

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 FY  
5 2024 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. 1. 2023 Acts and Resolves No. 69, Sec. 1 is amended to read:

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

10 Sec. 1. LEGISLATIVE INTENT

11 (a) It is the intent of the General Assembly that of the ~~\$122,767,376.00~~  
12 \$XXX,XXX,XXX.XX authorized in this act, not more than ~~\$56,520,325.00~~  
13 \$XX,XXX,XXX.XX shall be appropriated in the first year of the biennium,  
14 and the remainder shall be appropriated in the second year.

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



1 Sec. 3. 2023 Acts and Resolves No. 69, Sec. 3 is amended to read:

2 Sec. 3. HUMAN SERVICES

3 \* \* \*

4 (b) The following sums are appropriated in FY 2025 to the Department of  
5 Buildings and General Services for the Agency of Human Services for the  
6 following projects described in this subsection:

7 (1) Northwest State Correctional Facility, booking expansion, planning,  
8 design, and construction: ~~\$2,500,000.00~~ \$2,600,000.00

9 \* \* \*

10 (3) Statewide, correctional facilities, HVAC systems, planning, design,  
11 and construction for upgrades and replacements:

12 ~~\$700,000.00~~ \$5,150,000.00

13 (4) Statewide, correctional facilities, accessibility upgrades:

14 \$822,000.00

15 (5) Statewide, justice-involved men, feasibility study for reentry facility:

16 \$200,000.00

17 \* \* \*

18 Appropriation – FY 2024 \$1,800,000.00

19 Appropriation – FY 2025 ~~\$16,200,000.00~~ \$20,422,000.00

20 Total Appropriation – Section 3 ~~\$18,000,000.00~~ \$22,222,000.00

21 Sec. 4. 2023 Acts and Resolves No. 69, Sec. 4 is amended to read:



1 (f) The following amounts are appropriated in FY 2025 to the Agency of  
2 Natural Resources for the Department of Fish and Wildlife for the projects  
3 described in this subsection:

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

6 \$1,344,150.00 \$1,900,000.00

7 \* \* \*

8 (3) Salisbury fish hatchery, feasibility study: \$100,000.00

9 Appropriation – FY 2024 \$6,997,081.00

10 Appropriation – FY 2025 \$7,497,051.00

11 Total Appropriation – Section 9 \$14,494,132.00

12 Sec. 6. 2023 Acts and Resolves No. 69, Sec. 10 is amended to read:

13 Sec. 10. CLEAN WATER INITIATIVES

14 \* \* \*

15 (e) ~~The sum of \$6,000,000.00 is appropriated in FY 2025 to the Agency of~~  
16 ~~Natural Resources for the Department of Environmental Conservation for~~  
17 ~~clean water implementation projects. [Repealed.]~~

18 (f) On or before December 1, 2023:

19 (1) The Clean Water Board shall review and recommend Clean Water  
20 Act implementation programs funded from subsection (e) of this section.



1 **Sec. 7.** 2023 Acts and Resolves No. 69, Sec. 15a is added to read:

2 Sec. 15a. DEPARTMENT OF LABOR

3 The sum of \$1,540,000.00 is appropriated in FY 2025 to the Department of  
4 Buildings and General Services for the Department of Labor for upgrades of  
5 mechanical systems and HVAC, life safety needs, and minor interior  
6 renovations at 5 Green Mountain Drive in Montpelier.

7 \* \* \* Funding \* \* \*

8 **Sec. 8.** 2023 Acts and Resolves No. 69, Sec. 16 is amended to read:

9 Sec. 16. REALLOCATION OF FUNDS; TRANSFER OF FUNDS

10 (a) The following sums are reallocated to the Department of Buildings  
11 and General Services from prior capital appropriations to defray expenditures  
12 authorized in Sec. 2 of this act:

13 (1) of the amount appropriated in 2012 Acts and Resolves No. 40, Sec.  
14 ~~19(a) 2(b) (Veterans' Home, replace nurse call system~~ BGS – various  
15 projects): \$14,668.72 \$21,876.90

