

1 H.895

2 Introduced by Committee on Government Operations

3 Date:

4 Subject: Government operations; reports; reports repeal

5 Statement of purpose of bill as introduced: This bill proposes to amend
6 statutes relating to legislatively enacted reports by:

7 (1) repealing certain reports the General Assembly no longer deems
8 necessary;

9 (2) exempting certain reports from the required statutory review; and

10 (3) postponing certain reports until the next reports review.

11 An act relating to legislative review of certain report requirements

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

13 * * * Report Requirements Repealed * * *

14 Sec. 1. 10 V.S.A. § 4082 is amended to read:

15 § 4082. VERMONT FISH AND WILDLIFE REGULATIONS

16 * * *

17 (b)(1) Except as provided for under subdivision (2) of this subsection, the
18 Board annually may adopt rules relating to the management of migratory game
19 birds, and shall follow the procedures for rulemaking contained in 3 V.S.A.

1 chapter 25. For each such rule, the Board shall conduct a hearing but, when
2 necessary, may schedule the hearing for a day before the terms of the rule are
3 expected to be determined.

4 (2) Beginning with the 2015 hunting season, the Board may set by
5 procedure the daily bag and possession limits of migratory game birds that
6 may be harvested in each Waterfowl Hunting Zone annually without following
7 the procedures for rulemaking contained in 3 V.S.A. chapter 25. The annual
8 daily bag and possession limits of migratory game birds shall be consistent
9 with federal requirements. Prior to setting the migratory game bird daily bag
10 and possession limits, the Board shall provide a period of not less than 30 days
11 of public notice and shall conduct at least two public informational hearings.
12 The final migratory game bird daily bag and possession limits shall be
13 enforceable by the Department under its enforcement authority in part 4 of this
14 title. ~~Annually, on or before January 15, the Department shall submit the final~~
15 ~~migratory game bird daily bag and possession limits to the House Committee~~
16 ~~on Fish, Wildlife and Water Resources and the Senate Committee on Natural~~
17 ~~Resources and Energy.~~

18 * * *

19 Sec. 2. 16 V.S.A. § 2888 is amended to read:

20 § 2888. VERMONT STRONG SCHOLARS INITIATIVE

21 * * *

22 (b) Vermont Strong Loan Forgiveness Program.

1 (1) Occupations; projections.

2 * * *

3 (B) ~~Based upon the identified occupations and the number of~~
4 ~~students anticipated to qualify for loan forgiveness under this section, the~~
5 ~~Secretary of Commerce and Community Development shall annually provide~~
6 ~~the General Assembly with the estimated cost of the Vermont Student~~
7 ~~Assistance Corporation's loan forgiveness awards under the Loan Forgiveness~~
8 ~~Program during the then-current fiscal year and each of the four following~~
9 ~~fiscal years. [Repealed.]~~

10 * * *

11 Sec. 3. 18 V.S.A. § 9375 is amended to read:

12 § 9375. DUTIES

13 * * *

14 (c) The Board shall have the following duties related to Green
15 Mountain Care:

16 * * *

17 (3) Prior to implementing Green Mountain Care and annually after
18 implementation, recommend to ~~the General Assembly and the Governor~~ a
19 three-year Green Mountain Care budget pursuant to 32 V.S.A. chapter 5, to be
20 adjusted annually in response to realized revenues and expenditures, that
21 reflects any modifications to the benefit package and includes recommended

1 appropriations, revenue estimates, and necessary modifications to tax rates and
2 other assessments.

3 * * *

4 Sec. 4. 2013 Acts and Resolves No. 79, Sec. 37c is amended to read:

5 Sec. 37c. ~~BILL-BACK REPORT~~

6 ~~(a) Annually on or before September 15, the Green Mountain Care Board~~
7 ~~and the Department of Financial Regulation shall report to the House~~
8 ~~Committee on Health Care, the Senate Committees on Health and Welfare and~~
9 ~~on Finance, and the House and Senate Committees on Appropriations the total~~
10 ~~amount of all expenses eligible for allocation pursuant to 18 V.S.A. §§ 9374(h)~~
11 ~~and 9415 during the preceding state fiscal year and the total amount actually~~
12 ~~billed back to the regulated entities during the same period.~~

