

ONE BALDWIN STREET
MONTPELIER, VT 05633-5701

SEN. ANN CUMMINGS, CHAIR
REP. MARTHA HEATH, VICE-CHAIR
SEN. DIANE SNELLING, CLERK
REP. JANET ANCEL
REP. CAROLYN BRANAGAN



PHONE: (802) 828-2295
FAX: (802) 828-2483

SEN. JOHN CAMPBELL
REP. MITZI JOHNSON
SEN. JANE KITCHEL
SEN. RICHARD SEARS, JR.
REP. DAVID SHARPE

STATE OF VERMONT
LEGISLATIVE JOINT FISCAL COMMITTEE

Agenda

Room 11, State House

Friday, July 20, 2012

- 9:25 a.m. Call to Order, Approve minutes of November 8, 2011 meeting **[approved]** and Recess
- 9:30 a.m. Convene the Special Committee on the Mental Health
Approve minutes of April 5, 2012 **[approved]** [Sec. 33(e) of Act 79 of 2012]
[Additional Members: Senators Ayer and Mullin, and Representatives Pugh and Haas]
Gail Hutchings, President and CEO of Behavioral Health Policy Collaborative
- 10:25 a.m. Adjourn Special Committee and Reconvene Legislative Joint Fiscal Committee
- 10:30 a.m. A. Tropical Storm Irene State Issues – Financing State Hospital & State Buildings
[Sec. E.100 of Act 162 of 2012] [3 handouts]
Michael Clasen, Deputy Secretary, Agency of Administration
- 10:50 a.m. B. Emergency Certificate Of Need for a new 25 bed state hospital **[see afternoon for approval]**
Patrick Flood, Commissioner, Department of Mental Health [handout]
- 10:55 a.m. C. Tropical Storm Irene and 2011 Spring Flooding Issues
1. State Match for Tropical Storm Irene or 2011 Spring Flooding FEMA grants
(Municipal and Other) [Sec. 77a(b) of Act 75 of 2012]
Sue Minter, Irene Recovery Officer [4 handouts]
Jim Reardon, Commissioner of Finance and Management [handout]
Norman (Alec) Portalupi, Technical Service Engineer, Agency of Transportation
2. CDBG Disaster Relief Program [handout]
Lawrence Miller, Secretary, Agency of Commerce & Community Development
Jen Hollar, Deputy Commissioner, Department of Economic, Housing and C.D.
- 11:30 a.m. D. Revenue Update - Tom Kavet, Legislature's Economist [handout]
- 12:10 p.m. Recess

***Emergency Board: 1:00 p.m. in the 5th floor Pavilion Office Bldg., 109 State Street**

- 2:15 p.m. E. Administration Update/Issues – Commissioner Reardon
1. Preliminary Closeout Reports; preliminary Budget Adjustment, if any [handout]
 2. Porter Air Program – Secretary Miller
 3. Department of Financial Regulation - Transfer of Unencumbered Balances
[Sec. 67(a)(2) of Act 75 of 2012] [handout]
Sandra Barton, Business Manager, Department of Financial Regulation
- F. Grants – Nathan Lavery (Department staff available)
1. Grant & position in Agency of Agriculture related to Irene recovery **[Approved]**
 2. FEMA disaster assistance grant related to the May 29, 2012 storm **[Approved]**
- G. Review of the Emergency Medical Services Fund – VT Fire Service Training Plan
[32 V.S.A. § 8557(a) as amended by Sec. 62 of Act 143 of 2012] [handout]
Chris Bell, Director, Office of Public Health Preparedness & Emergency Medical
Services, Department of Health
- H. Fiscal Office's Updates/Issues
1. Fiscal Officer's Report – Stephen A. Klein, Chief Fiscal Officer
 2. Updates:
 - a. Medicaid – Stephanie Barrett [handout]
 - b. Education Fund – Mark Perrault
 - c. Legislative Budget Closeout – Nathan Lavery
- I. Emergency Certificate Of Need for a new 25 bed state hospital
Patrick Flood, Commissioner, Department of Mental Health
**[Agreed with the recommendation by Mental Health Oversight
Committee to approve the Emergency CON process with the Public Hearing
condition]**
- 2:55 p.m. Next Meetings – September 19 and November 26
Other dates of interest:
Legislative Briefing (All Members) – November 28 at 10 a.m. - 3 p.m.
New Member Orientation – November 28 - 30
- 3:00 p.m. Adjourn

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STATE OF VERMONT
LEGISLATIVE JOINT FISCAL COMMITTEE

Friday, July 20, 2012
Minutes

Members present: Representatives Ancel, Branagan, Heath, Johnson, and Sharpe, and Senators Cummings, Kitchel, Sears, and Snelling.

Special Committee Members for Mental Health: Representative Haas and Senator Mullin. Senator Ayer and Representative Pugh participated by conference call.

Other Attendees: Representatives Donahue, Hooper, and Koch, and Senators Baruth, Fox, and White, and staff from the Administration, Joint Fiscal Office, and Legislative Council, and various media, lobbyists, advocacy groups, and members of the public.

The Chair, Senator Ann Cummings, called the meeting to order at 9:32 a.m., and Senator Kitchel moved to adopt the minutes of November 8, 2011. The Committee passed the motion and approved the minutes.

The Committee recessed at 9:34 a.m. on a motion from Representative Sharpe.

The Chair, Senator Cummings, convened a special committee on Mental Health, Representative Heath moved to approve the minutes of April 5, 2012. The Committee passed the motion and approved the minutes.

Gail Hutchings, Martin Cohen, Kevin Huckshorn, Leslie Schwalbe, and Heather Cobb of Behavioral Health Policy Collaborative, LLC, participated by speakerphone. Ms. Hutchings led the report overview that was mandated by Act 79 of 2012. Refer to the final report and presentation submitted at the meeting.

Ms. Hutchings thanked all the Vermonters her collaborative interviewed and worked with to develop the report. She presented a final report "Advancing from Vision to Results: Findings and Recommendations to Implement Act 79 and Improve Vermont's Mental Health System" and gave an overview through PowerPoint. Senator Snelling inquired whether there were examples of dashboard measures from other states available. Ms. Hutchings stated there were examples, and she offered to provide some to the committee. Representative Heath asked how long it might take to write an implementation plan with the details outlined in the report. Ms. Hutchings responded that the plan was already underway through the Department of Mental Health's efforts, and significant

progress has ensued. She deferred to Commissioner Patrick Flood of the department to follow-up with Representative Heath.

The Special Committee on Mental Health adjourned on a motion from Representative Heath at 10:29. The Chair then reconvened the Legislative Joint Fiscal Committee at 10:30 a.m., and proceeded through the agenda.

A. Tropical Storm Irene State Issues – Financing the State Hospital & State Buildings

Michael Clasen, Deputy Secretary, Agency of Administration, submitted information on the estimated construction costs of \$182.8 million, revenue of \$62.7 million to negate costs, and the funding gap between the two of \$120.1 million. He announced that the Federal Emergency Management Agency (FEMA) information provided earlier for expected significant funding for the state Waterbury Complex and the State Hospital may have been incorrect. FEMA has stated that any verbal funding promises from their agent were incorrect and they were disavowing that information. Funding promises included the permanent relocation costs of the State Hospital and the more expensive renovation costs of the Waterbury Complex, including moving the heat plant, relocating the Agency of Natural Resources laboratory, and some demolition costs associated with restoring the flood plain. It was anticipated from discussions with the FEMA agent that state officials had worked with over the course of at least eight months that 90% of the relocation costs for the State Hospital would be covered by FEMA. Recently, FEMA stated that Vermont's State Hospital relocation may not qualify for funding, and additionally, work done to the Waterbury Complex to temporarily shore-up the heating plant structure through the winter months may have made the building ineligible for funding.

Mr. Clasen submitted an estimated time line for completing project worksheets using the new plan that FEMA has put forth for the state. In addition, a special team of FEMA staff has been co-located with state staff within the Montpelier state office complex to assist in the filing of paperwork for possible federal funding toward the relocation of the State Hospital and the renovation of the Waterbury Complex.

Representative Sharpe queried whether Vermont's congressional delegation was aware of the funding shortfall. Mr. Clasen replied that Vermont's congressional delegation have been working diligently to rectify the funding issues related to the State Hospital and the Waterbury Complex along with all the other issues associated with the Irene recovery. Representative Heath asked how FEMA explained its change of funding actions after so many months of reassurance. Mr. Clasen stated that FEMA had not adequately explained its actions. Senator Kitchel asked for clarification on the project worksheets and when they were started. Mr. Clasen responded that even though FEMA had just begun submitting project worksheets for the Waterbury Complex and State Hospital, it had completed over 3,000 project worksheets for public and private Vermont entities affected by Irene. Representative Branagan voiced her dismay at the change- in- funding dialogue with FEMA, and queried how long the state would be waiting to hear of funding and the amount. Mr. Clasen

explained that the state could only be patient and wait for a reply from FEMA. Sue Minter, Irene Recovery Officer, explained that her office was having weekly conference calls with the Vermont congressional delegation.

Representative Heath asked whether the information on FEMA funding participation would delay or stop the state's plans for the relocation of the State Hospital or the renovation of the Waterbury Complex. Mr. Clasen responded that the administration had no intent to slow or delay either project's planning but those plans may be altered depending on the final funding outcome of FEMA's deliberations. Senator Sears inquired whether other states that have experienced a natural disaster had similar complications with FEMA. Mr. Clasen stated that communication with other states has revealed similar experiences.

B. The State Hospital - Emergency Certificate of Need Process

Patrick Flood, Commissioner, Department of Mental Health, was invited to interrupt the regular JFC proceedings and distribute a document on the time line (plan) of the opening for the new State Hospital. He requested that the Committee review the plan review process and give comments. Representative Heath noted that the plan's emergency Certificate of Need (CON) process did not require or include public hearings, and suggested that the commissioner present his plan to the Mental Health Oversight Committee (MHOC) for comment. The Commissioner agreed and promised to return before the Committee adjournment for the day with the MHOC deliberations.

The Committee recessed for a break.

C.1. Tropical Storm Irene and 2011 Spring Flooding Issues – State Match and FEMA Grants.

The Committee reconvened and Ms. Minter submitted three documents: Updates for FEMA Public Assistance & More, Vermont Recovering Stronger – Irene Recovery Status Report, Federal Emergency Management Reporting and Oversight, and Intergovernmental Advisory #39 – FEMA assistance summary. She explained that the disaster relief fund continues to raise money to support individuals in the recovery process from Irene. The Recovery Office is working to condemn mobile homes and applying for federal aid for homeowners to rebuild or buy new housing.

Ms. Minter explained that since FEMA does not offer financial support to businesses affected by disaster, the legislature enacted and funded an expedited loan program to businesses through the Vermont Economic Development (VEDA) Authorities Small Business Administration loan program. Ms. Minter made a plea for additional volunteers to clean up and rebuild homes, stating that the need was great.

Ms. Minter informed the committee that her office has heard concerns from local municipalities that they were experiencing similar FEMA funding communications not unlike those the state has encountered. Senator Sears expressed his frustration with the lack of funding support

from FEMA for his community. Representative Branagan referred to one of the handouts from Ms. Minter with a list of payments to towns, and inquired whether the money had already been spent or just received. James Reardon, Commissioner, Department of Finance & Management, and Ms. Minter explained that the money listed was money spent through state reimbursement. Ms. Minter also referred to a copy of a letter sent to the municipalities explaining the reimbursement or payment process.

Commissioner Reardon responded to Senator Kitchel's inquiry from earlier for an update on the money appropriated to the Emergency Relief Assistance Fund (ERAF). Commissioner Reardon explained that \$21.8 million was transferred to the ERAF through the Emergency Board and Act 75 of 2012 (FY2012 Budget Adjustment) process. As of July 1, cash on hand totaled just under \$16 million, and of that amount, it was anticipated that approximately \$1.7 million would be encumbered, leaving \$14.3 million available for other Irene assistance.

Commissioner Reardon summarized a report required by Sec. 77a(b) of Act 75 of 2012. A list within the report showed grayed-out towns representing those that met the FEMA public assistance match criteria for eligibility. Ms. Minter elaborated that once a municipality reached this threshold, they were eligible for 100% of FEMA-related costs.

Commissioner Reardon summarized another report required by Sec. E.100(a) of Act 162 of 2012. Representative Heath inquired why some municipalities received FEMA public assistance but not ERAF funds. Norman (Alec) Portalupi, Technical Services Engineer, Agency of Transportation, stated that municipalities with small projects would not receive ERAF, nor would municipalities that had not yet reached the FEMA eligibility status.

2. Community Development Block Grant (CDBG) Disaster Relief Program

Lawrence Miller, Secretary, Agency of Commerce & Community Development, and Jennifer Hollar, Deputy Commissioner, Department of Economic, Housing & Community Development, submitted information on the distribution of Vermont's CDBG Disaster Recovery Funds, and announced that yesterday the U.S. Department of Housing & Urban Development (HUD) approved the state's request to include Windham County in the CDBG disaster recovery area. The Agency was in the midst of a deadline at the end of the day to submit an action plan.

Ms. Hollar stated that the information sheet before the committee included the proposed 80% allocations for Washington, Windham, and Windsor Counties and the 20% allocations for all other Vermont counties. Once the plan is submitted, HUD has 90 days to review, but the agency can make applications available to the public at the beginning of September. The agency's citizen-based board (Community Development Board) will review applications and make recommendations to the Secretary sometime around mid-October. Senator Snelling queried whether additional accountability standards should be used for the additional CDBG funds. Ms. Hollar responded that the agency was confident with its existing staff and standards to manage the funds properly.

D. Revenue Update

Tom Kavet, Legislature's Economist of Kavet, Rockler & Associates, LLC, distributed an Economic Review and Revenue Forecast, and stated there was still a slight downgrade in Vermont's financial recovery. There were increases in the General Fund and Transportation Fund due to fee changes but because of the economic decrease, there was little positive overall increase. The major economic risks include the issues of the European financial crisis and the uncertainties that are associated with the international dilemma. The other is the delayed financial decisions in the U.S. Congress; the lack of political compromise is causing further economic concerns. Vermont's product exports to China have increased to 25%, and Vermont's home prices are stabilizing.

The committee recessed at 12:10 p.m. The Emergency Board met at 1:00 p.m.

Representative Heath reconvened the meeting at 2:18 p.m. at the request of the Chair who was delayed.

E. Administration Update/Issues – 1. FY2012 Preliminary Closeouts

Commissioner Reardon submitted preliminary closeouts for FY2012, and summarized the revenues versus target information. He highlighted that direct applications exceeded estimates by \$7 million. After FY2012 preliminary close-outs, a balance of \$11.23 million was available for Irene reconstructions (state buildings) in accordance with Sec. 205 of Act 162 of 2012, allowing for up to \$15 million of available revenue at close-out.

Commissioner Reardon announced that based on current projections and last year's usage, the Low Income Heating & Energy Assistance Program (LIHEAP) may have a budget gap of about \$8 to \$9 million. Representative Heath stated that the Emergency Board asked the Department for Children & Families (DCF) last year to come back to the legislature with a list of ways to reduce heating costs. She continued, explaining that DCF then submitted a report in March 2012 with a list it was comfortable acting upon. She then requested that DCF come to the JFC in September with an update on the implementation of that list. She also showed concern that Vermont received a much smaller price differential for fuel than most other New England states, and asked that DCF add that issue to its update in September to JFC as well. Senator Kitchel mentioned that legislation was passed in the past session that allowed for a state-funded utility benefit program, and asked for an update on that issue. Commissioner Reardon, in anticipation of the question, responded by summarizing an e-mail he received on the case from Deputy Commissioner Sarah Hofmann.

Commissioner Reardon explained that out of the \$3 million in the state liability fund for the data mining litigation, about \$1.8 million had been paid out to the first litigant, leaving \$1.2 million in the fund. Recently, the second litigant settled at \$2.2 million, creating a \$1 million deficit and a potential FY 2012 BAA item.

2. Porter Air Program

Secretary Miller gave an update on the Porter Air Program, stating that the Agency of Commerce & Community Development had been very successful in its first year but was working on a 3-year commitment with them. There were ongoing discussions with U.S. Customs and Porter to organize the baggage issues and reduce time in customs and security.

3. Transfer of Unencumbered Balances

Commissioner Reardon and Sandra Barton, Business Manager, Department of Financial Regulation (DFR), submitted a summary of the FY2012 final receipts for transfer to the General Fund, totaling \$10,054,784.49. The Committee recognized Ms. Barton for her commitment of 15 years in her capacity with DFR and wished her well in her retirement.

F. Grants

Nathan Lavery, Business Manager, Joint Fiscal Office, gave a summary of two grants: Agency of Agriculture, Food and Markets related to Irene Recovery (JFO #2570), and FEMA disaster assistance grant related to the May 29, 2012 storm (JFO #2571). Senator Kitchel made a motion to approve both grants, and Senator Sears seconded the motion. The committee approved the motion (grants).

G. Review of the Emergency Medical Services Fund – VT Fire Service Training Plan

Chris Bell, Director, Office of Public Health Preparedness & Emergency Medical Services for the Department of Health, submitted a handout and explained the proposed plan. He stated that the plan would also be reviewed by the newly formed Emergency Medical Services Committee. Senator Kitchel asked for clarification on the two different provisions and appropriations to the University of Vermont for EMS training. Mr. Bell explained that there were two separate \$150K appropriations made by the legislature during the previous session. One appropriation was made as a one-time allocation for training and certifying personnel of paramedics. The other appropriation is allocated to the Department of Health for several different priorities for education and training of EMS personnel. Senator Kitchel inquired if the second appropriation was funded by casualty insurance, and Mr. Bell agreed; it is an ongoing funding source. Representative Johnson commented that she would like to see rural squads have a higher level of training and easier access to recertification. Mr. Bell agreed and responded that the largest amount of EMS training money was slated for people to maintain their certification level; the online training component will allow for people to gain the education they need through an on-demand system. Some of the training money will be available to the districts for local training, and allow for continuing education classes at little or no cost to the participant.

Representative Heath asked for an estimate of the cost for online training. Mr. Bell stated he had some anecdotal information regarding the costs other agencies paid for similar products. Products could range from \$30K to above the \$150K appropriation. The products surpassing the appropriation level would not be considered. Representative Sharpe queried whether software

compatibility issues with medical facilities, such as hospitals, would be addressed in the RFP process. Mr. Bell stated that a requirement within the RFP is for any new software to integrate with other medical training systems.

H. Fiscal Office's Updates/Issues – 1. Fiscal Officer's Report

Stephen Klein, Chief Fiscal Officer, asked the committee if there were questions in regard to the fiscal officer's report, of which there were none. He then moved on to staff updates.

2. Updates – a. Medicaid

Stephanie Barrett, Associate Fiscal Officer, submitted the FY2012 Year-End Report on Medicaid and summarized its contents. Medicaid enrollment was slightly below expectations, and spending continued to come in below estimates even though targets were reset lower than previously. The Global Commitment Fund ending balance was anticipated to be about \$38 million but ended \$27 million above expectation. The State Health Care Resource Fund expected balance was \$4.3 million but ended at \$4.9 million. However, Federal Medical Assistance Percentages (FMAP) are anticipated to decline again in FY2014, creating a \$22 million budget pressure. Estimating the budget for FY2014 is particularly challenging as midway through the fiscal year the health care exchange begins.

Senator Cummings inquired whether the declining Medicaid enrollment was a positive trend from creating the broader health care coverage through Blueprint. Ms. Barrett responded that there had been no definitive study or analysis to confirm a trend, and she added that Vermont was not the only state that had experienced the same phenomenon.

b. Education Fund

Mark Perrault, Fiscal Analyst, explained that the FY2014 estimate at the end of the 2012 session had improved slightly. Revenues in FY2012 are about \$2 million higher than estimates, which will eventually affect FY2014 estimates. FY2012 Education Fund closeout had not yet been completed so it was unclear whether additional carryforward would be available in preparing the FY2014 but typically there was between \$2 and \$3 million available for carryforward each fiscal year so potentially there could be a total of \$5 million from FY2012.

Mr. Perrault stated that the FY2013 Education Fund outlook currently was good but he noted two things of concern: an error in the Grand List that has a potential impact of \$2.5 million less in tax collections than projections; and the FY2012 income sensitivity portion of the property tax claims may be about \$10 million less than projections.

c. Legislative Budget Closeout

Nathan Lavery, Fiscal Analyst and Business Manager, explained that the Legislature's FY2012 budget closeout was in line with estimates, and there is unallocated carryforward available for future use. The Joint Fiscal Office and Legislative Council budgets each had unallocated

carryforward in the range of \$60K to \$80K. Legislative Information Technology (IT) budget was on target, and the Sergeant at Arms budget had an estimated \$30K in carryforward. Mr. Lavery further stated that the Legislative IT budget carryforward was lower than desirable, but it was due to the software license updates and the Microsoft 2010 software upgrade.

The Committee confirmed the next meeting date of September 19, 2012 and a future tentative date of November 26, 2012.

Action Item:

Senator Cummings reported that the Mental Health Oversight (MHO) accepted the Department of Mental Health's use of the Department of Financial Regulation's emergency CON process with the amendment that there would be a public hearing. Representative Heath then moved to support the department's use of DFR's emergency CON process with MHO's amendment for a public hearing. Senator Sears seconded the motion and the committee approved it.

The Committee adjourned at 3:25 p.m.

Respectfully Submitted,

A handwritten signature in blue ink, appearing to read "Theresa L. Utton-Jerman".

Theresa L. Utton-Jerman
Legislative Joint Fiscal Office



STATE OF VERMONT
LEGISLATIVE JOINT FISCAL COMMITTEE

Statutory References
July 20, 2012 Meeting

Agenda Items:

Transfer of Unencumbered Balances:

Act 3, Sec. 44(a)(2) of 2011 as amended by Sec. 67(a)(2) of Act 75 of 2012.

All or a portion of the unencumbered balances***shall be transferred to the general fund, provided that on or before July 1, 2012, the commissioner of banking, insurance, securities, and health care administration certifies to the joint fiscal committee that the transfer of such balances, or any smaller portion deemed proper by the commissioner, will not impair the ability of the department in fiscal year 2013 to provide thorough, competent, fair, and effective regulatory services, or maintain accreditation by the National Association of Insurance Commissioners; and that the joint fiscal committee does not reject such certification.

Tropical Storm Irene and 2011 Spring Flooding update:

Sec. E.100 of Act 162 of 2012.

The secretary of administration shall report to the joint fiscal committee at each of its scheduled meetings in fiscal year 2013 on the public assistance funding received from the Federal Emergency Management Agency (FEMA) for the damages due to Tropical Storm Irene. The report shall include:

- (1) a projection of the total funding needs for the FEMA Public Assistance Program and to the extent possible, details about the projected funding by state agency or municipality;
 - (2) spending authority (appropriated and excess receipts) granted to date for the FEMA Public Assistance Program and the associated emergency relief and assistance funds match; and
 - (3) actual expenditures to date made from the spending authority granted and to the extent possible, details about the expended funds by state agency or municipality.
- (b) Reports shall be posted on the legislative and administration websites after submission.

State Match for Tropical Storm Irene or Spring Flooding; FEMA Payments to Municipalities:

Sec. 77a(b) of Act 75 of 2012.

Payments from the emergency relief and assistance fund to municipalities to meet match requirements for FEMA public assistance grants for Tropical Storm Irene or spring 2011 flooding federal disaster relief shall be reported to the joint fiscal committee and the joint transportation oversight committee for the preceding state fiscal year quarters, cumulatively, by April 15, 2012, July 15, 2012, October 15, 2012, and January 15, 2013, and quarterly on those dates thereafter, until such payments have been completed.

Miscellaneous Reports:

Quarterly Report on excess receipts:

32 V.S.A. § 511.

If any receipts including federal receipts exceed the appropriated amounts, the receipts may be allocated and expended on the approval of the commissioner of finance and management. If, however, the expenditure of those receipts will establish or increase the scope of the program, which establishment or increase will at any time commit the state to the expenditure of state funds, they may only be expended upon the approval of the legislature. Excess federal receipts, whenever possible, shall be utilized to reduce the expenditure of state funds. The commissioner of finance and management shall report to the joint fiscal committee quarterly with a cumulative list and explanation of the allocation and expenditure of such excess receipts.

Small Grants Quarterly Report:

32 V.S.A. § 5(a)(3).

(a) No original of any grant, gift, loan, or any sum of money or thing of value may be accepted by any agency, department, commission, board, or other part of state government except as follows:

(3) This section shall not apply to the acceptance of grants, gifts, donations, loans, or other things of value with a value of \$5,000.00 or less, or to the acceptance by the department of forests, parks and recreation of grants, gifts, donations, loans, or other things of value with a value of \$15,000.00 or less, provided that such acceptance will not incur additional expense to the state or create an ongoing requirement for funds, services, or facilities. The secretary of administration and joint fiscal office shall be promptly notified of the source, value, and purpose of any items received under this subdivision. The joint fiscal office shall report all such items to the joint fiscal committee quarterly.

Quarterly progress report reflecting the outcomes and measures as applied to the projects funded under this section:

Act 40, Sec. 49(i) of 2011.

Vermont Telecommunications Authority:

Beginning October 1, 2011, and for the next succeeding two years, on a quarterly basis, the VTA shall submit to the house committees on commerce and economic development and on corrections and institutions, the senate committees on economic development, housing and general affairs and on finance, and the joint fiscal committee a progress report reflecting the outcomes and measures as applied to the projects funded under this section. This report shall include location-specific information on the progress of deployment of telecommunications technology that does not require the utilization of towers.

Burlington Tax Increment Financing (TIF) Annual Report

Act 45, Sec. 16(b)(3) of 2011

(a) Pursuant to Sec. 83 of No. 54 of the Acts of the 2009 Adj. Sess. (2010), the joint fiscal committee approved a formula for the implementation of a payment to the education fund in lieu of tax increment payments.

(b) The terms of the formula approved by the joint fiscal committee are as follows:

(3) The city of Burlington will prepare a report annually, beginning July 1, 2010, for both the joint fiscal committee and the department of taxes, which will contain:

(A) the calculation set out in subdivision (2) of this subsection;

- (B) a listing of each parcel within the Waterfront TIF District and the 1996 original taxable value, 2010 extended base value, and the most recent values for all homestead and nonresidential property;
- (C) a history of all of the TIF revenue and debt service payments; and
- (D) details of new debt authorized, including repayment schedules.

Quarterly report on Measures and Milestones of Challenges for Change:

Act. 146, Sec. H4(a) of 2010

- (a) On a quarterly basis, beginning with July 1, 2010, the administration shall report to the chairs of the house and senate committees of jurisdiction, the joint legislative government accountability committee, and the joint fiscal committee.

Annual report on all bank charges, service fees and fees charged to consumers related to credit card transactions.

32 V.S.A. Sec. 583(e)

Final Report - Repealed in Sec. 51(m)(1) of Act 139 of 2012 (Information can still be found within the Treasurer's Annual Report.

Health Access quarterly progress report on purchasing agreements for pharmacy best practices and cost control program.

33 V.S.A. § 1998(c)(6)

(c)(1) The commissioner may implement the pharmacy best practices and cost control program for any other health benefit plan within or outside this state that agrees to participate in the program. For entities in Vermont, the commissioner shall directly or by contract implement the program through a joint pharmaceuticals purchasing consortium. The joint pharmaceuticals purchasing consortium shall be offered on a voluntary basis no later than January 1, 2008, with mandatory participation by state or publicly funded, administered, or subsidized purchasers to the extent practicable and consistent with the purposes of this chapter, by January 1, 2010. If necessary, the department of Vermont health access shall seek authorization from the Centers for Medicare and Medicaid to include purchases funded by Medicaid. "State or publicly funded purchasers" shall include the department of corrections, the department of mental health, Medicaid, the Vermont Health Access Program (VHAP), Dr. Dynasaur, VermontRx, VPharm, Healthy Vermonters, workers' compensation, and any other state or publicly funded purchaser of prescription drugs.

- (6) The commissioners and the secretary shall report quarterly to the health access oversight committee and the joint fiscal committee on their progress in securing Vermont's participation in such joint purchasing agreements.

Vermont State Hospital: Secure Residential Recovery Program quarterly update

Act 43, Sec. 31 (f)(3) of 2009

(f)(1) The agency of human services shall submit the response of CMS, if any, or the fact that CMS has not responded to the request, to the senate committee on institutions and the house committee on corrections and institutions, the senate and house committees on appropriations, the senate committee on health and welfare, the house committee on human services, the joint fiscal committee, and the mental health oversight committee.

(3) Outside the legislative session, the department of mental health shall provide quarterly updates to the joint fiscal committee and the mental health oversight committee on the progress toward completing the facility and developing the residential recovery program.

Annual report on the Vermont Drinking Water State Revolving Fund

24 V.S.A. § 4774(b)

(b) Each of such funds shall be established and held separate and apart from any other funds or moneys of state and shall be used and administered exclusively for the purpose of this chapter with the exception of transferring funds from the Vermont drinking water planning loan fund and the Vermont drinking water source protection fund to the Vermont environmental protection agency (EPA) drinking water state revolving fund, and from the Vermont pollution control revolving fund to the Vermont environmental protection agency (EPA) pollution control revolving fund, when authorized by the secretary. These funds shall be administered by the bond bank on behalf of the state, except that the fund shall be administered by VEDA concerning loans to privately-owned water systems under subdivision (a)(3) of this section. The funds shall be invested in the same manner as permitted for investment of funds belonging to the state or held in the treasury. The funds shall consist of the following:

(1) Such sums as may be appropriated or transferred thereto from time to time by the general assembly, the state emergency board or the joint fiscal committee during such times as the general assembly is not in session.

Annual report of the Agency of Natural Resources of costs and expenditures for proceedings of the Federal Energy Regulatory Commission

30 V.S.A. § 20(a)(2)(C)

(a)(1) The board or department may authorize or retain legal counsel, official stenographers, expert witnesses, advisors, temporary employees, and other research services:

(2) The agency of natural resources may authorize or retain legal counsel, official stenographers, expert witnesses, advisors, temporary employees, other research, scientific or engineering services to:

(C) assist the board or department in any proceedings described in subdivisions (b)(9) (Federal Energy Regulatory Commission) and (11) (Nuclear Regulatory Commission) of this section. Allocation of agency of natural resources costs under this subdivision (C) shall be in the same manner as provided under subdivisions (b)(9) and (11) of this section. The agency of natural resources shall report annually to the joint fiscal committee all costs incurred and expenditures charged under the authority of this subsection with respect to proceedings under subdivision (b)(9) of this section and the purpose for which such costs were incurred and expenditures made.

Quarterly report of costs and expenditures for proceedings of the Federal Energy Regulatory Commission

30 V.S.A. § 20(b)(9)

(b) Proceedings, including appeals therefrom, for which additional personnel may be retained are:

(9) proceedings at the Federal Energy Regulatory Commission which involve Vermont utilities or which may affect the interests of the state of Vermont. Costs under this subdivision shall be charged to the involved electric or natural gas companies pursuant to subsection 21(a) of this title. In cases where the proceeding is generic in nature the costs shall be allocated to electric or natural gas

companies in proportion to the benefits sought for the customers of such companies from such advocacy. The public service board and the department of public service shall report quarterly to the joint fiscal committee all costs incurred and expenditures charged under the authority of this subsection, and the purpose for which such costs were incurred and expenditures made;

Advancing from Vision to Results:

Findings and Recommendations to Implement Act 79 and Improve Vermont's Mental Health System

PREPARED FOR:
VERMONT GENERAL ASSEMBLY
SPECIAL COMMITTEE ON MENTAL HEALTH

PREPARED BY:
GAIL P. HUTCHINGS, MPA
MARTIN D. COHEN, MSW
KEVIN A. HUCKSHORN, RN, MSN, CADC, ICRC
LESLIE SCHWALBE, MPA
HEATHER COBB

BEHAVIORAL HEALTH POLICY COLLABORATIVE, LLC
ALEXANDRIA, VA
JULY 18, 2012



Background & Introduction

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- Project Purpose
- Scope
- Team Composition
- Approach/Key Activities

Opportunities

3

- Reorganize the mental health system with a focus on developing and providing the services and supports needed by individuals with mental health conditions in the least restrictive setting possible (i.e., integrated community living).
- Infuse evidence-based practices throughout the system of care.
- Realign services and systems to take a whole-person approach to health care, addressing mental health, substance abuse, and primary care with the same urgency.
- Focus greater attention on the adequacy of the crisis response system across the state to appropriately address crisis situations and best utilize limited, high-end resources (inpatient beds).
- Expand recognized models of peer-provided services and supports.
- Build in performance-based outcomes in all service and support contracts.
- Develop processes that use data to manage daily operations, measure performance, inform decisions, and evaluate outcomes.

Risks

4

- Unless the State identifies a set of values and principles, building upon those in Act 79, that most agree on, this process could end up stymied by trying to be all things to all people.
- Vermont's financing strategy for its system of care depends on significant "ifs" ranging from the need for the continuation of its Medicaid Global Waiver to assurances by federal authorities that the new psychiatric hospital will not be considered an IMD (Institution for Mental Disease) and thus will not be precluded from federal payments.
- Systems change and redesign in Vermont must remain cognizant of federal ADA (Americans with Disabilities Act) laws and the Supreme Court's *Olmstead* Decision regarding community inclusion.
- The historic difficulty in moving from "discussing" to "doing" needs to be overcome and Act 79 presents the impetus to do so. The capacity of the Dept. of Mental Health to move forward quickly in priority areas will be tested.

Indications of System Stressors

(based on Key Informant Interviews)

5

- An increase in the average length of stay in an acute hospital
- Stories of persons with acute psychiatric conditions, including those backed-up in emergency departments, with “nowhere to go”
- A lack of clarity regarding the conditions that permit a person access to adult outpatient services (eligibility, benefits, and designated provider responsibilities)
- The workforce reduction of approximately 70 Vermont State Hospital employees
- A continued pressure to quickly find placements for individuals committed to the Commissioner’s custody while waiting 2-3 years for a new psychiatric hospital
- The acknowledgement that better care coordination among and between providers and DMH is necessary
- Public safety officers who feel overwhelmed and unable to access the mental health system in crisis situations
- Lack of comprehensive, system-wide care management practices

Priority Recommendations

6

- *RECOMMENDATION 2:* The Department of Mental Health (DMH) should develop a detailed ACT 79 implementation plan.
- *RECOMMENDATION 9:* The Department of Mental Health should enhance its capacity to hire sufficient and competent staff with the expertise to aggressively monitor the utilization of all services currently financed under the State's mental health system, including Community Rehabilitation and Treatment clients and clients receiving adult outpatient services.
- *RECOMMENDATION 23:* Create a quality assurance unit within the Department of Mental Health to develop standards and to assess the clinical efficacy, capacity, and effectiveness of current and new services provided under contract to the State.
- *RECOMMENDATION 19:* Immediately direct Act 79 funds toward ensuring timely statewide access to quality crisis services. This should entail the establishment of access and quality standards for these services that can be used to identify and direct new resources to closing gaps in services.
- *RECOMMENDATION 12:* The DMH should create a set of system objectives that ensures that both inpatient and community services align. This should include the establishment of clearly defined clinical expectations relative to admission, discharge, and continuity of care.

Producing an Updated DMH Mission, Vision, Values, and Principles Statement

7

- ***RECOMMENDATION 1:*** The Department of Mental Health (DMH) should develop an updated mission, vision, values, and principles statement that not only aligns and adheres with those in Act 79, but goes beyond to articulate DMH's core values, principles of recovery, and key tenets of service provision.

Developing a Comprehensive Implementation Plan

8

PRIORITY

- ***RECOMMENDATION 2:*** The Department of Mental Health should develop a detailed ACT 79 implementation plan.

Establishing System Performance Measures

9

- *RECOMMENDATION 3*: Establish a set of broad “system” performance measures that include reports on service and support “process” delivery, as well as outcomes of these changes. All of this data should be used to compile and deliver monthly or quarterly dashboard reports that can be used to track progress and identify needed changes.
- *RECOMMENDATION 4*: DMH should provide real-time web access to the Act 79 implementation plan and the measures that will be used to gauge implementation progress.

Developing a Communications Strategy

10

- *RECOMMENDATION 5:* The Administration and Legislature should develop a communications strategy for sharing with the public the progress made to implement Act 79.

Clinical Resource Management and Oversight

11

Establishing Clinical Authority and Leadership

- *RECOMMENDATION 6:* There should be an established single point of clinical responsibility and authority within the State's mental health system.
- *RECOMMENDATION 7:* The State should undertake a “high utilizer” study to identify those individuals who cycle through community and state inpatient psychiatric facilities, homeless shelters, emergency departments, prisons, and other costly settings.
- *RECOMMENDATION 8:* The Department of Mental Health should consider using contractual performance measures to incentivize providers to meet system level outcomes by allocating a small percentage (2-5%) of all service dollars tied to ACT 79 funding.

Employing Care/Utilization Management

12

PRIORITY

- ***RECOMMENDATION 9:*** The Department of Mental Health should enhance its capacity to hire sufficient and competent staff with the expertise to aggressively monitor the utilization of all services currently financed under the State's mental health system, including Community Rehabilitation and Treatment clients and clients receiving adult outpatient services.
- ***RECOMMENDATION 10:*** Based upon the “high utilizer” review (see Recommendation 7), the Department of Mental Health should enhance its care management capacity to include sufficient staff and expertise to identify and coordinate behavioral health and medical care for the top (10-20%) of high-risk/high-cost consumers with serious mental illness and high risk/high cost consumers receiving adult outpatient services.

Integration of the Treatment for Mental Health, Substance Abuse, and Physical Health

13

Expanding on the Blueprint for Health

- *RECOMMENDATION 11:* The Department of Mental Health should work with the Department of Vermont Health Access, Department of Health, and the Division of Alcohol and Drug Abuse Programs to expand the scale and scope of Blueprint activities as they relate to the integration of mental health and substance abuse services with primary medical care.

System of Care

Ensuring Alignment of Inpatient & Outpatient Care

14

PRIORITY

- ***RECOMMENDATION 12:*** The Department of Mental Health should create a set of system objectives that ensures that both inpatient and community services align. This should include the establishment of clearly defined clinical expectations relative to admission, discharge, and continuity of care.
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Planning for Inpatient Hospital Beds

15

- **RECOMMENDATION 14:** The Agency of Human Services should continue to seek written clarification from the Centers for Medicare and Medicaid Services on the opportunity for Medicaid reimbursement for the future psychiatric hospital.
- **RECOMMENDATION 15:** The Department of Mental Health should immediately develop a workgroup led by its medical director to develop appropriate policies, procedures and plans for the operation of the new Vermont state psychiatric hospital that meet federal standards of care and are directed by the ADA and the *Olmstead* Decision, for example, in terms of discharge planning. The workgroup should prioritize the development of new services that will prevent people from entering the inpatient care system, and provide intensive services and supports to those being discharged from care to help them become integrated in their communities.
- **RECOMMENDATION 16:** The State should formally establish “use liens” for any space where state capital funds are being used to renovate non state-owned or -controlled space as alternatives to the state psychiatric hospital.

Expanding Community Services

16

- *RECOMMENDATION 17*: Evaluate the clinical eligibility criteria and raise the cap on Community Rehabilitation and Treatment (CRT) to accommodate increased need for CRT services.
- *RECOMMENDATION 18*: Consider the benefits and drawbacks of “Medicaiding” most or all of mental health services for the Community Rehabilitation and Treatment program and adult outpatient population.

Providing Mobile Crisis and Emergency Psychiatric Services

17

PRIORITY

- ***RECOMMENDATION 19:*** Immediately direct Act 79 funds toward ensuring timely statewide access to quality crisis services. This should entail the establishment of access and quality standards for these services that can be used to identify and direct new resources to closing gaps in services.
- ***RECOMMENDATION 20:*** The Department of Mental Health should expand jail diversion and crisis intervention teams available to work with local and state police.

Expanding Peer Services

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- *RECOMMENDATION 21:* The Department of Mental Health should ensure adequate training and supervision of lay peer counselors as peer-run services expand. DMH should also explore the potential to certify peer counselors for quality assurance purposes and to understand potential reimbursement for these services under Medicaid.
- *RECOMMENDATION 22:* The Department of Mental Health should establish a relationship with a nonprofit support center or other similar organization to help consumers develop new peer-operated services.

Conducting Quality Management

19

PRIORITY

- ***RECOMMENDATION 23:*** Create a quality assurance unit within the Department of Mental Health to develop standards and to assess the clinical efficacy, capacity, and effectiveness of current and new services provided under contract to the State.

Building Capacity

20

- *RECOMMENDATION 24:* The Department of Mental Health should establish a dedicated program development team that can provide training, technical assistance, and support to new and existing providers in the development of new programs and services across the State.

Conclusion

21

- The State's mental health system is at a pivotal junction on its journey to create a community-based and recovery-oriented statewide mental health system.
- The increase in funding is a beacon for Vermont's future mental health system. Yet, the State is only at the beginning of a system wide change effort that will span several years.

Questions?

ADVANCING FROM VISION TO RESULTS

Findings and Recommendations to Implement Act 79 and Improve Vermont's Mental Health System

Prepared for:

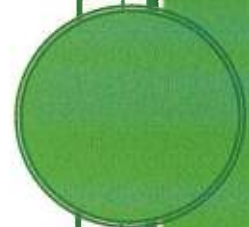
**Vermont General Assembly
Special Committee on Mental Health**

Prepared by:

**Gail P. Hutchings, MPA
Martin D. Cohen, MSW
Kevin A. Huckshorn, RN, MSN, CADC, ICRC
Leslie Schwalbe, MPA
Heather Cobb**

Behavioral Health Policy Collaborative, LLC

Alexandria, VA
July 18, 2012



Special Committee on Mental Health

Joint Fiscal Committee

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Senator Diane Snelling, Clerk

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ADVANCING FROM VISION TO RESULTS

Findings and Recommendations to Implement Act 79 and Improve Vermont's Mental Health System

ACKNOWLEDGEMENTS

We acknowledge the individuals and organizations who contributed to our efforts to conduct a review of planning and early implementation of Vermont's Act 79 of 2012, "An Act Relating to Reforming Vermont's Mental Health System." Foremost are the members of the Vermont State Legislature and Governor Shumlin. In our decades of work in behavioral health, we have yet to meet with and hear the views of as many Legislators as we did in Vermont. It is clear that Vermont has many champions in the Legislature and Governor's Office who care deeply about Vermonters with mental health conditions and are committed to supporting systems and service improvements on their behalf.

We were fortunate to meet with dozens of concerned and committed administrators and staff from State and local government departments and agencies, public and private health and human service providers, consumers, family members, advocates, law enforcement, and many others during our site visit to Montpelier. Those with whom we met gave freely and openly of their time and their thoughts, for which we remain grateful.

Commissioned by the Vermont Legislative Joint Fiscal Office, the project was administered by Stephen Klein, Fiscal Officer, and Catherine Benham, Associate Fiscal Officer. We appreciate their steadfast guidance and assistance. Patrick Flood, Commissioner, and other senior and administrative staff from the Department of Mental Health could not have been more responsive to our requests for background materials, data, in-person interviews, and our follow-up questions. We thank them for their cooperation and their many contributions.

Finally, we thank the many people who were involved in this effort for a challenging and rewarding opportunity to share our expertise, perspectives, and recommendations on how Vermont can seize the opportunities and challenges presented by Act 79 to improve and sustain a recovery-oriented mental health system throughout the State.

We are pleased to deliver this final report, "Advancing from Vision to Results: Findings and Recommendations to Implement Act 79 and Improve Vermont's Mental Health System." It is our hope and belief that, if successfully implemented, these strategies will greatly assist Vermont achieve a community-based mental health system with positive outcomes for consumers of mental health care.

Gail P. Hutchings, MPA
on behalf of the
Behavioral Health Policy Collaborative Team
Alexandria, VA
July 2012

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LIST OF ABBREVIATIONS

ACT: Assertive Community Treatment
 ADA: American with Disabilities Act
 BHPC: Behavioral Health Policy Collaborative
 CMS: Centers for Medicare and Medicaid Services
 CRT: Community Rehabilitation and Treatment
 CSAC: The Counseling Services of Addison County, Inc.
 DMH: Department of Mental Health
 DRVT: Disability Rights Vermont
 ED: Emergency Departments
 FFP: Federal Financial Participation (in Medicaid)
 PDSA: Plan, Do, Check/Study, Act
 HRSA: Health Resources and Services Administration
 HUD: U.S. Department of Housing and Urban Development
 ICM: Intensive Case Management
 IMD: Institutions for Mental Disease
 IOM: Institute of Medicine
 IPS: Individual Placement and Support
 NAMI: National Alliance on Mental Illness
 NASMHPD: National Association of State Mental Health Program Directors
 RFP: Request for Proposals
 RN: Registered Nurse
 SAMHSA: Substance Abuse and Mental Health Services Administration
 TAC: Technical Assistance Collaborative
 TCM: Targeted Care (Case) Managers
 TCM: Targeted Care Management
 VAHHS: Vermont Association of Hospital and Health Systems
 VAMH: Vermont Association for Mental Health
 VPS: Vermont Psychiatric Survivors
 VSH: Vermont State Hospital

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EXECUTIVE SUMMARY

In 2012, Vermont passed Act 79, “An Act Relating to Reforming Vermont’s Mental Health System,” creating a meaningful opportunity for large system change designed to raise the bar on services provided to adult Vermonters with mental illnesses. Shortly after the Governor signed the bill, the Behavioral Health Policy Collaborative (BHPC), comprising several experts in mental health and substance abuse policy, programs, and services, was commissioned to analyze the new law, ascertain stakeholder expectations, and provide recommendations for planning and implementation of the Act.

Act 79 is a comprehensive piece of legislation designed to significantly improve the delivery of mental health services within Vermont. The Act includes a wide range of provisions ranging from the temporary and long-term replacement of inpatient capacity previously provided at the Vermont State Hospital to the expansion of peer support programs. The Act’s goal is to create a system of care directed and shaped by the principles of recovery, integrated community living, adequate supports, and least restrictive care. Moving toward this goal will require a great deal of work by a system already stressed by the sudden closure of the hospital and a history of budgetary and personnel cutbacks.

With any large system change, there are great opportunities, as well as risks. Both must be weighed and, in particular, the risks must be addressed in order for Vermont to fully realize the potential of Act 79. Below we identify several of the most salient opportunities and risks brought about by Act 79 and other factors affecting Vermont’s mental health system.

OPPORTUNITIES AND RISKS

Act 79 offers Vermont the chance to:

- Reorganize the mental health system with a focus on developing and providing the services and supports, including housing, needed by individuals with mental illnesses in the least restrictive setting possible (i.e., integrated community living).
- Infuse evidence-based practices throughout the system of care.
- Realign services and systems to take a whole-person approach to health care, addressing mental health, substance abuse, and primary care with the same urgency.
- Expand recognized models of peer-provided services and supports.
- Build in performance-based outcomes in all service and support contracts.
- Develop processes that use data to manage daily operations, measure performance, inform decisions, and evaluate outcomes.

Along with the abundance of opportunity presented by Act 79 come significant risks that all stakeholders need to be aware of and address. Risks in the current environment include the following considerations:

- Unless the State identifies a broadly agreed upon set of values and principles built upon those in Act 79, this process could become stymied by trying to be all things to all people. This will greatly slow the change process and ultimately water down

priorities, leading to misunderstanding and failure to meet fundamental expectations.

- Vermont's financing strategy for its system of care depends on significant "ifs" that range from the need for the continuation of its Medicaid Global Waiver at least in the mid-term to assurances by federal authorities that the new psychiatric hospital will not be considered an IMD (Institutions for Mental Disease) and thus will not be precluded from federal payments. Should either of the assumptions not hold, the State will be forced to either absorbing significant expenses that are not currently budgeted or cutting vital services.
- Vermont's systems change and redesign must remain cognizant of federal ADA (Americans with Disabilities Act) laws and the Supreme Court's *Olmstead* decision regarding community inclusion. Ignoring these will thwart development of a state-of-the-art system of care and could result in wasted time and resources.
- The historic difficulty in moving from "discussing" to "doing" must be overcome; Act 79 presents the impetus to do so. System change is hard, complicated, messy, and imperfect, and total risk avoidance is not possible. The State must move swiftly and decidedly for time is important to those awaiting new or improved services. Failure to demonstrate significant strides in services and outcomes risks losing the crucial support of the Legislature, Administration, and the public at large.

BHPC has taken these opportunities and risks into close consideration as we developed our work product. This report contains BHPC's findings and our 24 recommendations, as presented to the Special Committee on Mental Health of the Vermont General Assembly.

PRIORITY RECOMMENDATIONS

The body of the report mirrors the order of the relevant topics/sections as contained in Act 79. However, because we realize that the State remains focused on finding placements for consumers in need of inpatient beds due to the closure of the Vermont State Hospital and our emphasis on the need to identify priority activities, we recommend giving priority consideration and attention to the following five recommendations from our set of 24 recommendations.

RECOMMENDATION 2: *The Department of Mental Health should develop a detailed ACT 79 implementation plan.*

RECOMMENDATION 9: *The Department of Mental Health should enhance its capacity to hire sufficient and competent staff with the expertise to aggressively monitor the utilization of all services currently financed under the State's mental health system, including Community Rehabilitation and Treatment clients and clients receiving adult outpatient services.*

RECOMMENDATION 23: *Create a quality assurance unit within the Department of Mental Health to develop standards and to assess the clinical efficacy, capacity, and effectiveness of current and new services provided under contract to the State.*

RECOMMENDATION 19: *Immediately direct Act 79 funds toward ensuring timely statewide access to quality crisis services. This should entail the establishment of access and quality standards for these services that can be used to identify and direct new resources to closing gaps in services.*

RECOMMENDATION 12: *The Department of Mental Health should create a set of system objectives that ensures that both inpatient and community services align. This should include the establishment of clearly defined clinical expectations relative to admission, discharge and continuity of care.*

COMPLETE SET OF BHPC RECOMMENDATIONS

Below is the complete set of BHPC recommendations, including those listed above as suggested priorities (highlighted in bold). Grounded in the nine principles outlined in Act 79 (Sec. 1a § 7251), BHPC recommends:

Producing an Updated DMH Mission, Vision, Values, and Principles Statement

RECOMMENDATION 1: *The Department of Mental Health (DMH) should develop an updated mission, vision, values and principles statement that not only aligns and adheres with those in Act 79, but goes beyond to articulate DMH's core values, principles of recovery and key tenets of service provision.*

Developing a Comprehensive Implementation Plan

RECOMMENDATION 2: *The Department of Mental Health should develop a detailed ACT 79 implementation plan.*
(PRIORITY)

Establishing System Performance Measures

RECOMMENDATION 3: *Establish a set of broad "system" performance measures that include reports on service and support "process" delivery, as well as outcomes of these changes. All of this data should be*

used to compile and deliver monthly or quarterly dashboard reports that can be used to track progress and identify needed changes.