16 (2) of the amount appropriated 2012 Acts and Resolves No. 40, Sec.  
17 ~~19(b) (Veterans' Home kitchen upgrade):~~ \$13,522.98 \$23,129.47

18 \* \* \*

19 (5) of the amount appropriated in 2015 Acts and Resolves No. 26, Sec.  
20 2(b) (various projects): \$65,463.17 \$147,206.37

21 \* \* \*

1 (7) of the amount appropriated in 2016 Acts and Resolves No. 160,  
2 Sec. 1(c)(5) (major maintenance): ~~\$93,549.00~~ \$116,671.15

3 \* \* \*

4 (9) of the amount appropriated in 2017 Acts and Resolves No. 84, Sec.  
5 2(b)(13) (108 Cherry Street, parking garage):  
6 ~~\$1,736,256.55~~ \$1,774,782.00

7 (10) of the amount appropriated in 2017 Acts and Resolves No. 84,  
8 Sec. 2(c) (various projects): ~~\$24,363.06~~ \$476,725.66

9 \* \* \*

10 (13) of the amount appropriated in 2019 Acts and Resolves No. 42,  
11 Sec. 2(b)(3) (major maintenance): ~~\$32,780.00~~ \$439,889.66

12 \* \* \*

13 (17) of the amount appropriated in 2019 Acts and Resolves No. 42,  
14 Sec. 2(b)(1) (Statewide, BGS engineering and architectural project costs):  
15 \$26,951.52

16 (18) of the amount appropriated in 2017 Acts and Resolves No. 84,  
17 Sec. 11(b)(4) (municipal pollution control grants, pollution control projects  
18 and planning advances for feasibility studies, new projects):  
19 \$4,498.17

20 (19) of the amount appropriated in 2017 Acts and Resolves No. 84,  
21 Sec. 11(f)(2) (EcoSystem restoration and protection): \$4,298.22





1        (b) The State Treasurer is authorized to issue additional general obligation  
2        bonds in the amount of \$5,247,838.90 that were previously appropriated but  
3        unissued under 2023 Acts and Resolves No. 69 for the purposes of funding the  
4        appropriations in this act.

5        Total Revenues – Section 17                                \$108,000,000.00 \$130,228,942.00

6        **Sec. 10.** 2023 Acts and Resolves No. 69, Sec. 18 is amended to read:

7                Sec. 18. FY 2024 AND 2025; CAPITAL PROJECTS; FY 2024

8                                APPROPRIATIONS ACT; INTENT; AUTHORIZATIONS

9    \* \* \*

10                (c) Authorizations. In FY 2024, spending authority for the following  
11        capital projects are authorized as follows:

12    \* \* \*

13                ~~(7) the Department of Buildings and General Services is authorized to~~  
14        ~~spend \$600,000.00 for planning for the boiler replacement at the Northern~~  
15        ~~State Correctional Facility in Newport; [Repealed.]~~

16    \* \* \*

17                ~~(9) the Department of Buildings and General Services is authorized to~~  
18        ~~spend \$600,000.00 for the Agency of Human Services for the planning and~~  
19        ~~design of the booking expansion at the Northwest State Correctional Facility;~~  
20        ~~[Repealed.]~~



1 maintenance facilities at the Gifford Woods State Park and Groton Forest  
2 State Park; and.

3 (21) the Agency of Natural Resources is authorized to spend  
4 \$800,000.00 for the Department of Fish and Wildlife for infrastructure  
5 maintenance and improvements of the Department's buildings, including  
6 conservation camps. [Repealed.]

