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	Sec. 2. STATE BUILDINGS	
2	(a) The following sums are appropriated to the Department of Buildings	
3	and General Services, and the Commissioner is authorized to direct funds	
4	appropriated in this section to the projects contained in this section; however,	
5	no project shall be canceled unless the Chairs of the Senate Committee on	
6	Institutions and the House Committee on Corrections and Institutions are	
7	notified before that action is taken.	
8	(b) The following sums are appropriated in FY 2022:	
9	(1) Statewide, major maintenance: \$7,102,300.00	
10	(2) Statewide, BGS engineering and architectural project costs:	
11	\$3,624,474.00	
12	(3) Statewide, physical security enhancements: \$250,000.00	
13	(4) Statewide, planning, use and contingency: \$500,000.00	
14	(5) Burlington, 108 Cherry Street, parking garage repairs:	
15	\$3,100,000.00	
16	(6) Montpelier, State House, maintenance of interior historic finishes:	
17	\$50,000.00	
18	(7) Montpelier, State House, exhibition, interpretation design and	
19	<u>construction:</u> <u>\$40,000.00</u>	
20	(8) Newport, courthouse replacement, planning and design:	
21	\$500,000.00	

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

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

6

1	(1) Physically Secure Recovery Residence Secure Res	sidential Recovery
2	Facility, design and construction:	
3		\$11,600,000.00
4	(2) Women's correctional facilities, replacement:	\$500,000.00

enhancements: \$250,000.00

(3) Statewide, correctional facility, life safety and security needs and

- (b) The following sums are appropriated in FY 2023 to the Department of
 Buildings and General Services for the Agency of Human Services for the
 following projects described in this subsection:
- 10 (1) Women's correctional facilities, replacement: \$1,000,000.00
- 11 (2) Statewide, correctional facility, life safety and security needs and
 12 enhancements: \$200,000.00
 - used to construct a 16-bed Physically Secure Recovery Residence on Parcel 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. The design for the facility shall be for two eight-bed wings and shall not include any locked seclusion area. The facility shall not use emergency involuntary procedures.
 - (c) The amount appropriated in subdivision (a)(1) of this section shall be used to construct a 16-bed Secure Residential Recovery Facility on Parcel

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 and operated women's reentry and correctional facilities. 4 5 Appropriation – FY 2022 \$12,350,000.00 6 Appropriation – FY 2023 \$1,200,000.00 7 Total Appropriation – Section 3 \$13,550,000.00
- Sec. 4. COMMERCE AND COMMUNITY DEVELOPMENT
 (a) The following sums are appropriated in FY 2022 to the Agency of
- 10 Commerce and Community Development for the following projects described
- in this subsection:
- 12 (1) Major maintenance at statewide historic sites: \$350,000.00

	BILL AS PASSED BY THE HOUSE 2021 H.4 Page 7 of	
1	(2) Underwater preserves: \$35,000.0	0
2	(3) Placement and replacement of roadside historic markers:	
3	<u>\$25,000.0</u>	0
4	(4) Unmarked Burial Fund: \$63,000.0	0
5	(b) The following sums are appropriated in FY 2023 to the Agency of	
6	Commerce and Community Development for the following projects describe	<u>:d</u>
7	in this subsection:	
8	(1) Major maintenance at statewide historic sites: \$350,000.0	0
9	(2) Underwater preserves: \$25,000.0	0
10	(3) Placement and replacement of roadside historic markers:	
11	<u>\$25,000.0</u>	<u>0</u>
12	(c) The Agency shall not authorize reefing of the M/V Adirondack.	
13	(d) For the amount appropriated in subdivision (a)(2), not more than	
14	\$10,000.00 shall be used to open not more than three new sites in FY 2022.	
15	<u>Appropriation – FY 2022</u> <u>\$473,000.0</u>	0
16	<u>Appropriation – FY 2023</u> <u>\$400,000.0</u>	0
17	<u>Total Appropriation – Section 4</u> <u>\$873,000.0</u>	0
18	Sec. 5. GRANT PROGRAMS	

(a) The following sums are appropriated in FY 2022 for Building

Communities Grants established in 24 V.S.A. chapter 137:

19

1	(1) To the Agency of Commerce and Community Development,	
2	Division for Historic Preservation, for the Historic Preservation	Grant
3	Program:	\$300,000.00
4	(2) To the Agency of Commerce and Community Develo	pment,
5	Division for Historic Preservation, for the Historic Barns Preser	vation Grant
6	Program:	\$300,000.00
7	(3) To the Vermont Council on the Arts for the Cultural I	Facilities Grant
8	Program, the sum of which may be used to match funds that may be made	
9	available from the National Endowment for the Arts, provided to	that all capital
10	funds are made available to the Cultural Facilities Grant Progra	<u>m:</u>
11		\$300,000.00
12	(4) To the Department of Buildings and General Services	s for the
13	Recreational Facilities Grant Program:	\$300,000.00
14	(5) To the Department of Buildings and General Services	s for the Human
15	Services and Educational Facilities Competitive Grant Program	(Human
16	Services):	\$150,000.00
17	(6) To the Department of Buildings and General Services	s for the Human
18	Services and Educational Facilities Competitive Grant Program	(Education):
19		\$150,000.00
20	(7) To the Department of Buildings and General Services	s for the
21	Regional Economic Development Grant Program:	\$300,000.00

1	(8) To the Agency of Agriculture, Food and Markets for the	<u>ne</u>
2	Agricultural Fairs Capital Projects Competitive Grant Program:	\$300,000.00
3	(b) The following sums are appropriated in FY 2023 for Buil	ding
4	Communities Grants established in 24 V.S.A. chapter 137:	
5	(1) To the Agency of Commerce and Community Develop	oment,
6	Division for Historic Preservation, for the Historic Preservation	<u>Grant</u>
7	Program:	\$300,000.00
8	(2) To the Agency of Commerce and Community Develop	oment,
9	Division for Historic Preservation, for the Historic Barns Preserv	vation Grant
10	Program:	\$300,000.00
11	(3) To the Vermont Council on the Arts for the Cultural Fa	acilities
12	Grant Program, the sum of which may be used to match funds the	at may be
13	made available from the National Endowment for the Arts, provi	ded that all
14	capital funds are made available to the Cultural Facilities Grant I	Program:
15		\$300,000.00
16	(4) To the Department of Buildings and General Services	for the
17	Recreational Facilities Grant Program:	\$300,000.00
18	(5) To the Department of Buildings and General Services	for the Human
19	Services and Educational Facilities Competitive Grant Program ((Human
20	Services):	\$150,000.00

H.438 Page 10 of 33 2021

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

1	Sec. /. 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 facili	
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> \$1,500,000.0	
8	<u>Appropriation – FY 2023</u> \$1,500,000.0	
9	Total Appropriation – Section 7 \$3,000,000.0	
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: \$2,000,000.0	
18	(2) infrastructure transformation planning: \$100,000.0	
19	<u>Appropriation – FY 2022</u> \$2,000,000.0	
20	<u>Appropriation – FY 2023</u> \$2,100,000.0	
21	<u>Total Appropriation – Section 8</u> \$4,100,000.0	

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 Conse	ervation for the
4	projects described in this subsection:	
5	(1) Drinking Water Supply, Drinking Water State Revol	ving 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 Re	ecreation for the
12	following projects:	
13	(1) Infrastructure rehabilitation, including statewide small	all-scale
14	rehabilitation, wastewater repairs, preventive improvements ar	nd upgrades of
15	restrooms and bathhouses, and statewide small-scale road reha	<u>bilitation</u>
16	projects:	\$5,000,000.00
17	(2) Gifford Woods and Groton Forest Park, maintenance	e 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	<u>y o</u>
2	Natural Resources for the Department of Fish and Wildlife for general	
3	infrastructure projects, including small-scale maintenance and rehabilitation	<u>n o</u>
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 o	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 t	<u>the</u>
11	projects described in this subsection:	
12	(1) Drinking Water Supply, Drinking Water State Revolving Fund:	
13	\$2,213,211	.00
14	(2) Dam safety and hydrology projects: \$805,000	.00
15	(3) Waterbury Dam Spillway Project: \$750,000	.00
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	<u>of</u>