RECOMMENDATION 4: *DMH should provide real-time web access to the Act 79 implementation plan and the measures that will be used to gauge implementation progress.*

Developing a Communications Strategy

RECOMMENDATION 5: *The Administration and Legislature should develop a communications strategy for sharing with the public the progress made to implement Act 79.*

Clinical Resource Management and Oversight (Act 79, § 7253)

Establishing Clinical Authority and Leadership

RECOMMENDATION 6: *There should be an established single point of clinical responsibility and authority within the State's mental health system.*

RECOMMENDATION 7: *The State should undertake a "high utilizer" study to identify those individuals who cycle through community and state inpatient psychiatric facilities, homeless shelters, emergency departments, prisons and other costly settings.*

RECOMMENDATION 8: *The Department of Mental Health should consider using contractual performance measures to incentivize providers to meet system level outcomes by allocating a small percentage (2-5%) of all service dollars tied to ACT 79 funding.*

Employing Care/Utilization Management

RECOMMENDATION 9: *The Department of Mental Health should enhance its capacity to hire sufficient and competent staff with the expertise to aggressively monitor the utilization of all services currently financed under the State's mental health system, including Community Rehabilitation and Treatment clients and clients receiving adult outpatient services.*
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RECOMMENDATION 10: *Based upon the “high utilizer” review (see Recommendation 7), the Department of Mental Health should enhance its care management capacity to include sufficient staff and expertise to identify and coordinate behavioral health and medical care for the top (10-20%) of high-risk/high-cost consumers with serious mental illness and high risk/high cost consumers receiving adult outpatient services.*

Integration of the Treatment for Mental Health, Substance Abuse, and Physical Health (Act 79, Sec. 1a § 7254)

Expanding on the Blueprint for Health

RECOMMENDATION 11: *The Department of Mental Health should work with the Department of Vermont Health Access, Department of Health and the Division of Alcohol and Drug Abuse Programs to expand the scale and scope of Blueprint activities as they relate to the integration of mental health and substance abuse services with primary medical care.*

System of Care (Act 79, Sec. 1a § 7255)

Ensuring Alignment of Inpatient and Outpatient Care

RECOMMENDATION 12: *The Department of Mental Health should create a set of system objectives that ensures that both inpatient and community services align. This should include the establishment of clearly defined clinical expectations relative to admission, discharge and continuity of care.*

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Planning for Inpatient Hospital Beds

- RECOMMENDATION 14:** *The Agency of Human Services should continue to seek written clarification from the Centers for Medicare and Medicaid Services on the opportunity for Medicaid reimbursement for the future psychiatric hospital.*
- RECOMMENDATION 15:** *The Department of Mental Health should immediately develop a workgroup led by its medical director to develop appropriate policies, procedures and plans for the operation of the new Vermont state psychiatric hospital that meet federal standards of care and are directed by the ADA and the Olmstead Decision, for example, in terms of discharge planning. The workgroup should prioritize the development of new services that will prevent people from entering the inpatient care system, and provide intensive services and supports to those being discharged from care to help them become integrated in their communities.*
- RECOMMENDATION 16:** *The State should formally establish “use liens” for any space where state capital funds are being used to renovate non state-owned or -controlled space as alternatives to the state psychiatric hospital.*

Expanding Community Services

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- RECOMMENDATION 18:** *Consider the benefits and drawbacks of “Medicaiding” most or all of mental health services for the Community Rehabilitation and Treatment program and adult outpatient population.*

Providing Mobile Crisis and Emergency Psychiatric Services

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- (PRIORITY)**

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RECOMMENDATION 22: *The Department of Mental Health should establish a relationship with a nonprofit support center or other similar organization to help consumers develop new peer-operated services.*

Conducting Quality Management

RECOMMENDATION 23: *Create a quality assurance unit within the Department of Mental Health to develop standards and to assess the clinical efficacy, capacity and effectiveness of current and new services provided under contract to the State.*
(PRIORITY)

Building Capacity

RECOMMENDATION 24: *The Department of Mental Health should establish a dedicated program development team that can provide training, technical assistance and support to new and existing providers in the development of new programs and services across the State.*

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INTRODUCTION/PROJECT PURPOSE AND SCOPE

Charge to Project Team

In early April 2012, Vermont's Governor Shumlin signed into law Act 79 of 2012 (Act 79), "An Act Relating to Reforming Vermont's Mental Health System."¹ Section 33(e) of the Act calls for "an independent consultant...to evaluate the structure, services and financial implications of Vermont's proposed mental health system."² (See Appendix A for the full text of Act 79). The law requires the consultant to submit a report to the General Assembly by December 1, 2012 that addresses:

1. Whether Vermont's proposed mental health system appropriately serves the needs of individuals with mental health conditions throughout the state and, if any unmet needs are identified, how they may be addressed.
2. The data and evaluation mechanisms necessary to manage and improve the quality of care and outcomes for Vermonters with a mental health condition.

Later in April 2012, the Special Committee on Mental Health consisting of the members of the Joint Fiscal Committee and the chairs and vice-chairs of the House Committee on Human Services and the Senate Committee on Health and Welfare, with a financial contribution from the Department of Mental Health (DMH), contracted with the Behavioral Health Policy Collaborative, LLC (BHPC) to conduct an independent review of planning and initial implementation of Act 79's requirements. As the project's objective, the agreement stated, "BHPC will provide a professional, independent assessment of the State's 2012 Mental Health Plan [Act 79] and will provide a written report identifying areas of strengths and potential improvements. BHPC will assist the State with identifying key financing strategies and mental health outcome and accountability measures to ensure that adults with serious mental illnesses receive quality care."

Project Scope

The scope of the project was limited to adults in Vermont with serious mental illness, including individuals who currently need and/or use mental health and other related services, as well as those who may develop such needs in the future. While many people with mental health conditions have co-occurring substance use and/or physical health disorders, this project was not intended to separately address these other conditions or the systems

¹ Vermont Act 79, An act relating to reforming Vermont's mental health system. 2012.

² The full text of Act 79, Section 33(e) states: A special committee consisting of the members of the joint fiscal committee and the chairs and vice chairs of the senate committee on health and welfare and the house committee on human services, in consultation with the commissioner of mental health shall contract with an independent consultant who has expertise in the field of mental health and psychiatric hospital services to evaluate the structure, services, and financial implications of Vermont's proposed mental health system. The joint fiscal office shall administer the contract for the special committee. The department of mental health shall transfer to the joint fiscal committee one-half the cost of this contract and the joint fiscal committee is authorized to transfer one-half the cost of this contract from the legislative budget to the joint fiscal committee.

associated with them. In addition, as we understand that most persons with serious mental illnesses or in need of adult outpatient services are, or will be, covered under Vermont's 1115 Global Commitment Medicaid waiver, we do not distinguish between Medicaid and non-Medicaid services and populations.

Team Composition

Our review of planning and initial implementation of Act 79 and this resulting report were conducted by a BHPC team of national mental health policy, services, and financing experts, including Gail Hutchings, MPA, BHPC President and CEO, who served as project director; senior consultants Martin Cohen, MSW, Leslie Schwalbe, MPA, and Kevin Huckshorn, RN, MSN; and writer/editor Heather Cobb.

Project Approach and Key Activities

BHPC submitted a project approach and work plan to the Legislative Joint Fiscal Committee in April 2012. Given the tight timeframe to conduct the work, five primary activities were planned under the project: (1) developing and submitting a list of needed background materials and data; (2) reviewing the materials provided; (3) planning and holding a 2-½ day site visit in Vermont to conduct key informant interviews and to identify additional information needed for the project; (4) preparing and submitting draft and final versions of the outline and report; and (5) presenting BHPC's major findings and recommendations via teleconference to members of the Special Committee on Mental Health and other interested legislators. These activities took place between April and July 2012.

Guided by the contents of Act 79, the BHPC team requested and reviewed volumes of materials provided by a variety of sources. These materials span legislative documents; prior consultants' reports on the State's mental health services; block grant applications and implementation reports; DMH reports and materials on budgets, utilization management, quality improvement, contract and network management documents and information systems; advocacy reports; and other resources (see Appendix B).

Three members of the BHPC team, Gail Hutchings, MPA, Martin Cohen, MSW, and Leslie Schwalbe, MPA, conducted a site visit to Vermont from May 21 to May 23, 2012, spending in excess of 20 hours in onsite interviews of key stakeholders. During the site visit, we interviewed dozens of Vermont legislators, government and other public and private sector administrators, mental health care providers, advocates, consumers, and family members (see Appendix C for a complete list of stakeholders). The interviews were designed to elicit specific examples of services and supports to mental health consumers in Vermont that work well and examples of others that are not working well and need improvement or replacement; and to gather input and recommendations for systems improvements consistent with the requirements of Act 79. We were gratified by the level of direct and open discourse that occurred during the site visits and the genuine desire of those we interviewed to achieve real improvements in service availability, access, and outcomes for Vermont's mental health consumers. During the course of our visit, several stakeholders asked for our assistance in identifying resources and materials relative to a range of mental health clinical,

programmatic, administrative, and policy matters. Appendix D contains a list of resources and organizations in direct response to these requests.

Finally, following the site visit, we developed and submitted a draft outline for the project report to the Legislative Joint Fiscal Office; the outline was reviewed by its staff. A presentation of BHPC's key findings and recommendations to the Legislature is scheduled for late July 2012.

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BACKGROUND AND UNDERSTANDING

Act 79, “An Act Relating to Reforming Vermont’s Mental Health System,” passed by the State Legislature on March 27, 2012 and signed by Governor Shumlin on April 4, 2012, represents the culmination of more than 10 years of advocating and planning for an improved mental health system for Vermonters. Plagued by an inadequate physical structure and lack of attention to appropriate therapeutic interventions, the Vermont State Hospital was regularly under federal investigation either by the Department of Justice for alleged civil rights violations or the Centers for Medicare and Medicaid Services (CMS) for non-compliance with Medicare hospital certification requirements. Report after report documented the need to rebalance the role of the Vermont State Hospital with the need for a more community-based system of care that emphasized avoiding unnecessary hospitalization and instead serving people with serious mental illness in integrated settings whenever possible. Federal oversight, lost revenue, a devastating tropical storm and an effective advocacy strategy compelled policymakers to address the proper and efficient use of state resources for treating serious mental illness and other co-occurring chronic health and social conditions.

“Vermont still
has a
fragmented
mental health
system.”

~ Sheriff

Act 79 establishes a legislative purpose and intent to reform Vermont’s mental health system. The Act intends to both strengthen the mental health system by offering a wide variety of traditional and alternative services and ensure that mental health care is on par with other health care initiatives. Accordingly, the Act states:

“(a) It is the intent of the general assembly to strengthen Vermont’s existing mental health care system by offering a continuum of community and peer services, as well as a range of acute inpatient beds throughout the state. This system of care shall be designed to provide flexible and recovery-oriented treatment opportunities and to ensure that the mental health needs of Vermonters are served.

“(b) It is also the intent of the general assembly that the agency of human services fully integrate all mental health services with all substance abuse, public health, and health care reform initiatives, consistent with the goals of parity.”³

“Act 79 is a wonderful step forward.”

~ Advocate

A set of nine principles for mental health care reform included in the Act provides a framework within which the Department of Mental Health (DMH) and other state agencies will practice when planning and implementing a reformed mental health system.

³ Vermont Act 79, Section 1.

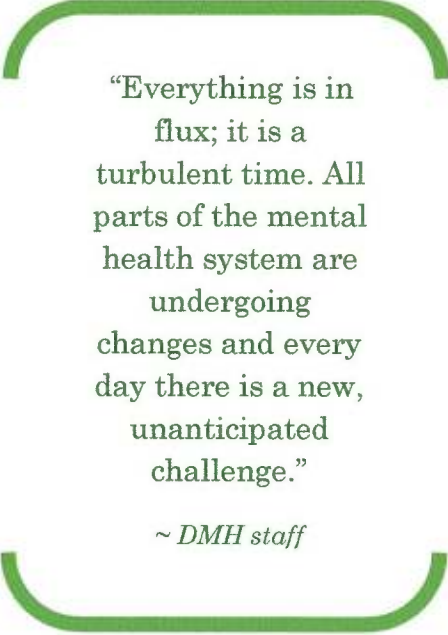
These principles set the expectations for the public, policy makers, and persons receiving treatment from the publically funded mental health system.

The moment the Vermont State Hospital closed was the moment in which the mental health system changed – both positively and negatively. DMH, along with community hospitals, designated agencies, and other social service providers, now have a collective responsibility to ensure the safety, treatment and positive outcomes of persons who are in the custody of the Commissioner of Mental Health – yet in some instances, with fewer immediate resources to do so. On the positive side, stakeholders, providers and advocates shared the following as promising opportunities presented by Act 79:

- An end to the years of controversy and resulting inertia about if, how and when to close the Vermont State Hospital;
- An acknowledgement that there is a need for some inpatient psychiatric beds as part of a continuum of care (although continued disagreement about the number and placement of those beds exists);
- An experienced DMH staff dedicated to ensuring implementation of Act 79;
- Funds for additional community-based services, including alternative non-traditional services designed to increase self-direction and treatment choices that aid recovery;
- Room for “out-of-the-box” thinking that may lead to systems and services innovations; and
- The universal desire to have uniform quality standards and performance measures throughout the system.

The State’s mental health system has been under considerable and significant stress, especially since the closure of the Vermont State Hospital. Several noticeable and concerning patterns are emerging that signal “systems cracking” and duress, including:

- An increase in the average length of stay in an acute hospital from 8 days before the Vermont State Hospital closure to two new cohorts of patients experiencing 7-8 day average stays and 40+ day average stays, respectively;
- Numbers of told and untold stories depicting persons with acute psychiatric conditions with “nowhere to go”;
- A lack of clarity among all key stakeholders (pre- and post-enactment of Act 79) regarding the conditions that permit a person access to adult outpatient services (e.g., eligibility, benefits, designated provider responsibilities);
- The workforce reduction of approximately 70 Vermont State Hospital employees that was a “cataclysmic” event for those who lost their jobs, their families, and co-workers;
- A continued state of “the unknown” for individuals committed to the Commissioner’s custody while waiting 2-3 years for a new psychiatric hospital to be built;



“Everything is in flux; it is a turbulent time. All parts of the mental health system are undergoing changes and every day there is a new, unanticipated challenge.”

~ DMH staff

- The acknowledgement that better care coordination among and between providers and DMH is necessary to develop and sustain a seamless system of care;
- Public safety officers in many parts of the State who feel overwhelmed by and undertrained to engage in negative situations with persons with an active mental illness; and
- Lack of comprehensive, system-wide care management practices from DMH and the Agency of Human Resources that operate as a Medicaid managed care organization.

Given Vermont's current needs resulting from the closure of the only state hospital and recognition of the need to look at the entire mental health care system – not just the number of beds – BHPC offers our findings and recommendation in the next section. Based on a number of core documents founded in national research and best practices, these suggestions include key values and principles, best practice standards based on current literature, and current federal laws. These core documents include, but are not limited to: the Americans with Disability Act (1990); the Supreme Court's *Olmstead* Decision (1999); the Institute of Medicine (IOM) Report, "Crossing the Quality Chasm (2001); the New Freedom Commission Report (2003); the IOM Report, "Improving the Quality of Health Care for Mental and Substance-use Conditions" (2006); SAMHSA's Consensus Statement on Recovery (2012); and other current evidence-based core services and supports, including care management services in a fidelity model.

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KEY FINDINGS AND RECOMMENDATIONS

THE IMPLEMENTATION OF ACT 79

Producing an Updated Department of Mental Health Mission, Vision, Values, and Principles Statement

Act 79 is a comprehensive piece of legislation designed to significantly improve the delivery of mental health services within Vermont. The Act includes a wide range of provisions ranging from the temporary and long-term replacement of inpatient capacity previously provided at the Vermont State Hospital to the expansion of peer-support programs. The Act's goal is to create a system of care directed and shaped by the principles of recovery, integrated community living, adequate supports, and least restrictive care. Moving toward this goal will require a great deal of work by a system already stressed by the sudden closure of the hospital and a history of budgetary and personnel cutbacks.

RECOMMENDATION 1: *The Department of Mental Health (DMH) should develop an updated mission, vision, values and principles statement that not only aligns and adheres with those in Act 79, but goes beyond to articulate DMH's core values, principles of recovery and key tenets of service provision.*

The system approach for both short- and long-term planning in Vermont must be based on and developed in conjunction with the nine principles for mental health care reform, as enumerated in Act 79, Sec. 1a § 7251. DMH should expand and deepen these to publish, with stakeholder input, an updated mission, vision, values and principles statement to guide its direction and focus for all systems reform and implementation. We cannot emphasize enough the importance of this upfront work.

Developing a Comprehensive Implementation Plan

Much work is required to implement Act 79, and expectations are already running high that this work will be accomplished quickly and without problems, two expectations that need to be tempered in light of current circumstances and the reality of large system change. Learning from other states that have implemented large system redesigns, we know that it is never fast and always messy. From the beginning, all Vermont stakeholders must be prepared to accept and accommodate these constructs.

Mental health care in Vermont, as in most other states, has different constituencies that advocate for a particular program, treatment approach or service philosophy. While Act 79 includes projects that appeal to a broad range of constituencies, implementation of the Act will require a true “systems approach” that responds to immediate, pressing concerns such as the need for a more robust, prevention-based crisis system that will greatly reduce the State's need for inpatient capacity. Vermont leaders will need to determine which services

must be developed first, as this kind of programmatic expansion takes time. Such an approach will require that constituents temper their individual and collective expectations for systems reform as urgent needs are addressed in the order that makes greatest sense for the State. Some changes and projects will need to be prioritized while other projects, although important to system reform, may need to wait.

RECOMMENDATION 2: *The Department of Mental Health should develop a detailed ACT 79 implementation plan.*
(PRIORITY)

Managing expectations will require much work of DMH. Founded in the expanded-upon set of values and principles recommended above, DMH must create a comprehensive, detailed work plan that delineates the steps and sequence for the Act's implementation, together with responsible entities and each task's projected timetable. Goals and activities addressed in the implementation plan should link to federal law and/or evidence-based practices. A dynamic document, this work plan can be updated as necessary and shared with key constituents so that all stakeholders understand where DMH stands on the Act's implementation.

Establishing System Performance Measures

Establishing a narrow set of “system goals” that can be tracked, measured, and reported monthly or quarterly will be important to monitor progress in meeting the intent of Act 79.

RECOMMENDATION 3: *Establish a set of broad “system” performance measures that include reports on service and support “process” delivery, as well as outcomes of these changes. All of this data should be used to compile and deliver monthly or quarterly dashboard reports that can be used to track progress and identify needed changes.*

With any large-scale system reform, there is always the question about how to measure progress. Act 79 includes a variety of performance expectations and measures. The Vermont mental health system has a great deal of data, but the data must be used and communicated in ways that enhance performance measurement. Not an issue unique to Vermont, indeed one common in most state mental health systems, DMH has seasoned, qualified staff who can lead in this area. In addition, too many data points can often lead to a focus on the wrong measures of system performance. In some respects, it is similar to trying to see the forest through the trees. For this reason, the mental health system must establish a dashboard of a limited number of salient measures that enable the reader to see system level trends as Act 79 is implemented.

We recommend DMH consider a small number of process measures (i.e., rates of client engagement, retention in care, and utilization of services) and outcome measures (i.e., improvement in functioning, reduction in symptomatology, increase in number of days housed), related to persons with serious mental conditions, from the list that we offer under Recommendation #12 to incorporate into such a dashboard. Dashboards are a tool, usually web-based, that permit users to track performance and outcome measures across health care

settings. Typically, in behavioral health service delivery systems, dashboards track key indicators in four outcomes domains: clinical care, service coordination, recovery and accountability.

RECOMMENDATION 4: *DMH should provide real-time web access to the Act 79 implementation plan and the measures that will be used to gauge implementation progress.*

We further recommend that DMH make its Act 79 draft implementation plan and core expected outcomes with performance measures available publicly by using a “Results Scorecard” or other similar web-based tool. This will ensure that all constituents are informed about the progress of implementation, the outcomes that have been achieved to date, and those items that remain in the pipeline for completion. Sharing the work plan will help normalize constituent expectations and ensure everyone follows the same plan as the State moves to full implementation of the Act. That said, all parties should understand and agree in advance that complex systems change can result in unforeseen circumstances that often require an adjusted response/approach. DMH must be afforded the ability to modify plans and measures easily and flexibly as situations demand.

Developing a Communications Strategy

The emergency closure of the Vermont State Hospital was a widely publicized event in Vermont, as was the debate and subsequent passage of Act 79. The implementation of the Act deserves the same level of attention, as it will represent a significant investment of funds to strengthen Vermont’s mental health system and provide flexible and recovery-oriented treatment to Vermonters.

RECOMMENDATION 5: *The Administration and Legislature should develop a communications strategy for sharing with the public the progress made to implement Act 79.*

A communications strategy should define how general progress and important milestones in Act 79 implementation are shared with the public. This should include traditional and new media such as press releases, periodic meetings with editorial boards and speaking engagements before advocacy, special interest and community groups. The State should also consider a special Act 79 implementation website that could serve as the platform for progress and public reporting on performance. Please know that communicating effectively with all stakeholders will require DMH to request assistance from these same stakeholders. It might be wise to develop a communications “tree,” similar to a disaster response communication plan, in which important information can be sent out to key stakeholders who then send to other key constituents and so forth. It will be a burden on one State office to expect it to communicate alone this information timely and well.

“We need a big picture painted, and we need to know where we are going.”
~ Peer Advocate

CLINICAL RESOURCE MANAGEMENT AND OVERSIGHT (ACT 79, SEC. 1a §7253)

Establishing Clinical Authority and Leadership

RECOMMENDATION 6: *There should be an established single point of clinical responsibility and authority within the State's mental health system.*

In a diffuse community mental health system such as that found in Vermont, confusion as to who has ultimate clinical authority for managing the system is common. Each designated agency has someone ultimately responsible for clinical decisions, as does the State for its inpatient services. However, someone must also have such authority for the system as a whole and must use that position to ensure that the system's parts work as a whole for the benefit of consumers. We believe that responsibility rests within DMH, specifically with the Commissioner and the Medical Director, and must be exercised to ensure that all services are utilized to their maximum clinical potential. As the single point of clinical authority under the Commissioner, the DMH Medical Director would also be responsible for convening the clinical leadership from all parts of the system to ensure that everyone is focused on best clinical practices, processes and outcomes.

RECOMMENDATION 7: *The State should undertake a "high utilizer" study to identify those individuals who cycle through community and state inpatient psychiatric facilities, homeless shelters, emergency departments, prisons and other costly settings.*

A high utilizer study would help identify those individuals for whom the system of care is not working at its full potential, as well as any gaps in the system and where system improvements or alternative services may be needed. Clinical system reviews should focus on these cases to determine how care could be better provided and coordinated to improve client outcomes.

RECOMMENDATION 8: *The Department of Mental Health should consider using contractual performance measures to incentivize providers to meet system level outcomes by allocating a small percentage (2-5%) of all service dollars tied to ACT 79 funding.*

In contemporary public mental health systems, it is imperative that state-contracted providers share accountability in outcomes in a clear, objective manner that is data-driven and -based. Many state mental health authorities have moved to performance contracting as a means to achieve system outcomes. Using this approach, Vermont could establish performance benchmarks and incentivize providers to meet them. For example, the number of persons in integrated community living arrangements could be framed as a performance objective such as "10% increase in persons living in integrated community living

arrangements within 6 months of implementation of community support expansion pursuant to Act 79,” or “a 5% reduction in the number of persons with new criminal justice involvement within 6 months of implementation of community support expansion pursuant to Act 79.”

Employing Care/Utilization Management

DMH has already moved forward with the development of a care management team to better identify, track and manage the provision of services and supports to people with mental illnesses that receive services in the Vermont system of care and to expedite the appropriate flow of people through the system. The primary focus of this team, at this time, is on the individuals who would have been served by the Vermont State Hospital and are now being served in other inpatient settings developed after the hospital’s closure. This team is a needed and welcomed addition in this system reform process. However, it must be expanded to ensure all individuals needing mental health services receive what they need and want and that the outcomes support the expenditures.


RECOMMENDATION 9: *The Department of Mental Health should enhance its capacity to hire sufficient and competent staff with the expertise to aggressively monitor the utilization of all services currently financed under the State’s mental health system, including Community Rehabilitation and Treatment clients and clients receiving adult outpatient services.*

(PRIORITY)

Throughout our visit to Vermont, we heard reference to the State’s Medicaid system serving as a “managed care entity” that monitors the utilization of services under the State’s Global Commitment waiver. We support this model, but additional capacity is critically needed within DMH to fully actualize this concept. This capacity should include additional staff, utilization management tools (e.g., standards, protocols, tracking software, risk grouping and predictor tools, provider interface) and clinical support.

A number of targeted care (case) managers (TCM) tasked with immediately responding to any new person admitted to any inpatient service are needed to engage clients and seek to prevent future involvement in deep end services. This model of support provides staff who understand crisis intervention in the most

basic sense and who understand that many people who end up in hospital beds were experiencing a personal or domestic crisis not related to a serious mental condition. The goal is to follow clients until they exit the system or ensure that they get connected with outpatient mental health or substance abuse services. The number of clients served by a



“The new care management program is intended to act as an air traffic controller for the system and to help provide a coordinated response for client care.”

~ DMH staff

TCM staff member at any given time ranges from 15 to 35 and depends on the clients' acuity levels and the program's goals.

This added capacity will help prevent the current and planned system from backing up. It will also help identify those stress points in the system where there is under or over utilization of services and where additional resources may need to be targeted to avoid system disruption. The use of the soon-to-be-implemented electronic Bed Board is one step in this process, but it will need to be closely managed and monitored to ensure that it remains an active and vital tool in identifying the use of inpatient bed utilization and where other actions need to be focused. This work should come under the direction of a patient placement coordinator who is part of DMH's care management team; we recommend a registered nurse (RN) with extensive experience in providing this kind of oversight. An RN is paramount as the overall manager of this service as no other discipline has the background and experience an RN has in physical health conditions that often direct placement decisions. In addition, several physicians will be needed on call for consultation.

“Act 79 is opening the door to
peer-run services.”

~ Peer Advocate

DMH has developed a draft vision of the Vermont Clinical Resource Management System, draft functions of the Acute Care Management Team and data sets needed to review utilization of services and supports. DMH also foresees the creation of a steering committee to oversee system development. These first steps are critical to developing consensus, managing resources and implementing statewide service management and utilization review processes and procedures that will improve the quality of care provided to persons receiving mental health services in Vermont. We commend DMH for developing these initial ideas and sharing their plans with our team.

RECOMMENDATION 10: *Based upon the “high utilizer” review (see Recommendation 7), the Department of Mental Health should enhance its care management capacity to include sufficient staff and expertise to identify and coordinate behavioral health and medical care for the top (10-20%) of high-risk/high-cost consumers with serious mental illness and high risk/high cost consumers receiving adult outpatient services.*

Nationally, Medicaid, Medicare and other public health care payers rely on care management, care coordination strategies and, most important, prevention approaches to increase the public value of health care expenditures while reducing unnecessary health care costs. Persons with serious mental illness have or are at risk of having multiple co-morbid physical and mental health conditions; they are often at risk of unnecessary admissions to the highest level of services – emergency and inpatient care.

Many recent studies have focused on the impact of major mental illness on other chronic health conditions. One of the most relevant, “The Faces of Medicaid III,”⁴ included an analyses of 2002 national Medicaid claims data and patterns among Medicaid recipients. The research showed that more than one-half of disabled Medicaid enrollees with psychiatric conditions also had claims for diabetes, cardiovascular disease or pulmonary disease at substantially higher rates than those without psychiatric conditions.⁵ These are conditions that can be managed earlier with a prevention approach. However, doing this must come with the assurance that vulnerable and ill people who meet these criteria get comprehensive and state-of-the-art services from accountable providers with this specific expertise.

“Mental health is integral to
health reform.”

~ Staff, *Department of Vermont
Health Access*

If DMH is unable to perform this care management function for the highest utilizers/highest cost clients, then we recommend that the State issue an RFP to procure the services of an organization with experience managing the care of these clients. DMH should develop a case rate and an incentive fund, based on an actuarial analysis of what the care of these individuals has cost for the past 2 years. Vermont should consider how such an organization can be incentivized to fully manage and care for these clients while being financially at-risk for inpatient and outpatient services. Maryland and Delaware currently use this approach.

⁴ Kronick RG, Bella M, Gilmer TP. The Faces of Medicaid III: Refining the Portrait of People with Multiple Chronic Conditions. Center for Health Care Strategies, Inc., 2009.

⁵ Druss, BG, Walker, ER. The Synthesis Project, Issue #21. Robert Wood Johnson Foundation, February 2011.

INTEGRATION OF THE TREATMENT FOR MENTAL HEALTH, SUBSTANCE ABUSE AND PHYSICAL HEALTH (ACT 79, SEC. 1a § 7254)

Expanding on the Blueprint for Health

Act 79 includes language calling for the full integration of all mental health services with all substance abuse services, public health and health reform initiatives consistent with the goals of mental health parity. We applaud the legislature for including this bold statement of integration as a guiding principle and see many opportunities to realize this goal in the implementation of the Act.

Vermont's Blueprint for Health⁶ offers an integrated model of health care delivery: the medical home model and enhanced care coordination. This model promotes the connection to specialized mental health services available through local providers, including designated care agencies and private providers. It provides a mechanism to enhance integration and could lead to additional opportunities for colocation of mental health and primary medical care or the colocation/coordination of medical services with existing designated agencies.

RECOMMENDATION 11: *The Department of Mental Health should work with the Department of Vermont Health Access, Department of Health and the Division of Alcohol and Drug Abuse Programs to expand the scale and scope of Blueprint activities as they relate to the integration of mental health and substance abuse services with primary medical care.*

Although the Blueprint's model of medical homes provides some access to mental health and substance abuse services, this work could be expanded to create greater opportunities for specialty mental health and substance abuse care and to further develop the capacity within specialty substance abuse and mental health settings to provide coordinated health care for those served in such programs. This recommendation can also apply to the State's recently enacted "hub and spoke" program for the treatment of opiate addiction.

Several integrated and coordinated care models exist in managed care and fee-for-service systems. Managed care organizations often manage utilization, provide medical services and coordinate physical and behavioral health care through expertly trained nurses and other clinical staff and focus integrated care efforts at the "plan level." Many traditional fee-for-service systems are adopting medical home and health home practices at the "provider level." The Vermont Legislature, Department of Health Access, Department of Health, Department of Mental Health and Division of Alcohol and Drug Abuse Programs should consider the pros and cons of multiple methods of integrating care, from the most basic of care coordination among mental health providers (inpatient and outpatient) in the short-term and full integration among mental health, substance abuse and medical providers in the long-term.

⁶ Vermont Department of Health, Agency of Human Services. (January 2007). Vermont 2007 Blueprint for Health: Strategic Plan. Report to the Legislature on Act 191. Burlington.

SYSTEM OF CARE (ACT 79, SEC. 1a § 7255)

Ensuring Alignment of Inpatient and Outpatient Care

Vermont has a strong community mental health system and has been a leader in such areas as supported housing, employment and peer support services. At this time, the State also has an inpatient care system made up of community hospital providers. However, whether it is because of the sudden closure of the Vermont State Hospital and the associated pressure this has placed on the current system of care, these two systems seem to run parallel rather than as a true unified or aligned system of care.

This misalignment between community and inpatient segments of the system has meant that the Department of Mental Health (DMH) has had to assume greater responsibility for ensuring the seamless transition of patients as they move between systems. We believe this responsibility actually rests with the designated agencies where these patients reside, as their care will ultimately be provided in the community. The State's role should be to ensure that all providers (inpatient and outpatient) work in tandem, and to remove any and all barriers that stand in the way of a unified system of care.

We suggest that the State establish performance measures to ensure that every community agency providing ACT, ICM or TCM services participates in the clients' care within 24-48 hours of their admission to an inpatient bed. In order to track their participation in care, these community providers should document their participation in clients' service provision in the clinical hospital record. At the same time, inpatient hospital providers should be expected to contact a newly admitted client's community provider within 24 hours of admission to notify them of the client's appearance, invite participation and request his/her community records. Then, together, the inpatient and community providers can work to discharge the client. Both of these provider entities should be accountable for the individual's length of stay in any inpatient facility or emergency department.

“We want and expect to have quality standards applied throughout the system with consistency.”

RECOMMENDATION 12: *The Department of Mental Health should create a set of system objectives that ensures that both inpatient and community services align. This should include the establishment of clearly defined clinical expectations relative to admission, discharge and continuity of care.*

Act 79 reduces the size of state-operated inpatient hospital beds from 54 to a maximum of 25. It also increases the availability of community-based psychiatric beds and alternatives to inpatient hospitalization in several important ways. The Act includes the following additions: the creation of intensive residential recovery beds; a recovery residence that is peer-supported with emphasis on psychosocial approaches with minimal use of psychotropic

medications; housing subsidies for persons engaged in treatment; and additional alternatives to the designated agency's crisis and outpatient service systems for both Community Rehabilitation and Treatment (CRT) and adult outpatient services. DMH, in cooperation with the community, should create a set of system objectives for existing and anticipated services in the short- and long-term, with the primary objective of supporting people in their communities and close to home. Such objectives would correlate to dashboard markers that should include:

Statewide Crisis System

Crisis Prevention

- The number of calls by individuals to the 24/7 statewide hotline for mental health emergencies
- The time these calls took to handle and their resolution
- Complaints about this service
- Staff involved in responding to each call

Statewide Mobile Crisis

- Recording of every call that comes in by date, time and nature
- Time taken to respond by phone and resolution
- Time taken to get to scene of event, if warranted
- Resolution of crisis and outcomes
- Staff involved
- Complaints about this service

Inpatient Services

- Emergency psychiatric admissions (by designated agency region and provider following that client)
- State hospital or state hospital alternative admissions (by designated agency region)
- Average length of stay for state hospital or state hospital alternative admissions (by designated agency region or the client's community provider)
- State hospital or state hospital alternative discharge rates (by designated agency region)
- 7-, 14-, 30-, 60- and 90-day readmission rates for state hospital or state hospital alternative beds (by designated agency region)
- Monthly seclusion and restraint hours and rates (aggregate reporting) by facility
- Monthly use of involuntary medication administration (that generally requires restraint to perform) by facility

Peer Services

- Number of individuals receiving peer support services from a trained peer
- Number of peer-run drop-in centers or other peer-run programs where the directors are self-identified as peers and the unduplicated and duplicated numbers of people they serve
- Number of peers employed by each provider agency
- Complaints
- Number of successful discharges by peer support program or individual

Community

- Number of persons in the target population, where they reside and their provider of record
- Number of persons served in Crisis Respite Services in community and disposition
- Number of persons accessing emergency departments for psychiatric services and how long each person stayed in each emergency department
- Number of persons detained, arrested or incarcerated who are clients of the public mental health system by Designated Agency Region
- Number of persons in integrated community living arrangements of their choice
- Number of persons in community congregate living arrangements
- Reasons for placement of persons in congregate living arrangements (e.g. medical, psychiatric, cognitive)
- Number of persons receiving supported employment services
- Number of persons receiving sheltered workshop services
- Number of persons in paid employment for 10-, 30- and 90-days
- Number of persons with new criminal justice involvement, including mental health courts
- Number of persons receiving psychiatric rehabilitation services to help them learn how to manage their illnesses and relearn skills that may have been lost due to long-term institutionalization
- Wait list status for the two to four most needed community services
 - Number of persons receiving care management services, including ACT, ICM and TCM services
 - Number of persons not receiving care management services, but receiving other outpatient mental health services
 - Number of persons by client and provider and doctor in ACT, ICM or TCM community services that present at an emergency department, call the crisis line or get admitted to an inpatient bed
 - Number of hospital admissions avoided through care coordination efforts, if obtainable
 - Number of providers on capitated, shared risk contracts that are solely responsible to manage individuals' care, including paying for inpatient care, when required

The current data on each of these measures should be reported to the DMH Commissioner and legislative oversight committee monthly or more frequently and should be monitored and trended monthly to facilitate reporting on the State's beginning baseline of people served and what services they receive and where. This will help identify service gaps and needed services for which additional funding may be necessary. DMH should share its plan for measurement with key legislative oversight committees early in the process to foster consistency in how each approaches oversight and monitoring.

“The current pace and flow of our system is too slow and results in patients getting stuck in acute inpatient beds.”

~ Hospital representative

RECOMMENDATION 13: *The Department of Mental Health should establish comparative performance targets and measures (e.g., admission, discharge, readmission) that document how well providers manage patient flow between inpatient and community-based care. DMH should develop methods for incentivizing its providers to attain specific system level outcomes aimed at aligning inpatient and community care.*

Staying in one service setting for too long or going without timely, appropriate services because of a lack of capacity and care coordination are two major system failures that result in poor outcomes for persons with mental health conditions. Increased funding for both crisis services and enhanced outpatient services should alleviate some of the pressures caused by lack of capacity. DMH, in conjunction with providers, should establish a dashboard of comparative performance targets that publically documents the reduction in inpatient days and readmission rates for the population with serious mental illnesses.

The current system of care has few incentives or disincentives built in to achieve system-level performance expectations. While clinical leadership and authority may help get all providers focused on the same outcomes, the best way to see real change is through financial incentives and disincentives. For example, states that have put

“There is no question that the system is challenged.”

~ Designated Agency Representative

community mental health agencies at shared financial risk for inpatient hospital utilization have seen significant changes in the utilization of such services and in the development of alternative approaches. As Act 79 is implemented, consideration should be given to exploring what kinds of incentives and disincentives could be employed to move providers to the system goals embraced in the legislation. The State may consider, for example, rewarding providers for care in integrated or less restrictive settings or impose financial penalties when care is provided outside the patient’s geographic region.

Planning for Inpatient Hospital Beds

Given the circumstance of Tropical Storm Irene, DMH staff must be commended for their work to quickly create alternative bed capacity. The State has also been creative in developing alternatives to state hospital inpatient care, including plans to invest capital in existing facilities to make necessary accommodations to accept patients who had been or would have been hospitalized at the Vermont State Hospital.

Planning for a new, smaller state hospital has already begun. Two sites are currently under consideration. As part of this review, we did not visit either site under consideration and have no formal recommendation as to a preferred site. However, we do believe that the opportunity to house the hospital as part of a larger, more integrated medical complex could

bring potential benefits through joint ventures, particularly in ancillary support services, specialized medical care and staff training and development. It was further discussed during the course of our site visit that locating the state hospital within an integrated medical complex could promote care coordination among physical and behavioral health providers while reducing stigma associated with admission to a state psychiatric hospital. Finally, the colocation of a state hospital with a general hospital may open up new funding opportunities.

RECOMMENDATION 14: *The Agency of Human Services should continue to seek written clarification from the Centers for Medicare and Medicaid Services on the opportunity for Medicaid reimbursement for the future psychiatric hospital.*

We understand from our visit that the size of the new facility, whether it includes 16 or 25 beds, is largely dependent on the opportunity for Medicaid reimbursement. Facilities of 16 beds or fewer are generally not considered “institutions for mental disease” (IMD) and are therefore eligible for Medicaid reimbursement. Facilities of 17 beds or more are considered IMDs and ineligible for reimbursement for those between 22-65 years of age. The state is proceeding under the assumption that the new state hospital of 25 beds will be eligible for Medicaid reimbursement for this population under its current Global Commitment waiver from the Centers for Medicaid and Medicare (CMS). We agree with this strategy and the State has secured a written commitment from CMS so that proper planning can move forward. We also understand that this waiver runs out December 31, 2013 and the State may have to manage the required additional funding.

Whatever size, Medicaid reimbursement will depend on the new hospital achieving certification as an eligible provider. While physical plant and health and safety considerations are an important part of achieving certification, the State must also show that the new hospital meets all requirements for the adequacy and training of staff, for the provision of active treatment and in recording demonstrated progress in meeting patients’ care requirements. These areas will require considerable attention immediately to be ready when the new facility opens.

RECOMMENDATION 15: *The Department of Mental Health should immediately create a workgroup led by its medical director to develop appropriate policies, procedure and plans for the operation of the new Vermont state psychiatric hospital that meet federal standards of care and are directed by the ADA and the Olmstead Decision, for example, in terms of discharge planning. The workgroup should prioritize the development of new services that will prevent people from entering the inpatient care system, and provide intensive services and supports to those being discharged from care to help them become integrated in their communities.*

It is not too early to develop a vision and mission statement for the new hospital. These important considerations should serve as a basis for clinical decision-making and should also drive final physical plant design. This workgroup should be tasked with the following:

- Ensuring people admitted are made to feel comfortable, welcomed by staff, provided access to staff at all times without barriers, including "glassed-in nursing stations," and provided active treatment programs off unit.
- Developing policies on how the hospital will provide active "engagement activities" to newly admitted clients or those who are too ill to yet engage.
- Employing peer specialists at the new hospital. For a 25-bed hospital, we suggest at least three peer specialists and one peer coordinator who together would provide support to patients. These support services and attention to preventative planning will significantly reduce conflicts, the need for the use of seclusion, restraint the forced involuntary medications and injuries in the new hospital.
- Eliciting input from current and previous Vermont State Hospital patients, family members, legislators, advocates and other interested stakeholders.
- Drawing up plans for both the physical and therapeutic environments that promote healthy living, engagement in treatment services, reduced lengths of stay and appropriate utilization of hospital beds.
- Reporting monthly to a legislative committee on the status of the capital constructions and medical, clinical and social service plans for the new state hospital.

In 2008, in anticipation of the eventual replacement of the Vermont State Hospital, DMH staff completed the report, "The Vermont State Hospital Futures Project, Surveys of State's Experiences." DMH staff compiled the experiences of 21 states in an effort to document national trends with respect to acute and long-term need for inpatient psychiatric beds as part of the certificate of

need process for the Vermont Department of Banking, Insurance, Securities and Health Care Administration. DMH staff should review their previous findings and consider how any lessons learned might affect Vermont's planning process.

"We need to strike a better balance in Vermont. The current pressure on the system is to move patients through it versus making the best clinical decisions."

~ DMH staff

RECOMMENDATION 16: *The State should formally establish "use liens" for any space where state capital funds are being used to renovate non state-owned or -controlled space as alternatives to the state psychiatric hospital.*

Under Act 79, the State will move forward with capital investments in private facilities to provide alternative bed capacity for those who would have used the Vermont State Hospital. We believe this to be a prudent use of state capital funds, but as these facilities are not

owned or operated by the State, we encourage the establishment of use liens as a way to ensure the facilities are available to the State for the foreseeable future.

A use lien places a deed restriction on the future use of property for the expressed purposes that state funds invested in the property have been directed toward. For example, in many jurisdictions where state or local government funds are used to purchase or renovate housing for special needs populations, the jurisdiction places a use lien on the property requiring that it remain as special needs housing for a defined period of time (10-50 years). This ensures that the use of the property does not change after the investment of state or local government funding.

In the case of Vermont, the State could place a use lien on the property where state capital funds are invested to ensure that these facilities continue to be used as inpatient psychiatric capacity for those under the care of DMH. The State in negotiation with the property owner could determine under what conditions the lien could be lifted. See Appendix D. for sample contract language that includes use liens.

Expanding Community Services

Act 79 provides funds to greatly expand Vermont's community mental health system. These community services, including enhanced peer support services, are essential as alternatives to hospitalization and as supports for those discharged from inpatient care. The plan's range of services is comprehensive, and the designated agencies and specialty providers are poised to take on these development efforts. Throughout our visit, we heard the need for enhanced outpatient capacity, crisis stabilization and mobile crisis capacity and peer support. Many of these enhancements will be funded through savings generated by increasing matching federal funds (FFP) for inpatient services provided in non-IMD (Institutions for Mental Disease) settings and redirecting savings into community services.

As current system pressures focus on inpatient capacity, investment of new state dollars or reinvestment of dollars from the Vermont State Hospital should be directed to those community services that will have the highest impact on hospital utilization. This should include crisis services, as well as intensive outpatient services such as Community Rehabilitation and Treatment (CRT). Plans developed by the designated agencies for expanded community services must document clear and measureable targets as to how these new services will reduce hospital utilization, including community hospital utilization.

RECOMMENDATION 17: Evaluate the clinical eligibility criteria and raise the cap on Community Rehabilitation and Treatment (CRT) to accommodate increased need for CRT services.

CRT is the most comprehensive service available within Vermont's community mental health system. However, not everyone that needs CRT services receives them. Access to this broad array of services will be important as patients are stabilized and discharged from inpatient care back into the community. To ensure adequate access to these services, the DMH should evaluate the clinical eligibility requirements that permit access to CRT services and thereby lift the cap on CRT services. As result of such an evaluation we expect that people currently receiving less comprehensive adult outpatient services would become eligible for and offered CRT services. State hospital funds should be reallocated to provide the necessary match to

allow for expansion of this service. To ensure ongoing capacity within the CRT program, discharge criteria for moving into less intensive outpatient care should also be explored and included as part of DMH's utilization review and management process.

RECOMMENDATION 18: *Consider the benefits and drawbacks of “Medicaiding” most or all of mental health services for the Community Rehabilitation and Treatment program and adult outpatient population.*

Across the country, state and local mental health agencies have increased their reliance on Medicaid to fund a majority of their community mental health services. As of 2009, Medicaid (both the state and federal shares) accounted for almost 50% of mental health state mental health agency revenues (almost \$18.3 billion).⁷ While Medicaid is an important revenue source for mental health services for adults with serious and persistent mental illnesses, many of the services that have been “Medicaided” (conversion of 100% state-funded mental health services to at least 50% federal match) are optional services and are vulnerable to government budget cuts during economic downturn and changes in political climate. The Vermont Legislature may want to consider its own mandatory services for persons with serious mental illness and a basic package of adult outpatient services independent of the economic and political climate.

Providing Mobile Crisis and Emergency Psychiatric Services

A key to managing utilization of state psychiatric inpatient beds will be ensuring easy access across the state to quality psychiatric emergency services. These services include the availability of mobile crisis teams, crisis stabilization beds (23-hour), peer support, crisis and warm lines and psychiatric consultation within hospital emergency departments.

“Our 21st century law enforcement is a crossroad of every social issue on the planet.”

~ Sheriff

In our visit to the State, we met with several mental health and law enforcement personnel. We heard examples of how designated services agencies have to develop a range of psychiatric emergency programs, including mobile crisis, and existing positive relationships between police and mental health clinicians. However, we also heard that there is a wide disparity across the State in capacity and accessibility of such services. This is not surprising given the State's rural nature.

Current best practices in crisis prevention and stabilization that Vermont should examine include:

- A robust crisis prevention service that diverts people from entering inpatient care;
- A 24/7 hotline staffed by the state mobile crisis statewide service system;

⁷ NRI-Inc. Table 24: SMHA-Controlled Mental Health Revenues, By Revenue Source and by State, FY 2009 at www.nri-inc.org/projects/Profiles/RevExp2009/T24.pdf

- A fully mobile statewide crisis response team; and
- 24/7 staffed crisis respite beds for persons who do not require inpatient care, as they only need support and supervision navigating a current crisis that is not imminently dangerous to themselves or others. (This is usually fulfilled with providers organizations that already have housing in place and can bring in on-call staff.)

A report prepared by the Technical Assistance Collaborative, Inc., “A Community-Based Comprehensive Psychiatric Crisis Response Service” (April 2005),⁸ is one of the best resources to help Legislators and State staff understand the service components, contracting issues, and the role of crisis services in the continuum of care. This instructional monograph is one of the most comprehensive and understandable guides for policymakers and practitioners interested in developing alternatives to psychiatric inpatient hospitalization through multiple service points while collaborating and coordinating care with outpatient providers, hospitals, law enforcement and social service providers.

RECOMMENDATION 19: *Immediately direct Act 79 funds toward ensuring timely statewide access to quality crisis services. This should entail the establishment of access and quality standards for these services that can be used to identify and direct new resources to closing gaps in services.*

The State’s psychiatric emergency service is the front door to the mental health system, and ultimately to the utilization of its inpatient capacity. It is impossible to control inpatient bed use without a quality psychiatric emergency system. In many areas, community hospital emergency departments and local or state law enforcement have become the organizations that people in crisis turn to when quality psychiatric emergency services are unavailable. These organizations cannot serve as the State’s de facto mental health system.

Act 79 provides the opportunity to improve the availability of mobile crisis and psychiatric emergency services across the State. To do so will require the establishment of access standards that can be used to measure service performance and

“From a boots on the ground perspective, dealing with people with active mental illness is overwhelming for most frontline police officers.”

~ Sheriff

identify gaps in services. Work should also continue with law enforcement to ensure well-defined expectations guide how the mental health and law enforcement systems support each other, especially in remote areas where access to services may be difficult. We also recommend that the State explore technologies to facilitate greater psychiatric consultation to community hospital emergency departments and other settings requiring such assistance to stabilize patients.

⁸ The full report can be found at www.tacinc.org/downloads/Pubs/Crisis_Monograph_Final.pdf.

RECOMMENDATION 20: *The Department of Mental Health should expand jail diversion and crisis intervention teams available to work with local and state police.*

Efforts should be made to enhance the availability of mental health clinicians to support local and state police departments for crisis intervention. These clinicians can help law enforcement identify appropriate mental health services and can divert hospitalization and/or arrest. Successful programs already exist in Vermont (i.e., Burlington, Montpelier) that allow police to return to their duties while also ensuring individuals access adequate psychiatric and stabilization services. The expansion of crisis stabilization beds such as through the Safe Haven Program throughout the State will also provide bed capacity that could shift patients away from these more restrictive settings.

Expanding Peer Services

Act 79 provides \$1 million for existing and new peer-run services. Vermont has a well-developed peer advocacy system and a good track record in using peer support services within its community mental health system. Further expanding this network is encouraged, including replication of the Safe Haven model and the development of peer-run warm lines across the State.

RECOMMENDATION 21: *The Department of Mental Health should ensure adequate training and supervision of lay peer counselors as peer-run services expand. DMH should also explore the potential to certify peer counselors for quality assurance purposes and to understand potential reimbursement for these services under Medicaid.*

CMS now recognizes peer support providers as a distinct provider for the delivery of mental health support services and considers peer support an evidence-based model of care. The role of certified peer specialists continues to develop as states create certification programs and incorporate formally-trained, certified peer specialists into traditional (outpatient clinics) and non-

“\$1 million to support new peer services is huge.”

~ Peer Advocate

traditional (peer-run organizations) service settings. Not intended to replace other mental health professionals, certified peer specialist and peer support programs are an important addition to an array of supportive and recovery-based mental health services.

As peer-run services continue to expand nationwide, 26 states now offer enhanced training and certification for peers. Vermont should develop a similar program for its expanded peer-run services network.

RECOMMENDATION 22: *The Department of Mental Health should establish a relationship with a nonprofit support center or other similar organization to help consumers develop new peer operated services.*

The development of new and expanded peer support services will require additional development capacity. Current consumer advocacy and peer-operated organizations already feel pressure to move quickly to enhance their ability to meet Act 79's expectations for new peer-run services. Yet, these organizations have limited programmatic, workforce and financial infrastructure to take on such projects within the tight timetables the legislation envisioned. Rather than see these groups struggle to develop the infrastructure necessary to compete for these new services successfully, we suggest that DMH contract with a nonprofit support center or other financial intermediary to work with the State's consumer leadership for a limited time to develop the tools needed for effective program development. This would include such activities such as grant writing, governance, financing and evaluation. Careful attention will be needed to ensure the organizations and services remain peer-run.

Conducting Quality Management

As Vermont's mental health service system expands through the implementation of Act 79, it must be ensured that all services meet the highest possible standards of quality. We were disappointed to learn that budget cutbacks eliminated DMH's quality assurance system several years ago. This function is especially important in light of the Vermont State Hospital closing and resulting purchase of inpatient beds in external facilities. The State must proactively seek assurance and evidence that consumers are safe and receiving clinically appropriate and high quality care. An overarching role of any state mental health authority is expected to include the following tasks:

- Developing the mission, vision and values of the system of care that are relied upon to direct decision making on policies and processes.
- Developing a flowchart on client movement within the current system of care and its rationale, as well as the goals of the future system of care.
- Identifying people with mental illnesses who receive state-funded services in a database that identifies them, where they reside and from whom they receive services. An expanded database would be open to all privacy-approved providers and able to track in real time what services an individual was receiving and from whom.
- Identifying, tracking and approving the level of care requested by any entity approved to have such information for a client in the state system, including inpatient hospitalization and length of treatment. This oversight would include all state funded individuals' movements in the Vermont system of care.

Contemporary mental health systems have the ability to develop and implement quality management systems that rely on a PDSA Cycle ("plan, do, check/study, act") model of continuous quality improvement to ensure procedures are in place to evaluate the delivery of

mental health services and to recommend and require measurement and improvement of client care. Rather than a function by itself, a state quality management office works collaboratively with all functional areas of the organization in the ongoing assessment and evaluation of the quality of services provided. At a minimum, the quality management program for the Vermont mental health system should include the following requirements:

- A structural framework for communication and data sharing between DMH committees, contracted providers and persons receiving services.
- Clearly articulated quality management goals that support the mission of the mental health system to improve the quality of care provided to clients, improve the clients' satisfaction with services received and improve outcomes for all persons receiving mental health services.
- A defined scope of quality management activities to be conducted by the DMH and its contracted providers. Evaluation data and performance assessment should be standardized across the entire mental health system.
- The analysis of the system's performance, feedback from clients and evidence-based practices should drive the performance improvement activities and new initiatives undertaken by the mental health system.
- A quality management system developed according to a quality management plan that includes:
 - monitoring and evaluation activities
 - data integrity activities
 - administrative and clinical reviews (both internal and external)
 - provider profiling and monitoring
 - customer surveys
 - care coordination
 - recovery-focused outcomes
 - actions to improve care
 - tracking and trending of client and provider issues
 - performance measures and reporting for special populations
 - performance improvement projects
 - regular quality management reporting
- An assurance of effective and continuous patient care through medical record documentation of each person's health status, changes in health status and health care needs and services provided.