13 ~~(b) The Board and the Department shall also present the information~~
14 ~~required by subsection (a) of this section to the Joint Fiscal Committee~~
15 ~~annually at its September meeting. [Repealed.]~~

16 Sec. 5. 2013 Acts and Resolves No. 79, Sec. 42a is amended to read:

17 Sec. 42a. ~~EXCHANGE IMPACT REPORT~~

18 ~~On or before March 15, 2015 and every three years thereafter, the Agency~~
19 ~~of Administration shall report to the House Committee on Health Care and the~~
20 ~~Senate Committees on Health and Welfare and on Finance regarding the~~
21 ~~impact of the Vermont Health Benefit Exchange and the federal individual~~

1 responsibility requirement on:

2 ~~(1) the number of uninsured and underinsured Vermonters;~~

3 ~~(2) the amount of uncompensated care and bad debt in Vermont; and~~

4 ~~(3) the cost shift. [Repealed.]~~

5 * * *

6 * * * Reports Expiration Extension * * *

7 Sec. 6. REPORTS REPEAL DELAYED

8 The reports set forth in this section shall not be subject to review under the
9 provisions of 2 V.S.A. § 20(d) (expiration of required reports) until
10 July 1, 2022:

11 (1) 3 V.S.A. § 331(c)(1) (report on temporary employees in State
12 government);

13 (2) 3 V.S.A. § 2222(a)(10) (report on State's five-year IT and
14 information security plan);

15 (3) 3 V.S.A. § 2313(b) (report on rate of performance accountability
16 requirements in State contracts);

17 (4) 3 V.S.A. § 3090(e) (report on prior three years of fair hearings
18 conducted by Human Services Board);

19 (5) 20 V.S.A. § 1716(11) (report on the number of employees who work
20 at the Vermont Veterans' Home for 16 hours or fewer per week);

21 (6) 32 V.S.A. § 310 (report on 10-year State capital program plan);

1 (7) 32 V.S.A. § 3481(1)(C) (report on appraised value of owner-
2 occupied housing that is subject to a housing subsidy covenant);
3 (8) 33 V.S.A. § 1702 (report on SNAP payment error rate);
4 (9) 2010 Acts and Resolves No. 156, Sec. E.114(a) (report on number
5 of State employees exceeding \$14,000.00 reimbursement for mileage use on
6 private vehicle); 2013 Acts and Resolves No. 68, Sec. 3 (on the incidences of
7 concussions sustained by student athletes in Vermont); 2014 Acts and Resolves
8 No. 163, Sec. 3(b) (report on number of temporary employees employed by
9 the Department of Corrections); 2014 Acts and Resolves No. 180, Sec. 2(c)
10 (report from Criminal Justice Training Council on incidents involving the use
11 of an electronic control device); 2014 Acts and Resolves No. 188, Sec. 3
12 (concerning implementation, administration, and financing by the Department
13 of Health of the requirements of 18 V.S.A. chapter 38A); 2014 Acts and
14 Resolves No. 195, Sec. 3(f) (report on system to evaluate goals and
15 performance of the pretrial services); 2014 Acts and Resolves No. 195,
16 Sec. 4(b) (report on county alternative justice programs, protocols for the
17 programs, and number served by program).

18 * * * Designating Recipients of Certain Reports * * *

19 Sec. 7. 3 V.S.A. § 331 is amended to read:

20 § 331. TEMPORARY EMPLOYEES

21 * * *

1 (c)(1) The Commissioner may authorize the continued employment of a
2 person in a temporary capacity for more than 1,280 hours in any one calendar
3 year if the Commissioner determines, in writing, that a bona fide emergency
4 exists for the appointing authority that requires such continued employment.
5 Annually, on or before January 15, the Commissioner shall submit a report to
6 the ~~General Assembly~~ House Committee on General, Housing, and Military
7 Affairs and the House and Senate Committees on Government Operations:

8 * * *

9 ~~Sec. 8. 3 V.S.A. § 3090 is amended to read:~~

10 ~~§ 3090. HUMAN SERVICES BOARD~~

11 * * *

12 (e) On or before January 15 of each year, the Board shall report to the
13 ~~House Committees on Appropriations, on Human Services, and~~ Committee on
14 Health Care and the Senate Committees on Appropriations, and on Health and
15 ~~Welfare, and on Finance~~ regarding the fair hearings conducted by the Board
16 during the three preceding calendar years, including:

17 ~~Sec. 8. 3 V.S.A. § 3090 is amended to read:~~

~~§ 3090. HUMAN SERVICES BOARD~~

* * *

~~(e) On or before January 15 of each year, the Board shall report to the~~

House Committees ~~on Appropriations~~, on Human Services, and on Health Care and the Senate Committees on Appropriations, and on Health and Welfare, ~~and on Finance~~ regarding the fair hearings conducted by the Board during the three preceding calendar years, including:

* * *

1 Sec. 9. 20 V.S.A. § 1716 is amended to read:

2 § 1716. CHIEF EXECUTIVE OFFICER

3 The Chief Executive Officer shall be the chief administrative officer of the
4 Home and shall exercise general supervision over the business and affairs of
5 the Home. In addition to other duties, the Chief Executive Officer shall:

6 * * *

7 (11) Report annually on or before July 1 to the Secretary of
8 Administration; ~~the House Committees on Appropriations, on General,~~
9 ~~Housing and Military Affairs, and on Government Operations; and the Senate~~
10 ~~Committees on Appropriations, on Economic Development, Housing and~~
11 ~~General Affairs, and on Government Operations~~ and the Senate Committee on
12 Appropriations on the number of employees who work at the Vermont
13 Veterans' Home for 16 hours or fewer per week.

14 Sec. 10. 32 V.S.A. § 3481 is amended to read:

15 § 3481. DEFINITIONS

16 The following definitions shall apply in this Part and chapter 101 of this

1 title, pertaining to the listing of property for taxation:

2 (1)(A) "Appraisal value" shall mean, with respect to property enrolled
3 in a use value appraisal program, the use value appraisal as defined in
4 subdivision 3752(12) of this title, multiplied by the common level of appraisal,
5 and with respect to all other property, except for owner-occupied housing
6 identified in subdivision (C) of this subdivision (1), the estimated fair market
7 value. The estimated fair market value of a property is the price that the
8 property will bring in the market when offered for sale and purchased by
9 another, taking into consideration all the elements of the availability of the
10 property, its use both potential and prospective, any functional deficiencies,
11 and all other elements such as age and condition ~~which~~ that combine to give
12 property a market value. Those elements shall include the effect of any State
13 or local law or regulation affecting the use of land, including 10 V.S.A. chapter
14 151 or any land capability plan established in furtherance or implementation
15 thereof, rules adopted by the State Board of Health, and any local or regional
16 zoning ordinances or development plans. In determining estimated fair market
17 value, the sale price of the property in question is one element to consider, but
18 is not solely determinative.

19 * * *

20 (C) For owner-occupied housing that is subject to a housing subsidy
21 covenant, as defined in 27 V.S.A. § 610, imposed by a governmental, quasi-

1 governmental, or public purpose entity, that limits the price for which the
2 property may be sold, the housing subsidy covenant shall be deemed to cause a
3 material decrease in the value of the owner-occupied housing, and the
4 appraisal value means not less than 60 and not more than 70 percent of what
5 the fair market value of the property would be if it were not subject to the
6 housing subsidy covenant. Every five years, starting in 2019, the
7 Commissioner of Taxes, in consultation with the Vermont Housing
8 Conservation Board, shall report to the ~~General Assembly~~ House Committee
9 on Ways and Means on whether the percentage of appraised valued used in this
10 subdivision should be altered, and the reasons for his or her determination.

