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H.878

Introduced by Committee on Corrections and Institutions

Date:

Subject: Capital construction; appropriations; State bonding

Statement of purpose of bill as introduced: This bill proposes to adjust the  
fiscal years 2016 and 2017 capital construction budget.

An act relating to capital construction and State bonding budget adjustment

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

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

Sec. 1. 2015 Acts and Resolves No. 26, Sec. 2 is amended to read:

Sec. 2. STATE BUILDINGS

\* \* \*

(c) The following sums are appropriated in FY 2017:

\* \* \*

(6) Statewide, BGS engineering and architectural project costs:

~~\$3,677,448.00~~ \$3,553,061.00

(7) Statewide, physical security enhancements:

~~\$200,000.00~~ \$1,000,000.00

(8) ~~Montpelier, 115 State Street, State House lawn, access~~

~~improvements and water intrusion:~~ ~~\$300,000.00~~ [Repealed.]



1 House or a shared generator for the State House and the Capitol Complex, and  
2 the related upgrades for the electrical switch gear.

3 Appropriation – FY 2016 \$41,313,990.00

4 Appropriation – FY 2017 ~~\$29,450,622.00~~ \$33,165,267.00

5 Total Appropriation – Section 2 ~~\$70,764,612.00~~ \$74,479,257.00

6 Sec. 2. 2015 Acts and Resolves No. 26, Sec. 3 is amended to read:

7 Sec. 3. ADMINISTRATION

8 (a) ~~The following sums are~~ sum of \$125,000.000 is appropriated in  
9 FY 2016 to the Department of Taxes for the Vermont Center for Geographic  
10 Information for an ongoing project to update statewide quadrangle maps  
11 through digital orthophotographic quadrangle mapping:

12 ~~(1) \$125,000.00 is appropriated in FY 2016.~~

13 ~~(2) \$125,000.00 is appropriated in FY 2017.~~

14 (b) The following sums are appropriated to the Department of Finance and  
15 Management for the ERP expansion project (Phase II):

16 (1) \$5,000,000.00 is appropriated in FY 2016.

17 (2) ~~\$9,267,470.00~~ \$8,767,470.00 is appropriated in FY 2017.

18 (c) The sum of \$5,463,211.00 is appropriated in FY 2017 to the Agency of  
19 Human Services for the Health and Human Services Enterprise IT System.

1	Appropriation – FY 2016		\$5,125,000.00
2	Appropriation – FY 2017	<del>\$14,855,681.00</del>	<u>\$14,230,681.00</u>
3	Total Appropriation – Section 3	<del>\$19,980,681.00</del>	<u>\$19,355,681.00</u>

4 Sec. 3. 2015 Acts and Resolves No. 26, Sec. 5 is amended to read:

5 Sec. 5. JUDICIARY

6 \* \* \*

7 (c) The following sums are appropriated in FY 2017 to the Judiciary:

8 (1) Statewide court security systems and improvements: ~~\$125,000.00~~  
9 \$740,000.00

10 (2) Judicial case management system: \$4,000,000.00

11 (d) The following sums are appropriated in FY 2017 to the Department of  
12 Buildings and General Services for the Judiciary:

13 (1) Orleans State Courthouse, building assessment and feasibility study:  
14 \$50,000.00

15 (2) Barre State Courthouse and Office Building, infrastructure  
16 evaluation and design for the Courthouse: \$40,000.00

17	Appropriation – FY 2016		\$5,880,000.00
18	Appropriation – FY 2017	<del>\$4,125,000.00</del>	<u>\$4,830,000.00</u>
19	Total Appropriation – Section 5	<del>\$10,005,000.00</del>	<u>\$10,710,000.00</u>

1 Sec. 4. 2015 Acts and Resolves No. 26, Sec. 6 is amended to read:

2 Sec. 6. COMMERCE AND COMMUNITY DEVELOPMENT

3 \* \* \*

4 (d) The following sums are appropriated in FY 2017 to the Agency of  
5 Commerce and Community Development for the following projects described  
6 in this subsection:

7 (1) Underwater preserves: \$30,000.00

8 (2) Placement and replacement of roadside historic markers:  
9 \$15,000.00

10 (3) Update statewide quadrangle maps through digital  
11 orthophotographic quadrangle mapping: \$125,000.00

12 Appropriation – FY 2016 \$393,000.00

13 Appropriation – FY 2017 ~~\$295,000.00~~ \$420,000.00

14 Total Appropriation – Section 6 ~~\$688,000.00~~ \$813,000.00

15 Sec. 5. 2015 Acts and Resolves No. 26, Sec. 8 is amended to read:

16 Sec. 8. EDUCATION

17 (a) The following sums are appropriated in FY 2016 to the Agency of  
18 Education for funding the State share of completed school construction  
19 projects pursuant to 16 V.S.A. § 3448 and emergency projects:

20 (1) Emergency projects: ~~\$82,188.00~~ \$62,175.00

21 (2) School construction projects: ~~\$3,975,500.00~~ \$3,995,513.00

1 (b) The sum of \$60,000.00 is appropriated in FY 2017 to the Agency of  
2 Education for State aid for emergency projects.

