1 Introduced by Committee on Corrections and Institutions 2 Date: 3 Subject: Capital construction; State bonding; budget adjustment 4 Statement of purpose of bill as introduced: This bill proposes to adjust the 5 FY 2022 capital construction budget. 6 An act relating to capital construction and State bonding budget adjustment 7 It is hereby enacted by the General Assembly of the State of Vermont: 8 Sec. X. 2021 Acts and Resolves No. 50, Sec. 1 is amended to read: 9 Sec. 1. LEGISLATIVE INTENT 10 (a) It is the intent of the General Assembly that of the \$127,378,694.00 11 authorized in this act, not more than \$70,074,988.00 shall be appropriated in 12 the first year of the biennium, and the remainder shall be appropriated in the 13 second year. 14 (b) It is the intent of the General Assembly that in the second year of the 15 biennium, any amendments to the appropriations or authorities granted in this 16 act shall take the form of the Capital Construction and State Bonding 17 Adjustment Bill. It is the intent of the General Assembly that unless otherwise 18 indicated, all appropriations in this act are subject to capital budget adjustment. 19 (c) It is also the intent of the General Assembly that in the second year of the biennium the General Assembly address the impacts of the COVID-19 20

1	pandemic by offsetting capital projects funded in this act with funds	
2	appropriated to the State from the American Rescue Plan Act of 2021, Pub. L.	
3	No. 117-2 (ARPA) to the extent these appropriations are in	compliance with
4	federal law and guidance. It is also the intent of the General	l Assembly that
5	any capital project that is supported with ARPA funds is aut	thorized in this act.
6	Sec. X. 2021 Acts and Resolves No. 50, Sec. 2. is amended to read:	
7	Sec. 2. STATE BUILDINGS	
8	* * *	
9	(c) The following sums are appropriated in FY 2023:	
10	(1) Statewide, major maintenance:	\$7,350,000.00
11	* * *	
12	(17) Statewide, three-acre parcel, stormwater plannin	g, design and
13	implementation:	\$600,000.00
14	(18) Statewide, correctional facilities, door control sy	stem replacements:
15		\$670,000.00
16	(18) Burlington, 108 Cherry Street, parking garage re	epairs:
17		\$X,XXX,XXX
18	(19) Springfield, Southern State Correctional Facility	, door control
19	system replacement:	<u>\$X,XXX,XXX</u>

1	(20) Windsor, former Southeast State Correctional Facility, necessary	
2	demolition, salvage, dismantling, and improvements to facilitate future use of	
3	the facility: \$X,XXX,XXX	
4	(21) 133 State Street, Office of Legislative Information Technology,	
5	upgrades: \$X,XXX,XXX	
6	(d) The Department of Buildings and General Services is authorized to use	
7	not more than \$X,XXX,XXX of the amount appropriated in subdivision (c)(2)	
8	of this section for the project described in subdivision (c)(20) of this section.	
9	Appropriation – FY 2022 \$19,316,774.00	
10	Appropriation – FY 2023 \$24,800,442.00 \$X,XXX,XXX	
11	Total Appropriation – Section 2 \$44,117,216.00 \$X,XXX,XXX	
12	Sec. X. 2021 Acts and Resolves No. 50, Sec. 3 is amended to read:	
13	Sec. 3. HUMAN SERVICES	
14	* * *	
15	(b) The following sums are appropriated in FY 2023 to the Department of	
16	Buildings and General Services for the Agency of Human Services for the	
17	following projects described in this subsection:	
18	(1) Women's correctional facilities, replacement: \$1,000,000.00	
19	(2) Statewide, correctional facility, life safety and security needs and	
20	enhancements: \$200,000.00	

