

1 H.438

2 Introduced by Committee on Corrections and Institutions

3 Date:

4 Subject: Capital construction; capital appropriations; State bonding

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

7 An act relating to capital construction and State bonding

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

9 \* \* \* Legislative Intent \* \* \*

10 Sec. 1. LEGISLATIVE INTENT

11 (a) It is the intent of the General Assembly that of the \$127,378,694.00  
12 authorized in this act, not more than \$70,074,988.00 shall be appropriated in  
13 the first year of the biennium, and the remainder shall be appropriated in the  
14 second year.

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



1	<u>(9) Rutland, Asa Bloomer, major renovation:</u>	<u>\$400,000.00</u>
2	<u>(10) Springfield, Southern State Correctional Facility, door control</u>	
3	<u>system replacement:</u>	<u>\$2,800,000.00</u>
4	<u>(11) Waterbury, State Office Complex, historic core, roof replacements:</u>	
5		<u>\$1,000,000.00</u>
6	<u>(c) The following sums are appropriated in FY 2023:</u>	
7	<u>(1) Statewide, major maintenance:</u>	<u>\$7,350,000.00</u>
8	<u>(2) Statewide, BGS engineering and architectural project costs:</u>	
9		<u>\$3,747,442.00</u>
10	<u>(3) Statewide, physical security enhancements:</u>	<u>\$250,000.00</u>
11	<u>(4) Statewide, planning, use and contingency:</u>	<u>\$500,000.00</u>
12	<u>(5) Montpelier, State House, maintenance of interior historic finishes:</u>	
13		<u>\$55,000.00</u>
14	<u>(6) Montpelier, State House, exhibition, interpretation design and</u>	
15	<u>construction:</u>	<u>\$45,000.00</u>
16	<u>(7) Newport, courthouse replacement, design:</u>	<u>\$525,000.00</u>
17	<u>(8) Rutland, Asa Bloomer, major renovation:</u>	<u>\$1,575,000.00</u>
18	<u>(9) Waterbury, State Office Complex, historic core, roof replacements:</u>	
19		<u>\$3,200,000.00</u>
20	<u>(10) White River Junction, courthouse, renovation:</u>	<u>\$1,500,000.00</u>
21	<u>(11) Brattleboro, courthouse, re-roof:</u>	<u>\$100,000.00</u>

1	<u>(12) Burlington, 32 Cherry Street, parking garage renovations planning,</u>	
2	<u>design, and construction:</u>	<u>\$865,000.00</u>
3	<u>(13) Montpelier, 111 State Street, renovation of stack area, HVAC</u>	
4	<u>upgrades, and elevator:</u>	<u>\$158,000.00</u>
5	<u>(14) Montpelier, 120 State Street, steam lines, interior renovations:</u>	
6		<u>\$525,000.00</u>
7	<u>(15) Montpelier, State House, HVAC renovations:</u>	<u>\$2,535,000.00</u>
8	<u>(16) Rutland, multimodal garage renovation:</u>	<u>\$600,000.00</u>
9	<u>(17) Statewide, three-acre parcel, stormwater planning, design and</u>	
10	<u>implementation:</u>	<u>\$600,000.00</u>
11	<u>(18) Statewide, correctional facilities, door control system</u>	
12	<u>replacements:</u>	<u>\$670,000.00</u>
13	<u>Appropriation – FY 2022</u>	<u>\$19,366,774.00</u>
14	<u>Appropriation – FY 2023</u>	<u>\$24,800,442.00</u>
15	<u>Total Appropriation – Section 2</u>	<u>\$44,167,216.00</u>
16	Sec. 3. HUMAN SERVICES	
17	<u>(a) The following sums are appropriated in FY 2022 to the Department of</u>	
18	<u>Buildings and General Services for the Agency of Human Services for the</u>	
19	<u>following projects described in this subsection:</u>	



*ID# 200-5-003-001 as designated on the Town of Essex's Tax Parcel Maps for transitional support for individuals who are being discharged from inpatient psychiatric care. Through interior fit-up, versus building redesign, the 16-bed facility shall include two eight-bed wings designed with the capability to allow for separation of one wing from the main section of the facility, if necessary. Both wings shall be served by common clinical and activity spaces. Neither wing shall include a locked seclusion area, and the facility shall not use emergency involuntary procedures. Outdoor space shall be adequate for exercise and other activities but not less than 10,000 square feet.*

1        (d) For the amount appropriated in subdivision (a)(2) of this section, the  
2        Commissioner of Corrections and the Commissioner of Buildings and General  
3        Services shall determine space and programming needs for any State-owned  
4        and operated women's reentry and correctional facilities.