RECOMMENDATION 23: *Create a quality assurance unit within the Department of Mental Health to develop standards and to assess the clinical efficacy, capacity and effectiveness of current and new services provided under contract to the State.*
(PRIORITY)

Significant service expansion is anticipated as Act 79 is implemented. As these new services are developed, a corresponding process must be in place to define the standards of care and quality indicators that each service will be responsible to meet. Without such criteria, there is no way for the State to know if these services are provided in accordance with best clinical and evidence-based practices.

DMH should provide regular benchmarks of performance for each service it purchases and develop performance targets as part of its contracting process. This will enable the State to adequately track differences in provider performance and seek changes when necessary.

The goal of such monitoring and evaluation is not intended as punitive, but rather a way to seek constant improvement and to ensure the services supported or contracted by DMH reflect the best knowledge in the field. This quality monitoring process should develop and implement cross-system training and technical assistance programs that can raise and enhance the standard of care over time.

Building Capacity

Although Vermont has a robust community mental health system, Act 79 will require the development of new services and supports, including peer-run services. Adding to the challenge is the expectation that such services will be developed quickly, especially new inpatient, residential and crisis stabilization beds.

In order to meet this challenge, the State must ensure that adequate provider, staff and physical plant capacity exists that can lead to timely and quality program development.

RECOMMENDATION 24: *The Department of Mental Health should establish a dedicated program development team that can provide training, technical assistance and support to new and existing providers in the development of new programs and services across the State.*

This program development team should ensure that sufficient capacity exists to meet the program expectations of Act 79. This will include work to develop new service specifications consistent with evidence-based and best practices. The team should also identify potential organizations capable of meeting these program development requirements. Lastly, the team must work with regional educational and workforce development organizations to ensure that an adequate mental health workforce will be cultivated and available to provide these services as they become operational.

CONCLUSION

Act 79 contains great opportunities to better treat mental health conditions and improve the lives of Vermonters living with these conditions. However, as is the case with all large system change, these great opportunities require great planning, attention to implementation and quality assurance measures to realize Act 79's full potential.

With this independent review, the Behavioral Health Policy Collaborative (BHPC) intends to provide policymakers, the Department of Mental Health, persons receiving services and other Vermont stakeholders with a chance to voice expectations for the implementation of Act 79. Simultaneously, it permits BHPC to share our assessment of current progress of Act 79 planning and implementation with the Vermont Legislature, as well as enables us to impart recommendations to guide the short- and long-term future of Vermont's mental health system as it relates to the Act 79 implementation.

The State's mental health system is at a pivotal junction on its journey to create a community-based and recovery-oriented statewide mental health system. One fork will lead to sustained public support for mental health service capacity expansion buttressed by data and outcomes that demonstrate value and quality. The other fork leads to missed opportunities for consensus building among legislators, providers and recipients of care on realistic expectations for Act 79's implementation, true collaboration and integration.

The increase in funding is a beacon for Vermont's future mental health system. Yet, the State is only at the beginning of a system wide change effort that will span several years. While universal satisfaction is an unattainable goal, strategic planning and implementation of the Act will undoubtedly meet and even exceed the expectations of many. Much is left to be done, but the fruition of Act 79 is a shining light of continued hope.

APPENDIX A: ACT 79 OF 2012

No. 79. An act relating to reforming Vermont's mental health system.

(H.630)

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

Sec. 1. PURPOSE

(a) It is the intent of the general assembly to strengthen Vermont's existing mental health care system by offering a continuum of community and peer services, as well as a range of acute inpatient beds throughout the state. This system of care shall be designed to provide flexible and recovery-oriented treatment opportunities and to ensure that the mental health needs of Vermonters are served.

(b) It is also the intent of the general assembly that the agency of human services fully integrate all mental health services with all substance abuse, public health, and health care reform initiatives, consistent with the goals of parity.

Sec. 1a. 18 V.S.A. chapter 174 is added to read:

CHAPTER 174. MENTAL HEALTH SYSTEM OF CARE

§ 7251. PRINCIPLES FOR MENTAL HEALTH CARE REFORM

The general assembly adopts the following principles as a framework for reforming the mental health care system in Vermont:

(1) The state of Vermont shall meet the needs of individuals with mental health conditions, including the needs of individuals in the custody of the commissioner of corrections, and the state's mental health system shall reflect excellence, best practices, and the highest standards of care.

(2) Long-term planning shall look beyond the foreseeable future and present needs of the mental health community. Programs shall be designed to be responsive to changes over time in levels and types of needs, service delivery practices, and sources of funding.

(3) Vermont's mental health system shall provide a coordinated continuum of care by the departments of mental health and of corrections, designated hospitals, designated agencies, and community and peer partners to ensure that individuals with mental health conditions receive care in the most integrated and least restrictive settings available. Individuals' treatment choices shall be honored to the extent possible.

(4) The mental health system shall be integrated into the overall health care system.

(5) Vermont's mental health system shall be geographically and financially accessible. Resources shall be distributed based on demographics and geography to increase the likelihood of treatment as close to the patient's home as possible. All ranges of services shall be available to individuals who need them, regardless of individuals' ability to pay.

(6) The state's mental health system shall ensure that the legal rights of individuals with mental health conditions are protected.

(7) Oversight and accountability shall be built into all aspects of the mental health system.

(8) Vermont's mental health system shall be adequately funded and financially sustainable to the same degree as other health services.

(9) Individuals with a mental health condition who are in the custody of the commissioner of mental health and who receive treatment in an acute inpatient hospital, intensive residential recovery facility, or a secure residential facility shall be afforded at least the same rights and protections as those individuals cared for at the former Vermont State Hospital.

§ 7252. DEFINITIONS

As used in this chapter:

(1) "Adult outpatient services" means flexible services responsive to individuals' preferences, needs, and values that are necessary to stabilize, restore, or improve the level of social functioning and well-being of individuals with mental health conditions, including individual and group treatment, medication management, psychosocial rehabilitation, and case management services.

(2) "Designated agency" means a designated community mental health and developmental disability agency as described in subsection 8907(a) of this title.

(3) "Designated area" means the counties, cities, or towns identified by the department of mental health that are served by a designated agency.

(4) "Enhanced programming" means targeted, structured, and specific intensive mental health treatment and psychosocial rehabilitation services for individuals in individualized or group settings.

(5) "Intensive residential recovery facility" means a licensed program under contract with the department of mental health that provides a safe, therapeutic, recovery-oriented residential environment to care for individuals with one or more mental health conditions who need intensive clinical interventions to facilitate recovery in anticipation of returning to the community. This facility shall be for individuals not in need of acute inpatient care and for whom the facility is the least restrictive and most integrated setting.

(6) "Mobile support team" means professional and peer support providers who are able to respond to an individual where he or she is located during a crisis situation.

(7) "Noncategorical case management" means service planning and support activities provided for adults by a qualified mental health provider, regardless of program eligibility criteria or insurance limitations.

(8) “No refusal system” means a system of hospitals and intensive residential recovery facilities under contract with the department of mental health that provide high intensity services, in which the facilities shall admit any individual for care if the individual meets the eligibility criteria established by the commissioner in contract.

(9) “Participating hospital” means a hospital under contract with the department of mental health to participate in the no refusal system.

(10) “Peer” means an individual who has a personal experience of living with a mental health condition or psychiatric disability.

(11) “Peer services” means support services provided by trained peers or peer-managed organizations focused on helping individuals with mental health and other co-occurring conditions to support recovery.

(12) “Psychosocial rehabilitation” means a range of social, educational, occupational, behavioral, and cognitive interventions for increasing the role performance and enhancing the recovery of individuals with serious mental illness, including services that foster long-term recovery and self-sufficiency.

(13) “Recovery-oriented” means a system or services that emphasize the process of change through which individuals improve their health and wellness, live a self-directed life, and strive to reach their full potential.

(14) “Serious bodily injury” means the same as in section 1912 of this title.

(15) “Warm line” means a nonemergency telephone response line operated by trained peers for the purpose of active listening and assistance with problem-solving for persons in need of such support.

§ 7253. CLINICAL RESOURCE MANAGEMENT AND OVERSIGHT

The commissioner of mental health, in consultation with health care providers as defined in section 9432 of this title, including designated hospitals, designated agencies, individuals with mental health conditions, and other stakeholders, shall design and implement a clinical resource management system that ensures the highest quality of care and facilitates long-term, sustained recovery for individuals in the custody of the commissioner.

(1) For the purpose of coordinating the movement of individuals across the continuum of care to the most appropriate services, the clinical resource management system shall:

(A) ensure that all individuals in the care and custody of the commissioner receive the highest quality and least restrictive care necessary;

(B) develop a process for receiving direct patient input on treatment opportunities and the location of services;

(C) use state-employed clinical resource management coordinators to work collaboratively with community partners, including designated agencies, hospitals, individuals with mental health conditions, and peer groups, to ensure access to services for

individuals in need. Clinical resource management coordinators or their designees shall be available 24 hours a day, seven days a week to assist emergency service clinicians in the field to access necessary services;

(D) use an electronic, web-based bed board to track in real time the availability of bed resources across the continuum of care;

(E) use specific level-of-care descriptions, including admission, continuing stay, and discharge criteria, and a mechanism for ongoing assessment of service needs at all levels of care;

(F) specify protocols for medical clearance, bed location, transportation, information sharing, census management, and discharge or transition planning;

(G) coordinate transportation resources so that individuals may access the least restrictive mode of transport consistent with safety needs;

(H) ensure that to the extent patients' protected health information pertaining to any identifiable person that is otherwise confidential by state or federal law is used within the clinical resource management system, the health information exchange privacy standards and protocols as described in subsection 9351(e) of this title shall be followed;

(I) review the options for the use of ambulance transport, with security as needed, as the least restrictive mode of transport consistent with safety needs required pursuant to section 7511 of this title; and

(J) ensure that individuals under the custody of the commissioner being served in designated hospitals, intensive residential recovery facilities, and the secure residential recovery facility shall have access to a mental health patient representative. The patient representative shall advocate for patients and shall also foster communication between patients and health care providers. The department of mental health shall contract with an independent, peer-run organization to staff the full-time equivalent of a patient representative.

(2) For the purpose of maintaining the integrity and effectiveness of the clinical resource management system, the department of mental health shall:

(A) require a designated team of clinical staff to review the treatment received and clinical progress made by individuals within the commissioner's custody;

(B) coordinate care across the mental and physical health care systems as well as ensure coordination within the agency of human services, particularly the department of corrections, the department of health's alcohol and drug abuse programs, and the department of disabilities, aging, and independent living;

(C) coordinate service delivery with Vermont's Blueprint for Health and health care reform initiatives, including the health information exchange as defined in section 9352 of this title and the health benefit exchange as defined in 33 V.S.A. § 1803;

(D) use quality indicators, manageable data requirements, and quality improvement processes to monitor, evaluate, and continually improve the outcomes for individuals and the performance of the clinical resource management system;

(E) actively engage stakeholders and providers in oversight processes; and

(F) provide mechanisms for dispute resolution.

§ 7254. INTEGRATION OF THE TREATMENT FOR MENTAL HEALTH,

SUBSTANCE ABUSE, AND PHYSICAL HEALTH

(a) The director of health care reform and the commissioners of mental health, of health, and of Vermont health access and the Green Mountain Care board or designees shall ensure that the redesign of the mental health delivery system established in this act is an integral component of the health care reform efforts established in 3 V.S.A. § 2222a. Specifically, the director, commissioners, and board shall confer on planning efforts necessary to ensure that the following initiatives are coordinated and advanced:

(1) any health information technology projects;

(2) the integration of health insurance benefits in the Vermont health benefit exchange to the extent feasible under federal law;

(3) the integration of coverage under Green Mountain Care;

(4) the Blueprint for Health;

(5) the reformation of payment systems for health services to the extent allowable under federal law or under federal waivers; and

(6) other initiatives as necessary.

(b) The department of banking, insurance, securities, and health care administration shall ensure that private payers are educated about their obligation to reimburse providers for less restrictive and less expensive alternatives to hospitalization.

§ 7255. SYSTEM OF CARE

The commissioner of mental health shall coordinate a geographically diverse system and continuum of mental health care throughout the state that shall include at least the following:

(1) comprehensive and coordinated community services, including prevention, to serve children, families, and adults at all stages of mental illness;

(2) peer services, which may include:

(A) a warm line;

(B) peer-provided transportation services;

(C) peer-supported crisis services; and

(D) peer-supported hospital diversion services;

(3) alternative treatment options for individuals seeking to avoid or reduce reliance on medications;

(4) recovery-oriented housing programs;

(5) intensive residential recovery facilities;

(6) appropriate and adequate psychiatric inpatient capacity for voluntary patients;

(7) appropriate and adequate psychiatric inpatient capacity for involuntary inpatient treatment services, including patients receiving treatment through court order from a civil or criminal court; and

(8) a secure residential recovery facility.

§ 7256. REPORTING REQUIREMENTS

Notwithstanding 2 V.S.A. § 20(d), the department of mental health shall report annually on or before January 15 to the senate committee on health and welfare and the house committee on human services regarding the extent to which individuals with mental health conditions receive care in the most integrated and least restrictive setting available. The report shall address:

(1) Utilization of services across the continuum of mental health services;

(2) Adequacy of the capacity at each level of care across the continuum of mental health services;

(3) Individual experience of care and satisfaction;

(4) Individual recovery in terms of clinical, social, and legal outcomes; and

(5) Performance of the state's mental health system of care as compared to nationally recognized standards of excellence.

§ 7257. REPORTABLE ADVERSE EVENTS

An acute inpatient hospital, an intensive residential recovery facility, a designated agency, or a secure residential facility shall report to the department of mental health instances of death or serious bodily injury to individuals with a mental health condition in the custody of the commissioner.

§ 7258. REVIEW OF ADVERSE COMMUNITY EVENTS

The department of mental health shall establish a system that ensures the comprehensive review of a death or serious bodily injury occurring outside an acute inpatient hospital when the individual causing or victimized by the death or serious bodily injury is in

the custody of the commissioner or had been in the custody of the commissioner within six months of the event. The department shall review each event for the purpose of determining whether the death or serious bodily injury was the result of inappropriate or inadequate services within the mental health system and, if so, how the failure shall be remedied.

Sec. 2. DELETED

Sec. 3. DELETED

Sec. 4. DELETED

Sec. 5. DELETED

Sec. 6. PEER SERVICES

The commissioner of mental health is authorized to contract for new peer services and to expand existing programs managed by peers that provide support to individuals living with or recovering from mental illness. Peer services shall be aimed at helping individuals with mental illness achieve recovery through improved physical and mental health, increased social and community connections and supports, and the avoidance of mental health crises and psychiatric hospitalizations. The commissioner of mental health shall:

(1) Establish a warm line or warm lines accessible statewide which shall be staffed at all times to ensure that individuals with a mental health condition have access to peer support;

(2) Establish new peer services focused on reducing the need for inpatient services;

(3) Improve the quality, infrastructure, and workforce development of peer services;
and

(4) Develop peer-run transportation services.

Sec. 7. COMMUNITY SERVICES

To improve existing community services and to create new opportunities for community treatment, the commissioner of mental health is authorized to:

(1) Improve emergency responses, mobile support teams, noncategorical case management, adult outpatient services, and alternative residential opportunities at designated agencies.

(A) Each designated agency shall provide the scope and category of services most responsive to the needs of designated areas, as determined by the commissioner of mental health.

(B) Designated agencies shall work collaboratively with law enforcement officials, corrections, local hospitals, the department of disabilities, aging, and independent living, and peers to integrate services and expand treatment opportunities for individuals living with or recovering from mental illness.

(2) Contract for at least four additional short-term crisis beds in designated agencies for the purpose of preventing or diverting individuals from hospitalization when clinically appropriate and for the purpose of increasing regional access to crisis beds.

(3) Contract for a voluntary five-bed residence for individuals seeking to avoid or reduce reliance on medication or having an initial episode of psychosis. The residence shall be peer supported and noncoercive, and treatment shall be focused on a nontraditional, interpersonal, and psychosocial approach, with minimal use of psychotropic medications to facilitate recovery in individuals seeking an alternative to traditional hospitalization.

(4) Provide housing subsidies to individuals living with or recovering from mental illness for the purpose of fostering stable and appropriate living conditions. If necessary to achieve successful housing outcomes, housing subsidies may be provided without an agreement to accept certain services as a condition of assistance. The department of mental health shall ensure that housing subsidies are monitored and managed in coordination with other relevant community services and supports.

Sec. 8. INTENSIVE RESIDENTIAL RECOVERY FACILITIES

(a) To support the development of intensive residential recovery facilities, the commissioner of mental health is authorized to contract for:

(1) Fifteen beds located in northwestern Vermont;

(2) Eight beds located in southeastern Vermont; and

(3) Eight beds located in either central or southwestern Vermont or both.

(b) Notwithstanding 18 V.S.A. § 9435(b), all facilities contracted for under subsection (a) of this section shall be subject to the certificate of approval process, which shall take into consideration the recommendations of a panel of stakeholders appointed by the commissioner to review each proposal and conduct a public hearing.

Sec. 9. INPATIENT HOSPITAL BEDS

(a) To replace the services provided at the Vermont State Hospital, the department of mental health shall oversee the delivery of emergency examination and involuntary inpatient treatment services at four acute inpatient hospitals throughout the state:

(1) The department of mental health shall enter into contracts that meet the requirements of subdivision (2) of this subsection with a hospital in southeastern Vermont and a hospital in southwestern Vermont for the establishment of a 14-bed unit and a six-bed unit, respectively, contingent upon receipt by the hospitals of certificates of need pursuant to 18 V.S.A. chapter 221, subchapter 5. Certificate of need applications for the 14-bed unit and the six-bed unit, whether prepared jointly by a hospital and the department or solely by a hospital, shall be reviewed by the commissioner of mental health prior to a certificate of need approval to ensure the architectural and program proposals meet industry standards for quality of care and emotional and physical safety standards and otherwise protect patients' rights.

(2) Initial contract terms for the 14-bed unit and the six-bed unit shall require participation in the no refusal system for four years and until the facility has recouped its initial investment. Contracts referenced in subdivision (1) of this subsection shall apply to participating hospitals, notwithstanding their status as designated hospitals, and shall contain the following requirements:

(A) Funding shall be based on the ability to treat patients with high acuity levels;

(B) Units shall be managed as part of a statewide no refusal system;

(C) Reimbursement by the state shall cover reasonable actual costs for enhanced programming and staffing in accordance with Sec. 33b of this act;

(D) Units shall be managed to ensure access to peer supports;

(E) Participating hospitals shall maintain a stakeholder advisory group with nonexclusionary membership to ensure high quality and appropriate levels of care;

(F) The department shall be solely responsible for responding to requests for records concerning the implementation of this contract between the department and the hospital. The hospital and its employees shall cooperate and provide reasonable assistance to the department in producing records that are within the custody of the hospital that are responsive to records requests and that are not confidential by law; and

(G) The state shall retain the option to renew the contract upon expiration of the initial four-year term.

(b)(1)(A) The department of buildings and general services, with broad involvement from the department of mental health and stakeholders, shall design a 25-bed hospital owned and operated by the state in central Vermont and proximate to an existing hospital. Applying the most expeditious methodology possible, the department of buildings and general services shall supervise the construction of the hospital with an expressed goal of completing the project in 24 months. The operations of the hospital shall be under the jurisdiction of the commissioner of mental health.

(B)(i) The general assembly finds that the Centers for Medicare and Medicaid Services (CMS) advised the state of Vermont on March 14, 2012 that:

(I) any newly constructed hospital owned and operated by the state that exceeds 16 beds will be eligible to receive federal matching funds for services rendered at the hospital under the state's current Global Commitment waiver, which is set to expire on December 31, 2013.

(II) although CMS was unable to provide a definitive answer as to whether a new hospital owned and operated by the state with 25 beds would be eligible for federal matching funds after December 31, 2013, the state will be able to cease use of nine beds at that time and amend the hospital's license from 25 beds to 16 beds if the Global Commitment waiver is not renewed or extended and a new waiver is not granted under similar terms and conditions.

(ii) In the event the hospital owned and operated by the state loses or is no longer eligible for federal matching funds after December 31, 2013, the commissioner of mental health shall cease use of nine beds within the time frame set by CMS and reduce the hospital's license from 25 to 16 beds. At that time, the commissioner of mental health shall begin planning for an orderly transition to a 16-bed hospital that shall proceed in a manner that protects the health, safety, and integrity of individuals treated at the state owned and operated hospital. The commissioner's transition plan shall ensure the nine-bed deficit in acute inpatient beds be addressed by expanding acute inpatient capacity elsewhere in the state if necessary and that the nine decommissioned beds in the state owned and operated hospital be repurposed in a manner that does not jeopardize federal matching funds for the remaining 16 beds. If the loss or denial of federal matching funds occurs while the general assembly is in session, the commissioner shall notify and seek approval of the transition plan from the senate committees on health and welfare and on institutions and the house committees on human services and on corrections and institutions before proceeding with the transition plan. If the loss or denial of federal matching funds occurs while the general assembly is not in session, the commissioner shall notify and seek approval of the transition plan from a special committee composed of members of the joint fiscal committee and the chairs and vice chairs of the senate committees on health and welfare and on institutions and the house committees on human services and on corrections and institutions before proceeding with the transition plan. The special committee shall be entitled to per diem and expenses as provided in 32 V.S.A. § 1010.

(2) To foster coordination between the judiciary and mental health systems, the hospital owned and operated by the state shall contain:

(A) adequate capacity to accept individuals receiving a court order of hospitalization pursuant to 18 V.S.A. chapter 181; and

(B) a private room used and outfitted for the purpose of judicial proceedings.

(3) The commissioner of buildings and general services may purchase, lease for a period of up to 99 years plus any contracted for renewal options, or enter into a lease-purchase agreement for property in central Vermont for the purpose described in this subsection.

(4) The commissioner of buildings and general services shall inform the chairs and vice chairs of the senate committee on institutions and house committee on corrections and institutions prior to entering into an agreement pursuant to subdivision (3) of this subsection, upon substantial completion of a design pursuant to this section, prior to the commencement of construction, and when any other substantial step is taken in furtherance of this section.

(c)(1) The commissioner is authorized to contract for seven to 12 involuntary acute inpatient beds at Fletcher Allen Health Care until the hospital owned and operated by the state described in subsection (b) of this section is operational, to cover the increased cost of care; and

(2)(A) If a viable setting is identified by the commissioner and licensed by the department of health, the commissioner is authorized to provide acute inpatient services at a temporary hospital and shall discontinue services at that hospital when the hospital owned and operated by the state described in subsection (b) of this section is operational. The department shall pursue Medicare and Medicaid certification for any such temporary hospital.

(B) If the temporary hospital identified under subdivision (2)(A) of this subsection (c) is located in Morrisville, acute inpatient services shall be discontinued at the facility when the hospital owned and operated by the state described in subsection (b) of this section is operational, but no later than September 1, 2015. At that time, the temporary hospital shall revert to prior permitted uses. The temporary hospital shall be initially licensed for eight acute inpatient beds. Before an expansion of the number of beds at the temporary Morrisville hospital may occur, the department shall confer with the host community to seek permission for such expansion.

(d) To the extent amounts of potential funding from various sources are not clear upon passage of this act, the legislative intent for funding the capital costs of this section to the extent practicable is first through insurance funds that may be available for these purposes; second through the Federal Emergency Management Agency (FEMA) funds that may be available for these purposes and any required state match; third, in the case of the 14-bed unit and the six-bed unit, through a rate payment with clearly defined terms of services; and last with state capital or general funds. It is also the intent of the general assembly that, notwithstanding 32 V.S.A. §§ 134 and 135, any capital funds expended for projects described in this act that are reimbursed at a later date by insurance or FEMA shall be reallocated to fund capital projects in a future act relating to capital construction and state bonding.

Sec. 10. SECURE RESIDENTIAL RECOVERY PROGRAM

(a) The commissioner of mental health is authorized to establish and oversee a secure seven-bed residential facility owned and operated by the state for individuals no longer requiring acute inpatient care, but who remain in need of treatment within a secure setting for an extended period of time. The program shall be the least restrictive and most integrated setting for each of the individual residents.

(b) The opening of the facility described in subsection (a) of this section is contingent upon the passage of necessary statutory amendments authorizing judicial orders for commitment to such a facility, which shall parallel or be included in 18 V.S.A. § 7620 (related to applications for continuation of involuntary treatment), and shall include the same level of statutory protections for the legal rights of the residents as provided for individuals at inpatient facilities.

* * * Vermont Employees Retirement System * * *

Sec. 11. 3 V.S.A. § 455 is amended to read:

§ 455. DEFINITIONS

(a) Unless a different meaning is plainly required by the context, the following words and phrases as used in this subchapter shall have the following meanings:

* * *

(28) "Successor in interest" means the mental health hospital owned and operated by the state that provides acute inpatient care and replaces the Vermont State Hospital.

Sec. 12. 3 V.S.A. § 459(d)(2)A is amended to read:

(2)(A) Upon early retirement, a group F member, except facility employees of the department of corrections and department of corrections employees who provide direct security and treatment services to offenders under supervision in the community and Woodside facility employees, shall receive an early retirement allowance which shall be equal to the normal retirement allowance reduced by one-half of one percent for each month the member is under age 62 at the time of early retirement. Group F members who have 20 years of service as facility employees of the department of corrections, as department of corrections employees who provide direct security and treatment services to offenders under supervision in the community or as Woodside facility employees or as ~~Vermont state hospital~~ State Hospital employees, or as employees of its successor in interest, who provide direct patient care shall receive an early retirement allowance which shall be equal to the normal retirement allowance at age 55 without reduction; provided the 20 years of service occurred in one or more of the following capacities as an employee of the department of corrections, Woodside facility~~],~~ or the Vermont state hospital] State Hospital, or its successor in interest: facility employee, community service center employee, or court and reparative service unit employee.

* * * Executive: Human Services * * *

Sec. 13. 3 V.S.A. § 3089 is amended to read:

§ 3089. DEPARTMENT OF MENTAL HEALTH

The department of mental health is created within the agency of human services as the successor to and the continuation of the division of mental health services of the department of health. The department of mental health shall be responsible for the operation of the Vermont ~~state hospital~~ State Hospital, or its successor in interest as defined in subdivision 455(28) of this title.

* * * Crimes and Criminal Procedure: Escape * * *

Sec. 14. 13 V.S.A. § 1501 is amended to read:

§ 1501. ESCAPE AND ATTEMPTS TO ESCAPE

* * *

(b) A person who, while in lawful custody:

* * *

(4) escapes or attempts to escape from the Vermont ~~state hospital~~ State Hospital, or its successor in interest or a participating hospital, when confined by court order pursuant to chapter 157 of Title 13 or chapter 199 of Title 18 this title, or when transferred there pursuant to ~~section 28 V.S.A. § 703 of Title 28~~ and while still serving a sentence, shall be imprisoned for not more than five years or fined not more than \$1,000.00, or both.

* * *

(d) As used in this section:

(1) "No refusal system" means a system of hospitals and intensive residential recovery facilities under contract with the department of mental health that provides high intensity services, in which the facilities shall admit any individual for care if the individual meets the eligibility criteria established by the commissioner in contract.

(2) "Participating hospital" means a hospital under contract with the department of mental health to participate in the no refusal system.

(3) "Successor in interest" shall mean the mental health hospital owned and operated by the state that provides acute inpatient care and replaces the Vermont State Hospital.

* * * Crimes and Criminal Procedure: Insanity as a Defense * * *

Sec. 15. 13 V.S.A. § 4815 is amended to read:

§ 4815. PLACE OF EXAMINATION; TEMPORARY COMMITMENT

* * *

(b) The order for examination may provide for an examination at any jail or correctional center, or at the state hospital, or at its successor in interest, or at such other place as the court shall determine, after hearing a recommendation by the commissioner of mental health.

* * *

(g)(1) Inpatient examination at the ~~state hospital~~ Vermont State Hospital, or its successor in interest, or a designated hospital. The court shall not order an inpatient examination unless the designated mental health professional determines that the defendant is a person in need of treatment as defined in 18 V.S.A. § 7101(17).

* * *

(3) An order for inpatient examination shall provide for placement of the defendant in the custody and care of the commissioner of mental health.

(A) If a Vermont ~~state hospital~~ State Hospital psychiatrist, or a psychiatrist of its successor in interest, or a designated hospital psychiatrist determines that the defendant is not in need of inpatient hospitalization prior to admission, the commissioner shall release the defendant pursuant to the terms governing the defendant's release from the commissioner's custody as ordered by the court. The commissioner of mental health

shall ensure that all individuals who are determined not to be in need of inpatient hospitalization receive appropriate referrals for outpatient mental health services.

(B) If a Vermont ~~state hospital~~ State Hospital psychiatrist, or a psychiatrist of its successor in interest, or designated hospital psychiatrist determines that the defendant is in need of inpatient hospitalization:

(i) The commissioner shall obtain an appropriate inpatient placement for the defendant at the Vermont ~~state hospital~~ State Hospital, or its successor in interest, or a designated hospital and, based on the defendant's clinical needs, may transfer the defendant between hospitals at any time while the order is in effect. A transfer to a designated hospital outside the no refusal system is subject to acceptance of the patient for admission by that hospital.

(ii) The defendant shall be returned to court for further appearance on the following business day if the defendant is no longer in need of inpatient hospitalization, unless the terms established by the court pursuant to subdivision (2) of this section permit the defendant to be released from custody.

* * *

(i) As used in this section:

(1) "No refusal system" means a system of hospitals and intensive residential recovery facilities under contract with the department of mental health that provides high intensity services, in which the facilities shall admit any individual for care if the individual meets the eligibility criteria established by the commissioner in contract.

(2) “Successor in interest” shall mean the mental health hospital owned and operated by the state that provides acute inpatient care and replaces the Vermont State Hospital.

Sec. 15a. 13 V.S.A. § 4822(c) is amended to read:

(c) Notwithstanding the provisions of subsection (b) of this section, at least 10 days prior to the proposed discharge of any person committed under this section the commissioner of ~~developmental and~~ mental health services shall give notice thereof to the committing court and state’s attorney of the county where the prosecution originated. In all cases requiring a hearing prior to discharge of a person found incompetent to stand trial under section 4817 of this title, the hearing shall be conducted by the committing court issuing the order under that section. In all other cases, when the committing court orders a hearing under subsection (a) of this section or when, in the discretion of the commissioner of ~~developmental and~~ mental health services, a hearing should be held prior to the discharge, the hearing shall be held in the ~~criminal~~ family division of the superior court, ~~Waterbury circuit~~ to determine if the committed person is no longer a person in need of treatment or a patient in need of further treatment as set forth in subsection (a) of this section. Notice of the hearing shall be given to the commissioner, the state’s attorney of the county where the prosecution originated, the committed person and the person’s attorney. Prior to the hearing, the state’s attorney may enter an appearance in the proceedings and may request examination of the patient by an independent psychiatrist, who may testify at the hearing.

Sec. 16. DELETED

* * * General Provisions (Pertaining to Mental Health) * * *

Sec. 17. 18 V.S.A. § 7101 is amended to read:

§ 7101. DEFINITIONS

As used in this part of this title, the following words, unless the context otherwise requires, shall have the following meanings:

* * *

(26) "No refusal system" means a system of hospitals and intensive residential recovery facilities under contract with the department of mental health that provides high intensity services, in which the facilities shall admit any individual for care if the individual meets the eligibility criteria established by the commissioner in contract.

(27) "Participating hospital" means a hospital under contract with the department of mental health to participate in the no refusal system.

(28) "Successor in interest" means the mental health hospital owned and operated by the state that provides acute inpatient care and replaces the Vermont State Hospital.

Sec. 18. 18 V.S.A. § 7108 is amended to read:

§ 7108. CANTEENS

The ~~superintendents~~ chief executive officer of the Vermont State Hospital ~~and the Training School, or its successor in interest,~~ may conduct a canteen or commissary, which shall be accessible to patients, ~~students,~~ employees, and visitors of the ~~state hospital and training school~~ Vermont State Hospital, or its successor in interest, at designated hours and shall be operated by employees of the hospital ~~and the school.~~ A revolving fund for this purpose is authorized. The salary of an employee of the hospital ~~or training school~~ shall be charged against the canteen fund. Proceeds from sales may be used for operation of the canteen and the benefit of the patients, ~~students~~ and employees of the hospital ~~or training school~~ under the direction of the ~~superintendents~~ chief executive officer and subject to the approval of the commissioner. All balances of such funds remaining at the end of any fiscal year shall remain in such fund for use during the

succeeding fiscal year. An annual report of the status of the funds shall be submitted to the commissioner.

Sec. 19. 18 V.S.A. § 7110 is amended to read:

§ 7110. CERTIFICATION OF MENTAL ILLNESS

A certification of mental illness by a licensed physician required by section 7504 of this title shall be made by a board eligible psychiatrist, a board certified psychiatrist or a resident in psychiatry, under penalty of perjury. In areas of the state where board eligible psychiatrists, board certified psychiatrists or residents in psychiatry are not available to complete admission certifications to the Vermont ~~state hospital~~ State Hospital, or its successor in interest, the commissioner may designate other licensed physicians as appropriate to complete certification for purposes of section 7504 of this title.

* * * The Department of Mental Health * * *

Sec. 20. 18 V.S.A. § 7205 is amended to read:

§ 7205. SUPERVISION OF INSTITUTIONS

(a) The department of mental health shall operate the Vermont State Hospital, or its successor in interest, and shall be responsible for patients receiving involuntary treatment ~~at a hospital designated by the department of mental health~~.

(b) The commissioner of the department of mental health, in consultation with the secretary, shall appoint a chief executive officer of the Vermont State Hospital, or its successor in interest, to oversee the operations of the hospital. The chief executive officer position shall be an exempt position.

Sec. 21. DELETED

Sec. 22. DELETED

* * * The Commissioner of Mental Health * * *

Sec. 23. 18 V.S.A. § 7401 is amended to read:

§ 7401. POWERS AND DUTIES

Except insofar as this part of this title specifically confers certain powers, duties, and functions upon others, the commissioner shall be charged with its administration. The commissioner may:

* * *

(5) supervise the care and treatment of ~~patients at the Retreat in the same manner and with the same authority that he supervises patients at the Vermont State Hospital~~ individuals within his or her custody;

* * *

(16) contract with accredited educational or health care institutions for psychiatric services at the Vermont State Hospital, or its successor in interest;

* * *

* * * Admission Procedures * * *

Sec. 24. 18 V.S.A. § 7511 is amended to read:

§ 7511. TRANSPORTATION

(a) The commissioner shall ensure that all reasonable and appropriate measures consistent with public safety are made to transport or escort a person subject to this chapter to and from any inpatient setting, including escorts within a designated hospital or the Vermont ~~state hospital~~ State Hospital, or its successor in interest, or otherwise being transported under the jurisdiction of the commissioner in any manner which:

(1) prevents physical and psychological trauma;

- (2) respects the privacy of the individual; and
 - (3) represents the least restrictive means necessary for the safety of the patient.
- (b) The commissioner shall have the authority to designate the professionals or law enforcement officers who may authorize the method of transport of patients under the commissioner's care and custody.
- (c) When a professional or law enforcement officer designated pursuant to subsection (b) of this section decides an individual is in need of secure transport with mechanical restraints, the reasons for such determination shall be documented in writing.

* * *

* * * Care and Treatment * * *

Sec. 25. 18 V.S.A. § 7703 is amended to read:

§ 7703. TREATMENT

- (a) Outpatient or partial hospitalization shall be preferred to inpatient treatment.
- Emergency involuntary treatment shall be undertaken only when clearly necessary.
- Involuntary treatment shall be utilized only if voluntary treatment is not possible.
- (b) The department shall establish minimum standards for adequate treatment as provided in this section, including requirements that, when possible, psychiatric unit staff be used as the primary source to implement emergency involuntary procedures such as seclusion and restraint.

* * * Transfer of Patients * * *

Sec. 26. 18 V.S.A. § 7901 is amended to read:

§ 7901. INTRASTATE TRANSFERS

The commissioner may authorize the transfer of patients between the Vermont ~~state hospital~~ State Hospital, or its successor in interest, and designated hospitals if the commissioner determines that it would be consistent with the medical needs of the patient to do so. Whenever a patient is transferred, written notice shall be given to the patient's

~~attorney, legal guardian or agent, if any, spouse, parent, or parents, or, if none be known,~~
~~to any other interested party in that order, and any other person with the consent of the~~
patient. In all such transfers, due consideration shall be given to the relationship of the
patient to his or her family, legal guardian, or friends, so as to maintain relationships and
encourage visits beneficial to the patient. Due consideration shall also be given to the
separation of functions and to the divergent purposes of the Vermont ~~state hospital~~ State
Hospital, or its successor in interest, and designated hospitals. No patient may be
transferred to a correctional institution without the order of a court of competent
jurisdiction. No patient may be transferred to a designated hospital outside the no refusal
system unless the head of the hospital or his or her designee first accepts the patient.

* * * Support and Expense * * *

Sec. 27. 18 V.S.A. § 8101(b) is amended to read:

(b) The commissioner shall promulgate, pursuant to 3 V.S.A. chapter 25 of Title 3,
regulations which set forth in detail the levels of income, resources, expenses, and family
size at which persons are deemed able to pay given amounts for the care and treatment of
a patient, and the circumstances, if any, under which the rates of payment so established
may be waived or modified. A copy of the payment schedule so promulgated shall be
made available in the admissions office ~~and in the office of each supervisor~~ at the ~~state~~
~~hospital~~ Vermont State Hospital, or its successor in interest.

Sec. 28. 18 V.S.A. § 8105 is amended to read:

§ 8105. COMPUTATION OF CHARGE FOR CARE AND TREATMENT

The charge for the care and treatment of a patient at the Vermont ~~state hospital~~ State
Hospital, or its successor in interest, shall be established at least annually by the
commissioner. The charge shall reflect the current cost of the care and treatment,

including depreciation and overhead, for the Vermont ~~state hospital~~ State Hospital, or its successor in interest. Depreciation shall include but not be limited to costs for the use of the plant and permanent improvements, and overhead shall include but not be limited to costs incurred by other departments and agencies for the operation of the hospital. Accounting principles and practices generally accepted for hospitals shall be followed by the commissioner in establishing the charges.

Sec. 29. 18 V.S.A. § 8010 is amended to read:

§ 8010. VOLUNTARY PATIENTS; DISCHARGE; DETENTION

~~(a) If a voluntary patient gives notice in writing to the head of the hospital of a desire to leave the hospital, he or she shall promptly be released unless he or she agreed in writing at the time of his admission that his or her release could be delayed.~~

~~(b) In that event and if the head of the hospital determines that the patient is a patient in need of further treatment, the head of the hospital may detain the patient for a period not to exceed four days from receipt of the notice to leave. Before expiration of the four-day period the head of the hospital shall either release the patient or apply to the family division of the superior court in the unit in which the hospital is located for the involuntary admission of the patient. The patient shall remain in the hospital pending the court's determination of the case.~~

~~(c) If the patient is under 18 years of age, the notice to leave may be given by the patient or his or her attorney or the person who applied for admission, provided the minor consents thereto. [Repealed.]~~

* * * Municipal and County Government * * *

Sec. 29a. 24 V.S.A. § 296 is amended to read:

§ 296. TRANSPORTATION OF PRISONERS AND MENTAL PATIENTS

All commitments to a state correctional facility ~~or state mental institution~~ or to any other place named by the commissioner of corrections, ~~commissioner of mental health~~ or committing court, shall be made by any sheriff, deputy sheriff, state police officer, police officer, or constable in the state, or the commissioner of corrections or his or her authorized agent.

* * * Professions and Occupations: Nursing * * *

Sec. 30. 26 V.S.A. § 1583 is amended to read:

§ 1583. EXCEPTIONS

This chapter does not prohibit:

* * *

~~(6) The work and duties of psychiatric technicians and other care attendants employed in the Vermont state hospital at Waterbury. The agency of human services shall consult with the board regarding standards for the education of the technicians and care attendants.~~

~~(7)~~ The work and duties of attendants in attendant care services programs.

~~(8)~~⁽⁷⁾ The practice of any other occupation or profession licensed under the laws of this state.

~~(9)~~⁽⁸⁾ The providing of care for the sick in accordance with the tenets of any church or religious denomination by its adherents if the individual does not hold himself or herself out to be a registered nurse, licensed practical nurse, or licensed nursing assistant and does not engage in the practice of nursing as defined in this chapter.

* * * Public Institutions and Corrections: Juveniles * * *

Sec. 31. 28 V.S.A. § 1105 is amended to read:

§ 1105. TRANSFER OF JUVENILES TO STATE HOSPITAL

~~The transfer of any child committed to the custody of the commissioner from a facility of or supported by the department to the state hospital shall be conducted pursuant to the same procedures established for the transfer of adult inmates by sections 703–706 of this title.~~ [Repealed.]

* * * Regulation of Long-Term Care Facilities * * *

Sec. 32. 33 V.S.A. § 7102 is amended to read:

§ 7102. DEFINITIONS

For the purposes of this chapter:

* * *

(11) “Therapeutic community residence” means a place, however named, excluding ~~a hospital~~ hospitals as defined by statute ~~or the Vermont state hospital~~ which provides, for profit or otherwise, short-term individualized treatment to three or more residents with major life adjustment problems, such as alcoholism, drug abuse, mental illness, or delinquency.

* * *

Sec. 33. REPORTS

(a) On or before January 15, 2013, the department of mental health shall report to the senate committee on health and welfare and the house committees on human services and on judiciary on issues and protections relating to decentralizing high intensity inpatient mental health care. The commissioner of mental health shall:

(1) Recommend whether any statutory changes are needed to preserve the rights afforded to patients in the Vermont State Hospital. In so doing, the commissioner shall consider 18 V.S.A. §§ 7705 and 7707, the Vermont Hospital Patient Bill of Rights as provided in 18 V.S.A. § 1852, the settlement order in Doe, et al. v. Miller, et al., docket number S-142-

82-Wnc dated May 1984, and other state and federal regulatory and accreditation requirements related to patient rights.

(2) Work with designated hospitals and stakeholders to develop a process to ensure public involvement with policy development relevant to individuals in the care and custody of the commissioner.

(3) Develop consistent definitions and measurement specifications for measures relating to seclusion and restraint and other key indicators, in collaboration with the designated hospitals. The commissioner shall prioritize the use of measures developed by national organizations such as the Joint Commission and the Centers for Medicare and Medicaid Services.

(4) Report on the efficacy of the department of mental health's housing subsidies program on the status of stable housing.

(b) On or before January 15, 2013, the department of mental health shall report to the senate committee on health and welfare and the house committee on human services regarding the department's efforts to date to plan for implementation, quality improvement, and innovation of Vermont's mental health system and how the department recommends that it proceed in its efforts to improve the system. The recommendation shall be based on an assessment of outcome and financial measures focused on at least the following criteria for individuals with a mental health condition:

(1) the development of sufficient capacity for inpatient and community psychiatric services and peer supports across the continuum of care;

(2) the support of individuals in accessing the services nearest to their home;

(3) the reduction in emergency department usage and law enforcement intervention;

(4) the reduction in hospital admissions and length of inpatient stays, including any impact on readmissions;

(5) the implementation of quality assessment tools for evaluation of services at all levels, including those needed to measure the effectiveness of the care management system;

(6) the department's use of current financial data to conduct a fiscal analysis of the capital and annual operating costs associated with the plan as enacted; and

(7) individuals' satisfaction with provided services.

(c) Prior to submitting the reports required by subsections (a) and (b) of this section, the department of mental health shall solicit comments from the department's patient representative described in 18 V.S.A. § 7253, Vermont Legal Aid, and Disability Rights Vermont, and shall append any comments received to the respective report.

(d) On or before January 15, 2013, the department of mental health shall report to the senate committee on health and welfare and the house committee on human services with a plan for streamlining overlapping state and federal reporting requirements for providers in

the mental health system, including recommendations for any statutory changes needed to do so.

(e) A special committee consisting of the members of the joint fiscal committee and the chairs and vice chairs of the senate committee on health and welfare and the house committee on human services, in consultation with the commissioner of mental health shall contract with an independent consultant who has expertise in the field of mental health and psychiatric hospital services to evaluate the structure, services, and financial implications of Vermont's proposed mental health system. The joint fiscal office shall administer the contract for the special committee. The department of mental health shall transfer to the joint fiscal committee one-half the cost of this contract and the joint fiscal committee is authorized to transfer one-half the cost of this contract from the legislative budget to the joint fiscal committee. The independent consultant shall submit a report to the general assembly by December 1, 2012 and shall specifically address:

(1) Whether Vermont's proposed mental health system appropriately serves the needs of individuals with mental health conditions throughout the state and, if any unmet needs are identified, how they may be addressed;

(2) The data and evaluation mechanisms necessary to manage and improve the quality of care and outcomes for individuals in Vermont with a mental health condition.

Sec. 33a. RULEMAKING

On or before September 1, 2012, the commissioner of mental health shall initiate a rulemaking process that establishes standards that meet or exceed and are consistent with standards set by the Centers for Medicare and Medicaid Services and the Joint Commission for the use and reporting of the emergency involuntary procedures of seclusion or restraint on individuals within the custody of the commissioner and that require the personnel performing emergency involuntary procedures to receive training and certification on the use of these procedures. Standards established by rule shall be consistent with the recommendations made pursuant to Sec. 33(a)(1) and (3) of this act.

Sec. 33b. COST-BASED REIMBURSEMENT FOR ACUTE HOSPITAL

SERVICES

(a) The department of mental health shall ensure that hospitals are paid reasonable actual costs for providing necessary care to persons who otherwise would have been cared for at the Vermont State Hospital as defined by the department. The department shall contract with a third party with experience in psychiatric hospital care and expenses to conduct a comprehensive fiscal review to determine if the department's cost reimbursement methodology reflects reasonable actual costs.

(b) The department of mental health shall report to the joint fiscal committee regarding the fiscal review described in subsection (a) of this section on or before September 1, 2012.

Sec. 34. TRANSFER OF APPROPRIATIONS

To continue the training program established in Sec. 13 of No. 80 of the Acts of the 2003 Adj. Sess. (2004) (amending Sec. 57 of No. 66 of the Acts of 2003), for assisting selected law enforcement officers during the performance of their duties in their interactions with persons exhibiting mental health conditions, \$20,000.00 of the general funds appropriated to the department of mental health for fiscal year 2012 shall be transferred to the office of the attorney general.

(1) The office of the attorney general, in consultation with the Vermont coalition for disability rights and other organizations, shall implement this training program.

(2) By January 15 of each year and until funds are fully expended, the attorney general shall submit to the secretary of administration and the house and senate committees on appropriations a report summarizing how the funds have been used and how the trainings have progressed.

(3) Unexpended funds shall be carried forward and used for the purpose of this section in future years.

Sec. 34a. Sec. 33 of No. 43 of the Acts of 2009 (amending Sec. 124d(e) of No. 65 of the Acts of 2007) is amended to read:

(e) For purposes of this section, the council shall cease to exist when the development of the alternatives to the Vermont state hospital is completed, but no later than July September 1, 2012 2015.

* * * Fiscal Year 2012 Appropriations * * *

Sec. 35. Sec. B.301 of No. 63 of the Acts of 2011 (FY12 Big Bill), as amended by Sec. 14 of H.558 of 2012 (FY12 Budget Adjustment) is amended to read:

Sec. B.301 Secretary's office - global commitment

Grants

<u>1,080,785,264</u>	<u>1,107,604,567</u>
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Total

1,080,785,264	1,107,604,567
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Source of funds

General fund	139,267,121
135,947,833	

Special funds	18,630,961
19,052,361	

Tobacco fund	36,978,473
36,978,473	

State health care resources fund	221,579,040	234,205,524
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Catamount fund	23,948,700	25,226,979
Federal funds		639,692,834
655,505,262		
Interdepartmental transfers	<u>688,135</u>	<u>688,135</u>
Total		
1,080,785,264	1,107,604,567	

Sec. 36. Sec. B.314 of No. 63 of the Acts of 2011 (FY12 Big Bill), as amended by Sec. 24 of H.558 of 2012 (FY12 Budget Adjustment) is amended to read:

Sec. B.314 Mental health - mental health

Personal services	5,486,339	5,482,633
Operating expenses	1,117,984	1,040,984
Grants		
124,369,250	<u>139,483,645</u>	
Total		
130,973,573	146,007,262	

Source of funds

General fund		811,295	
961,295			
Special funds		6,836	6,836
Federal funds		6,555,971	
6,552,154			
Global Commitment fund	123,579,471	138,466,977	
Interdepartmental transfers	<u>20,000</u>	<u>20,000</u>	
Total			
130,973,573	146,007,262		

Sec. 37. Sec. B.315 of No. 63 of the Acts of 2011 (FY12 Big Bill), as amended by Sec. 25 of H.558 of 2012 (FY12 Budget Adjustment) is amended to read:

Sec. B.315 Mental health – Vermont state hospital

Personal services	20,479,188	20,228,969
Operating expenses	2,056,312	1,394,734

Grants		
82,335	82,335	
Total		
22,617,835	21,706,038	
Source of funds		
General fund		17,016,067
5,963,977		
Special funds		835,486 0
Federal funds		213,564 93,117
Global Commitment fund	4,252,718	15,648,944
Interdepartmental transfers	300,000	0
Total		
22,617,835	21,706,038	

Sec. 37a. REDUCTION IN FORCE OF VERMONT STATE HOSPITAL

EMPLOYEES

(a) Permanent status classified employees who were officially subjected to a reduction in force from their positions with the Vermont State Hospital on or after February 6, 2012, whose reemployment rights have not otherwise terminated and who have not been reemployed with the state during the two-year reduction in force reemployment rights period, shall be granted a continuation of their reduction in force reemployment rights, in accordance with the provisions of the applicable collective bargaining agreement, but solely to vacant classified bargaining unit positions at any new state-owned and -operated psychiatric hospital which management intends to fill. All other contractual reduction in force reemployment terms and conditions shall apply.

(b) Permanent status classified employees employed by the Vermont State Hospital as of February 6, 2012 who are employed by the state shall, in accordance with the provisions of the applicable collective bargaining agreement, be eligible to receive one mandatory offer of reemployment to any new state-owned and -operated psychiatric hospital, solely to the job classification that they last occupied at the Vermont State Hospital, provided management intends to fill positions within that job classification. An employee who accepts such mandatory offer of reemployment shall be appointed in accordance with the provisions of the applicable collective bargaining agreement. If an employee who accepts a mandatory offer of reemployment fails the associated working test period, he or she shall be separated from employment and granted full reduction in force reemployment rights in accordance with the applicable collective bargaining agreement.

(c)(1) Participating hospitals and designated agencies developing acute inpatient, secure residential, and intensive residential recovery services, as described in Secs. 8–10 of this act,

shall provide the department of human resources with a description of the minimum qualifications for those open positions related to the care of individuals with mental health conditions. Participating hospitals and designated agencies shall be encouraged to hire former state employees who meet minimum requirements or have equivalent experience. The department shall use the most effective method to notify former employees of the Vermont State Hospital of these positions.

(2) The general assembly encourages the administration through its contracting process with participating hospitals and designated agencies to provide former employees of the Vermont State Hospital with the opportunity to apply for available positions.

(3) The provisions of this subsection shall not affect any existing collective bargaining agreement.

(d) Subsections (a) and (b) of this section are repealed one year after the opening of any new state-owned and -operated psychiatric hospital.

Sec. 37aa. VERMONT STATE HOSPITAL EMPLOYEE RETIREMENT

INCENTIVE

(a) An individual who was employed by the department of mental health as of March 1, 2012, who was employed at the Vermont State Hospital on August 28, 2011, who participates in either the defined benefit or defined contribution plan, and who does not initiate the purchase of any additional service credit after March 1, 2012 shall be eligible for the retirement incentive outlined in subsection (b) of this section if the individual has:

(1) 30 years of creditable retirement service as of April 13, 2012;

(2) five years of creditable retirement service as of April 13, 2012 and is 62 years of age or older on April 13, 2012; or

(3) 20 years of creditable retirement service as of April 13, 2012 as a facility employee who provides or who has provided direct security and treatment services as provided in 3 V.S.A. § 459(2)(A) and is 55 years of age or older on April 12, 2012.