11 * * *

12 Sec. 11. 33 V.S.A. § 1702 is amended to read:

13 § 1702. PAYMENT ERROR RATE REPORT

14 On or before January 1 of the year following any federal fiscal year in
15 which the State of Vermont receives a federal sanction for a payment error rate
16 greater than the federal threshold in the Supplemental Nutrition Assistance
17 Program (SNAP), the Department for Children and Families shall report to the
18 ~~House Committees on Appropriations and on Human Services and to the~~
19 ~~Senate Committees on Appropriations and on Health and Welfare~~ Senate
20 Committee on Appropriations regarding:

21 * * *

1 Sec. 12. 2010 Acts and Resolves No. 156, Sec. E.114 is amended to read:

2 Sec. E.114 Buildings and general services – fleet management services

3 (a) The commissioner of the department of buildings and general services
4 shall submit a report to the house ~~and senate committees~~ committee on
5 appropriations by January 15th of each year detailing the number of state
6 employees, by department, that exceed a \$14,000 mileage reimbursement
7 amount for use of their private vehicle.

8 * * *

9 Sec. 13. 2013 Acts and Resolves No. 68, Sec. 3 is amended to read:

10 Sec. 3. REPORT

11 To the extent permitted by applicable state and federal law, the Vermont
12 Traumatic Brain Injury Advisory Board (the Board) shall obtain information
13 necessary to create an annual report on the incidences of concussions sustained
14 by student athletes in Vermont in the previous school year. To the extent such
15 information is available, the report shall include the number of concussions
16 sustained by student athletes in Vermont, the sport the student athlete was
17 playing when he or she sustained the concussion, the number of Vermont
18 student athletes treated in emergency rooms for concussions received while
19 participating in school athletics, and who made the decision that a student
20 athlete was able to return to play. For purposes of the report, the Board shall
21 consult with the Vermont Principals' Association and the Vermont Association

1 of Athletic Trainers. If the Board obtains information sufficient to create the
2 report, it shall report on or before December 15 of each year starting in 2014
3 to the Senate and House Committees on Judiciary ~~and on Education.~~

4 Sec. 14. 2014 Acts and Resolves No. 163, Sec. 3 is amended to read:

5 Sec. 3. DEPARTMENT OF CORRECTIONS STAFFING STUDY

6 * * *

7 (b) The Department of Corrections shall report ~~quarterly~~ annually to the
8 ~~General Assembly~~ Senate Committees on Appropriations and on Government
9 Operations the number of temporary employees employed by the Department
10 of Corrections, the date of hire for each, and the hours worked by each
11 temporary employee in the calendar year.

12 * * *

13 Sec. 15. 2014 Acts and Resolves No. 188, Sec. 3 is amended to read:

14 Sec. 3. REPORT TO GENERAL ASSEMBLY; CHEMICALS OF HIGH
15 CONCERN TO CHILDREN

16 On or before January 15, 2015, and biennially thereafter, the Commissioner
17 of Health, after consultation with the Secretary of Natural Resources, shall
18 submit to ~~the Senate Committee on Health and Welfare,~~ the House Committee
19 on Human Services, ~~the House Committee on Ways and Means,~~ the Senate
20 Committee on Finance, and the Senate and House Committees on
21 Appropriations, a report concerning implementation, administration, and

1 financing by the Department of Health of the requirements of 18 V.S.A.
2 chapter 38A regarding the chemicals of high concern to children. The report
3 shall include:

4 * * *

5 Sec. 16. 2014 Acts and Resolves No. 195, Sec. 3 is amended to read:

6 Sec. 3. RISK ASSESSMENT AND NEEDS SCREENING TOOLS AND
7 SERVICES

8 * * *

9 (f)(1) The Department, in consultation with the Judiciary and the Crime
10 Research Group, shall develop and implement a system to evaluate goals and
11 performance of the pretrial services described in this section and report to the
12 General Assembly House Committee on Corrections and Institutions and
13 the House and Senate Committees on Judiciary annually on or before
14 December 15.

15 * * *

16 Sec. 17. 2014 Acts and Resolves No. 195, Sec. 4 is amended to read:

17 Sec. 4. PROSECUTOR PRECHARGE PROGRAM GUIDELINES AND
18 REPORTING

19 * * *

20 (b) On or before October 1, 2014, and annually thereafter, the Executive
21 Director of the Department of State's Attorneys and Sheriffs shall report to the

1 ~~General Assembly~~ House Committee on Corrections and Institutions and the
2 House and Senate Committees on Judiciary detailing the alternative justice
3 programs that exist in each county together with the protocols for each
4 program, the annual number of persons served by the program, and a plan for
5 how a sequential intercept model can be employed in the county. The report
6 shall be prepared in cooperation with the Director of Court Diversion, a co-
7 chair of the Community Justice Network of Vermont, and State, municipal,
8 and county law enforcement officials.