5 <u>Appropriation – FY 2022</u>	<u>\$12,350,000.00</u>
6 <u>Appropriation – FY 2023</u>	<u>\$1,200,000.00</u>
7 <u>Total Appropriation – Section 3</u>	<u>\$13,550,000.00</u>

8        Sec. 4. COMMERCE AND COMMUNITY DEVELOPMENT

9        (a) The following sums are appropriated in FY 2022 to the Agency of  
10       Commerce and Community Development for the following projects described  
11       in this subsection:

12 <u>(1) Major maintenance at statewide historic sites:</u>	<u>\$350,000.00</u>
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1	<u>(6) To the Department of Buildings and General Services for the Human</u>	
2	<u>Services and Educational Facilities Competitive Grant Program (Education):</u>	
3		<u>\$150,000.00</u>
4	<u>(7) To the Department of Buildings and General Services for the</u>	
5	<u>Regional Economic Development Grant Program:</u>	<u>\$300,000.00</u>
6	<u>(8) To the Agency of Agriculture, Food and Markets for the</u>	
7	<u>Agricultural Fairs Capital Projects Competitive Grant Program:</u>	<u>\$300,000.00</u>
8	<u>Appropriation – FY 2022</u>	<u>\$2,100,000.00</u>
9	<u>Appropriation – FY 2023</u>	<u>\$2,100,000.00</u>
10	<u>Total Appropriation – Section 5</u>	<u>\$4,200,000.00</u>
11	Sec. 6. EDUCATION	
12	<u>(a) The sum of \$50,000.00 is appropriated in FY 2022 to the Agency of</u>	
13	<u>Education for funding emergency projects.</u>	
14	<u>(b) The sum of \$50,000.00 is appropriated in FY 2023 to the Agency of</u>	
15	<u>Education for the projects described in subsection (a) of this section.</u>	
16	<u>Appropriation – FY 2022</u>	<u>\$50,000.00</u>
17	<u>Appropriation – FY 2023</u>	<u>\$50,000.00</u>
18	<u>Total Appropriation – Section 6</u>	<u>\$100,000.00</u>

1       Sec. 7. UNIVERSITY OF VERMONT

2           (a) The sum of \$1,500,000.00 is appropriated in FY 2022 to the University  
3           of Vermont for construction, renovation, and major maintenance at any facility  
4           owned or operated in the State by the University of Vermont.

5           (b) The sum of \$1,500,000.00 is appropriated in FY 2023 to the University  
6           of Vermont for the projects described in subsection (a) of this section.

7 <u>Appropriation – FY 2022</u>	<u>\$1,500,000.00</u>
8 <u>Appropriation – FY 2023</u>	<u>\$1,500,000.00</u>
9 <u>Total Appropriation – Section 7</u>	<u>\$3,000,000.00</u>

10       Sec. 8. VERMONT STATE COLLEGES

11           (a) The sum of \$2,000,000.00 is appropriated in FY 2022 to the Vermont  
12           State Colleges for construction, renovation, and major maintenance at any  
13           facility owned or operated in the State by the Vermont State Colleges.

