

**CONFIDENTIAL**  
**LEGISLATIVE BILL REVIEW FORM: 2016**

Bill Number: H.611 Name of Bill: An act relating to fiscal year 2016 budget adjustments

Agency/ Dept.: Finance & Management Author of Bill Review: Emily Byrne

Date of Bill Review: 3/8/2016 Related Bills and Key Players \_\_\_\_\_

Status of Bill: (check one): ☐ Upon Introduction ☐ As passed by 1<sup>st</sup> body ☒ As passed by both

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**Recommended Position:**

☒ Support ☐ Oppose ☐ Remain Neutral ☐ Support with modifications identified in #8 below

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**Analysis of Bill**

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1. **Summary of bill and issue it addresses.** *Describe what the bill is intended to accomplish and why.*  
The Bill provides the mid-year FY2016 appropriation adjustments necessary to align current year expenditures with available revenues.
2. **Is there a need for this bill?** *Please explain why or why not.*  
The budget adjustment is an annual bill that realigns the current year budget with available resources.
3. **What are likely to be the fiscal and programmatic implications of this bill for this Department?**  
This bill adjusts appropriations across state government, primarily in the Agency of Human Services, to realign expenditures with annual experience and to ensure that the state wide budget remains in balance.
4. **What might be the fiscal and programmatic implications of this bill for other departments in state government, and what is likely to be their perspective on it?**  
This bill is required for statewide budgetary purposes. All changes were initially submitted to Finance and Management, reviewed, and submitted to the Legislature. Minimal changes to the governor's recommended budget adjustment were made by the legislature through the process.
5. **What might be the fiscal and programmatic implications of this bill for others, and what is likely to be their perspective on it?** *(for example, public, municipalities, organizations, business, regulated entities, etc)*  
This year's budget adjustment had minimal changes and does not include programmatic changes for outside entities.
6. **Other Stakeholders:**
  - 6.1 **Who else is likely to support the proposal and why?**  
Primarily this is an administrative change to the state's spending plan. Generally, not controversial.
  - 6.2 **Who else is likely to oppose the proposal and why?**

Please return this bill review as a Microsoft Word document to [Jahala.Dudley@vermont.gov](mailto:Jahala.Dudley@vermont.gov) & [Jessica.Mishaan@vermont.gov](mailto:Jessica.Mishaan@vermont.gov)

**7. Rationale for recommendation:** *Justify recommendation stated above.*

The Budget Adjustment is prepared by the Department of Finance and Management. The legislature made only small non-controversial changes to the Governor's proposal. (see attached items)

**8. Specific modifications that would be needed to recommend support of this bill:** *Not meant to rewrite bill, but rather, an opportunity to identify simple modifications that would change recommended position.*  
None.

**9. Will this bill create a new board or commission AND/OR add or remove appointees to an existing one? If so, which one and how many?**  
No.

**Secretary/Commissioner has reviewed this document:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**H.611 – Bill review**

An act relating to fiscal year 2016 budget adjustments

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

**Detail to Sections 1 – 52 are discussed on the attached spread sheet**

Sec. 53. FUND TRANSFERS

(a) Notwithstanding any provision of law to the contrary, in fiscal year 2016:

(1) The following amounts shall be transferred to the General Fund from the funds indicated:

<u>21638</u>	<u>AG - Fees &amp; Reimbursements - Court Order</u>	<u>3,383,514.00</u>
<u>22005</u>	<u>AHS Central Office earned federal receipts</u>	<u>16,216,920.00</u>
<u>50300</u>	<u>Liquor Control Fund</u>	<u>1,080,623.00</u>
<u>62100</u>	<u>Unclaimed Property Fund</u>	<u>2,799,843.00</u>
<u>21405</u>	<u>Bond Investment Earnings Fund</u>	<u>33,273.00</u>
<u>21928</u>	<u>Secretary of State Services Fund</u>	<u>1,636,419.00</u>
<u>21698</u>	<u>Public Service Department - Regulation/Energy</u>	
	<u>Efficiency</u>	<u>134,946.00</u>
<u>21709</u>	<u>Public Service Board - Special Funds</u>	<u>75,426.00</u>
<u>21944</u>	<u>Vermont Enterprise Fund</u>	<u>1,424,697.00</u>

**CHANGE FROM GOV REC:** Increased the Direct Application from the Enterprise fund per the recommendation of the Administration to manage the revenue downgrade adopted by the January Emergency board.

<u>Caledonia Fair</u>	<u>5,000.00</u>
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<u>North Country Hospital Loan</u>	<u>24,250.00</u>
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(2) All or a portion of the unencumbered balances in the Insurance Regulatory and Supervision Fund (Fund Number 21075), the Captive Insurance Regulatory and Supervision Fund (Fund Number 21085), and the Securities Regulatory and Supervision Fund (Fund Number 21080), expected to be approximately \$11,209,403 shall be transferred to the General Fund, provided that on or before July 1, 2016, the Commissioner of Financial Regulation certifies to the Joint Fiscal Committee that the transfer of such balances, or any smaller portion deemed proper by the Commissioner, will not impair the ability of the Department in fiscal year 2017 to provide thorough, competent, fair, and effective regulatory services, or maintain accreditation by the National Association of Insurance Commissioners; and that the Joint Fiscal Committee does not reject such certification.

(3) The following amount shall be transferred from the General Fund to the fund indicated:

<u>21555 Emergency Relief and Assistance Fund</u>	<u>845,700.00</u>
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(4) In addition to any other transfers in fiscal year 2016 from the Transportation Fund to the Recreational Trails Fund, the following amount shall be transferred to the Recreation Trails Fund from the Transportation Fund: 73,497.00

Sec. 54. REVERSIONS

(a) Notwithstanding any provision of law to the contrary, in fiscal year 2016:

(1) The following amounts shall revert to the General Fund from the accounts indicated:

<u>1100891301</u>	<u>Secretary of Administration - Independent Review of the Vermont Veterans' Home</u>	<u>20,000.00</u>
<u>1140070000</u>	<u>Use Tax Reimbursement Program</u>	<u>302.39</u>
<u>1140330000</u>	<u>Renter Rebates</u>	<u>150,000.00</u>
<u>1240001000</u>	<u>Lieutenant Governor's Office</u>	<u>10,333.64</u>
<u>1250010000</u>	<u>State Auditor's Office</u>	<u>43,585.00</u>
<b>CHANGE FROM GOV REC:</b> Reversion available from the Auditor's office. Proposed change by the Administration to manage the revenue downgrade.		
<u>6120890802</u>	<u>FW-Non-motorized Boat Access</u>	<u>2,769.34</u>

**CHANGE FROM GOV REC:** Legislature reduced administration proposal by \$1 to leave \$1 in the fund and keep the special fund open.

