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H.895

Introduced by Committee on Government Operations

Date:

Subject: Government operations; reports; reports repeal

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

- (1) repealing certain reports the General Assembly no longer deems
necessary;
- (2) exempting certain reports from the required statutory review; and
- (3) postponing certain reports until the next reports review.

An act relating to legislative review of certain report requirements

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

* * * Report Requirements Repealed * * *

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

§ 4082. VERMONT FISH AND WILDLIFE REGULATIONS

* * *

(b)(1) Except as provided for under subdivision (2) of this subsection, the
Board annually may adopt rules relating to the management of migratory game
birds, and shall follow the procedures for rulemaking contained in 3 V.S.A.
chapter 25. For each such rule, the Board shall conduct a hearing but, when

1 necessary, may schedule the hearing for a day before the terms of the rule are
2 expected to be determined.

3 (2) Beginning with the 2015 hunting season, the Board may set by
4 procedure the daily bag and possession limits of migratory game birds that
5 may be harvested in each Waterfowl Hunting Zone annually without following
6 the procedures for rulemaking contained in 3 V.S.A. chapter 25. The annual
7 daily bag and possession limits of migratory game birds shall be consistent
8 with federal requirements. Prior to setting the migratory game bird daily bag
9 and possession limits, the Board shall provide a period of not less than 30 days
10 of public notice and shall conduct at least two public informational hearings.

11 The final migratory game bird daily bag and possession limits shall be
12 enforceable by the Department under its enforcement authority in part 4 of this
13 title. ~~Annually, on or before January 15, the Department shall submit the final
14 migratory game bird daily bag and possession limits to the House Committee
15 on Fish, Wildlife and Water Resources and the Senate Committee on Natural
16 Resources and Energy.~~

17 * * *

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

19 § 2888. VERMONT STRONG SCHOLARS INITIATIVE

20 * * *

21 (b) Vermont Strong Loan Forgiveness Program.

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~~

1 ~~impact of the Vermont Health Benefit Exchange and the federal individual~~
2 ~~responsibility requirement on:~~

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

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

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

6 * * *

7 * * * Reports Expiration Extension * * *

8 Sec. 6. REPORTS REPEAL DELAYED

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

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

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

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

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

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

- 1 (6) 32 V.S.A. § 310 (report on 10-year State capital program plan);
2 (7) 32 V.S.A. § 3481(1)(C) (report on appraised value of owner-
3 occupied housing that is subject to a housing subsidy covenant);
4 (8) 33 V.S.A. § 1702 (report on SNAP payment error rate);
5 (9) 2010 Acts and Resolves No. 156, Sec. E.114(a) (report on number of
6 State employees exceeding \$14,000.00 reimbursement for mileage use on
7 private vehicle); 2013 Acts and Resolves No. 68, Sec. 3 (on the incidences of
8 concussions sustained by student athletes in Vermont); 2014 Acts and
9 Resolves No. 163, Sec. 3(b) (report on number of temporary employees
10 employed by the Department of Corrections); 2014 Acts and Resolves
11 No. 180, Sec. 2(c) (report from Criminal Justice Training Council on incidents
12 involving the use of an electronic control device); 2014 Acts and Resolves
13 No. 188, Sec. 3 (concerning implementation, administration, and financing by
14 the Department of Health of the requirements of 18 V.S.A. chapter 38A); 2014
15 Acts and Resolves No. 195, Sec. 3(f) (report on system to evaluate goals and
16 performance of the pretrial services); 2014 Acts and Resolves No. 195,
17 Sec. 4(b) (report on county alternative justice programs, protocols for the
18 programs, and number served by program).