14           (b) The following sums are appropriated in FY 2023 to the Vermont State  
15           Colleges for the projects described in subsection:

16           (1) construction, renovation, and major maintenance at any facility  
17           owned or operated in the State by the Vermont State Colleges: \$2,000,000.00

18           (2) infrastructure transformation planning: \$100,000.00

19 <u>Appropriation – FY 2022</u>	<u>\$2,000,000.00</u>
20 <u>Appropriation – FY 2023</u>	<u>\$2,100,000.00</u>
21 <u>Total Appropriation – Section 8</u>	<u>\$4,100,000.00</u>

1 Sec. 9. NATURAL RESOURCES

2 (a) The following sums are appropriated in FY 2022 to the Agency of  
3 Natural Resources for the Department of Environmental Conservation for the  
4 projects described in this subsection:

- 5 (1) Drinking Water Supply, Drinking Water State Revolving Fund:
- 6 \$2,215,714.00
- 7 (2) Dam safety and hydrology projects: \$310,000.00
- 8 (3) Waterbury Dam Spillway Project: \$750,000.00
- 9 (4) Contaminants of Emerging Concern Special Fund: \$500,000.00

10 (b) The following sums are appropriated in FY 2022 to the Agency of  
11 Natural Resources for the Department of Forests, Parks and Recreation for the  
12 following projects:

- 13 (1) Infrastructure rehabilitation, including statewide small-scale
- 14 rehabilitation, wastewater repairs, preventive improvements and upgrades of
- 15 restrooms and bathhouses, and statewide small-scale road rehabilitation
- 16 projects: \$5,000,000.00
- 17 (2) Gifford Woods and Groton Forest Park, maintenance facilities:
- 18 \$480,000.00
- 19 (3) Three-acre stormwater rule compliance: \$325,000.00
- 20 (4) Rustic Cabin Construction Program: \$500,000.00

1       (c) The sum of \$1,264,500.00 is appropriated in FY 2023 to the Agency of  
2       Natural Resources for the Department of Fish and Wildlife for general  
3       infrastructure projects, including small-scale maintenance and rehabilitation of  
4       infrastructure.

5       (d) The sum of \$85,000.00 is appropriated in FY 2022 to the Green  
6       Mountain Club Inc. to conserve 12.9-acres of forested land in the Town of  
7       Johnson containing the Long Trail treadway and the future location of an off-  
8       road trailhead parking area.

9       (e) The following sums are appropriated in FY 2023 to the Agency of  
10       Natural Resources for the Department of Environmental Conservation for the  
11       projects described in this subsection:

12	<u>(1) Drinking Water Supply, Drinking Water State Revolving Fund:</u>	<u>\$2,213,211.00</u>
13		
14	<u>(2) Dam safety and hydrology projects:</u>	<u>\$805,000.00</u>
15	<u>(3) Waterbury Dam Spillway Project:</u>	<u>\$750,000.00</u>

16       (f) The following sums are appropriated in FY 2023 to the Agency of  
17       Natural Resources for the Department of Forests, Parks and Recreation for the  
18       following projects:

19       (1) Infrastructure rehabilitation, including statewide small-scale  
20       rehabilitation, wastewater repairs, preventive improvements and upgrades of

1 restrooms and bathhouses, and statewide small-scale road rehabilitation  
2 projects: \$4,476,553.00  
3 (2) Rustic Cabin Construction Program: \$500,000.00  
4 (g) The sum of \$1,083,500.00 is appropriated in FY 2023 to the Agency of  
5 Natural Resources for the Department of Fish and Wildlife for general  
6 infrastructure projects, including small-scale maintenance and rehabilitation of  
7 infrastructure.  
8 Appropriation – FY 2022 \$11,430,214.00  
9 Appropriation – FY 2023 \$9,828,264.00  
10 Total Appropriation – Section 9 \$21,258,478.00  
11 Sec. 10. CLEAN WATER INITIATIVES  
12 (a) The sum of \$3,436,109.00 is appropriated in FY 2022 to the Agency of  
13 Agriculture, Food and Markets for water quality grants and contracts.  
14 (b) The following sums are appropriated in FY 2022 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: \$1,563,891.00  
19 (2) Municipal Pollution Control Grants, pollution control projects and  
20 planning advances for feasibility studies: \$3,300,000.00

1       (c) The sum of \$500,000.00 is appropriated in FY 2022 to the Agency of  
2       Natural Resources for forestry access roads, recreation access roads, and  
3       water quality improvements.