(2) The following amounts shall revert to the Education Fund from the accounts indicated:

<u>1140330000</u>	<u>Renters Rebate</u>	<u>2,109,145.25</u>
<u>5100040000</u>	<u>Special Education Formula</u>	<u>8,986,777.93</u>
<u>5100050000</u>	<u>State-Placed Students</u>	<u>901,037.66</u>
<u>5100060000</u>	<u>Adult Basic Education</u>	<u>338,137.33</u>
<u>5100090000</u>	<u>Education Grant</u>	<u>3,855,609.95</u>
<u>5100110000</u>	<u>Small School Grant</u>	<u>123,629.00</u>
<u>5100190000</u>	<u>Essential Early Education Grant</u>	<u>3,606.00</u>
<u>5100200000</u>	<u>Education-Technical Education</u>	<u>462,597.34</u>

Sec. 55. 2015 Acts and Resolves No. 58, Sec. C.108 is amended to read:

Sec. C.108 FISCAL YEAR 2015 CONTINGENT GENERAL FUND

#### APPROPRIATIONS

(a) In fiscal year 2015, to the extent that the Commissioner of Finance and Management determines that General Fund revenues exceed the 2015 official revenue forecast and other fund receipts exceed the amounts assumed for all previously authorized fiscal year 2015 appropriations and transfers necessary to ensure the stabilization reserve is at its maximum authorized level under 32 V.S.A § 308, appropriations are authorized in the following order:

(1) First, \$5,000,000 is appropriated to the Department for Children and Families to be carried forward and expended in fiscal year 2016 to provide low-income home energy assistance during the 2015-2016 heating season at a level not to exceed the estimated purchasing power of the average low-income home energy benefit provided during the 2014-2015 heating season;. The Department for Children and Families is authorized to transfer any remaining funds from the \$5,000,000 appropriation to the General Assistance program for the temporary housing program that are in excess of the amount needed to provide low-income home energy assistance at a level not to exceed the estimated purchasing power of the average low-income home energy benefit provided during the 2014-2015 heating season to the General Assistance program for the temporary housing program.

(2) Second, \$13,000,000 is appropriated to the Agency of Administration for transfer to the Agency of Human Services Global Commitment in fiscal year 2015 upon determination by the Commissioner of Finance and Management of the amount necessary to fund Global Commitment program expenditures incurred in fiscal year 2015. ~~Any~~ Of this

appropriation, any remaining funds, estimated as \$7,933,891, shall be carried forward and shall revert to the General Fund for reallocation by the Legislature in the fiscal year 2016 budget adjustment or fiscal year 2017 budget process.

(b) The Commissioner of Finance and Management shall report to the Joint Fiscal Committee in July 2015 and in July 2016 on the status of the funds appropriated in this section.

**CHANGE FROM GOV REC:** Technical changes, Administration OK with.

Sec. 55a. FISCAL YEAR 2016 CONTINGENT GENERAL FUND

APPROPRIATIONS

(a) In fiscal year 2016, to the extent that the Commissioner of Finance and Management determines that General Fund revenues exceed the 2016 official revenue forecast and other fund receipts assumed for all previously authorized fiscal year 2016 appropriations and transfers necessary to ensure the stabilization reserve is at its maximum authorized level under 32 V.S.A. § 308, \$10,300,000 is appropriated to the Agency of Administration for transfer to the Agency of Human Services for Global Commitment upon determination of the Commissioner of Finance and Management of the amount necessary to fund the 53rd week of Medicaid expenditures. Any funds remaining from this



\$10,300,000 appropriation after this 53rd week payment shall be distributed in accordance with the provisions of 32 V.S.A. § 308c(a).

(b) The Commissioner of Finance and Management shall report to the Joint Fiscal Committee in July 2016 on the status of the funds appropriated in this section.

**CHANGE FROM GOV REC:** Allows any excess General Fund to be used for the 53<sup>rd</sup> week at the end for FY 2016, Administration OK with.

Sec. 56. CARRY FORWARD AUTHORITY

(a) Notwithstanding any other provisions of law and subject to the approval of the Secretary of Administration, General, Transportation, Transportation Infrastructure Bond, and Education Fund appropriations remaining unexpended on June 30, 2016 in the Executive Branch of State government shall be carried forward and shall be designated for expenditure.

(b) Notwithstanding any other provisions of law, General Fund appropriations remaining unexpended on June 30, 2016 in the Legislative and Judicial Branches of State government shall be carried forward and shall be designated for expenditure.

Sec. 57. 2015 Acts and Resolves No. 58, Sec. B.1103 is amended to read:

Sec. B.1103 FISCAL YEAR 2016 STATEWIDE OPERATIONAL  
REDUCTIONS

(a) Information Technology Charges: In fiscal year 2016 the Secretary of Administration shall reduce the general funds appropriated statewide, to include all branches of State government by a total amount of ~~\$400,000~~ \$445,714. This reduction reflects reductions in the internal services charged to agencies as a result of actions taken in the Department of Information and Innovation to provide general services or specific projects in a more cost-effective manner to its State government customers.

(b) Human Resources: In fiscal year 2016 the Secretary of Administration shall reduce the general funds appropriated to the Executive Branch of State government by a total amount of ~~\$44,000~~ \$58,341. This reduction reflects the reduction in human resources internal services charged to agencies specifically related to maintaining the supervisory training unit at fiscal year 2015 staffing levels and postponing full implementation of this new initiative.