3	Appropriation – FY 2016	\$4,057,688.00
4	Appropriation – FY 2017	\$60,000.00
5	Total Appropriation – Section 8	\$4,117,688.00

6 Sec. 6. 2015 Acts and Resolves No. 26, Sec. 9 is amended to read:

7 Sec. 9. UNIVERSITY OF VERMONT

8 \* \* \*

9 (b) ~~The sum of \$1,400,000.00 is~~ following sums are appropriated in FY  
10 2017 to the University of Vermont for the following projects described in this  
11 subsection:

12	<u>(1) <del>construction</del> Construction, renovation, and major maintenance:</u>	
13		<u>\$1,400,000.00</u>

14	<u>(2) UVM STEM Complex:</u>	<u>\$600,000.00</u>
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15 (c) It is the intent of the General Assembly that the amount appropriated in  
16 subdivision (b)(2) of this section shall be used as a one-to-one matching  
17 challenge grant to raise funds for the University's STEM Complex. The funds  
18 shall only become available after the University of Vermont has notified the  
19 Chairs of the House Committee on Corrections and Institutions and the Senate  
20 Committee on Institutions and the Commissioner of Finance and Management

1 that \$600,000.00 in committed funds has been raised to match the  
2 appropriation in subdivision (b)(2) of this section.

3 Appropriation – FY 2016 \$1,400,000.00

4 Appropriation – FY 2017 \$2,000,000.00

5 Total Appropriation – Section 9 ~~\$2,800,000.00~~ \$3,400,000.00

6 Sec. 7. 2015 Acts and Resolves No. 26, Sec. 11 is amended to read:

7 ~~Sec. 11. NATURAL RESOURCES~~

8 \* \* \*

9 (d) The following sums are appropriated in FY 2017 to the Agency of  
10 Natural Resources for the Department of Environmental Conservation for the  
11 projects described in this subsection:

12 (1) the Water Pollution Control Fund for the Clean Water State/EPA  
13 Revolving Loan Fund (CWSRF) match: \$1,300,000.00

14 \* \* \*

15 (3) the Drinking Water Supply, Drinking Water State Revolving Fund:  
16 ~~\$2,538,000.00~~ \$2,638,000.00

17 \* \* \*

18 (7) Municipal Pollution Control Grants, pollution control projects and  
19 planning advances for feasibility studies: \$2,277,500.00

20 (8) Bristol, closure of town landfill: \$145,000.00

21 \* \* \*

1	<del>(f) The following sums are appropriated in FY 2017 to the Agency of</del>		
2	<del>Natural Resources for the Department of Fish and Wildlife:</del>		
3	<del>(1) General infrastructure projects:</del>		<del>\$875,000.00</del>
4	<del>(2) Lake Champlain Walleye Association, Inc. to upgrade and repair the</del>		
5	<del>walleye rearing, restoration, and stocking infrastructure:</del>		<del>\$25,000.00</del>
6	<del>(3) <u>Roxbury, fish hatchery, reconstruction project:</u></del>		<del><u>\$1,883,417.00</u></del>
7	<del>Appropriation – FY 2016</del>		<del>\$13,481,601.00</del>
8	<del>Appropriation – FY 2017</del>	<del>\$13,243,000.00</del>	<del><u>\$17,648,917.00</u></del>
9	<del>Total Appropriation – Section 11</del>	<del>\$26,724,601.00</del>	<del><u>\$31,130,518.00</u></del>

*Sec. 11. NATURAL RESOURCES*

\* \* \*

*(d) The following sums are appropriated in FY 2017 to the Agency of Natural Resources for the Department of Environmental Conservation for the projects described in this subsection:*

*(1) the Water Pollution Control Fund for the Clean Water State/EPA Revolving Loan Fund (CWSRF) match:*

*\$1,300,000.00*

\* \* \*

*(3) the Drinking Water Supply, Drinking Water State Revolving Fund:*

*~~\$2,538,000.00~~ \$2,638,000.00*

\* \* \*



(7) Municipal Pollution Control Grants, pollution control projects and planning advances for feasibility studies: \$2,276,494.00