9 * * *

10 * * * Reports Exempt from 2 V.S.A. § 20(d) * * *

11 Sec. 18. 3 V.S.A. § 2312 is amended to read:

12 § 2312. PERFORMANCE ACCOUNTABILITY LIAISONS TO THE
13 GENERAL ASSEMBLY

14 * * *

15 (c) Annually, on or before July 30 and as part of any other report
16 requirement to the General Assembly set forth in this subchapter, the Chief
17 Performance Officer shall report to the ~~General Assembly~~ House Committee
18 on Appropriations and the House and Senate Committees on Government
19 Operations on his or her analysis of the actions taken by the performance
20 accountability liaisons under this section. The provisions of 2 V.S.A. § 20(d)
21 (expiration of required reports) shall not apply to the report to be made under

1 this subsection.

2 Sec. 19. 10 V.S.A. § 540 is amended to read:

3 § 540. WORKFORCE EDUCATION AND TRAINING LEADER

4 The Commissioner of Labor shall be the leader of workforce education and
5 training in the State, and shall have the authority and responsibility for the
6 coordination of workforce education and training within State government,
7 including the following duties:

8 * * *

9 (4) Issue an annual report to the Governor ~~and the General Assembly,~~
10 the House Committees on Appropriations and on Commerce and Economic
11 Development, and the Senate Committees on Appropriations and on Economic
12 Development, Housing and General Affairs on or before December 1 that
13 includes a systematic evaluation of the accomplishments of the State
14 workforce investment system and the performance of participating agencies
15 and institutions. The provisions of 2 V.S.A. § 20(d) (expiration of required
16 reports) shall not apply to the report to be made under this subdivision.

17 * * *

18 Sec. 20. 10 V.S.A. § 1386 is amended to read:

19 § 1386. IMPLEMENTATION PLAN FOR THE LAKE CHAMPLAIN

20 TOTAL MAXIMUM DAILY LOAD

21 * * *

22 (e) Beginning on February 1, 2016, and annually thereafter, the Secretary,

1 after consultation with the Secretary of Agriculture, Food and Markets and the
2 Secretary of Transportation, shall submit to the House Committee on Natural
3 Resources, Fish₂ and Wildlife, ~~the Senate Committee on Natural Resources and~~
4 ~~Energy, the House Committee on Agriculture and Forestry, and the Senate~~
5 ~~Committee on Agriculture~~ a summary of activities and measures of progress of
6 water quality ecosystem restoration programs. The provisions of 2 V.S.A.
7 § 20(d) (expiration of required reports) shall not apply to the report to be made
8 under this subsection.

9 Sec. 21. 10 V.S.A. § 4082 is amended to read:

10 § 4082. VERMONT FISH AND WILDLIFE REGULATIONS

11 * * *

12 (c) The Board may set by procedure the annual number of antlerless deer
13 that can be harvested in each Wildlife Management Unit and the annual
14 number of moose that can be harvested in each Wildlife Management Unit
15 without following the procedures for rulemaking contained in 3 V.S.A.
16 chapter 25. The annual numbers of antlerless deer and moose that can be
17 harvested shall be supported by investigation and research conducted by the
18 Department on behalf of the Board. Prior to setting the antlerless deer and
19 moose permit numbers, the Board shall provide a period of not less than
20 30 days of public notice and shall conduct at least three public informational
21 hearings. The public informational hearings may be conducted simultaneously

1 with the regional antlerless deer meetings required by 10 V.S.A. App. § 2b.
2 The final annual antlerless deer and moose harvest permit numbers shall be
3 enforceable by the Department under its enforcement authority in part 4 of this
4 title. The final annual antlerless deer and moose harvest permit numbers shall
5 be reported to the House Committee on ~~Fish, Wildlife and Water Resources~~
6 ~~and the Senate Committee on Natural Resources and Energy~~ Natural
7 Resources, Fish, and Wildlife as part of the annual deer report required under
8 section 4084 of this title. The provisions of 2 V.S.A. § 20(d) (expiration of
9 required reports) shall not apply to the report to be made under this subsection.