1	(3) Secure Residential Recovery Facility, design and construction:		
2	<u>\$X,XXX,XXX</u>		
3	(4) Statewide, correctional facilities, accessibility improvements,		
4	Americans with Disabilities Act (ADA) compliance: \$X,XXX,XXX		
5	***		
6	Appropriation – FY 2022 \$12,350,000.00		
7	Appropriation – FY 2023 \$1,200,000.00 \$X,XXX,XXX		
8	Total Appropriation – Section 3 \$13,550,000.00 \$X,XXX,XXX		
9	Sec. X. 2021 Acts and Resolves No. 50, Sec. 9 is amended to read:		
10	Sec. 9. NATURAL RESOURCES		
11	* * *		
12	(e) The following sums are appropriated in FY 2023 to the Agency of		
13	Natural Resources for the Department of Environmental Conservation for the		
14	projects described in this subsection:		
15	* * *		
16	(2) Dam safety and hydrology projects: \$805,000.00 \$X,XXX,XXX		
17	* * *		
18	(4) Infrastructure Investment and Jobs Act, Drinking and Clean Water		
19	State Revolving Fund: \$X,XXX,XXX		

1	(f) The following sums are appropriated in FY 2023 to the Agency of	
2	Natural Resources for the Department of Forests, Parks and Recreation for the	
3	following projects:	
4	(1) Infrastructure rehabilitation, including statewide small-scale	
5	rehabilitation, wastewater repairs, preventive improvements and upg	grades of
6	restrooms and bathhouses, and statewide small-scale road rehabilitation	
7	projects: \$4,4	76,553.00
8	(2) Rustic Cabin Construction Program: \$	500,000.00
9	(g) The following amounts are appropriated in FY 2023 to the A	gency of
10	Natural Resources for the projects described in this subsection:	
11	(1) General infrastructure projects, including small-scale maintenance	
12	and rehabilitation of infrastructure: \$1,0	83,500.00
13	(2) Lake Champlain Walleye Association, Inc., to upgrade and repair the	
14	Walleye rearing, restoration, and stocking infrastructure:	\$25,000.00
15	(h) For the amount appropriated in subdivision (e)(2) of this section, the	
16	funds shall not be released until the federal grant has been received by the	
17	State.	
18	Appropriation – FY 2022 \$11,4	-55,214.00
19	Appropriation – FY 2023 \$9,853,264.00 \$X,X	XXX,XXX
20	Total Appropriation – Section 9 \$21,308,478.00 \$X,X	XX,XXX

1	Sec. X. 2021 Acts and Resolves No. 50, Sec. 10 is amended to read:	
2	Sec. 10. CLEAN WATER INITIATIVES	
3	* * *	
4	(c) The sum of \$500,000.00 is appropriated in FY 2022 to the Agency of	
5	Natural Resources for forestry access roads, recreation access roads, and	
6	water quality improvements. [Repealed.]	
7	* * *	
8	(e) The sum of \$11,000,000.00 is appropriated in FY 2023 to the Agency	
9	of Natural Resources for the Department of Environmental Conservation for	
10	clean water implementation projects.	
11	(1) The amount of \$X,XXX,XXX is appropriated in FY 2023 to the	
12	Agency of Natural Resources for the Department of Environmental	
13	Conservation for the Water Pollution Control Fund, Clean Water State/EPA	
14	Revolving Loan Fund (CWSRF) match.	
15	(2) The amount of \$X,XXX,XXX is appropriated in FY 2023 to the	
16	Vermont Housing and Conservation Board for land conservation and water	
17	quality projects.	
18	* * *	
19	Appropriation – FY 2022 \$11,000,000.00	
20	\$10,500,000.00	

