

1 Report of Committee of Conference

2 S.11

3 TO THE SENATE AND HOUSE OF REPRESENTATIVES:

4 The Committee of Conference, to which were referred the disagreeing votes
5 of the two Houses upon Senate Bill, entitled:

6 S.11. An act relating to prohibiting robocalls.

7 Respectfully reports that it has met and considered the same and
8 recommends that the Senate recede from its further proposal of amendment
9 and that the bill be amended by striking out all after the enacting clause and
10 inserting in lieu thereof the following:

11 Sec. 1. PURPOSE; IMPLEMENTATION

12 (a) The purpose of Secs. 1–45 of this act is to expand opportunities for
13 workforce education, training, and development for Vermonters and to make
14 meaningful investments to support and expand the workforce across the State.

15 (b) It is the intent of the General Assembly that each recipient of funding
16 through Secs. 1–45 of this act shall conduct significant outreach to ensure that
17 all Vermonters, and particularly populations that have experienced unequal
18 access to public or private economic benefits due to geography, socioeconomic
19 status, disability status, gender or gender identity, age, immigration or refugee
20 status, or race, have the opportunity to benefit from the financial and
21 programmatic benefits made available through this act.

1 Sec. 2. IMMEDIATE STRATEGIES AND FUNDING FOR EXPANDING
2 THE LABOR FORCE; INCREASING THE NUMBER OF
3 PARTICIPANTS AND PARTICIPATION RATES;
4 APPROPRIATIONS

5 (a) In fiscal year 2023, the following amounts are appropriated from the
6 General Fund to the following recipients for the purposes specified:

7 (1) \$2,500,000.00 to the University of Vermont Office of Engagement,
8 in consultation with the Vermont Student Assistance Corporation, to
9 administer a statewide forgivable loan program of \$5,000.00 per graduate for
10 recent college graduates across all Vermont higher education institutions who
11 commit to work in Vermont for two years after graduation.

12 (2) \$387,000.00 to Vermont Technical College to develop a skilled meat
13 cutter training and apprenticeship facility.

14 (b) In fiscal year 2023, the Agency of Human Services shall use the amount
15 of \$500,000.00 that is appropriated to it in Sec. B.1100(a)(17) of the FY 2023
16 Budget Bill from the American Rescue Plan Act (ARPA) – Coronavirus State
17 Fiscal Recovery Funds to provide grants, which may be administered through a
18 performance-based contract, to refugee- or New American-focused programs
19 working in Vermont to support increased in-migration or retention of recent
20 arrivals.

21 Sec. 3. [Deleted.]

1 Sec. 4. INVESTMENT IN THE UP-SKILLING OF PRIVATE SECTOR
2 EMPLOYERS TO SUPPORT THE EVOLUTION OF BUSINESS
3 AND ORGANIZATIONAL MODELS; APPROPRIATIONS

4 In fiscal year 2023, the amount of \$250,000.00 is appropriated from the
5 American Rescue Plan Act (ARPA) – Coronavirus State Fiscal Recovery
6 Funds to the Agency of Commerce and Community Development for a
7 performance-based contract to provide statewide delivery of business coaching
8 and other forms of training to Black, Indigenous, and Persons of Color
9 (BIPOC) business owners, networking and special convenings, and career
10 fairs, workshops and paid internships, career guidance, and other support for
11 BIPOC workers across the State.

12 Sec. 5. WORKFORCE EXPANSION AND DEVELOPMENT; SPECIAL
13 OVERSIGHT COMMITTEE; ACTION PLAN

14 (a) Findings. The General Assembly finds:

15 (1) Vermont is experiencing an acute labor shortage in 2022.

16 (2) According to the Employment and Labor Marketing Information

17 Division of the Vermont Department of Labor:

18 (A) There are approximately 28,000 job openings in Vermont as of

19 December 2021.

20 (B) 9,945 individuals meet the federal statistical definition of

21 unemployed as of January 2022.

1 (C) 4,500 individuals are receiving unemployment insurance
2 assistance as of March 2022.

3 (D) The workforce has shrunk by 26,000 individuals from 2019 to
4 2022, yet the unemployment rate is just three percent as of January 2022.

5 (E) The workforce participation rate has fallen from 66 percent to
6 60.6 percent.

7 (F) The total volume of hires made each year is approximately
8 200,000 nonunique individuals.

9 (3) The Department receives approximately 80 percent of its funding
10 from federal sources, which constrains the Department and its employees from
11 adjusting its work to meet immediate needs.

12 (4) The federal funding for field staff in the Workforce Development
13 Division has declined significantly over the past 20 years, supporting 75
14 persons in 2022 as compared to 135 in 2003.

15 (5) Though Vermont has a small population, the unique characteristics
16 of its region’s employers, educational institutions, demographics, and
17 socioeconomic conditions make it best to address efforts to connect individuals
18 with training and job placement on a regional basis.

19 (6) Because most State agencies and departments touch the workforce
20 system in some way, there is a need for more coordination and alignment
21 across State government to serve both job seekers and employers.

1 (7) Vermont needs a statewide workforce development, training, and
2 education system in which all Vermonters who want to work, and all
3 employers who want workers, can connect.

4 (b) The Special Oversight Committee on Workforce Expansion and
5 Development is created with the following members:

6 (1) a member appointed by the Governor;

7 (2) the Chair of the State Workforce Development Board;

8 (3) the State Director of Workforce Development;

9 (4) one member of the House Committee on Commerce and Economic
10 Development, appointed by the Speaker of the House; and

11 (5) one member of the Senate Committee on Economic Development,
12 Housing and General Affairs, appointed by the Senate Committee on
13 Committees.

14 (c)(1) Members of the Special Oversight Committee may receive
15 compensation pursuant to 32 V.S.A. § 1010 and 2 V.S.A. § 23 for not more
16 than six meetings.

17 (2) The Agency of Administration shall provide administrative support
18 to the Special Oversight Committee. The Special Oversight Committee may
19 consult with the Office of Legislative Counsel and the Joint Fiscal Office when
20 necessary to perform its work pursuant to this section.

1 (d) In fiscal year 2023, the amount of \$250,000.00 is appropriated from the
2 General Fund to the Secretary of Administration, who shall use the funds
3 pursuant to the direction of the Special Oversight Committee **in the**
4 **performance of its work, including** to engage the services of one or more
5 experts in the field of workforce development, organization management, or
6 other relevant fields as necessary to assist the Committee in its work pursuant
7 to this section.

8 (e) On or before January 15, 2023, the Committee shall deliver to the
9 House Committee on Commerce and Economic Development and the Senate
10 Committee on Economic Development, Housing and General Affairs an action
11 plan that:

12 (1) identifies the optimal organizational structure for the Vermont
13 workforce development system, under which a single government entity,
14 office, or executive position is charged with the authority and duty to
15 coordinate workforce development efforts across State government, in close
16 partnership and coordination with nongovernmental partners, and achieve the
17 goals of the State of Vermont Strategic Plan; and

18 (2) identifies action steps, timelines, and resource needs to complete the
19 transition to this new organizational structure.

1 (f) The Special Oversight Committee, in coordination with the Secretary of
2 Administration and any experts retained with funding provided in this section,
3 shall:

4 (1) review the statutory role of the Commissioner of Labor as the leader
5 of workforce education and training in the State and the authority,
6 responsibilities, and duties conferred on the Commissioner in 10 V.S.A. § 540;

7 (2) review the composition and size of the State Workforce
8 Development Board created in 10 VSA § 541a and review the effectiveness of
9 the Board in achieving the objectives outlined in that section;

10 (3) review the requirements of the Workforce Innovation Opportunity
11 Act and Wagner-Peyser Act and determine if the needs of Vermont’s
12 employees and employers would be better served by pursuing a waiver for the
13 requirements of those acts; and

14 (4) update the goals, metrics, and strategies for workforce development
15 in the State of Vermont Strategic Plan 2018-2023 dated January 3, 2018 and
16 propose a road map, staffing plan, and budget for an integrated State workforce
17 plan that spans all workforce service delivery systems and all existing
18 workforce related strategic plans.

19 Sec. 5a. REGIONAL WORKFORCE EXPANSION SYSTEM

20 (a) Regional Workforce Expansion System. The amount of \$1,500,000.00
21 is appropriated from the General Fund to the Department of Labor for a two-

1 year pilot program to launch and lead a coordinated regional system, beginning
2 in up to three regions of the State, to work toward accomplishing the following
3 goals:

4 (1) increase local labor participation rate;

5 (2) decrease the number of open positions reported by local employers;

6 (3) increase the wages of workers as they transition to new jobs; and

7 (4) collect, organize, develop, and share information related to local
8 career pathways with workforce development partners.

9 (b) Duties. In order to meet the goals specified in subsection (b) of this
10 section, the Department shall:

11 (1) create new capacity to address and support State activities related to
12 workforce development, expansion, and alignment;

13 (2) focus on the overarching goal of helping workers find jobs and
14 employers find workers;

15 (3) support employers in communicating and tailoring their work
16 requirements, conditions, and expectations to better access local workers; and

17 (4) collaborate with local education and training providers and regional
18 workforce partners to create and regularly distribute data related to local labor
19 force supply and demand.

1 (c) System infrastructure. The Department shall make investments that
2 improve and expand regional capacity to strengthen networks who assist
3 jobseekers, workers, and employers in connecting.

4 (1) The Department is authorized to create up to four classified, two-
5 year limited-service positions, with funding allocated to perform the work
6 described in this section, who shall report to the Workforce Development
7 Division and of whom:

8 (A) up to three shall be Workforce Expansion Specialists assigned,
9 one each, up to three different regions of the State; and

10 (B) one shall provide oversight and State-level coordination of
11 activities.

12 (2)(A) The Department shall use funds allocated to develop systems for
13 coordination, information sharing, and enhanced support to regional partners,
14 host regional meetings, develop regional plans, and provide localized resources
15 including labor market information, training and development opportunities,
16 and support services.

17 (B) The Department shall develop labor market information reports
18 to support discussion and decision making that will address local labor market
19 challenges and opportunities and support a regional approach to solving local
20 or unique labor supply challenges.

21 (d) Coordination.

1 (1) The Department shall convene regional meetings of education,
2 training, business, and service provider partners; coordinate local workforce
3 information collection and distribution; and assist in developing localized
4 career resources, such as information for career counseling, local job fairs, and
5 career expos, that will be available to a wide range of stakeholders.

6 (2) Service provider partners shall include community partners who
7 directly serve mature workers, youth, individuals with disabilities, individuals
8 who have been involved with the correction system, Black, Indigenous, and
9 Persons of Color Vermonters, New Americans, and other historically
10 marginalized populations in efforts to align service delivery, share information,
11 and achieve greater employment outcomes for Vermonters.

12 (e) Interim report. On or before January 15, 2023, the Department shall
13 provide a narrative update on the progress made in hiring staff, establishing
14 interagency agreements, developing regional information exchange systems,
15 and supporting State-level work to expand the labor force to the House and
16 Senate committees of jurisdiction.

17 (f) Implementation. The Department of Labor shall begin implementing
18 the Regional Workforce Expansion System on or before July 1, 2022.

1 Sec. 6. INCARCERATED INDIVIDUALS; WORKFORCE
2 DEVELOPMENT; PILOT PROGRAM

3 (a) Purpose. The purpose of this section is to facilitate the education and
4 vocational training of incarcerated individuals so that they have a greater
5 likelihood of obtaining gainful employment and positively contributing to
6 society upon reintegration into the community.

7 (b) Policy; appropriations.

8 (1)(A) In fiscal year 2023, the amount of \$420,000.00 is appropriated
9 from the General Fund to the Department of Corrections, in consultation with
10 the Vermont Department of Labor, to address education and vocational
11 enhancement needs. These funds shall not be allocated from any amounts
12 budgeted for Justice Reinvestment II initiatives.

13 (B) The Department shall use the funds allocated for the development
14 of education and vocational training for incarcerated individuals residing in a
15 Vermont correctional facility prior to community reintegration. The
16 Department may allocate the funds over three years, consistent with the
17 following:

18 (i) \$270,000.00 for transition development, including equipment
19 and mobile labs in one or more sites;

20 (ii) \$100,000.00 for training partner support; and

21 (iii) \$50,000.00 for curriculum development.

1 (2) In fiscal year 2023, the amount of \$300,000.00 is appropriated from
2 the General Fund to the Department of Corrections, which may be allocated
3 over not more than three years, to establish a community-based pilot reentry
4 program at the Chittenden Regional Correctional Facility in consultation with
5 the Vermont Department of Labor. The Department of Corrections shall
6 designate a service provider to administer the pilot program’s goals to:

7 (A) provide continuity of services for incarcerated individuals;

8 (B) expand current employment readiness programs within the
9 facility by building pathways for coordinated transition to employment;

10 (C) focus on the first six months after individuals are released from
11 the facility;

12 (D) coordinate with local community resources, parole and probation
13 offices, and other supports to ensure successful transition into the community;

14 (E) assist individuals in successfully transitioning into new jobs; and

15 (F) work with employers to support successful hiring and best
16 practices to support incarcerated individuals.

17 (c) Report. On or before January 15, 2023, the Department of Corrections
18 shall create and submit a report on workforce and education training programs
19 in correctional facilities to the Joint Legislative Justice Oversight Committee;
20 the House Committees on Corrections and Institutions and on Commerce and

1 Economic Development; and the Senate Committees on Economic
2 Development, Housing and General Affairs and on Judiciary. The report shall:

3 (1) identify program design, logistical needs, and policy changes to
4 current Department of Corrections facility-based training and educational
5 programs necessary to successfully enable incarcerated individuals’
6 reintegration into their communities, including changes to programs that
7 enhance individuals’ skill development, knowledge, and other support needed
8 to qualify for and secure a position in a critical occupation in Vermont;

9 (2) identify disparities of outcomes and recommend solutions for
10 incarcerated Black, Indigenous, and Persons of Color concerning facility-based
11 training, educational programming, and successful community reintegration;

12 (3) provide an update on the Department of Corrections’ use of
13 education and vocational enhancement funding in fiscal year 2023;

14 (4) provide recommendations on what aspects of the pilot program
15 should be replicated in other correctional facilities in Vermont; and

16 (5) provide recommended legislation for the continuation of the pilot
17 program or any changes.

18 Sec. 7. INTENT

19 It is the intent of the General Assembly to improve the recruitment and
20 retention of correctional officers to ensure adequate staffing and safe working
21 conditions in facilities operated by the Department of Corrections.

1 Sec. 8. IMPROVEMENT OF CORRECTIONAL OFFICER
2 RECRUITMENT AND RETENTION; REPORT

3 (a) On or before January 15, 2023, the Secretary of Human Services, in
4 consultation with the Commissioners of Corrections and of Human Resources,
5 shall submit a written report to the House Committees on Appropriations, on
6 Commerce and Economic Development, on Corrections and Institutions, and
7 on Government Operations and the Senate Committees on Appropriations, on
8 Government Operations, and on Judiciary identifying conditions that pose an
9 obstacle to the successful recruitment and retention of correctional officers and
10 setting forth a plan to improve the recruitment and retention of correctional
11 officers.

12 (b)(1) The report shall specifically analyze the impact of the following on
13 the recruitment and retention of correctional officers:

14 (A) wages and benefits;

15 (B) terms and conditions of employment;

16 (C) working conditions in Department of Corrections facilities,
17 including health and safety issues and the physical condition of the facilities;

18 and

19 (D) staffing levels and overtime.

20 (2) The report shall, for each of the issues examined pursuant to
21 subdivision (1) of this subsection, analyze how the following states compare to

1 Vermont and shall identify any best practices in those states that could improve
2 recruitment and retention of correctional officers in Vermont:

3 (A) Maine;

4 (B) New Hampshire;

5 (C) New York;

6 (D) Massachusetts;

7 (E) Rhode Island; and

8 (F) Connecticut.

9 (c) The report shall, as part of the plan to improve the recruitment and
10 retention of correctional officers, identify specific administrative and
11 legislative actions that are necessary to successfully improve the recruitment
12 and retention of correctional officers.

13 Sec. 9. ASSESSMENT OF RECRUITMENT AND RETENTION

14 INITIATIVES; REPORT

15 (a) On or before January 15, 2023, the Secretary of Human Services, in
16 consultation with the Commissioner of Human Resources, shall submit to the
17 House and Senate Committees on Appropriations a report regarding the use of
18 funds appropriated pursuant to 2022 Acts and Resolves, No. 83:

19 (1) Sec. 14 for employee recruitment and retention at:

20 (A) the secure residential recovery facility; and

21 (B) the Vermont Psychiatric Care Hospital;

1 (2) Sec. 68 for employee retention with respect to:

2 (A) the Department of Corrections; and

3 (B) the Vermont Veteran’s Home; and

4 (3) Sec. 72 for workforce recruitment and retention incentives with
5 respect to designated and specialized service agencies, including shared living
6 providers.