Page 14 of 33

1	restrooms and bathhouses, and statewide small-scale ro	ad 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 Wild	llife for general
6	infrastructure projects, including small-scale maintenar	nce and rehabilitation of
7	infrastructure.	
8	Appropriation – FY 2022	<u>\$11,430,214.00</u>
9	Appropriation – FY 2023	\$9,828,264.00
10	<u>Total Appropriation – Section 9</u>	<u>\$21,258,478.00</u>
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 202	2 to the Agency of
15	Natural Resources for the Department of Environmenta	al Conservation projects
16	described in this subsection:	
17	(1) Water Pollution Control Fund, Clean Water S	State/EPA Revolving
18	Loan Fund (CWSRF) match:	\$1,563,891.00
19	(2) Municipal Pollution Control Grants, pollutio	n 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 th	is section; and
3	(2) the Board shall submit the list of programs recomme	nded 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	he FY 2022
6	capital budget adjustment report.	
7	(h) In FY 2022 and FY 2023, any agency that receives fund	ling from this
8	section shall consult with the State Treasurer to ensure that the	projects are
9	capital eligible.	
10	Appropriation – FY 2022	\$11,000,000.00
11	Appropriation – FY 2023	\$11,000,000.00
12	<u>Total Appropriation – Section 10</u>	22,000,000.00
13	Sec. 11. MILITARY	
14	(a) The sum of \$900,000.00 is appropriated in FY 2022 to t	the Department
15	of Military for maintenance, renovations, and ADA compliance	e at State
16	armories.	
17	(b) The sum of \$900,000.00 are appropriated in FY 2023 to	o the
18	Department of Military for the projects described in subsection	(a) of this
19	section.	
20	<u>Appropriation – FY 2022</u>	\$900,000.00
21	Appropriation – FY 2023	\$900,000.00

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 S	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 t	he 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 Agricultu	ure, 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 Agricultu	ure, Food and
21	Markets for the project described in subsection (a) of this section	ion.

H.438

Page 17 of 33

BILL AS PASSED BY THE HOUSE

	BILL AS PASSED BY THE HOUSE 2021	H.438 Page 18 of 33
1	Appropriation – FY 2022	\$260,000.00
2	Appropriation – FY 2023	\$350,000.00
3	<u>Total Appropriation – Section 13</u>	\$610,000.00
4	Sec. 14. VERMONT RURAL FIRE PROTECTION	
5	(a) The sum of \$100,000.00 is appropriated in FY 2022 to t	he Department
6	of Public Safety for the Vermont Rural Fire Protection Task For	rce for the dry
7	hydrant program.	
8	(b) The sum of \$100,000.00 is appropriated in FY 2023 to t	he Department
9	of Public Safety for the Vermont Rural Fire Protection Task For	rce for the
10	project described in subsection (a) of this section.	
11	<u>Appropriation – FY 2022</u>	\$100,000.00
12	<u>Appropriation – FY 2023</u>	\$100,000.00
13	<u>Total Appropriation – Section 14</u>	\$200,000.00
14	Sec. 15. DEPARTMENT OF LABOR	
15	(a) The sum of \$500,000.00 is appropriated in FY 2022 to t	he 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 int	<u>terior</u>
18	renovations at 5 Green Mountain Drive in Montpelier.	
19	(b) The sum of \$1,000,000.00 is appropriated in FY 2023 to	o the
20	Department of Buildings and General Services for the Departm	ent of Labor for
21	the project described in subsection (a) of this section.	

	BILL AS PASSED BY THE HOUSE 2021	H.438 Page 19 of 33
1	Appropriation – FY 2022	\$500,000.00
2	Appropriation – FY 2023	\$1,000,000.00
3	Total Appropriation – Section 15	\$1,500,000.00
4	Sec. 16. VERMONT HOUSING AND CONSERVATION BO	DARD
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 s	subsection (a) of
9	this section.	
10	Appropriation – FY 2022	\$1,800,000.00
11	Appropriation – FY 2023	\$1,800,000.00
12	<u>Total Appropriation – Section 16</u>	\$3,600,000.00
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 t	this section.
18	Appropriation – FY 2022	\$125,000.00
19	Appropriation – FY 2023	\$125,000.00
20	<u>Total Appropriation – Section 17</u>	\$250,000.00
21	Sec. 18. REALLOCATION OF FUNDS; TRANSFER OF FUNDS	

