

1 Introduced by Committee on Corrections and Institutions

2 Date:

3 Subject: Capital construction; capital appropriations; State bonding

4 Statement of purpose of bill as introduced: This bill proposes to authorize  
5 bonding, appropriate capital funds, and address miscellaneous related items.

6 An act relating to capital construction and State bonding

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

8 \* \* \* Capital Appropriations \* \* \*

9 Sec. 1. LEGISLATIVE INTENT

10 (a) It is the intent of the General Assembly that of the \$123,180,000.00  
11 authorized in this act, not more than \$XXXXXXXX shall be appropriated in the  
12 first year of the biennium, and the remainder shall be appropriated in the second  
13 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 a Capital Construction and State Bonding Adjustment  
17 Bill. It is the intent of the General Assembly that unless otherwise indicated, all  
18 appropriations in this act are subject to capital budget adjustment.

19 Sec. 2. STATE BUILDINGS

20 (a) The following sums are appropriated to the Department of Buildings and

1 General Services (BGS), and the Commissioner is authorized to direct funds  
2 appropriated in this section to the projects contained in this section; however, no  
3 project shall be canceled unless the Chairs of the Senate Committee on  
4 Institutions and the House Committee on Corrections and Institutions are  
5 notified before that action is taken.

6 (b) The following sums are appropriated in FY 2020:

7 (1) Statewide, BGS engineering and architectural project costs:

8 \$3,583,423.00

9 (2) Statewide, physical security enhancements:

\$275,000.00

10 (3) Statewide, major maintenance:

\$6,500,000.00

11 (4) Statewide, planning, use, and contingency:

\$500,000.00

12 (5) Burlington, 108 Cherry Street, parking garage repairs:

13 \$3,000,000.00

14 (6) Montpelier, 120 State Street, stair towers and rear entry:

15 \$3,500,000.00

16 (7) Montpelier, State house, new carpeting or carpeting repair near the

17 Governor's ceremonial office, the Cedar Creek Room, and the Card Room:

18 \$45,000.00

19 (8) Montpelier, Department of Labor, facilities modernization project:

20 \$120,000.00

1	(9) Newport, <u>Northeast State Correctional Facility</u> , direct digital control	
2	<u>system replacement:</u>	<u>\$900,000.00</u>
3	(10) Rutland, Asa Bloomer, major renovation:	<u>\$250,000.00</u>
4	(11) Southern State Correctional Facility, door control project:	
5		<u>\$1,450,000.00</u>
6	<u>(c) The following sums are appropriated in FY 2021:</u>	
7	(1) Statewide, BGS engineering and architectural project costs:	
8		<u>\$3,735,000.00</u>
9	(2) Statewide, physical security enhancements:	<u>\$275,000.00</u>
10	(3) Statewide, major maintenance:	<u>\$6,557,813.00</u>
11	(4) Statewide, planning, use, and contingency:	<u>\$500,000.00</u>
12	(5) Burlington, 108 Cherry Street, parking garage repairs:	
13		<u>\$7,500,000.00</u>
14	(6) Montpelier, State house, historical restorations:	<u>\$75,000.00</u>
15	(7) Montpelier, Department of Labor, facilities modernization project:	
16		<u>\$300,000.00</u>
17	(8) Newport, <u>Northeast State Correctional Facility</u> , direct digital control	
18	<u>system replacement:</u>	<u>\$900,000.00</u>
19	(9) Rutland, Asa Bloomer, major renovation:	<u>\$250,000.00</u>
20	(10) Southern State Correctional Facility, door control project:	
21		<u>\$1,000,000.00</u>

1	<u>Appropriation – FY 2020</u>	<u>\$20,153,423.00</u>
2	<u>Appropriation – FY 2021</u>	<u>\$21,092,813.00</u>
3	<u>Total Appropriation – Section 2</u>	<u>\$41,246,236.00</u>