7 (b) The report shall assess how effective the appropriations identified
8 pursuant to subsection (a) of this section were in addressing issues related to
9 employee recruitment and retention; identify any ongoing or remaining
10 employee recruitment and retention challenges that the recipients have; and
11 identify any potential legislative, administrative, or programmatic changes that
12 can address those ongoing or remaining employee retention issues.

13 (c) The report shall also include a recommendation as to whether and how
14 to appropriate additional funds in the 2023 Budget Adjustment Act to address
15 ongoing recruitment and retention challenges at:

16 (1) the Vermont Veteran’s Home;

17 (2) the Vermont Psychiatric Care Hospital;

18 (3) the secure residential recovery facility;

19 (4) designated and specialized service agencies; and

20 (5) the Department of Corrections’ facilities with respect to individuals
21 employed as a Correctional Officer I or a Correctional Officer II.

1 Sec. 10. REPEALS

2 10 V.S.A. §§ 544 and 545 are repealed.

3 Sec. 11. 10 V.S.A. § 547 is added to read:

4 § 547. WORK-BASED LEARNING AND TRAINING PROGRAM

5 (a) Vermont Work-Based Learning and Training Program. The
6 Department of Labor shall develop the statewide Work-Based Learning and
7 Training Program that serves transitioning secondary and postsecondary
8 students and Vermonters seeking work-based experience as part of a career
9 experience or change and is designed to:

10 (1) support Vermonters who are graduating from postsecondary
11 education or a secondary CTE program or who are pursuing a career change
12 with a paid on-the-job work experience lasting 12 weeks or fewer;

13 (2) establish a statewide platform available to all employers to list their
14 internships, returnships, pre-apprenticeships, and registered apprenticeship
15 opportunities and for jobseekers to view and access information about specific
16 opportunities; and

17 (3) support employers by providing them with assistance in developing
18 and implementing meaningful work-based learning and training opportunities.

1 (b) Definitions. As used in this section:

2 (1) “Internship” means a work-based learning experience with an
3 employer where the participant may, but does not necessarily, receive
4 academic credit.

5 (2) “Returnship” means an on-the-job learning experience for an
6 individual who is returning to the workforce after an extended absence or is
7 seeking a limited-duration on-the-job work experience in a different
8 occupation or occupational setting as part of a career change.

9 (c) Activities. The Department may use funds appropriated to it for the
10 Program to:

11 (1) build and administer the Program;

12 (2) develop an online platform that will connect students and jobseekers
13 with work-based learning and training opportunities within Vermont;

14 (3) support work-based learning and training opportunities with public
15 and private employers available to prospective workers located in or relocating
16 to Vermont;

17 (4) promote work-based learning and training as a valuable component
18 of a talent pipeline; and

19 (5) assist employers in developing meaningful work-based learning and
20 training opportunities.

21 (d) Data. The Department shall collect the following data:

1 (1) the total number of participants served;

2 (2) the number of participants who received wage assistance or other
3 financial assistance as part of this Program and their employment status one
4 year after completion;

5 (3) the average wage of participants in subdivision (2) of this subsection
6 at the start of the Program and the average wage of participants one year after
7 completion;

8 (4) the number of work-based learning or training opportunities listed on
9 the platform; and

10 (5) the number of employers who offered a work-based learning or
11 training opportunity.

12 (e) State participation. The Department shall engage appropriate State
13 agencies and departments to expand Program opportunities with State
14 government and with entities awarded State contracts.

15 (f) Reporting. On or before February 15, 2023, the Department shall report
16 Program data to the relevant committees of jurisdiction.

17 Sec. 12. WORK-BASED LEARNING AND TRAINING PROGRAM;

18 APPROPRIATION

19 In fiscal year 2023, the amount of \$1,500,000.00 is appropriated from the
20 General Fund to the Department of Labor to implement the Vermont Work-
21 Based Learning and Training Program created in Sec. 11 of this act. Of this

1 amount, the Department may use not more than \$100,000.00 for the cost of
2 administration.

3 Sec. 13. SECONDARY STUDENT INDUSTRY-RECOGNIZED
4 CREDENTIAL PILOT PROJECT

5 (a) Pilot Project creation. The Department of Labor, in consultation with
6 the Agency of Education, shall design and implement the Secondary Student
7 Industry-Recognized Credential Pilot Project to provide funding for an eligible
8 secondary student to take an eligible adult career and technical education
9 course.

10 (b) Eligible courses. A course is eligible for the Pilot Project if it is:

11 (1) offered at a regional CTE center, as defined in 16 V.S.A. § 1522(4),
12 and qualifies as adult career technical education or postsecondary career
13 technical education, as defined in 16 V.S.A. § 1522(11) and (12);

14 (2) offered during the summer, evening or weekend while secondary
15 school is in session or during the summer; and

16 (3) included as an element of the student's personalized learning plan
17 and reasonably related to the student's career goals.

18 (c) Eligible student. A student is eligible for the Pilot Project if:

19 (1) the student is a Vermont resident attending a Vermont public school
20 or an independent secondary school that is eligible for public funding;

1 (2) the student has completed grade 11 and has not received a high
2 school diploma; and

3 (3) the student’s secondary school and the regional CTE center
4 determine that the student:

5 (A) is prepared to succeed in the course;

6 (B) meets the prerequisites for the course; and

7 (C) has exhausted other sources of available funding prior to
8 submitting an application.

9 (d) Administration.

10 (1) Not later than 30 days after the effective date of this section, the
11 Department of Labor, in consultation with the Agency of Education, shall
12 develop and make available an application for funding that includes:

13 (A) student’s enrollment status;

14 (B) course information;

15 (C) a copy of the student’s personalized learning plan;

16 (D) attestation that the secondary and adult career technical education
17 programs find the program of study appropriate for the student;

18 (E) description of federal and local funding sources that were
19 explored but insufficient or unavailable for use by the student; and

20 (F) other information the Department requires to determine
21 eligibility.

1 (2) A student’s secondary school shall timely complete and submit an
2 application to the Department of Labor on behalf of the student.

3 (3) The Department of Labor shall:

4 (A) review the application and, if appropriate, meet with the student
5 to determine eligibility for existing federal and State programs, including
6 WIOA Title I Youth (in-school) and the Vermont Youth Employment
7 Program; and

8 (B) provide a copy of the application to the Agency of Education,
9 which shall determine whether Agency funding is available and notify the
10 Department of its determination within 10 business days.

11 (4) The Department shall provide funding for the tuition cost for one
12 course to eligible students on a first-come, first-served basis:

13 (A) from State or federal sources that are available through the
14 Department or Agency; or

15 (B) if funding is unavailable from those sources, from the amounts
16 available in the Department’s fiscal year 2023 budget, not to exceed
17 \$100,000.00.

18 (5) For students who meet annual low-income qualifications under the
19 Workforce Innovation and Opportunity Act, the Department may provide
20 funds to purchase books, supplies, exam fees, and equipment.

1 (6) A regional CTE center shall not receive more than \$20,000.00
2 through the program in each fiscal year.

3 (e) Regional CTE center report. The Department of Labor shall require a
4 report from each regional CTE center providing information to support the
5 Department's reporting requirements in subsections (f) and (g) of this section.

6 (f) Interim Report. The Department of Labor and Agency of Education
7 shall report to the House and Senate Committees on Education, the House
8 Committee on Commerce and Economic Development, and the Senate
9 Committee on Economic Development, Housing and General Affairs on or
10 before the January 15, 2023 regarding the use of funds, including data relating
11 to student circumstances, levels of participation, and how local school districts
12 are able or unable to meet the career preparation and training needs of
13 secondary students using the program.

14 (g) Final report. The Department of Labor and Agency of Education shall
15 report to the House and Senate Committees on Education, the House
16 Committee on Commerce and Economic Development, the Senate Committee
17 on Economic Development, Housing and General Affairs, the House
18 Committee on Ways and Means, and the Senate Committee on Finance within
19 45 days following the end of the fiscal year or exhaustion of funds, whichever
20 comes first, regarding the use of funds, including data relating to the number of
21 participants, student circumstances, levels of participation, what certifications

1 were issued, how local school districts are able or unable to meet the career
2 preparation and training needs of secondary students using the program, and
3 recommendations on how to address gaps in access and funding for secondary
4 students seeking professional certifications not offered through the secondary
5 education system.

6 Sec. 14. THE VERMONT TRADES SCHOLARSHIP PROGRAM

7 (a) The Vermont Trades Scholarship Program is created and shall be
8 administered by the Vermont Student Assistance Corporation. The Vermont
9 Student Assistance Corporation shall disburse initial licensing fees, exam fees,
10 and tuition payments under the Program on behalf of eligible individuals,
11 subject to the appropriation of funds by the General Assembly for this purpose.

12 (b) To be eligible for a scholarship under the Program, an individual,
13 whether a resident or nonresident, shall:

14 (1) be enrolled in an industry-recognized training and certification
15 program that leads to initial employment or career advancement in a building,
16 mechanical, industrial, or medical trade; emergency services, including
17 paramedics; energy, including clean energy, energy efficiency, or
18 weatherization; transportation, including clean transportation; broadband;
19 robotics; or other high-demand sector;

20 (2) demonstrate financial need;

1 (3) register with the Vermont Department of Labor for the purpose of
2 receiving relevant job referrals, if unemployed; and

3 (4) agree to work in their profession in Vermont for a minimum of one
4 year following licensure or certification completion for each year of
5 scholarship awarded.

6 (c)(1) The Corporation shall give preference to students attending a
7 Vermont-based training program or, if one isn't available for their certification,
8 an offer of employment or promotion from a Vermont employer upon
9 completion.

10 (2) The Corporation shall give priority to applicants who have not
11 received other assistance.

12 (d) There shall be no deadline to apply for a scholarship under this section.
13 Scholarships shall be awarded on a rolling basis if funds are available, and any
14 funds remaining at the end of a fiscal year shall roll over and shall be available
15 to the Vermont Student Assistance Corporation in the following fiscal year to
16 award additional scholarships as set forth in this section.

17 (e) In fiscal year 2023, the amount of \$3,000,000.00 is appropriated from
18 the General Fund to the Vermont Student Assistance Corporation for
19 scholarships for trade students under the Vermont Trades Scholarship
20 Program.

1 Sec. 15. EMERGENCY MEDICAL SERVICES; OUTREACH

2 (a) The Department of Health, the Department of Labor, and the Vermont
3 Student Assistance Corporation shall coordinate outreach efforts to ensure that
4 emergency service personnel are aware of, and able to access, the opportunities
5 for professional development available through programs in this act.

6 (b) On or before January 15, 2023, the Department of Health, in
7 consultation with the Department of Labor, shall submit to the House
8 Committees on Commerce and Economic Development, on Health Care, and
9 on Appropriations and to the Senate Committees on Economic Development,
10 Housing and General Affairs, on Health and Welfare, and on Appropriations a
11 proposal for a sustainable funding model to provide financial, education, and
12 workforce development support to emergency medical service professionals.

13 Sec. 16. CTE CONSTRUCTION AND REHABILITATION

14 EXPERIENTIAL LEARNING PROGRAM; REVOLVING LOAN
15 FUND

16 (a) Purpose. This section authorizes and provides funding for the CTE
17 Construction and Rehabilitation Experiential Learning Program and Revolving
18 Loan Fund, the purposes of which are to:

19 (1) expand the experiential and educational opportunities for high school
20 and adult CTE students to work directly on construction projects;

1 (2) build community partnerships among CTE centers, housing
2 organizations, government, and private businesses;

3 (3) beautify communities and rehabilitate buildings that are
4 underperforming assets;

5 (4) expand housing access to Vermonters in communities throughout the
6 State; and

7 (5) improve property values while teaching high school and adult
8 students trade skills.

9 (b) Appropriation; creation of fund; administration.

10 (1) In fiscal year 2023, the amount of \$15,000,000.00 is appropriated
11 from the Education Fund to the Vermont Housing and Conservation Board to
12 create and administer the CTE Construction and Rehabilitation Experiential
13 Learning Program and Revolving Loan Fund pursuant to this section.

14 (2) The Board may use not more than five percent of the Fund for its
15 costs of administration.

16 (c) Proposals; applications; funding.

17 (1) A regional CTE center, working in collaboration with one or more
18 housing and community partners, private businesses, nonprofit organizations,
19 or municipalities, shall identify construction projects that would be relevant
20 and appropriate for CTE students enrolled in construction, electrical,
21 plumbing, design, business management, or other CTE programs, including:

1 (A) rehabilitation of residential properties that are blighted or not
2 code-compliant;

3 (B) new residential construction projects or improvements to land in
4 cases of critical community need; and

5 (C) commercial construction projects that have substantial
6 community benefit.

7 (2) Prior to or during the application process, a CTE center and its
8 partners shall consult with the Board to identify and consider potential funding
9 partners to leverage amounts available through the Fund.

10 (3) A CTE center and its partners shall apply to the Board for funding
11 by submitting a project application that includes the information required by
12 the Board and addresses the following:

13 (A) the educational benefits for students and fit with the CTE
14 curriculum;

15 (B) the community benefits for the neighborhood, municipality, or
16 region in which the project is located; and

17 (C) the partners with whom the CTE center is collaborating and the
18 respective responsibility for the aspects of a project, including:

19 (i) educational instruction and academic credit;

20 (ii) project management;

21 (iii) insurance coverage for students and the property;

1 (iv) compensation and benefits, including compliance with labor
2 laws, standards, and practices; and

3 (v) property acquisition, ownership, and transfer.

4 (4) A CTE center may use funding for, and shall specify in its
5 application the allocation of costs associated with:

6 (A) acquisition, design, permitting, construction, marketing, and
7 other building-related expenses; and

8 (B) costs for labor, including for student wages and for instructor
9 compensation during the academic year as well as for summer or other work
10 that is not otherwise budgeted during the academic year.

11 (d) Eligibility; review; approval. The Board may approve an application
12 that includes the information required by subsection (c) of this section and
13 provide funding for a project that meets the following eligibility criteria:

14 (1) The project involves the rehabilitation of blighted or otherwise
15 noncode compliant property, or new residential construction projects or
16 improvements to land in cases of critical need, and results in a building with
17 not more than four residential dwelling units.

18 (2) The project includes a weatherization component.

19 (3) Students working on the project receive academic credit, a
20 competitive wage, or both.

1 (e) Affordability; flexibility. If appropriate in the circumstances, the Board
2 shall condition funding for a project on the inclusion of one or mechanisms
3 addressing the affordability of the property upon rent or sale.

4 (f) Funding; proceeds; revolving loans. The Board shall provide funding
5 for projects from the amounts available in the Fund in the form of zero-interest
6 loans, in an amount, for a period, and upon terms specified by the Board,
7 including how CTE center costs, profits, and losses are accounted.

8 (g) Report. The Board shall address the implementation of this section in
9 its annual report to the General Assembly.

10 Secs. 17–18. [Deleted.]

11 Sec. 19. HEALTH CARE WORKFORCE; LEGISLATIVE INTENT

12 (a) The General Assembly values all health care workers, at every level and
13 in each component of the health care system. The General Assembly also
14 acknowledges the many struggles faced by health care workers and that the
15 pandemic has placed further strain on an already taxed system. Many health
16 care workers have not had their pay adjusted over time to address increases in
17 the cost of living, essentially amounting to pay cuts from year to year. Health
18 care workers have experienced burnout, trauma, and moral injuries due to a
19 history of underfunding and the present stress of the pandemic. In addition, the
20 combination of the pandemic and continued health care workforce shortages

1 has created an unsustainable reliance on traveling nurses that must be
2 addressed.

3 (b) In order to retain and recruit health care workers in Vermont, it is the
4 intent of the General Assembly to invest in multiple solutions aimed at
5 reinforcing our health care workforce in the present and sustaining our health
6 care workers into the future.

7 Sec. 20. EMERGENCY GRANTS TO SUPPORT NURSE FACULTY AND
8 STAFF

9 (a) In fiscal year 2023, the amount of \$2,000,000.00 is appropriated from
10 the American Rescue Plan Act (ARPA) – Coronavirus State Fiscal Recovery
11 Funds to the Department of Health and shall carry forward for the purpose of
12 providing emergency interim grants to Vermont’s nursing schools over three
13 years to increase the compensation for their nurse faculty and staff, with equal
14 amounts to be distributed in each of fiscal years 2023, 2024, and 2025 to
15 increase the compensation for each full-time-equivalent (FTE) member of the
16 clinical and didactic nurse faculty and staff. The Department shall distribute
17 the funds among the nursing schools in Vermont equitably based on each
18 school’s proportion of nursing faculty and staff to the total number of FTE
19 nursing faculty and staff across all nursing schools statewide.