4       (d)(1) The following sums are appropriated in FY 2022 to the Vermont  
5       Housing and Conservation Board for the following projects:

6               (A) Agricultural water quality projects:                       \$900,000.00

7               (B) Land conservation and water quality projects:       1,300,000.00

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

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

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

14       (e) The sum of \$11,000,000.00 is appropriated in FY 2023 to the Agency  
15       of Natural Resources for the Department of Environmental Conservation for  
16       clean water implementation projects.

17       (f) For the amount appropriated in subdivision (b)(2) of this section, the  
18       Department of Environmental Conservation shall prioritize the initial  
19       \$1,732,747.00 for legacy projects.

20       (g) On or before December 1, 2021:

1           (1) the Clean Water Board shall review and recommend Clean Water  
2           Act implementation programs funded from subsection (e) of this section; and  
3           (2) the Board shall submit the list of programs recommended for FY  
4           2023 to the Chairs of the House Committee on Corrections and Institutions and  
5           the Senate Committee on Institutions and to the Governor for the FY 2022  
6           capital budget adjustment report.

7           (h) In FY 2022 and FY 2023, any agency that receives funding from this  
8           section shall consult with the State Treasurer to ensure that the projects are  
9           capital eligible.

10	<u>Appropriation – FY 2022</u>	<u>\$11,000,000.00</u>
11	<u>Appropriation – FY 2023</u>	<u>\$11,000,000.00</u>
12	<u>Total Appropriation – Section 10</u>	<u>\$22,000,000.00</u>

13       Sec. 11. MILITARY

14           (a) The sum of \$900,000.00 is appropriated in FY 2022 to the Department  
15           of Military for maintenance, renovations, and ADA compliance at State  
16           armories.

17           (b) The sum of \$900,000.00 are appropriated in FY 2023 to the  
18           Department of Military for the projects described in subsection (a) of this  
19           section.

20	<u>Appropriation – FY 2022</u>	<u>\$900,000.00</u>
21	<u>Appropriation – FY 2023</u>	<u>\$900,000.00</u>



1        Total Appropriation – Section 11                                \$1,800,000.00

2        Sec. 12. PUBLIC SAFETY

3            (a) The following sums are appropriated in FY 2022 to the Department of  
4        Buildings and General Services for the Department of Public Safety for the  
5        following projects:

6            (1) Williston Public Safety Field Station, construction:    \$5,620,000.00

7            (2) Middlesex Field Station, renovation:                                \$500,000.00

8            (b) The sum of \$50,000.00 is appropriated in FY 2023 to the Department  
9        of Public Safety for a feasibility study for the Vermont Police Academy in  
10       Pittsford.

11       Appropriation – FY 2022                                                \$6,120,000.00

12       Appropriation – FY 2023                                                \$50,000.00

13       Appropriation – Section 12                                              \$6,170,000.00

14       Sec. 13. AGRICULTURE, FOOD AND MARKETS

15            (a) The sum of \$260,000.00 is appropriated in FY 2022 to the Department  
16       of Buildings and General Services for the Agency of Agriculture, Food and  
17       Markets for major maintenance at the Vermont building of the Eastern States  
18       Exposition.

19            (b) The sum of \$350,000.00 is appropriated in FY 2023 to the Department  
20       of Buildings and General Services for the Agency of Agriculture, Food and  
21       Markets for the project described in subsection (a) of this section.

1	<u>Appropriation – FY 2022</u>	<u>\$260,000.00</u>
2	<u>Appropriation – FY 2023</u>	<u>\$350,000.00</u>
3	<u>Total Appropriation – Section 13</u>	<u>\$610,000.00</u>

4 Sec. 14. VERMONT RURAL FIRE PROTECTION

5 (a) The sum of \$100,000.00 is appropriated in FY 2022 to the Department  
6 of Public Safety for the Vermont Rural Fire Protection Task Force for the dry  
7 hydrant program.

8 (b) The sum of \$100,000.00 is appropriated in FY 2023 to the Department  
9 of Public Safety for the Vermont Rural Fire Protection Task Force for the  
10 project described in subsection (a) of this section.

