Equipment Grant Program  
14              established in Sec. 33a of this act shall be repealed on ~~July 1, 2019~~ July 1, 2020.

15                                \* \* \* Military \* \* \*

16      Sec. 31. 2018 Acts and Resolves No. 190, Sec. 9, amending 2017 Acts and  
17      Resolves No. 84, Sec. 12 is amended to read:

18              Sec. 12. MILITARY

19                                \* \* \*

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

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

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

5 \* \* \*

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

7 Sec. 32. 2017 Acts and Resolves No. 84, Sec. 11, as amended by 2018 Acts and  
8 Resolves No. 190, Sec. 8, is further amended to read:

9 Sec. 11. CLEAN WATER INITIATIVES

10 \* \* \*

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

13 (1) Municipal Highway and Stormwater Mitigation Program:

14 \$1,000,000.00 \$359,860.00

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

17 \* \* \* Municipal Public Water Supply Systems \* \* \*

18 Sec. 33. 24 V.S.A. § 4755 is amended to read:

19 § 4755. LOAN; LOAN AGREEMENTS; GENERAL PROVISIONS

20 (a) Except as provided by subsection (c) of this section, the Bond Bank may  
21 make loans to a municipality on behalf of the State for one or more of the



1 purposes set forth in section 4754 of this chapter. Each of the loans shall be  
2 made subject to the following conditions and limitations:

3 \* \* \*

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

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

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

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

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

14 \* \* \*

15 Sec. 34. 24 V.S.A. § 4763c is amended to read:

16 § 4763C. LOANS TO MUNICIPALITIES FOR MUNICIPAL PUBLIC  
17 WATER SUPPLY SYSTEMS

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

21 (1) the project is necessary;

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

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

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

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

15 \* \* \*

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

19 **Sec. 35. BARNET FIRE DISTRICT**

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

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

5 Sec. 36. 2017 Acts and Resolves No. 84, as amended by 2018 Acts and  
6 Resolves No. 190, Sec. 26 is further amended to read:

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

9 (a) Creation. There is created the School Safety and Security Capital Grant  
10 Program to be administered by the Department of Public Safety to enhance  
11 safety and security in Vermont schools, ~~as defined in 16 V.S.A. § 3447.~~

12 (1) As used in this section, “school” means:

13 (A) public schools, as defined in 16 V.S.A. §11;

14 (B) schools administered by regional career technical center school  
15 districts, as defined in 16 V.S.A. § 1571;

16 (C) joint contract schools, as described in 16 V.S.A. § 571; and

17 (D) approved independent schools, as defined in 16 V.S.A. § 166.

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

21 \* \* \*

1        (f) One-time grant awards. Each school is only eligible to receive one grant  
2        award under this section; provided, however, that a school that is eligible to  
3        receive a grant under this section may receive an award in FY 2020 if the school  
4        applied and did not receive an award in FY 2019.

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

6        Sec. .37. 2017 Acts and Resolves No. 84, as amended by 2018 Acts and  
7        Resolves No. 190, Sec. 27 is further amended to read:

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

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

11                                    \* \* \*

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

13        Sec. 38. EFFECTIVE DATE

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