20 (b) If the nurse faculty or staff, or both, of a nursing school receiving a
21 grant under this section are subject to a collective bargaining agreement, the

1 use of the grant funds provided to the nursing school for those faculty or staff,
2 or both, shall be subject to impact bargaining between the nursing school and
3 the collective bargaining representative of the nurse faculty or staff, or both, to
4 the extent required by the applicable collective bargaining agreement.

5 Sec. 21. NURSE PRECEPTOR INCENTIVE GRANTS; HOSPITALS;

6 WORKING GROUP; REPORT

7 (a)(1) In fiscal year 2023, the amount of \$400,000.00 is appropriated from
8 the American Rescue Plan Act (ARPA) – Coronavirus State Fiscal Recovery
9 Funds to the Agency of Human Services to provide incentive grants to nurses
10 employed by critical access hospitals in Vermont for serving as preceptors for
11 nursing students enrolled in Vermont nursing school programs. The Agency
12 shall distribute the funds to critical access hospitals employing nurses who
13 provide student preceptor supervision based on the number of preceptor hours
14 to be provided, at a rate of \$5.00 per preceptor hour, or a lesser hourly rate if
15 the need exceeds the available funds. The Agency shall prioritize funding for
16 hospitals that provide matching funds for additional preceptor compensation or
17 that commit to providing future compensation and support to expanding the
18 number of preceptors.

19 (2) If nurse preceptors receiving compensation pursuant to a grant
20 awarded to a hospital under this section are subject to a collective bargaining
21 agreement, the use of the grant funds provided to the hospital for the nurse

1 preceptors shall be subject to impact bargaining between the hospital and the
2 collective bargaining representative of the nurses to the extent required by the
3 collective bargaining agreement.

4 (b)(1) The Director of Health Care Reform or designee in the Agency of
5 Human Services shall convene a working group of stakeholders representing
6 nursing schools, the Vermont Area Health Education Centers, long-term care
7 facilities, designated and specialized service agencies, federally qualified
8 health centers, home health agencies, primary care practices, hospitals, and
9 other health care facilities to:

10 (A) identify ways to increase clinical placement opportunities across
11 a variety of health care settings for nursing students enrolled in Vermont
12 nursing school programs, including exploring opportunities for participation
13 through remote means;

14 (B) establish sustainable funding models for compensating nurses
15 servicing as preceptors or for supporting the hiring of additional nurses to
16 alleviate the pressures on nurse preceptors, or both; and

17 (C) develop an action plan for implementing the clinical placement
18 expansion and sustainable funding models identified and established pursuant
19 to subdivisions (A) and (B) of this subdivision (1), including addressing the
20 need for student housing opportunities.

1 (2) On or before January 15, 2023, the Director of Health Care Reform
2 shall provide the working group’s action plan and any recommendations for
3 legislative action to the House Committees on Health Care, on Commerce and
4 Economic Development, and on Appropriations and the Senate Committees on
5 Health and Welfare, on Economic Development, Housing and General Affairs,
6 and on Appropriations.

7 Sec. 22. HEALTH CARE EMPLOYER NURSING PIPELINE AND
8 APPRENTICESHIP PROGRAM

9 (a) In fiscal year 2023, the amount of \$2,500,000.00 is appropriated from
10 the American Rescue Plan Act (ARPA) – Coronavirus State Fiscal Recovery
11 Funds to the Agency of Human Services and shall carry forward for the
12 purpose of providing grants to health care employers, including hospitals,
13 long-term care facilities, designated and specialized service agencies, federally
14 qualified health centers, and other health care providers, to establish or expand
15 partnerships with Vermont nursing schools to create nursing pipeline or
16 apprenticeship programs, or both, that will train members of the health care
17 employers’ existing staff, including personal care attendants, licensed nursing
18 assistants, and licensed practical nurses, to become higher-level nursing
19 professionals. Through a combination of scholarship awards, grants awarded
20 to health care employers pursuant to this section, and the health care
21 employer’s contributions, the trainees’ tuition and fees shall be covered in full,

1 and trainees shall be provided with assistance in meeting their living costs,
2 such as housing and child care, while attending the program.

3 (b) In awarding grants pursuant to this section, the Agency of Human
4 Services shall give priority to health care employer proposals based on the
5 following criteria:

6 (1) the extent to which the health care employer proposes to participate
7 financially in the program;

8 (2) the extent of the health care employer's commitment to sustaining
9 the program financially, including providing financial support for nurse
10 preceptors, to create ongoing opportunities for educational advancement in
11 nursing;

12 (3) the ability of the health care employer's staff to leverage nursing
13 scholarship opportunities to maximize the reach of the grant funds;

14 (4) the employer's demonstrated ability to retain nursing students in the
15 Vermont nursing workforce;

16 (5) the employer's geographic location, in order to ensure access to
17 pipeline and apprenticeship programs for nursing staff across Vermont; and

18 (6) the employer's commitment to advancing the professional
19 development of individuals from marginalized communities, especially those
20 that have been historically disadvantaged in accessing educational
21 opportunities and career advancement in the health care professions.

1 (c)(1) The Agency of Human Services shall begin awarding grants under
2 this section expeditiously in order to enable health care employer staff to begin
3 enrolling in nursing school programs that commence in the fall of 2022.

4 (2) On or before September 15, 2022, the Agency of Human Services
5 shall provide an update to the Health Reform Oversight Committee on the
6 status of program implementation.

7 Sec. 23. 18 V.S.A. § 34 is added to read:

8 § 34. VERMONT NURSING FORGIVABLE LOAN INCENTIVE
9 PROGRAM

10 (a) As used in this section:

11 (1) “Corporation” means the Vermont Student Assistance Corporation
12 established in 16 V.S.A. § 2821.

13 (2) “Eligible individual” means an individual who satisfies the eligibility
14 requirements under this section for a forgivable loan.

15 (3) “Eligible school” means an approved postsecondary education
16 institution, as defined under 16 V.S.A. § 2822.

17 (4) “Forgivable loan” means a loan awarded under this section covering
18 tuition, which may also include room, board, and the cost of required books
19 and supplies for up to full-time attendance at an eligible school.

20 (5) “Program” means the Vermont Nursing Forgivable Loan Incentive
21 Program created under this section.

1 (b) The Vermont Nursing Forgivable Loan Incentive Program is created
2 and shall be administered by the Department of Health in collaboration with
3 the Corporation. The Program provides forgivable loans to students enrolled
4 in an eligible school who commit to working as a nurse in this State and who
5 meet the eligibility requirements in subsection (d) of this section.

6 (c) The Corporation shall disburse forgivable loan funds under the Program
7 on behalf of eligible individuals, subject to the appropriation of funds by the
8 General Assembly for this purpose.

9 (d) To be eligible for a forgivable loan under the Program, an individual,
10 whether a resident or nonresident, shall satisfy all of the following
11 requirements:

12 (1) be enrolled at a nursing program at an eligible school;

13 (2) maintain good standing at the eligible school at which the individual
14 is enrolled;

15 (3) agree to work as a nurse in Vermont employed directly by a
16 Vermont health care provider for a minimum of one year following licensure
17 for each year of forgivable loan awarded;

18 (4) have executed a credit agreement or promissory note that will reduce
19 the individual's forgivable loan benefit, in whole or in part, pursuant to
20 subsection (g) of this section, if the individual fails to complete the period of
21 service required in this subsection;

1 (5) have completed the Program’s application form, the Free
2 Application for Federal Student Aid (FAFSA), and the Vermont grant
3 application each academic year of enrollment in accordance with a schedule
4 determined by the Corporation; and

5 (6) have provided such other documentation as the Corporation may
6 require.

7 (e)(1) First priority for forgivable loan funds shall be given to students
8 pursuing a practical nursing certificate who will be eligible to sit for the
9 NCLEX-PN examination upon completion of the certificate.

10 (2) Second priority for forgivable loan funds shall be given to students
11 pursuing an associate’s degree in nursing who will be eligible to sit for the
12 NCLEX-RN examination upon graduation.

13 (3) Third priority for forgivable loan funds shall be given to students
14 pursuing a bachelor of science degree in nursing.

15 (4) Fourth priority shall be given to students pursuing graduate nursing
16 education.

17 (f) In addition to the priorities established in subsection (e) of this section,
18 students attending an eligible school in Vermont shall receive first priority for
19 forgivable loans.

20 (g)(1) If an eligible individual fails to serve as a nurse in this State for a
21 period that would entitle the individual to the full forgivable loan benefit

1 received by the individual, other than for good cause as determined by the
2 Corporation in consultation with the Vermont Department of Health, then the
3 individual shall receive only partial loan forgiveness for a pro rata portion of
4 the loan pursuant to the terms of the interest-free credit agreement or
5 promissory note signed by the individual at the time of entering the Program.

6 (2) Employment as a traveling nurse shall not be construed to satisfy the
7 service commitment required for a forgivable loan under this section.

8 (h) There shall be no deadline to apply for a forgivable loan under this
9 section. Forgivable loans shall be awarded on a rolling basis as long as funds
10 are available, and any funds remaining at the end of a fiscal year shall roll over
11 and shall be available to the Department of Health and the Corporation in the
12 following fiscal year to award additional forgivable loans as set forth in this
13 section.

14 (i) The Corporation shall adopt policies, procedures, and guidelines
15 necessary to implement the provisions of this section, including maximum
16 forgivable loan amounts.

17 Sec. 24. EDUCATIONAL ASSISTANCE FOR NURSING STUDENTS;

18 TRANSITION; REPEAL

19 (a) The Vermont Nursing Forgivable Loan Incentive Program established
20 in 18 V.S.A. § 34 by Sec. 23 of this act is intended to be the continuation of the

1 program set forth in 2020 Acts and Resolves No. 155, Sec. 5 and the successor
2 to the program originally established in 18 V.S.A. § 31.

3 (b) 18 V.S.A. § 31 (educational assistance; incentives; nurses) is repealed.

4 Sec. 25. VERMONT NURSING FORGIVABLE LOAN INCENTIVE
5 PROGRAM; APPROPRIATION

6 (a) In fiscal year 2023, the amount of \$227,169.00 in Global Commitment
7 funds is appropriated to the Department of Health for forgivable loans for
8 nursing students under the Vermont Nursing Forgivable Loan Incentive
9 Program established in 18 V.S.A. § 34 by Sec. 23 of this act.

10 (b) In fiscal year 2023, the amount of \$100,00.00 is appropriated from the
11 General Fund to the Agency of Human Services, Global Commitment
12 appropriation for the State match for the Vermont Nursing Forgivable Loan
13 Incentive Program established in 18 V.S.A. § 34 by Sec. 23 of this act.

14 (c) In fiscal year 2023, \$127,169.00 in federal funds is appropriated to the
15 Agency of Human Services, Global Commitment appropriation for the
16 Vermont Nursing Forgivable Loan Incentive Program established in 18 V.S.A.
17 § 34 by Sec. 23 of this act.

18 Sec. 26. 18 V.S.A. § 35 is added to read:

19 § 35. VERMONT HEALTH CARE PROFESSIONAL LOAN REPAYMENT
20 PROGRAM

21 (a) As used in this section:

1 (1) “AHEC” means the Vermont Area Health Education Centers
2 program.

3 (2) “Eligible individual” means an individual who satisfies the eligibility
4 requirements for loan repayment under this section.

5 (3) “Eligible school” means an approved postsecondary education
6 institution, as defined under 16 V.S.A. § 2822.

7 (4) “Loan repayment” means the cancellation and repayment of loans
8 under this section.

9 (5) “Loans” means education loans guaranteed, made, financed,
10 serviced, or otherwise administered by an accredited educational lender for
11 attendance at an eligible school.

12 (6) “Program” means the Vermont Health Care Professional Loan
13 Repayment Program created under this section.

14 (b) The Vermont Health Care Professional Loan Repayment Program is
15 created and shall be administered by the Department of Health in collaboration
16 with AHEC. The Program provides loan repayment on behalf of individuals
17 who live and work in this State as a nurse, physician assistant, medical
18 technician, child psychiatrist, or primary care provider and who meet the
19 eligibility requirements in subsection (d) of this section.

1 (c) The loan repayment benefits provided under the Program shall be paid
2 on behalf of the eligible individual by AHEC, subject to the appropriation of
3 funds by the General Assembly for this purpose.

4 (d) To be eligible for loan repayment under the Program, an individual
5 shall satisfy all of the following requirements:

6 (1) have graduated from an eligible school where the individual was
7 awarded a degree in nursing, physician assistant studies, medicine, osteopathic
8 medicine, or naturopathic medicine, or a two- or four-year degree that qualifies
9 the individual to be a medical technician;

10 (2) work in this State as a nurse, physician assistant, medical technician,
11 child psychiatrist, or primary care provider; and

12 (3) be a resident of Vermont.

13 (e)(1) An eligible individual shall be entitled to an amount of loan
14 cancellation and repayment under this section equal to one year of loans for
15 each year of service as a nurse, physician assistant, medical technician, child
16 psychiatrist, or primary care provider in this State. Employment as a traveling
17 nurse shall not be construed to satisfy the service commitment required for
18 loan repayment under this section.

19 (2) AHEC shall award loan repayments in amounts that are sufficient to
20 attract high-quality candidates while also making a meaningful increase in
21 Vermont's health care professional workforce.

1 Sec. 27. VERMONT HEALTH CARE PROFESSIONAL LOAN

2 REPAYMENT PROGRAM; APPROPRIATION

3 (a) In fiscal year 2023, the amount of \$2,000,000.00 is appropriated from
4 the American Rescue Plan Act (ARPA) – Coronavirus State Fiscal Recovery
5 Funds to the Department of Health for loan repayment for nurses and physician
6 assistants under the Vermont Health Care Professional Loan Repayment
7 Program established in Sec. 26 of this act.

8 (b) In fiscal year 2023, the amount of \$500,000.00 is appropriated from the
9 American Rescue Plan Act (ARPA) – Coronavirus State Fiscal Recovery
10 Funds to the Department of Health for loan repayment for medical technicians,
11 child psychiatrists, and primary care providers under the Vermont Health Care
12 Professional Loan Repayment Program established in Sec. 26 of this act. If
13 any funds remain in the appropriation pursuant to subsection (a) of this section
14 after the needs of all eligible nurse and physician assistant applicants have
15 been met, the Department may use those funds in fiscal year 2023 for
16 additional loan repayment for medical technicians, child psychiatrists, and
17 primary care providers under the Program.

18 Sec. 28. 18 V.S.A. § 36 is added to read:

19 § 36. NURSE FACULTY FORGIVABLE LOAN INCENTIVE PROGRAM

20 (a) As used in this section:

1 (1) “Corporation” means the Vermont Student Assistance Corporation
2 established in 16 V.S.A. § 2821.

3 (2) “Eligible individual” means an individual who satisfies the eligibility
4 requirements under this section for a forgivable loan.

5 (3) “Eligible school” means an approved postsecondary education
6 institution, as defined under 16 V.S.A. § 2822.

7 (4) “Forgivable loan” means a loan awarded under this section covering
8 tuition, which may also cover room, board, and the cost of required books and
9 supplies for up to full-time attendance at an eligible school.

10 (5) “Nurse faculty member” or “member of the nurse faculty” means an
11 individual with a master’s or doctoral degree that qualifies the individual to
12 teach at a nursing school in this State.

13 (6) “Program” means the Nurse Faculty Forgivable Loan Program
14 created under this section.

15 (b) The Nurse Faculty Forgivable Loan Program is created and shall be
16 administered by the Department of Health in collaboration with the
17 Corporation. The Program provides forgivable loans to students enrolled in an
18 eligible school who commit to working as a member of the nurse faculty at a
19 nursing school in this State and who meet the eligibility requirements in
20 subsection (d) of this section.

1 (c) The Corporation shall disburse forgivable loan funds under the Program
2 on behalf of eligible individuals, subject to the appropriation of funds by the
3 General Assembly for this purpose.

4 (d) To be eligible for a forgivable loan under the Program, an individual,
5 whether a resident or nonresident, shall satisfy all of the following
6 requirements:

7 (1) be enrolled at an eligible school in a program that leads to a graduate
8 degree in nursing;

9 (2) maintain good standing at the eligible school at which the individual
10 is enrolled;

11 (3) agree to work as a member of the nurse faculty at a nursing school in
12 Vermont for a minimum of one year following licensure for each year of
13 forgivable loan awarded;

14 (4) have executed a credit agreement or promissory note that will reduce
15 the individual's forgivable loan benefit, in whole or in part, pursuant to
16 subsection (e) of this section if the individual fails to complete the period of
17 service required in subdivision (3) of this subsection;

18 (5) have completed the Program's application form and the Free
19 Application for Federal Student Aid (FAFSA), in accordance with a schedule
20 determined by the Corporation; and

1 (6) have provided such other documentation as the Corporation may
2 require.