(c) Buildings and General Services: In fiscal year 2016 the Secretary of Administration shall reduce the general funds appropriated statewide to include all branches of State government by a total amount of ~~\$470,000~~ \$661,387 from the internal services charged by the Department of Buildings and General

Services programs as follows:

(1) Facilities operations efficient use of space: \$300,000 of which ~~\$120,000~~ \$197,691 is General Fund. The Commissioner is authorized to undertake consolidations of owned or leased space, and the sale of State-owned lands or buildings not currently used and not slated for reuse. In fiscal year 2016, proceeds from the sale of State-owned real property made as a result of this section shall be reserved for future expenses identified within an overall State space/facilities strategic plan that aligns future space operating costs with a sustainable budget.

(2) Energy efficiency: Resulting from the initiative in Sec. E.112 of this act, a total of ~~\$100,000~~ \$164,741 is General Fund.

(3) Fleet and mileage reimbursement: \$625,000 of which ~~\$250,000~~ \$298,955 is General Fund. From more efficient management of the assets of the fleet program which may include longer life cycles for the assets, a lower cost basis for newly acquired assets, and management control of travel resulting in reduced reimbursement for miles traveled in private vehicles.

(d) Fuel Pricing: In fiscal year 2016 the Secretary of Administration shall reduce the appropriated general funds, and other funds transferrable to the General Fund, in all branches of State government, by a total amount of \$1,000,000 for fuel, gasoline, and other expenses.

Sec. 58. 2015 Acts and Resolves No. 58, Sec. B.1104 is amended to read:

Sec. B.1104 SECRETARY OF ADMINISTRATION; FISCAL YEAR  
2016 PERSONNEL AND LABOR COST SAVINGS

(a) The Secretary of Administration shall reduce fiscal year 2016 appropriations and make transfers to the General Fund for a total of ~~\$5,000,000~~ \$7,588,194 and the Transportation Fund for a total of \$1,500,000 from personnel and labor cost savings.

**CHANGE FROM GOV REC:** Updated amount per recommendation of the Administration.

Sec. 59. 2014 Acts and Resolves No. 160 Sec. 9, as amended by 2015 Acts and Resolves No. 58, Sec. B.1105, is further amended to read:

Sec. 9 PAY ACT APPROPRIATIONS

\* \* \*

(a)(2)(A) General Fund. The amount of ~~\$2,868,165.00~~ \$5,913,261.00 is appropriated from the General Fund to the Secretary of Administration for

distribution to departments to fund the fiscal year 2016 collective bargaining agreements and the requirements of this act.

\* \* \*

**CHANGE FROM GOV REC:** Updated amount per recommendation of the Administration.

Sec. 60. 2015 Acts and Resolves No. 58, Sec. E.139 is amended to read:

Sec. E.139 GRAND LIST LITIGATION ASSISTANCE

(a) Of the appropriation in Sec. B.139 of this act, \$100,000 shall be transferred to the Attorney General and ~~\$50,000~~ \$300,000 shall be transferred to the Department of Taxes, Division of Property ~~Evaluation~~ Valuation and Review. These funds shall be reserved and used with any remaining funds from the amounts previously transferred for payment of expenses incurred by the Department or towns in defense of grand list appeals regarding the reappraisals of the hydroelectric plants and other property owned by TransCanada Hydro Northeast, Inc. in the State of Vermont. Expenditures for this purpose shall be considered qualified expenditures under 16 V.S.A. § 4025(c).

Sec. 60a. JUDICIAL BRANCH POSITION AUTHORIZATION

(a) The establishment of the following new permanent exempt position in the  
Judicial Branch of State government is authorized in fiscal year 2017 – one  
(1) Superior judge.

**CHANGE FROM GOV REC:** Language added to authorize additional Judge  
in 2016 per recommendation from the Administration.

Sec. 60b. 4 V.S.A. § 71(a) is amended to read:

(a) There shall be ~~32 superior~~ 34 Superior judges, whose term of office  
shall, except in the case of an appointment to fill vacancy or unexpired term,  
begin on April 1 in the year of their appointment or retention, and continue for  
six years.

**CHANGE FROM GOV REC:** Language added to authorize additional Judge  
positions in 2016 per recommendation from the Administration.

Sec. 61. ACCEPTANCE OF DONATIONS TO HELP ADDRESS AN  
OUTBREAK OF AVIAN INFLUENZA

(a) Notwithstanding 32 V.S.A. § 5, the Vermont Agency of Agriculture,  
Food and Markets has authority to receive veterinary countermeasures,  
including donated contractor services, equipment, and supplies, from the  
USDA-APHIS National Veterinary Stockpile for use during a response to a  
Highly Pathogenic Avian Influenza outbreak in Vermont.

Sec. 62. 2015 Acts and Resolves No. 64, Sec. 43a is amended to read:

Sec. 43a FUND TO FUND TRANSFER

In Fiscal Year 2016, ~~\$450,000.00~~ \$675,000.00 is transferred from the Clean Water Fund established by 10 V.S.A. § 1388 to the Agricultural Water Quality Special Fund created under 6 V.S.A. § 4803.

Sec. 63. 2015 Acts and Resolves No. 64, Sec. 42, as amended by 2015 Acts and Resolves No. 58, Sec. E.222, is further amended to read:

Sec. 42. APPROPRIATIONS FOR AGENCY OF AGRICULTURE,  
FOOD AND MARKETS STAFF

In addition to any other funds appropriated to the Agency of Agriculture, Food and Markets in fiscal year 2016, there is appropriated from the Agricultural Water Quality Special Fund created under 6 V.S.A. § 4803 to the Agency of Agriculture, Food and Markets ~~\$1,071,000.00~~ \$1,296,000.00 in fiscal year 2016 for the purpose of hiring eight employees for implementation and administration of agricultural water quality programs in the State.

Sec. 64. GLOBAL COMMITMENT APPROPRIATIONS; TRANSFER;  
REPORT

(a) In order to facilitate the end-of-year closeout for fiscal year 2016, the

Secretary of Human Services, with approval from the Secretary of Administration, may make transfers among the appropriations authorized for Medicaid and Medicaid-waiver program expenses, including Global Commitment appropriations outside the Agency of Human Services. At least three business days prior to any transfer, the Agency shall submit to the Joint Fiscal Office a proposal of transfers to be made pursuant to this section. A final report on all transfers made under this section shall be made to the Joint Fiscal Committee for review at the September 2016 meeting. The purpose of this section is to provide the Agency with limited authority to modify the appropriations to comply with the terms and conditions of the Global Commitment for Health waiver approved by the Centers for Medicare and Medicaid Services under Section 1115 of the Social Security Act.