4 Sec. 3. HUMAN SERVICES

5 (a) The following sums are appropriated in FY 2020 to the Department of  
6 Buildings and General Services for the Agency of Human Services for the  
7 following projects described in this subsection:

8 (1) Statewide, therapeutic community residence, replacement, land  
9 acquisition, design, permitting, and construction documents: \$3,000,000.00

10 (2) Rutland, Rutland Regional Medical Center, therapeutic community  
11 residence: \$100,000.00

12 (3) Department of Vermont Health Access, Integrated Eligibility and  
13 Enrollment: \$4,750,000.00

14 (4) Statewide, correctional facility, life safety and security needs and  
15 enhancements: \$250,000.00

16 (5) Statewide, correctional facility, replacement of Chittenden Regional  
17 Correctional Facility, planning and feasibility: \$250,000.00

18 (b) The following sums are appropriated in FY 2021 to the Department of  
19 Buildings and General Services for the Agency of Human Services for the  
20 following projects described in this subsection:



1 when evaluating site locations, preference shall be first given to State-owned  
2 property.

3 (3) The Commissioner of Buildings and General Services shall notify the  
4 House Committee on Corrections and Institutions and the Senate Committee on  
5 Institutions at least monthly of updates on the recommendation described in this  
6 subsection.

7 <u>Appropriation – FY 2020</u>	<u>\$8,320,000.00</u>
8 <u>Appropriation – FY 2021</u>	<u>\$5,625,000.00</u>
9 <u>Total Appropriation – Section 3</u>	<u>\$13,945,000.00</u>

10 Sec. 4. JUDICIARY

11 The sum of \$1,496,398.00 is appropriated in FY 2020 to the Judiciary for the  
12 case management IT system.

13 <u>Appropriation – FY 2020</u>	<u>\$1,496,398.00</u>
14 <u>Total Appropriation – Section 4</u>	<u>\$1,496,398.00</u>

15 Sec. 5. COMMERCE AND COMMUNITY DEVELOPMENT

16 (a) The following sums are appropriated in FY 2020 to the Department of  
17 Buildings and General Services for the Agency of Commerce and Community  
18 Development:

19 <u>(1) Major maintenance at historic sites statewide:</u>	<u>\$250,000.00</u>
20 <u>(2) Schooner Lois McClure, repairs and upgrades:</u>	<u>\$22,500.00</u>



1	<u>Appropriation – FY 2021</u>	<u>\$300,000.00</u>
2	<u>Total Appropriation – Section 5</u>	<u>\$722,500.00</u>
3	Sec. 6. GRANT PROGRAMS	
4	<u>(a) The following sums are appropriated in FY 2020 for Building</u>	
5	<u>Communities Grants established in 24 V.S.A. chapter 137:</u>	
6	<u>(1) To the Agency of Commerce and Community Development, Division</u>	
7	<u>for Historic Preservation, for the Historic Preservation Grant Program:</u>	
8		<u>\$200,000.00</u>
9	<u>(2) To the Agency of Commerce and Community Development, Division</u>	
10	<u>for Historic Preservation, for the Historic Barns Preservation Grant Program:</u>	
11		<u>\$200,000.00</u>
12	<u>(3) To the Vermont Council on the Arts for the Cultural Facilities Grant</u>	
13	<u>Program, the sum of which may be used to match funds that may be made</u>	
14	<u>available from the National Endowment for the Arts, provided that all capital</u>	
15	<u>funds are made available to the Cultural Facilities Grant Program:</u>	
16		<u>\$200,000.00</u>
17	<u>(4) To the Department of Buildings and General Services for the</u>	
18	<u>Recreational Facilities Grant Program:</u>	<u>\$200,000.00</u>
19	<u>(5) To the Department of Buildings and General Services for the Human</u>	
20	<u>Services and Educational Facilities Competitive Grant Program (Human</u>	
21	<u>Services):</u>	<u>\$100,000.00</u>













1	<u>Appropriation – FY 2020</u>	<u>\$8,970,807.00</u>
2	<u>Appropriation – FY 2021</u>	<u>\$7,316,400.00</u>
3	<u>Total Appropriation – Section 10</u>	<u>\$16,287,207.00</u>

4 Sec. 11. CLEAN WATER INITIATIVES

5 (a) The sum of \$3,450,000.00 is appropriated in FY 2020 to the Agency of  
6 Agriculture, Food and Markets for water quality grants and contracts.