(8) Bristol, closure of town landfill: \$145,000.00

\* \* \*

(f) *The following sums are appropriated in FY 2017 to the Agency of Natural Resources for the Department of Fish and Wildlife:*

(1) *General infrastructure projects:* \$875,000.00

(2) *Lake Champlain Walleye Association, Inc. to upgrade and repair the walleye rearing, restoration, and stocking infrastructure:* \$25,000.00

(3) Roxbury, fish hatchery, reconstruction project: \$1,880,571.00

*Appropriation – FY 2016* \$13,481,601.00

*Appropriation – FY 2017* ~~\$13,243,000.00~~ \$17,645,065.00

*Total Appropriation – Section 11* ~~\$26,724,601.00~~ \$31,126,666.00

Second: *In Sec. 11, 2015 Acts and Resolves No. 26, Sec. 21, by striking out all after subdivision (b)(6) and inserting in lieu thereof the following:*

(7) of the amount appropriated to the Vermont Pollution Control Revolving Fund established in 24 V.S.A. § 4753: \$496,147.71

(8) of the amount appropriated to the Vermont Water Source Protection Fund established in 24 V.S.A. § 4753: \$200,000.00

(c) *The following sums are reallocated to the Department of Buildings and General Services to defray expenditures authorized in Sec. 2 of this act:*

\* \* \*

(6) of the proceeds from the sale of property authorized in 2009 Acts and Resolves No. 43, Sec. 25 (1193 North Ave., Thayer School): \$60,991.12

(d) The amount appropriated in subdivision (b)(8) of this section shall be directed to the amount appropriated to the Vermont Environmental Protection Agency (EPA) Drinking Water State Revolving Fund in Sec. 11(d)(3) of this act.

Reallocations and Transfers – FY 2016 \$1,648,656.00

Reallocations and Transfers – FY 2017 \$1,704,688.69

Total Reallocations and Transfers – Section 21 \$1,648,656.08 \$3,353,344.69

1 Sec. 8. 2015 Acts and Resolves No. 26, Sec. 12 is amended to read:

2 Sec. 12. MILITARY

3 \* \* \*

4 (b) ~~The sum of \$750,000.00 is appropriated in FY 2017 to the Department~~  
5 ~~of Military for maintenance, renovations, roof replacements, ADA renovations,~~  
6 ~~and energy upgrades at State armories. To the extent feasible, these funds~~  
7 ~~shall be used to match federal funds. The following sums are appropriated in~~  
8 ~~FY 2017 to the Department of Military for the projects described in this~~  
9 subsection:

1	<u>(1) Construction, maintenance, renovations, roof replacements, ADA</u>	
2	<u>renovations, and energy upgrades at State armories. To the extent feasible,</u>	
3	<u>these funds shall be used to match federal funds:</u>	<u>\$750,000.00</u>
4	<u>(2) Randolph, Vermont Veterans Memorial Cemetery, project costs not</u>	
5	<u>covered by federal grant funds:</u>	<u>\$188,000.00</u>
6	Appropriation – FY 2016	\$809,759.00
7	Appropriation – FY 2017	<del>\$750,000.00</del> <u>\$938,000.00</u>
8	Total Appropriation – Section 12	<del>\$1,559,759.00</del> <u>\$1,747,759.00</u>

9 Sec. 9. 2015 Acts and Resolves No. 26, Sec. 13 is amended to read:

10 Sec. 13. PUBLIC SAFETY

11 \* \* \*

12 (c) The following sums are appropriated in FY 2017 to the Department of  
13 Buildings and General Services for the Department of Public Safety as  
14 described in this subsection:

15 (1) Williston, State Police Barracks, 911 Center, acoustical design,  
16 renovations, and furnishings: \$250,000.00

17 (2) Westminster, DPS Facility, project cost adjustment for unanticipated  
18 site conditions and code modifications: \$400,000.00

19 (3) Waterbury State Office Complex, blood analysis laboratory,  
20 renovations: \$460,000.00

21 ~~Total Appropriation – § 13~~ Appropriation – FY 2016 \$300,000.00







1 Total Reallocations and Transfers – Section 21 ~~\$1,648,656.08~~ \$1,708,541.00

2 Sec. 12. 2015 Acts and Resolves No. 26, Sec. 22 is amended to read:

3 Sec. 22. GENERAL OBLIGATION BONDS AND APPROPRIATIONS

4 \* \* \*

5 (c) The State Treasurer is authorized to issue additional general obligation  
6 bonds in the amount of \$9,265,021.25 that were previously authorized but  
7 unissued under 2015 Acts and Resolves No. 26 for the purpose of funding the  
8 appropriations in this act.