Sec. 65. 2015 Acts and Resolves No.58, Sec. E.301(b) is amended to read:

(b) In addition to the State funds appropriated in this section, a total estimated sum of ~~\$28,995,359~~ \$28,798,500 is anticipated to be certified as State matching funds under the Global Commitment as follows:

\* \* \*

(4) ~~\$2,653,915~~ \$2,338,286 certified State match available via the University of Vermont's Child Health Improvement Program for quality improvement initiatives for the Medicaid program.



(5) ~~\$2,270,889~~ \$2,389,659 certified State match available from local designated mental health and developmental services agencies for eligible mental health services provided under Global Commitment.

**CHANGE FROM GOV REC:** Technical changes, Administration OK with.

Sec. 66. CORRECTIONS APPROPRIATIONS; TRANSFER; REPORT

(a) In fiscal year 2016, the Secretary of Administration may, upon recommendation of the Secretary of Human Services, transfer unexpended funds between the respective appropriations for correctional services and for correctional services – out-of-state beds. At least three days prior to any such transfer being made, the Secretary of Administration shall report the intended transfer to the Joint Fiscal Office and shall report any completed transfers to the Joint Fiscal Committee at its next scheduled meeting.

Sec. 67. 18 V.S.A. § 9404(d) is added to read:

(d) There is hereby created a special fund to be known as the Green Mountain Care Board Regulatory and Administrative Fund pursuant to 32 V.S.A. chapter 7, subchapter 5, for the purpose of providing the financial means for the Green Mountain Care Board to administer its obligations,

responsibilities, and duties as required by law, including pursuant to 8 V.S.A. § 4062, chapters 220 and 221 of this title, and 33 V.S.A. chapter 18. All fees, fines, penalties, and similar assessments received by the Board in the administration of its obligations, responsibilities, and duties shall be credited to the Fund. The Fund may also be used by the Department of Health to administer its obligations, responsibilities, and duties as required by chapter 221 of this title.

Sec. 68. GREEN MOUNTAIN CARE BOARD REGULATORY AND  
ADMINISTRATIVE FUND

(a) The Green Mountain Care Board Regulatory and Administrative Fund established pursuant to 18 V.S.A. § 9404(d) shall be the successor in interest to the Health Care Administration Regulatory and Supervision Fund, formerly codified at 18 V.S.A. § 9404(c) and repealed by 2015 Acts and Resolves No. 54, Sec. 34. Any balance remaining in the Health Care Administration Regulatory and Supervision Fund on the effective date of this act shall be transferred to the Green Mountain Care Board Regulatory and Administrative Fund.

Sec. 69. 2015 Acts and Resolves No. 4, Sec. 69 is amended to read:

Sec. 69. ECONOMIC DEVELOPMENT GRANTS IN WINDHAM

COUNTY

(a) The Secretary of Commerce and Community Development is authorized to ~~grant~~ make grants, repayable grants, and loans from available funds in the Entergy Windham County Economic Development Special Fund received pursuant to the settlement agreement between the State of Vermont, Entergy Nuclear Vermont Yankee, LLC, and Entergy Nuclear Operations, Inc., effective as of December 23, 2013, for the purpose of promoting economic development in Windham County.

Sec. 70. 10 V.S.A. § 446 is amended to read:

§ 446. VERMONT RECREATIONAL TRAILS FUND

A ~~recreational trails fund~~ Recreational Trails Fund is established which shall be subject to the provisions of 32 V.S.A. chapter 7, subchapter 5 ~~of chapter 7 of Title 32~~. There shall be an annual transfer from the ~~transportation fund~~ Transportation Fund to the ~~recreational trails fund of an amount~~ equivalent to a reasonable estimation of the revenues from taxes on nonhighway recreational fuel. This amount shall be three-fourths of one percent of the total state gas tax, not to exceed \$370,000 Recreational Trails Fund in the amount of \$370,000. In each fiscal year, this amount shall be

included in the budget estimates and statements submitted under 32 V.S.A. § 301 for purposes of determining appropriations by the ~~general assembly~~ General Assembly. Appropriations may be made from the ~~fund~~ Fund to design, construct, and maintain recreational trails, to conduct studies and prepare plans, publish maps and information, and to make grants to ~~state~~ State and municipal agencies and nonprofit organizations. The ~~agency of natural resources~~ Agency of Natural Resources shall administer the ~~fund~~ Fund and adopt rules for its use and all monies appropriated shall be used on ~~state~~ State, federal, and municipal lands and on maintenance of trails on public as well as private lands where permission is granted, as follows:

- (1) forty percent to the ~~department of forests, parks and recreation~~ Department of Forests, Parks and Recreation;
- (2) twenty percent for providing grants to municipalities and ~~not-for-profit~~ nonprofit agencies;
- (3) forty percent to the Vermont ~~association of snow travelers~~ Association of Snow Travelers.

#### Sec. 71. SUPPLEMENTAL RAIL SPENDING

(a) Notwithstanding 32 V.S.A. § 706 and the limits on program, project, or activity spending authority approved in the Fiscal Year 2016 Transportation

Program, the Secretary of Transportation, with the approval of the Secretary of Administration and subject to the provisions of subsection (b) of this section, may transfer up to \$3,000,000 in Transportation Fund or Transportation Infrastructure Bond Fund appropriations, other than appropriations for the Town Highway State Aid, Structures, and Class 2 Roadway programs, to the Transportation – Rail appropriation, for the specific purpose of addressing the increased cost of Amtrak service, emergency projects, and projects needing immediate attention during fiscal year 2016.

(b)(1) If a contemplated transfer of an appropriation would not delay the planned work schedule of a project, the Secretary of Transportation may execute the transfer and shall give prompt notice thereof to the Joint Fiscal Office and to the House and Senate Committees on Transportation when the General Assembly is in session and, when the General Assembly is not in session, to the Joint Transportation Oversight Committee.

