

1 TO THE HONORABLE SENATE:

2 The Committee on Institutions to which was referred House Bill No. 543
3 entitled “An act relating to capital construction and State bonding” respectfully
4 reports that it has considered the same and recommends that the Senate
5 propose to the House that the bill be amended by striking out all after the
6 enacting clause and inserting in lieu thereof the following:

7 * * * Capital Appropriations * * *

8 Sec. 1. LEGISLATIVE INTENT

9 (a) It is the intent of the General Assembly that of the \$123,180,000.00
10 authorized in this act, not more than \$63,103,628.00 shall be appropriated in
11 the first year of the biennium, and the remainder shall be appropriated in the
12 second year.

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

18 Sec. 2. STATE BUILDINGS

19 (a) The following sums are appropriated to the Department of Buildings
20 and General Services (BGS), and the Commissioner is authorized to direct
21 funds appropriated in this section to the projects contained in this section;

1 however, no project shall be canceled unless the Chairs of the Senate
2 Committee on Institutions and the House Committee on Corrections and
3 Institutions are notified before that action is taken.

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

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

6 \$3,583,423.00

7 (2) Statewide, physical security enhancements:

\$275,000.00

8 (3) Statewide, major maintenance:

\$6,500,000.00

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

\$500,000.00

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

11 \$3,000,000.00

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

13 \$3,500,000.00

14 (7) Montpelier, State House, new carpeting or carpeting repair near the

15 Governor's ceremonial office, the Cedar Creek Room, and the Card Room:

16 \$45,000.00

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

18 \$120,000.00

19 (9) Newport, Northeast State Correctional Facility, direct digital HVAC

20 control system replacement:

\$900,000.00

21 (10) Rutland, Asa Bloomer, major renovation:

\$250,000.00

1	<u>(11) Southern State Correctional Facility, door control project:</u>	
2		<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>\$6,600,313.00</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, State House, historical restorations:</u>	<u>\$75,000.00</u>
12	<u>(7) Montpelier, Department of Labor, facilities modernization project:</u>	
13		<u>\$300,000.00</u>
14	<u>(8) Newport, Northeast State Correctional Facility, direct digital HVAC</u>	
15	<u>control system replacement:</u>	<u>\$900,000.00</u>
16	<u>(9) Rutland, Asa Bloomer, major renovation:</u>	<u>\$250,000.00</u>
17	<u>(10) Southern State Correctional Facility, door control project:</u>	
18		<u>\$1,000,000.00</u>
19	<u>Appropriation – FY 2020</u>	<u>\$20,123,423.00</u>
20	<u>Appropriation – FY 2021</u>	<u>\$21,135,313.00</u>
21	<u>Total Appropriation – Section 2</u>	<u>\$41,258,736.00</u>

1 when evaluating site locations, preference shall be first given to State-owned
2 property.

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

7 (f) For the project described in subsection (b) of this section:

8 (1) Installments. The funds shall be appropriated in three installments,
9 as follows:

10 (A) \$3,250,000.00 upon passage of the act, which shall include
11 \$250,000 to be used as described in Sec. 32 of this act (First Installment);

12 (B) \$750,000.00 following Joint Fiscal Committee approval to
13 release the funds at its September meeting (Second Installment); and

14 (C) \$750,000.00 following Joint Fiscal Committee approval to
15 release the funds at its November meeting (Third Installment).

16 (2) Reports. On or before September 1 and November 1, the Secretary
17 of Human Services and the Secretary of Digital Services shall submit a report
18 on the status of the project. The September and November reports shall
19 include status updates on the projects scheduled for completion in calendar
20 year 2019, as described in the memo from the IT Consultant for the Joint Fiscal
21 Office to the Legislative Joint Fiscal Office, dated April 5, 2019. The

1 September and November reports shall be submitted to the Chair and Vice
2 Chair of the Joint Information Technology Oversight Committee and the
3 Chairs of the House Committees on Corrections and Institutions and on Health
4 Care and the Senate Committees on Health and Welfare and on Institutions. A
5 copy of each report shall also be submitted to the Joint Fiscal Committee.

6 (3) Recommendations and approvals.