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

18 (1)(A) "Appraisal value" shall mean, with respect to property enrolled in
19 a use value appraisal program, the use value appraisal as defined in subdivision
20 3752(12) of this title, multiplied by the common level of appraisal, and with
21 respect to all other property, except for owner-occupied housing identified in

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

14 * * *

15 (C) For owner-occupied housing that is subject to a housing subsidy
16 covenant, as defined in 27 V.S.A. § 610, imposed by a governmental, quasi-
17 governmental, or public purpose entity, that limits the price for which the
18 property may be sold, the housing subsidy covenant shall be deemed to cause a
19 material decrease in the value of the owner-occupied housing, and the
20 appraisal value means not less than 60 and not more than 70 percent of what
21 the fair market value of the property would be if it were not subject to the

1 housing subsidy covenant. Every five years, starting in 2019, the
2 Commissioner of Taxes, in consultation with the Vermont Housing
3 Conservation Board, shall report to the ~~General Assembly~~ House Committee
4 on Ways and Means on whether the percentage of appraised valued used in this
5 subdivision should be altered, and the reasons for his or her determination.

6 * * *

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

8 § 1702. PAYMENT ERROR RATE REPORT

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

16 * * *

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

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

19 (a) The commissioner of the department of buildings and general services
20 shall submit a report to the house ~~and senate committees~~ committee on
21 appropriations by January 15th of each year detailing the number of state

1 employees, by department, that exceed a \$14,000 mileage reimbursement
2 amount for use of their private vehicle.

3 * * *

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

5 Sec. 3. REPORT

6 To the extent permitted by applicable state and federal law, the Vermont
7 Traumatic Brain Injury Advisory Board (the Board) shall obtain information
8 necessary to create an annual report on the incidences of concussions sustained
9 by student athletes in Vermont in the previous school year. To the extent such
10 information is available, the report shall include the number of concussions
11 sustained by student athletes in Vermont, the sport the student athlete was
12 playing when he or she sustained the concussion, the number of Vermont
13 student athletes treated in emergency rooms for concussions received while
14 participating in school athletics, and who made the decision that a student
15 athlete was able to return to play. For purposes of the report, the Board shall
16 consult with the Vermont Principals' Association and the Vermont Association
17 of Athletic Trainers. If the Board obtains information sufficient to create the
18 report, it shall report on or before December 15 of each year starting in 2014 to
19 the Senate and House Committees on Judiciary ~~and on Education.~~

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

2 Sec. 3. DEPARTMENT OF CORRECTIONS STAFFING STUDY

3 * * *

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

9 * * *

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

11 Sec. 3. REPORT TO GENERAL ASSEMBLY; CHEMICALS OF HIGH
12 CONCERN TO CHILDREN

13 On or before January 15, 2015, and biennially thereafter, the Commissioner
14 of Health, after consultation with the Secretary of Natural Resources, shall
15 submit to ~~the Senate Committee on Health and Welfare,~~ the House Committee
16 on Human Services, ~~the House Committee on Ways and Means,~~ the Senate
17 ~~Committee on Finance,~~ and the Senate and House Committees on
18 Appropriations, a report concerning implementation, administration, and
19 financing by the Department of Health of the requirements of 18 V.S.A.
20 chapter 38A regarding the chemicals of high concern to children. The report
21 shall include:

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

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

* * *

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

* * *

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

Sec. 4. PROSECUTOR PRECHARGE PROGRAM GUIDELINES AND
REPORTING

* * *

(b) On or before October 1, 2014, and annually thereafter, the Executive
Director of the Department of State's Attorneys and Sheriffs shall report to the
~~General Assembly~~ House Committee on Corrections and Institutions and the
House and Senate Committees on Judiciary detailing the alternative justice
programs that exist in each county together with the protocols for each

1 program, the annual number of persons served by the program, and a plan for
2 how a sequential intercept model can be employed in the county. The report
3 shall be prepared in cooperation with the Director of Court Diversion, a co-
4 chair of the Community Justice Network of Vermont, and State, municipal,
5 and county law enforcement officials.

6 * * *

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

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

9 § 2312. PERFORMANCE ACCOUNTABILITY LIAISONS TO THE

10 GENERAL ASSEMBLY

11 * * *

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

1 (e) Beginning on February 1, 2016, and annually thereafter, the Secretary,
2 after consultation with the Secretary of Agriculture, Food and Markets and the
3 Secretary of Transportation, shall submit to the House Committee on Natural
4 Resources, Fish, and Wildlife, ~~the Senate Committee on Natural Resources and~~
5 ~~Energy, the House Committee on Agriculture and Forestry, and the Senate~~
6 ~~Committee on Agriculture~~ a summary of activities and measures of progress of
7 water quality ecosystem restoration programs. The provisions of 2 V.S.A.
8 § 20(d) (expiration of required reports) shall not apply to the report to be made
9 under this subsection.