7 (d) FY 2025 capital projects. To the extent general funds are available to  
8 appropriate to the Fund established in 32 V.S.A. § 1001b in FY 2025, it is the  
9 intent of the General Assembly that the following capital projects receive  
10 funding from the Fund:

11 \* \* \*

12 (3) the sum of ~~\$2,000,000.00~~ \$1,500,000.00 to the Department of  
13 Buildings and General Services for the renovation of the interior HVAC steam  
14 lines at 120 State Street in Montpelier;

15 (4) the sum of ~~\$1,000,000.00~~ \$850,000.00 to the Department of  
16 Buildings and General Services for the Judiciary for design, renovations, and  
17 land acquisition at the Washington County Superior Courthouse in Barre;

18 (5) the sum of ~~\$1,000,000.00~~ \$850,000.00 to the Department of  
19 Buildings and General Services for the Department of Public Safety for the  
20 planning and design of the Special Teams Facility and Storage;



1 § 2603. POWERS AND DUTIES: COMMISSIONER

2 \* \* \*

3 (g) ~~The Commissioner shall consult with and receive approval from the~~  
4 ~~Commissioner of Buildings and General Services concerning proposed~~  
5 ~~construction or renovation of individual projects involving capital~~  
6 ~~improvements which are expected, either in phases or in total, to cost more~~  
7 ~~than \$200,000.00. The Department of Environmental Conservation shall~~  
8 ~~manage all contracts for engineering services for capital improvements made~~  
9 ~~by the Department of Forests, Parks and Recreation. The Department of~~  
10 Environmental Conservation Facilities Engineering Section:

11 (1) may execute and consult on design for the Department of Forests,  
12 Parks and Recreation;

13 (2) shall provide professional engineering services for compliance with  
14 environmental operating permits; and

15 (3) shall be the custodian of all plans of record for work executed by the  
16 Department of Forests, Parks and Recreation, regardless of the source and  
17 designer of record.

18 \* \* \*

19 **Sec. 12.** FISH HATCHERY FEASIBILITY STUDY

20 (a) On or before December 15, 2024, the Commissioner of Fish and  
21 Wildlife shall report to the House Committee on Corrections and Institutions

1 and the Senate Committee on Institutions regarding the feasibility of  
2 continuing operations at the Salisbury Fish Hatchery after December 31, 2027  
3 and of transferring the stocking capacity of the Salisbury Fish Hatchery to the  
4 Ed Weed Fish Hatchery in Grand Isle.

5 **(b)** The report shall:

6 **(1)** identify the repairs, improvements, and other work necessary to  
7 enable the Salisbury Fish Hatchery to obtain any permits necessary to continue  
8 operating after December 31, 2027 and provide a detailed analysis of the  
9 associated costs and a plan for accomplishing the work;

10 **(2)** identify any repairs, improvements, and other work necessary to  
11 enable the stocking capacity of the Salisbury Fish Hatchery to be transferred to  
12 the Ed Weed Fish Hatchery and provide a detailed analysis of the associated  
13 costs and a plan for accomplishing the work; and

14 **(3)** examine alternative approaches to maintaining the State's fish  
15 stocking capacity, including an analysis of associated costs and work necessary  
16 to successfully implement the alternative approach.

17 \* \* \* Buildings and General Services \* \* \*

18 **Sec. 13.** 2023 Acts and Resolves No. 69, Sec. 22 is amended to read:

19 Sec. 22. SALE OF PROPERTIES

20 \* \* \*

1 (c) 108 Cherry Street. Notwithstanding 29 V.S.A. § 166(b), the  
2 Commissioner of Buildings and General Services is authorized to sell the  
3 property located at 108 Cherry Street in the City of Burlington. The  
4 Commissioner shall first offer in writing to the City the right to purchase the  
5 property.

6 \* \* \*

7 (3) Notwithstanding 29 V.S.A. § 166(d) and 29 V.S.A. § 160, of the  
8 proceeds received by the State for the sale of the property located at 108  
9 Cherry Street in the City of Burlington, \$6,242,500.00 shall be deposited into  
10 the Property Management Revolving Fund (58700) to recover the deficit  
11 incurred in the fund as a result of the original purchase of the property and,  
12 notwithstanding 29 V.S.A. § 168(c), \$293,753.63 shall be deposited into the  
13 State Energy Revolving Fund (59700) to repay debt outstanding for loans for  
14 energy improvement projects on the property.