1	(a) The following sums are reallocated to the Department of Buildings
2	and General Services from prior capital appropriations to defray expenditures
3	authorized in Sec. 2 of this act:
4	(1) of the amount appropriated in 2017 Acts and Resolves No. 84, Sec.
5	2(b)(11)(109 and 111 State Street, design): \$45,128.00
6	(2) of the amount appropriated in 2017 Acts and Resolves No. 84, Sec.
7	2(c)(10), as amended by 2018 Acts and Resolves No. 190, Sec. 1 (109 and 111
8	State Street, final design and construction): \$31,250.00
9	(3) of the amount appropriated in 2019 Acts and Resolves No. 42, Sec.
10	2, as amended by 2020 Acts and Resolves No. 139, Sec. 1 (Windsor, costs to
11	renovate space at the former Southeast State Correctional Facility):
12	<u>\$700,000.00</u>
13	(b) Of the amount appropriated to the Department of Buildings and
14	General Services for the Agency of Human Services in 2019 Acts and
15	Resolves No. 42, Sec. 3(c)(3) (Justice Reinvestment II), the sum of
16	\$249,841.00 is reallocated to defray expenditures authorized in this act.
17	(c) The following sums appropriated to the Department of Labor from
18	prior capital appropriations are reallocated to defray expenditures authorized in
19	this act:
20	(1) of the amount appropriated in 2017 Acts and Resolves No. 84, Sec.
21	<u>16a, as 2018 Acts and Resolves No. 190, Sec. 12:</u> <u>\$133,399.66</u>

1	(2) of the amount appropriated in 2019 Acts and Resolves No. 42, Sec.
2	<u>16(a):</u> \$296,294.00
3	(3) of the amount appropriated in 2019 Acts and Resolves No. 42, Sec.
4	<u>16(b):</u> \$299,809.00
5	(d) The following sums appropriated to the Department of Public Safety
6	from prior capital appropriations are reallocated to defray expenditures
7	authorized in this act:
8	(1) of the amount appropriated in 2017 Acts and Resolves No. 84, Sec.
9	13, as amended by 2018 Acts and Resolves No. 190, Sec. 10(c) (school safety
10	and security grant program): \$955,822.94
11	(2) of the amount appropriated in 2019 Acts and Resolves No. 42, Sec.
12	13(b) (school safety and security grant program): \$588,698.84
13	(e) Of the amount appropriated to the Department of Public Service in
14	2017 Acts and Resolves No. 84, Sec. 16c, as amended by 2018 Acts and
15	Resolves No. 190, Sec. 14, the sum of \$898,451.00 is reallocated to defray
16	expenditures authorized in this act.
17	<u>Total Reallocations and Transfers – Section 18</u> \$4,198,694.44
18	Sec. 19. GENERAL OBLIGATION BONDS AND APPROPRIATIONS
19	The State Treasurer is authorized to issue general obligation bonds in the
20	amount of \$123,180,000.00 for the purpose of funding the appropriations of
21	this act. The State Treasurer, with the approval of the Governor, shall

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	<u>Total Revenues – Section 19</u> <u>\$123,180,000.00</u>
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.

2021 Page 24 of 33

I	(1) 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.

2021 Page 28 of 33

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	* * * Natural Resources * * *
2	Sec. 30. 24 V.S.A. § 4764 is amended to read:
3	§ 4764. PLANNING
4	(a) Engineering planning advance. A municipality or a combination of two
5	or more municipalities desiring an advance of funds for engineering and land
6	use planning for public water supply systems, as defined in subdivision
7	4752(9) of this title, or improvements, or for clean water projects or
8	improvements, may apply to the Department for an advance under this chapter.
9	As used in this subsection, "engineering planning" may include source
10	exploration, surveys, reports, designs, plans, specifications, or other
11	engineering services necessary in preparation for construction of the types of
12	systems or facilities referred to in this section. Not more than 25 percent of
13	funds awarded to a municipality as a planning advance pursuant to this
14	subsection may be utilized to evaluate land use implications of facilities,
15	including impacts on the State Planning Goals as set forth in section 4302 of
16	this title, availability of housing, and economic development.
17	* * *
18	(d) Technical assistance from Regional Planning Commission. Any
19	municipality may contract with the Regional Planning Commission established
20	under section 4341 of this title to assist in administration and management of

the planning advance and coordination of engineering services and to evaluate

BILL AS PASSED BY THE HOUSE	H.438
2021	Page 33 of 33
land use implications. Costs associated with these services from	n the Regional
Planning Commission shall be eligible for reimbursement unde	<u>r an</u>

engineering planning advance described in subsection (a) of this section.

- * * * Effective Date * * *
- 5 Sec. 31. EFFECTIVE DATE

1

2

3

6 This act shall take effect upon passage.