7 (A) Prior to the September meeting of the Joint Fiscal Committee, the
8 Chair and Vice Chairs of the Joint Information Technology Oversight
9 Committee and the Chairs of the House Committees on Corrections and
10 Institutions and on Health Care and the Senate Committees on Health and
11 Welfare and on Institutions shall provide recommendations to the Joint Fiscal
12 Committee on whether to approve the Second Installment. The Joint Fiscal
13 Committee at its September meeting shall review the report described in
14 subdivision (2) of this subsection (f), consider the recommendations described
15 in this subdivision (3)(A), and vote on whether to approve the Second
16 Installment.

17 (B) Prior to the November meeting of the Joint Fiscal Committee, the
18 Chair and Vice Chairs of the Joint Information Technology Oversight
19 Committee, the Chairs of the House Committees on Corrections and
20 Institutions and on Health Care, and the Senate Committees on Health and
21 Welfare and on Institutions, shall provide recommendations to the Joint Fiscal

1 Committee on whether to approve the Third Installment. The Joint Fiscal
2 Committee shall review at its November meeting the report described in
3 subdivision (2) of this subsection (f), consider the recommendations described
4 in this subdivision (3)(B), and vote on whether to approve the Third
5 Installment.

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

9 Sec. 4. JUDICIARY

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

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

14 Sec. 5. COMMERCE AND COMMUNITY DEVELOPMENT

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

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

19 (2) Schooner Lois McClure, repairs and upgrades: \$50,000.00

20 (3) Highgate Native American Cemetery, slope stabilization, Monument
21 Road: \$100,000.00

1	<u>(4) Grand Isle, maintenance at historic county courthouse:</u>	
2		<u>\$50,000.00</u>
3	<u>(b) The following sums are appropriated in FY 2020 to the Agency of</u>	
4	<u>Commerce and Community Development for the following projects described</u>	
5	<u>in this subsection:</u>	
6	<u>(1) Underwater preserves:</u>	<u>\$25,000.00</u>
7	<u>(2) Placement and replacement of roadside historic markers:</u>	
8		<u>\$25,000.00</u>
9	<u>(c) The sum of \$250,000.00 is appropriated in FY 2021 to the Department</u>	
10	<u>of Buildings and General Services for the Agency of Commerce and</u>	
11	<u>Community Development for major maintenance at statewide historic sites.</u>	
12	<u>(d) The following sums are appropriated in FY 2021 to the Agency of</u>	
13	<u>Commerce and Community Development for the following projects described</u>	
14	<u>in this subsection:</u>	
15	<u>(1) Underwater preserves:</u>	<u>\$25,000.00</u>
16	<u>(2) Placement and replacement of roadside historic markers:</u>	
17		<u>\$25,000.00</u>
18	<u>Appropriation – FY 2020</u>	<u>\$500,000.00</u>
19	<u>Appropriation – FY 2021</u>	<u>\$300,000.00</u>
20	<u>Total Appropriation – Section 5</u>	<u>\$800,000.00</u>

1 (h) The following sums are appropriated in FY 2021 to the Agency of
2 Natural Resources for the Department of Fish and Wildlife for the projects
3 described in this subsection:

4 (1) General infrastructure projects, including small-scale maintenance
5 and rehabilitation of infrastructure: \$1,300,000.00

6 (2) Lake Champlain Walleye Association Inc. to upgrade and repair the
7 Walleye rearing, restoration, and stocking infrastructure: \$25,000.00

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

9 Appropriation – FY 2021 \$7,341,400.00

10 Total Appropriation – Section 10 \$16,367,207.00

11 Sec. 11. CLEAN WATER INITIATIVES

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

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

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

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

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

4 (2) An applicant for a grant awarded pursuant to subdivision (1) of this
5 subsection shall pay at least 25 percent of the total cost of a wooden skidder
6 bridge, and at least 20 percent of the cost of a steel skidder bridge.

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

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

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

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

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

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

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

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

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

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

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

8	<u>Appropriation – FY 2020</u>	<u>\$12,100,000.00</u>
9	<u>Appropriation – FY 2021</u>	<u>\$13,900,000.00</u>
10	<u>Total Appropriation – Section 11</u>	<u>\$26,000,000.00</u>

11 Sec. 12. MILITARY

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

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

17	<u>Appropriation – FY 2020</u>	<u>\$700,000.00</u>
18	<u>Appropriation – FY 2021</u>	<u>\$800,000.00</u>
19	<u>Total Appropriation – Section 12</u>	<u>\$1,500,000.00</u>

1 appropriated in this subsection shall be used as a match to federal funds. It is
2 the intent of the General Assembly that capital funds shall not be appropriated
3 to this project after FY 2020.