10 Sec. 22. 16 V.S.A. § 1944c is amended to read:

11 § 1944c. EMPLOYER CHARGES FOR FEDERAL GRANTS OR
12 REIMBURSEMENTS

13 * * *

14 (c) The State Treasurer and the Secretary of Education shall establish
15 procedures for the collection and deposit of those monies in the State
16 Teachers' Retirement System of Vermont. The Secretary of Education may
17 delay implementation upon review of the federal grant program to permit
18 timely and accurate claims for reimbursement of retirement expenses under a
19 particular federal program in order to receive funding under that program.
20 The Secretary of Education shall provide an annual report to the ~~House and~~
21 ~~Senate Committees~~ Senate Committee on Appropriations and the House

1 Committee on Education regarding progress in implementation of this section.

2 The provisions of 2 V.S.A. § 20(d) (expiration of required reports) shall not
3 apply to the report to be made under this subsection.

4 Sec. 23. 18 V.S.A. § 9374 is amended to read:

5 § 9374. BOARD MEMBERSHIP; AUTHORITY

6 * * *

7 (h)(1) Except as otherwise provided in subdivision (2) of this subsection,
8 expenses incurred to obtain information, analyze expenditures, review hospital
9 budgets, and for any other contracts authorized by the Board shall be borne as
10 follows:

11 * * *

12 (4)(A) Annually on or before September 15, the Board and the
13 Department of Financial Regulation shall report to the House and Senate
14 Committees on Appropriations the total amount of all expenses eligible for
15 allocation pursuant to this subsection (h) during the preceding State fiscal year
16 and the total amount actually billed back to the regulated entities during the
17 same period. The provisions of 2 V.S.A. § 20(d) (expiration of required
18 reports) shall not apply to the report to be made under this subdivision.

19 (B) The Board and the Department shall also present the information
20 required by subsection (a) of this section to the Joint Fiscal Committee
21 annually at its September meeting.

1 * * *

2 Sec. 24. 18 V.S.A. § 9603 is amended to read:

3 § 9603. DUTIES AND AUTHORITY

4 (a) The Office of the Health Care Advocate shall:

5 * * *

6 (11) ~~Submit to the General Assembly and the Governor, the House~~
7 Committee on Ways and Means, and the House and Senate Committees on
8 Appropriations on or before January 1 of each year a report on the activities,
9 performance, and fiscal accounts of the Office during the preceding calendar
10 year.

11 * * *

12 Sec. 25. 20 V.S.A. § 1716 is amended to read:

13 § 1716. CHIEF EXECUTIVE OFFICER

14 The Chief Executive Officer shall be the chief administrative officer of the
15 Home and shall exercise general supervision over the business and affairs of
16 the Home. In addition to other duties, the Chief Executive Officer shall:

17 * * *

18 (3) Report annually to the ~~legislative standing committees of~~
19 jurisdiction Senate Committee on Economic Development, Housing and
20 General Affairs and the House and Senate Committees on Appropriations
21 regarding the Home's budget. The provisions of 2 V.S.A. § 20(d) (expiration

1 of required reports) shall not apply to the report to be made under this
2 subdivision.

3 * * *

4 Sec. 26. 20 V.S.A. § 2307 is amended to read:

5 § 2307. FIREARMS RELINQUISHED PURSUANT TO RELIEF FROM
6 ABUSE ORDER; STORAGE; FEES; RETURN

7 * * *

8 (i) The Department of Public Safety shall be responsible for the
9 implementation and establishment of standards and guidelines to carry out this
10 section. To carry out this responsibility, the Department shall:

11 * * *

12 (4) Report on January 15, 2015 and annually thereafter to the House and
13 Senate Committees on Judiciary on the status of the program. The provisions
14 of 2 V.S.A. § 20(d) (expiration of required reports) shall not apply to the report
15 to be made under this subdivision.