7 (b) The following sums are appropriated in FY 2020 to the Agency of  
8 Natural Resources for the Department of Environmental Conservation projects  
9 described in this subsection:

10 (1) Water Pollution Control Fund, Clean Water State/EPA Revolving  
11 Loan Fund (CWSRF) match: \$2,500,000.00

12 (2) Municipal Pollution Control Grants, pollution control projects and  
13 planning advances for feasibility studies: \$3,300,000.00

14 (c)(1) The sum of \$50,000.00 is appropriated in FY 2020 to the Agency of  
15 Natural Resources for the Department of Forests, Parks and Recreation for a  
16 grant for forestry skidder bridges.

17 (2) An applicant for a grant awarded pursuant to subdivision (1) of this  
18 subsection shall pay at least 40 percent of the total cost of a wooden skidder  
19 bridge, and at least 20 percent of the cost of a steel skidder bridge.

20 (d)(1) The following sums are appropriated in FY 2020 to the Vermont  
21 Housing and Conservation Board for the following projects:

1           (A) Agricultural water quality projects:                   \$1,100,000.00

2           (B) Land conservation and water quality projects:       \$1,700,000.00

3           (2) A grant issued under subdivision (1)(A) of this subsection:

4           (A) shall not be considered a State grant under 6 V.S.A. chapter 215,  
5           subchapter 3 for purposes of calculating the maximum amount of a State water  
6           quality assistance award under 6 V.S.A. § 4824 or 4826; and

7           (B) may be used to satisfy a grant recipient’s cost share requirements.

8           (e) The sum of \$13,900,000.00 is appropriated in FY 2021 to the Agency of  
9           Natural Resources for the Department of Environmental Conservation for clean  
10           water implementation projects.

11           (f) On or before December 1, 2019:

12           (1) the Clean Water Board shall review and recommend Clean Water Act  
13           implementation programs funded from subdivision (e) of this section; and

14           (2) the Board shall submit the list of programs recommended for FY 2021  
15           to the Chairs of the House Committee on Corrections and Institutions and the  
16           Senate Committee on Institutions and to the Governor for the FY 2021 capital  
17           budget adjustment report.

18           (g) In FY 2020 and FY 2021, any agency that receives funding from this  
19           section shall consult with the State Treasurer to ensure that the projects that  
20           receiving funding under this section are capital eligible.

1	<u>Appropriation – FY 2020</u>	<u>\$12,100,000.00</u>
2	<u>Appropriation – FY 2021</u>	<u>\$13,900,000.00</u>
3	<u>Total Appropriation – Section 11</u>	<u>\$26,000,000.00</u>

4 Sec. 12. MILITARY

5 (a) The sum of \$700,000.00 is appropriated in FY 2020 to the Department of  
6 Military for maintenance, and renovations at State armories. To the extent  
7 feasible, these funds shall be used to match federal funds.

8 (b) The sum of \$800,000.00 are appropriated in FY 2021 to the Department  
9 of Military for the projects described in subsection (a) of this section.

10	<u>Appropriation – FY 2020</u>	<u>\$700,000.00</u>
11	<u>Appropriation – FY 2021</u>	<u>\$800,000.00</u>
12	<u>Total Appropriation – Section 12</u>	<u>\$1,500,000.00</u>

13 Sec. 13. PUBLIC SAFETY

14 (a) The sum of \$700,000.00 is appropriated in FY 2020 to the Department of  
15 Buildings and General Services for design documents for the relocation of the  
16 Middlesex Field Station.