11	<u>Appropriation – FY 2022</u>	<u>\$100,000.00</u>
12	<u>Appropriation – FY 2023</u>	<u>\$100,000.00</u>
13	<u>Total Appropriation – Section 14</u>	<u>\$200,000.00</u>

14 Sec. 15. DEPARTMENT OF LABOR

15 (a) The sum of \$500,000.00 is appropriated in FY 2022 to the Department  
16 of Buildings and General Services for the Department of Labor for upgrades of  
17 mechanical systems and HVAC, life safety needs, and minor interior  
18 renovations at 5 Green Mountain Drive in Montpelier.

19 (b) The sum of \$1,000,000.00 is appropriated in FY 2023 to the  
20 Department of Buildings and General Services for the Department of Labor for  
21 the project described in subsection (a) of this section.

1	<u>Appropriation – FY 2022</u>	<u>\$500,000.00</u>
2	<u>Appropriation – FY 2023</u>	<u>\$1,000,000.00</u>
3	<u>Total Appropriation – Section 15</u>	<u>\$1,500,000.00</u>

4 Sec. 16. VERMONT HOUSING AND CONSERVATION BOARD

5 (a) The sum of \$1,800,000.00 is appropriated in FY 2022 to the Vermont  
6 Housing and Conservation Board for housing and conservation projects.

7 (b) The sum of \$1,800,000.00 is appropriated in FY 2023 to the Vermont  
8 Housing and Conservation Board for the project described in subsection (a) of  
9 this section.

10	<u>Appropriation – FY 2022</u>	<u>\$1,800,000.00</u>
11	<u>Appropriation – FY 2023</u>	<u>\$1,800,000.00</u>
12	<u>Total Appropriation – Section 16</u>	<u>\$3,600,000.00</u>

13 Sec. 17. AGENCY OF DIGITAL SERVICES

14 (a) The sum of \$125,000.00 is appropriated in FY 2022 to the Agency of  
15 Digital Services for digital orthophotography mapping.

16 (b) The sum of \$125,000.00 is appropriated in FY 2023 to the Agency of  
17 Digital Services for the project described in subsection (a) of this section.

18	<u>Appropriation – FY 2022</u>	<u>\$125,000.00</u>
19	<u>Appropriation – FY 2023</u>	<u>\$125,000.00</u>
20	<u>Total Appropriation – Section 17</u>	<u>\$250,000.00</u>

21 Sec. 18. REALLOCATION OF FUNDS; TRANSFER OF FUNDS





1 determine the appropriate form and maturity of the bonds authorized by this  
2 section consistent with the underlying nature of the appropriation to be funded.  
3 The State Treasurer shall allocate the estimated cost of bond issuance or  
4 issuances to the entities to which funds are appropriated pursuant to this  
5 section and for which bonding is required as the source of funds, pursuant to  
6 32 V.S.A. § 954.

7 Total Revenues – Section 19 \$123,180,000.00

8 \* \* \* Policy \* \* \*

9 \* \* \* Buildings and General Services \* \* \*

10 Sec. 20. USE OF FORMER SOUTHEAST STATE CORRECTIONAL  
11 FACILITY; WINDSOR; STUDY COMMITTEE; REPORT

12 (a) Creation. There is created the Former Southeast State Correctional  
13 Facility Use Study Committee to review and recommend potential uses for the  
14 property located at 546 State Farm Road in Windsor.

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

17 (1) an individual appointed by the Town of Windsor Selectboard;

18 (2) the Executive Director of the Mount Ascutney Regional  
19 Commission or designee;

20 (3) the Commissioner of Buildings and General Services or designee;

21 (4) the Secretary of Agriculture, Food and Markets or designee;

1           (5) the Executive Director of the Vermont Housing and Conservation  
2           Board or designee;

3           (6) the Secretary of Commerce and Community Development or  
4           designee; and

5           (7) the Secretary of Natural Resources or designee.