(b) If the employee applies for retirement on or before April 13, 2012 for a retirement effective on or before May 1, 2012, the employee shall be entitled to payment by the state of at least 80 percent of the cost of the premium for health insurance coverage offered by the

state of Vermont to retirees, provided that the employee continues to meet the eligibility requirements for at least seven years following retirement unless the employee elects the premium reduction option under 3 V.S.A. § 479(e) and:

(1) \$750.00 per complete year of service if the employee has five years of creditable service or more and fewer than 15 years of creditable service; or

(2) \$1,000.00 per complete year of service if the employee has 15 years of creditable service or more.

(c) The cash incentive set forth in subsection (b) of this section shall not exceed \$15,000.00 per employee. The employee shall receive the cash portion of the incentive in two equal payments in fiscal years 2013 and 2014. The first payment shall be made within 90 days of the retirement date. The second payment shall be made within 90 days of the one-year anniversary of the retirement date. The retirement incentive shall not be paid from the Vermont state retirement fund, as outlined in 3 V.S.A. § 473.

(d) No employee who receives the incentive set forth in subsection (b) of this section may return to permanent or limited classified service with the state for at least two full fiscal years from the date of his or her retirement unless the secretary of administration expressly approves otherwise. The joint fiscal committee shall be notified of any employee who received the incentive set forth in subsection (b) of this section and returned to state employment within two years.

(e) An employee who receives the incentive set forth in subsection (b) of this section is not entitled to receive any mandatory reemployment rights to a successor state facility and will not be eligible for any rights under Sec. 37a of this act.

(f) The retirement incentive set forth in subsection (b) of this section shall be treated as a

severance payment under 21 V.S.A. § 1344(a)(5)(C) and shall be a disqualifying remuneration.

Sec. 37b. LEGISLATIVE INTENT

(a) It is the intent of the general assembly that the department of mental health contract with the Brattleboro Retreat for a 14-bed unit and with Rutland Regional Medical Center for a six-bed facility pursuant to Sec. 9(a) of this act.

(b) It is the understanding of the general assembly that the proposed temporary hospital in Sec. 9(c)(2) of this act, the Brattleboro Retreat, Rutland Regional Medical Center, and an interim secure residential facility are to temporarily meet the immediate needs of the state.

Sec. 38. EFFECTIVE DATES

This act shall take effect on passage, except for Sec. 34 of this act which shall take effect on July 1, 2012.

Approved: April 4, 2012

APPENDIX B: VERMONT MENTAL HEALTH RESOURCES REVIEWED FOR PROJECT

The Vermont Legislative Joint Fiscal Office and the Department of Mental Health responded to BHPC's request for information, data and other materials by providing a variety of print and electronic resources before and during the May 2012 site visit. The following is a partial list of documents and websites made available or reviewed during the course of this project.

Available prior to the site visit:

- 1) Act 79 as passed by the Vermont Legislature and signed into law by Governor Shumlin
- 2) Vermont Legislature Joint Fiscal Office website including 2012 Session documents; Future's Project reports; and reports generated by and submitted to the Mental Health Oversight Committee at: http://www.leg.state.vt.us/jfo/vsh_replacement_plan.aspx
- 3) Governor Shumlin's Plan for Mental Health, Version 3, January 9, 2012
- 4) Agency of Human Services, Community Mental Health Services Block Grant Application and State Implementation Report
- 5) State Implementation Report, Community Mental Health Services Block Grant, Uniform Application 2011.
- 6) The following DMH Overview reports and documentation:
 - a) Acute Care Management Program Manual for CRT and Crisis Programs, October, 2008
 - b) VSH Patient Population and Alternatives, January 1, 2012
 - c) DMH Organization Chart 2012
 - d) DMH State Strategic Plan: 2011-2013 (Draft)
 - e) Title 18, Vermont Statutes
 - f) Title 12, Vermont Administrative Code
 - g) Recommendations for Enhancing Mental Health Peer Services in Vermont
 - h) IPS Supported Employment Sites – Quarterly Outcomes Report for the Johnson & Johnson - Dartmouth Community Mental Health Program, January – March 2012
 - i) PS Supported Employment Family Advocacy Project, Quarterly Outcomes Report for the Johnson & Johnson – Dartmouth Community Mental Health Program
 - j) Employment Quarterly Outcomes Report, 2002 – 2011

- k) NAMI – Vermont 2010 Annual Report
 - l) United States of America v. The State of Vermont, et. al, Vermont State Hospital Settlement Agreement
 - m) Implementation of IDDT in Vermont Community Rehabilitation and Treatment Programs, SAMHSA Grant # 1 HD9 SM56150-01, October 2007
 - n) Vermont Integrated Services Initiative (VISI), SAMHSA Grant # 1 HD9 SM56150-01, Final Report, February 2011
 - o) Psychotropic Medication Prescriptions Before and After Incarceration, March-August 2007.
 - p) Excerpt from “The Big Overview” relating to the implementation of Act 79.
 - q) “Level 1 Patient” Definition and Utilization Review Protocol (DMH)
- 7) The following DMH Utilization Management Reports:
- a) FY 2011 Statistical Report
 - b) FY 2010 Wide Book, Community Mental Health Agencies, Cost Per Unit, Cost Per Client, Cost Per Capita and Cost Per Medicaid Enrollee, June 30, 2010
 - c) Date for Vermont Workgroup on Psychotropic Medications for Children and Adolescents, January 5, 2009
 - d) Evaluation of Mental Health Drug Use in Children, SFYs 2009 – 2011
 - e) Inpatient Mental Health and Addiction Services Provided to Vermont Residents During 1990 – 2009, July 2011
 - f) Vermont Mental Health Performance Indicator Project, memos and reports from John Pandiani and Walter Ochs to the Vermont Mental Health Performance Indicator Project Advisory Group and Interested Parties (February 8, 2008, January 13, 2012, February 24, 2012, and April 20, 2012)
 - g) Community Rehabilitation and Treatment Utilization Report, March 2010- March 2012
 - h) Vermont State Hospital Monthly Utilization Report, August 2009 – August 28, 2011
 - i) Vermont Department of Corrections, Medical Services at Instate Facilities, November 21, 2011
 - j) Several contract amendments between DMH and designated agencies adding clauses requiring utilization reports for admissions and discharges from agency programs,

monthly bed day utilization, referral to admission day counts, and other utilization measures.

- 8) The following DMH Quality Improvement documents:
 - a) Evidence Based Support Employment Report, December 2009
 - b) CRT Supported Employment Program Strategic Plan 2010 – 2014
 - c) IPS Supported Employment Fidelity Report, June 2010

- 9) The following DMH Contract and Network Management documents:
 - a) Grant Awards for federal grants and amendments, where applicable, to Vermont Psychiatric Survivors, Inc., Good Samaritan Haven, Rutland County Housing Coalition, Brattleboro Area Drop-In Center, Addison County Community Action Group; Community Health Center of Burlington, Another Way, and Northeast Kingdom Community Action
 - b) Contract for Services between DMH and Health Care and Rehabilitation Services of Southeastern Vermont, Inc., DMH and Rutland Mental Health Services, Inc., and DMH and Counseling Services of Addison County
 - c) Clara Martin Center, Designation Report, May 17, 2011

- 10) The following Information System documents:
 - a) CRT Eligibility Determination Form, effective March 3, 2010
 - b) CRT Disenrollment Form
 - c) Monthly Tier Cluster, 105 Day Window, and Cost Variance Report, Service Period 7/1/2011 to 12/31/2011, report date May 8, 2011
 - d) Readiness and Data Needs for Participation in the Vermont Health Information Exchange, January 2012
 - e) MSR Data Submissions, Version 47.0, April 28, 2011
 - f) CY2011 Employment of Community Rehabilitation and Treatment Clients in Vermont
 - g) Various reports and excerpts from the Agency of Human Resources, Department of Vermont Health Access, Implementation Advance Planning Documents (IAPD)
 - h) CRT Service Utilization by DA and Cost Center for the period 7/1/2011 to 12/31/2011 (date of report: 5/9/2012)

- i) CSAC Case Clients for Billing Month December, 2011 (date of reports: 12/12/2011)
- j) CSAC CRT Mid Month Report (date of report: 12/14/2011)
- k) Counseling Services of Addison County, CRT Clients Active as of 12/01/2011, Not Served in 2+ Years (date of report: 12/19/2011)
- l) Counseling Services of Addison County Medicaid Status for CRT Clients as of 12/01/2011 (date of report: 12/1/2011)
- m) Counseling Services of Addison County CRT service listing by client, unit of service and cost 7/1/2011 – 12/31/2011 (without client identifier)
- n) State of Vermont Point in Time Homeless Survey – Summary by County and by AHS District, January 25, 2012

Documents received onsite or post-site visit:

- 1) (No title) Population and funding clarifications as requested by consulting team (DHM)
- 2) Designated agency summary proposals outlining enhances programming as a result of H.630 (DMH)
- 3) Proposal for the Creation of a Vermont Evidence-Based Practices Cooperative (DMH)
- 4) Self-Sufficiency Outcome Matrix (DMH)
- 5) Draft – Clinical Resource Management System: Vision of Adult MH Delivery System, Steering Committee, Functions of Adult Care Management Team, Connections to other meetings/teams, Work to Do (DMH)
- 6) The BIG Overview relating to the implementation of Act 79 (long version DMH)
- 7) VSH and Community Impact FY 13 (DMH Financial)
- 8) Community Rehabilitation and Treatment (CRT) Program, Designated Agency Provider Manual, Third Edition, March 2004
- 9) Second Spring Community Recovery Residence information packet

APPENDIX C: LIST OF KEY INFORMANTS

Montpelier, Vermont, May 21– 23, 2012

DMH Staff	Patrick Flood Mary Mouton Dr. Jaskenwar Batra Frank Reed Nick Nichols Heidi Hall	Sarah Merrill Laura Flint Brian Smith Jeff Rothenberg Dena Monahan
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AHS Suzanne Santarcangelo

Council Julie Tessler (VT Council)
Bernard Norman (CRT & ES)
Bob Bick (Director of Mental Health & Substance Abuse)
Paul Dupre (ED)
Margaret Joyal (AOP)
Anthony Stevens (ES)
Judith Hayward (ED)
Vic Martini (AOP Clinical Director)

Transformation Council Members
Patrick Flood (DMH)
Judy Rosenstreich (DMH)
Linda Cory (VPS)
Kathy Gallagher (VPS)
Sherri Silver (DRVT)
Jaskanwar Batra (DMH)
Nancy Hodgkins (Comm. Activist)
Laura Ziegler (Activist)
Cathy Rickerby (Family Member)
Ruth Grant (NAMIVT)
Anne Donahue (Counterpoint)
Matthew Rowle (Wellness Co-op)
Ed Paquin (DRVT)
Melanie Janney (Wellness Co-op)
Jill Olson (VAHHS)
Betty Keller (Family Member)
Patricia Rickard, DMH
Dena Monahan (DMH)
Nick Emlen (VT Council)
Jeff Rothenberg (DMH)
Mary Moulton (DMH)
Nick Nichols (DMH)
Laura Flint (DMH)
Andrew Nemethy (VT Digger)
Robert Appel (VT Human Rights Commission)
Wendy Beinners (NAMI)

Hospital Representatives

Robert Pierattini, FAHC
Mark Depman and Jim Tautfest, CVMC
Jeff McKee (RRMC)
Peter Albert (Retreat)
Ed Haak (NWMC)

Psychiatrists

Joe Lasek
Stuart Graves
Isabelle Desjardins
Gordon Frankle
Fritz Engstrom
Alice Silverman

Second Spring

Jim MacDonald, Staff and Residents

Law Enforcement

Tony Facos (Montpelier Police Chief)
Mike Schirling or Deputy, Burlington Police Chief
Paul White, Middlesex State Police
Keith Clark, Sheriff
Blake Cushing, Rutland State Police

Panel of Peers

Laura Ziegler
Linda Corey
Steven Morgan
Gloria van den Berg

Advocates

Jack McCullough (VT Legal Aid)
Ed Paquin (Disabilities Rights)
Floyd Nease (VAMH)

Vermont State Hospital

Dave Jennison

Mental Health Oversight Committee

Representative Anne B. Donahue, Co-Chair
Senator Sally Fox, Co-Chair
Senator Joe Benning
Representative Mary S. Hooper
Representative Thomas F. "Tom" Koch
Senator Diane Snelling
Representative Kitty Beattie Toll
Senator Jeanette K. White

Blueprint, Substance Abuse & Health Care Reform

Beth Tanzman (Blueprint)
David Reynolds (Health Care Reform)
Barbara Cimaglio (Substance Abuse)

Corrections Andy Pallito
 Dee Burroughs-Biron

Special Committee on Mental Health

Joint Fiscal Committee

Senator Ann Cummings, Chair
Representative Martha Heath, Vice-Chair
Senator Diane Snelling, Clerk
Representative Janet Ancel
Representative Carolyn Branagan
Senator John Campbell
Representative Mitzi Johnson
Senator Jane Kitchel
Senator Richard Sears, Jr.
Representative David Sharpe

Chair and Vice Chair of House Human Services

Representative Ann Pugh, Chair
Representative Sandy Haas, Vice-Chair

Chair and Vice-Chair of Senate Health and Welfare

Senator Claire Ayer, Chair
Senator Kevin Mullin, Vice Chair

APPENDIX D: RECOMMENDED RESOURCES

- **Community Integration/Olmstead Compliance**
 - Department of Justice/Olmstead Enforcement website:
www.ada.gov/olmstead/olmstead_enforcement.htm
- **Criminal Justice and Mental Health**
 - GAINS Center: gainscenter.samhsa.gov/
 - Council of State Governments, Justice Center: <http://consensusproject.org/>
- **Housing**
 - Technical Assistance Collaborative, www.tacinc.org/
 - HUD Section 811 Grants, “HUD RELEASES SECTION 811 NOFA: \$85 MILLION AVAILABLE FOR NEW INTEGRATED HOUSING FOR PERSONS WITH DISABILITIES” see:
http://www.tacinc.org/Program_Policy/Sect811_legisltn.php
- **Integrated Behavioral Health and Primary Care**
 - National Council for Community Behavioral Health Care: Four Quadrant Model on Integrated Behavioral Health and Primary Care
http://www.thenationalcouncil.org/cs/resources_services/resource_center_for_healthcare_collaboration/clinical/overview
 - SAMHSA-HRSA Center for Integrated Health Solutions:
www.integration.samhsa.gov/
- **Seclusion and Restraint Elimination**
 - National Association of State Mental Health Program Directors.
“Six Core Strategies to Reduce Seclusion and Restraint Use” (c):
http://www.nasmhpd.org/Publications_NASMHPD.cfm
- **State Mental Health Agency Data**
 - NASMHPD Research Institute (NRI): <http://www.nri-inc.org/>
 - “Mental Health Services Provided Across State Government Agencies” http://www.nri-inc.org/reports_pubs/pub_list.cfm?getby=State%20Systems

APPENDIX E: SAMPLE USE LIEN CONTRACT LANGUAGE

Source: State of Arizona, Department of Health Services – Notice of Request for Proposal *HP632209 - Maricopa County Managed Behavioral Health Care*, March 7, 2007.

Excerpt:

e. Housing

The Contractor shall develop and manage housing services for behavioral health recipients with a serious mental illness (Title XIX/XXI and Non Title XIX/XXI), Title XIX/XXI general mental health and substance abuse behavioral health recipients and Title XIX/XXI transition age youth, i.e. youth ages 18 through 24 years inclusive. Housing includes a range of options based upon individual need. For behavioral health recipients with serious mental illness, the Contractor shall comply with the requirements in the ADHS/DBHS Strategic Plan for Housing for Maricopa County, using the Housing First model and approach for housing services. The Contractor shall subcontract with a Community Development Corporation or other non-profit entity within two (2) months of the Contract Start Date to manage the housing program. The Contractor shall include a continuum of housing options, housing advocacy, networking and resource development as part of a unified and well-coordinated housing program. The Contractor shall submit a plan that outlines the steps and time frames for contracting with a Community Development Corporation or non-profit entity to manage housing as part of their Network Transition Plan described in the Network Development and Management Section of this Contract.

For the interim period, prior to subcontracting with a Community Development Corporation or non-profit entity, the Contractor shall:

- i. on an interim basis, accept any assignment of grant-funded contracts previously developed for housing programs in the GSA until the Contractor subcontracts with a non-profit entity. During the interim period, the Contractor shall manage all program activities and be accountable to funding agencies as required under the assigned contract and pursue the renewal of existing housing grants and develop new housing funding resources;
- ii. cooperate with any other entity under contract or partnership with ADHS that is administering a supplemental housing or homeless outreach program for ADHS for persons with a serious mental illness, including at a minimum, a subcontractor that is administering a PATH grant for ADHS;

- iii. utilize all housing units previously purchased in the GSA, including units acquired through the use of HB2003, *Arnold vs ADHS* and ComCare trust funding for purposes of providing housing for persons with a serious mental illness; and
- iv. contract with the property management companies under the sponsor-based housing program.

The Contractor shall require its housing subcontractor to meet the requirements listed above as well as the following requirements:

- i. maintain a dedicated staff of housing professionals with technical knowledge to collaborate with behavioral health and housing providers;
- ii. maintain a monthly accounting of all behavioral health recipients in its housing program and of its housing and service providers, which is updated monthly;
- iii. develop and maintain a semi-annual monitoring plan for all Office of Behavioral Health Licensure (OBHL) licensed residential living programs, including the physical plant and program and taking into account the privacy needs of individual residents as well as the privacy of individuals who live independently. The Contractor shall conduct more frequent monitoring and require corrective action plans for housing or residential programs that have been found to be non-compliant with housing quality standards;
- iv. coordinate with the PNOs serving individuals with serious mental illness to provide individuals residing in unlicensed supervisory care homes with opportunities for more independent living;
- v. any real property or buildings and improvements to buildings ("the property") purchased by the Contractor or its subcontractor with funds provided by ADHS under the Contract, excluding net profits earned under the Contract, for housing for behavioral health recipients shall include:
 - 1) a use restriction in the deed, and
 - 2) covenants, conditions, or restrictions, or
 - 3) another legal instrument subject to prior written approval by ADHS that requires the property to be used solely for the benefit of behavioral health recipients; and

- vi. meet monthly with the Contractor's Key Personnel and interested groups, organizations, or individuals identifying themselves as advocates to discuss housing.
- f. Annual Housing Plan, Housing Committee, and Disclosures

Within the first sixty (60) days of each new fiscal year, the Contractor shall submit an Annual Housing Plan for development, maintenance, use, and acquisition of housing properties in a format specified by ADHS. The Annual Housing Plan is subject to approval of the ADHS Housing Committee. The Contractor shall submit proposals for purchase or acquisition of new housing to the Housing Committee for approval prior to awarding providers contracts for new housing programs. The Contractor shall include provider requirements for needed recovery support services to be delivered onsite in addition to treatment, medication, and case management services in all proposals for new purchase or lease acquisition of housing.

Notwithstanding the funding source used, prior to the purchase of any new property, the Contractor shall submit a Notice of Real Property Transactions, including the following:

- i. Disclosure to ADHS of the funding source used to purchase the property that clarifies whether the purchase is to be made with funds provided by ADHS under the Contract, with funds from net profits earned under the Contract, or other funds;
- ii. Disclosure to ADHS of the financing arrangements made to purchase the property; and
- iii. If the property is purchased with funds provided by ADHS under the Contract, submit to ADHS, for prior approval, a deed containing the use restrictions and covenants, conditions or restrictions, or another legal instrument that ensures the property is used solely for the benefit of behavioral health recipients and that failure to comply with the use restrictions allows the State to take title to the property or otherwise enforce the restrictions.

Clasen #1
A.

Reconstruction Projects Dedicated to Renovation and Replacement of State Owned Assets			
ESTIMATED CONSTRUCTION COST As of July 20, 2012			
Vermont State Hospital			
Berlin- 25 Bed Facility *	\$	28,500,300	
Morrisville - 8 Bed Temp.	\$	1,679,164	
Rutland - 6 Bed	\$	5,345,024	
Brattleboro- 14 Bed	\$	5,339,347	
7 Bed Secure Recovery Residence**	\$	3,500,000	
TOTAL	\$	44,363,835	
Waterbury State Office Complex			
Recondition and Addition	\$	125,000,000	
TOTAL	\$	125,000,000	
AG/ANR Lab			
Replacement	\$	6,000,000	
TOTAL	\$	6,000,000	
National Life Fit-Up & Furnishings			
ANR, AOT, ACCD, Records Building**	\$	7,500,000	
TOTAL	\$	182,863,835	
REVENUE			
VSH- Acts of 2011	\$	2,562,636	
VSH- Acts of 2012	\$	5,000,000	
WSOC - Acts of 2012	\$	12,000,000	
National Life Fit-up-Acts 2012	\$	1,000,000	
Waterfall - Acts of 2012	\$	11,230,000	Preliminary
VSH Replacement Revenues	\$	6,410,622	
National Life Rates	\$	3,500,000	
Estimated Insurance \$ Available			
Reconstruction	\$	15,000,000	
FEMA	\$	-	To Be Determined
Future Capital Appropriations Lab	\$	6,000,000	
TOTAL	\$	62,703,258	
GAP	\$	120,160,577	
FY 2011-2012 Capital Bill			
Authorization with Reallocations	\$	158,027,602.00	
* Cost all project cost including land acquisition when applicable.			
** Estimated Cost For temporary or permanent location.			

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**Current Estimated Time-Line for Completing FEMA Project Worksheets (PW)
associated with the
Waterbury State Office Complex (WSOC) and the Vermont State Hospital (VSH)**

- **July 9, 2012 – FEMA began writing repair PWs for WSOC and VSH. PWs will be submitted into the FEMA queue as they are written.**
- **August 17, 2012 – FEMA and State to finalize process to review and approve application of funds to an improved or alternate project for WSOC and VSH.**
- **August 17, 2012 – FEMA to provide range of potential funding for Federal Participation.**
- **Mid August to September 2012 – Administration and Legislature to discuss options in response to FEMA funding ranges.**
- **October 19, 2012 – FEMA to complete writing all repair PWs for WSOC and VSH.**
- **After repair PWs are written, submitted and approved the State will review and determine how to best utilize funding and apply for improved or alternate projects. Following State's application, FEMA approval will take an additional 2 weeks to 90 days depending upon the complexity of the project and any required Federal and State consultative or public process associated with the project.**
- **Should the State elect to appeal a FEMA determination, additional time will be required.**



Patriek Flood
B.

DMH Working Draft for New Hospital eCON Process & Timelines
July 20, 2012

Planning Considerations

1. DMH continues to keep stakeholders informed
 - a. use New Hospital Work Group list to keep stakeholders informed and to solicit comments and questions
 - b. communicate to wider audience via DMH Weekly Update
 - c. post draft sections of application on DMH website
2. Emergency CON to include
 - application cover page
 - project overview and description
 - a. site plan
 - b. architectural design
 - c. staffing plan
 - HRAP standards
 - statutory criteria
 - tables
 - schematic plans
 - Verification Form A
 - Application fee

Week of July 23	DMH requests authority for emergency CON
Week of July 30	DFR grants authority for emergency CON
Week of August 20	DMH makes available a partial draft of CON components, which may include project overview, HRAP standards, and/or statutory criteria
Week of September 3	Stakeholders may comment on initial draft components
Week of September 10	DFR gives notice of a public hearing on a date certain.
Week of September 17	DMH makes available additional draft components of CON application, which may include draft tables
Week of October 1	Stakeholders comment on additional draft components
Month of October	DMH may have additional drafts to share prior to filing DMH files CON application DFR has public hearing; and deadline for written comment.
October or November	DFR issues Statement of Decision and CON



Minter #1
C.1.

State of Vermont
Agency of Administration
Office of the Secretary
Pavilion Office Building
109 State Street
Montpelier, VT 05609-0201
www.adm.state.vt.us

[phone] 802-828-1354
[fax] 802-828-3322

Sue Minter, Irene Recovery Officer

MEMORANDUM

To: Municipal Officials Involved in Irene Recovery
From: Sue Minter, Irene Recovery Officer
Date: July 9, 2012
Re: Updates for FEMA Public Assistance & More

As we reach the tenth month of recovering from Vermont's greatest disaster in a century, I am reaching out to communicate on several issues that I believe may be of interest to you. To begin, I want to express my deep appreciation and gratitude for all your hard work, and to express my sympathy for the ways that your community is still enduring challenges caused by Irene. I know that while many Vermonters see Irene as a distant memory, for many others it remains a daily struggle. Recognizing this, Governor Shumlin has asked me to continue in the role of Irene Recovery Officer until the end of calendar year 2012. Our goal is to continue to support you, and the citizens in your community, through this next phase of disaster recovery.

Thanks also to VLCT for helping to be a liaison between towns and the state. We greatly appreciate assistance with distributing this memo and other ongoing outreach efforts. To further assist you in answering questions, we are partnering with VLCT to have a conference call for municipal officials to discuss outstanding questions and concerns you may have regarding FEMA Public Assistance. Join our call on: Thursday, July 26 at 2:00 p.m.

FEMA Public Assistance (PA) staff:

I know that for municipal officials with significant infrastructure damage, the FEMA Public Assistance program is something you are still managing through. I want to make sure you have access to state staff to help you with questions. **Ben Rose**, of Vermont Emergency Management (VEM), has assumed the role of Public Assistance Officer and can be reached at: ben.rose@state.vt.us; 802.585.4719. He is in direct contact with FEMA officials in Vermont, spending much of his week at the Joint Field Office, and can help answer FEMA questions. **Alec Portalupi & Gary Schelley** of VTrans will continue to provide technical assistance regarding specific projects, along with the staff at the VTrans Transportation Districts. Alec can be reached at: alec.portalupi@state.vt.us; 802.279.3447. VTrans continues to administer the FEMA PA program – responsible for payments and oversight for your FEMA PA project reimbursements. **Coleen Krauss** of the VTrans Grants Management Unit (802.828.0631; coleen.krauss@state.vt.us) can help answer questions around payment processing.

Clarification of Payment Process and "\$0.03 rule":

In accordance with executive initiative and legislative authorization, the Secretary of Administration has developed special provisions for the non-federal cost share for FEMA PA sub-grants to municipalities for Irene and the other declared federal disasters of 2011. These provisions allow for municipal share requirement for FEMA Public Assistance to be limited to an amount equal to the revenue raised by a hypothetical \$0.03 tax increase to the tax department's 2011



Equalized Municipal Grand List for each town as calculated by Finance and Management. The attached spreadsheet presents the Department of Finance and Management's calculation of potential costs. The amount in the last column represents the threshold of municipal responsibility for the non-federal share of FEMA Public Assistance. Over and above this threshold, State reimbursement of FEMA-eligible actual costs to municipalities will be at 100%. This special assistance pertains only to FEMA-eligible actual costs for municipalities, and is only relevant to the following declared disasters of 2011: 4022-DR-VT; 1995-DR-VT; 4001-DR-VT; 4043-DR-VT.

Please note that towns may need to invoice the state to receive their FEMA PA payments. While "small" projects, (less than \$63,900- as defined by FEMA), will be reimbursed to towns as soon as they are obligated by FEMA, the "large" projects (greater than \$63,900) are paid on a reimbursement basis and municipalities must submit requests for partial payment and progress documentation to the state before they can be reimbursed. If you have additional questions regarding the process for these fund reimbursements, please feel free to contact Coleen Krauss at the VTrans Grants Management unit, at 828-0631 (coleen.krauss@state.vt.us).

FEMA Project Worksheet Challenges & Appeals to FEMA Eligibility Determination:

We would like to be notified of outstanding issues you are experiencing with FEMA's Public Assistance Program, such as projects deemed ineligible for assistance or Project Worksheets for which you disagree with scope or cost. Under FEMA's regulations on appeals, 44 C.F.R. § 206.206, towns are responsible for submitting appeals to the State within 60 days of the decision being appealed. The State then has 60 more days to forward appeals to FEMA, with recommendations.

If you intend to appeal a FEMA decision, please submit the following information to the Public Assistance Officer, Ben Rose (ben.rose@state.vt.us; 802.585.4719), within 60 days from the date of the FEMA action or determination: the PW reference number; a brief written description of the project and timeline (what happened up to now); and the grounds for your appeal. In forwarding to FEMA Region 1, we will endeavor to seek resolution through less formal channels (i.e. "request for reconsideration"), which may, in some cases, entail compiling additional information and/or an additional site visit. Note that the State will not have the resources to pursue all issues, and will necessarily rely on towns to provide timely and detailed information to support appeals. I recommend contacting Ben ASAP if you know that you intend to pursue an appeal. We will seek to request reconsiderations with FEMA, and/or advise you in preparing necessary documentation.

Audit Preparations:

We understand that, nationally, one out of every seven dollars granted by FEMA is "clawed back" by the federal government following post-disaster audits. We are concerned that all FEMA PA sub-applicants follow proper procedures for documenting work in advance of a federal audit. To assist towns, VLCT is working with the office of the state auditor to sponsor seminars on this topic with experts. VTrans is also conducting pre-audit visits to assess town preparations. If you have not already been contacted, you may soon receive a call or visit from the VTrans audit unit to help with your preparations.

Irene Anniversary Commemoration Plans

The Irene Recovery Office (IRO) is also working to play a coordinating and supporting role for communities that may be planning Irene Anniversary Commemorations. I will be in touch again soon, on behalf of the Anniversary Advisory Committee, to learn about any activities being planned in your community. We seek to inspire local activities, encourage participation, and help Vermonters feel connected and supported in their ongoing recovery work.

Thank you for your ongoing public service, and for being a partner in our brave little state's recovery from Tropical Storm Irene and our other 2011 weather-related disasters.

AOA Eligible FEMA PA MATCH Criteria

Three Cents on 2011 Equalized Grand List

Act 75 -2012 Budget Adjustment update- July 24, 2012

Town/ Village Name	2011 Equalized Municipal GL	Three Cents multiplied by GL	Town/ Village Name	2011 Equalized Municipal GL	Three Cents multiplied by GL
Addison	1,804,240	\$54,127.20	Danville	2,913,780	\$87,413.40
Albany	898,940	\$26,968.20	Derby	5,109,400	\$153,282.00
Alburgh	2,879,550	\$86,386.50	Dorset	6,718,820	\$201,564.60
Andover	1,584,750	\$47,542.50	Dover	9,377,880	\$281,336.40
Arlington	3,234,600	\$97,038.00	Dummerston	2,600,930	\$78,027.90
Athens	362,120	\$10,863.60	Duxbury	1,612,080	\$48,362.40
Averill Town	355,080	\$10,652.40	East Haven	234,320	\$7,029.60
Baltimore	166,390	\$4,991.70	East Montpelier	2,972,780	\$89,183.40
Barnard	3,123,390	\$93,701.70	Eden	1,286,620	\$38,598.60
Barnet	2,319,600	\$69,588.00	Elmore	1,412,720	\$42,381.60
Barre City	4,954,550	\$148,636.50	Enosburgh	1,921,220	\$57,636.60
Barre Town	7,070,730	\$212,121.90	Essex	12,958,870	\$388,766.10
Barton	1,494,650	\$44,839.50	Fair Haven	1,708,420	\$51,252.60
Barton Village	355,456	\$10,663.68	Fayston	3,620,690	\$108,620.70
Barton	1,494,650	\$44,839.50	Ferrisburgh	4,667,990	\$140,039.70
Bellows Falls Village	2,639,852	\$79,195.56	Georgia	5,067,290	\$152,018.70
Belvidere	289,170	\$8,675.10	Glover	1,268,700	\$38,061.00
Bennington	10,617,240	\$318,517.20	Goshen	241,720	\$7,251.60
Benson	997,550	\$29,926.50	Grafton	1,583,510	\$47,505.30
Berlin	4,535,580	\$136,067.40	Granby	195,230	\$5,856.90
Bethel	1,914,190	\$57,425.70	Grand Isle	3,724,480	\$111,734.40
Bolton	1,330,290	\$39,908.70	Granville	394,840	\$11,845.20
Braintree	1,015,830	\$30,474.90	Greensboro	2,368,950	\$71,068.50
Brandon	3,335,470	\$100,064.10	Groton	1,154,660	\$34,639.80
Brattleboro	11,356,730	\$340,701.90	Guildhall	351,230	\$10,536.90
Bridgewater	2,101,190	\$63,035.70	Guilford	2,484,150	\$74,524.50
Bridport	1,364,580	\$40,937.40	Halifax	1,254,530	\$37,635.90
Brighton	1,394,000	\$41,820.00	Hancock	326,000	\$9,780.00
Bristol	3,118,150	\$93,544.50	Hardwick	1,736,060	\$52,081.80
Brookfield	1,543,890	\$46,316.70	Hartford	14,378,720	\$431,361.60
Brookline	756,510	\$22,695.30	Hartland	4,297,160	\$128,914.80
Brownington	765,350	\$22,960.50	Highgate	3,349,720	\$100,491.60
Burlington	40,437,670	\$1,213,130.10	Hinesburg	5,270,600	\$158,118.00
Cabot	1,603,860	\$48,115.80	Holland	598,700	\$17,961.00
Cambridge	5,362,220	\$160,866.60	Hubbardton	1,174,000	\$35,220.00
Canaan	844,130	\$25,323.90	Huntington	2,117,270	\$63,518.10
Castleton	5,051,510	\$151,545.30	Hyde Park	2,639,660	\$79,189.80
Cavendish	2,603,090	\$78,092.70	Ira	500,190	\$15,005.70
Charleston	1,038,100	\$31,143.00	Irasburg	1,032,840	\$30,985.20
Chelsea	1,196,980	\$35,909.40	Isle LaMotte	1,116,870	\$33,506.10
Chester	3,940,750	\$118,222.50	Jamaica	2,397,190	\$71,915.70
Chittenden	1,640,770	\$49,223.10	Jay	2,276,580	\$68,297.40
Clarendon	2,501,560	\$75,046.80	Jericho	4,335,490	\$130,064.70
Colchester	20,049,770	\$601,493.10	Johnson	1,990,940	\$59,728.20
Concord	1,204,890	\$36,146.70	Johnson Village	612,059	\$18,361.77
Corinth	1,417,520	\$42,525.60	Killington	8,567,350	\$257,020.50
Coventry	1,142,910	\$34,287.30	Kirby	516,610	\$15,498.30
Craftsbury	1,248,970	\$37,469.10	Landgrove	1,066,420	\$31,992.60
Danby	1,476,190	\$44,285.70	Leicester	1,698,550	\$50,956.50
Lincoln	1,663,920	\$49,917.60	Pownal	2,521,710	\$75,651.30

AOA Eligible FEMA PA MATCH Criteria

Three Cents on 2011 Equalized Grand List

Act 75 -2012 Budget Adjustment update- July 24, 2012

Town/ Village Name	2011 Equalized Municipal GL	Three Cents multiplied by GL	Town/ Village Name	2011 Equalized Municipal GL	Three Cents multiplied by GL
Londonderry	4,127,430	\$123,822.90	Proctor	1,146,450	\$34,393.50
Lowell	835,770	\$25,073.10	Putney	2,449,230	\$73,476.90
Ludlow	14,246,000	\$427,380.00	Randolph	3,988,190	\$119,645.70
Ludlow Village	1,560,998	\$46,829.94	Reading	1,246,320	\$37,389.60
Lunenburg	938,870	\$28,166.10	Readsboro	878,340	\$26,350.20
Lyndon	3,738,080	\$112,142.40	Richford	1,526,210	\$45,786.30
Maidstone	649,370	\$19,481.10	Richmond	4,564,960	\$136,948.80
Manchester	11,590,420	\$347,712.60	Ripton	643,990	\$19,319.70
Marlboro	1,572,660	\$47,179.80	Rochester	1,574,080	\$47,222.40
Marshfield	1,333,200	\$39,996.00	Rockingham	4,845,130	\$145,353.90
Marshfield Village	120,956	\$3,628.68	Roxbury	803,300	\$24,099.00
Mendon	1,830,870	\$54,926.10	Royalton	2,530,610	\$75,918.30
Middlebury	8,132,030	\$243,960.90	Rupert	1,316,280	\$39,488.40
Middlesex	2,003,050	\$60,091.50	Rutland City	11,468,140	\$344,044.20
Middletown Springs	953,780	\$28,613.40	Rutland Town	8,293,230	\$248,796.90
Milton	10,428,560	\$312,856.80	Ryegate	1,443,220	\$43,296.60
Monkton	2,124,960	\$63,748.80	Sandgate	678,740	\$20,362.20
Montgomery	1,539,220	\$46,176.60	Searsburg	333,360	\$10,000.80
Montpelier	8,335,370	\$250,061.10	Shaftsbury	3,350,980	\$100,529.40
Moretown	2,397,170	\$71,915.10	Sharon	1,577,460	\$47,323.80
Morgan	1,713,940	\$51,418.20	Sheffield	575,150	\$17,254.50
Morristown	6,118,870	\$183,566.10	Shelburne	14,545,210	\$436,356.30
Mount Holly	2,670,770	\$80,123.10	Shoreham	1,312,230	\$39,366.90
Mount Tabor	231,030	\$6,930.90	Shrewsbury	1,287,290	\$38,618.70
Newbury	2,045,220	\$61,356.60	Somerset	88,650	\$2,659.50
Newfane	2,707,620	\$81,228.60	South Burlington	28,428,700	\$852,861.00
Newport Town	1,869,720	\$56,091.60	South Hero	5,029,000	\$150,870.00
North Bennington	765,240	\$22,957.20	Springfield	6,334,060	\$190,021.80
North Hero	3,174,660	\$95,239.80	St. Albans	4,781,300	\$143,439.00
North Troy	233,354	\$7,000.62	St. Johnsbury	5,701,700	\$171,051.00
Northfield	3,180,000	\$95,400.00	Stamford	870,600	\$26,118.00
Northfield Village	To be determined	-	Stannard	168,090	\$5,042.70
Norton	390,480	\$11,714.40	Starksboro	1,729,370	\$51,881.10
Norwich	7,611,080	\$228,332.40	Stockbridge	1,068,320	\$32,049.60
Orange	907,820	\$27,234.60	Stowe	21,290,660	\$638,719.80
Orwell	1,395,600	\$41,868.00	Strafford	1,716,230	\$51,486.90
Panton	972,400	\$29,172.00	Stratton	8,224,560	\$246,736.80
Pawlet	2,014,640	\$60,439.20	Sudbury	831,650	\$24,949.50
Peacham	1,461,940	\$43,858.20	Sunderland	1,504,240	\$45,127.20
Peru	2,433,930	\$73,017.90	Sutton	796,880	\$23,906.40
Pittsfield	973,730	\$29,211.90	Swanton	5,717,190	\$171,515.70
Pittsford	3,748,100	\$112,443.00	Thetford	3,721,680	\$111,650.40
Plainfield	1,158,540	\$34,756.20	Tinmouth	845,960	\$25,378.80
Plymouth	2,544,340	\$76,330.20	Topsham	1,001,340	\$30,040.20
Pomfret	2,470,720	\$74,121.60	Townshend	2,060,870	\$61,826.10
Poultney	3,446,510	\$103,395.30	Tunbridge	1,634,070	\$49,022.10
Poultney Village	628,138	\$18,844.14	Underhill	3,089,890	\$92,696.70
Vergennes	2,114,700	\$63,441.00	Westford	2,249,090	\$67,472.70
Vernon	2,904,080	\$87,122.40	Westminster	2,700,690	\$81,020.70

AOA Eligible FEMA PA MATCH Criteria

Three Cents on 2011 Equalized Grand List

Act 75 -2012 Budget Adjustment update- July 24, 2012

Town/ Village Name	2011 Equalized Municipal GL	Three Cents multiplied by GL
Vershire	653,020	\$19,590.60
Victory	174,980	\$5,249.40
Waitsfield	3,524,460	\$105,733.80
Walden	1,045,410	\$31,362.30
Wallingford	2,216,880	\$66,506.40
Wardsboro	1,636,100	\$49,083.00
Warren	7,323,230	\$219,696.90
Washington	1,021,040	\$30,631.20
Waterbury	7,095,160	\$212,854.80
Waterbury Village	1,978,724	\$59,361.72
Waterford	1,831,030	\$54,930.90
Weathersfield	2,973,000	\$89,190.00
Wells	1,987,520	\$59,625.60
West Fairlee	670,100	\$20,103.00
West Haven	320,130	\$9,603.90
West Rutland	1,819,750	\$54,592.50
West Windsor	2,602,820	\$78,084.60
Westfield	688,750	\$20,662.50

Town/ Village Name	2011 Equalized Municipal GL	Three Cents multiplied by GL
Westmore	1,431,270	\$42,938.10
Weston	2,108,570	\$63,257.10
Wheelock	612,410	\$18,372.30
Whiting	325,690	\$9,770.70
Whitingham	2,451,500	\$73,545.00
Williamstown	3,160,870	\$94,826.10
Williston	17,240,420	\$517,212.60
Wilmington	6,371,230	\$191,136.90
Windham	1,100,260	\$33,007.80
Windsor	2,431,430	\$72,942.90
Winhall	7,351,030	\$220,530.90
Wolcott	1,469,400	\$44,082.00
Woodbury	1,286,250	\$38,587.50
Woodford	576,440	\$17,293.20
Woodstock	8,857,350	\$265,720.50
Woodstock Village	2,682,264	\$80,467.92
Worcester	900,600	\$27,018.00

Winter #2
C.1.



Vermont Recovering Stronger

Irene Recovery Status Report

Presented to Governor Peter Shumlin
June 2012





State of Vermont
Agency of Administration
Office of the Secretary
Pavilion Office Building
109 State Street
Montpelier, VT 05609-0201
www.adm.state.vt.us

[phone] 802-828-1354
[fax] 802-828-3322

Sue Minter, Irene Recovery Officer

MEMORANDUM

TO: Governor Peter Shumlin
FROM: Sue Minter, Irene Recovery Officer
DATE: June, 2012
RE: Vermont Recovering Stronger

Introduction

"On August 28, 2011, Vermont was forever changed. Tropical Storm Irene brought personal loss and public damage unlike anything we have experienced in more than a generation. The rising waters took lives and the incredible damage to homes, property, land and our natural environment is still difficult to comprehend." - Irene Recovery Report, January 2012.

Tremendous progress has been made in Vermont's recovery from Tropical Storm (TS) Irene in the five months since the Irene Recovery Report was written in January. The January report provided an important account of Vermont's monumental efforts in the immediate response to the devastation caused by Tropical Storm Irene and set forth a blueprint that continues to guide our ongoing efforts. The vast majority of the actions, policies and innovations described in that initial report have been accomplished or are well underway. This Status Report provides an overview of the longer-term efforts that each of these tasks has turned into as well as the new ones that have emerged as we have transitioned more fully from response to recovery. Organized around the same six elements of the recovery established in the first report, this Status Report summarizes the progress since January, presenting key milestones achieved, ongoing activities and challenges that lay ahead, as well as goals for recovery.

The range and depth of recovery efforts all across Vermont continues to be amazing. This report is not intended to be comprehensive or provide detailed descriptions of all that is going on in the recovery, but rather to offer a snapshot showing how far we've come, the work underway, and what we see ahead. It is clear that even as recovery continues, new challenges emerge, and there remains a long road ahead to full recovery.

Several key accomplishments in the recovery process bear calling out:

- ❖ **Increasing federal cost share to 90/10.** Perhaps the most important financial achievement of the past four months was winning approval of Governor Shumlin's request to President Obama to increase the federal cost share for FEMA assistance from 75 to 90 percent, which will have a significant impact on the fiscal stability for towns and reduced burden on the state budget.

- ❖ **Establishing regional recovery committees and case management system.** Long Term Recovery Committees (LTRCs) working in coordination with FEMA funded disaster case managers are fully functioning, providing an infrastructure of support to provide for the unmet needs of individuals and families in all of Vermont's hardest hit communities.
- ❖ **Addressing short and long term housing challenges.** Working together, the Agency of Commerce and Community Development, home ownership centers, FEMA and other agencies were able to ensure safe temporary shelter for all displaced Vermonters. FEMA's Hazard Mitigation Grant Program will enable buyouts for the most vulnerable homes, and a combination of several legislative and private efforts have made progress in addressing the unique issues facing mobile homeowners impacted by the flooding.
- ❖ **Relocating state employees and the Vermont State Hospital.** Governor Shumlin and legislative leaders joined together to solve the challenge of relocating 1,500 state employees displaced from the flooded Waterbury State Office Complex, and to direct the permanent relocation of the Vermont State Hospital. The Waterbury State Office Complex will become a model resilient facility and modern workspace.
- ❖ **Planning for resilience from future weather events.** With the passage of flood plain management legislation, increased inter-agency coordination, and the initiation of long term community recovery planning, the state is embarking on developing strategies to help our state adapt to and prepare for future flooding. These efforts extend from mitigating the effect of future flooding on infrastructure and the built environment, to enhancing emergency preparedness planning and trainings at the community and state levels.

Finally, it is worth noting the evolution of and ongoing role of the Irene Recovery Office (IRO) and the Irene Recovery Coordination Team (IRCT). As the only state entity solely focused on the recovery, the IRO has played an important role in managing a wide range of efforts. The hallmark of Vermont's recovery has been—and continues to depend upon—effective partnerships between federal, state, and local entities within both the public and private sectors, including various state agencies, FEMA, Vermont's Congressional delegation, Towns, Regional Planning Commissions, and Non Governmental Organizations (NGOs). The IRCT that convenes on a biweekly basis has helped enable the unprecedented level of interagency collaboration that has been an important factor in the progress achieved so far. Because we have been working to assemble an overview of the recovery as a whole, we have been able to monitor progress, see the gaps between efforts, facilitate collaboration and initiate new efforts where needed. Among the most important ongoing roles is to serve as the state counterpart to FEMA, partnering with them where appropriate and engaging in advocacy to ensure that Vermont communities receive all the federal funding for which they are eligible. While not intended to be permanent, the IRO will need to continue to guide recovery through the end of this year.

1. SUPPORTING VERMONTERS AFFECTED BY IRENE

"Through a network of federal, state, local, non-profit, philanthropic and volunteer organizations, Vermont will provide ongoing assistance to individuals and families affected by Irene. Our efforts will assist Vermonters with both short and long-term challenges, helping them rebuild their lives, and find safe and affordable homes." - Irene Recovery Report, January 2012

While tremendous strides have been made in helping Vermonters regain what they lost to this historic storm, there is still much work to be done. Nine months after being driven from their homes, scores of Vermonters are still in temporary, sometimes substandard, housing awaiting a place to call their own. Others remain in their damaged, unsafe homes, including many in mobile homes. Owners of mobile home parks are in the process of rebuilding, mitigating or closing their parks. The loss of housing, particularly that which was affordable to lower income Vermonters, has prevented some survivors from finding permanent housing and returning to their communities. Clearly, unmet housing needs remain. Federal, state and local partners continue to focus on understanding and addressing them, while looking also to long-term recovery solutions.

Recovery Highlights & Milestones

Individuals & Families

Federal Aid Received:

By the first week of June, FEMA had received 7252 registrations from Tropical Storm Irene and distributed nearly \$22.7 million in grants to families and individuals. The maximum grant of \$30,200 has been awarded to 220 households. In addition, the Small Business Administration has approved \$17.6 million in disaster loans from Irene for homeowners and renters.

Recovery Committees Established:

Nine Long Term Recovery Committees¹ (LTRCs) have been established in the most heavily impacted areas to help address the unmet needs of Vermonters affected by Irene after FEMA and other sources of recovery assistance have been exhausted. Through phone banks, mailings and door-knocking campaigns, LTRCs have reached out to all Vermonters who registered with FEMA following Irene and the spring floods. LTRCs are working with FEMA-funded case managers in developing individual recovery plans for survivors.

Case Management System in Place:

FEMA awarded Agency of Human Services a Disaster Case Management Grant providing \$2.4 million over the next two years to continue funding disaster case managers to support individuals and families, in concert with the LTRCs. Based on estimates provided by the LTRCs, there were almost 900 open cases of Irene Survivors with unmet needs at the end of May. The actual number changes continuously as cases are closed and new ones are opened. Survivors who previously thought they could manage on their own come forward to ask for assistance. Cases are presented to the Vermont Disaster Relief Fund for additional funds of "last resort" beyond what can be provided locally.

¹ For a list of the LTRCs, contact information and a map of their service territories, see: <http://www.vermontdisasterrecovery.com/how-to-get-help/ltrcs>.

**Approximate Number of Open Cases
Being Served by Long Term Recovery Committees – May 2012**

Southeaster Vermont Irene LTRC	280
Rutland County LTRC	70
Central Vermont LTRC	150
Upper Valley Strong LTRC	100
Rebuild Waterbury LTRC	70
Northfield-Roxbury LTRC	37
Mad River Flood Recovery	16
Precision Valley Disaster Recovery Committee	140
Good Night Irene LTRC	20
Total	883

**As reported to FEMA by LTRCs in meetings May 24 & 30 or estimated based on April reporting to FEMA.*

Vermont Disaster Relief Fund Providing Assistance:

As of June 9th, the Vermont Disaster Relief Fund has allocated nearly \$875,000 to assist with 73 Irene survivor cases. Approximately half of this funding went directly to mobile home owners from the Pomerleau Cornerstone Fund. The VDRF Allocations Committee meets twice each week to hear requests from Disaster Case Managers (both voluntary case managers and AHS case managers) working directly with the local Long Term Recovery Committees. VDRF is embarking upon a targeted capital campaign to raise additional funds to add to the \$3.8 million already donated. By the end of May, the VDRF had netted over \$160,000 from sales of about 14,300 Vermont Strong plates that have been sold and paid for, with an additional 11,900 plates shipped and invoiced to “retail” partners who are reselling them. VDRF remains committed to reaching the goal of raising \$1,000,000 through this two-year program and will continue to promote the sale of the plates, which will soon be available at the Ben & Jerry's factory store and other locations with a high volume of summer traffic.

Mental Health Support from Starting Over Strong (SOS):

Through a FEMA grant administered by Washington County Mental Health Services in conjunction with other designated mental health agencies and community services, SOS provides

free short-term support for individuals, groups, and communities impacted by Irene. Fifteen crisis counselors in three teams conduct community and home-based outreach, door-to-door counseling, and educational services at group meetings and programs, free of charge throughout the hardest hit areas of the state. Services are provided to individuals and families who are in recovery, as well as to individuals experiencing distress are provided for those in need of more intensive supports. Over 411 individuals have been contacted through door-to-door outreach, and more than 870 individuals have been served in group educational or counseling settings. In addition, educational materials have been disseminated to over 6,500 individuals. The program runs through October 30, 2012.

Creation of vtstrong.vermont.gov:

Identifying the need for a one-stop-shopping portal for Irene related information from the State for a variety of audiences, ACCD created the vtstrong website. This website continues to be updated with current information and resources in recovery.

Housing Assistance

Sheltering Survivors:

In the immediate response to the storm, the primary housing goal was to ensure all survivors had access to adequate shelter before winter arrived. The Irene Housing Task Force worked with FEMA to identify all available housing units. The numbers were sufficient and the state determined it was not necessary to request temporary housing units—FEMA trailers—which would not have been well suited for Vermont weather. With the support of volunteer groups, housing and service agencies, and family members, survivors secured temporary housing and did not turn to emergency or existing shelters before the winter arrived.

Planning for CDBG Funds:

With the assistance of the Congressional delegation, the state secured \$21.7 million of in Community Development Block Grant Disaster Recovery funds from the U.S. Department of Housing and Urban Development. ACCD is currently developing a required Action Plan for use of the funds and a public input process is underway. The funding is to be used to address the most severe unmet needs in the areas of housing, economic recovery and infrastructure. As currently structured, 80% of the funding must be used in Windsor and Washington counties. ACCD's initial request to expand this targeting requirement was denied by HUD. However, as of this writing, it continues to push for the flexibility to use some additional funds for Windham County.