9 Total Revenues – Section 22 ~~\$155,559,096.05~~ \$164,824,117.30

10 \* \* \* Policy \* \* \*

11 \* \* \* Buildings and General Services \* \* \*

12 Sec. 13. WATERBURY STATE OFFICE COMPLEX; PROPERTY  
13 TRANSACTIONS

14 (a) The Commissioner of Buildings and General Services is authorized to  
15 transfer the parcel of land designated as Lot 6A on the map prepared by  
16 Engineering Ventures PC entitled “Waterbury State Office Complex  
17 Restoration” and dated June 24, 2013, as revised by the Department of  
18 Buildings and General Services on March 24, 2016, to the owners of the  
19 property located at 28 Park Row in Waterbury; provided, however, that the  
20 owners of the property shall be required to pay any costs associated with the  
21 transfer.

1       (b) The Commissioner of Buildings and General Services shall survey the  
2       parcel of land designated as Lot 8 on the map prepared by Engineering  
3       Ventures PC entitled “Waterbury State Office Complex Restoration” and dated  
4       June 24, 2013, as revised by the Department of Buildings and General Services  
5       on March 24, 2016.

6       Sec. 14. HOSKISON PROPERTY; PLYMOUTH; TRANSACTION

7       Notwithstanding 29 V.S.A. § 166(b), the Department of Buildings and  
8       General Services is authorized to transfer, sell, demolish, or gift the house  
9       located on the Hoskison property deeded to the State of Vermont in 2006 that  
10      abuts the Calvin Coolidge State Historic Site in Plymouth Notch.

11      Sec. 15. MONTPELIER; 144 STATE STREET; PROPERTY

12                      TRANSACTION

Notwithstanding 29 V.S.A. § 166(b), the Commissioner of Buildings and  
      General Services is authorized to sell, subdivide, lease, lease purchase, or enter  
      into a common interest community agreement for the property located at  
      144 State Street in Montpelier, if the Commissioner determines that it is in the  
      best interest of the State. Any agreement shall ensure that the State receives  
      fair market value for the property, *and costs associated with the sale, including*  
      *relocation costs.*



1       Sec. 16. VERMONT AGRICULTURE AND ENVIRONMENTAL  
2                   LABORATORY; BIOMASS FACILITY

3           (a) The Commissioner of Buildings and General Services shall evaluate  
4           opportunities for the future development of biomass facilities to support the  
5           Vermont Agriculture and Environmental laboratory in Randolph if the  
6           Commissioner determines that it is in the best interest of the State. The  
7           Commissioner shall ensure that all opportunities are consistent with the State  
8           Agency Energy Plan.

9           (b) On or before December 1, 2016, the Commissioner shall report back to  
10          the House Committee on Corrections and Institutions and the Senate  
11          Committee on Institutions on the findings of the evaluation described in  
12          subsection (a) of this section.

13       Sec. 17. VERMONT AGRICULTURE AND ENVIRONMENTAL  
14                   LABORATORY; ROXBURY HATCHERY; CONSTRUCTION

15          The Department of Buildings and General Services is authorized to enter  
16          into contractual obligations for construction for the following projects:

17           (1) the Vermont Agriculture and Environmental Laboratory, located at  
18          the Vermont Technical College site in Randolph, Vermont; and

19           (2) Roxbury Fish Hatchery, located in Roxbury, Vermont.





1 ~~shall be carried forward in the Fund; provided, however, that if the Fund~~  
2 ~~balance exceeds \$250,000.00 as of November 15 in any year, then the General~~  
3 ~~Assembly shall reallocate funds not subject to encumbrances for other~~  
4 ~~purposes in the next enacted capital appropriations bill.~~

5 ~~(b) Monies in the Fund shall be available to the Department for the~~  
6 ~~rehabilitation or stabilization of State-owned historic properties that are~~  
7 ~~authorized by the General Assembly to be in the Fund program, for payment of~~  
8 ~~costs of historic resource evaluations and archeological investigations, for~~  
9 ~~building assessments related to a potential sale or lease, for one-time fees for~~  
10 ~~easement stewardship and monitoring, and for related one-time expenses.~~

11 ~~(c) On or before January 15 of each year, the Department shall report to the~~  
12 ~~House Committee on Corrections and Institutions and the Senate Committee~~  
13 ~~on Institutions concerning deposits into and disbursements from the Fund~~  
14 ~~occurring in the previous calendar year, the properties sold, leased, stabilized,~~  
15 ~~or rehabilitated during that period, and the Department's plans for future~~  
16 ~~stabilization or rehabilitation of State-owned historic properties.~~