6           (c) Powers and duties. The Committee shall review options for the  
7           potential use of the land located at 546 State Farm Road in Windsor. As part  
8           of the Committee's review, it shall consider the following reports:

9           (1) Plan to provide secure transitional housing for inmates reentering  
10           the community, dated November 1, 2017, as required by 2017 Act and  
11           Resolves No. 85, Sec. 335.1;

12           (2) Report on AHS Major Facilities, dated January 15, 2018, as required  
13           by 2017 Acts and Resolves No. 84, Sec. 31; and

14           (3) Report on an act relating to the Southeast State Correctional Facility,  
15           dated December 15, 2018, as required by 2018 Acts and Resolves No. 151.

16           (d) Assistance. The Committee shall have the administrative, technical,  
17           and legal assistance of the Department of Buildings and General Services.

18           (e) Report. On or before December 15, 2021, the Committee shall submit  
19           a written report to the House Committee on Corrections and Institutions and  
20           the Senate Committee on Institutions with its findings and any  
21           recommendations for use of the property.

1       (f) Meetings.

2           (1) The Commissioner of Buildings and General Services shall call the  
3 first meeting of the Committee to occur on or before July 15, 2021.

4           (2) The Executive Director of the Mount Ascutney Regional  
5 Commission shall be the chair.

6           (3) A majority of the membership shall constitute a quorum.

7           (4) The Committee shall cease to exist on July 1, 2022.

8       (g) Compensation and reimbursement. A non-State employee member of  
9 the Committee shall be entitled to per diem compensation and reimbursement  
10 of expenses pursuant to 32 V.S.A. § 1010 for not more than six meetings.  
11 These payments shall be made from monies appropriated in Sec. 2(b)(1) of  
12 this act.

13       Sec. 21. NEW HAVEN DEPOT BUILDING; RELOCATION

14       (a)(1) The General Assembly finds that the building located at 5450 Ethan  
15 Allen Highway in the Town of New Haven (the New Haven Depot Building),  
16 owned by the Agency of Commerce and Community Development, Division  
17 of Historic Preservation pursuant to Executive Order No. 22, dated  
18 November 26, 1975, must be relocated to meet the safety standards required  
19 for the changing operations of rail service.



1           (2) The General Assembly also finds that the land at 5450 Ethan Allen  
2           Highway in the Town of New Haven, is owned by the Agency of  
3           Transportation pursuant to Executive Order No. 29-8, dated March 22, 1983.

4           (b)(1) the Secretary of the Agency of Transportation, which owns the land  
5           on which the depot is located, and the Director of the Division for Historic  
6           Preservation, which owns the historic building, are authorized to determine  
7           how best to preserve the New Haven Depot Building by relocating it to  
8           another parcel.

9           (2) The Commissioner of Buildings and General Services is authorized  
10          to execute a quit claim deed to transfer any existing or future interest in the  
11          New Haven Depot Building. The transfer shall be subject to a preservation  
12          easement to be held by the Division for Historic Preservation.

13          (c) If the State Historic Preservation Officer and the Secretary of  
14          Transportation deem a relocation of the New Haven Depot Building is not  
15          physically or financially practicable, the State Historic Preservation Officer, in  
16          coordination with the Commissioner of Buildings and General Services and  
17          the Secretary of Transportation, is authorized to decommission the building  
18          and delist it from the National Register of Historic Places.

19          Sec. 22. 2018 Acts and Resolves No. 84, Sec. 2(c)(12) is amended to read:

20                 (12) Montpelier, 133 State Street, renovations of mainframe workspace  
21          to Office Space (~~Agency of Digital Services~~):                         \$700,000.00

1 Sec. 23. 2016 Acts and Resolves No. 88, Sec. 3a, as amended by 2019 Acts  
2 and Resolves No. 42, Sec. 24, is further amended to read:

3 Sec. 3a. REPEAL

4 2 V.S.A. chapter 30 (Capitol Complex Security Advisory Committee) is  
5 repealed on ~~June 30, 2021~~ June 30, 2023.