15 **Sec. 14.** SALE OF WILLISTON STATE POLICE BARRACKS; INTENT;

16 REPORT

17 Prior to authorizing the sale of the Williston State Police Barracks, it is the  
18 intent of the General Assembly that the Town of Williston shall report to the  
19 House Committee on Corrections and Institution in January 2025 regarding:

20 (1) whether the town desires to purchase the property; and

21 (2) if so:





1 **Sec. 16. FORMER SOUTHEAST STATE CORRECTIONAL FACILITY;**

2 **BUILDING DEMOLITION**

3 (a) The Department of Buildings and General Services, in consultation with  
4 the Mount Ascutney Regional Commission, shall determine the buildings at  
5 the former Southeast State Correctional Facility property that shall be  
6 prioritized for environmental remediation, demolition, salvage, and  
7 dismantling. The Commissioner shall consider the impact of building  
8 demolition on future site development when determining which buildings to  
9 prioritize.

10 (b) The Commissioner shall notify the Chairs of the House Committee on  
11 Corrections and Institutions and the Senate Committee on Institutions of the  
12 buildings proposed for environmental remediation, demolition, salvage, and  
13 dismantling.

14 (c) Environmental testing and remediation, demolition, salvage, and  
15 dismantling shall commence during calendar year 2024.

16 **Sec. 17. SOUTHEAST STATE CORRECTIONAL FACILITY; INTENT;**

17 **REPORT**

18 (a) It is the intent of the General Assembly that the Department of  
19 Buildings and General Services, in consultation with the Department of Fish  
20 and Wildlife, shall develop a plan to transfer a portion of the former Southeast

1 State Correctional Facility property to the Department of Fish and Wildlife for  
2 inclusion in the adjacent wildlife management area. The plan shall:

3 (1) delineate the portions of the former Southeast State Correctional  
4 Facility property that could be used for future redevelopment of the site, taking  
5 into account any necessary setbacks from wetlands, streams, or wildlife  
6 habitat; and

7 (2) identify any rights of way or easements that will be necessary for the  
8 potential future redevelopment of the retained portion of the property.

9 (b) On or before January 15, 2025, the Commissioner of Buildings and  
10 General Services and the Commissioner of Fish and Wildlife shall report to the  
11 House Committee on Corrections and Institutions and the Senate Committee  
12 on Institutions regarding the details of the plan and any legislative action that  
13 may be necessary to facilitate the transfer.

14 Sec. 18. STATE BUILDING NAMING; STUDY COMMITTEE; REPORT

15 (a) Creation. There is created the State Building Naming Study Committee  
16 to develop a proposed process for naming State buildings that are under the  
17 jurisdiction of the Department of Buildings and General Services.

18 (b) Membership. The Committee shall be composed of the following  
19 members:

20 (1) the State Historic Preservation Officer or designee;

1           (2) the Secretary of Commerce and Community Development or  
2           designee;

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

4           (4) the Executive Director of the Vermont Historical Society or  
5           designee;

6           (5) the State Librarian or designee

7           (6) the Executive Director of the Vermont League of Cities and Towns  
8           or designee; and

9           (7) the Executive Director of the Office of Racial Equity or designee.

10          (c) Powers and duties. The Committee shall develop a proposed process  
11          for naming State buildings that are under the jurisdiction of the Department of  
12          Buildings and General Services. The proposed process developed by the  
13          Committee shall address the following:

14               (1) the entity within State government that should have authority for  
15               naming State buildings that are under the jurisdiction of the Department of  
16               Buildings and General Services;

17               (2) entities and individuals who should be involved in determining  
18               whether to name specific State buildings that are under the jurisdiction of the  
19               Department of Buildings and General Services;

1           (3) methods by which a municipality or the general public may petition  
2           to name a State building under the jurisdiction of the Department of Buildings  
3           and General Services after a specific person;

4           (4) any requirements for a historical nexus between the building  
5           proposed to be named and the person for whom it is proposed to be named; and

6           (5) the process for considering a petition to name a State building,  
7           including requirements related to public notice, conduct of hearings, and  
8           standards for rendering a decision on a petition.

9           (d) Report. On or before January 15, 2025, the Committee shall report to  
10          the House Committee on Corrections and Institutions and the Senate  
11          Committee on Institutions regarding its proposal and any recommendations for  
12          legislative action.