3 (e) If an eligible individual fails to serve as a nurse faculty member at a
4 nursing school in this State for a period that would entitle the individual to the
5 full forgivable loan benefit received by the individual, other than for good
6 cause as determined by the Corporation in consultation with the Vermont
7 Department of Health, then the individual shall receive only partial loan
8 forgiveness for a pro rata portion of the loan pursuant to the terms of the
9 interest-free reimbursement promissory note signed by the individual at the
10 time of entering the Program.

11 (f) The Corporation shall adopt policies, procedures, and guidelines
12 necessary to implement the provisions of this section, including maximum
13 forgivable loan amounts.

14 Sec. 29. NURSE FACULTY FORGIVABLE LOAN PROGRAM;

15 APPROPRIATION

16 In fiscal year 2023, the amount of \$500,000.00 is appropriated from the
17 American Rescue Plan Act (ARPA) – Coronavirus State Fiscal Recovery
18 Funds to the Department of Health for forgivable loans for nurse faculty
19 members under the Nurse Faculty Forgivable Loan Program established in Sec.
20 28 of this act.

1 Sec. 29a. 18 V.S.A. § 37 is added to read:

2 § 37. NURSE FACULTY LOAN REPAYMENT PROGRAM

3 (a) As used in this section:

4 (1) “AHEC” means the Vermont Area Health Education Centers
5 program.

6 (2) “Eligible individual” means an individual who satisfies the eligibility
7 requirements under this section for loan repayment.

8 (3) “Eligible school” means an approved postsecondary education
9 institution, as defined under 16 V.S.A. § 2822.

10 (4) “Loan repayment” means the cancellation and repayment of loans
11 under this section.

12 (5) “Loans” means education loans guaranteed, made, financed,
13 serviced, or otherwise administered by an accredited educational lender for
14 attendance at an eligible school.

15 (6) “Nurse faculty member” or “member of the nurse faculty” means a
16 nurse with a master’s or doctoral degree that qualifies the individual to teach at
17 a nursing school in this State.

18 (7) “Program” means the Nurse Faculty Loan Repayment Program
19 created under this section.

20 (b) The Nurse Faculty Loan Repayment Program is created and shall be
21 administered by the Department of Health in collaboration with AHEC. The

1 Program provides loan repayment on behalf of individuals who work as nurse
2 faculty members at a nursing school in this State and who meet the eligibility
3 requirements in subsection (d) of this section.

4 (c) The loan repayment benefits provided under the Program shall be paid
5 on behalf of the eligible individual by AHEC, subject to the appropriation of
6 funds by the General Assembly for this purpose.

7 (d) To be eligible for loan repayment under the Program, an individual
8 shall satisfy all of the following requirements:

9 (1) graduated from an eligible school where the individual was awarded
10 a graduate degree in nursing;

11 (2) work as a member of the nurse faculty at a nursing school in this
12 State; and

13 (3) be a resident of Vermont.

14 (e) An eligible individual shall be entitled to an amount of loan cancellation
15 and repayment under this section equal to one year of loans for each year of
16 service as a member of the nurse faculty at a nursing school in this State.

17 Sec. 29b. NURSE FACULTY LOAN REPAYMENT PROGRAM;

18 APPROPRIATION

19 In fiscal year 2023, the amount of \$500,000.00 is appropriated from the
20 American Rescue Plan Act (ARPA) – Coronavirus State Fiscal Recovery
21 Funds to the Department of Health for loan repayment for nurse faculty

1 members under the Nurse Faculty Loan Repayment Program established in
2 Sec. 29a of this act.

3 Sec. 29c. 18 V.S.A. § 38 is added to read:

4 § 38. VERMONT MENTAL HEALTH PROFESSIONAL FORGIVABLE
5 LOAN INCENTIVE PROGRAM

6 (a) As used in this section:

7 (1) “Corporation” means the Vermont Student Assistance Corporation
8 established in 16 V.S.A. § 2821.

9 (2) “Eligible individual” means an individual who satisfies the eligibility
10 requirements under this section for a forgivable loan.

11 (3) “Eligible school” means an approved postsecondary education
12 institution, as defined under 16 V.S.A. § 2822.

13 (4) “Forgivable loan” means a loan awarded under this section covering
14 tuition, which may also cover room, board, and the cost of required books and
15 supplies for up to full-time attendance at an eligible school.

16 (5) “Program” means the Vermont Mental Health Professional
17 Forgivable Loan Incentive Program created under this section.

18 (b) The Vermont Mental Health Professional Forgivable Loan Incentive
19 Program is created and shall be administered by the Department of Health in
20 collaboration with the Corporation. The Program provides forgivable loans to
21 students enrolled in a master’s program at an eligible school who commit to

1 working as a mental health professional in this State and who meet the
2 eligibility requirements in subsection (d) of this section.

3 (c) The Corporation shall disburse forgivable loan funds under the Program
4 on behalf of eligible individuals, subject to the appropriation of funds by the
5 General Assembly for this purpose.

6 (d) To be eligible for a forgivable loan under the Program, an individual,
7 whether a resident or nonresident, shall satisfy all of the following
8 requirements:

9 (1) be enrolled at an eligible school in a program, whether through in-
10 person or remote instruction, that leads to a master's degree in a mental health
11 field;

12 (2) maintain good standing at the eligible school at which the individual
13 is enrolled;

14 (3) agree to work as a mental health professional in Vermont for a
15 minimum of one year following licensure for each year of forgivable loan
16 awarded;

17 (4) have executed a credit agreement or promissory note that will reduce
18 the individual's forgivable loan benefit, in whole or in part, pursuant to
19 subsection (e) of this section, if the individual fails to complete the period of
20 service required in subdivision (3) of this subsection;

1 (5) have completed the Program’s application form and the Free
2 Application for Federal Student Aid (FAFSA), in accordance with a schedule
3 determined by the Corporation; and

4 (6) have provided such other documentation as the Corporation may
5 require.

6 (e)(1) First priority for forgivable loans shall be given to students attending
7 an eligible school in the Vermont State Colleges System.

8 (2) Second priority for forgivable loans shall be given to students
9 attending another eligible school in Vermont.

10 (f) If an eligible individual fails to serve as a mental health professional in
11 this State in compliance with the Program for a period that would entitle the
12 individual to the full forgivable loan benefit received by the individual, other
13 than for good cause as determined by the Corporation in consultation with the
14 Vermont Department of Health, then the individual shall receive only partial
15 loan forgiveness for a pro rata portion of the loan pursuant to the terms of the
16 interest-free reimbursement promissory note signed by the individual at the
17 time of entering the Program.

18 (g) The Corporation shall adopt policies, procedures, and guidelines
19 necessary to implement the provisions of this section, including maximum
20 forgivable loan amounts.

1 Sec. 29d. VERMONT MENTAL HEALTH PROFESSIONAL
2 FORGIVABLE LOAN INCENTIVE PROGRAM;
3 APPROPRIATION

4 In fiscal year 2023, the amount of \$1,500,000.00 is appropriated from the
5 American Rescue Plan Act (ARPA) – Coronavirus State Fiscal Recovery
6 Funds to the Department of Health for forgivable loans under the Vermont
7 Mental Health Professional Forgivable Loan Incentive Program established in
8 Sec. 29c of this act.

9 Sec. 29e. AGENCY OF HUMAN SERVICES; DESIGNATED AND
10 SPECIALIZED SERVICE AGENCIES; WORKFORCE
11 DEVELOPMENT

12 (a) In fiscal year 2023, the amount of \$1,250,000.00 is appropriated from
13 the American Rescue Plan Act (ARPA) – Coronavirus State Fiscal Recovery
14 Funds to the Agency of Human Services to be distributed to the designated and
15 specialized service agencies equitably based on each agency's proportion of
16 full-time-equivalent (FTE) mental health and substance use disorder treatment
17 staff to the total number of FTE mental health and substance use disorder
18 treatment staff across all designated and specialized service agencies statewide.
19 The designated and specialized service agencies shall use these funds for loan
20 repayment and tuition assistance to promote the recruitment and retention of
21 high-quality mental health and substance use disorder treatment professionals

1 available to Vermont residents in need of their services, as set forth in
2 subsection (b) of this section.

3 (b)(1) Each designated and specialized service agency shall make the funds
4 received pursuant to subsection (a) of this section available to its current and
5 prospective employees as set forth in subdivisions (A) and (B) of this
6 subdivision (1) on a rolling basis in exchange for a one-year service obligation
7 to provide mental health services or substance use disorder treatment services,
8 or both, at a designated or specialized service agency in this State. The funds
9 may be used for the following purposes:

10 (A) loan repayment for master’s-level clinicians, bachelor’s-level
11 direct service staff, and nurses; and

12 (B) tuition assistance for individuals pursuing degrees to become
13 master’s-level clinicians, bachelor’s-level direct service staff, and nurses.

14 (2) Loan repayment and tuition assistance funds shall be available to the
15 current and prospective employees of designated and specialized service
16 agencies in the form of forgivable loans, with the debt forgiven upon the
17 employee’s completion of the required service obligation.

18 (c) On or before March 1, 2023, the Agency of Human Services shall make
19 a presentation available to the House Committees on Appropriations, on Health
20 Care, and on Human Services and the Senate Committees on Appropriations
21 and on Health and Welfare on the use of the funds appropriated in this section.

1 Sec. 30. 18 V.S.A. § 9456 is amended to read:

2 § 9456. BUDGET REVIEW

3 (a) The Board shall conduct reviews of each hospital’s proposed budget
4 based on the information provided pursuant to this subchapter and in
5 accordance with a schedule established by the Board.

6 (b) In conjunction with budget reviews, the Board shall:

7 * * *

8 (10) require each hospital to provide information on administrative
9 costs, as defined by the Board, including specific information on the amounts
10 spent on marketing and advertising costs; ~~and~~

11 (11) require each hospital to create or maintain connectivity to the
12 State’s Health Information Exchange Network in accordance with the criteria
13 established by the Vermont Information Technology Leaders, Inc., pursuant to
14 subsection 9352(i) of this title, provided that the Board shall not require a
15 hospital to create a level of connectivity that the State’s Exchange is unable to
16 support;

17 (12) review the hospital’s investments in workforce development
18 initiatives, including nursing workforce pipeline collaborations with nursing
19 schools and compensation and other support for nurse preceptors; and

1 State’s COVID-19 mitigation and prevention efforts, the Center shall collect
2 health care workforce data, shall collaborate with the Director of Health Care
3 Reform to identify and propose solutions to address data gaps, and shall share
4 the data with the Green Mountain Care Board as appropriate to inform the
5 Board’s Health Resource Allocation Plan responsibilities pursuant to
6 18 V.S.A. § 9405.

7 (b) The Center shall use existing statewide information to the extent
8 practicable to avoid imposing administrative burdens on health care providers
9 and to avoid duplication of efforts underway elsewhere in Vermont. The
10 Center shall expand its data collection practices over two years to include all
11 levels of the health care workforce, beginning with the highest-level licensed
12 health care professionals.

13 (c) In order to ensure the Center has access to accurate and timely health
14 care workforce data, the Center:

15 (1) shall have the cooperation of other State agencies and departments in
16 responding to the Center’s requests for information;

17 (2) may enter into data use agreements with institutions of higher
18 education and other public and private entities, to the extent permitted under
19 State and federal law; and

20 (3) may collect vacancy and turnover information from health care
21 employers.

1 (d) One permanent classified Health Care Workforce Data Center Manager
2 position is created in the Agency of Human Services, Office of Health Care
3 Reform in fiscal year 2023 to manage the Health Care Workforce Data Center
4 created pursuant to this section.

5 (e) The Agency of Human Services may include proposals for additional
6 funding or data access, or both, for the Center as part of the Agency’s fiscal
7 year 2024 budget request.

8 Sec. 33. [Deleted.]

9 Sec. 34. AGENCY OF HUMAN SERVICES; POSITION;

10 APPROPRIATION

11 (a) One classified, three-year limited-service Health Care Workforce
12 Coordinator position is created in the Agency of Human Services, Office of
13 Health Care Reform in fiscal year 2023 to support the health care workforce
14 initiatives set forth in this act and in the Health Care Workforce Development
15 Strategic Plan. The Coordinator shall focus on building educational, clinical,
16 and housing partnerships and support structures to increase and improve health
17 care workforce training, recruitment, and retention.

18 (b) In fiscal year 2023, the amount of \$170,000.00 is appropriated from the
19 American Rescue Plan Act (ARPA) – Coronavirus State Fiscal Recovery
20 Funds to the Agency of Human Services, Office of Health Care Reform for the

1 Health Care Workforce Coordinator position, of which \$120,000.00 is for
2 personal services and \$50,000.00 is for operating expenses.

3 Sec. 35. DEPARTMENT OF LABOR; GREEN MOUNTAIN CARE
4 BOARD; SUPPLY AND DEMAND MODELING

5 On or before January 15, 2023, the Department of Labor, in collaboration
6 with the Green Mountain Care Board, shall explore and recommend to the
7 House Committees on Health Care, on Human Services, and on Commerce and
8 Economic Development and the Senate Committees on Health and Welfare
9 and on Economic Development, Housing and General Affairs a process,
10 methodology, and necessary funding amounts to establish and maintain the
11 capacity to perform health care supply and demand modeling based on
12 information in the Health Care Workforce Data Center, for use by health care
13 employers, health care educators, and policymakers.

14 Sec. 36. DEPARTMENT OF FINANCIAL REGULATION; GREEN
15 MOUNTAIN CARE BOARD; PRIOR AUTHORIZATIONS;
16 ADMINISTRATIVE COST REDUCTION; REPORT

17 (a) The Department of Financial Regulation shall explore the feasibility of
18 requiring health insurers and their prior authorization vendors to access clinical
19 data from the Vermont Health Information Exchange whenever possible to
20 support prior authorization requests in situations in which a request cannot be
21 automatically approved.

1 (b) The Department of Financial Regulation shall direct health insurers to
2 provide prior authorization information to the Department in a format required
3 by the Department in order to enable the Department to analyze opportunities
4 to align and streamline prior authorization request processes. The Department
5 shall share its findings and recommendations with the Green Mountain Care
6 Board, and the Department and the Board shall collaborate to provide
7 recommendations to the House Committee on Health Care and the Senate
8 Committees on Health and Welfare and on Finance on or before January 15,
9 2023 regarding the statutory changes necessary to align and streamline prior
10 authorization processes and requirements across health insurers.

11 Sec. 37. 33 V.S.A. § 3543 is amended to read:

12 § 3543. STUDENT LOAN REPAYMENT ASSISTANCE

13 (a)(1) There is established a need-based student loan repayment assistance
14 program for the purpose of providing student loan repayment assistance to any
15 individual employed by a regulated, privately operated center-based child care
16 program or family child care home.

17 (2) An eligible individual shall:

18 (A)(i) work in a privately operated center-based child care program
19 or in a family child care home that is regulated by the Division for at least an
20 average of 30 hours per week for 48 weeks of the year; or

1 value of education and training that would further their advancement in
2 educational pathways and pursuit of career goals, through targeted outreach as
3 outlined in subsection (b) of this section;

4 (2) promote a broad understanding of the public good and value in
5 achieving the State’s Goal and of actions stakeholders can take to increase
6 attainment;

7 (3) assist or coordinate with stakeholders, such as educational, business,
8 governmental, nonprofit, and philanthropic organizations, in activities that seek
9 to align the delivery of high-quality education and training opportunities with
10 career advancement and support the policy priorities outlined in 10 V.S.A.
11 § 546;

12 (4) collect and display publicly available, nonconfidential information
13 about postsecondary credentials available to Vermonters;

14 (5) facilitate conversations or provide information about the national
15 best practices in aligning, recognizing, measuring, tracking, and promoting
16 postsecondary credentials of value to the Vermont Department of Labor, the
17 Agency of Commerce and Community Development, the State Workforce
18 Development Board, and the Agency of Education when requested;

19 (6) maintain web-based resources that provide information about
20 opportunities to obtain a postsecondary credential of value, in coordination
21 with State partners;

1 (7) support the Vermont Department of Labor and Agency of Education
2 transition or integration of Advance Vermont’s web-based resources and
3 collected information referenced in subdivisions (4) and (6) of this subsection
4 into a State-supported system in a coordinated way; and

5 (8) meet on a quarterly basis with the Vermont Department of Labor and
6 Agency of Education about activities described in this subsection.