Supporting Home Buyouts:

The FEMA Hazard Mitigation Grant Program (HMGP) enables homes that have been substantially damaged by disasters to be "bought out" with 75% of the project costs paid by FEMA. Through two rounds of funding to date, the state mitigation committee has recommended 69 separate project applications to FEMA for funding under the Hazard Mitigation Grant Program for the four declared disasters in 2011. These include buyouts of 91 primary homes, 9 non-primary homes and 6 commercial properties to remove them from flood prone areas. The

state is working to supply the 25% nonfederal share of homeowner buy outs, where needed, using CDBG and VHCB funds to pay the majority of the 25% match for the program. In addition to buyouts, HMGP mitigation/planning projects (number of drainage upgrades, planning, stream bank stabilization and other projects) provide planning for long term recovery needs. HMGP projects to date include a federal share of \$18.8 million out of a combined total cost of \$25.2 million. A third round of project selections is anticipated late in 2012 after additional funding is confirmed by FEMA at the 12th month point from the Irene disaster declaration.

Enacted Housing Legislation:

Two important new laws were enacted to address housing needs related to Irene recovery.

- Fair Housing. H. 59 was passed and signed into law, containing provisions recommended by the Irene Recovery Report to prohibit discrimination in land use decisions or the permitting of developments because a proposed development contains affordable housing units.
- Mobile Homes. ACCD worked closely with lawmakers on comprehensive legislation—now Act 137—that brings both immediate and long-term assistance to mobile homeowners, including: sales tax exemptions, financing for the purchase of new mobile homes, and planning for the improved safety and resilience of mobile home parks.

Increased Assistance to Mobile Home Survivors:

As noted in the Irene Recovery Report, the limited authority of the state and municipalities to condemn mobile homes limited the amount of FEMA Individual Assistance available to owners of destroyed mobile homes. The Governor's general counsel found the necessary legal authority for condemnation within the Governor's emergency powers. In April, FEMA agreed to review eligible cases in order to provide increased assistance up to the maximum Individual Assistance benefit of \$30,200. The state has sent condemnation letters to FEMA for

nearly 110 destroyed mobile homes completing the first phase of the effort, and FEMA is in the process of providing an additional \$600,000 to owners of those homes. In the second phase, FEMA and ACCD are contacting every owner of a damaged mobile home—more than 350—to determine their status. Inspections are conducted by the Department of Public Safety and condemnations issued when appropriate. Many cases are being referred to case managers and the LTRCs for additional assistance.

Displaced Residents Returned to Melrose Place:

Six affordable rental apartment buildings were flooded by Irene, leading to the displacement of many elderly and disabled households in Brattleboro. The Brattleboro Housing Authority (BHA) and the town struggled with conflicting information about National Flood Insurance Program requirements and the public housing authority's eligibility for FEMA Public Assistance. The state prompted FEMA to provide additional technical assistance to help sort through options for repairs and relocation of the units in the floodway. Eventually repairs were made and residents returned. A study of options for relocating and redeveloping Melrose Terrace and a neighboring project is now underway.

Future Challenges & Activities

Assessing Unmet Need:

Assessing the unmet needs of Irene survivors remains a challenge even as the recovery continues. As resources are reported and some cases are closed, survivors who had not yet asked for help come forward and new cases continue to be referred to the LTRCs and Disaster Case Managers. Maintaining outreach to survivors will be necessary through the remainder of the recovery.

Continuing Support of LTRCs:

The Long Term Recovery Committees were formed with guidance from the FEMA Voluntary Agency Liaison (VAL) team based on best practice for disaster recovery and to enable impacted communities to access the national network of resources available to help survivors.

As the VAL team demobilizes from Vermont over the next two months the IRO will facilitate coordination among the various entities that provide support to the LTRCs, including the VDRF, AHS and Vermont Voluntary Organizations Active in Disasters (VOAD), to ensure that the committees are able continue to play their essential role in the recovery.

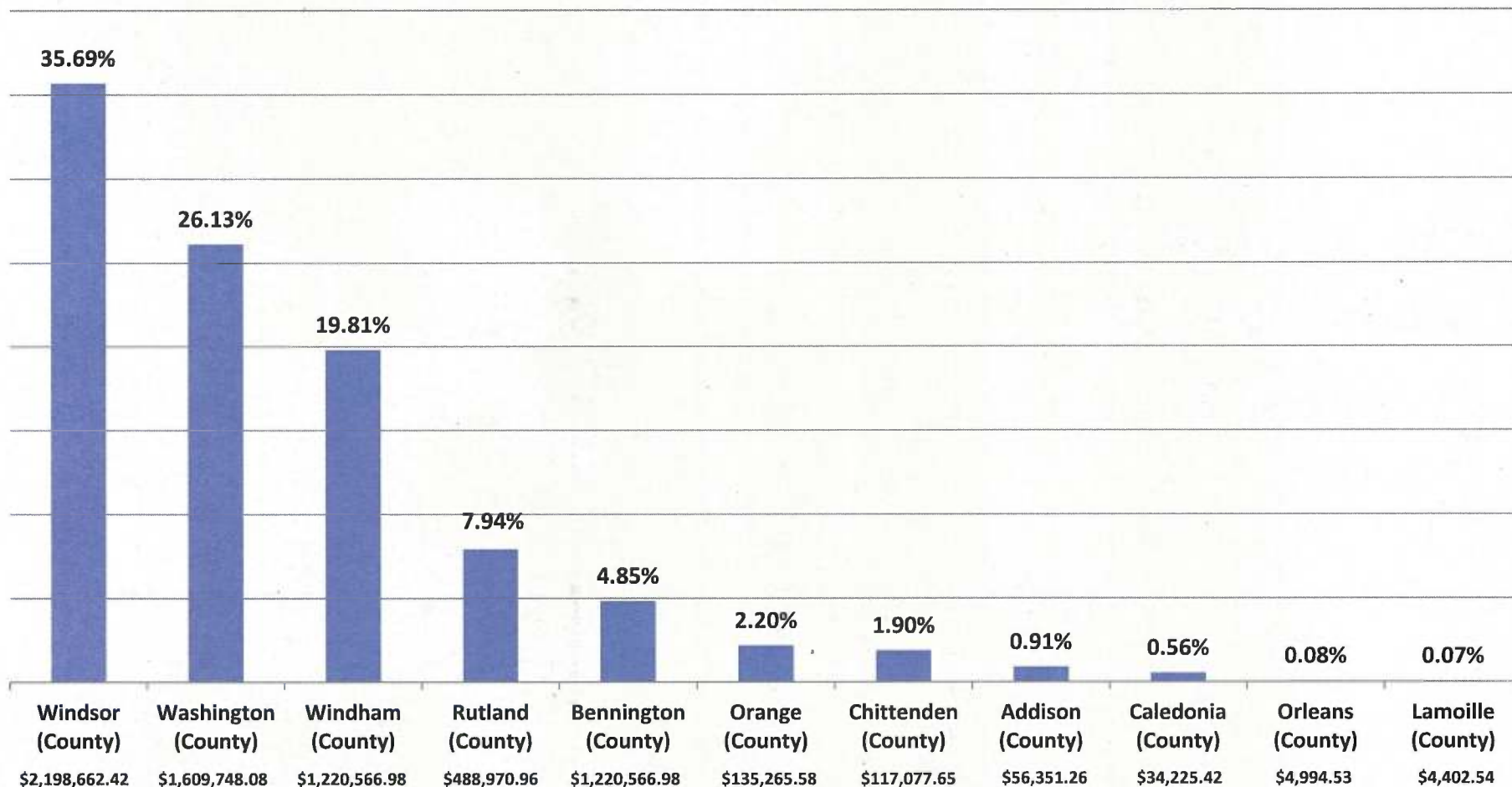
Getting Cases into the CAN Database:

The Coordinated Assistance Network (CAN) disaster case management database has been adopted by consensus nationwide in long term recovery. It is a goal to utilize CAN in Vermont to facilitate case management for Irene survivors.

Facilitating Home Rebuilding Projects:

Rebuilding damaged homes for Irene survivors presents a daunting challenge to the Long Term Recovery Committees. A model that has been successfully applied around the country is to tap National VOAD groups that specialize in rebuilding projects. These, primarily faith-based organizations can bring skilled volunteer labor, equipment and often their own financial resources to work for as long as it takes to accomplish the rebuilding. This requires projects to be well organized and "shovel ready". The Irene Recovery Office will work with FEMA, the State VOAD, and the FEMA-funded construction analyst to facilitate rebuild projects for Vermont.

Percentage of Disaster Recovery Unmet Needs Per County: Tropical Storm Irene DR-4022-VT As of June 2, 2012



----- The totals above represent the dollar value of FEMA unmet needs -----

This graph reveals the percentage of FEMA applicants by county who have disaster recovery unmet needs*. Although some of these applicants will recover on their own, many will require further assistance from the long term recovery committees (LTRCs).

Disbursing Federal Aid for Long Term Recovery:

- **CDBG Funding.** ACCD is developing an Action Plan for the Community Development Block Grant Disaster Recovery Funding. A public hearing process for the plan is underway with the final version to be submitted to federal authorities (HUD) for review by July 23rd and then implemented after approval later this summer. While trying to be comprehensive, it is already clear that unmet needs will outstrip funding available. The targeting requirement remains an additional challenge.
- **HMGP Round III.** As towns continue to assess the needs of their affected residents, the HMGP program continues to be of interest. In making funding allocations for the first two rounds of this program, the State committee has been challenged to assure funding remains for critical needs for which applications have not yet been filed. A third round of funding is anticipated this fall. The amount of available mitigation funds depends upon the total allocation of

public assistance program funds, which continues to grow.

Relocation and Mitigation for Mobile Home Parks:

Many mobile home parks damaged by Irene were located in floodplains. Assuring that these parks are relocated, or that effective mitigation measures are taken before mobile homes are replaced, will better protect these vulnerable homeowners. ACCD has secured some funding in the FY '13 Budget and is applying for additional funding through HMGP to give it the capacity to develop a strategic plan for identifying parks at risk of future flooding and plans for long term mitigation, or relocation.

Relocating Affordable Housing in Brattleboro:

The Brattleboro Housing Authority and the town will require ongoing assistance and significant resources to redevelop the 152 units of affordable housing in and near the flood way at Melrose Terrace and Hayes Court. The situation is all the more urgent given the need to relocate flood-prone lots at Tri-Park Mobile Home Park and the loss of housing due to the Brooks House fire in early 2011. BHA estimates the cost of the redevelopment at \$15 million and will need assistance securing the necessary resources.

Individual Recovery Goals

- *Ensure all Vermonters dislocated by Irene have a plan for securing safe permanent housing by December 2012. This includes that:*
 - *Damaged homes will be repaired to safe and decent standard*
 - *Destroyed homes will be replaced and/or relocated*
 - *Displaced tenants will be relocated*
- *Move housing out of flood-prone areas by:*
 - *Maximizing HMGP buyouts for homeowners*
 - *Working with mobile home park owners to mitigate, reconfigure or relocate damaged parks*
 - *Develop a strategic plan for improving the disaster resilience of mobile home parks*
- *VDRF fundraising to meet outstanding needs by August 28th*

2. ENSURING ECONOMIC RECOVERY & RESILIENCE

"Our long-term recovery depends on the development of strong and robust local economies. Vermont will support businesses and farms with targeted assistance to aide recovery." - Irene Recovery Report, January 2012

The economic effects on Vermont from Irene are still being calculated and the full scope impact may never be known. In April FEMA issued an Economic Impact analysis examining the quantitative and qualitative data available to assess the economic consequences of TS Irene.² The results of this analysis make it clear that storm's overall effect is significant as Vermont continues to recover:

- By late March, the Small Business Administration had made loans totaling more than \$33 million to businesses and individuals;
- The FEMA Individuals and Households Program (IHP) recorded Real Property Verified Losses as a result of Irene of almost \$25.5 million, representing just over 1000 homes and businesses;
- By mid-November, USDA had received reports of damage to 463 agricultural producers and it is estimated that 9,348 acres of land damage occurred as a result of TS Irene. Damage included, ranged from lost crops and infrastructure, land washed away by overflowing rivers and creeks, to wind damage to maple sugar woods.
- Vermont experienced a sharp spike in initial weekly unemployment claims immediately following Irene, with an increase in claims of 149% for the week ending September 3, and the culmination of initial claims from September 3 and September 10 representing a 376% increase.

The state and partners continue to assess and support recovery efforts for businesses, farmers and the state economy as a whole.

Recovery Milestones

Small Business Assistance

Small Business Champions Team Established:

The Small Business Championship Team, an initiative of the Irene Recovery Report, came together to identify needs and develop a coordinated statewide approach to help businesses. The Team includes representatives from the Agency of Commerce and Community Development (ACCD), the Vermont Economic Development Authority (VEDA), Vermont's Small Business Development Center (VT-SBDC), Vermont Business for Social Responsibility (VBSR), the Regional Development Corporations (RDC), the State Chamber of Commerce, and the Institute for Sustainable Communities (ISC). The Team is working to identify appropriate funding sources for addressing business needs and developing two state-wide applications for the Economic Development Administration (EDA) disaster funds.

Flood Recovery Tax Credit Enacted:

Initiated by the Administration, and working in cooperation with the Legislature and other partners, a \$500,000 increase in downtown tax credits for flood-affected properties was passed in the miscellaneous tax bill. These tax credits will provide eligible downtown and village center small business and rental property owners help in restoring flood-affected buildings.

Unmet Business Recovery Needs Surveyed:

The Department of Economic, Housing and Community Development surveyed businesses across the state to inform their ability to target support for the unmet needs still facing them

² Vermont DR-4022. Economic Impact Assessment. April 2012. FEMA Economic Support Function. http://www.vtstrong.vermont.gov/Portals/0/Documents/Vermont_Econ_Impact_Final%20-%2042312.pdf.

after TS Irene. Almost \$24 million in self-assessed financial need was identified by the 243 respondents that completed the survey by the June 4 closing date. Debt reduction was cited by more than half the respondents and was by far the single greatest need in total dollars, with a significant number of businesses ranking working capital, new customer acquisition, site repair, equipment replacement and structural repair as major needs.

Vermont Economic Development Authority Loans:

In the immediate aftermath to TS Irene, many businesses benefited from funds available through the Vermont Economic Development Authority (VEDA). This resource was consistently praised in meetings across the state. The VEDA program successfully administered: 294 loans averaging \$56,297 for a total of \$16,551,357 to businesses impacted by flooding in 2011. As a result of a request by the Vermont Department of Agriculture, VEDA has agreed to extend the Irene loan program to assist farmers with purchasing feed and potentially use the resource for spring planting needs.

Small Business Administration Loans:

Working with the Vermont Congressional Delegation, the Agency of Commerce and Community Development reached out to the Small Business Administration (SBA) to provide a tailored approach for Vermont. As of June 10, 2012, SBA had approved more than \$17.3 million in loans to 137 Vermont businesses.

Assistance to Farmers

Farm Relief Funds Distributed:

More than 200 farms have benefitted from grants from the Vermont Community Foundation to repair land, replace equipment, or provide feed to animals. Grants from the fund are awarded by a committee that includes representatives from the Vermont Agency of Agriculture, the Vermont Community Foundation, the Northeast Organic Farming Association of Vermont (NOFA-VT), the Vermont Farm Bureau, Rutland Area Farm and Food Link, and the University of Vermont

Extension. The committee has received 237 applications and has made grants to 198 farmers totaling \$1,879,193, with an average grant size of just over \$7,900.

Agriculture Loans Extended:

VEDA/Agriculture Credit Corporation is working to extend the Tropical Storm Irene loan program to cover shortfalls in grant funding.

Survey of Remaining Farm Recovery Needs:

The Irene Recovery Office, the Vermont Agency of Agriculture, Food and Markets, USDA Farm Service Agency and the Vermont Association of Conservation Districts partnered to assess the effectiveness of recovery efforts so far and understand the remaining needs of Vermont farmers in order to fully recover from Tropical Storm Irene. The Castleton Polling Institute was contracted to conduct a phone and Internet survey in May of 375 farmers in Vermont that reported damages for which contact information is available. The four collaborating agencies will work with the case manager to be hired by the Vermont Agency of Agriculture (see below) to use the survey results to mobilize assistance to help meet remaining recovery needs. Among the findings:

- 193 of the respondents had received money, volunteer help or other forms of assistance;
- 50 farmers reported that all repairs of damage were now complete, with 213 reporting remaining damage to land, farm buildings, homes and other property;
- 46 farmers believe that their recovery will need additional economic assistance beyond what they have already received and/or applied for, while 40 could use additional labor, 41 need heavy equipment and 39 specified needs that might be met in a variety of ways.

Farm Case Managers Funded:

The Agency of Agriculture is working with partners to try to bring farmland back to full production in order to stabilize Vermont's farm economy in areas worst hit by Irene. Funding has been secured to hire 1-2 case managers housed in AAFM to assist farmers with unmet needs to develop recovery plans and access

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available resources. The results of the survey (described above) will provide a starting point for this work.

USDA Farm Services Agency and NRCS

Funding:

\$4.7 million in federal grants is being distributed to Vermont farms to repair damaged fields. Along with washouts, farms need to remove silt, sand, and debris washed downstream during the storm, these grants will assist with that work.

Livestock Feed Mitigation:

Vermont was able to implement the FDA required mitigation plan to allow farmers to feed flooded feed to livestock.

Future Challenges & Activities

Economic Development Funding Assistance:

Eligible entities are being encouraged to apply for US Economic Development Administration (USEDA) disaster grants. (USEDA Region 1 received \$53.7 million for a region including Vermont and thirteen other states and Porto Rico). These competitive grant funds are available to communities, non-profits, and other entities to develop and implement regionally based long-term economic development strategies in response to major federally declared disasters. The State is currently working to coordinate applications, facilitate meetings, and encourage eligible areas to apply for assistance. In cooperation with the Congressional Delegation, ACCD hosted an EDA grant training session. Through the work of the Small Business Champion Team, the State will be applying for two EDA grants to help businesses recover and identify and mitigate future risks.

Business Training:

To increase the resilience of Vermont's business community, there is a need to coordinate and support training to encourage businesses to mitigate future risk, diversify their markets as well as revisit, and in some cases develop, Continuity of Operations Plans (COOPs). Among the public and private agencies providing this kind of training are the Small Business Development Centers, Vermont Emergency Management, the nonprofit Craft

Emergency Relief Fund, and the Regional Planning Commissions.

Soil and Feed Testing:

The Agency of Agriculture anticipates continued testing of feed and soils of flooded farms for safety. USDA will provide payments based on lost quantity and quality of feed to assist with the 2011 losses. Payments from this program will not be available until fall 2012.

Disaster Preparedness:

The Agency of Agriculture, Food and Markets will train to address its need to build its own internal Incident Command Structure to be better able to respond to the immediate needs of farmers impacted by future disasters.

Tourism Marketing:

During the next phase of recovery the Department of Tourism is focused on delivering strong advertising creative in core drive markets that were most engaged post tropical storm Irene. As we approach the one-year mark and the all-important Vermont Foliage Season, the Department of Tourism is concerned that Vermont not lose market share to neighboring states who are bullish in their tourism marketing for fall foliage. It is critical to remind consumers that Vermont is the original and best fall foliage destination in the world with a strong market presence. Specific initiatives by the Department of Tourism include:

- Vermont Toolkit for tourism related organizations and events to acknowledge the first anniversary of Irene and to also contribute to the Vermont disaster relief fund.
- Buildup Vermont Photo Contest in which visitors and Vermonters will be encouraged to submit images of their favorite things to do, their entourage having fun in Vermont and all of the great things Vermont has to offer. The campaign will launch in June via social networks and a website accessible via mobile platforms for viewing and uploading photos.

Economic Recovery Goals

- *Continued financial support for livestock feed shortfalls through 2012, and a return to adequate and affordable feed supply for Vermont farmers by 2013*
- *All salvageable farmland restored for agricultural use by May 2013*
- *Hold the percentage of businesses that do not recover from Irene to below the HUD estimated 25-60% typical in major disasters*
- *Continue to outperform previous years consumption tax revenues and increase tourism in the coming year through strong, visual marketing and communications strategies to overcome any perceptions that Vermont is still damaged or inaccessible to travelers*
- *Target tourism marketing in flood-impacted communities as economic stimulus*

3. FOSTERING COMMUNITY RECOVERY

"Vermont will champion local recovery by partnering with towns and cities in their ongoing efforts to rebuild infrastructure, restore services and assist residents and businesses." - Irene Recovery Report, January 2012

Municipalities continue to face significant fiscal challenges in responding to Irene's impact to infrastructure in addition to the disruption of local economies from the flooding of local businesses. In the immediate response to Irene, the state assisted Irene impacted municipalities by advancing state aid payments, facilitating municipal bond opportunities and lines of credit for towns, and by delaying state education payments. The state continues to support local recovery by partnering with municipalities in their ongoing efforts to rebuild infrastructure, assisting with the FEMA Public Assistance process, and increasing the state share of non-federal payments for FEMA assistance. In addition, the state is continuing to support community planning and development initiatives in order to continue long term recovery efforts for severely impacted communities.

Recovery Milestones

Financial Assistance to Towns

Increased Federal Cost Share (90/10) for Irene:

In response to a request from Governor Shumlin, and with strong support and advocacy from Congressional Delegation partners, President Obama agreed, in May, to increase the federal cost share for the Public Assistance program for Irene to 90%. This is an increase above the normal 75% federal cost share and will result in significant savings for both municipal and state budgets.

Increased State Assistance for Local Match for Federal Financial Assistance:

- **FEMA.** The legislature supported the Governor's initiative to provide funding relief for towns with extraordinary impact from Irene. This plan assures that no town will pay more for FEMA match than what

- \$.03 raises on that town's equalized grand list. Payments for FEMA-eligible repair work above that amount will be paid by the state, not the town.
- **FHWA.** Within the Transportation bill, the legislature enacted the Governor's initiative for the state to pay half of the non-federal match requirement for Federal Highway Administration assistance for road and bridge repairs on the town Federal Aid Highway System [note: these are roads funded through the Federal Highway Administration, and not FEMA].
- **HMGP.** The state is working, where needed, to fund the 25% non-federal share of homeowner buyouts funded through the Hazard Mitigation Grant Program. These will be funded with Vermont Housing Conservation Board funds and with the Community Development Block Grant – Disaster Relief funds.

Tax Abatement:

The legislature authorized the Commissioner of Taxes to reimburse municipalities for property tax abatements granted in the wake of those natural disasters.

State Education Taxes Deferred:

The administration and the legislature supported the plan initiated by the State treasurer to defer education payments for Irene-impacted communities, saving the hardest hit municipalities from a mandatory late interest payment of 8%.

Assistance from State Treasurer:

The State Treasurer's Office has provided one-on-one assistance to financially strapped towns and help to accelerate state payments to towns. The Office accelerated over \$155 million in highway and education funds to cash strapped towns and schools to help them meet their cash flow needs. The State Treasurer has also

worked with the Vermont League of Cities and Towns, the Vermont Banker's Association, and the Vermont Municipal Bond Bank to provide a range of options for towns seeking assistance.

Community Development & Planning

Community Recovery Partnership:

The Community Recovery Partnership (CRP), a cross-agency team facilitating collaboration in long-term planning and recovery efforts, held 13 regional meetings across the state. These meetings reached 45 of the hardest hit communities and were attended by over 500 people. These public community meetings allowed residents and municipal leaders to reflect on the Irene response and outline their long-range recovery vision and capacity on issues like housing, transportation, infrastructure, and economic development. This has enabled the state to try to target local needs with existing services in the short-term and also create a long-term state recovery plan that will help towns rebuild stronger and more prepared and resilient for future disasters.³

FEMA Long Term Community Recovery Assistance:

The towns of Wilmington and Waterbury qualified for FEMA's Long Term Community Recovery Function (ESF-14). Through this process, FEMA provided a framework and support to these communities to identify projects that would help their communities recover. FEMA drafted a report outlining the process and helped the two communities select recovery projects and provided possible funding resources. This assistance culminated in final reports for each town and a well-attended meeting for state and federal agencies as well as private foundations to help connect funding sources with project champions and their identified projects.

Green Up to Recover:

The Irene Recovery Office partnered with Green Up Vermont to incorporate Irene recovery activities into this year's Green Up Day on

Saturday, May 5, which kicked off the summer-long Green Up to Recover initiative. Green Up Town Coordinators in hard hit areas have worked with local Long Term Recovery Committees and town officials to identify projects including trash and debris hot spots from the flooding that still need to be cleaned up, as well as yard work and plantings for flooded properties and other needs that can be addressed by unskilled volunteers. The IRO will continue to support this work through the spring and summer.

Future Challenges & Activities

Technical Assistance To Towns:

- Flood Hazard Mitigation Planning. State agencies and regional planning commissions will continue to support updating state and municipal hazard mitigation plans, floodplain maps, and identifying fluvial erosion hazard zones. State and RPCs will work to assist communities in the adoption of model flood bylaws in order to qualify for the National Flood Insurance Program.
- State Program Review. State agencies will audit their programs to determine the impact on flood response and recovery. For example, the Vermont Downtown Program will be reviewing their designation programs and will include flood issues as a result of Irene. The IRO will also be partnering with the Institute for Sustainable Communities to help develop a common assessment to review and evaluate programs and policies.

Trainings and Capacity Building:

- Grant Writing Workshops. Regional Planning Commissions are working with the Community Foundation to provide Grant Writing Workshops to towns with recovery-related projects;
- Long Term Recovery Model Training. FEMA will conduct training for Regional Planning Commission staff to learn the Long Term Community Recovery Model and provide support for additional towns.
- Emergency Preparedness Training. Vermont Emergency Management will continue to provide emergency preparedness trainings

³ Details from these meetings can be found at: www.vtstrong.vermont.gov site.

for building our capacity to respond to, and recover from future extreme weather events.

EPA Technical Assistance Grant:

A multi agency team (ACCD leading, in partnership with ANR, AOT, the Central Vermont Regional Planning Commission and the Mad River Valley Planning District), received a Technical Assistance grant from Environmental Protection Agency (EPA) to promote flood hazard mitigation strategies. The grant will develop a set of policy options and strategies to improve flood resiliency at the local level, and will use this work to develop guidance for communities statewide. The grant will also

review state policies and identify opportunities for increased state integration and collaboration on programs to support community resilience.

Institute for Sustainable Communities (ISC)

Capacity Building Project:

ISC, working with the Irene Recovery Office, ACCD and ANR has developed, and privately funded, a project to help build capacity, skills and tools for local, regional and state governments to implement actions for resilience. They will also help produce a road map of practical actions that can be implemented.

Community Recovery Goals

- *Implement state match funding support for towns to reduce Irene's impact to local property taxes*
- *Increase the number of towns with NFIP- compliant regulations*
- *Conduct trainings for towns and regional planning commissions to build recovery capacity and improve emergency preparedness*
- *Build local understanding of steps communities can take to enhance resilience*
- *Build state understanding of steps the state can take to enhance resilience, and recommend potential changes in policies, programs and funding sources.*

4. REBUILDING OUR ROADS, BRIDGES AND INFRASTRUCTURE

"Vermont will continue its strong work at a state and local level to rebuild and repair roads, bridges, culverts and rails damaged by Irene without losing sight of the overall infrastructure needs." - Irene Recovery Report, January 2012

An unprecedented amount of work was completed to restore Vermont's transportation infrastructure in the months immediately following Irene. On the state highway system, VTrans has continued to monitor its emergency repairs throughout winter and spring, while planning and designing permanent repairs as a part of its construction program. Some 200 towns across the state have been rebuilding their damaged roads, bridges and culverts, and developing project worksheets (PWs) for the FEMA Public Assistance process for federal reimbursements. These federal funds are all administered to towns through VTrans.

The state has also deployed special disaster-assistance consultants (Witt Associates and SAIC) to many towns to assist with the FEMA process. In addition, VTrans District Technicians have been working closely with towns as needed throughout this process. In order to build back stronger, the state has been working with FEMA (and challenging FEMA when necessary) to institute, wherever possible, hazard mitigation measures, to ensure a more resilient infrastructure to withstand future flooding.

Recovery Milestones

FEMA Public Assistance:

As of May 31st, FEMA has obligated 2231 Project Worksheets (PWs) into their payment system. This represents approximately 77% of the estimated total number of PWs for Irene. VTrans continues to administer the FEMA Public Assistance program, providing technical assistance to towns, and overseeing contract administration and payments to towns. The FEMA Public Assistance Office is transitioning to the Vermont Emergency Management in order to make a more coherent liaison with

FEMA, and to better prepare the state for future disaster response and preparedness.

Public Assistance and Flood Hazard Mitigation:

To support the goal of "building back stronger" the state and FEMA are tracking upgrades to our infrastructure to increase their resilience for the next event. Of the project worksheets completed, 23% have included upgrades or improvements through 406 Hazard Mitigation funding. Examples include increases in culvert size, additions of riprap, and improved drainage ditching along rebuilt road segments. The goal is to include FEMA-funded repairs from Irene that will be more resilient and better able to withstand a similar event in the future.

National Guard Funding:

VTrans successfully reversed an initial ruling by the Federal Highway Administration so that work performed by National Guard units is now reimbursable under the FHWA Emergency Relief Program, providing \$4.4 million in additional federal funding.

Accelerated Bridge Construction Program:

The lessons learned from Irene are already producing tangible results in the way VTrans operates. The roll-out of the Accelerated Bridge Construction program was jump-started by some of the lessons learned through the initial Irene response - combining technical and process innovations to deliver projects faster and more economically.

Irene Innovations and Collaboration:

VTrans developed a task force to evaluate and implement the lessons and innovations from Irene that can improve VTrans processes and project delivery. Closer collaboration between VTrans and the Agency of Natural Resources is becoming a regular part of doing business and the beginning of a resilient infrastructure standard.

Transportation Bill:

The passage of the Transportation Bill provides VTrans with the administrative capacity to ensure that Irene-related projects can move expeditiously. In addition to funding both the FHWA and FEMA funds for full recovery, including enhanced state match, the bill includes mitigation projects as a priority within Transportation Enhancement projects. All of these elements help continue the mission of building back stronger. Specific measures in the legislation include:

- Increased funding in the Town Highway Structures program by \$500,000 to meet current and anticipated unmet needs of municipalities in rehabilitating and replacing town infrastructure due to Irene.
- Permanently reduced the local share from 20% to 10% for federal aid town highways that are damaged and covered under the Federal Highway Emergency Relief program. The State will be contributing 10% of the costs under this amended program to assist towns in the future when facing these unbudgeted costs. The Legislature appropriated \$400,000 in state funds for this new assistance to towns.
- Additional positions were added at the Agency of Transportation to provide municipalities with additional technical assistance for local projects.
- A new incentive program was created as a result of "Lessons Learned" from Irene. Towns will see their local match requirement cut in half for town highway bridges if they close the bridge without erecting a temporary bridge in order to reduce total project costs and save both state and town funds.

Waterbury State Office Complex

Rebuilding Plan Decided:

In March the Governor and Legislative leaders announced that the State will pursue a modification of "Option B" from the Freeman French Freeman feasibility study to restore the "spine" of historic buildings at the Waterbury State Office Complex and add a remodeled

addition to accommodate the return of 900 employees from the Agency of Human Services. By removing buildings from the floodway to restore the floodplain function, and retaining the historic integrity of the core building while modernizing the workspace, the project is designed as a model for resilience. The legislature endorsed this concept in May within the Capital Bill which allocated an initial \$12 million for the project. Freeman French Freeman has been contracted to design and oversee the project, scheduled for completion in 2015.

State Hospital Relocation:

The State is pursuing a site in Berlin near the existing Central Vermont Medical Center to build a new 25-bed mental health hospital as a partial replacement of the 54-bed Vermont State Hospital in Waterbury after it was closed. This follows the Legislature's passage of a bill to expand community care including three new regional acute-care mental health facilities: the 25-bed unit in Berlin, six beds at Rutland Regional Medical Center and 14 at the Brattleboro Retreat. The goal is to complete construction of the new 25-bed hospital by the end of calendar year 2013.

FEMA-State WSOC Operations Group:

A joint FEMA-State working group for the Waterbury State Office Complex (WSOC) has been formed to ensure timely progress on writing over 90 project worksheets for the complex and to address critical issues in the determination of FEMA reimbursement for expenses in the restoration of the Complex and the Vermont State Hospital. The state team includes the Irene Recovery Office, Agency of Administration, BGS, ANR, VEM and a special designee from the AG's office.

Future Challenges & Activities

Facilitating FEMA Public Assistance for Towns:

The partners involved in facilitating the FEMA PA program will continue to work with FEMA while their Joint Field Office remains in Vermont including supporting towns with unresolved FEMA issues. The state's goal is to maximize eligibility and get the best possible project worksheets written and obligated for

towns. Many of the remaining projects are large, complicated projects, and the state works with FEMA on a case-by-case basis to maximize eligible 406 Hazard Mitigation opportunities. The state's goal is to support and enhance regional and local capacity for maximizing mitigation opportunities. VTrans will work with towns to ensure repairs to town infrastructure as well as repayment and audits, are all done to highest standards possible.

Ongoing Road Monitoring and (re)Repairs:

While VTrans made unprecedented repairs to the State's roadways in the Fall, the Agency will need to inspect (and stabilize as necessary) all repairs throughout the Spring and Summer and administer the FHWA Emergency Relief program for all roads and structures on the Federal Aid System. VTrans continues to monitor the entire system for ongoing potential emergency repairs. A "Scan Tour" is underway including a cross section of state and federal partners (VTrans, ANR, FHWA, ACOE) to closely inspect and evaluate the stability of existing repairs, and to determine how

permanent repairs will be made. Some of the permanent repairs will take a few construction seasons to complete due to size and complexity.

Long-Term Infrastructure Resilience:

VTrans is planning a collaborative long-term resilience strategy; developing goals and processes for infrastructure development and repair in concert with ANR river management goals including joint ANR/VTrans trainings on fluvial geomorphology (river science). The Agency will continue to support municipalities in their recovery and mitigation efforts and work with regional planning entities to develop better systems for damage reporting and mutual aid.

Permitting:

Expediting the permitting process greatly aided the ability of VTrans to make repairs in the Fall. The permitting process needs to be revisited and revised, with an integrative approach, to continue to streamline the state's ability to work more efficiently and effectively when repairing state infrastructure.

Infrastructure Recovery Goals

- *95% of FEMA worksheets for town infrastructure repair projects obligated by one year Anniversary*
- *Maximize federal participation in state's recovery*
- *Greater than 50% of structures repaired with more resilient features (406 mitigation and higher codes and standards);*
- *Successful challenges to FEMA's non-resilient determinations (culvert upsizing, bigger bridges)*
- *WSOC and VSH renovations completed by 2015 with maximized FEMA reimbursement*

5. MANAGING ENVIRONMENTAL IMPACT

"Vermont will continue to honor its strong environmental ethic through the ongoing response and recovery. Our efforts will apply flood plain management that protects our communities and our environment in partnership with local government, small businesses, farmers and property owners." - Irene Recovery Report, January 2012

In the aftermath of Tropical Storm Irene, the state of Vermont balanced the need for a speedy recovery with its commitment to environmental conservation. Vermont will continue to honor its strong environmental ethic through the ongoing response and recovery. We learned that natural systems maintained and allowed to function provided the best protection to property owners and infrastructure. Our efforts will establish an approach to river and flood plain management that takes advantage of this fact and smartly balances environmental and landowner considerations in collaboration with local government, the private sector, the environmental community, and property owners.

Recovery Milestones

Threats Assessed and Removed by Debris Team:

ANR established an emergency response team for debris under an incident command structure. This team removed debris, mainly woody but also some gravel and silt, that posed an imminent threat to transportation infrastructure, buildings and other property. This team is currently on stand-by status and the day-to-day tasks of managing debris issues has returned to the DEC solid waste program for woody debris and other general debris not in a river channel, and to the river management program for gravel, silt and woody debris jams in river channels.

Stream Bank Stabilization by NRCS:

The US Department of Agriculture Natural Resource Conservation Service's Emergency Watershed Protection program (EWP) is stabilizing stream banks and in a few cases removing woody debris and gravel from stream channels at 152 sites in 54 towns in Central and Southern Vermont at a total cost of \$7.3 million. As of early June, work had been completed at 35 of 51 sites identified as urgent, with 3 of 101

less urgent sites completed. NRCS expects the majority of the remaining work to be completed during the summer. The federal government will share 90% of the costs going forward, and is working out the mechanics for providing retroactive payments to local sponsors on projects already completed at 75% cost share.

Legislation to Prevent Future Flood Damage:

The Governor signed Senate Bill 202 into law on May 14, 2012. In enacting this law, the Vermont legislature responded to the Governor's call for additional authority and resources to prevent or reduce future flood damage. This law will:

- Call state agencies to work together to help communities manage development in a manner that minimizes or avoids flood damage in the future;
- Bring state and local governments together to develop a common understanding and a training program regarding how we can effectively and efficiently do work in our rivers during an emergency that reduces future flood risks;
- Ensure that Vermont communities will all have the opportunity to take advantage of the protections offered by the national flood insurance program. The state will do this by filling the gaps in our current flood protection requirements and by providing technical assistance and support to our towns and cities; and
- Respond to the record-setting levels in Lake Champlain by looking at ways to ensure sufficient protections for lake and pond shorelines subject to erosion damage when the waters rise.

Vermont Youth Conservation Corps:

VYCC crews will work a total of 40 crew-weeks on recovery related projects in various communities this summer. This will include work on the upper White and Tweed rivers with the White River Partnership, projects at several locations in National Forests, and along various damaged trails around the state in locations hit by Irene.

Future Challenges & Activities

Develop Strategies to Minimize Future Floods:

The State will work with communities to develop effective strategies that minimize the effect of future flooding on infrastructure and the environment. These include hazard mitigation planning, and adherence to the rules of the National Flood Insurance Program to ensure that residents have access to flood insurance. Specific work that we will pursue include the following:

- Increase support for towns seeking technical reviews of floodplain development proposals. ANR will train Regional Planning Commission and municipal staff to complete the statutorily required review of developments proposed in mapped floodplains. By creating a greater network of professionals to assist towns with floodplain regulation, Vermont will substantially increase municipal participation, awareness, and protection of their floodplain assets.
- ANR will promote floodplain protections through an outreach program to include the provision of model floodplain protection bylaws and ordinances.

Need for Continued Debris Monitoring:

Many of Vermont's rivers and streams changed significantly in the floods after Irene. Flood patterns that were once predictable now need to be reassessed and river corridors and floodplains restored. Rivers and streams have also been clogged with debris, creating new flood risks. ANR will continue to monitor debris issues and adjust our approach as necessary.

Guidance on Environmental Related Health

Hazards:

Following each of the 2011 flood events, ANR worked with the Vermont Department of Health, EPA and local officials including fire, police and other emergency responders to address health hazards, including the risks of contact with contaminated water, waste and spill cleanup, repairing damaged water and sewer lines, and the risks of breathing contaminated dust. ANR and VDH are working together to capture the valuable guidance and outreach documents prepared in 2011 to ensure that this information is readily available for the next flood emergency.

Coordinated Response for Future Events:

ANR will continue to ensure a coordinated emergency response by state agencies collectively responsible for natural resource protection, agriculture, transportation, and economic and community development. In this way, as occurred in response to the floods of 2011, the state will achieve broader goals to ensure public safety, minimize disruptions and livelihood, and protect the environment. Specific work will include the following:

- ANR will adopt emergency river management rules to assist town officials in identifying imminent threats and the emergency measures that will reduce the risks and vulnerabilities of town citizens and their property in future floods.
- ANR and VTrans will establish and maintain a river management training program to help VTrans, municipalities, consulting engineers, Regional Planning Commissions, and ANR staff identify river instability and design river restoration and protection measures that will both protect river ecosystems and minimize river erosion hazards.
- State agencies will establish a Flood Resilient Communities Program through which the State would provide increasing financial incentives to those municipalities that have taken greater and greater steps to protect river corridors and floodplains and mitigate other flood and fluvial erosion hazards.

- ANR and VTrans will continue reaching out to private landowners who have concerns with past and future changes to the rivers and the effect the river may have on their property. The success of this outreach effort will turn on the ability of the state to gain access to private property to do necessary work in the rivers.

Minimize Health and Environmental Impacts:

The State must also work to minimize the public health and environmental impacts of past and future flooding. Hazardous materials, oil, sewage and rubbish were spread across the landscape as a result of the flooding demanding the expertise of ANR spill response teams and solid waste staff. ANR also responded to requests for assistance from communities that suffered broken or compromised water and sewer systems. Much of the waste, and nearly all of the water and sewer infrastructure damage was addressed in the weeks immediately following the Irene flooding, but there are remaining needs. Specific actions to be taken include the following:

- Providing training, guidance and priority funding for municipalities on the proper siting and construction of sewer and water lines and treatment systems;
- Ensuring that spills of oil and chemical wastes are minimized through training, outreach and implementation of improved practices for oil and chemical storage;
- Putting in place improved guidance documents and education materials for communities to assist them with emergency preparedness and public health protections.

Incident Command Structure:

ANR will supplement existing emergency response teams with incident command structure to coordinate work across a range of flood response issues including river management, spill response, wastewater and water system protection, and waste disposal. As for all effective ICS operations, developing an appropriate span of control is critical, and as a result ANR will determine in advance which consultant or external (e.g. EMAC) resources will be called into service during a flood emergency.

Environmental Recovery Goals

- *Adopt rules covering any floodplain encroachments that are currently exempt from municipal regulation (agriculture, silviculture, transportation, utilities, schools, etc.). This action will bring Vermont into compliance with the National Flood Insurance Program (NFIP). States that are not in compliance risk suspension from the NFIP and loss of access to the federally subsidized insurance (which paid out 49 million to Vermont policy holders after Irene).*
- *Continue to monitor high-risk debris accumulations and work with local governments and private landowners to address any accumulations that pose a threat to public health and safety or the environment.*
- *Conduct stream geomorphic assessments and provide river corridor plans, maps, and model protection bylaws to municipalities especially for those sensitive (erosive) rivers where infrastructure may be threatened.*
- *Apply statewide standards for culverts and bridges that are cost-effective, reduce the risk of flood damage and improve fish and other aquatic organism passage. VTrans and ANR will provide incentives, training and guidance in the application of these standards at the local level.*
- *Restore fish and wildlife habitat in river corridors most badly damaged by the flooding or responses to flooding in the form of channel modification, berm removal, floodplain restoration, and riparian buffer plantings.*
- *Seek funding from appropriate federal and state programs to assist in achieving these goals.*

6. PREPARING FOR FUTURE DISASTERS

"To better prepare for future disasters, Vermont will apply lessons learned from Irene for planning, emergency response and recovery." - Irene Recovery Report, January 2012

Recovery does not just include reestablishing infrastructure and assisting citizens and businesses as they rebuild. We must also prepare to strengthen our defenses so we can be ready for the next storm. Vermont will apply the lessons learned from Irene for planning, emergency response, response support and recovery to prepare for all future disasters.

Ultimately the state of Vermont will strive to build upon an existing emergency preparedness, planning, response, and recovery infrastructure that functions as a cohesive unit among all level of governments. In addition to governmental multi-level, interagency cooperation, we will strive to more fully integrate private sector capabilities and improve individual family and household preparedness.

Recovery Milestones

Trainings:

Vermont Emergency Management is expanding its outreach and training efforts at all levels of government. The basis for all emergency response is the Incident Command System (ICS). In addition to trainings for State Executive leadership, regional and local emergency responders, VEM is conducting train-the-trainer classes to increase statewide training capacity.

After Action Report/Improvement Plan (AAR/IP):

The AAR/IP was conducted to capture information, observations and recommended actions from the pre-incident preparedness activities through response and response support actions to the early stages of recovery related to TS Irene. The report and associated improvement plan was compiled from "hot washes" and after action discussions at the team and local level through the state level.

Identified strengths are summarized as follows:

- Pre-Incident Planning
- Established Relationships through Training, Exercises and Real World Experience
- Regional Planning Commissions
- Community Volunteerism
- Emergency Responders and Personnel
- Local Emergency Operations Centers

Major areas for improvement included:

- Volunteer and Donations Management
- SEOC and Interagency Coordination
 - Road Closure Information
 - Joint Information Center
- Information Gathering Process
- Coordinated communications
- Continuity of Operations Planning
 - IT Redundancy
 - State EOC Location
- State EOP Annex Revisions

State and Local Plans:

With identified responsible partners, VEM is working to facilitate the update the State Emergency Operations Plan and the State Hazard Mitigation Plan, implementing projects & plans identified through HMGP and identifying and attempting to fund other hazard mitigation projects ineligible for HMGP. Additionally, supported by the Regional Planning Commissions and local emergency managers, VEM is coordinating the update of local emergency and hazard mitigation plans.

Communications System:

VEM will develop a Community Communications System that includes State Emergency Operations Center / Transportation Operations Center system integration, establishes redundant communications means through the SEOC, reinforces information flow processes during outreach and training and, maximizes awareness of all types of media to share information.

Goods and Volunteer Management:

The state is also developing a volunteer and goods management strategy for times of declared emergency and disaster. This includes state level donations coordination team training that has taken place and working to improve volunteer management capabilities with the Irene Recovery Office and SerVermont.

Future Challenges & Activities

Local Emergency Operations Plan:

Cities and towns are encouraged to update or develop a local Emergency Operations Plan.

Interagency Collaboration:

The State needs to ensure that all state agencies that have identified roles and responsibilities in the State Emergency Operations Plan (SEOP) and State Hazard Mitigation Plan (SHMP) fully participate in emergency preparedness activities that include plan development, training and

exercises. This will strengthen the integration of those agencies into the multi-level networks and plans necessary to support more effective response, response support and recovery.

Expand & Institutionalize Role & Partnership of RPCs:

Building on existing state agency partnerships with the RPCs it is important to assess and understand the current capacities of those organizations to fulfill the desired obligations that are envisioned for them to undertake.

Maintaining Efforts:

It will be challenging in the days ahead to sustain the continuum of response, recovery and preparedness across that state and through all levels of governance. We must be vigilant to ensure the implementation of lessons learned to mitigate future risks and hazards and prepare for a better-coordinated response.

Preparedness Recovery Goals

- *Identify key agency actions and timelines for completion based on the After Action Report/Improvement Plan. Periodically (every six months) measure and report progress on those actions.*
- *Institutionalize inter-agency collaboration for response, response support and recovery through the revised SEOP and SHMP. Specific focus areas include:*
 - *Debris Management*
 - *Financial Management*
 - *Volunteer & Donations Management*
 - *Documenting and including more detailed procedures associated with the other aspects of the SEOP Recovery annex*

Estimated Funding resources in response to Tropical Storm Irene
(\$ in Millions)
June 14, 2012

LEGEND: Red = Federal Blue = state; Purple = local; Green = Private/Non-Federal Match; Brown = Insurance	1. Support for Individuals	2. Ensure Economic Recovery	3. Foster Community Recovery	4. Rebuild Roads, Bridges, Rail and Infrastructure	5. Manage Environmental Impact	6. Prepare for Future Disasters	Sub-Total
Federal	\$ 109.70	\$ 17.30	\$ 27.50	\$ 385.20	\$ 18.85	\$ 23.45	\$ 532.60
State	\$ 1.88	\$ 11.20	\$ 2.20	\$ 92.90	\$ 5.20	\$ 5.20	\$ 110.38
Local		\$ -	\$ 0.90	\$ 4.30	\$ 5.60	\$ 2.60	\$ 13.40
Privates	\$ 5.80	\$ 17.50	\$ -				\$ 23.30
Insurance	\$ 0.40			\$ 53.30			\$ 53.70
Total Funds	\$ 117.38	\$ 43.40	\$ 30.70	\$ 486.20	\$ 24.45	\$ 31.25	\$ 733.38
INFRASTRUCTURE (projection)							
✓ Federal Highway Administration							
Federal				146.3			
State				16.6			
Local				0.6			
Emergency Management Assistance Compact							
- Food, medical supplies, assistance	2.5						
- National Guard Work (IL, WV, ME, VA, NH, SC, OH)	0.3						
- Other State Dept of Transportation (ME & NH)				4.4			
- Other State Dept of Transportation (ME & NH)				0.1			
- Other State Dept of Transportation (ME & NH)				4.3			
- Other State Dept of Transportation (ME & NH)				0.1			
Federal Emergency Management Administration (FEMA)							
- Public Assistance (includes 406 mitigation)							
Federal			26.0	108.0			
State			1.7	6.9			
Local			0.9	3.7			
- Hazard Mitigation Grant Program- (15% of Public Assistance) (1)					7.9	7.9	
Local					2.6	2.6	
- Individual Assistance (IA)	22.7						
Local	0.4						
✓ Waterbury Complex replacement (1)				32.3		15.6	
				64.7		5.2	
✓ Vermont State Hospital				53.3			
				40.4			
				4.5			
Natural Resource Conservation Service							
- Emergency Watershed Protection (EWP) - homes					6.3		
- EWP - homes					1.4		
✓ - Emergency Conservation Program (ECP) - farms					4.7		
- ECP - farms					1.6		
✓ State impacts - non-federal eligible		6.4					
- Roxbury Fish Hatchery, Buildings outside of Waterbury, Petroleum Clean-Up, CCTA.		0.4					
FEDERAL GRANTS AND LOANS							
Community Development Block Grant	21.7						
Human Services Disaster - Case Management Grant	2.4						
Mental Health - Starting Over Stronger	0.8						
Department of Labor			1.6				
Private Flood Insurance (NFIP)	42.0						
Small Business Administration Loans (homes and businesses)	17.6	17.3					
Vermont Economic Development Authority Loans		15.0					
		1.8					
PRIVATE DONATIONS (to date)							
Vermont Disaster Relief Fund	3.8						
Vermont Community Foundation - Farm Disaster Relief		2.5					
✓ Other Private Donations	2.0						
STATE ASSISTANCE							
Education Fund tax abatement			0.5				
Housing and Mobile Home Legislation	1.2						
* Results may not add due to rounding	Total: \$ 117.38	\$ 43.40	\$ 30.70	\$ 486.20	\$ 24.45	\$ 31.25	\$ 733.38

✓ Indicates Estimates to date

(1) Hazard mitigation prepares for future disasters (Goals 6) and protects the environment (Goal 5). We assume that all hazard mitigation projects will equally meet both Long Term Recovery Goals.

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INTERGOVERNMENTAL ADVISORY #39

Minter #3
C.1.



FEMA

Joint Field Office
Essex Junction, VT

DR-4022-VT
Contact: Diego Alvarado

July 13, 2012

Individual Assistance – Tropical Storm Irene

7,252 Vermonters registered for assistance

5,219 Vermont households have been inspected

\$22,837,089 has been disbursed to Vermonters

Public Assistance – Tropical Storm Irene

3,075 Project Worksheets entered in the system

2,809 Project Worksheets obligated

\$104,064,852 is the total amount obligated

If you have questions or need additional information, please contact the Office of Intergovernmental Affairs at the Essex Junction, VT Joint Field Office (JFO) at (802) 662-8652

FEMA's mission is to support our citizens and first responders and to ensure that as a nation we work together to build, sustain, and improve our capability to prepare for, protect against, respond to, recover from, and mitigate all hazard.





Reardon #1
C.1.

State of Vermont
Agency of Administration
Office of the Secretary
Pavilion Office Building
109 State Street
Montpelier, VT 05609-0201
www.adm.state.vt.us

[phone] 802-828-3322
[fax] 802-828-3320

Jeb Spaulding, Secretary

MEMORANDUM

To: Members, Joint Fiscal and Joint Transportation Oversight Committees
From: Jeb Spaulding, Secretary of Administration
Date: June 13, 2012
Subject: Report of payments required by Section 77a(b) of Act No. 75 of 2012 Legislative Session

Attached is the report required in Sec. 77a(b) of Act No. 75 of 2012 which states:

STATE MATCH FOR TROPICAL STORM IRENE OR SPRING FLOODING; FEMA PAYMENTS TO MUNICIPALITIES

Payments from the emergency relief and assistance fund to municipalities to meet match requirements for FEMA public assistance grants for Tropical Storm Irene or spring 2011 flooding federal disaster relief shall be reported to the joint fiscal committee and the joint transportation oversight committee for the preceding state fiscal quarters, cumulatively, by April 15, July 15, October 15, and January 15, 2013, and quarterly on those dates thereafter, until such payments have been completed.