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

8 Appropriation – FY 2020 \$300,000.00

9 Appropriation – FY 2021 \$200,000.00

10 Total Appropriation – Section 14 \$500,000.00

11 Sec. 15. VERMONT RURAL FIRE PROTECTION

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

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

18 Appropriation – FY 2020 \$75,000.00

19 Appropriation – FY 2021 \$75,000.00

20 Total Appropriation – Section 15 \$150,000.00

1 section. The consultant shall also assist the Sergeant at Arms with evaluating
2 the responses to the request for proposal.

3 Appropriation – FY 2020 \$758,000.00

4 Total Appropriation – Section 17 \$758,000.00

5 Sec. 18. VERMONT HOUSING AND CONSERVATION BOARD

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

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

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

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

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

14 Sec. 19. AGENCY OF DIGITAL SERVICES

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

17 (b) The sum of \$125,000.00 is appropriated in FY 2021 to the Agency of
18 Digital Services for the project described in subsection (a) of this section.

19 Appropriation – FY 2020 \$125,000.00

20 Appropriation – FY 2021 \$125,000.00

21 Total Appropriation – Section 19 \$250,000.00

1 unexpended funds is reallocated to the Department of Buildings and General
2 Services to defray expenditures authorized in Sec. 2 of this act:

3 Total Reallocations and Transfers – Section 20 \$1,375,341.06

4 Sec. 21. GENERAL OBLIGATION BONDS AND APPROPRIATIONS

5 The State Treasurer is authorized to issue general obligation bonds in the
6 amount of \$123,180,000.00 for the purpose of funding the appropriations of
7 this act. The State Treasurer, with the approval of the Governor, shall
8 determine the appropriate form and maturity of the bonds authorized by this
9 section consistent with the underlying nature of the appropriation to be funded.

10 The State Treasurer shall allocate the estimated cost of bond issuance or
11 issuances to the entities to which funds are appropriated pursuant to this
12 section and for which bonding is required as the source of funds, pursuant to
13 32 V.S.A. § 954.

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

15 * * * Policy * * *

16 * * * Buildings and General Services * * *

17 Sec. 22. PROPERTY TRANSACTIONS; MISCELLANEOUS

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

20 (A) Jay Peak Villages Townhouse V132, 236 South Village Road,
21 Jay, Vermont;

1 (B) Parcel Number 17-0400027, Shallow Brook Road, TH 40,

2 Jay, Vermont;

3 (C) Parcel Number 06-0040006, known as Okcha Land, 76.3 acres,

4 Jay, Vermont;

5 (D) Vermont AQUIROS Farms, 1294 Loop Road, Troy, Vermont; and

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

7 Vermont.

8 (2) Notwithstanding 29 V.S.A. § 166(d), the net proceeds of the sale of
9 the properties described in subdivision (1) of this subsection (a) shall be
10 transferred to the Newport Economic Development Settlement Fund at the
11 Department of Economic Development (Dept ID 7120010481).

12 (b)(1) The Commissioner of Buildings and General Services is authorized
13 to transfer a 20-by-20-foot parcel located on the Monocacy National Battlefield
14 Park located at 5201 Urbana Pike, Frederick, Maryland, to the United States
15 National Park Service.

16 (2) The Commissioner of Buildings and General Services, on behalf of
17 the Division for Historic Preservation, is also authorized to enter into an
18 agreement to transfer the 10th Vermont Volunteer Infantry Regiment
19 Monument at the Monocacy National Battlefield Park in Frederick, Maryland,
20 to the United States National Park Service. The transfer shall be subject to

1 conditions that ensure rights of access, public visitation, and preservation of
2 the Monument.

3 **Sec. 23. 29 V.S.A. § 821(a) is amended to read:**

4 **(a) State buildings.**

5 **(1) “Asa Bloomer State Office Building” shall be the name of the**
6 **building now known as the “Hulett” office building in the city of Rutland.**

7 * * *

8 **(14) “Francis B. McCaffrey Courthouse” shall be the name of the**
9 **courthouse at 9 Merchants Row in Rutland.**

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

11 Sec. 3a. REPEAL

12 2 V.S.A. chapter 30 (Capitol Complex Security Advisory Committee) is
13 repealed on ~~June 30, 2019~~ June 30, 2021.