7 (b) Outreach. The contractor may use funds awarded by the State to:

8 (1) create and distribute public-facing communications and resources
9 related to the duties described in this section; and

10 (2) offer support to career and education counselors, employment and
11 training counselors, jobseekers and their families, and other stakeholders,
12 consistent with best practice and State policy and programs, to help them better
13 understand the postsecondary education and training landscape.

14 (c) Reports. The contractor shall provide written reports to:

15 (1) the Vermont Department of Labor and Agency of Education about
16 anticipated work and activities using a simplified reporting template jointly
17 developed by the contractor and the State entities on a quarterly basis; and

18 (2) on or before December 15, 2022, the House and Senate committees
19 of jurisdiction regarding the use of funds, activities performed, and outcomes
20 achieved pursuant to this section.

1 Sec. 40. VERMONT SERVE, LEARN, AND EARN PROGRAM;

2 APPROPRIATION

3 (a) In fiscal year 2023, the amount of \$1,800,000.00 is appropriated from
4 the General Fund to the Department of Forests, Parks and Recreation to
5 continue funding through the pilot project the Vermont Serve, Learn, and Earn
6 Program, which supports workforce development goals through creating
7 meaningful paid service and learning opportunities for young adults, through
8 the Serve, Learn, and Earn Partnership made up of the Vermont Youth
9 Conservation Corps, Vermont Audubon, Vermont Works for Women, and
10 Resource VT. The Department shall enter into a grant agreement with the
11 Partnership that specifies the required services and outcomes for the Program.

12 (b) The Department shall provide the legislative committees of jurisdiction
13 interim Program reports on or before January 15, 2023 and 2024 and a final
14 Program report on or before January 15, 2025.

15 Sec. 41. ADULT EDUCATION AND LITERACY; FINDINGS

16 The General Assembly finds:

17 (1) Adult education and literacy services are a key piece of the
18 workforce development system and serve as the entryway into career readiness
19 and workforce development for tens of thousands of our most vulnerable
20 Vermonters, those with low literacy, under-education, or those simply in need
21 of increased skills so that they can succeed.

1 (2) 36,000 adults in Vermont do not have a high school credential, and
2 tens of thousands more lack the skills to matriculate into and be successful in
3 college, in career training programs, or both. Adult education and literacy
4 providers are the first stop on the path to the transformative opportunities that
5 Vermont is offering for these individuals.

6 (3) Adult education and literacy services help people build the assets
7 they need to move out of poverty successfully, as well as the confidence to
8 continue to move toward success throughout their lives. Students are supported
9 to identify concrete goals and then break those goals down into steps. Students
10 set goals in the domains of:

11 (A) family and life;

12 (B) academics; and

13 (C) career and college readiness.

14 Sec. 42. FINDINGS; FOREST FUTURE STRATEGIC ROADMAP

15 The General Assembly finds for the purposes of this section and Secs. 43 to
16 45 of this act:

17 (1) Private and public forestlands:

18 (A) constitute unique and irreplaceable resources, benefits, and
19 values of statewide importance;

20 (B) contribute to the protection and conservation of wildlife habitat,
21 air, water, and soil resources of the State;

1 (C) mitigate the effects of climate change; and

2 (D) benefit the general health and welfare of the persons of the State.

3 (2) The forest products sector, including maple sap collection:

4 (A) is a major contributor to and is valuable to the State’s economy
5 by providing nearly 14,000 jobs for Vermonters, generating \$2.1 billion in
6 annual sales, and supporting \$30.8 million in additional economic activity
7 from trail uses and seasonal tourism;

8 (B) is essential to the manufacture of forest products that are used
9 and enjoyed by the persons of the State; and

10 (C) benefits the general welfare of the persons of the State.

11 (3) Private and public forestlands are critical for and contribute
12 significantly to the State’s outdoor recreation and tourism economies.

13 (4) Eighty percent of Vermont’s forestland is held in private ownership,
14 of which 56 percent of private lands are enrolled in the forestland category of
15 Vermont’s Use Value Appraisal Program (UVA). UVA is Vermont’s most
16 important conservation program and contains the largest foundation of supply
17 to support a vibrant forest-based rural economy.

18 (5) Economic realities and demand pressures for urban, commercial, and
19 residential land uses throughout the State continue to challenge forest
20 landowners trying to maintain intact forests. Forest fragmentation can
21 adversely affect the natural environment and viable forest management.

1 Addressing the economic and social needs of the forest products sector is
2 paramount to keeping forests intact, viable, and healthy.

3 (6) The encouragement, development, improvement, and preservation of
4 forestry operations will result in extant, intact, and functioning forests that will
5 provide a general benefit to the health and welfare of the persons of the State
6 and the State’s economy.

7 (7) To strengthen, promote, and protect the Vermont forest products
8 sector, the State should establish the Vermont Forest Future Strategic
9 Roadmap.

10 Sec. 43. 10 V.S.A. chapter 82 is added to read:

11 CHAPTER 82. VERMONT FOREST FUTURE STRATEGIC ROADMAP

12 § 2531. VERMONT FOREST FUTURE STRATEGIC ROADMAP

13 (a) Creation. The Commissioner of Forests, Parks and Recreation shall
14 create the Vermont Forest Future Strategic Roadmap to strengthen, modernize,
15 promote, and protect the forest products sector in Vermont. The
16 Commissioner of Forests, Parks and Recreation may contract with a qualified
17 contractor for the creation of the Vermont Forest Future Strategic Roadmap.
18 During the contract proposal process, the Commissioner of Forests, Parks and
19 Recreation shall seek a proposal to complete the Vermont Forest Future
20 Strategic Roadmap from the Vermont Sustainable Jobs Fund.

1 (b) Intended outcomes. The intended outcomes of the Vermont Forest
2 Future Strategic Roadmap are to:

3 (1) increase sustainable economic development and jobs in Vermont’s
4 forest economy;

5 (2) promote ways to expand the workforce and strengthen forest product
6 enterprises in order to strengthen, modernize, promote, and protect the
7 Vermont forest economy into the future;

8 (3) promote the importance of healthy, resilient, and sustainably
9 managed working forests that provide a diverse array of high-quality products
10 now and in the future; and

11 (4) identify actionable strategies designed to strengthen, modernize,
12 promote, and protect the forest products sector in Vermont, including
13 opportunities for new product development, opening new markets for Vermont
14 forest products, adopting modern manufacturing processes, and utilizing new
15 ways to market Vermont forest products.

16 (c) Strategic Roadmap content. In developing the Vermont Forest Future
17 Strategic Roadmap, the Commissioner of Forests, Parks and Recreation or the
18 relevant contractor shall:

19 (1) review all existing data, plans, and industry-level research completed
20 over the past 10 years, including the Working Lands Enterprise Fund’s Forest

1 Sector Systems Analysis, and identify any recommendations in those reports in
2 order to build upon previous efforts;

3 (2) identify infrastructure investment and funding to support and
4 promote Vermont forest products enterprises;

5 (3) identify regulatory barriers and propose policy recommendations to
6 support and strengthen the Vermont forest economy;

7 (4) identify opportunities for all State agencies to engage with and
8 enhance the Vermont forest products sector, including the Department of
9 Buildings and General Services, the Agency of Commerce and Community
10 Development, the Department of Tourism and Marketing, the Agency of
11 Education, the Agency of Transportation, the Department of Public Service,
12 the Agency of Natural Resources, the Department of Financial Regulation, and
13 the Department of Labor;

14 (5) develop recommendations to support education and training of the
15 current and future workforce of the Vermont forest products sector;

16 (6) propose alternatives for the modernization of transportation and
17 regulation of Vermont forest products enterprises, including modernization of
18 local and State permits;

19 (7) identify methods or programs that Vermont forest enterprises can
20 utilize to access business assistance services;

1 (8) recommend how to maintain access by Vermont forest products
2 enterprises to forestland and how to maintain the stewardship and conservation
3 of Vermont forests as a whole;

4 (9) propose methods to enhance market development and manufacturing
5 by Vermont forest products enterprises, including value chain coordination and
6 regional partnerships;

7 (10) recommend consumer education and marketing initiatives; and

8 (11) recommend how to clarify the roles of various public entities and
9 nongovernmental organizations that provide certain services to the forestry
10 sector and to ensure coordination and alignment of those functions in order to
11 advance and maximize the strength of the forest products industry.

12 (d) Process for development of Vermont Forest Future Strategic Roadmap.

13 (1) The Commissioner of Forests, Parks and Recreation or relevant
14 contractor shall develop the Vermont Forest Future Strategic Roadmap and all
15 subsequent revisions through the use of a public stakeholder process that
16 includes and invites participation by interested parties representing all users of
17 Vermont’s forests, including representatives of forest products enterprises,
18 State agencies, investors, forestland owners, recreational interests, loggers,
19 foresters, truckers, sawmills, firewood processors, wood products
20 manufacturers, education representatives, and others.

1 (2) The Commissioner of Forests, Parks and Recreation, in collaboration
2 with forest products sector stakeholders, shall review the Strategic Roadmap
3 periodically and shall update the Strategic Roadmap at least every 10 years.

4 (e) Advisory panel; administration.

5 (1) The Commissioner of Forests, Parks and Recreation or relevant
6 contractor shall convene a Vermont Forest Future Strategic Roadmap advisory
7 panel to review and counsel in the development and implementation of the
8 Vermont Forest Future Strategic Roadmap. The advisory panel shall include
9 representatives of forest products enterprises, State agencies, investors,
10 forestland owners, foresters, loggers, truckers, wood products manufacturers,
11 recreational specialists, education representatives, trade organizations, and
12 other partners as deemed appropriate. The Commissioner of Forests, Parks and
13 Recreation shall select representatives to the advisory panel.

14 (2) The Commissioner of Forests, Parks and Recreation or relevant
15 contractor may seek grants or other means of assistance to support the
16 development and implementation of the Vermont Forest Future Strategic
17 Roadmap.

18 Sec. 44. IMPLEMENTATION

19 (a) The Commissioner of Forests, Parks and Recreation or relevant
20 contractor shall submit to the General Assembly:

1 (1) draft recommendations for the Vermont Forest Future Strategic
2 Roadmap on or before July 1, 2023; and
3 (2) a final report and recommendations for the Vermont Forest Future
4 Strategic Roadmap on or before January 1, 2024.

5 (b) Any recommendation submitted under this section shall include
6 recommended appropriations sufficient to implement the recommendation or
7 the Vermont Forest Future Strategic Roadmap as a whole.

8 Sec. 45. APPROPRIATIONS

9 In addition to any other funds appropriated to the Department of Forests,
10 Parks and Recreation, in fiscal year 2023 the amount of \$250,000.00 is
11 appropriated from the General Fund to the Department to enter a two-year
12 contract in fiscal year 2023 for the purpose of contracting for the development
13 of the Vermont Forest Future Strategic Roadmap required by 10 V.S.A.
14 § 2531.

15 * * * Purpose * * *

16 Sec. 45a. PURPOSE

17 The purpose of Secs. 46–59b of this act is to address the negative economic
18 impacts of COVID-19 on Vermont’s economy, employers, workers, and
19 families while simultaneously leveraging opportunities to grow Vermont’s
20 economy.

1 Sec. 46. 2021 Acts and Resolves No. 74, Sec. H.18 is amended to read:

2 Sec. H.18 ~~CAPITAL INVESTMENT~~ COMMUNITY RECOVERY AND
3 REVITALIZATION GRANT PROGRAM

4 (a) Creation; purpose; regional outreach.

5 (1) The Agency of Commerce and Community Development shall use
6 the \$10,580,000 appropriated to the Department of Economic Development in
7 Sec. G.300(a)(12) of this act to design and implement ~~a capital investment~~
8 ~~grant program~~ the Community Recovery and Revitalization Grant Program
9 consistent with this section.

10 (2) The purpose of the ~~program~~ Program is to make funding available
11 for ~~transformational~~ projects that will ~~provide each region of the State with the~~
12 ~~opportunity to attract businesses, retain existing businesses, create jobs, and~~
13 ~~invest in their communities by encouraging capital investments and economic~~
14 ~~growth~~ make investments to retain and expand existing businesses and
15 nonprofit organizations, attract new businesses and nonprofit organizations,
16 and create new jobs with a preference for projects located in regions and
17 communities with declining or stagnant grand list values.

18 (3) The Agency shall collaborate with other State agencies, regional
19 development corporations, regional planning commissions, and other
20 community partners to identify potential regional applicants and projects to
21 ensure the distribution of grants throughout the regions of the State.

1 (b) Eligible applicants.

2 ~~(1) To be eligible for a grant, an applicant shall meet the following~~
3 ~~criteria:~~

4 ~~(A) The applicant is located within this State.~~

5 ~~(B) The applicant is:~~

6 ~~(i)(I) a for profit entity with not less than a 10 percent equity~~
7 ~~interest in the project; or~~

8 ~~(II) a nonprofit entity; and~~

9 ~~(ii) grant funding from the Program represents not more than 50~~
10 ~~percent of the total project cost.~~

11 (1) To be eligible for a grant, the applicant must be located within the
12 State and:

13 (A)(i) the applicant is a for-profit entity with not less than a 10
14 percent equity interest in the project, or a nonprofit entity, which has
15 documented financial impacts from the COVID-19 pandemic; or

16 (ii) intends to utilize the funds for an enumerated use as defined in
17 the U.S. Treasury Final Rule for Coronavirus State and Fiscal Recovery Funds;

18 (B)(i) the applicant is a municipality;

19 (ii) the municipality needs to make infrastructure improvements to
20 incentivize community development; and

1 (iii) the proposed infrastructure improvements and the projected
2 development or redevelopment are compatible with confirmed municipal and
3 regional development plans and the project has clear local significance for
4 employment.

5 ~~(C)~~(2) The applicant ~~demonstrates~~ must demonstrate:

6 ~~(i)~~(A) community and regional support for the project;

7 ~~(ii)~~(B) that grant funding is needed to complete the project;

8 ~~(iii)~~(C) leveraging of additional sources of funding from local,

9 State, or federal economic development programs; and

10 ~~(iv)~~(D) an ability to manage the project, with requisite experience

11 and a plan for fiscal viability.

12 ~~(2)~~(3) The following are ineligible to apply for a grant:

13 (A) a State or local government-operated business;

14 (B) ~~a municipality~~;

15 ~~(C)~~ a business that, together with any affiliated business, owns or
16 operates more than 20 locations, regardless of whether those locations do
17 business under the same name or within the same industry; and

18 ~~(D)~~(C) a ~~publicly traded~~ publicly traded company.

19 (c) Grant funds; eligible uses for municipalities. A municipality is only
20 authorized to utilize program funding under this section if:

- 1 (1) the project clearly requires substantial public investment over and
2 above the normal municipal operating or bonded debt expenditures;
- 3 (2) the public improvements being requested are integral to the expected
4 private development; and
- 5 (3) the project meets one of the following criteria:
- 6 (A) the development includes new or rehabilitated affordable
7 housing, as defined in 24 V.S.A. § 4303;
- 8 (B) the development will include at least one entirely new business or
9 business operation or expansion of an existing business within the project, and
10 this business will provide new, quality, full-time jobs that meet or exceed the
11 prevailing wage for the region as reported by the Department of Labor; or
- 12 (C) the development will enhance transportation by creating
13 improved traffic patterns and flow or creating or improving public
14 transportation systems.
- 15 (d) Grant Funds; eligible uses; private and nonprofit entities. A project of a
16 business or nonprofit organization is eligible if:
- 17 (1) the project had a COVID-19-related impact that delayed the project;
18 (2) project costs have increased as a result of the COVID-19 pandemic;
19 or

1 (3) the project involves enumerated uses of funds, as defined by the U.S.
2 Treasury Final Rule, and determined by the Agency of Commerce and
3 Community Development.

4 ~~(e)~~(e) Awards; amount; eligible uses.

5 (1) An award shall not exceed the lesser of ~~\$1,500,000.00~~ \$1,000,000.00
6 or ~~the estimated net State fiscal impact of the project based on Agency~~
7 ~~modeling~~ 20 percent of the total project cost.

8 ~~(2) A recipient may use grant funds for the acquisition of property and~~
9 ~~equipment, construction, renovation, and related capital expenses.~~

10 ~~(3)~~ A recipient may combine grant funds with funding from other
11 sources but shall not use grant funds from multiple sources for the same costs
12 within the same project.

13 ~~(4)~~(3) The Agency shall release grant funds upon determining that the
14 applicant has met all Program conditions and requirements.

15 ~~(5)~~(4) Nothing in this section is intended to prevent a grant recipient
16 from applying for additional grant funds if future amounts are appropriated for
17 the program.