1	Appropriation – FY 2023	\$11,000,000.00
2		<u>\$X,XXX,XXX</u>
3	Total Appropriation – Section 10	\$22,000,000.00
4		<u>\$X,XXX,XXX</u>
5	Sec. X. 2021 Acts and Resolves No. 50, Sec. 11 is amo	ended to read:
6	Sec. 11. MILITARY	
7	(a) The sum of \$900,000.00 <u>\$X,XXX,XXX</u> is appropriated in FY 2022 to	
8	the Department of Military for maintenance, renovations, and ADA	
9	compliance at State armories.	
10	(b) The sum of \$900,000.00 are appropriated in FY 2023 to the Department	
11	of Military for the projects described in subsection (a)	of this section.
12	Appropriation – FY 2022	\$900,000.00
13	Appropriation – FY 2023 \$900	,000.00 <u>\$X,XXX,XXX</u>
14	Total Appropriation – Section 11 \$1,800	,000.00 <u>\$X,XXX,XXX</u>
15	Sec. X. 2021 Acts and Resolves No. 50, Sec. 12 is amo	ended to read:
16	Sec. 12. PUBLIC SAFETY	
17	* * *	
18	(b) The sum of \$50,000.00 is appropriated in FY 20)23 to the Department of
19	Public Safety for a feasibility study for the Vermont Po	olice Academy in
20	Pittsford. The following amounts are appropriated in FY 2023 to the	
21	Department of Public Safety for the projects described	in this subsection:

1	(1) Pittsford, Vermont Policy Academy, feasibility study: \$50,000.00	
2	(2) Williston Public Safety Field Station, construction: \$X,XXX,XXX	
3	Appropriation – FY 2022 \$6,120,000.00	
4	Appropriation – FY 2023 \$50,000.00 \$X,XXX,XXX	
5	Total Appropriation – Section 12 \$6,170,000.00 \$X,XXX,XXX	
6	Sec. X. 2021 Acts and Resolves No. 50, Sec. 13 is amended to read:	
7	Sec. 13. AGRICULTURE, FOOD AND MARKETS	
8	* * *	
9	(b) The sum of $\$350,000.00$ $\$X,XXX,XXX$ is appropriated in FY 2023 to	
10	the Department of Buildings and General Services for the Agency of	
11	Agriculture, Food and Markets for the project described in subsection (a) of	
12	this section major maintenance, renovation, and modernization planning and	
13	design at the Vermont Building at the Eastern State Exhibition.	
14	Appropriation – FY 2022 \$260,000.00	
15	Appropriation – FY 2023 \$350,000.00 \$X,XXX,XXX	
16	Total Appropriation – Section 13 \$\frac{\$610,000.00}{2} \frac{\$X,XXX,XXX}{2}\$	

1	Sec. X. 2021 Acts and Resolves No. 50, Sec. 17a is added to read:
2	Sec. 17b. SERGEANT AT ARMS
3	The amount of \$X,XXX,XXX is appropriated in FY 2023 to the Sergeant at
4	Arms for upgrades to the third floor of 2 Aiken Street.
5	Sec. X. 2021 Acts and Resolves No. 50, Sec. 17b is added to read:
6	Sec. 17b. FY 2023; AMERICAN RESCUE PLAN ACT; STATE AND
7	LOCAL FISCAL RECOVERY FUND; CLEAN WATER
8	PROJECTS; WATER AND SEWER INFRASTUCTURE;
9	AUTHORIZATIONS
10	(a) Findings. The General Assembly finds:
11	(1) In 2021 Acts and Resolves No. 74, Sec. G.700(c), the General
12	Assembly authorized the Commissioner of Finance and Management to use
13	not more than \$15,000,000.00 in American Rescue Plan Act (ARPA) funds to
14	offset capital funds appropriated to projects supporting water and sewer
15	infrastructure in fiscal year 2022 to the extent feasible under federal law and
16	guidance.
17	(2) The Commissioner of Finance and Management did not use the
18	authority described in subdivision (1) of this subsection (a) of this section
19	during adjournment of the legislation session, but the Governor's fiscal year
20	2022–2023 capital budget adjustment report did include recommendations for
21	water and sewer infrastructure projects historically funded in the State's capital