CC: Neil Schickner, Joint Fiscal Office, Brian Searles, Agency of Transportation

Sec 77a of Act 75 of the 2012 Session
Expenditures through 6/30/2012

<u>Event</u>	<u>Event Name</u>	<u>Fund #</u>	<u>Fund Name</u>	<u>Expended:</u>
1995	April Event	21555	ERAF - Emergency Relief and Assistance	\$255,336.62
4001	May Event	21555	ERAF - Emergency Relief and Assistance	\$809,312.38
4022	Irene Event	21555	ERAF - Emergency Relief and Assistance	\$1,372,224.13
4043	May 20, 2011 Event	21555	ERAF - Emergency Relief and Assistance	\$142,873.65
ERAF Total:				<hr/> \$2,579,746.78

Sec 77a of Act 75 of the 2012 Session

4022 - IRENE - August 2011 Event

Fund #	Fund Name	Vendor Name	Payment Amount
21555	Emergency Relief & Assistance Fund	ALBANY TOWN TREASURER	301.84
21555	Emergency Relief & Assistance Fund	ANDOVER TOWN TREASURER	8,916.95
21555	Emergency Relief & Assistance Fund	ARLINGTON TOWN TREASURER	1,255.52
21555	Emergency Relief & Assistance Fund	ATHENS TOWN TREASURER	7,294.33
21555	Emergency Relief & Assistance Fund	BARNARD TOWN TREASURER	11,916.09
21555	Emergency Relief & Assistance Fund	BARNET TOWN TREASURER	3,078.71
21555	Emergency Relief & Assistance Fund	BARRE CITY TREASURER	573.81
21555	Emergency Relief & Assistance Fund	BARRE TOWN TREASURER	2,901.65
21555	Emergency Relief & Assistance Fund	BENNINGTON TOWN TREASURER	15,032.10
21555	Emergency Relief & Assistance Fund	BENSON TOWN TREASURER	1,567.82
21555	Emergency Relief & Assistance Fund	BERLIN TOWN TREASURER	24,873.49
21555	Emergency Relief & Assistance Fund	BETHEL TOWN TREASURER	31,861.91
21555	Emergency Relief & Assistance Fund	BRAINTREE TOWN TREASURER	30,500.39
21555	Emergency Relief & Assistance Fund	BRANDON TOWN TREASURER	4,125.21
21555	Emergency Relief & Assistance Fund	BRATTLEBORO TOWN TREASURER	28,216.47
21555	Emergency Relief & Assistance Fund	BRIDGEWATER TOWN TREASURER	7,834.49
21555	Emergency Relief & Assistance Fund	BRIGHTON TOWN TREASURER	1,547.24
21555	Emergency Relief & Assistance Fund	BRISTOL TOWN TREASURER	2,217.15
21555	Emergency Relief & Assistance Fund	BROOKFIELD TOWN TREASURER	185.86
21555	Emergency Relief & Assistance Fund	BROOKLINE TOWN TREASURER	2,144.06
21555	Emergency Relief & Assistance Fund	BURLINGTON CITY TREASURER	825.05
21555	Emergency Relief & Assistance Fund	CAMBRIDGE TOWN TREASURER	1,247.27
21555	Emergency Relief & Assistance Fund	CASTLETON TOWN TREASURER	5,604.97
21555	Emergency Relief & Assistance Fund	CAVENDISH TOWN TREASURER	105,784.10
21555	Emergency Relief & Assistance Fund	CHELSEA TOWN TREASURER	327.02
21555	Emergency Relief & Assistance Fund	CHESTER TOWN TREASURER	42,146.20
21555	Emergency Relief & Assistance Fund	CLARENDON TOWN TREASURER	174.26
21555	Emergency Relief & Assistance Fund	COVENTRY TOWN TREASURER	334.60
21555	Emergency Relief & Assistance Fund	DANBY TOWN TREASURER	2,042.72
21555	Emergency Relief & Assistance Fund	DANVILLE TOWN TREASURER	3,377.13
21555	Emergency Relief & Assistance Fund	DORSET TOWN TREASURER	735.60
21555	Emergency Relief & Assistance Fund	DOVER TOWN TREASURER	17,634.50
21555	Emergency Relief & Assistance Fund	DUXBURY TOWN TREASURER	34,076.43
21555	Emergency Relief & Assistance Fund	EAST MONTPELIER TOWN TREASURER	1,785.26
21555	Emergency Relief & Assistance Fund	ELMORE TOWN TREASURER	2,573.21
21555	Emergency Relief & Assistance Fund	ENOSBURG TOWN TREASURER	174.52
21555	Emergency Relief & Assistance Fund	FAIR HAVEN TOWN TREASURER	103.19
21555	Emergency Relief & Assistance Fund	FAYSTON TOWN TREASURER	625.78
21555	Emergency Relief & Assistance Fund	GOSHEN TOWN TREASURER	1,349.15
21555	Emergency Relief & Assistance Fund	GRAFTON TOWN TREASURER	72,492.26
21555	Emergency Relief & Assistance Fund	GUILFORD TOWN TREASURER	693.00
21555	Emergency Relief & Assistance Fund	HALIFAX TOWN TREASURER	9,594.97
21555	Emergency Relief & Assistance Fund	HANCOCK TOWN TREASURER	23,122.77
21555	Emergency Relief & Assistance Fund	HARDWICK TOWN TREASURER	502.85
21555	Emergency Relief & Assistance Fund	HARTFORD TOWN TREASURER	26,506.75
21555	Emergency Relief & Assistance Fund	HOLLAND TOWN TREASURER	121.35
21555	Emergency Relief & Assistance Fund	HUBBARDTON TOWN TREASURER	2,743.70
21555	Emergency Relief & Assistance Fund	IRA TOWN TREASURER	1,084.42
21555	Emergency Relief & Assistance Fund	IRASBURG TOWN TREASURER	894.25
21555	Emergency Relief & Assistance Fund	JAMAICA TOWN TREASURER	8,829.42
21555	Emergency Relief & Assistance Fund	JAY TOWN TREASURER	1,810.79
21555	Emergency Relief & Assistance Fund	JOHNSON TOWN TREASURER	359.53
21555	Emergency Relief & Assistance Fund	JOHNSON VILLAGE TREASURER	730.60
21555	Emergency Relief & Assistance Fund	KILLINGTON TOWN TREASURER	14,092.43
21555	Emergency Relief & Assistance Fund	LINCOLN TOWN TREASURER	5,508.97
21555	Emergency Relief & Assistance Fund	LONDONDERRY TOWN TREASURER	6,299.55

Sec 77a of Act 75 of the 2012 Session

4022 - IRENE - August 2011 Event

Fund #	Fund Name	Vendor Name	Payment Amount:
21555	Emergency Relief & Assistance Fund	LOWELL TOWN TREASURER	149.99
21555	Emergency Relief & Assistance Fund	LUDLOW TOWN TREASURER	47,805.46
21555	Emergency Relief & Assistance Fund	LUDLOW VILLAGE TREASURER	242.50
21555	Emergency Relief & Assistance Fund	LYNDON TOWN TREASURER	1,886.83
21555	Emergency Relief & Assistance Fund	MANCHESTER TOWN TREASURER	9,813.12
21555	Emergency Relief & Assistance Fund	MARLBORO TOWN TREASURER	8,448.90
21555	Emergency Relief & Assistance Fund	MARSHFIELD TOWN TREASURER	252.62
21555	Emergency Relief & Assistance Fund	MENDON TOWN TREASURER	10,697.92
21555	Emergency Relief & Assistance Fund	MIDDLEBURY TOWN TREASURER	3,024.21
21555	Emergency Relief & Assistance Fund	MIDDLESEX TOWN TREASURER	1,590.66
21555	Emergency Relief & Assistance Fund	MIDDLETOWN SPRINGS TOWN TREASURER	1,956.14
21555	Emergency Relief & Assistance Fund	MILTON TOWN TREASURER	2,580.00
21555	Emergency Relief & Assistance Fund	MORETOWN TOWN TREASURER	22,190.23
21555	Emergency Relief & Assistance Fund	MORGAN TOWN TREASURER	87.20
21555	Emergency Relief & Assistance Fund	MORRISTOWN TOWN TREASURER	996.01
21555	Emergency Relief & Assistance Fund	MOUNT HOLLY TOWN TREASURER	11,267.81
21555	Emergency Relief & Assistance Fund	NEWFANE TOWN TREASURER	20,277.11
21555	Emergency Relief & Assistance Fund	NEWPORT TOWN TREASURER	910.66
21555	Emergency Relief & Assistance Fund	NORTHFIELD TOWN TREASURER	21,003.99
21555	Emergency Relief & Assistance Fund	NORWICH TOWN TREASURER	7,149.04
21555	Emergency Relief & Assistance Fund	ORANGE TOWN TREASURER	395.86
21555	Emergency Relief & Assistance Fund	ORWELL TOWN TREASURER	1,710.99
21555	Emergency Relief & Assistance Fund	PAWLET TOWN TREASURER	859.09
21555	Emergency Relief & Assistance Fund	PEACHAM TOWN TREASURER	2,451.54
21555	Emergency Relief & Assistance Fund	PITTSFIELD TOWN TREASURER	10,171.66
21555	Emergency Relief & Assistance Fund	PLYMOUTH TOWN TREASURER	15,357.70
21555	Emergency Relief & Assistance Fund	POMFRET TOWN TREASURER	28,285.78
21555	Emergency Relief & Assistance Fund	POULTNEY TOWN TREASURER	227.60
21555	Emergency Relief & Assistance Fund	POULTNEY VILLAGE TREASURER	80.79
21555	Emergency Relief & Assistance Fund	POWNA TOWN TREASURER	190.12
21555	Emergency Relief & Assistance Fund	PROCTOR TOWN TREASURER	821.12
21555	Emergency Relief & Assistance Fund	RANDOLPH TOWN TREASURER	6,328.49
21555	Emergency Relief & Assistance Fund	READING TOWN TREASURER	26,660.58
21555	Emergency Relief & Assistance Fund	READSBORO TOWN TREASURER	5,083.89
21555	Emergency Relief & Assistance Fund	RICHMOND TOWN TREASURER	2,779.39
21555	Emergency Relief & Assistance Fund	RIPTON TOWN TREASURER	630.62
21555	Emergency Relief & Assistance Fund	ROCHESTER TOWN TREASURER	13,342.53
21555	Emergency Relief & Assistance Fund	ROCKINGHAM TOWN TREASURER	630.40
21555	Emergency Relief & Assistance Fund	ROXBURY TOWN TREASURER	38,035.42
21555	Emergency Relief & Assistance Fund	ROYALTON TOWN TREASURER	9,269.61
21555	Emergency Relief & Assistance Fund	RUPERT TOWN TREASURER	228.86
21555	Emergency Relief & Assistance Fund	RUTLAND CITY TREASURER	35,018.48
21555	Emergency Relief & Assistance Fund	RYEGATE TOWN TREASURER	3,231.54
21555	Emergency Relief & Assistance Fund	SHARON TOWN TREASURER	1,074.24
21555	Emergency Relief & Assistance Fund	SHOREHAM TOWN TREASURER	1,609.83
21555	Emergency Relief & Assistance Fund	SHREWSBURY TOWN TREASURER	6,307.91
21555	Emergency Relief & Assistance Fund	SOMERSET TOWN TREASURER	3,291.11
21555	Emergency Relief & Assistance Fund	SOUTH BURLINGTON CITY TREASURER	335.17
21555	Emergency Relief & Assistance Fund	SPRINGFIELD TOWN TREASURER	3,287.39
21555	Emergency Relief & Assistance Fund	ST JOHNSBURY TOWN TREASURER	1,344.53
21555	Emergency Relief & Assistance Fund	STAMFORD TOWN TREASURER	4,167.46
21555	Emergency Relief & Assistance Fund	STANNARD TOWN TREASURER	16,628.88
21555	Emergency Relief & Assistance Fund	STARKSBORO TOWN TREASURER	206.86
21555	Emergency Relief & Assistance Fund	STOCKBRIDGE TOWN TREASURER	11,299.70
21555	Emergency Relief & Assistance Fund	STOWE TOWN TREASURER	7,190.79
21555	Emergency Relief & Assistance Fund	STRAFFORD TOWN TREASURER	25,746.38

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4022 - IRENE - August 2011 Event

Fund #	Fund Name	Vendor Name	Payment Amount
21555	Emergency Relief & Assistance Fund	STRATTON TOWN TREASURER	4,561.93
21555	Emergency Relief & Assistance Fund	SUTTON TOWN TREASURER	1,502.24
21555	Emergency Relief & Assistance Fund	THETFORD TOWN TREASURER	1,266.63
21555	Emergency Relief & Assistance Fund	TINMOUTH TOWN TREASURER	932.80
21555	Emergency Relief & Assistance Fund	TOWNSHEND TOWN TREASURER	5,368.30
21555	Emergency Relief & Assistance Fund	VERNON TOWN TREASURER	468.07
21555	Emergency Relief & Assistance Fund	WAITSFIELD TOWN TREASURER	4,345.49
21555	Emergency Relief & Assistance Fund	WALDEN TOWN TREASURER	2,466.09
21555	Emergency Relief & Assistance Fund	WALLINGFORD TOWN TREASURER	1,789.29
21555	Emergency Relief & Assistance Fund	WARDSBORO TOWN TREASURER	14,822.88
21555	Emergency Relief & Assistance Fund	WARREN TOWN TREASURER	11,334.93
21555	Emergency Relief & Assistance Fund	WASHINGTON TOWN TREASURER	2,912.08
21555	Emergency Relief & Assistance Fund	WATERBURY TOWN TREASURER	12,891.76
21555	Emergency Relief & Assistance Fund	WATERBURY VILLAGE TREASURER	3,393.37
21555	Emergency Relief & Assistance Fund	WEATHERSFIELD TOWN TREASURER	7,993.87
21555	Emergency Relief & Assistance Fund	WELLS TOWN TREASURER	668.83
21555	Emergency Relief & Assistance Fund	WEST FAIRLEE TOWN TREASURER	7,729.89
21555	Emergency Relief & Assistance Fund	WEST RUTLAND TOWN TREASURER	1,065.39
21555	Emergency Relief & Assistance Fund	WEST WINDSOR TOWN TREASURER	22,399.78
21555	Emergency Relief & Assistance Fund	WESTFIELD TOWN TREASURER	113.21
21555	Emergency Relief & Assistance Fund	WESTMINSTER TOWN TREASURER	14,656.10
21555	Emergency Relief & Assistance Fund	WESTON TOWN TREASURER	21,175.26
21555	Emergency Relief & Assistance Fund	WHEELOCK TOWN TREASURER	17,048.17
21555	Emergency Relief & Assistance Fund	WHITINGHAM TOWN TREASURER	30,456.03
21555	Emergency Relief & Assistance Fund	WILLISTON TOWN TREASURER	211.32
21555	Emergency Relief & Assistance Fund	WILMINGTON TOWN TREASURER	23,130.63
21555	Emergency Relief & Assistance Fund	WINDHAM TOWN TREASURER	7,540.89
21555	Emergency Relief & Assistance Fund	WINDSOR TOWN TREASURER	2,224.88
21555	Emergency Relief & Assistance Fund	WINHALL TOWN TREASURER	9,663.55
21555	Emergency Relief & Assistance Fund	WOODFORD TOWN TREASURER	8,488.59
21555	Emergency Relief & Assistance Fund	WOODSTOCK TOWN TREASURER	81,957.48
21555	Emergency Relief & Assistance Fund	WOODSTOCK VILLAGE TREASURER	6,722.37
21555	Emergency Relief & Assistance Fund	WORCESTER TOWN TREASURER	1,655.66
			1,372,224.13
		Towns that have hit the local share threshold for 100% reimbursement	

Sec 77a of Act 75 of the 2012 Session

1995 - April Event

Fund #	Fund Name	Vendor Name	Payment Amount:
21555	Emergency Relief & Assistance Fund	BURLINGTON CITY TREASURER	17,063.85
21555	Emergency Relief & Assistance Fund	CONCORD TOWN TREASURER	6,731.29
21555	Emergency Relief & Assistance Fund	DUXBURY TOWN TREASURER	42,236.60
21555	Emergency Relief & Assistance Fund	EAST HAVEN TOWN TREASURER	44,802.35
21555	Emergency Relief & Assistance Fund	ESSEX TOWN TREASURER	14,133.83
21555	Emergency Relief & Assistance Fund	FERRISBURGH TOWN TREASURER	17,909.25
21555	Emergency Relief & Assistance Fund	GREENSBORO TOWN TREASURER	1,970.62
21555	Emergency Relief & Assistance Fund	HYDE PARK TOWN TREASURER	16,542.21
21555	Emergency Relief & Assistance Fund	JERICO TOWN TREASURER	18,157.13
21555	Emergency Relief & Assistance Fund	NEWPORT TOWN TREASURER	1,411.63
21555	Emergency Relief & Assistance Fund	NORTH HERO TOWN TREASURER	11,171.18
21555	Emergency Relief & Assistance Fund	NORTON TOWN TREASURER	318.50
21555	Emergency Relief & Assistance Fund	ORWELL TOWN TREASURER	3,030.53
21555	Emergency Relief & Assistance Fund	PANTON TOWN TREASURER	4,750.24
21555	Emergency Relief & Assistance Fund	SHOREHAM TOWN TREASURER	1,828.95
21555	Emergency Relief & Assistance Fund	SOUTH BURLINGTON CITY	1,078.92
21555	Emergency Relief & Assistance Fund	ST ALBANS TOWN TREASURER	22,893.03
21555	Emergency Relief & Assistance Fund	STARKSBORO TOWN TREASURER	11,940.71
21555	Emergency Relief & Assistance Fund	SWANTON TOWN TREASURER	8,846.25
21555	Emergency Relief & Assistance Fund	WESTFORD TOWN TREASURER	938.50
21555	Emergency Relief & Assistance Fund	WILLISTON TOWN TREASURER	7,581.05
			255,336.62

Towns that have hit the local share
threshold for 100% reimbursement

Sec 77a of Act 75 of the 2012 Session

4001 - May 2011 Event

Fund #	Fund Name	Vendor Name	Payment Amount
21555	Emergency Relief & Assistance Fund	BARNET TOWN TREASURER	144,253.01
21555	Emergency Relief & Assistance Fund	BARRE CITY TREASURER	40,279.40
21555	Emergency Relief & Assistance Fund	BARRE TOWN TREASURER	29,779.79
21555	Emergency Relief & Assistance Fund	BERLIN TOWN TREASURER	115,225.59
21555	Emergency Relief & Assistance Fund	BRAINTREE TOWN TREASURER	574.64
21555	Emergency Relief & Assistance Fund	CABOT TOWN TREASURER	36,144.30
21555	Emergency Relief & Assistance Fund	CONCORD TOWN TREASURER	98,557.37
21555	Emergency Relief & Assistance Fund	DANVILLE TOWN TREASURER	58,982.68
21555	Emergency Relief & Assistance Fund	EAST HAVEN TOWN TREASURER	7,295.02
21555	Emergency Relief & Assistance Fund	GRANBY TOWN TREASURER	16,322.43
21555	Emergency Relief & Assistance Fund	GUILDHALL TOWN TREASURER	7,853.40
21555	Emergency Relief & Assistance Fund	LUNENBURG TOWN TREASURER	47,014.30
21555	Emergency Relief & Assistance Fund	MARSHFIELD TOWN TREASURER	58,519.68
21555	Emergency Relief & Assistance Fund	MIDDLESEX TOWN TREASURER	6,795.02
21555	Emergency Relief & Assistance Fund	MONTPELIER CITY TREASURER	43,295.73
21555	Emergency Relief & Assistance Fund	MORETOWN TOWN TREASURER	2,073.33
21555	Emergency Relief & Assistance Fund	NORTHFIELD TOWN TREASURER	33,009.88
21555	Emergency Relief & Assistance Fund	NORTHFIELD VILLAGE TREASURER	1,411.11
21555	Emergency Relief & Assistance Fund	ORANGE TOWN TREASURER	6,717.84
21555	Emergency Relief & Assistance Fund	PLAINFIELD TOWN TREASURER	49,995.50
21555	Emergency Relief & Assistance Fund	VICTORY TOWN TREASURER	5,212.36
			809,312.38
		Towns that have hit the local share threshold for 100% reimbursement	

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4043 - May 20, 2011 Event

Fund #	Fund Name	Vendor Name	Payment Amount
21555	Emergency Relief & Assistance Fund	FAIRFIELD TOWN TREASURER	41,342.25
21555	Emergency Relief & Assistance Fund	FAYSTON TOWN TREASURER	5,629.87
21555	Emergency Relief & Assistance Fund	FLETCHER TOWN TREASURER	39,718.72
21555	Emergency Relief & Assistance Fund	WAITSFIELD TOWN TREASURER	37,179.52
21555	Emergency Relief & Assistance Fund	WESTMINSTER TOWN TREASURER	19,003.29
			142,873.65

Towns that have hit the local share threshold for
100% reimbursement



Reardon #2

C.1.

State of Vermont
Agency of Administration
Office of the Secretary
Pavilion Office Building
109 State Street
Montpelier, VT 05609-0201
www.adm.state.vt.us

[phone] 802-828-3322
[fax] 802-828-3320

Jeb Spaulding, Secretary

MEMORANDUM

TO: Members of the Joint Fiscal Committee
FROM: Jeb Spaulding, Agency of Administration
RE: Federal Emergency Management Reporting and Oversight
DATE: July 19, 2012

Attached are the reports required in Sec. E. 100(a) of Act 162 of 2012 Legislative Session. Please find below the narrative from Act 162 followed by an explanation of the report attached.

FEDERAL EMERGENCY MANAGEMENT AGENCY REPORTING AND OVERSIGHT

(a) The secretary of administration shall report to the joint fiscal committee at each of its scheduled meetings in fiscal year 2013 on funding received from the Federal Emergency Management Agency (FEMA) Public Assistance Program and associated emergency relief and assistance funds match for the damages due to Tropical Storm Irene.

(1) a projection of the total funding needs for the FEMA Public Assistance Program and to the extent possible, details about the projected funding by state agency or municipality;

FEMA has projected, to date, approximately \$166 million. FEMA has not provided to us the details about the projected funding by state agency or municipality.

(2) spending authority (appropriated and excess receipts) granted to date for the FEMA Public Assistance Program and the associated emergency relief and assistance funds match; and

FY 2012 FEMA Public Assistance program is \$77,920,206.00

FY 2012 Associated emergency relief and assistance funds match is \$2,861,597.00

Total FY 2012 spending authority is \$80,781,803.00

(3) actual expenditures to date made from the spending authority granted and to the extent possible, details about the expended funds by state agency or municipality.

The actual expenditures through June 30, 2012 from the spending authority by state agency or municipality detail is attached starting on page 2.

For your information the FY 2013 appropriations are the following:

Fiscal Year 2013 – FEMA Public Assistance	\$63,000,000
Fiscal Year 2013 – Emergency Relief and Assistance Funds match	\$ 3,500,000
Total Fiscal Year 2013 spending authority	\$66,500,000

CC: Brian Searles, Agency of Transportation





Sec E.100 of Act 162 of the 2012 Session

Reporting and Oversight through 6/30/2012

Spending Authority (appropriated and excess receipts) granted through 6/30/2012 for FEMA
Public Assistance Program and the associated emergency relief and assistance funds match.

Projected FEMA ARS report as of June 2012

\$166,832,866.00

<u>Year</u>	<u>Fund #</u>	<u>Fund Name</u>		<u>Total</u>
2012 Appropriated	21555	ERAF - Emergency Relief and Assistance	\$	2,861,597.00
2012 Expended for Irene	21555	ERAF - Emergency Relief and Assistance	\$	1,372,224.31
2012 Appropriated	20150	FEMA funds	\$	77,920,206.00
2012 Expended for Irene	20150	FEMA funds	\$	60,082,595.40
2013 Appropriated	21555	ERAF - Emergency Relief and Assistance	\$	3,500,000.00
2013 Appropriated	20150	FEMA funds	\$	63,000,000.00

Report - Sec E. 100 of Act 162 of the 2012 Session
FEMA and ERAF expenditure and appropriation
Through June 30, 2012

Vendor Name	FEMA	ERAF
ADDISON TOWN TREASURER	16,146.41	-
AGENCY of TRANSPORTATION	8,678,259.04	-
AGENCY OF COMMERCE & COMMUNITY DEV.	14,268.89	-
ALBANY TOWN TREASURER	193,896.46	301.84
ANDOVER TOWN TREASURER	211,279.92	8,916.95
ARLINGTON TOWN TREASURER	162,533.53	1,255.52
ATHENS TOWN TREASURER	131,297.82	7,294.33
BALTIMORE TOWN TREASURER	7,162.73	-
BARNARD TOWN TREASURER	348,795.46	11,916.09
BARNET TOWN TREASURER	78,769.61	3,078.71
BARRE CITY TREASURER	76,769.48	573.81
BARRE TOWN TREASURER	52,229.82	2,901.65
BARTON TOWN TREASURER	6,300.00	-
BARTON VILLAGE TREASURER	16,015.24	-
BELLOWS FALLS VILLAGE TREASURER	7,293.60	-
BENNINGTON TOWN TREASURER	707,531.99	15,032.10
BENSON TOWN TREASURER	145,415.92	1,567.82
BERLIN TOWN TREASURER	447,722.85	24,873.49
BETHEL TOWN SCHOOL DISTRICT	85,229.41	-
BETHEL TOWN TREASURER	1,226,848.44	31,861.91
BOLTON TOWN TREASURER	105,950.38	-
BRADFORD ID SCHOOL DISTRICT	3,420.00	-
BRAINTREE TOWN TREASURER	945,523.29	30,500.39
BRANDON FIRE DIST # 1	22,670.04	-
BRANDON TOWN TREASURER	103,778.06	4,125.21
BRATTLEBORO HOUSING AUTHORITY	29,007.94	-
BRATTLEBORO TOWN TREASURER	660,075.21	28,216.47
BRIDGEWATER TOWN TREASURER	702,608.41	7,834.49
BRIDGEWATER VOLUNTEER FIRE DEPARTMENT	11,496.86	-
BRIDPORT TOWN TREASURER	288,667.24	-
BRIGHTON TOWN TREASURER	27,850.36	1,547.24
BRISTOL TOWN TREASURER	39,908.65	2,217.15
BROOKFIELD TOWN TREASURER	32,782.52	185.86
BROOKLINE TOWN TREASURER	38,592.80	2,144.06
BROWNINGTON TOWN TREASURER	195,119.57	-
BURLINGTON CITY TREASURER	14,850.86	825.05
CAMBRIDGE TOWN TREASURER	22,450.69	1,247.27
CASTLETON TOWN TREASURER	115,640.25	5,604.97
CAVENDISH FIRE DISTRICT # 1	8,532.00	-
CAVENDISH FIRE DISTRICT #2	2,835.34	-
CAVENDISH TOWN TREASURER	1,990,197.00	105,784.10
CHAMPION FIRE COMPANY # 5	4,332.65	-
CHARLESTON TOWN TREASURER	168,654.97	-
CHELSEA TOWN TREASURER	5,886.15	327.02
CHESTER TOWN TREASURER	768,219.59	42,146.20
CHESTER-ANDOVER ELEM U S D #29	9,083.21	-
CHITTENDEN COUNTY TRANSPORTATION AUTH	529,243.08	-
CHITTENDEN TOWN TREASURER	61,350.31	-
CHITTENDEN VOLUNTEER FIRE DEPARTMENT	1,979.79	-
CLARENDON TOWN TREASURER	3,136.68	174.26
COLD BROOK FIRE DISTRICT # 1	9,365.81	-
CORINTH TOWN TREASURER	53,455.94	-

Report - Sec E. 100 of Act 162 of the 2012 Session
FEMA and ERAF expenditure and appropriation
Through June 30, 2012

Vendor Name	FEMA	ERAF
COVENTRY TOWN TREASURER	17,828.33	334.60
CRAFTSBURY TOWN TREASURER	16,264.71	-
DANBY TOWN TREASURER	108,350.53	2,042.72
DANBY-MT TABOR FIRE COMPANY	20,972.13	
DANBY-MT TABOR FIRE DISTRICT #1	4,790.75	
DANVILLE TOWN TREASURER	60,788.32	3,377.13
DEPARTMENT OF PUBLIC SAFETY	676,760.39	
DORSET TOWN TREASURER	13,240.75	735.60
DOVER TOWN SCHOOL DISTRICT	3,973.99	
DOVER TOWN TREASURER	416,538.45	17,634.50
DUMMERSTON TOWN TREASURER	52,266.11	-
DUXBURY TOWN TREASURER	613,375.88	34,076.43
EAST MONTPELIER TOWN TREASURER	32,134.75	1,785.26
ELMORE TOWN TREASURER	46,317.87	2,573.21
ENOSBURG TOWN TREASURER	3,141.38	174.52
FAIR HAVEN TOWN TREASURER	1,857.41	103.19
FAYSTON TOWN TREASURER	11,264.10	625.78
FISH & WILDLIFE, DEPARTMENT OF	74,551.04	
GOSHEN TOWN TREASURER	38,522.14	1,349.15
GRAFTON TOWN TREASURER	1,343,314.40	72,492.26
GRANVILLE TOWN TREASURER	408,300.97	-
GRANVILLE VOLUNTEER FIRE DEPT. INC	3,336.76	
GREENSBORO TOWN TREASURER	35,141.73	-
GROTON TOWN TREASURER	84,152.78	-
GUILFORD TOWN TREASURER	191,045.19	693.00
HALIFAX TOWN TREASURER	1,486,316.69	9,594.97
HANCOCK TOWN TREASURER	711,184.51	23,122.77
HARDWICK ELECTRIC DEPT	14,421.21	
HARDWICK TOWN TREASURER	9,051.30	502.85
HARTFORD TOWN TREASURER	792,107.47	26,506.75
HARTLAND TOWN TREASURER	94,799.78	-
HOLLAND TOWN TREASURER	13,459.51	121.35
HOUSING FOUNDATION INC	36,228.58	
HUBBARDTON TOWN TREASURER	87,884.78	2,743.70
HUNTINGTON TOWN TREASURER	25,898.03	-
IRA TOWN TREASURER	49,840.54	1,084.42
IRASBURG TOWN TREASURER	45,878.64	894.25
JACKSONVILLE VILLAGE ELECTRIC CO	29,904.22	
JAMAICA TOWN TREASURER	1,445,000.95	8,829.42
JAY TOWN TREASURER	79,460.70	1,810.79
JERICO FIRE DISTRICT #1	10,284.28	
JOHNSON TOWN TREASURER	6,471.59	359.53
JOHNSON VILLAGE TREASURER	13,150.82	730.60
KILLINGTON TOWN TREASURER	1,370,829.45	14,092.43
KIRBY TOWN TREASURER	5,863.50	-
LANDGROVE TOWN TREASURER	4,093.20	-
LANDMARK COLLEGE	148,219.94	
LEICESTER TOWN TREASURER	5,435.13	-
LINCOLN TOWN TREASURER	164,124.06	5,508.97
LONDONDERRY TOWN TREASURER	113,391.83	6,299.55
LOWELL TOWN TREASURER	28,414.59	149.99
LUDLOW TOWN TREASURER	1,095,885.88	47,805.64
LUDLOW VILLAGE TREASURER	4,365.00	242.50

Report - Sec E. 100 of Act 162 of the 2012 Session
FEMA and ERAF expenditure and appropriation
Through June 30, 2012

VENDOR NAME	FEMA	ERAF
LUNENBURG TOWN TREASURER	24,346.84	-
LYNDON TOWN TREASURER	33,962.82	1,886.83
MAD RIVER SOLID WASTE ALLIANCE	25,983.00	
MANCHESTER TOWN TREASURER	179,158.13	9,813.12
MARLBORO TOWN TREASURER	708,848.71	8,448.90
MARSHFIELD TOWN TREASURER	57,489.12	252.62
MENDON TOWN TREASURER	273,457.54	10,697.92
MIDDLEBURY TOWN TREASURER	54,435.66	3,024.21
MIDDLESEX TOWN TREASURER	28,632.00	1,590.66
MIDDLETOWN SPRINGS TOWN TREASURER	68,970.38	1,956.14
MILTON TOWN TREASURER	46,440.00	2,580.00
MONTGOMERY TOWN TREASURER	68,840.44	-
MONTPELIER CITY SCHOOL DIST	10,469.71	
MONTPELIER CITY TREASURER	9,275.36	-
MORETOWN TOWN TREASURER	719,279.84	22,190.23
MORGAN TOWN TREASURER	1,569.60	87.20
MORRISTOWN TOWN TREASURER	17,927.99	996.01
MOUNT HOLLY TOWN TREASURER	273,552.29	11,267.81
MOUNT TABOR TOWN TREASURER	7,588.44	-
NEW ENGLAND KURN HATTIN HOMES	14,163.75	
NEWBURY TOWN TREASURER	49,074.88	-
NEWFANE TOWN TREASURER	396,579.53	20,277.11
NEWPORT TOWN TREASURER	16,391.73	910.66
NORTH BENNINGTON VILLAGE TREASURER	24,804.91	-
NORTH TROY VILLAGE TREASURER	1,459.53	-
NORTHFIELD TOWN TREASURER	498,729.05	21,003.99
NORTHFIELD VILLAGE TREASURER	75,456.04	-
NORWICH TOWN TREASURER	433,831.10	7,149.04
ORANGE COUNTY SHERIFF'S DEPT	3,055.67	
ORANGE TOWN TREASURER	7,125.58	395.86
ORANGE WINDSOR SUPERVISORY UNION	49,622.63	
ORWELL TOWN TREASURER	55,974.38	1,710.99
PAWLET TOWN TREASURER	93,028.79	859.09
PAWLET VOLUNTEER FIRE DEPT	2,459.52	
PEACHAM TOWN TREASURER	44,127.65	2,451.54
PERU TOWN TREASURER	87,934.01	-
PITTSFIELD TOWN TREASURER	788,667.35	10,171.66
PITTSFORD TOWN TREASURER	62,178.08	-
PLAINFIELD TOWN TREASURER	22,940.42	-
PLYMOUTH TOWN TREASURER	776,740.90	15,357.70
POMFRET TOWN TREASURER	546,461.55	28,285.78
POULTNEY TOWN TREASURER	49,827.01	227.60
POULTNEY VILLAGE TREASURER	1,454.30	80.79
POWNA TOWN TREASURER	44,054.50	190.12
PROCTOR TOWN TREASURER	51,208.77	821.12
PUTNEY TOWN TREASURER	91,691.15	-
RANDOLPH TOWN TREASURER	180,761.22	6,328.49
READING TOWN TREASURER	1,024,440.68	26,660.58
READSBORO TOWN SCHOOL DISTRICT	2,790.00	
READSBORO TOWN TREASURER	468,871.69	5,083.89
RICHFORD TOWN TREASURER	201,712.45	-
RICHMOND TOWN TREASURER	119,143.87	2,779.39
RIPTON TOWN TREASURER	112,740.57	630.62

Report - Sec E. 100 of Act 162 of the 2012 Session
FEMA and ERAF expenditure and appropriation
Through June 30, 2012

Vendor Name	FEMA P.D.	ERAF
ROCHESTER TOWN TREASURER	1,093,992.97	13,342.53
ROCKINGHAM TOWN TREASURER	201,729.53	630.40
ROXBURY TOWN TREASURER	1,386,562.12	38,035.42
ROYALTON FIRE DISTRICT #1	12,755.70	
ROYALTON TOWN TREASURER	611,574.73	9,269.61
RUPERT TOWN TREASURER	125,350.67	228.86
RUTLAND CITY TREASURER	688,054.94	35,018.48
RUTLAND NORTHEAST SUPERVISORY UNION	2,136.93	
RUTLAND TOWN TREASURER	18,921.25	-
RYEGATE TOWN TREASURER	58,167.72	3,231.54
SANDGATE TOWN TREASURER	73,436.36	-
SEARSBURG TOWN TREASURER	84,152.16	-
SHAFTSBURY TOWN TREASURER	44,084.19	-
SHARON TOWN TREASURER	320,660.94	1,074.24
SHEFFIELD TOWN TREASURER	151,410.40	-
SHEFFIELD-WHEELOCK FIRE DEPT	3,776.94	
SHERBURNE FIRE DISTRICT #1	29,180.37	
SHOREHAM TOWN TREASURER	42,616.13	1,609.83
SHREWSBURY TOWN TREASURER	382,325.74	6,307.91
SOMERSET TOWN TREASURER	59,239.82	3,291.11
SOUTH BURLINGTON CITY TREASURER	6,032.99	335.17
SOUTH ROYALTON VOLUNTEER FIRE DEPARTMENT	8,744.85	
SOUTH WOODSTOCK FIRE PROTECTION	8,263.78	
SPRINGFIELD MEDICAL CARE SYSTEMS	59,469.11	
SPRINGFIELD TOWN TREASURER	90,798.42	3,287.39
ST JOHNSBURY TOWN TREASURER	30,741.07	1,344.53
STAMFORD TOWN TREASURER	75,014.29	4,167.46
STANNARD TOWN TREASURER	299,319.53	16,628.88
STARKSBORO TOWN TREASURER	14,955.23	206.86
STOCKBRIDGE TOWN TREASURER	1,249,230.09	11,299.70
STOWE TOWN TREASURER	175,473.74	7,190.79
STRAFFORD TOWN TREASURER	687,651.67	25,746.38
STRATTON TOWN TREASURER	197,471.96	4,561.93
SUDBURY TOWN TREASURER	52,902.46	-
SUNDERLAND TOWN TREASURER	68,021.16	-
SUTTON TOWN TREASURER	27,040.38	1,502.24
THETFORD TOWN TREASURER	22,799.26	1,266.63
TINMOUTH TOWN TREASURER	16,790.32	932.80
TOPSHAM TOWN TREASURER	75,861.29	-
TOWNSHEND TOWN TREASURER	411,324.07	5,368.30
TUNBRIDGE TOWN TREASURER	124,097.96	-
VERMONT ACHIEVEMENT CENTER	28,382.48	
VERMONT ELECTRIC CO-OP INC	925,144.52	
VERMONT ELECTRIC COOPERATIVE INC	185,028.89	
VERNON TOWN TREASURER	10,236.19	468.07
VERSHIRE TOWN TREASURER	113,743.72	-
VT CENTER FOR CRIME VICTIM SERVICES	3,578.44	
VT STATE BUILDINGS DEPT.	86,620.14	
VT STATE FOREST PARKS & RECREATION	518,680.86	
WAITS RIVER VALLEY UNION SCHOOL DIST #36	2,700.00	
WAITSFIELD TOWN TREASURER	138,625.00	4,345.49
WALDEN TOWN TREASURER	87,520.92	2,466.09
WALLINGFORD FIRE DISTRICT #1	7,775.90	

Report - Sec E. 100 of Act 162 of the 2012 Session
FEMA and ERAF expenditure and appropriation
Through June 30, 2012

Vendor Name	FEMA PA	ERAF
WALLINGFORD TOWN TREASURER	140,793.01	1,789.29
WARDSBORO TOWN TREASURER	835,997.91	14,822.88
WARREN TOWN TREASURER	210,301.79	11,334.93
WASHINGTON ELECTRIC CO-OP INC	102,126.42	
WASHINGTON TOWN TREASURER	52,417.44	2,912.08
WATERBURY TOWN TREASURER	289,557.53	12,891.76
WATERBURY VILLAGE TREASURER	76,616.87	3,393.37
WEATHERSFIELD TOWN TREASURER	320,451.07	7,993.87
WELLS TOWN TREASURER	12,039.00	668.83
WEST FAIRLEE TOWN TREASURER	139,137.93	7,729.89
WEST HAVEN TOWN TREASURER	76,984.48	-
WEST PAWLET VOLUNTEER FIRE DEPT INC	11,018.57	
WEST RUTLAND TOWN TREASURER	19,176.83	1,065.39
WEST WINDSOR TOWN TREASURER	585,998.98	22,399.78
WESTFIELD TOWN TREASURER	16,065.07	113.21
WESTMINSTER FIRE DISTRICT # 3	14,787.84	
WESTMINSTER TOWN TREASURER	263,809.86	14,656.10
WESTMORE TOWN TREASURER	41,850.57	-
WESTON COMMUNITY ASSOCIATION INC	28,958.40	
WESTON TOWN TREASURER	383,036.25	21,175.26
WESTON VOLUNTEER FIRE DEPT INC	1,082.93	
WHELOCK TOWN TREASURER	306,866.97	17,048.17
WHITINGHAM TOWN TREASURER	641,701.99	30,456.03
WILLIAMSTOWN TOWN TREASURER	7,761.40	-
WILLISTON TOWN TREASURER	3,803.84	211.32
WILMINGTON TOWN SCHOOL DISTRICT	76,265.23	
WILMINGTON TOWN TREASURER	731,337.33	23,130.63
WILMINGTON WATER DISTRICT	23,666.17	
WINDHAM CENTRAL SUPERVISORY UNION	1,023.53	
WINDHAM COUNTY CLERK	2,378.21	-
WINDHAM SOLID WASTE MANAGEMENT	13,684.14	
WINDHAM TOWN TREASURER	230,394.91	7,540.89
WINDSOR NORTHWEST SUPERVISORY UNION	1,066.64	
WINDSOR SCHOOL DISTRICT & MANCHESTER	23,029.06	
WINDSOR TOWN TREASURER	188,817.49	2,224.88
WINHALL TOWN TREASURER	184,355.22	9,663.55
WOLCOTT TOWN TREASURER	17,708.85	-
WOODBURY TOWN TREASURER	48,699.10	-
WOODBURY VOLUNTEER FIRE DEPT	2,321.16	
WOODFORD TOWN TREASURER	166,984.97	8,488.59
WOODSTOCK ASSOCIATES, INC.	34,853.02	
WOODSTOCK TOWN TREASURER	1,583,748.09	81,957.48
WOODSTOCK UNION HIGH SCHOOL DISTRICT #4	15,100.29	
WOODSTOCK VILLAGE TREASURER	154,486.51	6,722.37
WORCESTER TOWN TREASURER	29,801.79	1,655.66
Total	60,082,595.40	1,372,224.31

Miller & Hollar
B.2.

Distribution of Vermont's CDBG Disaster Recovery Funds
(Disaster Recovery Action Plan- July 20, 2012)

Grants and Administration	Amount	Proposed Allocation (targeted)	Washington, Windham, and Windsor Counties 80% Target*	All other Counties 20%
Competitive Grants: Economic Recovery	\$3,000,000			
Competitive Grants: Housing	\$1,750,000			
Competitive Grants: Municipal Infrastructure, etc	\$2,250,000			
Competitive Grants: Planning	\$1,000,000			
Total Competitive Grants	\$8,000,000		\$5,984,412	\$2,015,588
State Direct Grants: HMGP buyouts	\$5,862,530	85-15%	\$4,982,273	\$880,257
State Direct Grants: Housing Recovery	\$3,398,649	70-30%	\$2,379,054	\$1,019,595
State Direct Grants: Mobile Home Financing	\$500,000	80-20%	\$400,000	\$100,000
State Direct Grants: Economic Recovery, Tourism Marketing	\$250,000	100%	\$250,000	\$0
State Direct Grants: Economic Recovery, Downtown Assistance	\$400,000	75-25%	\$300,000	\$100,000
Total State Direct Grants	\$10,411,179		\$8,311,327	\$2,099,852
Contingency	\$2,166,021		\$2,166,021	
State Administration	\$1,083,011	80-20%	\$866,409	\$216,602
Total Allocation	\$21,660,211		\$17,328,169	\$4,332,042

*Public Law 112-55 mandates that 80% of the State's CDBG-DR allocation (\$17,328,169) be spent in the "most impacted and distressed areas..." which were determined by HUD to be Washington and Windsor counties. At the state's request, HUD broadened that determination, as of July 18, 2012, to allow the State to use up to \$4,500,000 of the \$17,328,169 in Windham County.

Lawrence Miller
Secretary
Agency of Commerce and Community Development

Jennifer Hollar
Deputy Commissioner
Department of Economic, Housing and Community Development



Kavet, Rockler & Associates, LLC
Economic and Public Policy Consulting

985 Grandview Road
Williamstown, Vermont 05679-9003 U.S.A.
Telephone: 802-433-1360
Facsimile: 866-433-1360
Cellular: 802-433-1111
E-Mail: tek@kavet.net
Website: www.kavetrockler.com

D.

July 2012 Economic Review and Revenue Forecast Update

Prepared for the
State of Vermont
Emergency Board and
Legislative Joint Fiscal Committee

July 20, 2012

Economic Review and Revenue Forecast Update

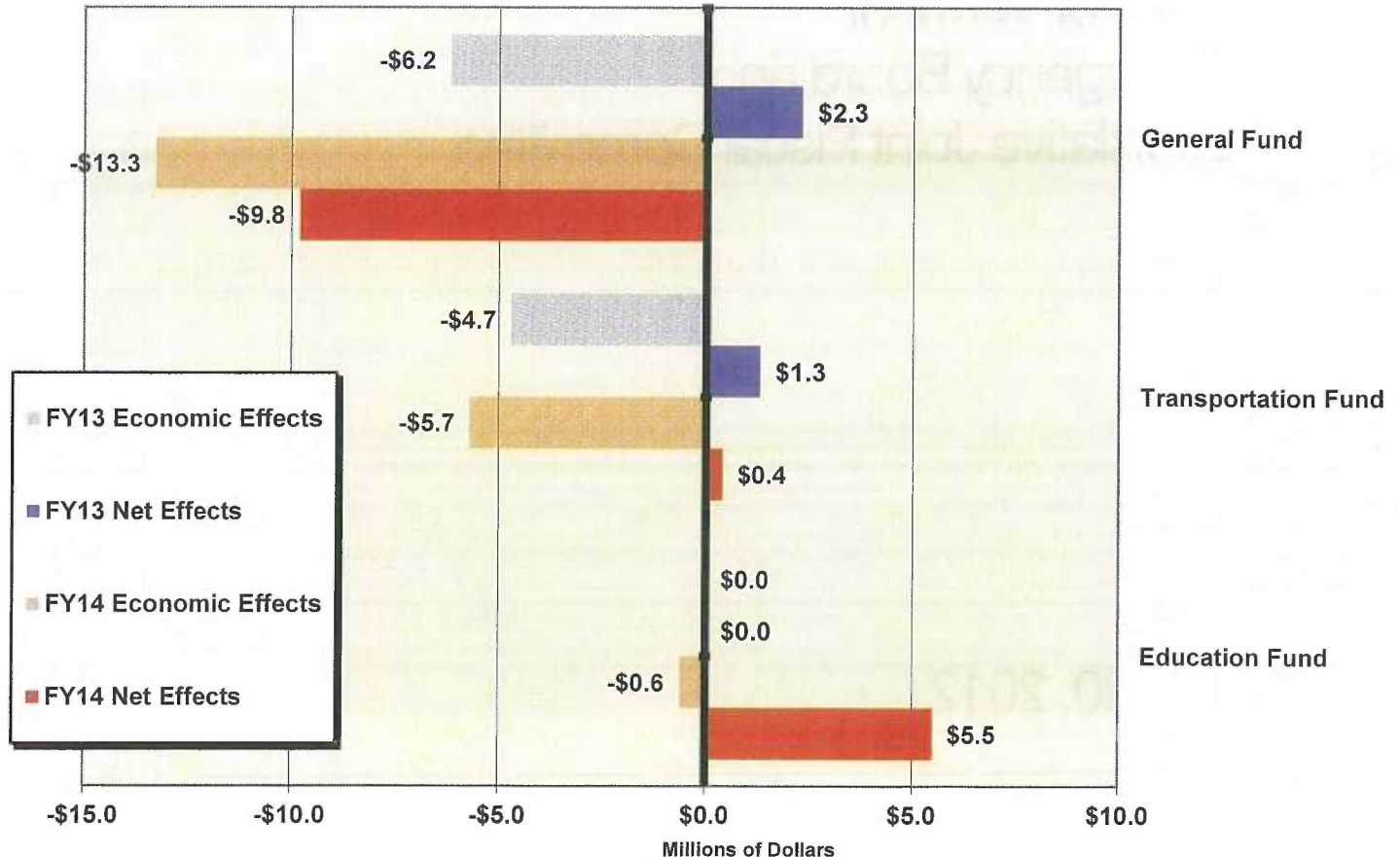
July 2012

Overview

A further lowering of expectations for economic growth over the next two fiscal years will result in a slight downgrade to projected State revenues in FY13 and FY14. Political dysfunction in both Washington and Brussels has led to policy inaction that has slowed growth prospects and kept global economic output well below potential. The result of this is a more protracted and uncertain recovery path, with attendant impacts on State tax receipts.

FY12 Vermont revenues ended the year very close to estimates, with total revenues across all three funds within 0.4% of target, among the smallest forecast variance ever. Although revenue impacts from macro-economic effects will be decidedly negative in FY13 (about -\$10M across all three funds) and FY14 (about -\$20M), tax law changes enacted during the recent legislative session will result in net revenue changes that are positive for some funds in some years, relative to January projections (see chart below).