17 (b) The sum of \$1,500,000.00 is appropriated in FY 2020 to the Department  
18 of Public Safety for the School Safety and Security Grant Program, as described  
19 in Sec. 37 of this act.



1	<u>Appropriation – FY 2021</u>	<u>\$200,000.00</u>
2	<u>Total Appropriation – Section 14</u>	<u>\$500,000.00</u>

3 Sec. 15. VERMONT RURAL FIRE PROTECTION

4 (a) The sum of \$75,000.00 is appropriated in FY 2020 to the Department of  
5 Public Safety for the Vermont Rural Fire Protection Task Force for the dry  
6 hydrant program.

7 (b) The sum of \$75,000.00 is appropriated in FY 2021 to the Department of  
8 Public Safety for the Vermont Rural Fire Protection Task Force for the project  
9 described in subsection (a) of this section.

10	<u>Appropriation – FY 2020</u>	<u>\$75,000.00</u>
11	<u>Appropriation – FY 2021</u>	<u>\$75,000.00</u>
12	<u>Total Appropriation – Section 15</u>	<u>\$150,000.00</u>

13 Sec. 16. DEPARTMENT OF LABOR

14 (a) The sum of \$400,000.00 is appropriated in FY 2020 to the Department of  
15 Labor to fund the Adult Career and Technical Education Equipment Grant Pilot  
16 Program to provide capital-eligible equipment to support adult tech programs.

17 (b) The sum of \$400,000.00 is appropriated in FY 2021 to the Department of  
18 Labor to fund the project described in subsection (a) of this section.

19	<u>Appropriation – FY 2020</u>	<u>\$400,000.00</u>
20	<u>Appropriation – FY 2021</u>	<u>\$400,000.00</u>
21	<u>Total Appropriation – Section 15</u>	<u>\$800,000.00</u>

1       Sec. 17 SERGEANT AT ARMS

2           The following sums are appropriated in FY 2020 to the Sergeant at Arms for  
3 the following projects:

4           (1) initial installation and configuration of the core components required  
5 for the General Assembly audio system (backbone) and the installation and  
6 configuration of the specific House Chamber components:       \$728,000.00

7           (2) chairs for Committee rooms:                               \$30,000.00

8       Appropriation – FY 2020   \$758,000.00

9       Total Appropriation – Section 17                                   \$758,000.00

10       Sec. 18. VERMONT HOUSING AND CONSERVATION BOARD

11       (a) The sum of \$1,800,000.00 is appropriated in FY 2020 to the Vermont  
12 Housing and Conservation Board for housing projects.

13       (b) The sum of \$1,800,000.00 is appropriated in FY 2021 to the Vermont  
14 Housing and Conservation Board for the project described in subsection (a) of  
15 this section.

16       Appropriation – FY 2020   \$1,800,000.00

17       Appropriation – FY 2021   \$1,800,000.00

18       Total Appropriation – Section 18                                   \$3,600,000.00





1 entities to which funds are appropriated pursuant to this section and for which  
2 bonding is required as the source of funds, pursuant to 32 V.S.A. § 954.

3 Total Revenues – Section 21 \$123,180,000.00

4 \* \* \* Policy \* \* \*

5 \* \* \* Buildings and General Services \* \* \*

6 Sec. 22. PROPERTY TRANSACTIONS; MISCELLANEOUS

7 (a)(1) The Commissioner of Buildings and General Services is authorized to  
8 sell the following five properties:

9 (A) Jay Peak Villages Townhouse V132, 236 South Village Road,  
10 Jay, Vermont;

11 (B) Parcel Number 17-0400027, Shallow Brook Road, TH 40,  
12 Jay, Vermont;

13 (C) Parcel Number 06-0040006, known as Okcha Land, 76.3 Acres,  
14 Jay, Vermont;

15 (D) Vermont Aquiras Farms, 1294 Loop Road, Troy, Vermont; and

16 (E) Parcel Number 7020043.000, 4452 Darling Hill Road, Burke,  
17 Vermont.