18 ~~(d) Data model; approval.~~

19 ~~(1) The Agency shall collaborate with the Legislative Economist to~~
20 ~~design a data model and related methodology to assess the fiscal, economic,~~
21 ~~and societal impacts of proposals and prioritize them based on the results.~~

1 ~~(2) The Agency shall present the model and related methodology to the~~
2 ~~Joint Fiscal Committee for its approval not later than September 1, 2021.~~

3 (f) Approval process.

4 (1) For an application submitted by a municipality pursuant to this
5 section, the Vermont Economic Progress Council shall review each application
6 to determine that the infrastructure improvements proposed to serve the project
7 and the proposed development in the project would not have occurred as
8 proposed in the application, or would have occurred in a significantly different
9 and less desirable manner than as proposed in the application, but for the
10 proposed utilization of the grant application funds.

11 (2) The review shall take into account:

12 (A) the amount of additional time, if any, needed to complete the
13 proposed development for the project and the amount of additional cost that
14 might be incurred if the project were to proceed without the grant funding;

15 (B) how the proposed project components and size would differ, if at
16 all, including, if applicable to the project, in the number of units of affordable
17 housing, as defined in 24 V.S.A. § 4303, without grant funding; and

18 (C) the lack of new construction in the municipality, indicated by a
19 stagnant or declining grand list value as determined by the Department of
20 Taxes, considering both the total full listed value and the equalized education
21 grand list value.

1 ~~(e)(g)~~ Application process; decisions; awards.

2 ~~(1)(A) The Agency shall accept applications on a rolling basis for three-~~
3 ~~month periods and shall review and consider for approval the group of~~
4 ~~applications it has received as of the conclusion of each three-month period~~
5 Under the grant program established in this section, a municipality, upon
6 approval of its legislative body, may apply to the Vermont Economic Progress
7 Council pursuant to the process set forth in this section to use grant funding for
8 a project.

9 ~~(B) The Agency shall make application information available to the~~
10 ~~Legislative Economist and the Executive Economist in a timely manner~~ The
11 Agency shall accept applications from for-profit or nonprofit entities on a
12 rolling basis until Program funds are expended.

13 ~~(2) Using the data model and methodology approved by the Joint Fiscal~~
14 ~~Committee, the Agency shall analyze the information provided in an~~
15 ~~application to estimate the net State fiscal impact of a project, including the~~
16 ~~following factors:~~

17 ~~(A) increase to grand list value;~~

18 ~~(B) improvements to supply chain;~~

19 ~~(C) jobs impact, including the number and quality of jobs; and~~

20 ~~(D) increase to State GDP. [Repealed.]~~

1 (3) The Secretary of Commerce and Community Development shall
2 appoint an interagency team, which may include members from among the
3 Department of Economic Development, the Department of Housing and
4 Community Development, the Agency of Agriculture, Food and Markets, the
5 Department of Public Service, the Agency of Natural Resources, or other State
6 agencies and departments, which team shall review, analyze, and recommend
7 projects for funding ~~based on the estimated net State fiscal impact of a project~~
8 ~~and on other contributing factors, including~~ consistent with the guidelines the
9 Agency develops in coordination with the Joint Fiscal Office and the
10 following:

11 (A) ~~transformational nature of the project for the region;~~

12 (B) project readiness, quality, and demonstrated collaboration with
13 stakeholders and other funding sources;

14 (C) alignment and consistency with regional plans and priorities;

15 and

16 (D) creation and retention of workforce opportunities.

17 (4) The Secretary of Commerce and Community Development shall
18 consider the recommendations of the interagency team and shall give final
19 approval to projects.

20 (E) Grant agreements; post award monitoring.

1 (1) If selected by the Secretary, the applicant and the Agency shall
2 execute a grant agreement that includes audit provisions and minimum
3 requirements for the maintenance and accessibility of records that ensures that
4 the Agency and the Auditor of Accounts have access and authority to monitor
5 awards.

6 (2) The Agency shall publish on its website not later than 30 days after
7 approving an award a brief project description the name of the grantee and the
8 amount of a grant.

9 ~~(g)~~(i) Report. On or before ~~December 15, 2021~~ February 15, 2023, the
10 Agency shall submit a report to the House Committee on Commerce and
11 Economic Development and the Senate Committee on Economic
12 Development, Housing and General Affairs concerning the implementation of
13 this section, including:

14 (1) a description of the implementation of the ~~program~~ Program;

15 (2) the promotion and marketing of the program; and

16 (3) an analysis of the utilization and performance of the ~~program~~;

17 ~~including the projected revenue impacts and other qualitative and quantitative~~

18 ~~returns on investment in the program based on available data and modeling~~

19 Program.

20 (j) Implementation.

1 (1) The Agency of Commerce and Community Development shall
2 consult with the Joint Fiscal Office to develop guidelines and approval
3 processes for the Program and shall submit the proposed guidelines and
4 processes to the Joint Fiscal Committee and the chairs of the relevant
5 legislative committees of jurisdiction prior to accepting applications for grants
6 through the Program.

7 (2) When considering whether and how to prioritize economic sectors
8 that have suffered economic harm due to the COVID-19 pandemic, the Agency
9 may designate one or more sectors for priority consideration through the
10 Program, including the arts and culture, travel, lodging, tourism, agriculture,
11 and child care sectors.

12 Sec. 47. VEDA SHORT-TERM FORGIVABLE LOANS

13 (a) Creation. The Vermont Economic Development Authority shall create
14 a Short-Term Forgivable Loan Program to support Vermont businesses
15 experiencing continued working capital shortfalls as a result of the COVID-19
16 public health emergency.

17 (b) Eligible business. An eligible borrower is a for-profit or nonprofit
18 business:

19 (1) with fewer than 500 employees;

20 (2) located in Vermont;

1 (3) that was in operation or had taken substantial steps toward becoming
2 operational as of March 13, 2020; and

3 (4) that can identify economic harm caused by or exacerbated by the
4 pandemic.

5 (c) Economic harm.

6 (1) An applicant shall demonstrate economic harm from lost revenue,
7 increased costs, challenges covering payroll, rent or mortgage interest, or other
8 operating costs that threaten the current capacity of the business to weather
9 financial hardships and result in ongoing financial insecurity due to the
10 COVID-19 public health emergency.

11 (2) The Authority shall measure economic harm by a material decline in
12 the applicant’s annual adjusted net operating income before the COVID-19
13 public health emergency relative to its annual adjusted net operating income
14 during the COVID-19 public health emergency.

15 (3) When assessing an applicant’s adjusted net operating income, the
16 Authority shall consider previous COVID-19 State and federal subsidies,
17 reasonable owner’s compensation, noncash expenses, extraordinary items, and
18 other adjustments deemed appropriate. The Authority shall also consider
19 whether other State or federal assistance is or may become available and
20 appropriate for the business and shall not provide assistance for the same costs
21 that are covered by another program.

1 (4) To be eligible for a loan, the Authority shall determine that a
2 business has experienced at least a 22.5 percent reduction in its adjusted net
3 operating income in calendar years 2020 and 2021 combined as compared to
4 2019, or other appropriate basis of comparison where necessary.

5 (d) Maximum loan. The Authority shall determine the amount of a loan
6 award pursuant to guidelines adopted pursuant to subsection (f) of this section,
7 and shall award a loan to business in an amount that is based on its current,
8 ongoing financial needs, provided that a loan shall not exceed the lesser of:

9 (1) \$350,000.00;

10 (2) six months' of eligible operating expenses; or

11 (3) the amount of the cumulative decline in adjusted net operating
12 income during the COVID-19 public health emergency in 2020 and 2021.

13 (e) Eligible use of loan; loan forgiveness.

14 (1) A loan recipient may use loan proceeds to pay for eligible operating
15 expenses but shall not use the proceeds for capital expenditures.

16 (2) The Authority shall approve loan forgiveness based on
17 documentation evidencing loan proceeds were used to pay for eligible
18 operating expenses.

19 (f) Guidelines.

20 (1) The Vermont Economic Development Authority shall consult with
21 the Joint Fiscal Office to develop guidelines and approval processes for the

1 VEDA Short-Term Forgivable Loan Program, which shall address how the
2 Authority will determine that a business has a current, ongoing need for
3 financial support due to the COVID-19 pandemic and on what basis the
4 Authority will adjust the amount of loans after considering the business’s
5 ongoing needs.

6 (2) The Authority shall submit the proposed guidelines and processes to
7 the Joint Fiscal Committee and the chairs of the relevant legislative committees
8 of jurisdiction prior to accepting applications for loans through the Program.

9 (g) Priority sectors. When considering whether and how to prioritize
10 economic sectors that have suffered economic harm due to the COVID-19
11 pandemic, the Agency of Commerce and Community Development may
12 designate one or more sectors for priority funding through the Program,
13 including the arts and culture, travel, lodging, tourism, agriculture, and child
14 care sectors.

15 (h) Technical assistance. The Authority shall provide information to
16 applicants on how to access technical assistance from the Small Business
17 Development Center through the Community Navigator Pilot Program.

1 * * * Relocating Employee Incentives * * *

2 Sec. 47a. 10 V.S.A. § 4 is amended to read:

3 § 4. NEW RELOCATING EMPLOYEE INCENTIVES

4 (a) The Agency of Commerce and Community Development shall design
5 and implement a program to award incentive grants to relocating employees as
6 provided in this section and subject to the policies and procedures the Agency
7 adopts to implement the program.

8 (b) A relocating employee may be eligible for a grant under the program
9 for qualifying expenses, subject to the following:

10 (1) A base grant shall not exceed \$5,000.00.

11 (2) The Agency may award an enhanced grant, which shall not exceed
12 \$7,500.00, for a relocating employee who becomes a resident in a labor market
13 area in this State in which:

14 (A) the average annual unemployment rate in the labor market area
15 exceeds the average annual unemployment rate in the State; or

16 (B) the average annual wage in the State exceeds the annual average
17 wage in the labor market area.

18 (c) The Agency shall:

19 (1) adopt procedures for implementing the program, which shall include
20 a simple certification process to certify relocating employees and qualifying
21 expenses;

1 (2) promote awareness of the program, including through coordination
2 with relevant trade groups and by integration into the Agency’s economic
3 development marketing campaigns;

4 (3) ~~award grants to relocating employees on a first-come, first-served~~
5 ~~basis beginning on July 1, 2021, subject to available funding~~ adopt procedures
6 to initially approve an applicant for a grant after verifying a relocating
7 employee’s eligibility and to make final payment of a grant after verifying that
8 the relocating employee has completed relocation to this State; and

9 (4) adopt measurable goals, performance measures, and an audit strategy
10 to assess the utilization and performance of the program.

11 (d) ~~On~~ Annually, on or before January 15, ~~2022~~, the Agency shall submit a
12 report to the House Committee on Commerce and Economic Development and
13 the Senate Committee on Economic Development, Housing and General
14 Affairs concerning the implementation of this section, including:

15 (1) a description of the policies and procedures adopted to implement
16 the program;

17 (2) the promotion and marketing of the program; and

18 (3) an analysis of the utilization and performance of the program,
19 including the projected revenue impacts and other qualitative and quantitative
20 returns on investment in the program based on available data and modeling.

21 (e) As used in this section:

1 (1) “Qualifying expenses” means the actual costs a relocating employee
2 incurs for relocation expenses, which may include moving costs, closing costs
3 for a primary residence, rental security deposit, one month’s rent payment, and
4 other relocation expenses established in Agency guidelines.

5 (2) “Relocating employee” means an individual who meets the
6 following criteria:

7 (A)(i) On or after July 1, 2021:

8 (I) the individual becomes a full-time resident of this State;

9 (II) the individual becomes a full-time employee at a Vermont
10 location of a for-profit or nonprofit business organization domiciled or
11 authorized to do business in this State, or of a State, municipal, or other public
12 sector employer; and

13 (III) ~~the individual becomes employed in one of the~~
14 ~~“Occupations with the Most Openings” identified by the Vermont Department~~
15 ~~of Labor in its “Short Term Employment Projections 2020-2022”; and~~

16 (IV) the employer attests to the Agency that, after reasonable
17 time and effort, the employer was unable to fill the employee’s position from
18 among Vermont applicants; or

19 (ii) on or after February 1, 2022:

20 (I) the individual becomes a full-time resident of this State; and

1 (II) the individual is a full-time employee of an out-of-state
2 business and performs the majority of his or her employment duties remotely
3 from a home office or a co-working space located in this State.

4 (B) The individual receives gross salary or wages that equal or
5 exceed the Vermont livable wage rate calculated pursuant to 2 V.S.A. § 526.

6 (C) The individual is subject to Vermont income tax.

7 Sec. 48. WINDHAM COUNTY ECONOMIC DEVELOPMENT

8 (a) Findings.

9 (1) In 2014 Acts and Resolves No. 95, Sec. 80 created the Entergy
10 Windham County Economic Development Special Fund pursuant to 32 V.S.A.
11 chapter 7, subchapter 5, for the deposit and management of funds that were
12 received pursuant to the settlement agreement between the State of Vermont
13 and Entergy Nuclear Vermont Yankee, LLC, dated December 23, 2013.

14 (2) Pursuant to 2015 Acts and Resolves No. 4, Sec. 69, as further
15 amended by 2016 Acts and Resolves No. 68, Sec. 69, the Secretary of
16 Commerce and Community Development is authorized to make grants,
17 repayable grants, and loans in the Special Fund for the purpose of promoting
18 economic development in Windham County.

19 (3) From the amounts available in the Special Fund, the Agency of
20 Commerce and Community Development has provided grant funds, and the
21 Vermont Economic Development Authority, working in coordination with the

1 Agency, has provided loans and loan servicing, for economic development
2 projects in Windham County.

3 (b) Purpose. The purpose of this section is to ensure all program and
4 interest funds received from the revolved loans originating from the Entergy
5 Windham County Economic County Special Fund provide future economic
6 development benefits for Windham County.

7 (c) Authority; Program Creation. Decisions for the use of any remaining
8 and future funds shall be made through local administration by the Brattleboro
9 Development Credit Corporation.

10 (d) Agency of Commerce and Community Development; transfer. On or
11 before June 30, 2022 the Agency of Commerce and Community Development
12 shall transfer any amounts remaining in the Entergy Windham County
13 Economic Development Special Fund to the Brattleboro Development Credit
14 Corporation.

15 (e) Vermont Economic Development Authority; transfer. On or before
16 June 30, 2022, the Vermont Economic Development Authority shall take any
17 steps necessary to transfer to the Brattleboro Development Credit Corporation
18 any loans, loan servicing, future loan payments, and other legal rights, duties,
19 or obligations related to its activities undertaken with funding from the Entergy
20 Windham County Economic Development Special Fund.

1 (f) Brattleboro Economic Development Corporation; use of funds. The
2 Brattleboro Economic Development Corporation shall use the funds
3 transferred pursuant to this section to provide grants and loans for projects that
4 provide economic development benefits to Windham County.

5 (g) Entergy Windham County Economic Development Special Fund;
6 termination. The purpose of the Entergy Windham County Economic
7 Development Special Fund has been fulfilled as determined by the General
8 Assembly. Upon the completion of the transfers required in this section, and
9 pursuant to 32 V.S.A. § 587(b) the Entergy Windham County Economic
10 Development Special Fund is terminated.

11 Sec. 49. VERMONT FILM AND MEDIA INDUSTRY TASK FORCE;
12 STUDY; REPORT

13 (a) There is created the Vermont Film and Media Industry Task Force
14 composed of the following members:

15 (1) one current member of the House of Representatives, who shall be
16 appointed by the Speaker of the House;

17 (2) one current member of the Senate, who shall be appointed by the
18 Senate Committee on Committees;

19 (3) the Secretary of Commerce and Community Development or
20 designee; and

1 (4) a member, appointed by the Vermont Arts Council, who shall serve
2 as chair and shall convene meetings of the Task Force.

3 (b)(1) The Task Force may consult with the Office of Legislative Counsel
4 and the Joint Fiscal Office if necessary to conduct its work.

5 (2) Members of the Task Force shall receive per diem compensation and
6 reimbursement for expenses as provided in 32 V.S.A. § 1010 for not more than
7 four meetings.