(2) If a contemplated transfer of an appropriation would, by itself, delay the planned work schedule of a project, the Secretary:

(A) when the General Assembly is in session, may execute the transfer, but shall give the House and Senate Committees on

Transportation advance notice of at least 10 business days prior to  
executing the transfer; or

(B) when the General Assembly is not in session, shall  
obtain the prior approval of the Joint Transportation Oversight  
Committee before the Secretary may execute the transfer.

(3) Contemplated transfers of Transportation Infrastructure Bond  
Fund appropriations shall comply with the limitations on the uses of such  
funds as provided in 19 V.S.A. § 11f.

(c) This section shall be repealed on July 1, 2016.

**CHANGE FROM GOV REC:** Part (3) added to clarify use of fund,  
Administration OK with.

Sec.72. DEPARTMENT FOR CHILDREN AND FAMILIES; GENERAL  
ASSISTANCE REPORT

(a) By March 15, 2016, the Commissioner for Children and Families shall  
provide the House and Senate Committees on Appropriations, the House  
Committees on Human Services and on General, Housing and Military Affairs,  
and the Senate Committee on Health and Welfare a report on the funds spent  
year-to-date, through January and funds authorized through February 28, 2016,  
in the General Assistance budget for emergency housing and homelessness

assistance that details the budgeted funds, usage, and projections for the remainder of the fiscal year for each type of housing service or assistance provided. The report shall also include the status on the development of alternatives to using motels as a solution for emergency housing, including a summary of programs and projects funded through the Office of Economic Opportunity.

**CHANGE FROM GOV REC:** Additional report created for the Department for Children and Families, DCF is aware of the report. Administration OK with.

Sec. 73. GRANT ACCEPTANCE

(a) The following grant is hereby accepted and appropriated to the department indicated for the purpose specified by the grantor:

(1) JFO #2803 \$173,794 grant from the U.S. Department of Labor to the Vermont Commission on Women. These funds shall be used to perform a study of the feasibility of a paid family and medical leave program for the State, which shall build off the recommendations made by the Paid Family Leave Study Committee, established by the General Assembly in 2013. The Commission shall use several contractors to perform the research and analysis.

**CHANGE FROM GOV REC:** Grant originally not approved through the Joint Fiscal Committee review process. After continued conversation between the

Commission on Women and the Legislature it was determined that the Grant should be approved.

Sec. 74. EFFECTIVE DATES

(a) Notwithstanding 1 V.S.A. § 214, Sec. 67 (Green Mountain Care Board Regulatory and Administrative Fund) shall take effect retroactively as of July 1, 2015.

(b) Sec. 60a shall take effect on July 1, 2016.

(c) This section and all remaining sections shall take effect on passage.



**CONFIDENTIAL**  
**LEGISLATIVE BILL REVIEW FORM: 2016**

Bill Number: H.611 Name of Bill: An act relating to fiscal year 2016 budget adjustments

Agency/ Dept.: Finance & Management Author of Bill Review: Emily Byrne

Date of Bill Review: 3/8/2016 Related Bills and Key Players \_\_\_\_\_

Status of Bill: (check one): ☐ Upon Introduction ☐ As passed by 1<sup>st</sup> body ☒ As passed by both

**Recommended Position:**

☒ Support ☐ Oppose ☐ Remain Neutral ☐ Support with modifications identified in #8 below

**Analysis of Bill**

**1. Summary of bill and issue it addresses.** *Describe what the bill is intended to accomplish and why.*

The Bill provides the mid-year FY2016 appropriation adjustments necessary to align current year expenditures with available revenues.

**2. Is there a need for this bill?** *Please explain why or why not.*

The budget adjustment is an annual bill that realigns the current year budget with available resources.

**3. What are likely to be the fiscal and programmatic implications of this bill for this Department?**

This bill adjusts appropriations across state government, primarily in the Agency of Human Services, to realign expenditures with annual experience and to ensure that the state wide budget remains in balance.

**4. What might be the fiscal and programmatic implications of this bill for other departments in state government, and what is likely to be their perspective on it?**

This bill is required for statewide budgetary purposes. All changes were initially submitted to Finance and Management, reviewed, and submitted to the Legislature. Minimal changes to the governor's recommended budget adjustment were made by the legislature through the process.

**5. What might be the fiscal and programmatic implications of this bill for others, and what is likely to be their perspective on it? (for example, public, municipalities, organizations, business, regulated entities, etc)**

This year's budget adjustment had minimal changes and does not include programmatic changes for outside entities.

**6. Other Stakeholders:**

**6.1 Who else is likely to support the proposal and why?**

Primarily this is an administrative change to the state's spending plan. Generally, not controversial.

**6.2 Who else is likely to oppose the proposal and why?**

*Please return this bill review as a Microsoft Word document to [Jahala.Dudley@vermont.gov](mailto:Jahala.Dudley@vermont.gov) & [Jessica.Mishaan@vermont.gov](mailto:Jessica.Mishaan@vermont.gov)*

**7. Rationale for recommendation:** *Justify recommendation stated above.*

The Budget Adjustment is prepared by the Department of Finance and Management. The legislature made only small non-controversial changes to the Governor's proposal. (see attached items)

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**9. Will this bill create a new board or commission AND/OR add or remove appointees to an existing one? If so, which one and how many?**  
No.