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

11 § 4082. VERMONT FISH AND WILDLIFE REGULATIONS

12 * * *

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

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

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

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

14 * * *

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

1 ~~Committees~~ Senate Committee on Appropriations and the House Committee
2 on Education regarding progress in implementation of this section. The
3 provisions of 2 V.S.A. § 20(d) (expiration of required reports) shall not apply
4 to the report to be made under this subsection.

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

6 § 9374. BOARD MEMBERSHIP; AUTHORITY

7 * * *

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

12 * * *

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

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

2 § 632. COMPENSATION TO DEPENDENTS; BURIAL AND FUNERAL
3 EXPENSES

4 If death results from the injury, the employer shall pay to the persons
5 entitled to compensation or, if there ~~is~~ are none, then to the personal
6 representative of the deceased employee, the actual burial and funeral expenses
7 not to exceed \$10,000.00 and the actual expenses for out-of-state
8 transportation of the decedent to the place of burial not to exceed \$5,000.00.

9 Every two years, the Commissioner of Labor shall evaluate the average burial
10 and funeral expenses in the State and make a recommendation to the House
11 Committee on Commerce and Economic Development ~~and the Senate~~

12 ~~Committee on Finance~~ as to whether an adjustment in compensation is
13 warranted. The provisions of 2 V.S.A. § 20(d) (expiration of required reports)
14 shall not apply to the report to be made under this section. The employer shall

15 also pay to or for the benefit of the following persons, for the periods
16 prescribed in section 635 of this title, a weekly compensation equal to the
17 following percentages of the deceased employee's average weekly wages. The
18 weekly compensation payment herein allowed shall not exceed the maximum
19 weekly compensation or be lower than the minimum weekly compensation:

20 * * *

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

2 § 639. DEATH, PAYMENT TO DEPENDENTS

3 In cases of the death of a person from any cause other than the accident
4 during the period of payments for disability or for the permanent injury, the
5 remaining payments for disability then due or for the permanent injury shall be
6 made to the person's dependents according to the provisions of sections 635
7 and 636 of this title, or if there are none, the remaining amount due, but ~~no~~ not
8 more than the actual burial and funeral expenses not to exceed \$10,000.00 and
9 the actual expenses for out-of-state transportation of the decedent to the place
10 of burial not to exceed \$5,000.00, shall be paid in a lump sum to the proper
11 person. Every two years, the Commissioner of Labor shall evaluate the
12 average burial and funeral expenses in the State and make a recommendation
13 to the House Committee on Commerce and Economic Development ~~and the~~
14 ~~Senate Committee on Finance~~ as to whether an adjustment in compensation is
15 warranted. The provisions of 2 V.S.A. § 20(d) (expiration of required reports)
16 shall not apply to the report to be made under this section.

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

18 § 152. DUTIES OF COMMISSIONER

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

21 * * *

1 Revolving Fund for resource conservation measures and the Energy Revolving
2 Fund for energy efficiency improvements and the use of renewable resources.
3 For each fiscal year, the report shall include a summary of each project
4 receiving funding and the State's expected savings. The provisions of
5 2 V.S.A. § 20(d) (expiration of required reports) shall not apply to the report to
6 be made under this subsection.

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

8 § 305a. OFFICIAL STATE REVENUE ESTIMATE

9 * * *

10 (c) The January estimates shall include estimated caseloads and estimated
11 per-member per-month expenditures for the current and next succeeding fiscal
12 years for each Medicaid enrollment group as defined by the Agency and the
13 Joint Fiscal Office for State Health Care Assistance Programs or premium
14 assistance programs supported by the State Health Care Resources and Global
15 Commitment Funds, and for the ~~Programs~~ programs under any Medicaid
16 Section 1115 waiver. For Board consideration, there shall be provided two
17 versions of the next succeeding fiscal year's estimated per-member per-month
18 expenditures: one shall include an increase in Medicaid provider
19 reimbursements in order to ensure that the expenditure estimates reflect
20 amounts attributable to health care inflation as required by subdivisions
21 307(d)(5) and (d)(6) of this title and one shall be without the inflationary