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

18 (c) Sec. 97 (general obligation debt financing) shall take effect on ~~July 1,~~
19 ~~2019~~ July 1, 2020.

1 Sec. 26. 32 V.S.A. § 310 is amended to read:

2 § 310. FORM OF ANNUAL CAPITAL BUDGET AND 10-YEAR

3 CAPITAL PROGRAM PLAN

4 * * *

5 (b) The capital budget request for the following biennium shall be
6 presented as the next increment of the 10-year plan. Elements of the plan shall
7 include:

8 * * *

9 (C) ~~The capital~~ Capital needs and projections shall be for the current
10 and the next nine fiscal years, with longer-term projections presented for
11 programs with reasonably predictable longer-term needs.

12 (D) Capital needs and projections shall be presented independently of
13 financing requirements or opportunities.

14 (E) Capital needs and projections shall include an estimated cost of
15 deferred infrastructure maintenance in State buildings and facilities.

16 * * *

17 Sec. 27. STATE HOUSE SPACE; SHORT-TERM; ASSESSMENT

18 On or before January 15, 2020, the Sergeant at Arms and the Commissioner
19 of Buildings and General Services shall conduct an assessment of space needs
20 for legislative staff and Capitol Police offices and prepare a report with options

1 for space reconfiguration to the House Committee on Corrections and
2 Institutions and the Senate Committee on Institutions.

3 * * * Corrections * * *

4 Sec. 28. COUNCIL ON STATE GOVERNMENTS; CORRECTIONS;
5 STUDY

6 The Legislative Branch shall coordinate with the Executive and Judicial
7 Branches to engage the Council on State Governments (CSG) to conduct a
8 review of programming and population trends in Vermont's correctional
9 facilities. The review may include an evaluation of the women's population in
10 Vermont and the programming and services needed to meet their needs, the
11 detention population, and barriers that exist to reducing the population. As
12 part of its evaluation, CSG may convene a group of interested stakeholders to
13 guide its work.

14 * * * Human Services * * *

15 Sec. 29. 2017 Acts and Resolves No. 84, Sec. 3, as amended by 2018 Acts and
16 Resolves No. 190, Sec. 2, is further amended to read:

17 Sec. 3. HUMAN SERVICES

18 * * *

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

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Sec. 30. REPLACEMENT OF MIDDLESEX SECURE RESIDENTIAL
RECOVERY FACILITY; INTENT

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

(1) constructing a physically secure State-owned secure residential recovery facility for up to an additional 16 beds that meets the security standards currently used at the Middlesex Secure Residential Recovery Facility; and

(2) exploring the placement of interim secure residential recovery beds or permanent beds that could be flexible to meet other potential therapeutic community residential uses as determined by the Department of Mental Health.

(b) On or before December 15, 2019, the Department shall submit a report to the House Committees on Appropriations, on Corrections and

1 Institutions, and on Health Care and to the Senate Committees on
2 Appropriations, on Institutions, and on Health and Welfare containing an
3 analysis of operating secure residential recovery beds at Rutland
4 Regional Medical Center and Rutland Mental Health Services.

5 Sec. 31. DEPARTMENT OF DISABILITIES, AGING, AND
6 INDEPENDENT LIVING; RULEMAKING

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

16 * * * Information Technology * * *

17 Sec. 32. INFORMATION TECHNOLOGY REVIEW

18 (a) The Executive Branch shall transfer, upon request, one vacant position
19 for use in the Legislative Joint Fiscal Office (JFO) for a staff position, or the
20 JFO may hire a consultant, to provide support to the General Assembly to

1 conduct independent reviews of State information technology projects and
2 operations.

3 (b) The Secretary of Digital Services shall:

4 (1) provide to the JFO access to the reviews conducted by Independent
5 Verification and Validation (IVV) firms hired to evaluate the State's current
6 and planned information technology projects, as requested;

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

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

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

16 (d) In FY 2020 and FY 2021, the JFO is authorized to use up to
17 \$250,000.00 of the amounts appropriated in Sec. 3(b) of this act to fund
18 activities described in this section.