Secretary/Commissioner has reviewed this document:  Date: 3/9/16

KEEP: AFDETA FY 2016				CALCULATED	INPUT CHANGES IN THESE COLUMNS			CALCULATED	INPUT EXPLANATIONS OF CHANGES IN THESE COLUMNS		
Sec. #	Dept ID	FY 2016 APPROPRIATIONS BILL	3/8/16 5:08 PM	Total Governor's Recommend BAA FY 2016	HAC Changes	SAC Changes	CC Changes	FY 2016 BAA AS PASSED	Explain HAC Changes	Explain SAC Changes	Explain CC Changes
*** HUMAN SERVICES ***											
B.301	3400004000	Secretary's office - global commitment	Operating expenses	69,303,699			(61,419,431)	7,884,268			
B.301	3400004000	Secretary's office - global commitment	Grants	1,372,464,147	455,411	(88,948)	61,419,431	1,434,250,041	Changes associated with updates to the Global Commitment fund throughout the BAA	GC swap needed to fund needle exchange	Technical Correction
B.301	3400004000	Secretary's office - global commitment	Total	1,441,767,846	455,411	(88,948)	-	1,442,134,309			
B.301	3400004000	Secretary's office - global commitment	Source of funds								
B.301	3400004000	Secretary's office - global commitment	General fund	218,826,400	(1,504,986)	(40,000)		217,281,414			
B.301	3400004000	Secretary's office - global commitment	Special funds	27,899,279	-			27,899,279			
B.301	3400004000	Secretary's office - global commitment	Tobacco Fund	28,079,458	-			28,079,458			
B.301	3400004000	Secretary's office - global commitment	State health care resources fund	280,996,184	1,709,784			282,705,968			
B.301	3400004000	Secretary's office - global commitment	Federal funds	885,926,525	250,613	(48,948)		886,128,190			
B.301	3400004000	Secretary's office - global commitment	Interdepartmental transfers	40,000	-			40,000			
B.301	3400004000	Secretary's office - global commitment	Total	1,441,767,846	455,411	(88,948)	-	1,442,134,309			
B.307	3410015000	Department of Vermont health access - Medicaid program - global commitment	Grants	721,408,653	500,334	(88,948)		721,820,039	Increase Funding Available for the 53rd week.	Reduces funding available for the 53rd week by 89K to increase funding for needle exchange	
B.307	3410015000	Department of Vermont health access -	Total	721,408,653	500,334	(88,948)	-	721,820,039			
B.307	3410015000	Department of Vermont health access -	Source of funds								
B.307	3410015000	Department of Vermont health access -	Global Commitment fund	721,408,653	500,334	(88,948)		721,820,039			
B.307	3410015000	Department of Vermont health access -	Total	721,408,653	500,334	(88,948)	-	721,820,039			
B.312	3420021000	Health - public health	Personal services	39,304,394				39,304,394			
B.312	3420021000	Health - public health	Operating expenses	8,229,404				8,229,404			
B.312	3420021000	Health - public health	Grants	39,661,136	(40,000)	40,000		39,661,136	Removes \$40k from Governor's addition of Needle Exchange program leaving \$35k of new funds.	Adds back \$40K for needle exchange program removed by the House	
B.312	3420021000	Health - public health	Total	87,194,934	(40,000)	40,000	-	87,194,934			
B.312	3420021000	Health - public health	Source of funds								
B.312	3420021000	Health - public health	General fund	6,595,459	(40,000)	40,000		6,595,459			
B.312	3420021000	Health - public health	Special funds	17,004,542				17,004,542			
B.312	3420021000	Health - public health	Tobacco fund	2,461,377				2,461,377			
B.312	3420021000	Health - public health	Global Commitment fund	22,043,386				22,043,386			
B.312	3420021000	Health - public health	Federal funds	37,945,155				37,945,155			
B.312	3420021000	Health - public health	Permanent trust funds	25,000				25,000			
B.312	3420021000	Health - public health	Interdepartmental transfers	1,120,015				1,120,015			
B.312	3420021000	Health - public health	Total	87,194,934	(40,000)	40,000	-	87,194,934			
B.317	3440020000	Department for children and families - family services	Personal services	27,734,138	(199,110)			27,535,028	Push out start date of 35 positions. A combination of GF/GC/FF savings. Plus reduction for mileage reimbursement		
B.317	3440020000	Department for children and families -	Operating expenses	4,171,215				4,171,215			
B.317	3440020000	Department for children and families -	Grants	74,474,790	(78,134)			74,396,656			
B.317	3440020000	Department for children and families -	Total	106,380,143	(277,244)	-	-	106,102,899			
B.317	3440020000	Department for children and families -	Source of funds								
B.317	3440020000	Department for children and families -	General fund	31,173,503	(216,601)			30,956,902			
B.317	3440020000	Department for children and families -	Special funds	1,691,637				1,691,637			
B.317	3440020000	Department for children and families -	Global Commitment fund	48,974,749	(44,922)			48,929,827			
B.317	3440020000	Department for children and families -	Federal funds	24,404,200	(15,721)			24,388,479			
B.317	3440020000	Department for children and families -	Interdepartmental transfers	136,054				136,054			
B.317	3440020000	Department for children and families -	Total	106,380,143	(277,244)	-	-	106,102,899			
B.346		Total human services	Total human services	3,897,018,395	638,501	(137,896)		3,897,519,000			
B.346		Total human services	Personal services	551,470,060	(199,110)			551,270,950			
B.346		Total human services	Operating expenses	152,795,648	-		(61,419,431)	91,376,217			
B.346		Total human services	Grants	3,192,752,687	837,611	(137,896)	61,419,431	3,254,871,833			
B.346		Total human services	Source of funds								
B.346		Total human services	General fund	679,675,255	(1,761,587)	-	-	677,913,668			
B.346		Total human services	Special funds	97,129,681	-	-	-	97,129,681			
B.346		Total human services	Tobacco fund	31,952,069	-	-	-	31,952,069			
B.346		Total human services	State health care resources fund	280,996,184	1,709,784	-	-	282,705,968			
B.346		Total human services	Education fund	3,886,204	-	-	-	3,886,204			