16 Sec. 27. 21 V.S.A. § 632 is amended to read:

17 § 632. COMPENSATION TO DEPENDENTS; BURIAL AND FUNERAL
18 EXPENSES

19 If death results from the injury, the employer shall pay to the persons
20 entitled to compensation or, if there is are none, then to the personal
21 representative of the deceased employee, the actual burial and funeral expenses

1 not to exceed \$10,000.00 and the actual expenses for out-of-state
2 transportation of the decedent to the place of burial not to exceed \$5,000.00.
3 Every two years, the Commissioner of Labor shall evaluate the average burial
4 and funeral expenses in the State and make a recommendation to the House
5 Committee on Commerce and Economic Development ~~and the Senate~~
6 ~~Committee on Finance~~ as to whether an adjustment in compensation is
7 warranted. The provisions of 2 V.S.A. § 20(d) (expiration of required reports)
8 shall not apply to the report to be made under this section. The employer shall
9 also pay to or for the benefit of the following persons, for the periods
10 prescribed in section 635 of this title, a weekly compensation equal to the
11 following percentages of the deceased employee's average weekly wages. The
12 weekly compensation payment herein allowed shall not exceed the maximum
13 weekly compensation or be lower than the minimum weekly compensation:

14 * * *

15 Sec. 28. 21 V.S.A. § 639 is amended to read:

16 § 639. DEATH, PAYMENT TO DEPENDENTS

17 In cases of the death of a person from any cause other than the accident
18 during the period of payments for disability or for the permanent injury, the
19 remaining payments for disability then due or for the permanent injury shall be
20 made to the person's dependents according to the provisions of sections 635
21 and 636 of this title, or if there are none, the remaining amount due, but ~~no~~ not

1 more than the actual burial and funeral expenses not to exceed \$10,000.00 and
2 the actual expenses for out-of-state transportation of the decedent to the place
3 of burial not to exceed \$5,000.00, shall be paid in a lump sum to the proper
4 person. Every two years, the Commissioner of Labor shall evaluate the
5 average burial and funeral expenses in the State and make a recommendation
6 to the House Committee on Commerce and Economic Development ~~and the~~
7 ~~Senate Committee on Finance~~ as to whether an adjustment in compensation is
8 warranted. The provisions of 2 V.S.A. § 20(d) (expiration of required reports)
9 shall not apply to the report to be made under this section.

10 Sec. 29. 29 V.S.A. § 152 is amended to read:

11 § 152. DUTIES OF COMMISSIONER

12 (a) The Commissioner of Buildings and General Services, in addition to
13 the duties expressly set forth elsewhere by law, shall have the authority to:

14 * * *

15 (23) With the approval of the Secretary of Administration, transfer
16 during any fiscal year to the Department of Buildings and General Services for
17 use only for major maintenance within the Capitol Complex in Montpelier,
18 any unexpended balances of funds appropriated in any capital construction act
19 for any Executive or Judicial Branch project, excluding any appropriations for
20 State grant-in-aid programs, which is completed or substantially completed as
21 determined by the Commissioner. On or before January 15 of each year, the

1 Commissioner shall report to the House Committee on Corrections and
2 Institutions ~~and the Senate Committee on Institutions~~ regarding all transfers
3 and expenditures made pursuant to this subdivision ~~(23)~~. The provisions of
4 2 V.S.A. § 20(d) (expiration of required reports) shall not apply to the report to
5 be made under this subdivision.

6 * * *

7 Sec. 30. 29 V.S.A. § 168 is amended to read:

8 § 168. STATE ENERGY MANAGEMENT PROGRAM; REVOLVING
9 FUNDS

10 * * *

11 (f) Beginning on or before January 15, 2015 and annually thereafter, the
12 Department of Buildings and General Services shall report to ~~the Senate~~
13 ~~Committee on Institutions~~ and the House Committee on Corrections and
14 Institutions on the expenditure of funds from the State Resource Management
15 Revolving Fund for resource conservation measures and the Energy Revolving
16 Fund for energy efficiency improvements and the use of renewable resources.
17 For each fiscal year, the report shall include a summary of each project
18 receiving funding and the State's expected savings. The provisions of 2 V.S.A.
19 § 20(d) (expiration of required reports) shall not apply to the report to be made
20 under this subsection.