6 Sec. 24. 2013 Acts and Resolves No. 1, Sec. 100(c), as amended by 2014 Acts  
7 and Resolves No. 179, Sec. E.113.1, 2015 Acts and Resolves No. 58,  
8 Sec. E.113.1, 2017 Acts and Resolves No. 84, Sec. 29, 2018 Acts and  
9 Resolves No. 190, Sec. 18, and 2019 Acts and Resolves No. 42, Sec. 25, and  
10 2020 Acts and Resolves No. 139, Sec. 19, is further amended to read:

11 (c) Sec. 97 (general obligation debt financing) shall take effect on ~~July 1,~~  
12 ~~2021~~ July 1, 2023.

13 \* \* \* Federal Funds \* \* \*

14 Sec. 25. PROCESS FOR USE OF FEDERAL FUNDS; FY 2022 AND FY  
15 2023; WATER AND SEWER INFRASTRUCTURE

16 (a) Intent. It is the intent of the General Assembly that, to the extent  
17 permitted by federal law and guidance, the amounts appropriated in this act  
18 should be offset by using federal funds provided to the State by the American  
19 Rescue Plan Act of 2021, Pub. L. 117-2 in State and Local Coronavirus Fiscal  
20 Recovery Funds whenever possible for capital projects supporting water and  
21 sewer infrastructure. Any appropriation so offset shall be used for future

1 capital construction projects in the fiscal year 2022 capital budget adjustment  
2 process.

3 (b) Offset with federal funds. If the Commissioner of Finance and  
4 Management determines that any FY 2022 appropriations for water and sewer  
5 infrastructure may be offset by using federal funds provided to the State by the  
6 American Rescue Plan Act of 2021, Pub. L. 117-2 in State and Local  
7 Coronavirus Fiscal Recovery Funds, the Commissioner of Finance and  
8 Management is authorized to substitute the federal funds for capital funds.  
9 The Commissioner shall notify the Chairs of the House Committee on  
10 Corrections and Institutions and the Senate Committee on Institutions of any  
11 substitution of funds in accordance with this subsection. Any State capital  
12 funds offset pursuant to this section shall be used for future capital  
13 construction projects in the FY 2022 capital budget adjustment process.

14 (c) Report. On or before December 15, 2021, the Commissioner shall  
15 review and recommend water and sewer infrastructure projects funded in FY  
16 2023 of this act and submit a list of any recommended substitutions and  
17 additional amounts of federal funds that may be used for FY 2023 to the  
18 Chairs of the House Committee on Corrections and Institutions and the Senate  
19 Committee on Institutions and to the Governor for the FY 2022–2023 capital  
20 budget adjustment report.

1       (d) Reservation of funds. In accordance with this section, the  
2       Commissioner of Finance and Management may reserve not more than  
3       \$30,000,000.00 for substitution of federal funds provided to the State by the  
4       American Rescue Plan Act of 2021, Pub. L. 117-2 in State and Local  
5       Coronavirus Fiscal Recovery Funds pursuant to subsection (a) of this section,  
6       and is authorized to substitute not more than \$15,000,000.00 in FY 2022. Of  
7       the \$30,000,000.00, any remaining unexpended amounts not substituted in  
8       FY 2022 may be used in FY 2023.

9       Sec. 26. FEDERAL FUNDS; CAPITAL PROJECTS

10       (a) Intent. It is the intent of the General Assembly, to the extent permitted  
11       by federal law and guidance, to use federal funds provided to the State by the  
12       American Rescue Plan Act of 2021, Pub. L. 117-2, in the Coronavirus Capital  
13       Projects Fund for capital projects necessary for the Executive, Legislative, and  
14       Judicial Branches in response to the COVID-19 pandemic.

15       (b) Designated uses. In FY 2022, the federal funds provided to the State  
16       by the American Rescue Plan Act of 2021, Pub. L. 117-2, in the Coronavirus  
17       Capital Projects Fund for necessary capital projects in response to the COVID-  
18       19 pandemic shall be designated as follows:

19               (1) The amount of \$62,000,000.00 shall be allocated to the Agency of  
20       Human Services for mental health and correctional infrastructure.