8 (c) On or before January 15, 2023, the Task Force shall consult relevant
9 stakeholders in the film and media industry and shall study and submit a report
10 to the House Committee on Commerce and Economic Development and to the
11 Senate Committee on Economic Development, Housing and General Affairs
12 that reviews the history of State efforts to cultivate the film and media industry
13 in Vermont and what financial and other support the State may provide in the
14 future to revitalize the industry following the COVID-19 pandemic and to
15 invigorate the industry in the future, including:

16 (1) successes and failures of past State involvement;

17 (2) opportunities to invigorate the industry, attract filmmakers and
18 media entrepreneurs, and promote Vermont as an attractive destination for
19 tourism and for business development;

20 (3) how Vermont can differentiate and compete with other jurisdictions
21 that also seek to cultivate a more expansive film and media industry;

1 (4) a survey of which entities, in State government and in the private
2 sector, provide outreach and support to businesses in the industry;

3 (5) opportunities for employing federal COVID-19 relief funds to revive
4 the industry; and

5 (6) a cost-benefit analysis of establishing new State financial,
6 administrative, or other supports for the industry.

7 * * * Department of Labor Access to Tax Information * * *

8 Sec. 50. 2021 Acts and Resolves No. 3, Sec. 64(c) is amended to read:

9 (c) Sec. 62 (32 V.S.A. § 3102 (e)(8)) shall take effect on July 1, 2022-2024.

10 * * * COVID-19-Related Paid Leave Grant Program * * *

11 Sec. 51. FINDINGS AND INTENT

12 (a) The General Assembly finds that:

13 (1) COVID-19 has caused increased employee absences due to illness,
14 quarantine, and school and daycare closures.

15 (2) Many employees do not have sufficient paid time off to cover all of
16 their COVID-19-related absences from work.

17 (3) Some employers have provided their employees with additional paid
18 time off for COVID-19-related purposes.

19 (4) The surge in COVID-19 cases caused by the Omicron variant of the
20 virus has made it financially difficult or impossible for employers to provide
21 additional paid time off to their employees for COVID-19-related purposes.

1 (5) Providing grants to employers to reimburse the cost of providing
2 paid time off to employees for COVID-19-related purposes will:

3 (A) help to mitigate some negative economic impacts of the COVID-
4 19 pandemic on employers;

5 (B) improve employee retention;

6 (C) prevent the spread of COVID-19 in the workplace; and

7 (D) provide crucial income to employees and their families.

8 (6) The Front-Line Employees Hazard Pay Grant Program established
9 pursuant to 2020 Acts and Resolves No. 136, Sec. 6 and expanded pursuant to
10 2020 Acts and Resolves No. 168, Sec. 1 successfully directed millions of
11 dollars in hazard pay to front-line workers during the first year of the COVID-
12 19 pandemic. By utilizing grants to employers, who in turn provided the
13 hazard pay to their employees, the Program enabled employers to retain
14 employees and reward them for their hard work during the uncertainty of the
15 early months of the COVID-19 pandemic.

16 (b) It is the intent of the General Assembly that the COVID-19-Related
17 Paid Leave Grant Program created pursuant to Sec. 54a of this act shall be
18 modeled on the Front-Line Employees Hazard Pay Grant Program and shall
19 assist employers in providing paid leave to their employees for COVID-19-
20 related absences.

1 Sec. 51a. COVID-19-RELATED PAID LEAVE GRANT PROGRAM

2 (a) Establishment and appropriation.

3 (1) There is established in the Department of Financial Regulation the
4 COVID-19-Related Paid Leave Grant Program to administer and award grants
5 to employers to reimburse the cost of providing COVID-19-related paid leave
6 to employees.

7 (2) The sum of \$15,180,000.00 is appropriated from the American
8 Rescue Plan Act (ARPA) – Coronavirus State Fiscal Recovery Funds to the
9 Department of Financial Regulation for fiscal years 2023 and 2024 for the
10 provision of grants to reimburse employers for the cost of providing COVID-
11 19-related paid leave. Not more than seven percent of the amount appropriated
12 pursuant to this subdivision may be used for expenses related to Program
13 administration and outreach.

14 (b) Definitions. As used in this section:

15 (1) “Commissioner” means the Commissioner of Financial Regulation.

16 (2) “COVID-19-related reason” means the employee is:

17 (A) self-isolating because the employee has been diagnosed with
18 COVID-19 or tested positive for COVID-19;

19 (B) self-isolating pursuant to the recommendation of a health care
20 provider or a State or federal public health official because the employee has

1 been exposed to COVID-19 or the employee is experiencing symptoms of
2 COVID-19;

3 (C) caring for a parent, grandparent, spouse, child, sibling, parent-in-
4 law, grandchild, or foster child, because:

5 (i) the school or place of care where that individual is normally
6 located during the employee’s workday is closed due to COVID-19;

7 (ii) that individual has been requested not to attend the school or
8 the place of care where that individual is normally located during the
9 employee’s workday due to COVID-19;

10 (iii) that individual has been diagnosed with or tested positive for
11 COVID-19; or

12 (iv) that individual is self-isolating pursuant to the
13 recommendation of a health care provider or a State or federal public health
14 official because that individual has been exposed to or is experiencing
15 symptoms of COVID-19;

16 (D) attending an appointment for the employee or the employee’s
17 parent, grandparent, spouse, child, sibling, parent-in-law, grandchild, or foster
18 child to receive a vaccine or a vaccine booster for protection against COVID-
19 19; or

20 (E) experiencing symptoms, or caring for a parent, grandparent,
21 spouse, child, sibling, parent-in-law, grandchild, or foster child who is

1 experiencing symptoms, related to a vaccine or a vaccine booster for protection
2 against COVID-19.

3 (3) “Department” means the Department of Financial Regulation.

4 (4) “Employee” means an individual who, in consideration of direct or
5 indirect gain or profit, is employed by an employer to perform services in
6 Vermont.

7 (5) “Employer” means any person that has one or more employees
8 performing services for it in Vermont. “Employer” does not include the State
9 or the United States.

10 (6) “Program” means the COVID-19-Related Paid Leave Grant Program
11 established pursuant to this section.

12 (7) “Program period” means the period beginning on July 1, 2022 and
13 ending on June 30, 2023.

14 (8) “Spouse” includes a civil union partner or a domestic partner, as that
15 term is defined pursuant to 17 V.S.A. § 2414.

16 (c) Grant program.

17 (1) An employer may apply to the Commissioner for quarterly grants to
18 reimburse the employer for the cost of paid leave provided to its employees for
19 COVID-19-related reasons during the Program period.

20 (2) An employer’s grant amount may include reimbursement for
21 retroactively provided COVID-19-related paid leave to employees who took

1 unpaid leave for a COVID-19-related reason during the Program period
2 because the employee did not have sufficient accrued paid leave available at
3 the time that the employee took the leave.

4 (3) Employers may submit applications for grants during the period
5 beginning on October 1, 2022 and ending on September 30, 2023 and may
6 submit an application not more than once each calendar quarter during that
7 period. Grant applications shall be submitted for paid leave provided during
8 the preceding calendar quarter.

9 (4) An employer may combine grant funds with funding from other
10 sources but shall not use grant funds from multiple sources for the same
11 instance of paid leave provided to its employees for COVID-19-related
12 reasons. As used in this subdivision, an “instance” means a calendar day in
13 which the employee was absent from work for a COVID-19-related reason.

14 (5) For the sole purpose of administering grants related to paid leave
15 provided to independent direct support providers for COVID-19-related
16 reasons, ARIS Solutions, as the fiscal agent for the employers of the
17 independent direct support providers, shall have the authority to apply for
18 grants in the same manner as any employer.

19 (6) Grants shall be awarded to eligible employers on a first-come, first-
20 served basis, subject to available funding.

21 (d) Commissioner’s powers and duties.

1 (1) The Commissioner shall:

2 (A) adopt procedures for implementing the Program, which shall
3 include a simple grant application process, a process to allow employers to
4 certify the amount of paid leave provided for COVID-19-related reasons, and a
5 process to allow employers to report on their use of the grant funds awarded
6 pursuant to this section;

7 (B) establish deadlines for the submission of quarterly grant
8 applications;

9 (C) promote awareness of the Program to employers;

10 (D) provide information to employers regarding Program and
11 application requirements;

12 (E) award grants to employers on a first-come, first-served basis,
13 subject to available funding; and

14 (F) develop and implement an audit strategy to assess grant
15 utilization, the performance of the Program, and compliance with Program
16 requirements.

17 (2)(A) The Commissioner may, with the approval of the Secretary of
18 Administration, delegate administration of one or more aspects of the Program
19 to other agencies and departments of the State.

20 (B) The Commissioner may enter into agreements, memoranda of
21 understanding, or contracts with private entities as necessary to implement or

1 administer the Program and, notwithstanding any provision of law to the
2 contrary, shall not be required to competitively bid any contracts entered into
3 pursuant to this subdivision (2)(B). For the purposes of the Program, the
4 ongoing public health risk posed by COVID-19 shall be deemed to be an
5 emergency situation that justifies the execution of sole source contracts
6 pursuant to Bulletin 3.5, the State’s Procurement and Contracting Procedures.

7 (e) Amount of grants.

8 (1) Employers may apply for grants to either reimburse the cost of
9 COVID-19-related paid leave provided to employees or to provide funds to be
10 used to pay the cost to retroactively provide paid leave to employees who took
11 unpaid leave for COVID-19-related reasons.

12 (A) For reimbursement of COVID-19-related paid leave that was
13 already provided, the employer may, subject to the limitations of
14 subdivision (2) of this subsection (e), apply for a grant in an amount equal to
15 the number of hours of COVID-19-related paid leave provided to each
16 employee multiplied by the greater of either the minimum wage established
17 pursuant to 21 V.S.A. § 384 or the employee’s regular hourly wage.

18 (B) For COVID-19-related paid leave that will be provided
19 retroactively to employees who took unpaid leave for COVID-19-related
20 reasons, the employer may, subject to the limitations of subdivision (2) of this
21 subsection (e), apply for a grant in an amount equal to the number of hours of

1 COVID-19-related paid leave to be provided to each employee multiplied by
2 the greater of either the minimum wage established pursuant to 21 V.S.A.
3 § 384 or the employee’s regular hourly wage.

4 (2)(A) An employer may only apply for a grant in relation to COVID-
5 19-related leave that was taken by an employee during the Program period.

6 (B) The maximum number of hours of COVID-19-related leave for
7 each employee that an employer may seek grant funding for through the
8 Program shall equal the lesser of 40 hours or the employee’s average weekly
9 hours worked for the employer during the six months preceding the date on
10 which the employee first took COVID-19-related leave during the Program
11 period.

12 (C) The maximum amount that an employer shall be eligible to
13 receive for COVID-19-related paid leave for each employee shall be not more
14 than \$21.25 per hour of leave, with an aggregate maximum of \$850.00 per
15 employee during the Program period.

16 (f) Grant conditions. As a condition of being eligible to receive a grant
17 through the Program, each employer shall be required to certify:

18 (1) that the employer is not seeking funds in relation to any amounts of
19 paid leave that were deducted from the employee’s accrued paid leave balance
20 at the time the COVID-19-related leave was taken unless those amounts have
21 been restored to the employee’s accrued paid leave balance;

1 (2) grant funds shall only be used in relation to the payment of an
2 employee’s wages for the period when the employee was absent from work for
3 a COVID-19-related reason; and

4 (3) employees receiving paid leave funded by a grant shall not be
5 required to pay an administrative fee or other charge in relation to the
6 employer requesting the grant.

7 (g) Report and return of unspent funds. Each employer that receives a
8 grant shall, not later than October 31, 2023, report to the Department on a form
9 provided by the Commissioner the amount of grant funds used to provide paid
10 leave to employees and the amount of any remaining grant funds that were not
11 spent. All unspent grant funds shall be returned to the Department pursuant to
12 a procedure adopted by the Commissioner.

13 (h) Confidentiality. Any personally identifiable information that is
14 collected by the Program, any entity of State government performing a
15 function of the Program, or any entity that the Commissioner contracts with to
16 perform a function of the Program shall be kept confidential and shall be
17 exempt from inspection and copying under the Public Records Act.

18 * * * Unemployment Insurance Benefits * * *

19 Sec. 52. FINDINGS

20 The General Assembly finds that:

1 (1) The COVID-19 pandemic caused significant disruption to
2 Vermont’s economy and resulted in unprecedented levels of unemployment.

3 (2) Unemployment insurance benefits provide only partial wage
4 replacement, making it hard for unemployed individuals to afford basic
5 necessities and living expenses.

6 (3) Significant inflation caused by supply chain, economic, and
7 workforce disruptions related to the COVID-19 pandemic are making it
8 increasingly difficult for unemployed individuals to afford basic necessities
9 and living expenses.

10 (4) Temporarily increasing the maximum weekly unemployment
11 insurance benefit amount for unemployed individuals will help to mitigate the
12 impact of the COVID-19 pandemic on the unemployed individuals’ ability to
13 afford basic necessities and living expenses.

14 (5) The General Assembly previously enacted a \$25.00 supplemental
15 increase to the weekly unemployment insurance benefit amount in 2021 Acts
16 and Resolves No. 51, Sec. 11. However, the terms of that supplemental
17 increase did not conform to federal requirements, and it never took effect.
18 Enacting a \$60.00 increase in the maximum weekly unemployment insurance
19 benefit that will later be replaced by a temporary \$25.00 increase in the weekly
20 unemployment insurance benefit amount will fulfill the commitment made by
21 the General Assembly in 2021 Acts and Resolves No. 51, Sec. 11.

1 Sec. 52a. 2021 Acts and Resolves No. 51, Sec. 17(a)(4) is amended to read:

2 (4) Sec. 12 (repeal of supplemental weekly benefit) shall take effect
3 ~~upon the payment of a cumulative total of \$100,000,000.00 in supplemental~~
4 ~~benefits pursuant to 21 V.S.A. § 1338(e)(2) on October 7, 2021~~ and shall apply
5 prospectively to all benefit payments in the next week and each subsequent
6 week.

7 Sec. 52b. 21 V.S.A. § 1338 is amended to read:

8 § 1338. WEEKLY BENEFITS

9 * * *

10 (f)(1) The maximum weekly benefit amount shall be annually adjusted on
11 the first day of the first calendar week in July to an amount equal to the sum of
12 \$60.00 plus 57 percent of the State annual average weekly wage as determined
13 by subsection (g) of this section.

14 * * *

15 Sec. 52c. 21 V.S.A. § 1338 is amended to read:

16 § 1338. WEEKLY BENEFITS

17 * * *

18 (f)(1) The maximum weekly benefit amount shall be annually adjusted on
19 the first day of the first calendar week in July to an amount equal to ~~the sum of~~
20 ~~\$60.00 plus~~ 57 percent of the State annual average weekly wage as determined
21 by subsection (g) of this section.

1 * * *

2 Sec. 52d. 21 V.S.A. § 1338 is amended to read:

3 § 1338. WEEKLY BENEFITS

4 * * *

5 (e) An individual's weekly benefit amount shall be determined by dividing
6 the individual's two high quarter total subject wages required under
7 subdivision (d)(1) of this section by 45 and adding \$25.00 to the resulting
8 quotient, provided that the weekly benefit amount so determined shall not
9 exceed the maximum weekly benefit amount computed pursuant to
10 subsection (f) of this section.

11 (f)(1) The maximum weekly benefit amount shall be annually adjusted on
12 the first day of the first calendar week in July to an amount equal to the sum of
13 ~~\$60.00~~ \$25.00 plus 57 percent of the State annual average weekly wage as
14 determined by subsection (g) of this section.

15 * * *

16 Sec. 52e. 21 V.S.A. § 1338 is amended to read:

17 § 1338. WEEKLY BENEFITS

18 * * *

19 (e) An individual's weekly benefit amount shall be determined by dividing
20 the individual's two high quarter total subject wages required under
21 subdivision (d)(1) of this section by 45 and adding \$25.00 to the resulting

1 quotient, provided that the weekly benefit amount so determined shall not
2 exceed the maximum weekly benefit amount computed pursuant to
3 subsection (f) of this section.

4 (f)(1) The maximum weekly benefit amount shall be annually adjusted on
5 the first day of the first calendar week in July to an amount equal to the sum of
6 \$25.00 plus 57 percent of the State annual average weekly wage as determined
7 by subsection (g) of this section.

8 * * *

9 Sec. 52f. UNEMPLOYMENT INSURANCE; INFORMATION

10 TECHNOLOGY MODERNIZATION; ANNUAL REPORT;

11 INDEPENDENT VERIFICATION

12 (a)(1) The Secretary of Digital Services and the Commissioner of Labor
13 shall, to the greatest extent possible, plan and carry out the development and
14 implementation of a modernized information technology system for the
15 unemployment insurance program so that the modernized system is ready and
16 able to implement on or before July 1, 2025 the changes to the unemployment
17 insurance weekly benefit amount set forth in Secs. 52d and 52e of this act.