13          (f) Meetings.

14               (1) The State Historic Preservation Officer shall call the first meeting of  
15               the Committee to occur on or before September 1, 2024.

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

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

19               (4) The Committee shall cease to exist on January 30, 2025.

1 **Sec. 19.** FORENSIC FACILITY; NEEDS; REVIEW; REPORT

2 (a)(1) The Department of Buildings and General Services, in consultation  
3 with the Departments of Mental Health and of Disabilities, Aging, and  
4 Independent Living, shall review the programming needs and facility  
5 requirements of individuals who:

6 (A) present significant risk of danger to self or others if not treated in  
7 a secure setting; and

8 (B) are held without bail pursuant to 13 V.S.A. §§ 7553 and 7553a  
9 and either found not competent to stand trial due to mental illness or  
10 intellectual disability or adjudicated not guilty by reason of insanity.

11 (2) The review shall include an analysis of the potential costs of any  
12 identified options for meeting the programming needs and facility  
13 requirements.

14 (3) The facility requirements shall provide that individuals who are  
15 found not competent to stand trial due to an intellectual disability are housed  
16 separately from individuals who are found not competent to stand trial due to  
17 mental illness or adjudicated not guilty by reason of insanity.

18 (b) On or before January 15, 2025, the Commissioner of Buildings and  
19 General Services shall report to the House Committees on Appropriations, on  
20 Corrections and Institutions, on Health Care, and on Human Services and the  
21 Senate Committees on Appropriations, on Health and Welfare, and on

1 Institutions regarding the findings of the review conducted pursuant to  
2 subsection (a) of this section. The report may include recommendations for  
3 legislative action.

4 **Sec. 20.** DEPARTMENT FOR CHILDREN AND FAMILIES YOUTH

5 SHORT-TERM STABILIZATION AND TREATMENT CENTER;

6 LONG-TERM LEASE; AUTHORIZATION

7 Notwithstanding any provisions of 29 V.S.A. § 165(h) or 29 V.S.A.  
8 § 166(a) to the contrary, the Commissioner of Buildings and General Services  
9 is authorized to enter into a long-term ground lease agreement at a below-  
10 market rate for an initial term of not more than 20 years with not more than  
11 four five-year renewal options for the Department for Children and Families  
12 Youth Short Term Stabilization and Treatment Center. At the end of the term  
13 and any renewals, the ground lease shall terminate.

14 **Sec. 21.** CAPITOL COMPLEX FLOOD RECOVERY; SPECIAL

15 COMMITTEE

16 (a) The Special Committee on Capitol Complex Flood Recovery is  
17 established. The Special Committee shall comprise the Joint Fiscal Committee  
18 and the chairs of the House Committee on Corrections and Institutions and the  
19 Senate Committee on Institutions.

1           **(b)(1)** The Special Committee shall meet at the call of the chair of the Joint  
2 Fiscal Committee, in consultation with the chairs of the House Committee on  
3 Corrections and Institutions and the Senate Committee on Institutions.

4           **(2)(A)** The Special Committee shall meet to review and recommend  
5 alterations to proposals and plans for Capitol Complex flood recovery.

6           **(B)** The Special Committee may, as necessary, grant approval to  
7 proposal and plans for Capitol Complex flood recovery.

8           **(c)** The Commissioner of Buildings and General Services shall provide  
9 quarterly updates to the Special Committee on the planning process for Capitol  
10 Complex flood recovery.

11           **(d)** The Special Committee shall be entitled to per diem and expenses as  
12 provided in 2 V.S.A. § 23.

13 **Sec. 22.** STATE HOUSE; EXPANSION; DESIGN; SPECIAL COMMITTEE

14           **(a)(1)** It is the intent of the General Assembly to approve the programming  
15 option for a schematic design plan for the State House expansion as soon as  
16 practicable to allow the Department of Buildings and General Services to begin  
17 the design development phase of the expansion.