Recommended Net Revenue Changes from January 2012 Forecast

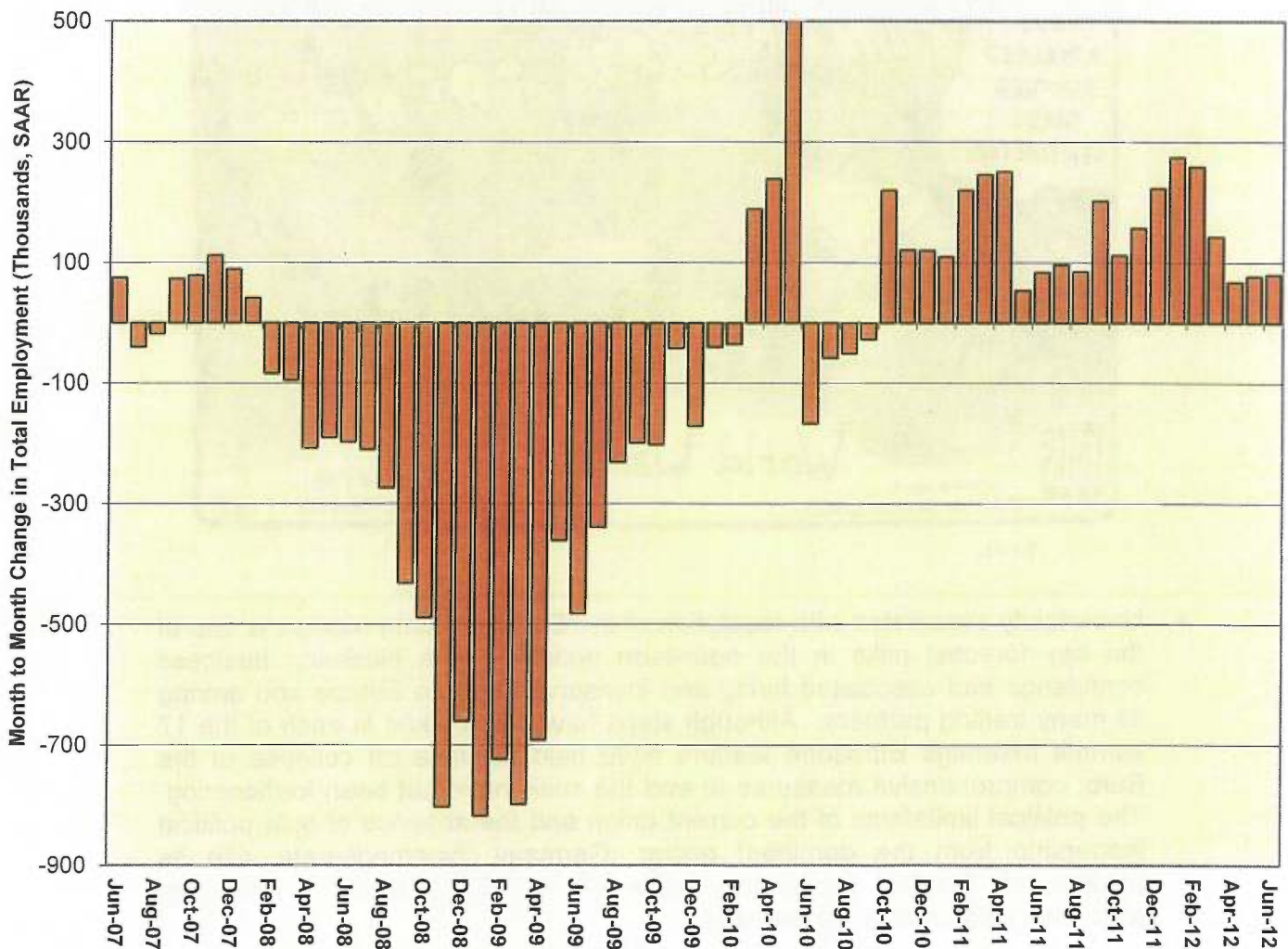


July 2012 Economic and Revenue Forecast Commentary

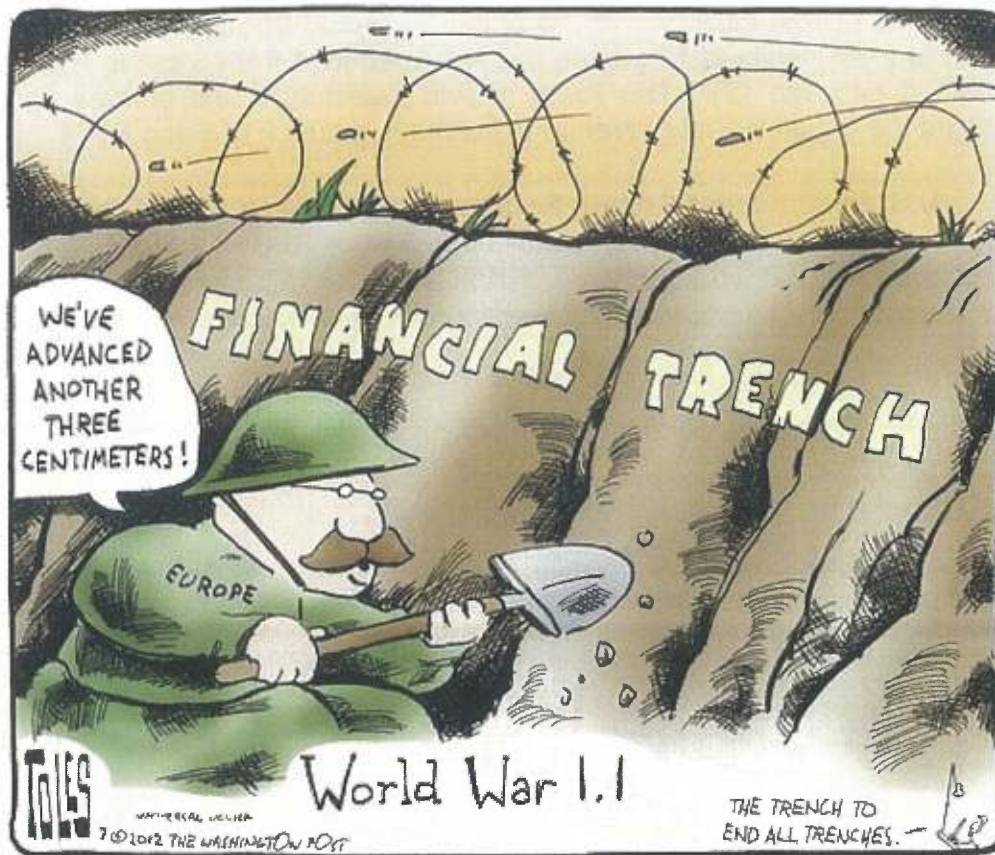
- Just as the U.S. economy appeared to be gaining momentum, with real GDP growth in the fourth quarter of 2011 accelerating to 3% and net job creation in both January and February topping 250,000, the economy once again appears to have downshifted. Although not yet in neutral, the persistent financial crises in Europe, the slow healing of U.S. housing markets and contractionary fiscal moves at all levels of government have generated a pronounced slowing in second quarter growth, now expected to register only 1.7%. Meanwhile, job gains have also dropped below 80,000 for three consecutive months (see below chart). As a result of this, projections for annual 2012 real GDP growth have been lowered about half a percentage point to 2.2%, while 2013 growth has been reduced from 3.4% to 2.6% (see Table A on page 17). This lower growth trajectory is the primary impetus behind the negative State revenue adjustment in both FY13 and FY14.

U.S. Employment Growth Sputters Amidst Weak Global Demand and Fiscal Drag from Public Sector Retrenchment

(Monthly Change in Total Payroll Employment, Seasonally-Adjusted, Source: U.S. Bureau of Labor Statistics)



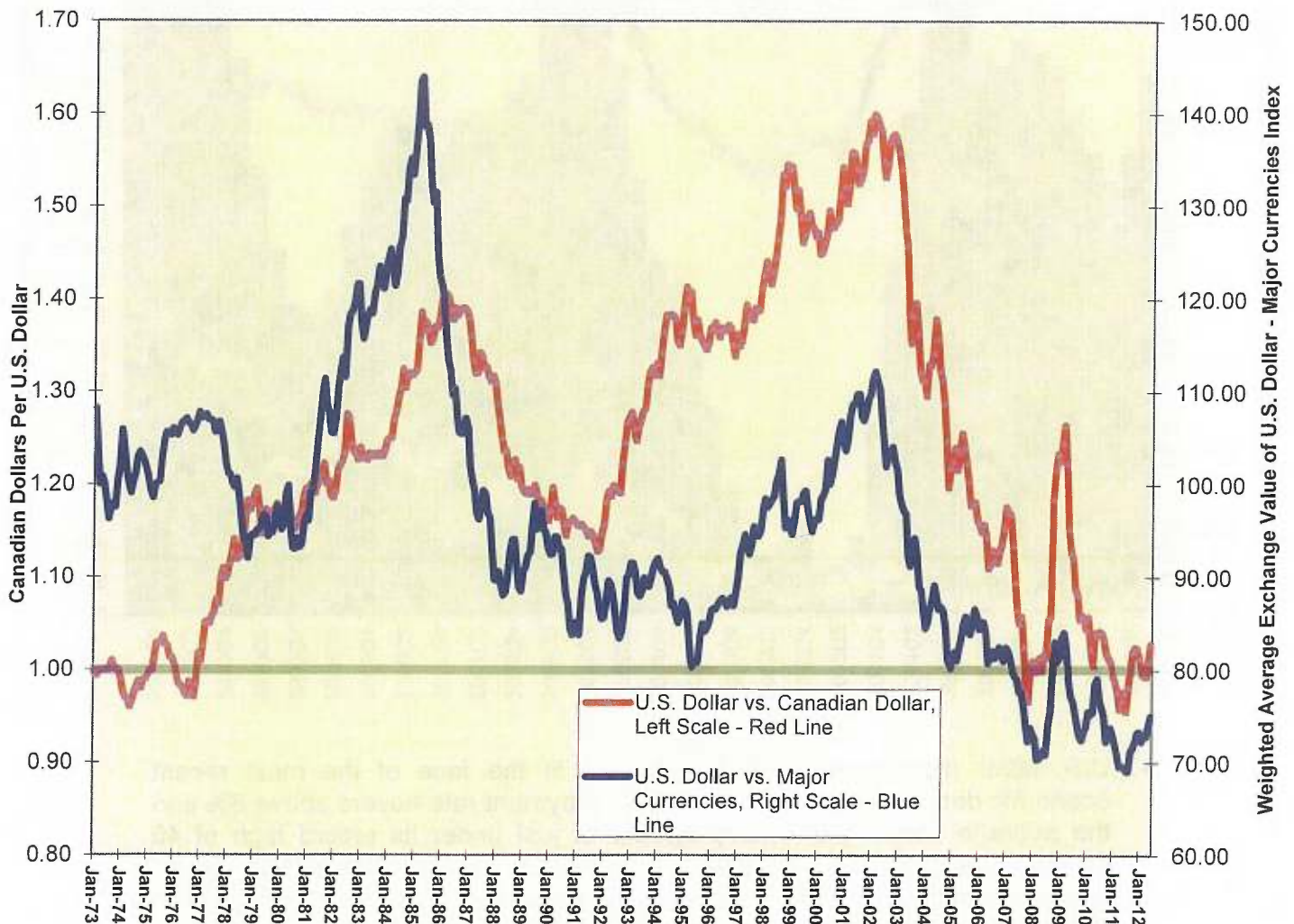
- The fallout from the European financial chaos is reaching all parts of the globe. In the U.S., it is reducing lending from large European banks to U.S. firms, slowing exports to Europe (which amount to about 3% of U.S. GDP) and depressing stock prices and bond yields. It is also affecting U.S. sales to emerging market economies, which are more heavily dependent upon European trade. China, for example, exports the equivalent of 8% of its GDP to Europe, rendering it considerably more vulnerable to a protracted slump there than the U.S. Representing nearly 25% of all world trade, the Eurozone is a critical player in an increasingly interdependent global economy.



- Uncertainty associated with resolution of the European debt morass is one of the key forecast risks in the near-term outlook. It is hindering business confidence and associated hiring and investment both in Europe and among its many trading partners. Although steps have been taken in each of the 17 summit meetings Eurozone leaders have held to stave off collapse of the Euro, comprehensive measures to end the crisis have not been forthcoming. The political limitations of the current union and the absence of bold political leadership from the dominant power, Germany, commensurate with its position of financial leadership, have left the union lurching from one sovereign debt disaster to the next.

- Although the most recent summit showed progress towards development of a vital fiscal union among EU countries and expanding the European Stability Mechanism bailout fund, it stopped short of mutualizing sovereign debt through the issuance of Eurozone bonds. It also eased austerity measures somewhat, but is unlikely to ameliorate escalating political dissent in the hardest hit economies (Greece, Spain, Ireland, Portugal) until Greek voters believe that German politicians care about them and their needs and until German politicians believe they need Greek voters to retain or expand their power. This is the essential political framework that will ultimately be needed to manage and govern united Eurozone economic and monetary policies.
- With U.S. firms now among the most productive in the world and the U.S. dollar valued near historical lows against most major currencies (see below chart), U.S. exports have flourished. Annual 2011 U.S. exports topped \$2 trillion for the first time, and total exports in the 12 months ending in May of 2012 were up nearly 10% from the previous year and nearly 30% above May of 2010.

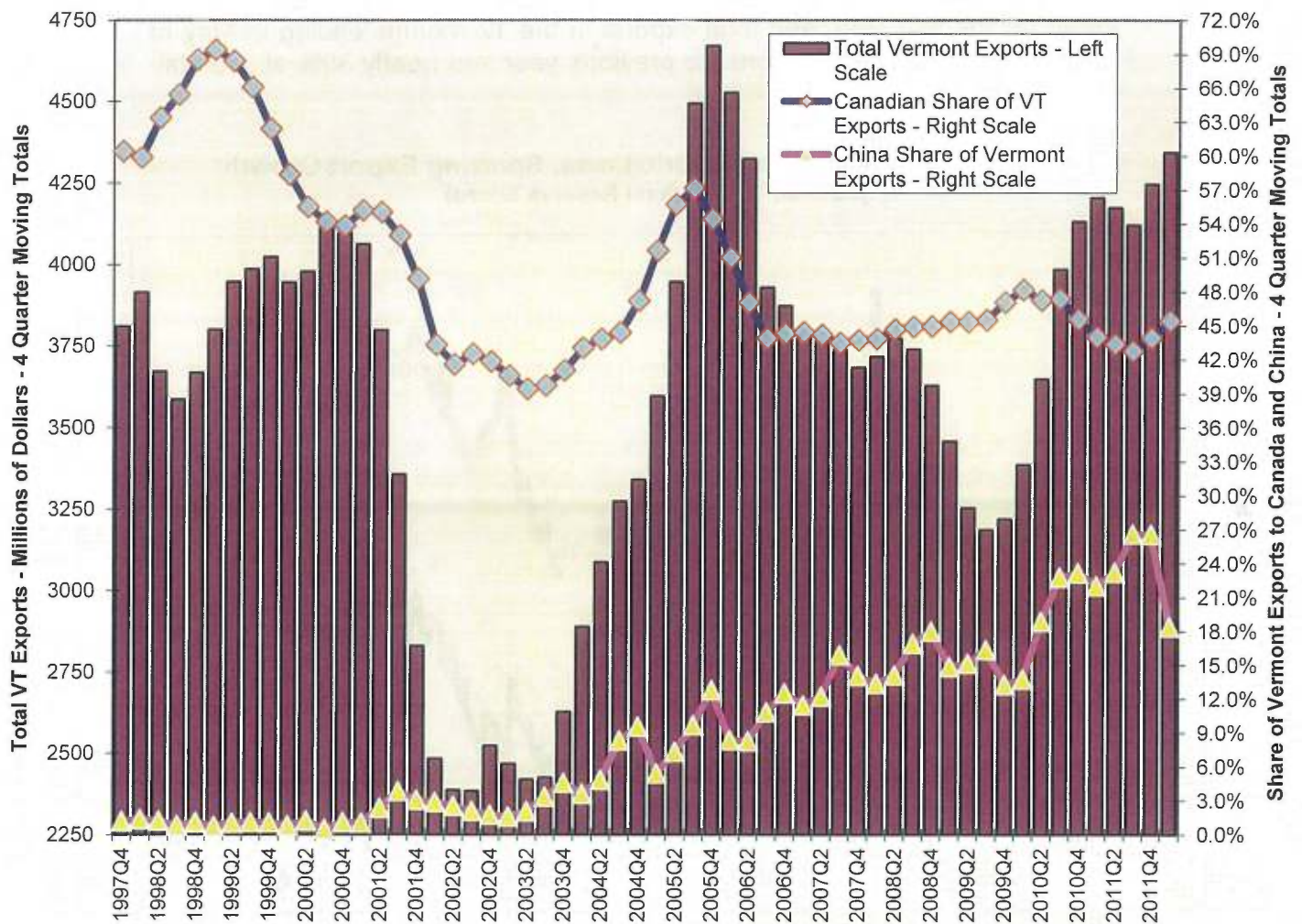
U.S. Dollar Remains Near Historic Lows, Spurring Export Growth
(Source: U.S. Federal Reserve Board)



- Vermont exports have also benefitted from the weak U.S. dollar and strong competitive position of many of its key companies. As depicted in the below chart, Vermont exports exceeded \$4.2 billion on an annualized basis in the first quarter of 2012 and are close to their all-time highs reached in 2005. Although quarter to quarter shares of exports by country of destination can be volatile, trade with China (including Hong Kong) has grown dramatically over the past ten years, from less than 2% to about 25% in recent quarters. Canada remains the State's largest trading partner, accounting for just under half of all Vermont exports (excluding tourism).

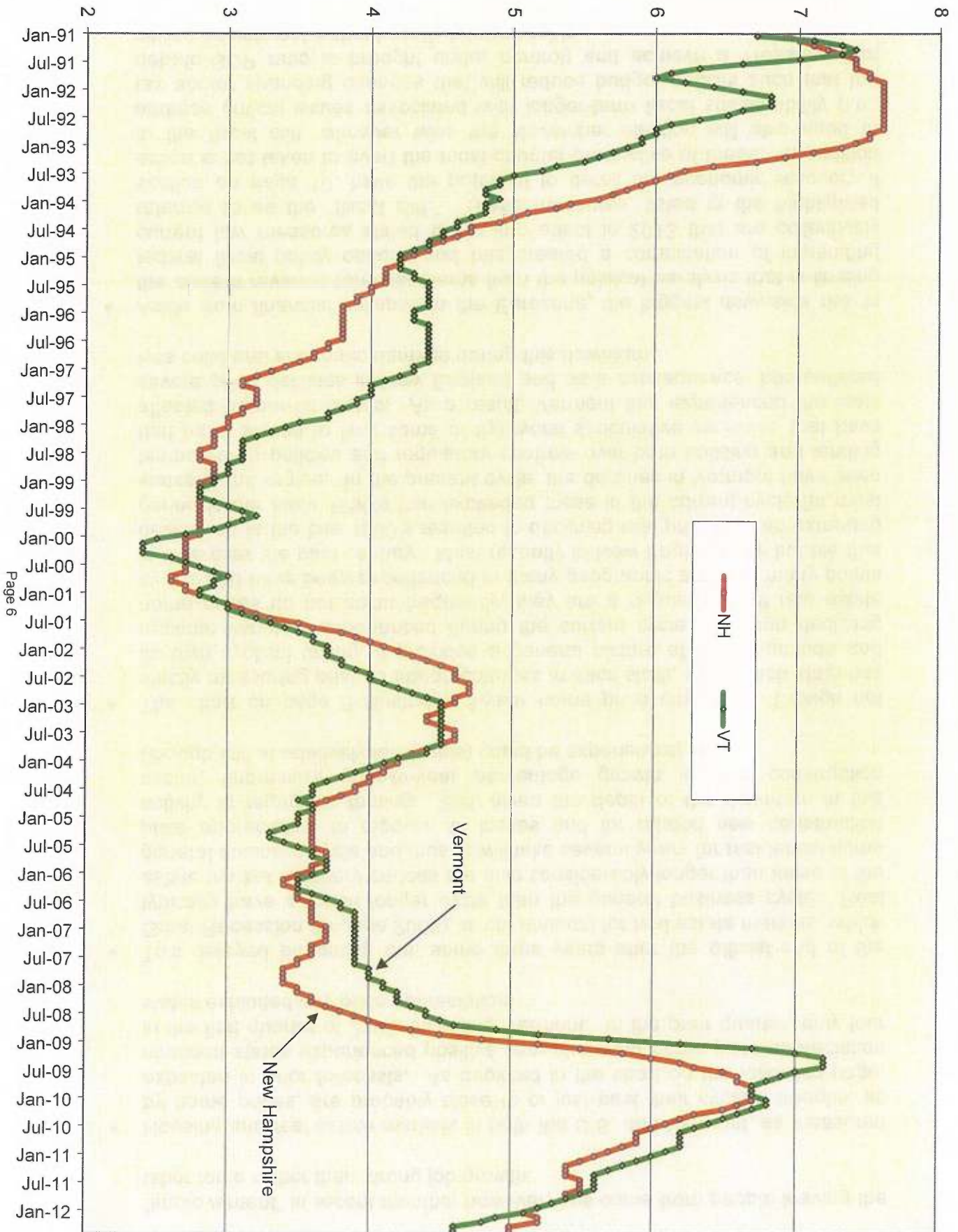
Vermont Exports Strengthen on Growing Chinese Demand

(Source: World Institute of Strategic Economic Research, Federal Reserve Bank of Boston)



- U.S. labor markets continue to struggle in the face of the most recent economic deceleration, as the U.S. unemployment rate hovers above 8% and the average duration of unemployment at just under its record high of 40 weeks. Vermont, as usual, posted better labor market metrics, with the 4th lowest unemployment rate in the country in May at 4.6% and the best in New England for the eighth consecutive month. Much of the Vermont

Trading Places Again: Vermont vs. New Hampshire Unemployment Rates

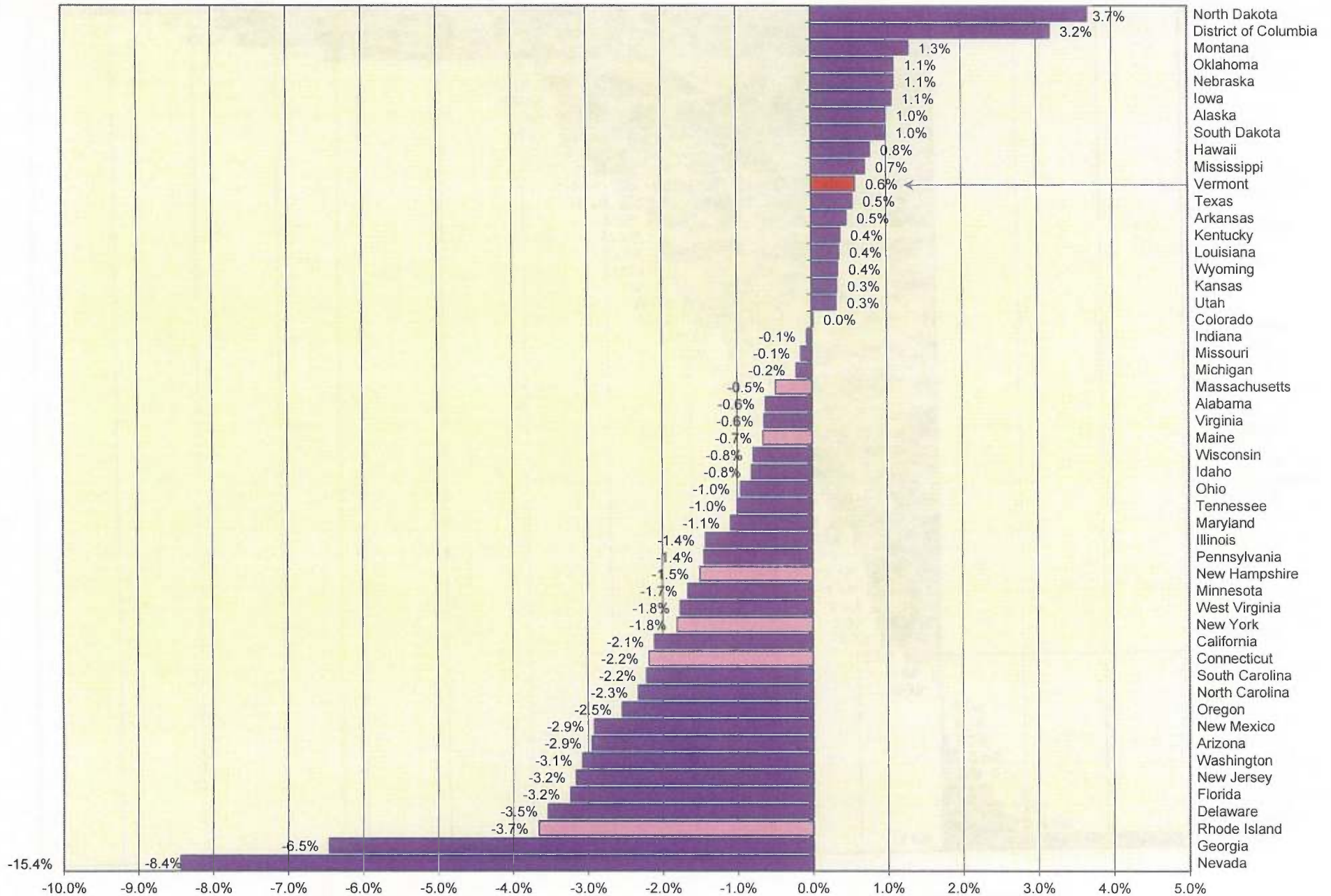


“improvement” in recent months, however, has come from people leaving the labor force rather than strong job growth.

- Housing and real estate markets in both the U.S. and Vermont, as measured by home prices, are probably close to or just past their cyclical troughs, as expected in prior forecasts. As depicted in the chart on the following page, nineteen states experienced positive year-over-year home price appreciation in the first quarter of 2102, including Vermont. In the prior quarter, only four states exhibited any price appreciation.
- This delayed bottoming out, some three years after the official end of the Great Recession (in June 2009), is not unusual for real estate markets, which typically have a much longer cycle than the general business cycle. Real estate market recovery periods are also considerably longer than those of the general business cycle and thus, it will take several years for residential home price appreciation to recover its losses and for related new construction activity to regain its footing. Still, given the depth of the downturn in this sector, impressive year-to-year percentage growth in new construction (though still at relatively low levels) could be experienced soon.
- The chart on page 9 illustrates 5-year home price changes. Though not strictly measuring peak to trough changes in each state, since each state has its own cyclical timing, it provides a general picture of the magnitude and regional variation experienced during the current cycle. Though declining home prices do not occur frequently, they are a regular part of real estate cycles and have been experienced in many geographic areas at many points in time over the past century. Most recently in New England, the bubble that developed in the late 1980's resulted in declining real prices for an extended period in the early 1990's that exceeded those in the current cycle for most states in the region. In the present cycle, the declines in Vermont have been tempered by policies and regulatory controls over both building and lending that have served to limit some of the worst speculative excesses that have affected harder-hit states. As a result, Vermont has experienced the least severe price declines in New England and as a consequence, has suffered less collateral economic damage during this downturn.
- Aside from financial collapse in the Eurozone, the biggest downside risk to the current revenue forecast stems from the political paralysis that is limiting federal fiscal policy options and has created a combination of impending current law measures slated to go into effect in 2013 that are collectively referred to as the “fiscal cliff.” These measures, listed in the highlighted section on page 10, have the potential to derail the economic recovery if action is not taken to avert the most counter-productive of these. In addition to the fiscal cliff, whoever wins the November election will also need to address critical issues associated with longer-term fiscal sustainability (i.e., tax and/or spending changes that will reduce budget deficits such that the debt-to-GDP ratio is brought under control) and achieve a Treasury debt ceiling adjustment without costly brinkmanship.

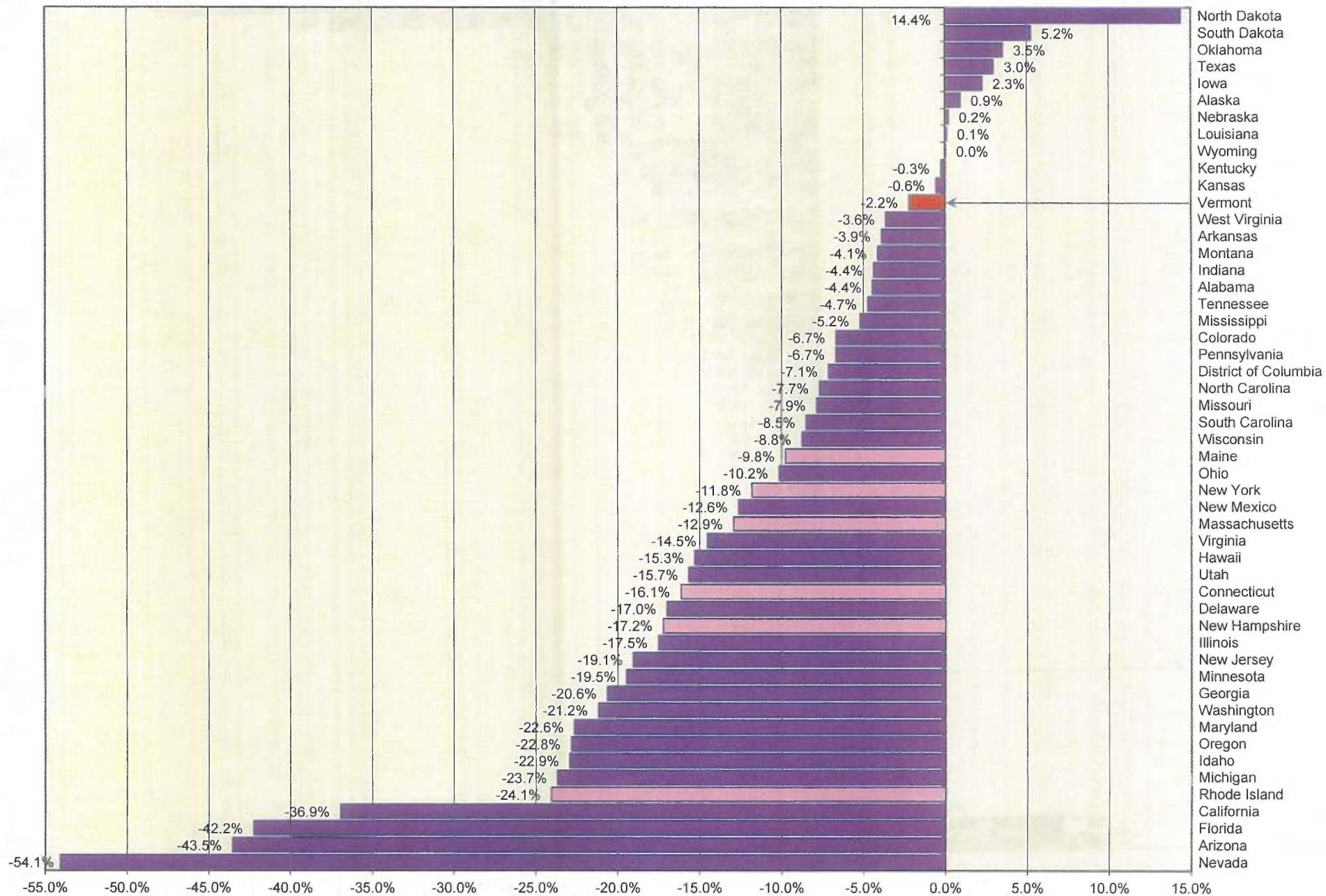
Home Prices Advance in 19 States in the First Quarter of 2012

Percent Change, First Quarter of 2012 vs. First Quarter of 2011, Source: FHFA Home Price Index



5 Year Change in Home Prices Exhibits Pronounced Regional Variation

Percent Change, First Quarter of 2012 vs. First Quarter of 2007, Source: FHFA Home Price Index



The Economic Costs of Political Gridlock: The Looming Fiscal Cliff

The economic costs of political gridlock in both Washington and Brussels have been pronounced over the past several years. The absence of civil discourse and practical compromise in the U.S. and the absence of political institutions necessary for a functioning economic union in Europe have left both economies performing well below their potentials. As Europe lurches from one crisis to the next, applying patchwork fixes that delay currency collapse but do not address the systemic problems that inevitably give rise to the next crisis, the U.S. confronts a growing backlog of policy impasses that have grown in magnitude and now represent an ominous "fiscal cliff" in 2013, if left unaddressed.

Moody's Analytics, whose macroeconomic models are used extensively in Vermont State forecasts, recently prepared the below estimates of how the major components of the fiscal cliff could affect both the federal deficit and the economy. The bottom line? Without political action to forestall some of these pending impacts, the U.S. economy could experience a \$500 billion downdraft that would almost certainly provoke a recession in 2013.

FISCAL POLICY MEASURE	Federal Deficit Reduction (\$billion)	Real GDP Reduction (\$billion)
<i>Bush-era Tax Cut (below \$250K of income)</i>	-198	-174
<i>Bush-era Tax Cut (above \$250K of income)</i>	- 83	- 40
<i>AMT Patch</i>	-120	- 59
<i>Payroll Tax Holiday</i>	-115	-100
<i>Automatic Spending Cuts (sequestration)</i>	-100	-105
<i>Emergency Unemployment Insurance</i>	- 40	- 58
<i>Affordable Care Act (Obamacare)</i>	- 20	- 9
<i>Medicare Doc Fix</i>	- 20	- 9
<i>Tax Extenders</i>	- 20	- 4
<i>Bonus Depreciation</i>	- 12	- 2
TOTAL	-728	-560
Percent of Gross Domestic Product	4.6	3.6

Notes: The difference in the budget deficit is based on a static analysis – it does not include the impact of the changing economy and the reaction of financial markets. The difference in real GDP is based on a dynamic analysis using the Moody's Analytics macroeconomic model – it does include the impact of the changing economy and the reaction of financial markets.

Sources: CBO, OMB, Moody's Analytics

- Aggregate Vermont revenues across all three major funds ended FY12 about \$8 million above target, 0.4% above prior January forecasts, with the General Fund 0.7% above target, the Transportation Fund 1.5% below target and the Education Fund 0.7% above target. These forecast variances are among the lowest on record (see table on page 15 and chart on page 16).
- The Transportation Fund suffered from exceptionally high gasoline prices in the second half of FY12, resulting in reduced gasoline consumption and lower

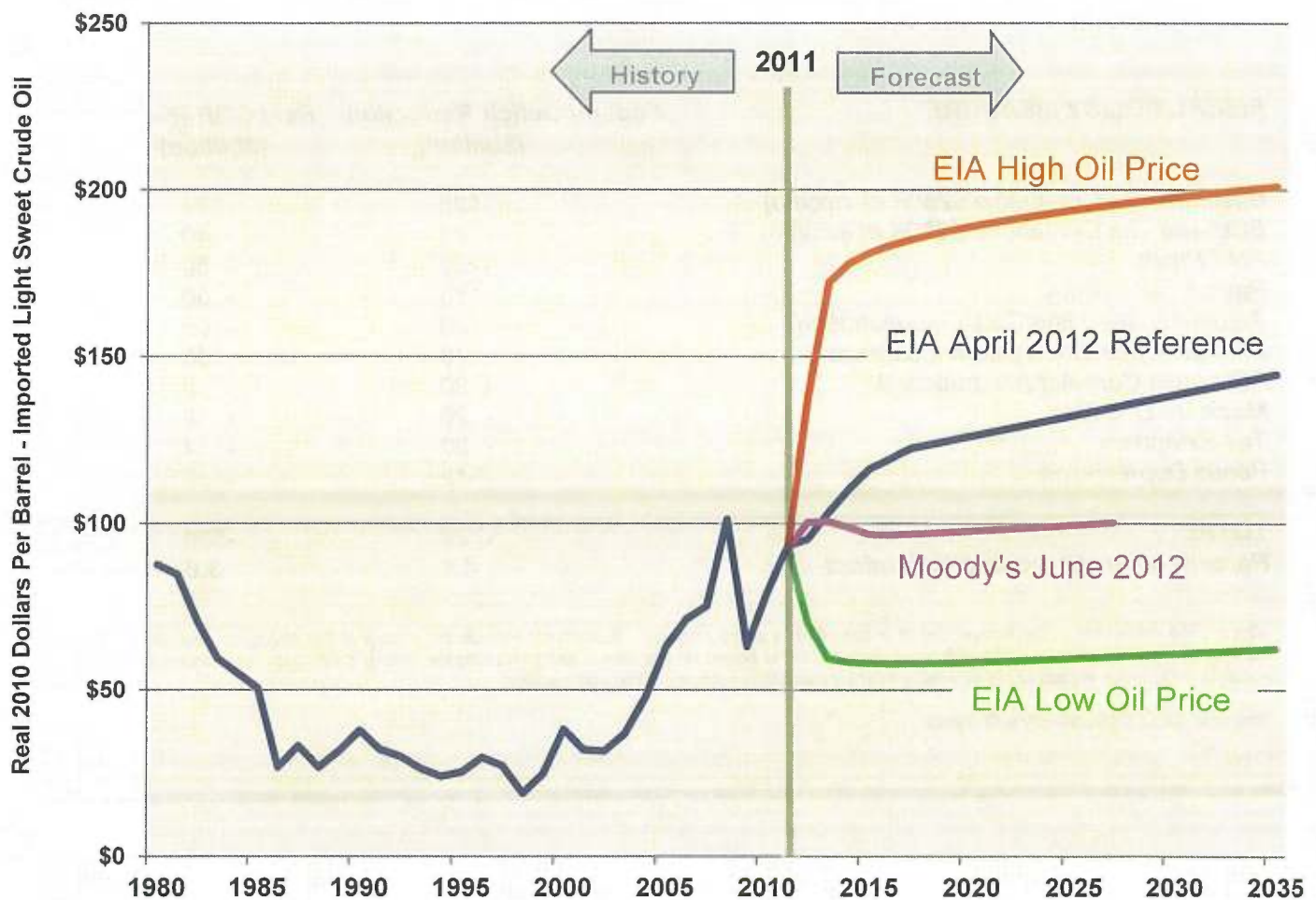
revenues. FY12 gasoline revenues were off \$1.4 million, making the largest negative contribution to a \$3.4 million miss in the overall Transportation Fund.

- Following a recent 20% decline, gasoline prices are expected to remain relatively stable over the balance of this year and next, as weak global economic conditions minimize demand and potential price increases. Uncertainty in oil and gas price forecasts, however, is pronounced, as shown in the below graph, which depicts Moody's June oil price forecast and an equivalent April U.S. Energy Information Administration (EIA) forecast with a high and low 95% confidence interval around the EIA control projections.

Uncertainty Abounds in Oil Price Forecasts

Spring 2012 Projections

(Sources: Moody's Analytics - June 2102, EIA AEO Early Release Overview - April 2012)



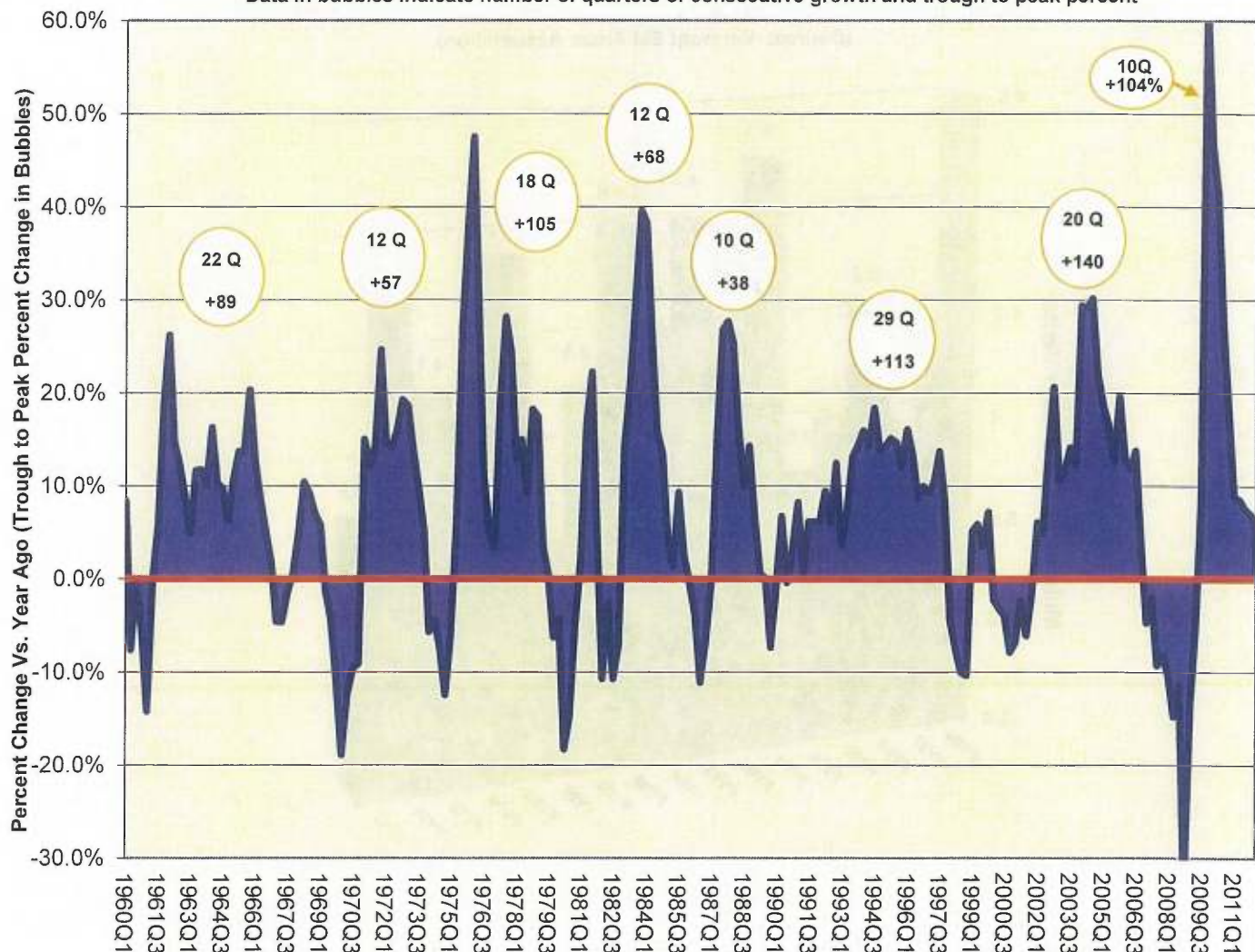
- As shown in the above graph, oil price variability due to political, economic and climatological events could exceed \$110 per barrel (implying a price between \$60 and \$170 per barrel) within a relatively short period of time. While rising gas prices depress State gasoline revenues, they enhance revenues to the new Transportation Infrastructure Bond (TIB) Fund, which

includes a gasoline tax that is based on both gallonage consumed and price. TIB revenues closed FY12 1.5% above prior January projections and are forecast to grow at rates significantly above Transportation Fund gas tax revenues over the next five years. While the TIB Fund is not a part of the Transportation Fund, it is used to fund both bonded projects and pay-as-you-go transportation projects in the State.

- Corporate profits continue to be a bright spot in the economy, posting ten consecutive quarters of growth through the first quarter of 2012. Since their low point in the third quarter of 2009, U.S. corporate profits have risen more than 100% (see below chart) to nearly \$2 trillion. With profits strong and interest rates low, businesses are clearly in a position to hire and invest if and when demand materializes.

Corporate Profits Maintain Solid Growth, Boosting Tax Revenues

(U.S. corporate profits with inventory valuation and capital consumption adjustment; Source: US BEA; Data in bubbles indicate number of quarters of consecutive growth and trough to peak percent



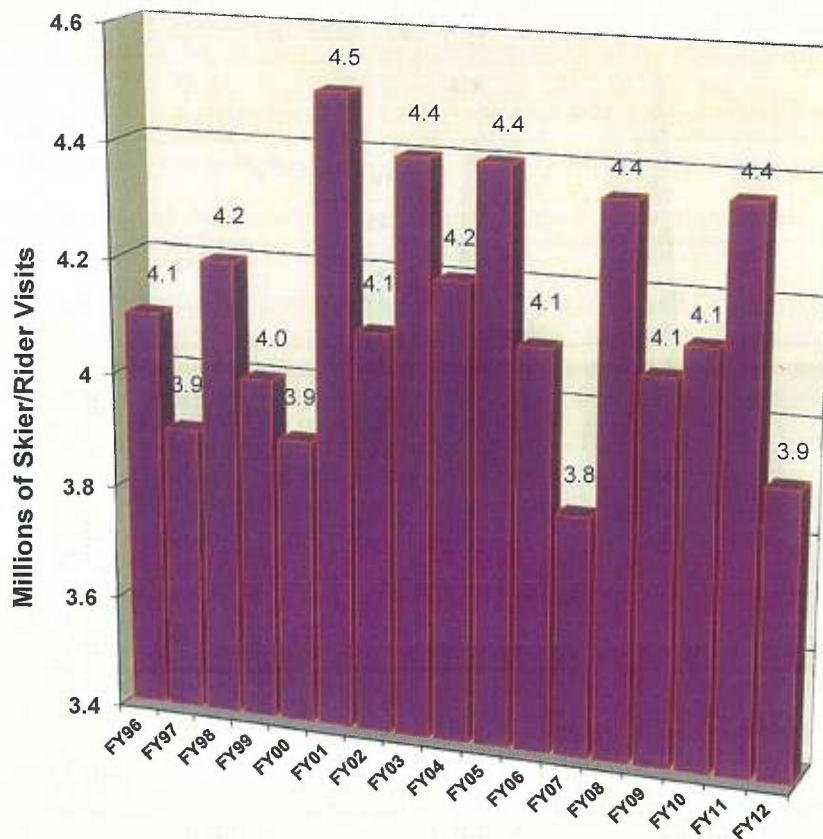
- Corporate income tax revenues in Vermont reflected this strength in FY12, closing the year \$8.6 million above targets and just 4.2% below last year's all-

time record \$89.7 million. A more comprehensive corporate revenue tracking system has recently been developed with the Tax Department and should allow more precise future revenue estimation as this is implemented over the next fiscal year. Based on information currently available, FY13 is expected to decline slightly (-1.8%), as refunding increases, but will still be at near record-high levels in both FY13 and FY14.

- Meals and Rooms revenues held up remarkably well in FY12, hitting all targets, despite enduring catastrophic transportation disruptions and infrastructure losses from Tropical Storm Irene and then experiencing one of the warmest and least “skier-friendly” winters on record. Snowfall at the Burlington airport totaled only 37.7 inches this winter, the lowest amount in 99 years and the third lowest on record since 1884, causing skier visitation to drop 10.6% between FY11 and FY12.

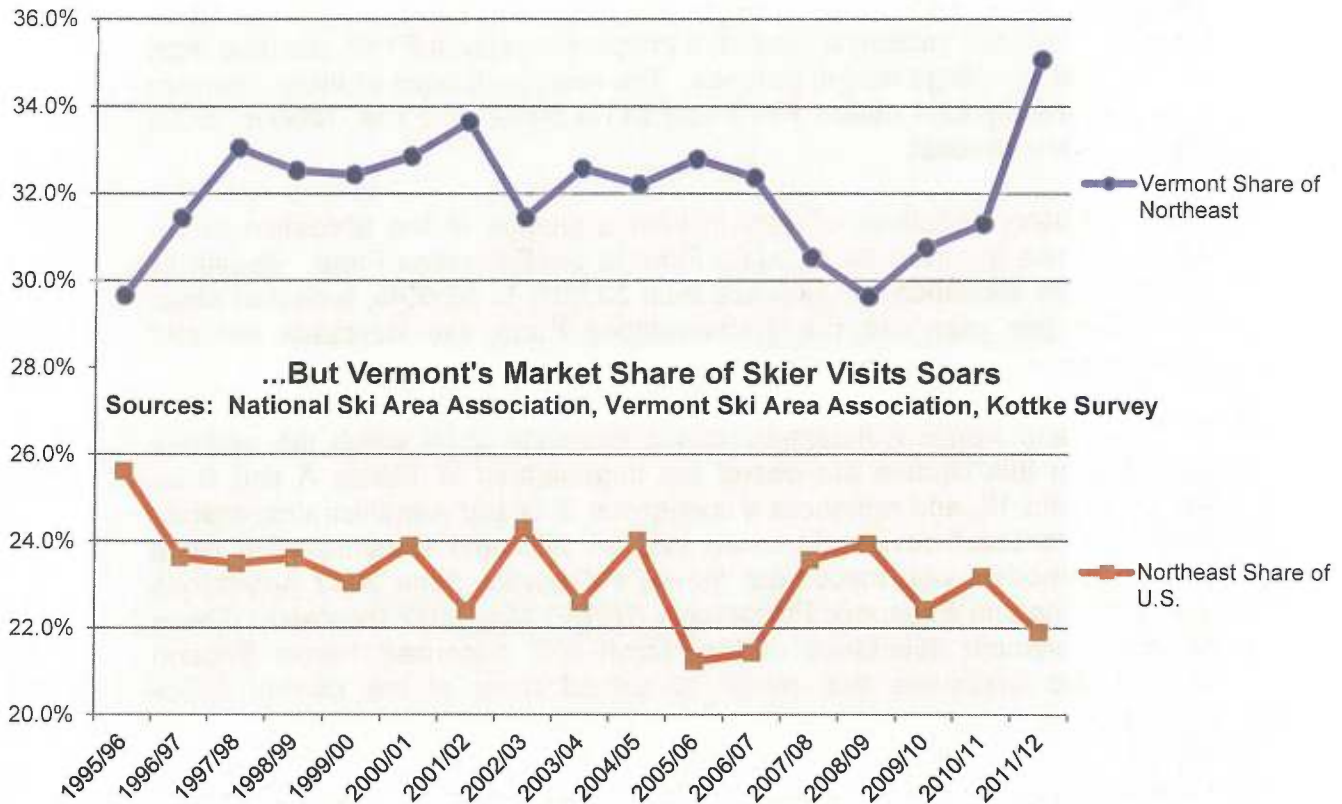
Poor Weather Depresses FY12 Vermont Skier Visitation...

(Source: Vermont Ski Areas Association)



- Poor weather, however, also enveloped the rest of New England and most of the prime western ski destinations, making it one of the worst years on record for U.S. - and especially eastern U.S. - skier visitation. Despite the FY12 decline in skier visits to Vermont, the State fared considerably better than any other New England state and outperformed many western states as well. The

presence of extensive snow-making and its proximity to high-income eastern U.S. and Canadian markets made it the destination of choice for many skiers in this difficult season. As a result, Vermont's share of skier visitation in New England rose to 35.1%, its highest level since 1995-96, the earliest year comparable statistics are available, and rose from 7.3% to 7.7% of the national market.



- Personal income tax receipts in FY12 closed the year \$2.4 million above target, a variance of 0.4% above the prior forecast. The downgrade in expected economic growth in FY13 and FY14, however, will leave personal income revenues about \$9 million below prior projections in FY13 and about \$13 million lower in FY14 than previously forecast.
- Cigarette and tobacco products tax revenues in FY12 exceeded even upwardly revised January projections by more than \$1.8 million. Despite the contention by some that a tax rate increase could result in less revenue to the State, the increase to \$2.62 cents per pack generated nearly \$7 million in new receipts. The continued large price spread between Vermont and New York (more than 23% on a retail price basis) and higher gasoline prices, which reduce the cost-effective range for travel to lower cost jurisdictions (NH), helped minimize potential losses from cross-border purchases. Of more than just tangential interest, and as predicted by most serious analysis, New Hampshire lost more than \$20 million in FY12 revenue as a result of its cigarette price *reduction* of 10 cents per pack. Advocates of the tax rate

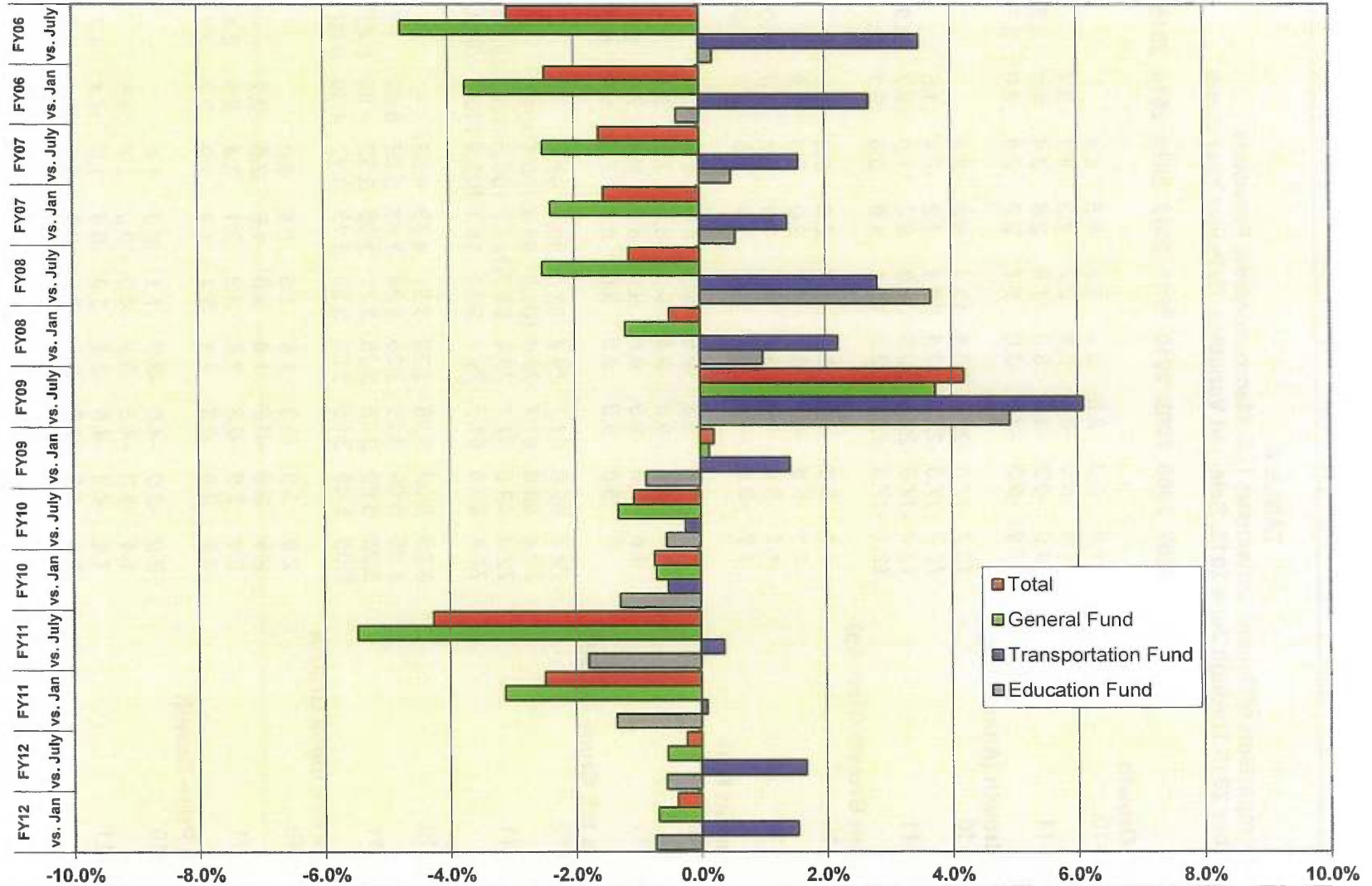
reduction argued it would bring in more revenue, not less, despite the absence of any credible empirical data to support such a position.