1           (2) The amount of \$51,000,000.00 shall be allocated for infrastructure  
2           for the Legislative and Judicial Branches.

3           (c) Recommendation.

4           (1) For the designated use described in subdivision (b)(1) of this  
5           section, on or before December 15, 2021, the Commissioner of Finance and  
6           Management shall submit recommendations on the use of federal funds from  
7           the Coronavirus Capital Projects Fund for FY 2023 to the House Committee  
8           on Corrections and Institutions and the Senate Committee on Institutions and  
9           to the Governor for the FY 2022–2023 capital budget adjustment report.

10           (2) For the designated use described in subdivision (b)(2) of this  
11           section, on or before January 15, 2022, the Joint Legislative Management  
12           Committee shall submit recommendations on the use of federal funds from the  
13           Coronavirus Capital Projects Fund for infrastructure in the Legislative Branch,  
14           and the Court Administrator shall submit recommendations on the use of  
15           federal funds from the Coronavirus Capital Projects Fund for infrastructure in  
16           the Judicial Branch, to the House Committee on Corrections and Institutions  
17           and the Senate Committee on Institutions for allocation in the FY 2022–2023  
18           Capital Budget Adjustment Act.

19                           \* \* \* Human Services \* \* \*

20           Sec. 27. SPENDING ON MENTAL HEALTH SYSTEM OF CARE;

21                           LEGISLATIVE INTENT

1       It is the intent of the General Assembly that any proposal offered by the  
2       Department of Mental Health to expand a State-owned or -operated facility or  
3       capacity at a State-owned or -operated facility in Vermont's mental health  
4       system should always include or identify resources to support Vermont's  
5       community mental health system.

6       Sec. 28. RESIDENTIAL BEDS FOR INDIVIDUALS DISCHARGED  
7               FROM INPATIENT PSYCHIATRIC CARE

8       (a) On or before August 1, 2021, the Department of Mental Health shall  
9       issue a request for information from designated and specialized service  
10       agencies and peer-run agencies for developing and implementing  
11       programming for unlocked community residences for transitional support for  
12       individuals being discharged from inpatient psychiatric care or for intervention  
13       to prevent inpatient care. Responses to the request for information shall be  
14       provided to the Department of Mental Health not later than December 1, 2021  
15       and shall include provisions that address the need to develop and implement  
16       community residential programming for youths.

17       (b) The Department of Mental Health shall convene a steering group of  
18       interested stakeholders, including individuals with lived experience, to  
19       consider and provide input to the Department's prioritization process in  
20       determining the area of highest need across the mental health system of care

1 with regard to additional bed proposals described in subsection (a) of this  
2 section.

3 (c) On or before December 15, 2021, the Department of Mental Health  
4 shall submit a report to the House Committees on Health Care and on  
5 Corrections and Institutions and to the Senate Committees on Health and  
6 Welfare and on Institutions containing the following:

7 (1) a review of all responses received pursuant to the request for  
8 information issued pursuant to subsection (a) of this section;

9 (2) a bed needs assessment for all levels of care in the mental health  
10 system, including an update to the statewide bed needs assessment conducted  
11 pursuant to 2019 Acts and Resolves No. 26, Sec. 2 with regard to inpatient  
12 beds and community residences;

13 (3) a summary of the input provided by the stakeholder steering group  
14 pursuant to subsection (b) of this section; and

15 (4) an analysis of opportunities under the American Rescue Plan Act of  
16 2021, Pub. L. 117-2, for capital or operational bridge funding for additional  
17 unlocked community residential capacity described in subsection (a) of this  
18 section or additional similar community capacities.

19 Sec. 29. REPEAL

20 2019 Acts and Resolves No. 42, Sec. 31, as amended by 2020 Acts and  
21 Resolves No. 139, Sec. 28, is repealed upon passage of this act.





1 land use implications. Costs associated with these services from the Regional  
2 Planning Commission shall be eligible for reimbursement under an  
3 engineering planning advance described in subsection (a) of this section.

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

5 Sec. 31. EFFECTIVE DATE

6 This act shall take effect upon passage.