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B.346		Total human services	Federal funds	1,388,746,088	234,892	(48,948)	-	1,388,932,032			
B.346		Total human services	Global Commitment fund	1,378,679,121	455,412	(88,948)	-	1,379,045,585			
B.346		Total human services	Internal service funds	1,816,195	-	-	-	1,816,195			
B.346		Total human services	Interdepartmental transfers	34,112,598	-	-	-	34,112,598			
B.346		Total human services	Permanent trust funds	25,000	-	-	-	25,000			
B.346		Total human services	Total	3,897,018,395	638,501	(137,896)	-	3,897,519,000			
*** TRANSPORTATION ***											
B.901	8100000200	Transportation - aviation	Personal services	2,669,668				2,669,668			
B.901	8100000200	Transportation - aviation	Operating expenses	11,883,200	3,000,000			14,883,200	Newport and Clarendon projects advancing more rapidly than anticipated. 90/10 match. As per Admin recommendation.		
B.901	8100000200	Transportation - aviation	Grants	204,000				204,000			
B.901	8100000200	Transportation - aviation	Total	14,756,868	3,000,000	-	-	17,756,868			
B.901	8100000200	Transportation - aviation	Source of funds								
B.901	8100000200	Transportation - aviation	Transportation fund	4,667,668	300,000			4,967,668			
B.901	8100000200	Transportation - aviation	Federal funds	9,954,000	2,700,000			12,654,000			
B.901	8100000200	Transportation - aviation	Local match	135,200				135,200			
B.901	8100000200	Transportation - aviation	Total	14,756,868	3,000,000	-	-	17,756,868			
B.903	8100001100	Transportation - program development	Personal services	44,751,656				44,751,656			
B.903	8100001100	Transportation - program development	Operating expenses	195,303,472				195,303,472			
B.903	8100001100	Transportation - program development	Grants	35,813,117				35,813,117			
B.903	8100001100	Transportation - program development	Total	275,868,245	-	-	-	275,868,245			
B.903	8100001100	Transportation - program development	Source of funds								
B.903	8100001100	Transportation - program development	Transportation fund	37,773,154	100,000			37,873,154	Covers Jan forecast downgrade in TIB with part of upgrade in TF. As per Admin recommendation.		
B.903	8100001100	Transportation - program development	TIB fund	11,146,913	(100,000)			11,046,913			
B.903	8100001100	Transportation - program development	Local match	1,114,406				1,114,406			
B.903	8100001100	Transportation - program development	Federal funds	225,808,772				225,808,772			
B.903	8100001100	Transportation - program development	Special funds	25,000				25,000			
B.903	8100001100	Transportation - program development	Interdepartmental transfers	-				-			
B.903	8100001100	Transportation - program development	Total	275,868,245	-	-	-	275,868,245			
B.905	8100002000	Transportation - maintenance state system	Personal services	43,784,445				43,784,445			
B.905	8100002000	Transportation - maintenance state system	Operating expenses	43,190,139	(707,917)			42,482,222	Estimated fuel savings, reallocated to Sec. B.917. As per Admin recommendation.		
B.905	8100002000	Transportation - maintenance state system	Grants	95,000				95,000			
B.905	8100002000	Transportation - maintenance state system	Total	87,069,584	(707,917)	-	-	86,361,667			
B.905	8100002000	Transportation - maintenance state system	Source of funds								
B.905	8100002000	Transportation - maintenance state system	Transportation fund	82,469,447	(707,917)			81,761,530			
B.905	8100002000	Transportation - maintenance state system	Federal funds	4,500,137				4,500,137			
B.905	8100002000	Transportation - maintenance state system	Interdepartmental transfers	100,000				100,000			
B.905	8100002000	Transportation - maintenance state system	Total	87,069,584	(707,917)	-	-	86,361,667			
B.907	8100002300	Transportation - rail	Personal services	4,746,680				4,746,680			
B.907	8100002300	Transportation - rail	Operating expenses	30,032,151	235,000			30,267,151	Emergency projects, and Amtrak exceeding budget. As per Admin recommendation.		
B.907	8100002300	Transportation - rail	Grants	370,000				370,000			
B.907	8100002300	Transportation - rail	Total	35,148,831	235,000	-	-	35,383,831			
B.907	8100002300	Transportation - rail	Source of funds								
B.907	8100002300	Transportation - rail	Transportation fund	15,414,997	235,000			15,649,997			
B.907	8100002300	Transportation - rail	TIB fund	564,364				564,364			
B.907	8100002300	Transportation - rail	Federal funds	19,169,470				19,169,470			
B.907	8100002300	Transportation - rail	Total	35,148,831	235,000	-	-	35,383,831			
B.909	8110000200	Transportation - central garage	Personal services	4,508,403				4,508,403			
B.909	8110000200	Transportation - central garage	Operating expenses	15,801,157	(707,917)			15,093,240	Reduced payments from Maintenance as a result of fuel savings. As per Admin		
B.909	8110000200	Transportation - central garage	Total	20,309,560	(707,917)	-	-	19,601,643			
B.909	8110000200	Transportation - central garage	Source of funds								
B.909	8110000200	Transportation - central garage	Internal service funds	20,309,560	(707,917)			19,601,643			
B.909	8110000200	Transportation - central garage	Total	20,309,560	(707,917)	-	-	19,601,643			