18 (2) Notwithstanding 29 V.S.A. § 166(d), the net proceeds of the sale of  
19 the properties describes in subdivision (1) of this subsection (a) shall be

1 transferred to the Newport Economic Development Settlement Fund at the  
2 Department of Economic Development (Dept ID 7120010481).

3 (b)(1) The Commissioner of Buildings and General Services is authorized to  
4 transfer a 20-foot by 20-foot parcel located on the Monacy National Battlefield  
5 located at 5201 Urbana Pike, Frederick, Maryland to the United States National  
6 Park Service.

7 (2) The Commissioner of Buildings and General Services, on behalf of  
8 the Division for Historic Preservation, is also authorized to enter into an  
9 agreement to transfer the 10th Vermont Volunteer Infantry Regiment Monument  
10 at the Monocacy National Battlefield Park in Frederick, Maryland, to the United  
11 States National Park Service. The transfer shall be subject to conditions that  
12 ensure rights of access, public visitation, and preservation of the Monument.

13 Sec. 23. 2016 Acts and Resolves No. 88, Sec. 3a is amended to read:

14 Sec. 3a. REPEAL

15 2 V.S.A. chapter 30 (Capitol Complex Security Advisory Committee) is  
16 repealed on ~~June 30, 2019~~ June 30, 2021.

17 Sec. 24. 2013 Acts and Resolves No. 1, Sec. 100(c), as amended by 2014 Acts  
18 and Resolves No. 179, Sec. E.113.1, 2015 Acts and Resolves No. 58, Sec. 113.1,  
19 2017 Acts and Resolves No. 84, Sec. 29, and 2018 Acts and Resolves No. 190,  
20 Sec. 19 is further amended to read:

1 (c) Sec. 97 (general obligation debt financing) shall take effect on ~~July 1,~~  
2 ~~2019~~ July 1, 2020.

3 Sec. 25. STATE HOUSE SPACE; SHORT-TERM; ASSESSMENT

4 On or before January 15, 2020, the Sergeant at Arms and the Commissioner  
5 of Buildings and General Services shall conduct an assessment of space needs  
6 for legislative staff and Capitol Police offices in the State House and prepare a  
7 report with options for space reconfiguration to the House Committee on  
8 Corrections and Institutions and the Senate Committee on Institutions.

9 \* \* \* Corrections \* \* \*

10 **Sec. 26. COUNCIL ON STATE GOVERNMENTS; CORRECTIONS; STUDY**

11 The Executive, Judicial, and Legislative Branches shall coordinate with the  
12 Council on State Governments (the “CSG”) to engage CSG to conduct a review  
13 of programming and population trends in Vermont’s correctional facilities.

14 \* \* \* Human Services \* \* \*

15 Sec. 27. 2017 Acts and Resolves No. 84, Sec. 3, as amended by 2018 Acts and  
16 Resolves No. 190, Sec. 2, is further amended to read:

17 Sec. 3. HUMAN SERVICES

18 \* \* \*

19 (b) The following sums are appropriated in FY 2019 to the Department of  
20 Buildings and General Services for the Agency of Human Services:

21 \* \* \*



\* \* \*

1  
2 **Sec. 28. REPLACEMENT OF MIDDLESEX SECURE RESIDENTIAL**

3 **RECOVERY FACILITY**

4 (a) Intent. To the extent that the Department of Disabilities, Aging, and  
5 Independent Living (DAIL) amends its rules pertaining to therapeutic  
6 community residences to allow secure residential recovery facilities to utilize  
7 emergency involuntary procedures and that these rules are identical to the rules  
8 adopted by the Department of Mental Health governing the use of emergency  
9 involuntary procedures in psychiatric inpatient units, it is the intent of the  
10 General Assembly that the State shall replace the Middlesex Secure Residential  
11 Recovery facility by:

12 (1) exploring the placement of eight interim or permanent beds at a  
13 facility operated by the Rutland Regional Medical Center (RRMC) and Rutland  
14 Mental Health Services (RMHS)(the RRMC and RMHS Proposal); and

15 (2) constructing a State-owned facility for up to an additional 16 beds  
16 (the State-Owned Secure Residential Recovery Facility Proposal).