18 (2) The Secretary of Digital Services and the Commissioner of Labor
19 shall plan and carry out the development and implementation of the
20 modernized information technology system for the unemployment insurance
21 program so that the modernized system is capable of:

1 (A) implementing the weekly benefit increase set forth in Secs. 52d
2 and 52e of this act;

3 (B) adapting to the evolving needs of the unemployment insurance
4 program in the future;

5 (C) incorporating future advances in information technology;

6 (D) implementing future legislative changes to all aspects of the
7 unemployment insurance program, including:

8 (i) benefits;

9 (ii) eligibility;

10 (iii) taxes;

11 (iv) fraud prevention, detection, and mitigation;

12 (v) penalties; and

13 (vi) recovery of overpayments; and

14 (E) implementing short-term changes that respond to specific
15 indicators of economic health.

16 (b) The Secretary of Digital Services and the Commissioner of Labor shall,
17 on or before January 15, 2023 and January 15, 2024, submit a written report to
18 the House Committee on Commerce and Economic Development, the Senate
19 Committee on Economic Development, Housing and General Affairs, and the
20 Legislative Information Technology Consultant retained by the Joint Fiscal
21 Office detailing the actions taken and progress made in carrying out the

1 requirements of subsection (a) of this section, the anticipated timeline for being
2 able to implement the changes to the unemployment insurance weekly benefit
3 amount set forth in Secs. 52d and 52e of this act, including whether the
4 Commissioner has determined to implement the provisions of Sec. 52d or 52e
5 before July 1, 2025, and potential implementation risks identified during the
6 development process.

7 (c) The Legislative Information Technology Consultant shall, on or before
8 February 15, 2023 and February 15, 2024, submit to the House Committee on
9 Commerce and Economic Development and the Senate Committee on
10 Economic Development, Housing and General Affairs a review of the report
11 submitted pursuant to subsection (b) of this section. The review shall include
12 an assessment of whether the Agency of Digital Services and the Department
13 of Labor will be able to implement the changes to the unemployment insurance
14 weekly benefit amount set forth in Secs. 52d and 52e of this act by July 1,
15 2025, or an earlier date determined by the Commissioner, and shall identify
16 any potential risks or concerns related to implementation that are not addressed
17 in the report submitted pursuant to subsection (b) of this section.

18 Sec. 52g. 21 V.S.A. § 1338 is amended to read:

19 § 1338. WEEKLY BENEFITS

20 * * *

1 (e) An individual’s weekly benefit amount shall be determined by dividing
2 the individual’s two high quarter total subject wages required under
3 subdivision (d)(1) of this section by 45 ~~and adding \$25.00 to the resulting~~
4 ~~quotient~~, provided that the weekly benefit amount so determined shall not
5 exceed the maximum weekly benefit amount computed pursuant to
6 subsection (f) of this section.

7 (f)(1) The maximum weekly benefit amount shall be annually adjusted on
8 the first day of the first calendar week in July to an amount equal to ~~the sum of~~
9 ~~\$25.00 plus~~ 57 percent of the State annual average weekly wage as determined
10 by subsection (g) of this section.

11 * * *

12 Sec. 53. APPROPRIATIONS

13 (a) Reversion. In fiscal year 2022, of the amounts appropriated in 2021
14 Acts and Resolves No. 74, Sec. G. 300(a)(13), from the American Rescue Plan
15 Act (ARPA) – Coronavirus State Fiscal Recovery Funds to the Agency of
16 Commerce and Community Development for the Economic Recovery Grant
17 Program, \$25,500,000.00 shall revert to the American Rescue Plan Act
18 (ARPA) – Coronavirus State Fiscal Recovery Funds.

19 (b) COVID-19 business support. In fiscal year 2022, the amount of
20 \$28,000,000.00 is appropriated from the American Rescue Plan Act (ARPA) –
21 Coronavirus State Fiscal Recovery Funds as follows:

1 (1) VEDA Short-Term Forgivable Loan Program. The amount of
2 \$19,000,000.00 is appropriated to the Vermont Economic Development
3 Authority for the VEDA Short-Term Forgivable Loan Program.

4 (2) Creative economy grants. The amount of \$9,000,000.00 is
5 appropriated to the Vermont Arts Council to provide grants for monthly
6 operating costs, including rent, mortgage, utilities, and insurance, to creative
7 economy businesses and nonprofits that have sustained substantial losses due
8 to the pandemic.

9 (c) Community Recovery and Revitalization Grant Program.

10 (1) Appropriation. In fiscal year 2023, the amount of \$10,000,000.00 is
11 appropriated from the American Rescue Plan Act (ARPA) – Coronavirus State
12 Fiscal Recovery Funds to the Agency of Commerce and Community
13 Development for the Community Recovery and Revitalization Grant Program.

14 (2) Implementation.

15 (A) The amounts appropriated and the substantive provisions adopted
16 in 2021 Acts and Resolves No. 74, Sec. H.18 apply to projects for which a
17 final grant application has been submitted before July 1, 2023.

18 (B) The amounts appropriated in this subsection (c) and the
19 substantive provisions adopted in Sec. 46 of this act apply to projects for which
20 a grant application is filed on or after July 1, 2023.

1 (d) Recruitment ~~and marketing~~. In fiscal year 2023, the amount of
2 \$3,093,000.00 is appropriated from the General Fund to the Agency of
3 Commerce and Community Development ~~for worker recruitment activities and~~
4 for the relocated and remote worker program.

5 (e) Everyone Eats. In fiscal year 2023, the amount of \$1,300,000.00 is
6 appropriated from the General Fund to the Agency of Commerce and
7 Community Development to grant to Southeastern Vermont Community
8 Action for the Restaurants and Farmers Feeding the Hungry Program, known
9 as Everyone Eats, to provide State funds to match Federal Emergency
10 Management Agency (FEMA) funds available for the Program. The Agency
11 and Southeastern Vermont Community Action shall take steps to ensure that
12 program funds and benefits are targeted to food-insecure Vermonters.

13 Sec. 54. APPROPRIATION; DOWNTOWN AND VILLAGE CENTER TAX

14 CREDIT PROGRAM

15 There is appropriated the sum of \$2,450,000.00 from the General Fund to
16 the Vermont Downtown and Village Center Tax Credit Program to be used in
17 fiscal years 2023 and 2024. Notwithstanding 32 V.S.A. § 5930ee, the funds
18 shall be used to increase the amount of tax credits that may be awarded to
19 qualified projects. Of those tax credits awarded in fiscal years 2023 and 2024,
20 up to \$2,000,000.00 may be awarded to qualified projects located in designated
21 neighborhood development areas.

1 *** Sports Betting Study Committee ***

2 **Sec. 55. SPORTS BETTING; FINDINGS**

3 The General Assembly finds that:

4 (1) An estimated 28 percent of adults in the United States bet on sports
5 and 46 percent of adults say that they have an interest in betting on sports.

6 (2) Based on current participation rates and expected growth, it is
7 estimated that Vermont could generate from \$640,000.00 to \$4.8 million in the
8 first year of sports betting revenue taxes and \$1.3 million to \$10.3 million in
9 the second year, depending on the regulatory model chosen by the General
10 Assembly.

11 (3) As of March 2022, 31 states and the District of Columbia have some
12 form of active legal sports betting operations while an additional three states
13 have enacted laws or adopted ballot measures to permit legal sports betting.

14 (4) Legislation has also been introduced in at least 14 of the states
15 without a legal sports betting market, including Vermont, to legalize, regulate,
16 and tax sports betting.

17 (5) Given the widespread participation in sports betting, the General
18 Assembly finds that careful examination of whether and how best to regulate
19 sports betting in Vermont and protect Vermonters involved in sports betting is
20 necessary.

21 **Sec. 56. SPORTS BETTING; STUDY COMMITTEE; REPORT**

1 (a) Creation. There is created the Sports Betting Study Committee to
2 examine whether and how to regulate sports betting in Vermont.

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

5 (1) the Attorney General or designee;

6 (2) the Commissioner of Liquor and Lottery or designee;

7 (3) the Commissioner of Taxes or designee;

8 (4) the Secretary of State or designee;

9 (5) the Secretary of Commerce and Community Development or
10 designee;

11 (6) two current members of the Senate, who shall be appointed by the
12 Committee on Committees; and

13 (7) two current members of the House, who shall be appointed by the
14 Speaker of the House.

15 (c) Powers and duties. The Study Committee shall examine the sports
16 betting study conducted by the Office of Legislative Counsel and Joint Fiscal
17 Office and shall study various models for legalizing, taxing, and regulating
18 sports betting, including the following issues:

19 (1) studies carried out by other states concerning the legalization,
20 taxation, and regulation of sports betting;

1 (2) laws enacted by other states to legalize, tax, and regulate sports
2 betting;

3 (3) potential models for legalizing and regulating sports betting in
4 Vermont, including any advantages or drawbacks to each model;

5 (4) potential models for legalizing and regulating online sports betting,
6 including any advantages or drawbacks to each model;

7 (5) potential tax and fee structures for sports betting activities;

8 (6) potential restrictions or limitations on the types of sports that may be
9 bet on, including whether and to what extent restrictions should be imposed
10 with respect to the participant age, amateur status, and location of sporting
11 events that may be bet on; and

12 (7) potential impacts on various socioeconomic and demographic groups
13 and on problem gambling and the resources necessary to address the identified
14 impacts.

15 (d) Assistance. The Committee shall have the administrative, technical,
16 and legal assistance of the Office of Legislative Council and the Joint Fiscal
17 Office.

18 (e) Report. On or before December 15, 2022, the Study Committee shall
19 submit a written report to the House Committee on General, Housing, and
20 Military Affairs and the Senate Committee on Economic Development,

1 Housing and General Affairs with its findings, recommendations for legislative
2 action, and a draft of proposed legislation.

3 (f) Meetings.

4 (1) The Attorney General or designee shall call the first meeting of the
5 Committee to occur on or before September 1, 2022.

6 (2) The Committee shall select a chair from among its members at the
7 first meeting.

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

9 (4) The Committee shall cease to exist on December 30, 2022.

10 (g) Compensation and reimbursement. For attendance at meetings during
11 adjournment of the General Assembly, legislative members of the Committee
12 serving in their capacity as a legislator shall be entitled to per diem
13 compensation and reimbursement of expenses pursuant to 2 V.S.A. § 406 for
14 not more than four meetings. These payments shall be made from monies
15 appropriated to the General Assembly.

16 **Sec. 57. 9 V.S.A. § 2464e is added to read:**

17 **§ 2464e. ROBOCALLS; PROHIBITION; PENALTY**

18 **(a) Intent. It is the intent of the General Assembly in adopting this section**
19 **to create State law prohibition on the placement of robocalls to Vermont**
20 **consumers that is coextensive with the federal limitations created in the**
21 **Telephone Consumer Protection Act, the Telemarketing and Consumer Fraud**

1 and Abuse Prevention Act, the regulations adopted under those Acts, and the
2 judicial construction of these laws.

3 (b) Prohibition. A person shall not initiate an automatically dialed or pre-
4 recorded telephone call to a Vermont consumer in violation of the federal
5 Telephone Consumer Protection Act, 47 U.S.C. § 227, the federal
6 Telemarketing and Consumer Fraud and Abuse Prevention Act, 15 U.S.C.
7 §§ 6101–6108, and the regulations adopted pursuant to those Acts, as
8 amended.

9 (c) Civil violation.

10 (1) A violation of this section constitutes a violation of section 2453 of
11 this title.

12 (2) Each prohibited telephone call constitutes a separate violation under
13 this subsection.

14 (3)(A) A person who receives a telephone call in violation of this
15 section may bring an action in Superior Court for damages or a civil penalty,
16 injunctive relief, punitive damages in the case of a willful violation, and
17 reasonable costs and attorney's fees.

18 (B) The court may issue an award for the greater of a person's
19 damages or a civil penalty of \$500.00 for a first violation and \$1,000.00 for
20 each subsequent violation.

21 (d) Criminal penalties.

1 (1) A person who commits a knowing and willful violation of this
2 section shall be imprisoned for not more than 90 days or fined not more than
3 \$1,000.00 per violation, or both.

4 (2) Each telephone call constitutes a separate violation under this
5 subsection.

6 (e) The Attorney General shall exercise his or her authority and discretion
7 to work cooperatively with other state and federal government entities to
8 identify callers who initiate robocalls to consumers in violation of this section
9 and to enforce the provisions of this section regardless of the location of the
10 caller.

11 Sec. 58. ATTORNEY GENERAL; REPORT

12 On or before January 15, 2023, the Office of the Attorney General shall
13 review and consider the federal law and judicial construction concerning
14 robocalls and their relationship to 9 V.S.A. § 2464e as adopted in Sec. 57 of
15 this act and shall report to the House Committees on Commerce and Economic
16 Development and on Judiciary and to the Senate Committees on Economic
17 Development, Housing and General Affairs and on Judiciary with any findings
18 and recommendations for necessary legislative action, if any.

19 Sec. 59. EFFECTIVE DATES

20 (a) This act shall take effect on July 1, 2022, except that:

- 1 (1) Sec. 13 (Secondary Student Industry Recognized Credential Pilot
2 Project) shall take effect on passage.
- 3 (2) Sec. 30 (18 V.S.A. § 9456) shall take effect on January 1, 2023 and
4 shall apply to hospital fiscal years 2024 and after.
- 5 (3) Sec. 48 (Windham County Economic Development) shall take effect
6 on passage.
- 7 (4) Sec. 50 (Pandemic Unemployment Assistance Program extension)
8 shall take effect on passage.
- 9 (b)(1) Notwithstanding 1 V.S.A. § 214, Sec. 52a (repeal of prior
10 unemployment insurance supplemental benefit) shall take effect retroactively
11 on October 7, 2021.
- 12 (2) Sec. 52b (temporary increase in unemployment insurance maximum
13 weekly benefit) shall take effect on July 1, 2022 and shall apply to benefit
14 weeks beginning after that date.
- 15 (3)(A) Sec. 52c (prospective repeal of temporary increase in
16 unemployment insurance maximum weekly benefit) shall take effect upon the
17 payment of a cumulative total of \$8,000,000.00 in additional benefits pursuant
18 to 21 V.S.A. § 1338(f)(1) compared to the amount that would have been paid
19 out pursuant to the provisions of 21 V.S.A. § 1338(f)(1) on June 30, 2022 and
20 shall apply to benefit weeks beginning after that date.

1 (B) However, Sec. 52c shall not take effect at all if Sec. 52d takes
2 effect before the conditions of subdivision (A) of this subdivision (b)(3) are
3 satisfied.

4 (4)(A) Sec. 52d (amendment of temporary increase in unemployment
5 insurance maximum weekly benefit) shall take effect on July 1, 2025 or the
6 date on which the Commissioner of Labor determines that the Department of
7 Labor is able to implement the provisions of that section as set forth in
8 subdivision 52f(b), whichever is earlier, and shall apply to benefit weeks
9 beginning after that date.

10 (B) However, Sec. 52d shall not take effect at all if Sec. 52c takes
11 effect before the conditions of subdivision (A) of this subdivision (b)(4) are
12 satisfied.

13 (5)(A) Sec. 52e (increase in unemployment insurance weekly benefit
14 amount) shall take effect on July 1, 2025 and shall apply to benefit weeks
15 beginning after that date.

16 (B) However, Sec. 52e shall not take effect at all if either

17 (i) Sec. 52d takes effect before July 1, 2025; or

18 (ii) Sec. 52c has not taken effect before July 1, 2025.

19 (6) Sec. 52g (prospective repeal of unemployment insurance benefit
20 increase) shall take effect upon the payment of a cumulative total of additional
21 benefits pursuant to 21 V.S.A. § 1338(e) when compared to the rate at which

1 benefits would have been paid under the formula set forth in 21 V.S.A.
2 § 1338(e) on June 30, 2025 equal to \$92,000,000.00 plus the difference
3 between \$8,000,000.00 and the amount of additional benefits paid out pursuant
4 to section 52b, if any, and shall apply to benefit weeks beginning after that
5 date.

6 (7) Sec. 52f (report on implementation of change to unemployment
7 insurance weekly benefit) shall take effect on passage.

8 (c) Sec. 57 (robocalls) shall take effect on July 1, 2023.

9 and that after passage the title of the bill be amended to read: “An act
10 relating to economic and workforce development”
11

12 COMMITTEE ON THE PART OF
13 THE SENATE
14

COMMITTEE ON THE PART OF
THE HOUSE

15 _____

16 SEN. MICHAEL D. SIROTKIN

REP. MICHAEL J. MARCOTTE

17

18 _____

19 SEN. ALISON CLARKSON

REP. CHARLES A. KIMBELL

20

21 _____

22 SEN. RANDOLPH D. BROCK

REP. STEPHANIE ZAK JEROME