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B.910	8100002100	Department of motor vehicles	Personal services	17,566,584	220,000			17,786,584	Portion of Jan forecast net upgrade of \$800K for queueing system upgrade/replacement. As per		
B.910	8100002100	Department of motor vehicles	Operating expenses	9,426,323	45,000			9,471,323			
B.910	8100002100	Department of motor vehicles	Total	26,992,907	265,000	-	-	27,257,907			
B.910	8100002100	Department of motor vehicles	Source of funds								
B.910	8100002100	Department of motor vehicles	Transportation fund	25,303,741	265,000			25,568,741			
B.910	8100002100	Department of motor vehicles	Federal funds	1,689,166				1,689,166			
B.910	8100002100	Department of motor vehicles	Total	26,992,907	265,000	-	-	27,257,907			
B.917	8100001400	Transportation - town highway: state aid for nonfederal disasters	Grants	2,135,400	707,917			2,843,317	Increase needed for Summer 2015 events.		
B.917	8100001400	Transportation - town highway: state aid	Total	2,135,400	707,917	-	-	2,843,317			
B.917	8100001400	Transportation - town highway: state aid	Source of funds								
B.917	8100001400	Transportation - town highway: state aid	Transportation fund	2,135,400	707,917			2,843,317			
B.917	8100001400	Transportation - town highway: state aid	Total	2,135,400	707,917	-	-	2,843,317			
B.922		Total transportation	Total transportation	618,454,386	2,792,083	-	-	621,246,469			
B.922		Total transportation	Personal services	138,380,634	220,000	-	-	138,600,634			
B.922		Total transportation	Operating expenses	330,206,258	1,864,166	-	-	332,070,424			
B.922		Total transportation	Grants	149,867,494	707,917	-	-	150,575,411			
B.922		Total transportation	Source of funds								
B.922		Total transportation	Transportation fund	237,532,697	900,000	-	-	238,432,697			
B.922		Total transportation	TIB fund	13,612,498	(100,000)	-	-	13,512,498			
B.922		Total transportation	Special funds	1,990,000	-	-	-	1,990,000			
B.922		Total transportation	Federal funds	342,305,346	2,700,000	-	-	345,005,346			
B.922		Total transportation	Internal service funds	20,309,560	(707,917)	-	-	19,601,643			
B.922		Total transportation	Interdepartmental transfers	130,000	-	-	-	130,000			
B.922		Total transportation	Local match	2,574,285	-	-	-	2,574,285			
B.922		Total transportation	TIB Proceeds Fund	-	-	-	-	-			
B.922		Total transportation	Total	618,454,386	2,792,083	-	-	621,246,469			
FISCAL YEAR 2016 ONE-TIME											
B.1103		SOA Administrative Savings	Personal Services	(2,131,038)	(34,404)			(2,165,442)			
B.1103		SOA Administrative Savings	Total	(2,131,038)	(34,404)	-	-	(2,165,442)			
B.1103		SOA Administrative Savings	Source of funds								
B.1103		SOA Administrative Savings	General fund	(2,131,038)	(34,404)	-	-	(2,165,442)			
B.1103		SOA Administrative Savings	Total	(2,131,038)	(34,404)	-	-	(2,165,442)			
B.1104		State Employee Contract Savings	Personal Services	(9,145,098)	56,904			(9,088,194)			
B.1104		State Employee Contract Savings	Total	(9,145,098)	56,904	-	-	(9,088,194)			
B.1104		State Employee Contract Savings	Source of funds								
B.1104		State Employee Contract Savings	General fund	(7,645,098)	56,904	-	-	(7,588,194)	Updated to correct an Error in original recommendation		
B.1104		State Employee Contract Savings	Transportation fund	(1,500,000)		-	-	(1,500,000)			
B.1104		State Employee Contract Savings	Total	(9,145,098)	56,904	-	-	(7,588,194)			
OTHER BILLS											
B.1105		Pay Act - All Branches	Personal services	9,670,797	(630,536)			9,040,261			
B.1105		Pay Act - All Branches	Total	9,670,797	(630,536)	-	-	9,040,261			
B.1105		Pay Act - All Branches	Source of funds								
B.1105		Pay Act - All Branches	General fund	7,670,797	(630,536)			7,040,261	Updated pay act number to correct error and to reflect funds needed to manage revenue downgrade		
B.1105		Pay Act - All Branches	Transportation fund	2,000,000				2,000,000			
B.1105		Pay Act - All Branches	Total	9,670,797	(630,536)	-	-	9,040,261			
TOTALS - ALL APPROPRIATIONS (NOT P				Total	7,532,084,313	2,822,548	(137,896)	-	7,534,768,965		
TOTALS - ALL APPROPRIATIONS (NOT P				Source of funds							
TOTALS - ALL APPROPRIATIONS (NOT P				General fund	1,484,479,615	(2,369,623)	-	-	1,482,109,992		
TOTALS - ALL APPROPRIATIONS (NOT P				Transportation fund	266,764,380	900,000	-	-	267,664,380		
TOTALS - ALL APPROPRIATIONS (NOT P				TIB fund	13,612,498	(100,000)	-	-	13,512,498		
TOTALS - ALL APPROPRIATIONS (NOT P				Special funds	295,234,259	-	-	-	295,234,259		
TOTALS - ALL APPROPRIATIONS (NOT P				Tobacco fund	33,324,925	-	-	-	33,324,925		
TOTALS - ALL APPROPRIATIONS (NOT P				State health care resources fund	284,196,184	1,709,784	-	-	285,905,968		
TOTALS - ALL APPROPRIATIONS (NOT P				Fish & Wildlife fund	9,291,075	-	-	-	9,291,075		
TOTALS - ALL APPROPRIATIONS (NOT P				Education fund	1,551,781,046	-	-	-	1,551,781,046		
TOTALS - ALL APPROPRIATIONS (NOT P				Retired Teachers Health Fund	-	-	-	-	-		

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		TOTALS - ALL APPROPRIATIONS (NOT P	Federal funds	1,989,064,061	2,934,892	(48,948)	-	1,991,950,005			
		TOTALS - ALL APPROPRIATIONS (NOT P	ARRA funds	1,390,158	-	-	-	1,390,158			
		TOTALS - ALL APPROPRIATIONS (NOT P	TIB debt service fund	2,504,913	-	-	-	2,504,913			
		TOTALS - ALL APPROPRIATIONS (NOT P	General obligation bond debt fund	-	-	-	-	-			
		TOTALS - ALL APPROPRIATIONS (NOT P	Global Commitment fund	1,389,582,170	455,412	(88,948)	-	1,389,948,634			
		TOTALS - ALL APPROPRIATIONS (NOT P	Internal service funds	108,808,551	(707,917)	-	-	108,100,634			
		TOTALS - ALL APPROPRIATIONS (NOT P	Interdepartmental transfers	64,919,845	-	-	-	64,919,845			
		TOTALS - ALL APPROPRIATIONS (NOT P	Local match	2,574,285	-	-	-	2,574,285			
		TOTALS - ALL APPROPRIATIONS (NOT P	TIB Proceeds fund	-	-	-	-	-			
		TOTALS - ALL APPROPRIATIONS (NOT P	Permanent trust funds	26,000	-	-	-	26,000			
		TOTALS - ALL APPROPRIATIONS (NOT P	Enterprise funds	12,020,634	-	-	-	12,020,634			
		TOTALS - ALL APPROPRIATIONS (NOT P	Pension trust funds	21,370,521	-	-	-	21,370,521			
		TOTALS - ALL APPROPRIATIONS (NOT P	Private purpose trust funds	1,139,193	-	-	-	1,139,193			
		TOTALS - ALL APPROPRIATIONS (NOT P	Total	7,532,084,313	2,822,548	(137,896)	-	7,534,768,965			