21 Sec. 31. 32 V.S.A. § 305a is amended to read:

1 § 305a. OFFICIAL STATE REVENUE ESTIMATE

2 * * *

3 (c) The January estimates shall include estimated caseloads and estimated
4 per-member per-month expenditures for the current and next succeeding fiscal
5 years for each Medicaid enrollment group as defined by the Agency and the
6 Joint Fiscal Office for State Health Care Assistance Programs or premium
7 assistance programs supported by the State Health Care Resources and Global
8 Commitment Funds, and for the ~~Programs~~ programs under any Medicaid
9 Section 1115 waiver. For Board consideration, there shall be provided two
10 versions of the next succeeding fiscal year's estimated per-member per-month
11 expenditures: one shall include an increase in Medicaid provider
12 reimbursements in order to ensure that the expenditure estimates reflect
13 amounts attributable to health care inflation as required by subdivisions
14 307(d)(5) and (d)(6) of this title and one shall be without the inflationary
15 adjustment. For VPharm, the January estimates shall include estimated
16 caseloads and estimated per-member per-month expenditures for the current
17 and next succeeding fiscal years by income category. The January estimates
18 shall include the expenditures for the current and next succeeding fiscal years
19 for the Medicare Part D phased-down State contribution payment and for the
20 disproportionate share hospital payments. In July, the Administration and the
21 Joint Fiscal Office shall make a report to the Emergency Board on the most

1 recently ended fiscal year for all Medicaid and Medicaid-related programs,
2 including caseload and expenditure information for each Medicaid eligibility
3 group. Based on this report, the Emergency Board may adopt revised
4 estimates for the current fiscal year and estimates for the next succeeding fiscal
5 year. The provisions of 2 V.S.A. § 20(d) (expiration of required reports) shall
6 not apply to the report to be made under this subsection.

7 Sec. 32. 32 V.S.A. § 701a is amended to read:

8 § 701a. CAPITAL CONSTRUCTION BILL

9 * * *

10 (c) The spending authority authorized by a capital construction act shall
11 carry forward until expended, unless otherwise provided. All unexpended
12 funds remaining for projects authorized by capital construction acts enacted in
13 a legislative session that was two or more years prior to the current legislative
14 session shall be reported to the General Assembly and may be reallocated in
15 future capital construction acts.

16 (d) On or before January 15, each entity to which spending authority has
17 been authorized by a capital construction act enacted in a legislative session
18 that was two or more years prior to the current legislative session shall submit
19 to the House Committee on Corrections and Institutions and the Senate
20 Committee on Institutions a report on the current fund balances of each
21 authorized project with unexpended funds.

1 amount of infrastructure work performed by Vermont firms. The provisions of
2 2 V.S.A. § 20(d) (expiration of required reports) shall not apply to the report to
3 be made under this subsection.

4 * * *

5 Sec. 34. 2014 Acts and Resolves No. 179, Sec. E.308 is amended to read:

6 Sec. E.308 CHOICES FOR CARE; SAVINGS, REINVESTMENTS,
7 AND SYSTEM ASSESSMENT

8 * * *

9 (c) The Department, in collaboration with Choices for Care participants,
10 participants' families, and long-term care providers, shall conduct an annual
11 assessment of the adequacy of the provider system for delivery of home- and
12 community-based services and nursing home services. On or before October 1
13 of each year, the Department of Disabilities, Aging, and Independent Living
14 shall report the results of this assessment to the House Committees on
15 Appropriations and on Human Services ~~and the Senate Committees on~~
16 ~~Appropriations and on Health and Welfare~~ in order to inform the reinvestment
17 of savings during the budget adjustment process. The provisions of 2 V.S.A.
18 § 20(d) (expiration of required reports) shall not apply to the report to be made
19 under this subsection.

20 (d) On or before January 15 of each year, the Department of Disabilities,
21 Aging, and Independent Living shall propose reinvestment of the savings