1	construction act that could be funded in fiscal years 2022 and 2023 with ARPA
2	<u>funds.</u>
3	(b) Intent. It is the intent of the General Assembly to authorize certain
4	water and sewer infrastructure projects that are eligible for ARPA funds in this
5	act but appropriate the funds for these projects in the FY 2023 Annual
6	Appropriations Act.
7	(c) Authorizations. In fiscal years 2022 and 2023, the following capital
8	projects are authorized to be undertaken with funds appropriated in the FY
9	2023 Annual Appropriations Act:
10	(1) In FY 2022, the Department of Forests, Parks and Recreation is
11	authorized to upgrade forestry access roads, recreation access roads, and make
12	water quality improvements to these roads.
13	(2) In FY 2023, the Agency of Agriculture, Food and Markets is
14	authorized to issue water quality grants and contracts.
15	(3) In FY 2023, the Department of Environmental Conservation is
16	authorized to issue municipal pollution control grants.
17	(4) In FY 2023, the Department of Forests, Parks and Recreation is
18	authorized to conduct major maintenance at State parks.
19	(5) In FY 2023, the Vermont Housing and Conservation Board is
20	authorized to issue grants for water quality improvement projects.
21	Sec. X. 2021 Acts and Resolves No. 50, Sec. 17c is added to read:

1	Sec. 17c. FY 2023; AMERICAN RESCUE PLAN ACT; CAPITAL
2	PROJECTS FUND; APPROPRIATIONS
3	(a) Intent.
4	(1) To the extent permitted by federal law and guidance, it is the intent
5	of the General Assembly to appropriate in this act federal funds from the
6	Coronavirus Capital Projects Fund provided to the State by the American
7	Rescue Plan Act of 2021, Pub. L. 117-2 to carry out critical capital projects for
8	the Executive, Legislative, and Judicial Branches to directly enable work,
9	education, and health monitoring in response to the public health emergency
10	with respect to the Coronavirus Disease (COVID-19).
11	(2) It is also the intent of the General Assembly that, in compliance with
12	federal law and guidance, projects that receive an appropriation from the
13	Coronavirus Capital Projects Fund meet the following criteria:
14	(A) are an investment in capital assets designed to directly enable
15	work, education, and health monitoring;
16	(B) are designed to address a critical need that is resulting from or
17	made apparent or exacerbated by COVID-19; and
18	(C) are designed to address a critical need in the community the
19	project serves.
20	(b) Appropriations. The following sums are appropriated from the
21	Coronavirus Capital Projects Fund for the projects described below:

1	(1) the amount of \$X,XXX,XXX to the Department of Public Service	
2	for the critical communications expansion program to support the deployment	
3	of new mobile wireless installations to improve service along State highways	
4	and in population centers;	
5	(2) the amount of \$X,XXX,XXX to the Department of Libraries for the	
6	Libraries Capital Project for capital improvements to libraries, including	
7	Americans with Disabilities Act compliance, space renovations for improved	
8	Internet access for telehealth appointments and job interviews, and general	
9	building renovations; and	
10	(3) the amount of \$X,XXX,XXX to the Department of Forests, Parks	
11	and Recreation for the Parks Connectivity Project to improve reliability,	
12	performance, and support Internet connectivity services to all State parks.	
13	[(4) Reference H.518?]	
14	Sec. X. 2021 Acts and Resolves No. 50, Sec. 18 is amended to read:	
15	Sec. 18. REALLOCATION OF FUNDS; TRANSFER OF FUNDS	
16	(a) The following sums are reallocated to the Department of Buildings	
17	and General Services from prior capital appropriations to defray expenditures	
18	authorized in Sec. 2 of this act:	
19	* * *	
20	(4) of the amount appropriated in 2016 Acts and Resolves No. 160,	
21	Sec. 2(c)(5) (Statewide, major maintenance): \$577.75	