1 adjustment. For VPharm, the January estimates shall include estimated
2 caseloads and estimated per-member per-month expenditures for the current
3 and next succeeding fiscal years by income category. The January estimates
4 shall include the expenditures for the current and next succeeding fiscal years
5 for the Medicare Part D phased-down State contribution payment and for the
6 disproportionate share hospital payments. In July, the Administration and the
7 Joint Fiscal Office shall make a report to the Emergency Board on the most
8 recently ended fiscal year for all Medicaid and Medicaid-related programs,
9 including caseload and expenditure information for each Medicaid eligibility
10 group. Based on this report, the Emergency Board may adopt revised
11 estimates for the current fiscal year and estimates for the next succeeding fiscal
12 year. The provisions of 2 V.S.A. § 20(d) (expiration of required reports) shall
13 not apply to the report to be made under this subsection.

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

15 § 701a. CAPITAL CONSTRUCTION BILL

16 * * *

17 (c) The spending authority authorized by a capital construction act shall
18 carry forward until expended, unless otherwise provided. All unexpended
19 funds remaining for projects authorized by capital construction acts enacted in
20 a legislative session that was two or more years prior to the current legislative

1 session shall be reported to the General Assembly and may be reallocated in
2 future capital construction acts.

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

9 (e) The provisions of 2 V.S.A. § 20(d) (expiration of required reports) shall
10 not apply to the reports to be made under subsections (c) and (d) of this
11 section.

12 Sec. 33. 32 V.S.A. § 5404a is amended to read:

13 § 5404a. TAX STABILIZATION AGREEMENTS; TAX INCREMENT
14 FINANCING DISTRICTS

15 * * *

16 (i) The Vermont Economic Progress Council and the Department of Taxes
17 shall make an annual report to the Senate ~~Committees~~ Committee on Economic
18 Development, Housing and General Affairs ~~and on Finance~~ and the House
19 Committees on Commerce and Economic Development and on Ways and
20 Means ~~of the General Assembly~~ on or before April 1. The report shall include,
21 in regard to each existing tax increment financing district, the date of creation,

1 a profile of the district, a map of the district, the original taxable value, the
2 scope and value of projected and actual improvements and developments,
3 projected and actual incremental revenue amounts and division of the
4 increment revenue between district debt, the Education Fund, the special
5 account required by 24 V.S.A. § 1896 and the municipal General Fund,
6 projected and actual financing, and a set of performance measures developed
7 by the Vermont Economic Progress Council, which shall include the number
8 of jobs created in the district, what sectors experienced job growth, and the
9 amount of infrastructure work performed by Vermont firms. The provisions of
10 2 V.S.A. § 20(d) (expiration of required reports) shall not apply to the report to
11 be made under this subsection.

12 * * *

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

14 Sec. E.308 CHOICES FOR CARE; SAVINGS, REINVESTMENTS,
15 AND SYSTEM ASSESSMENT

16 * * *

17 (c) The Department, in collaboration with Choices for Care participants,
18 participants' families, and long-term care providers, shall conduct an annual
19 assessment of the adequacy of the provider system for delivery of home- and
20 community-based services and nursing home services. On or before October 1
21 of each year, the Department of Disabilities, Aging, and Independent Living

1 shall report the results of this assessment to the House Committees on
2 Appropriations and on Human Services ~~and the Senate Committees on~~
3 ~~Appropriations and on Health and Welfare~~ in order to inform the reinvestment
4 of savings during the budget adjustment process. The provisions of 2 V.S.A.
5 § 20(d) (expiration of required reports) shall not apply to the report to be made
6 under this subsection.

7 (d) On or before January 15 of each year, the Department of Disabilities,
8 Aging, and Independent Living shall propose reinvestment of the savings
9 calculated pursuant to this section to the ~~General Assembly~~ House Committees
10 on Appropriations and on Human Services as part of the Department's
11 proposed budget adjustment presentation.

12 * * *

13 * * * Effective Date * * *

14 Sec. 35. EFFECTIVE DATE

15 This act shall take effect on passage.