17 ~~(d) Annually, the list presented to the General Assembly of State-owned~~  
18 ~~property the Commissioner seeks approval to sell pursuant to section 166 of~~  
19 ~~this title shall identify those properties the Commissioner has identified as~~  
20 ~~underutilized State-owned historic property pursuant to subsection (b) of this~~  
21 ~~section.~~

1       ~~(e) For purposes of this section, “historic property” has the same meaning~~  
2       ~~as defined in 22 V.S.A. § 701. [Repealed.]~~

3       Sec. 22. 29 V.S.A. § 1556 is amended to read:

4       § 1556. STATE SURPLUS PROPERTY

5       (a) All material, equipment, and supplies found to be surplus by any state  
6       State agency or department shall be transferred to the commissioner of  
7       buildings and general services Commissioner of Buildings and General  
8       Services. The commissioner of buildings and general services Commissioner  
9       of Buildings and General Services shall be responsible for the disposal of  
10       surplus state State property. The commissioner of buildings and general  
11       services Commissioner of Buildings and General Services may:

12               (1) transfer the property to any other ~~state~~ State agency or department,  
13               having a justifiable need for the property, or transfer to any municipality,  
14               school, or nonprofit organization having a justifiable need as determined by a  
15               State agency or department, and assess an administrative fee if deemed  
16               appropriate;

17               (2) store or warehouse the property for future needs of the ~~state~~ State;

18               (3) transfer the property to municipalities for town highways and  
19               bridges;

20               (4) after giving priority to the provisions of subdivisions (1), (2), and (3)  
21               of this section, transfer used bridge beams and other surplus material,

1 equipment, and supplies to VAST, the local affiliates of VAST, or to  
2 municipalities cooperating with VAST or municipalities developing and  
3 maintaining their own trail system;

4 (5) recondition and repair any property for use or sale when  
5 economically feasible;

6 (6) sell surplus property by any suitable means, including ~~but not limited~~  
7 ~~to~~, bids or auctions;

8 (7) donate, at no charge, surplus motor vehicles and related equipment,  
9 to any nonprofit entity engaged in rehabilitating and redistributing motor  
10 vehicles to ~~low income~~ Vermont residents with low income, provided that the  
11 ~~commissioner~~ Commissioner has first attempted to sell or satisfy the needs of  
12 the ~~state~~ State for the vehicles or equipment concerned.

13 (b) Any municipality, school, or nonprofit organization that receives a  
14 transfer of property pursuant to this section shall assume ownership of the  
15 property from the State.

16 Sec. 23. 29 V.S.A. § 821(b) is amended to read:

17 (b) State correctional facilities. The names of State correctional facilities  
18 shall be as follows:

19 \* \* \*

20 ~~(10) In Waterbury, "Dale Correctional Facility."~~

1       Sec. 24. SOUTHEAST STATE CORRECTIONAL FACILITY; WINDSOR;  
2                   LAND TRANSFER

3           (a) On or before August 1, 2016, the Department of Buildings and General  
4           Services shall conduct a survey of the 160-acre portion of the State-owned  
5           parcel in the Town of Windsor known as the “Windsor Prison Farm” that is  
6           under the jurisdiction of the Department of Buildings and General Services and  
7           described in Executive Order 08-15. The survey shall identify the boundaries  
8           for all of the land used by the Departments of Corrections and of Buildings and  
9           General Services for the operation and security of the Southeast State  
10          Correctional Facility.

11          (b) Within 30 days of receipt of the survey described in subsection (a) of  
12          this section, the Commissioner of Buildings and General Services shall transfer  
13          to the jurisdiction of the Department of Fish and Wildlife the portion of the  
14          land identified in the survey that is not used by the Departments of Buildings  
15          and General Services and of Corrections for the operation and security of the  
16          Southeast State Correctional Facility.

17       Sec. 25. STATE HOUSE SECURITY

18           It is the intent of the General Assembly that the Sergeant at Arms shall  
19           continue to coordinate and implement training and security exercises for the  
20           State House. It is also the intent of the General Assembly that the Sergeant at

1 Arms shall investigate opportunities for upgrades to physical security  
2 enhancements to the State House, and evaluate State House security policies.

3 \* \* \* Effective Dates \* \* \*

4 Sec. 26. EFFECTIVE DATES

5 This act shall take effect on passage, except that Sec. 21 (Historic Property  
6 Stabilization and Rehabilitation Special Fund; repeal) shall take effect on  
7 July 1, 2017.