1 (2) aligns with a career pathway or set of stackable credentials involving
2 a college or university accredited in Vermont;

3 (3) ~~guarantees delivery of equipment to more than one region of the~~
4 ~~State;~~

5 ~~(4)~~ is supported with a business or industry partnership;

6 ~~(5)~~(4) sets forth how equipment will be maintained, insured, shared, and
7 transported, if applicable; and

8 ~~(6)~~(5) is endorsed by the Adult Career and Technical Education
9 Association.

10 ~~(e)~~(d) Grants awarded under this program shall be used to purchase capital-
11 eligible equipment. Grants shall not be used to support curriculum
12 development, instruction, or program administration.

13 ~~(d)~~(e) On or before July 15, 2018, the Department shall develop and
14 publish a simplified grant application that meets the criteria described in
15 subsection (b) of this section. The Department shall consult with the Agency
16 of Education and the State Workforce Development Board in reviewing
17 applications and selecting grantees.

18 ~~(e)~~(f) Grantees shall have ownership over any share of equipment
19 purchased with the use of these funds. Any equipment purchased from this
20 program may also be used by secondary career technical education programs.

1 ~~(f)~~(g) On or before February 15, 2019, the Department of Labor shall
2 submit a report to the House Committee on Corrections and Institutions and
3 the Senate Committee on Institutions that includes the following:

4 (1) how the funds were used, expected outcomes, recommended
5 performance metrics to ensure success of the program, and any other relevant
6 information that would inform future decisions about the use of this program;

7 (2) assessment of the functionality and accessibility of shared-
8 equipment agreements; and

9 (3) how, and the extent to which, the program shall be funded in the
10 future.

11 * * * Sunset of Adult Career and Technical Education

12 Equipment Grant Program * * *

13 Sec. 33b. REPEAL OF ADULT CAREER AND TECHNICAL
14 EDUCATION EQUIPMENT GRANT PROGRAM

15 The Adult Career and Technical Education Equipment Grant Program
16 established in Sec. 33a of this act shall be repealed on ~~July 1, 2019~~ July 1,
17 2021.

18 * * * Military * * *

19 Sec. 34. 2017 Acts and Resolves No. 84, Sec. 12, as amended by 2018 Acts
20 and Resolves No. 190, Sec. 9, is further amended to read:

21 Sec. 12. MILITARY

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

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

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

* * *

* * * Natural Resources * * *

Sec. 35. 2017 Acts and Resolves No. 84, Sec. 11, as amended by 2018 Acts and Resolves No. 190, Sec. 8, is further amended to read:

Sec. 11. CLEAN WATER INITIATIVES

* * *

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

(1) Municipal Highway and Stormwater Mitigation Program:

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

(2) Better Roads Program:

~~\$1,400,000.00~~ \$2,040,140.00

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* * * Municipal Public Water Supply Systems * * *

Sec. 36. 24 V.S.A. § 4755 is amended to read:

§ 4755. LOAN; LOAN AGREEMENTS; GENERAL PROVISIONS

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

* * *

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

(A) there shall be no deferral of payment;

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

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

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

* * *

1 Sec. 37. 24 V.S.A. § 4763c is amended to read:

2 § 4763c. LOANS TO MUNICIPALITIES FOR MUNICIPAL PUBLIC
3 WATER SUPPLY SYSTEMS

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

7 (1) the project is necessary;

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

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

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

15 (1) The term shall not exceed ~~20~~ 30 years, and the annual interest rate,
16 plus the administrative fee, shall be no more than three percent or less than
17 zero percent, except that when the applicant municipality is disadvantaged as
18 defined by subdivision 4752(12) of this title, the term shall not exceed ~~30~~
19 40 years. When the applicant municipality is disadvantaged as defined in
20 subdivision 4752(12), the annual interest rate, plus the administrative fee, shall
21 be no less than minus three percent.

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

Sec. 38. BARNET FIRE DISTRICT #2

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

* * * School Safety and Security * * *

Sec. 39. 2017 Acts and Resolves No. 84, as amended by 2018 Acts and Resolves No. 190, Sec. 26, is further amended to read:

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

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

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

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

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

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

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* * * Effective Date * * *

Sec. 40. EFFECTIVE DATE

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

(Committee vote: _____)

Senator _____

FOR THE COMMITTEE