17 (b) Bed Study. On or before August 15, 2019, the Department of Mental  
18 Health shall conduct a bed study to determine secure residential recovery facility  
19 bed capacity needs. The Department shall submit a copy of the study to the  
20 House Committees on Corrections and Institutions and on Health Care and the  
21 Senate Committees on Institutions and on Health and Welfare. The Department

1 shall also notify the Department of Buildings and General Services of the results  
2 of the study.

3 (c) RRMC and RMHS Proposal. For the amounts authorized in Sec. 3(a)(2)  
4 of this act:

5 (1) The Secretary of Human Services is authorized to commence  
6 negotiations for the RRMC and RMHS Proposal; provided, however, that an  
7 agreement shall not be finalized until the Secretary takes into consideration the  
8 results of the study described in subsection (b) of this section. The negotiations  
9 with RRMC and RMHS shall require that any agreement include the following  
10 provisions:

11 (A) the RRMC and RMHS shall provide access to eight beds to the  
12 State in a therapeutic community residence deemed appropriate by the  
13 Department of Mental Health to provide an adequate level of secure or other  
14 residential care that meets the highest priority of the State's identified needs, for  
15 a period determined by the Secretary to be in the best interests of the State;

16 (B) the RRMC and RMHS shall target a completion date for the  
17 project of June 2021;

18 (C) terms and conditions that ensure the protection of State investment  
19 of capital appropriations, including:

20 (i) authority for the Agency of Human Services to access RRMC's  
21 and RMHS's financials to ensure success of the project;

1                   (ii) a process for sharing necessary information with the Agency of  
2                   Human Services for its statutory oversight responsibilities; and

3                   (iii) a process for reviewing the development of architectural plans  
4                   to ensure that the plans comply with subdivision (1)(A) this subsection;

5                   (D) ensure that the proposed facility shall be part of the “no refusal  
6                   system” pursuant to 18 V.S.A. § 71017; and

7                   (E) ensure that if the project meets existing statutory authority for  
8                   exemption from the certificate of need (CON) process set forth in 18 V.S.A.  
9                   chapter 221, subchapter 5, that a process conducted by the Agency of Human  
10                  Services provides an equivalent level of review and interested party or  
11                  stakeholder input as the CON process and meets all Americans with Disabilities  
12                  Act requirements.

13                  (2) The Commissioner of Buildings and General Services and the  
14                  Secretary of Human Services may propose draft legislation to the House  
15                  Committees on Corrections and Institutions and on Health Care and the Senate  
16                  Committees on Health and Welfare and on Institutions that may be necessary to  
17                  execute the agreement described in subdivision (1) of this subsection.

18                  (3) On or before October 15, 2019, the Secretary of Human Services shall  
19                  notify the Chairs of the House Committees on Corrections and Institutions and  
20                  on Health Care and of the Senate Committees on Health and Welfare and on  
21                  Institutions if an agreement between the RRMC, RMHS, and the State of

1 Vermont cannot be reached and shall submit to them any alternative plan for an  
2 equivalent replacement for secure residential recovery bed capacity. With  
3 approval of the Speaker of the House and the President Pro Tempore of the  
4 Senate, as appropriate, the House Committees on Corrections and Institutions  
5 and on Health Care and the Senate Committees on Health and Welfare and on  
6 Institutions may meet up to two times when the General Assembly is not in  
7 session to evaluate, approve, or recommend alterations to the proposal.  
8 Members of the House Committees on Corrections and Institutions and on  
9 Health Care and the Senate Committees on Health and Welfare and on  
10 Institutions shall be entitled to receive a per diem and expenses as provided in  
11 2 V.S.A. § 406. The Secretary of Human Services shall submit a copy of the  
12 alternative proposal described in this subdivision to the Joint Fiscal Committee.