1	(5) of the amount appropriated in 2015 Acts and Resolves No. 26, Sec.	
2	2(c)(11) (Southern State Correctional Facility, copper waterlin	<u>e</u>
3	replacement):	\$182,851.42
4	(6) of the amount appropriated in 2016 Acts and Resolv	es No. 160,
5	Sec. 2(c)(15) (Southern State Correctional Facility, steam line replacement):	
6		\$147, 068.63
7	(7) of the amount appropriated in 2016 Acts and Resolv	es No. 160,
8	Sec. 13(c)(2) (Westminster, DPS Facility, project cost adjustm	ent for
9	unanticipated site conditions and code modifications):	\$4,522.99
10	(8) of the amount appropriated in 2017 Acts and Resolv	es No. 84,
11	Sec. 2(b)(6) (Randolph, Agencies of Agriculture, Food and Ma	arkets and of
12	Natural Resources, collaborative laboratory, construction):	\$156,103.52
13	(9) of the amount appropriated in 2017 Acts and Resolv	es No. 84,
14	Sec. 2(b)(7) (Springfield, Southern State Correctional Facility,	completion of
15	the steamline replacement):	\$36,382.55
16	(10) of the amount appropriated in 2018 Acts and Resol	ves No. 190,
17	Sec. 2(c)(2) (Statewide, major maintenance):	\$267,512.03
18	(11) of the amount appropriated in 2018 Acts and Resol	ves No. 190,
19	Sec. 2(c)(8) (Waterbury State Office Complex, Weeks building	g renovation and
20	<u>fit-up):</u>	\$265,247.15

1	(12) of the amount appropriated in 2018 Acts and Resolves No. 190,
2	Sec. 2(c)(17) (Waterbury State Office Complex, Stanley and Wasson,
3	demolition of Stanley Hall, and programming, schematic design, and design
4	development for Wasson Hall): \$200, 219.96
5	(13) of the amount appropriated in 2020 Acts and Resolves No. 42,
6	Sec. 3(c)(5) (Windsor and St. Johnsbury, site preparation, relocation and
7	rebuild of a greenhouse at the Caledonia County Workcamp from the former
8	Southeast State Correctional Facility): \$162,872.00
9	Total Reallocations and Transfers – Section 18 \$4,198,694.44 \$X,XXX,XXX
10	Sec. 19. GENERAL OBLIGATION BONDS AND APPROPRIATIONS
11	(a) The State Treasurer is authorized to issue general obligation bonds in
12	the amount of \$123,180,000.00 for the purpose of funding the appropriations
13	of this act. The State Treasurer, with the approval of the Governor, shall
14	determine the appropriate form and maturity of the bonds authorized by this
15	section consistent with the underlying nature of the appropriation to be funded
16	The State Treasurer shall allocate the estimated cost of bond issuance or
17	issuances to the entities to which funds are appropriated pursuant to this
18	section and for which bonding is required as the source of funds, pursuant to
19	32 V.S.A. § 954.
20	(b) The State Treasurer is authorized to issue additional general obligation
21	bonds in the amount of \$6,492,382.00 that were previously appropriated but

unissued under 2021 Acts and Resolves No. 50 for the purpose of funding the 1 2 appropriations in this act. 3 \$123,180,000.00 \$X,XXX,XXX Total Revenues – Section 19 4 Sec. X. 2013 Acts and Resolves No. 1, Sec. 100(c), as amended by 2014 Acts 5 and Resolves No. 179, Sec. E.113.1, 2015 Acts and Resolves No. 58, 6 Sec. E.113.1, 2017 Acts and Resolves No. 84, Sec. 29, 2018 Acts and Resolves 7 No. 190, Sec. 18, 2019 Acts and Resolves No. 42, Sec. 25, 2020 Acts and 8 Resolves No. 139, Sec. 19, and 2021 Acts and Resolves No. 50, Sec. 24, is 9 further amended to read: 10 (c) Sec. 97 (general obligation debt financing) shall take effect on July 1, 11 2023 2022. 12 Sec. X. 2021 Acts and Resolves No. 50, Sec. 21a is amended to read: 13 Sec. 21a. 13 BALDWIN STREET; SALE OF PROPERTY PROPERTIES 14 (a) The Commissioner of Buildings and General Services is authorized to 15 sell the property properties located at 13, 14, and 16 Baldwin Street in 16 Montpelier, Vermont, pursuant to the requirements of 29 V.S.A. § 166. 17 (b) The proceeds from the sale of 13 Baldwin Street shall be used to 18 support the project described in Sec. 2(c)(20) of this act. The proceeds from the sales of 14 and 16 Baldwin Street shall be appropriated to future capital 19 20 construction projects. 21 Sec. X. EFFECTIVE DATE

1 This act shall take effect on passage.