18           **(2)** The Commissioner of Buildings and General Services shall provide  
19 the Special Committee established pursuant to subsection (b) of this section  
20 with a schematic design plan for the State House expansion on or before  
21 August 15, 2024.







1 Secretary of Administration, when the unexpended project balance does not  
2 exceed ~~\$100,000.00~~ \$200,000.00, or with the additional approval of the  
3 Emergency Board when such balance exceeds ~~\$100,000.00~~ \$200,000.00.

4 \* \* \*

5 (22) Use the contingency fund appropriation to cover shortfalls for any  
6 project approved in any capital construction act; however, transfers from the  
7 contingency in excess of ~~\$50,000.00~~ \$100,000.00 shall be done with the  
8 approval of the Secretary of Administration.

9 \* \* \*

10 (25) Transfer any unexpended project balances from previous capital  
11 construction acts for the purpose of emergency projects not authorized in a  
12 capital construction act in an amount not to exceed \$100,000.00, provided the  
13 Commissioner shall send timely written notice of such expenditures to the  
14 Chairs of the House Committee on Corrections and Institutions and the Senate  
15 Committee on Institutions.

16 \* \* \*

17 \* \* \* Corrections \* \* \*

18 **Sec. 24.** REPLACEMENT WOMEN’S FACILITIES; SITE LOCATION;  
19 AUTHORITY TO PURCHASE LAND; INTENT; REPORT

20 (a) Intent. It is the intent of the General Assembly that a reentry facility for  
21 justice-involved women shall be located at a site that is:

1           (1) near support services, programming, and work opportunities needed  
2           to facilitate successful reentry into the community; and

3           (2) minimizes disruption to the existing Department of Corrections  
4           workforce serving justice-involved women.

5           (b) Contingent authority to purchase land. In the event that the  
6           Commissioner of Buildings and General Services, in consultation with the  
7           Commissioner of Corrections, is unable to identify appropriate State-owned  
8           site locations for the replacement facilities for justice-involved women, the  
9           Commissioner is authorized to purchase land, provided that land purchased for  
10           the reentry facility shall:

11           (1) be located near support services, programming, and work  
12           opportunities needed to facilitate successful reentry into the community; and

13           (2) minimizes disruption to the existing Department of Corrections  
14           workforce serving justice-involved women.

15           (c) Reports. Beginning in July 2024 and ending in January 2025, the  
16           Commissioner of Buildings and General Services, in consultation with the  
17           Commissioner of Corrections, shall report at least once per calendar quarter to  
18           the House Committee on Corrections and Institutions and the Senate  
19           Committee on Institutions regarding the progress in identifying State-owned  
20           property and, if necessary, purchasing property on which to locate the  
21           replacement women’s facilities for justice-involved women.

1 **Sec. 25.** POTENTIAL REUSE OF CHITTENDEN REGIONAL

2 CORRECTIONAL FACILITY; FEASIBILITY; REPORT

3 On or before February 15, 2025, the Commissioner of Buildings and  
4 General Services, in consultation with the Commissioner of Corrections, shall  
5 report to the House Committee on Corrections and Institutions and the Senate  
6 Committees on Institutions and on Judiciary regarding the feasibility of  
7 repurposing the site of the Chittenden Regional Correctional Facility for a  
8 reentry facility for eligible justice-involved men following the construction of  
9 replacement facilities for justice-involved women. The report shall include an  
10 analysis of work necessary for reuse of the site as a reentry facility, potential  
11 designs for a reentry facility, and the projected cost of site work,  
12 improvements, and other work necessary to construct a reentry facility on the  
13 site.

14 \* \* \* Judiciary \* \* \*

15 **Sec. 26.** BARRE; WASHINGTON COUNTY SUPERIOR COURTHOUSE;

16 LAND ACQUISITION; AUTHORIZATION; COMMUNICATION

17 WITH CITY

18 (a) The Commissioner of Buildings and General Services, in consultation  
19 with the Judiciary, is authorized to use the amounts appropriated in 2023 Acts  
20 and Resolves No. 69, Sec. 18(c)(11) and (d)(4) to purchase land as needed to  
21 renovate or replace the Washington County Superior Courthouse.