13 (d) State-owned Secure Residential Recovery Facility Proposal.

14 (1) On or before October 15, 2019, the Secretary of Human Services and  
15 the Commissioner of Buildings and General Services shall develop a proposal  
16 that expedites the closure of the Middlesex Secure Residential Recovery Facility  
17 and provides for construction of a 16-bed State-owned secure residential  
18 recovery facility described in subsection (a) of this section and shall present this

1 proposal to the House Committee on Corrections and Institutions and the Senate  
2 Committee on Institutions.

3 (2) With approval of the Speaker of the House and the President Pro  
4 Tempore, as appropriate, the House Committee on Corrections and Institutions  
5 and the Senate Committee on Institutions may meet up to one time when the  
6 General Assembly is not in session to evaluate the proposal described in  
7 subdivision (1) of this subsection and make a recommendation on the site  
8 location to the Joint Fiscal Committee. The Committees shall notify the  
9 Commissioner of Buildings and General Services and the Secretary of Human  
10 Services prior to holding a meeting pursuant to this subsection. Committee  
11 members shall be entitled to receive a per diem and expenses as provided in  
12 2 V.S.A. § 406.

13 (3) The Joint Fiscal Committee shall review the recommendation of the  
14 Committees described in subdivision (2) of this section at its November 2019  
15 meeting. If the Joint Fiscal Committee so determines, it shall approve the  
16 proposal as recommended by the Committees.

17 (4) On or before December 1, 2019, the Department of Buildings and  
18 General Services, in consultation with the Secretary of Human Services, shall  
19 develop a detailed proposal on the site location recommended by the  
20 Committees if approved by the Joint Fiscal Committee. The proposal shall

1 include programming, size, design, and preliminary cost estimates for a State-  
2 owned facility.

3 **Sec. 29. DEPARTMENT OF DISABILITIES, AGING, AND INDEPENDENT**  
4 **LIVING; RULEMAKING**

5 The Department of Disabilities, Aging, and Independent Living shall amend  
6 its rules, pursuant to 3 V.S.A. chapter 25, pertaining to therapeutic community  
7 residences to allow secure residential recovery facilities to utilize emergency  
8 involuntary procedures so that those amended rules are finally adopted on or  
9 before June 1, 2020, unless that deadline is extended by the Legislative  
10 Committee on Administrative Rules pursuant to 3 V.S.A. § 843(c). These rules  
11 shall be identical to the rules adopted by the Department of Mental Health that  
12 govern the use of emergency involuntary procedures in psychiatric inpatient  
13 units.

14 \* \* \* Information Technology \* \* \*

15 **Sec. 30. INFORMATION TECHNOLOGY REVIEW**

16 (a) The Executive Branch shall transfer, upon request, one vacant position  
17 for use in the Legislative Joint Fiscal Office (JFO) for a staff position, or the  
18 JFO may hire a consultant, to provide support to the General Assembly to  
19 conduct independent reviews of State information technology projects and  
20 operations.

21 (b) The Secretary of Administration and the Chief Information Officer shall:





1 (l) The following sums are appropriated in FY 2019 to the Municipal  
2 Mitigation Assistance Program in the Agency of Transportation:

3 (1) Municipal Highway and Stormwater Mitigation Program:

4 \$1,000,000.00 \$359,860.00

5

6 (2) Better Roads Program: \$1,400,000.00 \$2,040,140.00

7 \* \* \* Municipal Public Water Supply Systems \* \* \*

8 Sec. 34. 24 V.S.A. § 4755 is amended to read:

9 § 4755. LOAN; LOAN AGREEMENTS; GENERAL PROVISIONS

10 (a) Except as provided by subsection (c) of this section, the Bond Bank may  
11 make loans to a municipality on behalf of the State for one or more of the  
12 purposes set forth in section 4754 of this chapter. Each of the loans shall be  
13 made subject to the following conditions and limitations:

14 \* \* \*

15 (3) The loan shall be evidenced by a municipal bond, payable by the  
16 municipality over a term not to exceed ~~30~~ 40 years or the projected useful life of  
17 the project, whichever is less, except:

18 (A) there shall be no deferral of payment;

19 (B) the term of the loan shall not exceed ~~20~~ 30 years when required by  
20 section 4763c of this title; ~~and~~

1 (C) the loan may be evidenced by any other permitted debt instrument  
2 payable as permitted by chapter 53 of this title; and

3 (D) the term of the loan shall not exceed 30 years for clean water  
4 projects.

5 \* \* \*

6 Sec. 35. 24 V.S.A. § 4763c is amended to read:

7 § 4763C. LOANS TO MUNICIPALITIES FOR MUNICIPAL PUBLIC  
8 WATER SUPPLY SYSTEMS

9 (a) The Secretary may certify to the Vermont Municipal Bond Bank  
10 established by section 4571 of this title the award of a loan to a municipality to  
11 assist with a public water supply system project, when the Secretary finds that:

12 (1) the project is necessary;

13 (2) the proposed type, size, and estimated cost of the project are suitable  
14 for its intended purpose; and

15 (3) the municipality will have the technical, financial, and managerial  
16 ability to operate the facility in compliance with federal and State law.

17 (b) The certification by the Secretary shall specify the interest rate, and  
18 indicate which of the following loan conditions concerning construction loans  
19 apply:

20 (1) The term shall not exceed ~~20~~ 30 years, and the annual interest rate,  
21 plus the administrative fee, shall be no more than three percent or less than

1 zero percent, except that when the applicant municipality is disadvantaged as  
2 defined by subdivision 4752(12) of this title, the term shall not exceed 30  
3 40 years. When the applicant municipality is disadvantaged as defined in  
4 subdivision 4752(12), the annual interest rate, plus the administrative fee, shall  
5 be no less than minus three percent.

6 \* \* \*

7 (3) Loans awarded to a municipality that have not initiated repayment  
8 prior to January 1, 2019 may be extended as provided by subdivisions (b)(1) and  
9 (b)(2) of this section.

10 Sec. 36. BARNET FIRE DISTRICT #2

11 On or before December 15, 2019, the Barnet Fire District #2 and the  
12 Secretary of Natural Resources shall develop a plan to address the public water  
13 supply system.

14 \* \* \* School Safety and Security \* \* \*

15 Sec. 37. 2017 Acts and Resolves No. 84, as amended by 2018 Acts and

16 Resolves No. 190, Sec. 26 is further amended to read:

17 Sec. 36a. SCHOOL SAFETY AND SECURITY CAPITAL GRANT

18 PROGRAM

19 (a) Creation. There is created the School Safety and Security Capital Grant  
20 Program to be administered by the Department of Public Safety to enhance  
21 safety and security in Vermont schools, ~~as defined in 16 V.S.A. § 3447.~~



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\* \* \*

(f) FY 2020 Grant Awards. In FY 2020, the Program may award a grant to an eligible school that applied for but did not receive a grant award in FY 2019.

\* \* \* Sunset of School Security Grant Program \* \* \*

Sec. 38. 2017 Acts and Resolves No. 84, as amended by 2018 Acts and Resolves No. 190, Sec. 27 is further amended to read:

Sec. 36b. REPEAL OF SCHOOL SECURITY GRANT PROGRAM

The School Safety and Security Grant Program established in Sec. 26 of this act shall be repealed on ~~July 1, 2019~~ October 1, 2019.

\* \* \*

\* \* \* Effective Date \* \* \*

Sec. 39. EFFECTIVE DATE

This act shall take effect on passage, except that Sec. 22(a) (sale of Jay Peak properties) shall not take effect until the final disposition of *State of Vermont v. Quiros, et al.*, Docket No. 217-4-16 (Wncv), including all appeals, is determined, and shall not take effect at all if that final disposition holds that the State has not acquired the properties.