- Statutory changes recently enacted to the electric energy tax, which affects only Vermont Yankee, will result in higher recorded revenues in the Source and Available General Funds, but no additional budgetary benefit, since most funds in excess of the prior electric energy tax will be appropriated to the Education Fund and Clean Energy Development Fund. In the current forecast, Vermont Yankee is assumed to operate beyond FY12, pending legal and regulatory rulings now in process. The revenue impact of these changes is approximately \$9.4 million FY13 and \$11.4 million in FY14, relative to the prior January forecast.
- Other statutory directives of note include a change in the allocation of the sales and use tax from the General Fund to the Education Fund. Beginning in FY14, this allocation will increase from 33.33% to 35.00%, a shift of about \$6 million per year. In the Transportation Fund, fee increases will add approximately \$6 million per year to motor vehicle fee revenues.
- The U.S. and Vermont macro-economic forecasts upon which the revenue forecasts in this Update are based are summarized in Tables A and B on pages 17 and 18, and represent a consensus JFO and Administration macro-economic forecast developed using internal JFO and Administration State economic models with input from Moody's Analytics June 2012 projections and New England Economic Partnership (NEEP) May 2012 forecasts. These forecasts assume avoidance of the "fiscal cliff" described herein through compromise measures that retain or extend most of the current policy measures.
- Forecast versus actual revenue variance data for the most recent seven years are illustrated in the chart on the following page. The below table summarizes the same data for the past twelve years. As would be expected, January projections are generally more accurate than July (though not in FY12!). Since fiscal year 2001, there have been 24 regular forecasts (January and July for each year) for each of the three major funds (General Fund, Transportation Fund and Education Fund) for a total of 72 observations. Over this twelve year period, the average absolute value of the variance was 2.1% for total revenues across all three major funds.

AVERAGE ABSOLUTE VALUE OF FORECAST VS. ACTUAL VARIANCE (FY2001 to FY2012)			
Fund	Forecast Period		
	January	July	All Periods
Education Fund	1.1%	2.4%	1.7%
Transportation Fund	1.4%	2.2%	1.8%
General Fund	2.2%	3.7%	3.0%
Total	1.5%	2.7%	2.1%

Vermont Consensus Revenue Forecasting Record

(Forecast Percent Variance from Actual, FY2006 to FY2012 - Source: Joint Fiscal Office)



	FY12	FY12	FY11	FY11	FY10	FY10	FY09	FY09	FY08	FY08	FY07	FY07	FY06	FY06
	vs. Jan	vs. July	vs. Jan	vs. July	vs. Jan	vs. July	vs. Jan	vs. July	vs. Jan	vs. July	vs. Jan	vs. July	vs. Jan	vs. July
Total	-0.4%	-0.2%	-2.5%	-4.3%	-0.7%	-1.1%	0.2%	4.2%	-0.5%	-1.1%	-1.5%	-1.6%	-2.5%	-3.1%
General Fund	-0.7%	-0.5%	-3.1%	-5.5%	-0.7%	-1.3%	0.1%	3.7%	-1.2%	-2.5%	-2.4%	-2.5%	-3.7%	-4.8%
Transportation Fund	1.5%	1.7%	0.1%	0.4%	-0.5%	-0.2%	1.4%	6.1%	2.2%	2.8%	1.4%	1.6%	2.7%	3.5%
Education Fund	-0.7%	-0.6%	-1.3%	-1.8%	-1.3%	-0.5%	-0.9%	4.9%	1.0%	3.7%	0.6%	0.5%	-0.4%	0.2%

TABLE A
Comparison of Recent Consensus U.S. Macroeconomic Forecasts
December 2010 Through June 2012, Selected Variables, Calendar Year Basis

	2007	2008	2009	2010	2011	2012	2013	2014	2015
Real GDP Growth									
December-10	1.9	0.0	-2.6	2.9	3.9	4.5	4.4		
June-11	1.9	0.0	-2.6	2.9	2.7	4.2	4.1	3.4	
December-11	1.9	-0.3	-3.5	3.0	1.8	2.6	3.4	4.1	3.7
June-12	1.9	-0.3	-3.5	3.0	1.7	2.2	2.6	4.0	3.7
S&P 500 Growth (Annual Avg.)									
December-10	12.7	-17.3	-22.5	20.5	12.4	6.8	5.8		
June-11	12.7	-17.3	-22.5	20.5	18.4	1.2	-2.4	1.5	
December-11	12.7	-17.3	-22.5	20.3	0.0	9.2	11.5	8.7	2.9
June-12	12.7	-17.3	-22.5	20.3	11.4	4.8	0.6	2.1	2.1
Employment Growth (Non-Ag)									
December-10	1.1	-0.6	-4.3	-0.5	1.7	2.3	3.3		
June-11	1.1	-0.6	-4.4	-0.7	1.2	2.0	2.6	2.9	
December-11	1.1	-0.6	-4.4	-0.7	1.0	1.0	1.5	3.0	2.0
June-12	1.1	-0.6	-4.4	-0.7	1.2	1.4	1.5	2.3	2.6
Unemployment Rate									
December-10	4.6	5.8	9.3	9.6	9.5	8.0	6.4		
June-11	4.6	5.8	9.3	9.6	9.0	8.4	7.3	5.8	
December-11	4.6	5.8	9.3	9.6	9.0	8.8	8.4	7.0	5.9
June-12	.6	5.8	9.3	9.6	9.0	8.1	7.8	6.9	6.0
West Texas Int. Crude Oil \$/Bbl									
December-10	72.4	99.6	61.7	79.4	93.0	96.4	97.9		
June-11	72.4	99.6	61.7	79.4	101.2	99.4	100.5	101.0	
December-11	72.4	99.6	61.7	79.4	94.7	104.2	106.5	106.8	107.0
June-12	72.4	99.6	61.7	79.4	95.1	98.1	100.9	110.7	108.9
Prime Rate									
December-10	8.05	5.09	3.25	3.23	3.21	4.43	6.55		
June-11	8.05	5.09	3.25	3.25	3.24	3.63	5.05	6.69	
December-11	8.05	5.09	3.25	3.25	3.21	3.08	3.32	4.69	6.43
June-12	8.05	5.09	3.25	3.25	3.25	3.13	3.12	4.30	6.02
Consumer Price Index Growth									
December-10	2.9	3.8	-0.3	1.6	1.5	2.6	3.0		
June-11	2.9	3.8	-0.3	1.6	3.0	1.9	2.5	2.7	
December-11	2.9	3.8	-0.3	1.6	3.2	2.1	2.4	2.9	2.4
June-12	2.9	3.8	-0.3	1.6	3.1	1.9	1.9	2.7	2.7
Avg. Home Price Growth									
December-10	2.0	-3.0	-4.0	-3.7	-1.1	0.3	1.4		
June-11	1.4	-4.2	-4.5	-3.5	-4.0	0.0	1.7	4.6	
December-11	1.4	-4.3	-4.6	-3.6	-3.9	-0.4	1.0	4.1	4.7
June-12	1.3	-4.5	-4.8	-3.7	-3.5	-0.9	0.0	3.1	4.7

TABLE B
Comparison of Consensus Administration and JFO Vermont State Forecasts
November 2009 Through June 2012, Selected Variables, Calendar Year Basis

	2007	2008	2009	2010	2011	2012	2013	2014	2015
Real GSP Growth									
November-09	1.7	1.7	-3.1	-0.5	4.5	5.3	4.3		
June-10	1.7	1.7	-0.3	3.5	4.0	5.1	3.2		
December-10	0.1	2.0	-0.7	3.4	4.1	5.3	3.8		
June-11	-0.7	0.4	-2.3	3.2	3.5	4.0	3.9	3.0	
December-11	-0.7	0.4	-2.3	3.2	2.3	2.8	3.5	3.6	3.3
June-12	-0.8	-0.2	-3.6	4.1	0.5	2.3	2.9	3.3	3.4
Population Growth									
November-09	0.1	0.1	0.0	0.2	0.3	0.3	0.3		
June-10	0.1	0.1	0.1	0.1	0.3	0.3	0.3		
December-10	0.1	0.1	0.1	0.1	0.3	0.4	0.5		
June-11	0.2	0.2	0.1	0.2	0.3	0.3	0.3	0.3	
December-11	0.2	0.2	0.1	0.2	0.3	0.3	0.3	0.4	0.3
June-12	0.1	0.1	0.1	0.2	0.1	0.3	0.3	0.4	0.4
Employment Growth									
November-09	0.2	-0.7	-3.8	-1.1	1.3	2.3	2.9		
June-10	0.2	-0.4	-3.3	-0.4	0.8	2.2	1.9		
December-10	0.2	-0.4	-3.3	-0.9	0.5	1.8	2.7		
June-11	0.2	-0.4	-3.2	0.1	2.6	1.0	1.9	2.4	
December-11	0.2	-0.4	-3.2	0.1	1.8	1.3	1.9	2.5	2.2
June-12	0.2	-0.3	-3.3	0.2	0.7	1.2	1.1	2.0	2.3
Unemployment Rate									
November-09	4.0	4.8	7.2	8.1	7.4	6.0	5.1		
June-10	3.9	4.5	6.9	6.7	6.6	5.4	4.5		
December-10	3.9	4.5	6.9	6.2	6.1	5.2	4.1		
June-11	3.9	4.5	6.9	6.2	5.7	5.5	4.6	3.4	
December-11	3.9	4.5	6.9	6.2	5.5	5.4	5.1	4.4	3.5
June-12	3.9	4.6	6.9	6.4	5.6	4.8	4.7	4.3	3.9
Personal Income Growth									
November-09	6.7	4.3	1.4	1.1	2.4	3.5	5.1		
June-10	4.8	2.7	-0.3	2.8	3.4	5.5	6.0		
December-10	4.8	2.7	0.2	2.5	2.8	5.8	6.5		
June-11	5.5	3.7	-0.3	3.4	5.5	4.8	6.8	6.1	
December-11	5.5	3.7	-1.3	3.4	4.0	5.0	5.3	5.1	4.8
June-12	5.5	4.4	-1.3	3.4	4.3	3.3	4.4	6.0	6.2
Home Price Growth									
November-09	3.2	0.8	-1.8	-1.9	0.4	1.1	2.1		
June-10	3.1	0.4	-1.5	-2.1	0.1	1.1	2.1		
December-10	3.0	0.3	-1.5	-1.3	-0.1	0.7	1.3		
June-11	2.9	0.1	-1.5	-0.9	0.0	0.7	1.3	1.5	
December-11	2.8	0.1	-1.5	-0.8	-0.5	0.5	1.2	1.6	2.1
June-12	2.8	0.0	-1.6	-0.9	-0.4	0.6	1.1	1.6	2.0

Methodological Notes and Other Comments

- This analysis has benefited significantly from the input and support of Tax Department and Joint Fiscal Office personnel. In the Joint Fiscal Office, Sara Teachout, Stephanie Barrett, Catherine Benham, Neil Schickner and Mark Perrault have contributed to numerous policy and revenue impact analyses and coordinated JFO forecast production and related legislative committee support functions. Theresa Utton-Jerman has diligently organized and updated large tax and other databases in support of JFO revenue forecasting activities. In the Tax Department, Susan Mesner, Tax Department Economist, has made invaluable analytic contributions to many tax and revenue forecasts, including tax law change analyses, and Rachel Stanger, Tax Research and Statistics Analyst, has provided custom research and statistical and related background information from the detailed tax databases she maintains. Our thanks to all of the above for their many contributions to this analysis.
- The analysis in support of JFO economic and revenue projections are based on statistical and econometric models, and professional analytic judgment. All models are based on 35 years of data for each of the 25 General Fund categories (three aggregates), 31 years of data for each of the Transportation Fund categories (one aggregate), and 13 to 35 years for each of the Education Fund categories. The analyses employed includes seasonal adjustment using the X-11 and X-12 Census methods, various moving average techniques (such as Henderson Curves, etc.), Box-Jenkins ARIMA type models, pressure curve analysis, comparable-pattern analysis of monthly, quarterly and half year trends for current year estimation, and behavioral econometric forecasting models.
- Because the State does not currently fund an internal State or U.S. macro-economic model, this analysis relies primarily on macro-economic models from Moody's/Economy.com and the New England Economic Partnership (NEEP). The NEEP forecast for Vermont is managed by Jeff Carr, of Economic & Policy Resources, Inc., who is also the current Administration economist. Since October of 2001, input and review of initial Vermont NEEP model design and output prior to its release has been provided by KRA, as the State Economist and Principal Economic Advisor to the Vermont Legislature. Dynamic and other input/output-based models for the State of Vermont, including those from Regional Economic Models, Inc. (REMI), Regional Dynamics, Inc. (REDYN), and IMPLAN are also maintained and managed by the JFO for use in selected economic impact and simulation analyses used herein.
- The Consensus JFO and Administration forecasts are developed following discussion, analysis and synthesis of independent revenue projections, econometric models and source data produced by Administration and Joint Fiscal Office economic advisors.

TABLE 1A - STATE OF VERMONT
LEGISLATIVE JOINT FISCAL OFFICE
SOURCE GENERAL FUND REVENUE FORECAST UPDATE
Consensus JFO and Administration Forecast - July 2012

SOURCE G-FUND

revenues are prior to all E-Fund allocations
and other out-transfers. Used for
analytic and comparative purposes only.

	FY 2008	%	FY 2009	%	FY 2010	%	FY 2011	%	FY 2012	%	FY 2013	%	FY 2014	%
	(Actual)	Change	(Actual)	Change	(Actual)	Change	(Actual)	Change	(Preliminary)	Change	(Forecast)	Change	(Forecast)	Change
REVENUE SOURCE														
Personal Income	\$622.3	7.1%	\$530.3	-14.8%	\$498.0	-6.1%	\$553.3	11.1%	\$597.0	7.9%	\$633.4	6.1%	\$686.7	8.4%
Sales & Use*	\$338.4	1.4%	\$321.2	-5.1%	\$311.1	-3.1%	\$325.6	4.7%	\$341.8	5.0%	\$352.3	3.1%	\$364.0	3.3%
Corporate	\$74.6	2.4%	\$66.2	-11.3%	\$62.8	-5.1%	\$89.7	42.7%	\$85.9	-4.2%	\$84.4	-1.8%	\$86.9	3.0%
Meals and Rooms	\$121.1	5.4%	\$117.1	-3.3%	\$118.0	0.8%	\$122.6	4.0%	\$126.9	3.5%	\$131.4	3.6%	\$136.5	3.9%
Cigarette and Tobacco**	\$59.2	-7.9%	\$64.1	8.3%	\$70.1	9.2%	\$72.9	4.0%	\$80.1	9.9%	\$77.4	-3.4%	\$75.3	-2.7%
Liquor	\$14.2	3.7%	\$15.0	6.0%	\$14.9	-1.0%	\$15.4	3.1%	\$16.4	7.0%	\$16.8	2.3%	\$17.2	2.4%
Insurance	\$54.8	3.8%	\$53.7	-2.1%	\$53.3	-0.9%	\$55.0	3.3%	\$56.3	2.5%	\$57.9	2.8%	\$59.5	2.8%
Telephone	\$9.5	-4.6%	\$9.1	-3.8%	\$7.9	-13.9%	\$11.4	44.4%	\$9.6	-15.3%	\$9.5	-1.3%	\$9.4	-1.1%
Beverage	\$5.6	1.9%	\$5.6	0.3%	\$5.7	0.4%	\$5.8	2.2%	\$6.0	3.3%	\$6.1	2.1%	\$6.2	1.6%
Electric***	\$2.7	3.3%	\$2.8	4.0%	\$2.9	2.5%	\$2.9	0.8%	\$2.9	0.3%	\$9.4	220.8%	\$11.4	21.3%
Estate	\$15.7	-11.9%	\$23.4	49.1%	\$14.2	-39.5%	\$35.9	153.3%	\$13.3	-62.8%	\$20.2	51.5%	\$21.8	7.9%
Property	\$34.0	-13.5%	\$25.9	-23.7%	\$23.8	-8.2%	\$25.6	7.7%	\$24.1	-6.0%	\$26.4	9.6%	\$28.6	8.3%
Bank	\$10.2	-3.4%	\$20.6	102.5%	\$10.4	-49.7%	\$15.4	49.0%	\$10.7	-30.9%	\$10.4	-2.4%	\$10.3	-1.0%
Other Tax	\$3.2	-51.1%	\$2.8	-12.7%	\$3.7	32.1%	\$3.7	1.7%	\$1.2	-66.7%	\$3.2	158.7%	\$3.6	12.5%
Total Tax Revenue	\$1365.5	3.0%	\$1257.9	-7.9%	\$1196.5	-4.9%	\$1335.1	11.6%	\$1372.4	2.8%	\$1438.8	4.8%	\$1517.4	5.5%
Business Licenses	\$2.7	-1.0%	\$3.0	9.4%	\$3.0	-0.2%	\$3.0	-0.6%	\$3.0	2.8%	\$3.1	1.7%	\$3.2	3.2%
Fees	\$14.7	3.6%	\$19.1	29.5%	\$19.2	0.9%	\$20.5	6.4%	\$20.9	2.1%	\$21.6	3.4%	\$22.3	3.2%
Services	\$1.7	15.9%	\$1.5	-11.0%	\$1.2	-19.9%	\$1.1	-8.7%	\$2.3	105.8%	\$1.4	-39.9%	\$1.5	7.1%
Fines	\$4.4	38.6%	\$9.8	122.0%	\$7.4	-24.8%	\$5.7	-22.2%	\$7.4	28.7%	\$6.9	-6.3%	\$7.2	4.3%
Interest	\$3.9	10.1%	\$1.4	-63.9%	\$0.6	-57.0%	\$0.3	-49.7%	\$0.5	48.4%	\$0.6	31.6%	\$1.2	100.0%
Lottery	\$22.7	-2.5%	\$20.9	-7.7%	\$21.6	3.0%	\$21.4	-0.7%	\$22.3	4.2%	\$22.4	0.3%	\$22.7	1.3%
All Other	\$0.6	-44.1%	\$0.2	-64.7%	\$0.3	57.4%	\$0.7	115.7%	\$0.9	19.7%	\$0.6	-32.9%	\$0.7	16.7%
Total Other Revenue	\$50.9	2.5%	\$56.0	10.0%	\$53.3	-4.7%	\$52.8	-1.1%	\$57.3	8.6%	\$56.6	-1.3%	\$58.8	3.9%
TOTAL GENERAL FUND	\$1416.4	3.0%	\$1313.9	-7.2%	\$1249.9	-4.9%	\$1387.9	11.0%	\$1429.7	3.0%	\$1495.4	4.6%	\$1576.2	5.4%
OTHER														
Fuel Gross Receipts Tax	\$7.3	6.3%	\$7.5	3.7%	\$6.7	-10.6%	\$7.5	11.5%	\$7.7	2.9%	\$8.0	3.4%	\$8.2	2.5%

* Includes Telecommunications Tax; includes \$3.76M transfer in FY08 to the T-Fund for prior years Jet Fuel tax processing error

** Includes Cigarette, Tobacco Products and Floor Stock tax revenues

*** Assumes Vermont Yankee continues to operate beyond FY12, pending legal and regulatory rulings, and is taxed per Act 143 of 2012 effective in FY13;
Stated Electric Energy Tax revenues exclude appropriations to the Clean Energy Development Fund and Education Fund

TABLE 1 - STATE OF VERMONT
LEGISLATIVE JOINT FISCAL OFFICE
AVAILABLE GENERAL FUND REVENUE FORECAST UPDATE
Consensus JFO and Administration Forecast - July 2012

CURRENT LAW BASIS

*including all Education Fund
allocations and other out-transfers*

	FY 2008	%	FY 2009	%	FY 2010	%	FY 2011	%	FY 2012	%	FY 2013	%	FY 2014	%
	<i>(Actual)</i>	<i>Change</i>	<i>(Actual)</i>	<i>Change</i>	<i>(Actual)</i>	<i>Change</i>	<i>(Actual)</i>	<i>Change</i>	<i>(Preliminary)</i>	<i>Change</i>	<i>(Forecast)</i>	<i>Change</i>	<i>(Forecast)</i>	<i>Change</i>
REVENUE SOURCE														
Personal Income	\$622.3	7.1%	\$530.3	-14.8%	\$498.0	-6.1%	\$553.3	11.1%	\$597.0	7.9%	\$633.4	6.1%	\$686.7	8.4%
Sales and Use*	\$225.6	1.4%	\$214.1	-5.1%	\$207.4	-3.1%	\$217.1	4.7%	\$227.9	5.0%	\$234.9	3.1%	\$236.6	0.7%
Corporate	\$74.6	2.4%	\$66.2	-11.3%	\$62.8	-5.1%	\$89.7	42.7%	\$85.9	-4.2%	\$84.4	-1.8%	\$86.9	3.0%
Meals and Rooms	\$121.1	5.4%	\$117.1	-3.3%	\$118.0	0.8%	\$122.6	4.0%	\$126.9	3.5%	\$131.4	3.6%	\$136.5	3.9%
Cigarette and Tobacco	\$0.0	NM	\$0.0	NM	\$0.0	NM	\$0.0	NM	\$0.0	NM	\$0.0	NM	\$0.0	NM
Liquor	\$14.2	3.7%	\$15.0	6.0%	\$14.9	-1.0%	\$15.4	3.1%	\$16.4	7.0%	\$16.8	2.3%	\$17.2	2.4%
Insurance	\$54.8	3.8%	\$53.7	-2.1%	\$53.3	-0.9%	\$55.0	3.3%	\$56.3	2.5%	\$57.9	2.8%	\$59.5	2.8%
Telephone	\$9.5	-4.6%	\$9.1	-3.8%	\$7.9	-13.9%	\$11.4	44.4%	\$9.6	-15.3%	\$9.5	-1.3%	\$9.4	-1.1%
Beverage	\$5.6	1.9%	\$5.6	0.3%	\$5.7	0.4%	\$5.8	2.2%	\$6.0	3.3%	\$6.1	2.1%	\$6.2	1.6%
Electric**	\$2.7	3.3%	\$2.8	4.0%	\$2.9	2.5%	\$2.9	0.8%	\$2.9	0.3%	\$9.4	220.8%	\$11.4	NM
Estate***	\$15.7	-11.9%	\$21.9	39.4%	\$14.2	-35.2%	\$21.0	48.3%	\$13.3	-36.5%	\$20.2	51.5%	\$21.8	7.9%
Property	\$10.7	-16.3%	\$8.5	-21.1%	\$7.8	-8.2%	\$8.4	7.7%	\$7.9	-6.2%	\$8.5	8.6%	\$9.2	8.3%
Bank	\$10.2	-3.4%	\$20.6	102.5%	\$10.4	-49.7%	\$15.4	49.0%	\$10.7	-30.9%	\$10.4	-2.4%	\$10.3	-1.0%
Other Tax	\$3.2	-51.1%	\$2.8	-12.7%	\$3.7	32.1%	\$3.7	1.7%	\$1.2	-66.7%	\$3.2	158.7%	\$3.6	12.5%
Total Tax Revenue	\$1170.3	4.1%	\$1067.7	-8.8%	\$1006.7	-5.7%	\$1121.6	11.4%	\$1162.1	3.6%	\$1226.1	5.5%	\$1295.3	5.6%
Business Licenses	\$2.7	-1.0%	\$3.0	9.4%	\$3.0	-0.2%	\$3.0	-0.6%	\$3.0	2.8%	\$3.1	1.7%	\$3.2	3.2%
Fees	\$14.7	3.6%	\$19.1	29.5%	\$19.2	0.9%	\$20.5	6.4%	\$20.9	2.1%	\$21.6	3.4%	\$22.3	3.2%
Services	\$1.7	15.9%	\$1.5	-11.0%	\$1.2	-19.9%	\$1.1	-8.7%	\$2.3	105.8%	\$1.4	-39.9%	\$1.5	7.1%
Fines	\$4.4	38.6%	\$9.8	122.0%	\$7.4	-24.8%	\$5.7	-22.2%	\$7.4	28.7%	\$6.9	-6.3%	\$7.2	4.3%
Interest	\$5.3	7.2%	\$1.2	-77.8%	\$0.5	-56.3%	\$0.3	-49.9%	\$0.4	62.3%	\$0.5	20.7%	\$1.1	120.0%
All Other	\$0.6	-44.1%	\$0.2	-64.7%	\$0.3	57.4%	\$0.7	115.7%	\$0.9	19.7%	\$0.6	-32.9%	\$0.7	16.7%
Total Other Revenue	\$29.5	6.5%	\$34.8	18.0%	\$31.7	-8.9%	\$31.3	-1.2%	\$34.9	11.7%	\$34.1	-2.4%	\$36.0	5.6%
TOTAL GENERAL FUND	\$1199.7	4.2%	\$1102.5	-8.1%	\$1038.4	-5.8%	\$1152.8	11.0%	\$1197.0	3.8%	\$1260.2	5.3%	\$1331.3	5.6%

* Includes \$2.5M transfer to the T-Fund in FY08 for prior years Jet Fuel tax processing errors; Transfer to the Education Fund increases from 33.3% to 35.0% effective in FY14

** Assumes Vermont Yankee continues to operate beyond FY12, pending legal and regulatory rulings, and is taxed per Act 143 of 2012 effective in FY13;

Stated Electric Energy Tax revenues exclude appropriations to the Clean Energy Development Fund and Education Fund

*** Excludes transfer to the Higher Education Trust Fund of \$2.4M in FY05, \$5.2M in FY06 and \$11.0M in FY11

**TABLE 2A - STATE OF VERMONT
LEGISLATIVE JOINT FISCAL OFFICE
SOURCE TRANSPORTATION FUND REVENUE FORECAST UPDATE
Consensus JFO and Administration Forecast - July 2012**

SOURCE T-FUND

revenues are prior to all E-Fund allocations
and other out-transfers. Used for
analytic and comparative purposes only.

	FY 2008	%	FY 2009	%	FY 2010	%	FY 2011	%	FY 2012	%	FY 2013	%	FY 2014	%
	(Actual)	Change	(Actual)	Change	(Actual)	Change	(Actual)	Change	(Preliminary)	Change	(Forecast)	Change	(Forecast)	Change
REVENUE SOURCE														
Gasoline	\$62.6	-1.6%	\$60.6	-3.1%	\$61.0	0.6%	\$60.6	-0.6%	\$59.3	-2.2%	\$60.3	1.7%	\$61.4	1.8%
Diesel	\$16.6	-7.8%	\$15.5	-6.5%	\$15.1	-2.6%	\$15.4	2.0%	\$16.0	3.9%	\$16.2	1.2%	\$16.7	3.1%
Purchase and Use*	\$79.0	-2.0%	\$65.9	-16.6%	\$69.7	5.7%	\$77.1	10.5%	\$81.9	6.3%	\$86.1	5.1%	\$90.8	5.5%
Motor Vehicle Fees	\$67.5	3.2%	\$65.5	-3.0%	\$72.5	10.7%	\$72.3	-0.3%	\$73.5	1.7%	\$79.8	8.5%	\$81.6	2.3%
Other Revenue**	\$23.7	17.2%	\$18.0	-24.0%	\$18.2	1.4%	\$17.9	-1.9%	\$18.3	2.2%	\$18.7	2.3%	\$19.1	2.1%
TOTAL TRANS. FUND	\$249.4	0.6%	\$225.6	-9.6%	\$236.6	4.9%	\$243.3	2.8%	\$249.0	2.3%	\$261.1	4.9%	\$269.6	3.3%

**TABLE 2 - STATE OF VERMONT
LEGISLATIVE JOINT FISCAL OFFICE
AVAILABLE TRANSPORTATION FUND REVENUE FORECAST UPDATE
Consensus JFO and Administration Forecast - July 2012**

CURRENT LAW BASIS

including all Education Fund
allocations and other out-transfers

	FY 2008	%	FY 2009	%	FY 2010	%	FY 2011	%	FY 2012	%	FY 2013	%	FY 2014	%
	(Actual)	Change	(Actual)	Change	(Actual)	Change	(Actual)	Change	(Preliminary)	Change	(Forecast)	Change	(Forecast)	Change
REVENUE SOURCE														
Gasoline	\$62.6	-1.6%	\$60.6	-3.1%	\$61.0	0.6%	\$60.6	-0.6%	\$59.3	-2.2%	\$60.3	1.7%	\$61.4	1.8%
Diesel	\$16.6	-7.8%	\$15.5	-6.5%	\$15.1	-2.6%	\$15.4	2.0%	\$16.0	3.9%	\$16.2	1.2%	\$16.7	3.1%
Purchase and Use*	\$52.7	-2.0%	\$44.0	-16.6%	\$46.5	5.7%	\$51.4	10.5%	\$54.6	6.3%	\$57.4	5.1%	\$60.5	5.5%
Motor Vehicle Fees	\$67.5	3.2%	\$65.5	-3.0%	\$72.5	10.7%	\$72.3	-0.3%	\$73.5	1.7%	\$79.8	8.5%	\$81.6	2.3%
Other Revenue**	\$23.7	23.5%	\$18.0	-24.0%	\$18.2	1.4%	\$17.9	-1.9%	\$18.3	2.2%	\$18.7	2.3%	\$19.1	2.1%
TOTAL TRANS. FUND	\$223.1	1.4%	\$203.6	-8.7%	\$213.3	4.8%	\$217.6	2.0%	\$221.7	1.9%	\$232.4	4.8%	\$239.3	3.0%

OTHER

TIB Gasoline					\$13.4	NM	\$16.5	23.6%	\$20.9	26.6%	\$21.0	0.7%	\$22.1	4.9%
TIB Diesel and Other***					\$1.5	NM	\$2.0	31.7%	\$1.9	-1.4%	\$2.1	6.4%	\$2.1	2.9%
Total TIB					\$14.9	NM	\$18.5	24.4%	\$22.8	23.6%	\$23.1	1.2%	\$24.2	4.7%

* As of FY04, includes Motor Vehicle Rental tax revenue

** Beginning in FY07, includes Stabilization Reserve interest; FY08 data includes \$3.76M transfer from G-Fund for prior Jet Fuel tax processing errors and inclusion of this tax in subsequent years

*** Includes TIB Fund interest income of less than \$15,000

**TABLE 3 - STATE OF VERMONT
LEGISLATIVE JOINT FISCAL OFFICE
AVAILABLE EDUCATION FUND* REVENUE FORECAST UPDATE**
(Partial Education Fund Total - Includes Source General and Transportation Fund Allocations Only)
Consensus JFO and Administration Forecast - July 2012

CURRENT LAW BASIS

* Source General and Transportation

Fund taxes allocated to or associated
with the Education Fund only.

	FY 2008	%	FY 2009	%	FY 2010	%	FY 2011	%	FY 2012	%	FY 2013	%	FY 2014	%
	<i>(Actual)</i>	<i>Change</i>	<i>(Actual)</i>	<i>Change</i>	<i>(Actual)</i>	<i>Change</i>	<i>(Actual)</i>	<i>Change</i>	<i>(Preliminary)</i>	<i>Change</i>	<i>(Forecast)</i>	<i>Change</i>	<i>(Forecast)</i>	<i>Change</i>
GENERAL FUND														
Sales & Use**	\$112.8	1.4%	\$107.1	-5.1%	\$103.7	-3.1%	\$108.5	4.7%	\$113.9	5.0%	\$117.4	3.1%	\$127.4	8.5%
Interest	(\$1.3)	-0.8%	\$0.3	NM	\$0.1	-60.2%	\$0.1	-48.8%	\$0.0	-20.0%	\$0.1	139.6%	\$0.1	0.0%
Lottery	\$22.7	-2.5%	\$20.9	-7.7%	\$21.6	3.0%	\$21.4	-0.7%	\$22.3	4.2%	\$22.4	0.3%	\$22.7	1.3%
TRANSPORTATION FUND														
Purchase and Use***	\$26.3	-2.0%	\$22.0	-16.6%	\$23.2	5.7%	\$25.7	10.5%	\$27.3	6.3%	\$28.7	5.1%	\$30.3	5.5%
TOTAL	\$160.5	0.3%	\$150.2	-6.4%	\$148.6	-1.1%	\$155.7	4.8%	\$163.6	5.1%	\$168.6	3.1%	\$180.5	7.0%

** Includes Telecommunications Tax; Includes \$1.25M transfer to T-Fund in FY08 for prior Jet Fuel Tax processing errors; Transfer percentage from the General Fund increases from 33.3% to 35.0% effective in FY14

*** Includes Motor Vehicle Rental revenues, restated

State of Vermont

Department of Finance & Management
109 State Street, Pavilion Building
Montpelier, VT 05620-0401

Agency of Administration

[phone] 802-828-2376

[fax] 802-828-2428

PRELIMINARY RESULTS
Joint Fiscal Committee

July 20, 2012

Jim Reardon, Commission of Finance & Management

FY 2012 Preliminary Revenue vs. Target				
Major Fund (\$ millions)	FY 2012 Preliminary	FY 2012 Target (Jan 2012)	FY 2012 Prelim. vs. Target	
			Amount	Percent
General Fund (updated as of 7/16/12)	\$1,197.00	\$1,189.37	+\$7.60	+0.64%
Other Changes:				
		VEDA w/o increase	-\$0.07	\$117k vs. \$45k estimate
		Additional Property Transfer Tax	-\$1.35	PTT Receipts less
		Change to Direct Apps & Reversions	+\$7.14	Mortgage Settlement Rec'd FY12 vs. FY13; Unclaimed Property; DFR (BISHCA)
		Other Bill/Other Revenue/Close-Out Adjustments	-2.09	Other Revenue not in Jan 2012 estimate now included.
		Sec. Admin → BGS Irene reconstruction	-\$11.23	Act 162 Sec. C.205
		Undesignated & Unreserved Amount	+\$0.00	

Transportation Fund (updated as of 7/16/12)	\$ 221.71	\$ 225.17	-\$3.46	-1.49%
Education Fund (updated as of 7/16/12)(a)	\$ 163.62	\$ 162.30	+\$1.32	+0.81%

(a) Note: Education Fund increased by \$1.57 M versus Press release – additional deposit from Lottery

FY 2012 Preliminary Close-out – Direct Apps/Reversions			
General Fund (\$ millions)	Preliminary FY 2012 Closeout	Assumed FY 2012 BAA	Amount +Change-
Direct Applications & Reversions	\$42.26	\$35.09	+\$7.17

FY 2012 Reserves & Designated Items		
General Fund (\$ millions)	Preliminary FY 2012 Closeout	Explanation
To Sec Admin.	\$ 7.00	Carry-Forward: \$7.0 M 2011 Act 63 § C.110 (c), less \$5.1 M used for LIHEAP; then \$5.1M replenished Act 162 Sec. C.202.
To Sec. Admin for transfer to BGS	\$ 11.23	Preliminary Close-Out Balance for Irene reconstruction.
Revenue Balance Reserve	\$ 3.88	For Federal Cuts (from FY 2011)
Budget Stabilization Reserve	\$58.11	Full Statutory 5%
HS Caseload Reserve	\$18.50	FY 2013 assumes \$16.24 M used; leaving \$2.51 M in reserve FY 2013



Theresa Utton-Jerman - FW: Low income docket info

C. #2

From: "Reardon, Jim" <Jim.Reardon@state.vt.us>
To: "Utton, Theresa L." <tutton@leg.state.vt.us>
Date: 8/31/2012 12:41 PM
Subject: FW: Low income docket info
CC: "Morse, Linda" <Linda.Morse@state.vt.us>

Here it is!

From: Hofmann, Sarah
Sent: Friday, July 20, 2012 8:26 AM
To: Reardon, Jim
Cc: Miller, Elizabeth
Subject: Low income docket info

Hi Jim, Sorry we didn't get this to you last night. Here is some information on the low-income docket (PSB Docket 7535)

Electric side:

- Proposal for Decision by the PSB Hearing Officer assigned to the case was issued a year ago. Parameters for a program for customers in the CVPS/GMP territory ordered to go forward, but many details still needed to be worked out.
- This is difficult because it is not just applying a tax uniformly but getting into the detail of how to apply the rate equitably across rate classes. For example what rate should business customers have to pay into the fund when they can't don't benefit from it and how is that rate applied.
- We have tried to move the Board along at every opportunity.
- We are waiting for the final order from the Hearing Officer. She just issued an order asking the parties what other process they want. Normally we would have another week to respond but instead we consulted with the parties quickly and immediately wrote to the Board that no further process is needed.
- Right now the utilities (now only the merged GMP) is negotiating with DCF on the administration so once the program is finally approved, everything will be ready to go.
- There will be a final step of putting a contract for the administration of the program by DCF but that should move quickly.
- Board may say that the money has to be collected for a period of time (perhaps a quarter) before it can start being applied to low income bills.

Gas side:

- H730 had a provision in it for a low income program for natural gas customers.
- Will apply to customers with incomes no greater than 200% of the federal poverty guidelines.
- Need to determine how it will be paid for.
- On or before Jan 15, 2012, the Board is to have implemented the program and report to the House and Senate committees of jurisdiction (this is a ridiculous deadline – way too fast) but we are prodding the Board to get going.

State of Vermont
Department of Financial Regulation
89 Main Street
Montpelier, VT 05620-3101
www.dfr.vermont.gov

For consumer assistance
[All Insurance] 800-964-1784
[Securities] 877-550-3907
[Banking] 888-568-4547

July 20, 2012

Honorable Ann Cummings, Chair
Joint Fiscal Committee
1 Baldwin Street
Montpelier, Vt 05602

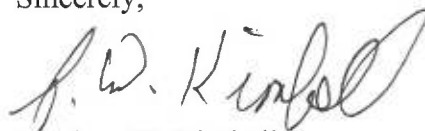
Dear Senator Cummings:

Below are the final figures for Fiscal Year 2012 receipts available to the General Fund from the Insurance, Captive Insurance and Securities Regulatory and Supervision Funds.

Pursuant to Section 67(a)(2) of No. 75 Acts of 2012, I hereby certify that the transfer of the below will not impair the ability of this Department in Fiscal Year 2013 to provide thorough, competent, fair, and effective regulation of insurance companies, banking and other financial services companies, and securities companies or impair the ability of the Department to maintain accreditation by the National Association of Insurance Commissioners.

Fund	Amount
Insurance Regulatory and Supervision Fund	\$4,396,406.92
Securities Regulatory and Supervision Fund	\$4,844,853.79
Captive Insurance Regulatory and Supervision Fund	\$ 813,523.78
Total	\$10,054,784.49

Sincerely,



Stephen W. Kimbell
Commissioner

SK/svb





E.

STATE OF VERMONT
JOINT FISCAL OFFICE

MEMORANDUM

To: Joint Fiscal Committee Members
From: Nathan Lavery, Fiscal Analyst
Date: July 18, 2012
Subject: Grant Requests

Enclosed please find two (2) items that the Joint Fiscal Office has received from the administration. **These items are on the agenda for discussion at the July 20 Joint Fiscal Committee meeting. If desired, the Committee may take action to approve acceptance of these items at this meeting.**

JFO #2570 – \$100,000 grant the Vermont Community Foundation and Water Wheel Fund to the Vermont Agency of Agriculture, Food and Markets. This grant will fund **one limited service position** to assist farmers adversely affected by Tropical Storm Irene, and provide support in disaster preparedness efforts by the Agency of Agriculture.

[JFO received 7/17/12]

JFO #2571 – \$914,806 grant the Federal Emergency Management Agency to the Vermont Agency of Transportation. This grant will provide disaster assistance for damages caused by the severe storm and flooding of May 29, 2012 in Addison County, Lamoille County and Orleans County.

[JFO received 7/17/12]

Please review the enclosed materials and notify the Joint Fiscal Office (Nathan Lavery at (802) 828-1488; nlavery@leg.state.vt.us) if you have questions or would like an item held for Joint Fiscal Committee review. Unless we hear from you to the contrary by August 1 we will assume that you agree to consider as final the Governor's acceptance of these requests.

Chris Bell

F.



State of Vermont
Department of Health
Office of the Commissioner
108 Cherry Street-PO Box 70
Burlington, VT 05402-0070
HealthVermont.gov

[phone] 802-951-1258
[fax] 802-951-1275

Agency of Human Services

July 17, 2012

Vermont Joint Fiscal Committee
Senator Ann Cummings, Chair
Rep. Martha Heath, Vice-Chair
One Baldwin Street
Montpelier, Vermont 05633-5701

Dear Senator Cummings and Representative Heath,

The Vermont Department of Health is required by 32 V.S.A. 8557(a) as amended by Act 143 Sec. 62 of 2012 to present our plan to the Joint Fiscal Committee for review prior to initiating any related expenditures from the EMS Special Fund. Act 155 of 2012 (Sec.32-44 modified 18 and 24 V.S.A.), which relates to the delivery of Emergency Medical Services (EMS) in Vermont, calls for the creation of an advisory committee, development of response time standards, and several items related to the delivery of education and training. 18 V.S.A. 908 added by Sec. 38 of Act 155 created the EMS Special Fund and describes the primary areas of focus as support for online and regional training programs, data collection and analysis and other areas related to training of personnel and delivery of emergency medical services across Vermont.

For the fiscal year beginning July 1, 2012, the Vermont Department of Health (VDH) intends to pursue expenditures related to education and training, beginning with securing options for online training. Secondly, VDH will work to support regional educational and training initiatives related to the continuing education and refresher training needs of EMS providers. Finally, if any funds are available beyond these expenditures, VDH will partially fund initial training courses conducted in the various EMS Districts.

The total amount that is now in the law for the EMS special fund is \$150,000 per year. We issued the RFP for the first priority area, the learning management system. We do not yet know how much that will cost but recognize that the cost of that system will determine how much we have left to spend on the second and third priorities. Our intent is to spend all of the available funds on these priorities this year.

We are required by Act 155 to have both the online learning and regional training classes in place by 9/1/12. After JFC review, we also are required in statute to review our plan with a newly created 14 member EMS advisory committee. That group will meet for the first time in August. We ask the Joint Fiscal Committee to review the attached spending plan with consideration for the condensed timeline and need to conduct a competitive bidding process.

Sincerely,

A handwritten signature in black ink, appearing to read "Tracy Dolan".

Tracy Dolan
Deputy Commissioner of Public Health
Vermont Department of Health



Spending Plan for Emergency Medical Services Special Fund (Year 1)

Overview:

Act 155 of 2012, Sec.32-44 modified 18 and 24 V.S.A. related to EMS in Vermont, to create an advisory committee, development of response time standards, and items related to the delivery of education and training. 18 V.S.A. 908 added by Sec. 38 of Act 155 creates the EMS Special Fund and describes the primary areas of focus as support for online and regional training programs, data collection and analysis and other areas related to training of personnel and delivery of emergency medical services across Vermont. Accordingly, for the fiscal year beginning July 1, 2012, the Vermont Department of Health (VDH) intends to pursue expenditures related to education and training, beginning with securing options for online training. Secondly, VDH will work to support regional educational and training initiatives related to the continuing education and refresher training needs of EMS providers. Finally, if any funds are available beyond these expenditures, VDH will partially fund initial training courses conducted in the various EMS Districts.

The Vermont Department of Health is required by 32 V.S.A. 8557(a) as amended by Act 143 Sec. 62 of 2012 to present our plan to the Joint Fiscal Committee for approval prior to release of any funds.

Online Education and Training

First Objective: By August 15, 2012, identify and select a vendor/contractor via a competitive bid process with a scope of work that includes statewide access to an online educational platform suitable for use by EMS personnel.

Online training, as part of a distance education model of curriculum delivery, represents a potentially valuable tool for providing high quality EMS content to a broad audience. The key tenets of a modern online educational system include a fully featured learning management system (LMS). The LMS is a software application package that is typically accessed through a web-based portal. In order to identify the most cost effective LMS package that may be available, VDH intends to issue an RFP with the following general criteria regarding the LMS:

- Ability to upload custom content to the system from a range of sources
- Delivery of content across a range of formats, including videos, PowerPoint presentations and other standard formats (PDF, word, excel)
- Delivery of live-streaming content (possibly via integration with CiscoWebEx)
- Automated collection and tracking of EMS provider/student information, including limited demographics (affiliated service, level of EMS provider, etc.) and all aspects of training, with the ability to search and track by multiple criteria and generate a range of both pre-built and custom reports.

The LMS system will also require active security and secure login mechanisms to protect content and student/user information as well as 24-hour access customer support. By selecting a well-developed LMS, VDH will ensure that educational options are available to EMS providers at all hours, affording the flexibility not found with classroom-based learning. In additions, the automated tracking features of the LMS will ensure that EMS providers, organization/agency leadership and VDH are able to efficiently monitor progress towards achieving the required EMS continuing education.

Request for Proposals Timeline (competitive bid process)

RFP published	July 11, 2012
Written Questions	July 19, 2012
Response to questions	July 23, 2012
Bidders Conference Call	July 24, 2012
Proposal due	July 30, 2012 4:00 PM EST
Contract negotiation period	July 31 2012 – August 15, 2012

Regional Training Programs

Second Objective: By September 1, 2012, provide direct monetary support to EMS District-based education and training initiatives focused on EMS refresher training courses.

By virtue of their geographic boundaries, the thirteen EMS Districts (see attached map) represent a natural delivery mechanism for meeting the “regional training programs and classes” requirement of Act 155. Each District has a training program and coordinator that currently provide both continuing education and refresher training classes (required biannually for recertification/relicensure) for EMS providers. VDH will work with the EMS districts to provide direct funding allocations to provide additional classes of these types.

Initial Education Programs

Third Objective: With any remaining funds from the first year appropriation into the EMS Special Fund, VDH will work with the EMS districts to reduce the cost to the individual provider of the initial education programs at the EMR, EMT, AEMT levels and increase the number of those initial education courses that are offered.

Because of the uncertain cost of the initial purchase of the LMS system for the first objective, the amount of funding available for this project is not yet known. This is one of the priorities identified by the EMS personnel, agencies, and districts in a survey conducted by VDH. In future years, we anticipate lower ongoing costs for the LMS which will allow for greater support of this objective.

Joint Fiscal Office

One Baldwin Street • Montpelier, VT 05633-5701 • 802) 828-2295 • Fax: 802) 828-2483

MEMORANDUM

To: Senator Ann Cummings, Chair, Representative Martha Heath,
Vice Chair, and members of the Joint Fiscal Committee

From: Stephen Klein, Chief Fiscal Officer

Date: July 12, 2012

Subject: July 2012 – Fiscal Officers' Report

What follows is an update on post-session developments – some of which will be on the agenda for the July fiscal committee meeting.

1. FY 2012 Revenues and Closeout

- a. FY 2012 – Revenues - Preliminary results indicate that Vermont closed the fiscal year with revenues exceeding the official January General Fund (GF) forecast by about \$7 million. The Transportation Fund is estimated to be \$3.4 million below forecast and the Education Fund \$300,000 under forecast for the year. Small changes are still being logged.
- b. The General Fund's relative strength is due largely to corporate tax revenues being substantially over target with sales, and rooms and meals taxes on target. Estate tax was weak and, while income tax is on target overall, withholding is weak. Tom Kavet will provide more detail on the forecast at the fiscal committee meeting. The property transfer tax is below projections which has a secondary impact on the General Fund. A portion of statutory receipts of VHCB that were to come into the General Fund will not due to the lower forecast.
- c. In the Transportation Fund, shortfalls in the gasoline tax, purchase and use tax, and fees are all issues. There is still the possibility that some of this loss is due to reporting issues; therefore, the numbers may change in the week ahead.
 - i. The Education Fund is potentially \$1,000,000 over forecast due to lottery receipts just added.
 - ii. Revenues will continue to be counted for much of July, so changes may occur as the books are closed on the fiscal year.
- d. FY 2012 - Closeout:
 - i. With the General Fund FY 2012 revenue surplus, we anticipate an overall closeout of \$5 - \$7 million which will be made available for state building-related costs in accordance with Sec. C.205 of Act 162 of 2012, which amended the budget adjustment. The language called for up to \$15,000,000 of any FY2012 additional unreserved and undesignated General Fund balance to be

appropriated to the Secretary of Administration for transfer upon approval of the Emergency Board to the Department of Buildings and General Services for pending state building projects in Central Vermont that are a direct result of the impact of damage sustained to state properties at the Waterbury Complex from Tropical Storm Irene.

- ii. The estate tax ended the year \$6 million below forecast. This tax is difficult to predict.

Jim Reardon will provide an update on where the closeout appears to be heading at the Joint Fiscal Committee meeting.

2. FY 2013 and Beyond - Revenues and Budget Pressures

- a. The FY 2013 revenue forecast revision will be available at the meeting. The revenues through June continued to be positive overall but the economy has weakened since January, indicating some risk for the FY 2013 forecast.
- b. For FY 2014, we are going to face an additional step down of base Federal Medicaid share (FMAP) which will place a \$20 million plus pressure on the budget.
- c. LIHEAP continues to be a known risk, and since it is a Presidential election year, it is difficult to know when we will have certainty in this area. At present, national information indicates the likelihood of level funding. Without program changes, for Vermont to equal the benefit of last year, we would need to add about \$8.5 million of state funds after application of the carryforward. Even at that level, 2011 - 2012 was the third year of a benefit step-down. In part, this is due to a planned increase in participants which took place last year. Program changes are under exploration and will be added to the Joint Fiscal Committee agenda in September. Over the past three years, oil fuel benefits averaged:

	Benefit	
i. 2011 - 2012	\$ 866	34%
ii. 2010 - 2011	\$ 1,064	52%
iii. 2009 - 2010	\$ 1,718	86%

Several other issues are relevant to heating. The Green Mountain Power/CVPS 25% discount program for those under 150% of poverty has yet to be put in place. There is still uncertainty as to whether it will happen in the months before this heating season. A new requirement for a natural gas discount up to 200% of poverty similarly is going slow although it has a January 15th 2013 projected start. In addition, Vermont continues to require a lower discount than neighboring states of fuel dealers involved in fuel assistance.

- d. Based on the forecast revision, the closeout in Medicaid programs, and with known federal changes, we will work with the Department of Finance and Management to develop a revised gap analysis for FY 2013 in the last week of July and first week of August.

3. Federal Funds-Related Irene Recovery

- a. At the Joint Fiscal Committee meeting, we will spend some time on federal fund expectations related to Irene recovery. A number of issues are emerging:
 - i. Towns' capability of reporting expenditures to the Federal Emergency Management Administration (FEMA) and Transportation has led to fewer funds and slower funds than were anticipated. This is being addressed through state assistance with relevant paperwork and resubmissions to some extent. The result means considerable unknowns on receipts for state and local recovery efforts.
 - ii. Federal FEMA funds for the State Hospital are also an area of uncertainty. Current information indicates FEMA funds will be below amounts anticipated. There are substantial risks to the funding flows, but it is too early to know the resolution.
 - iii. Susan Minter, Irene Recovery Officer, will report to the Joint Fiscal Committee on these issues. At the same time as the Joint Fiscal Committee July 20 meeting the Institutions Committees and the Mental Health Oversight Committees will be hearing more detailed reports in their areas on FEMA and other financing issues.

4. The Mental Health Special Committee Report

The Mental Health Report will be released on July 20 at a Special Mental Health Committee Meeting, scheduled for 9:30 a.m. The consultant will present the report to the committee via phone and possibly a video link.

5. Education Finance Research

At the request of the Legislative Educational Opportunities Working Group, we have been assisting with its contract with the Jeffords Center for Policy Research to look at the connection between education finance and outcomes. This contract will be discussed next Wednesday, August 17.

6. Results First Initiative

The work with the Pew Foundation, Results First model continues on schedule. We are likely to have Vermont data on corrections ready to run through the model by the end of July and report to the Joint Fiscal Committee in September. The next area the model may expand is juvenile programs. In late July, Nathan Lavery and Maria Belliveau from the Joint Fiscal Office, Sarah Clark and Monica Webber from the Department of

Corrections, and Robin Adler from the Vermont Center for Justice Research will all be part of a PEW state meeting to discuss the model and its outputs.

7. Health Care Reform

- a. The administration is moving forward in its work on Health Care Reform. We are not extensively involved in this effort. The one area where we may play a role is in working toward base consensus assumptions to avoid institutional differences in the underlying data used to assess financing plans.
- b. The Administration has hired a consulting team from the University of Massachusetts in Amherst, Massachusetts to work on its financial analysis.

8. Medicaid

- a. Background - In the January budget adjustment (Act 75 of 2012), the legislature reduced the original FY2012 Global Commitment budget by approximately \$32 million, due to lower caseload and utilization. The FY2012 amount was further reduced by another \$7.1 million in the Big Bill, as costs continued to come in below expectation, freeing up \$3 million of one-time state funds to balance FY2013. Act 75 also included the pass-through funding for University of Vermont (UVM) Graduate Medical Education of \$30 million. After passage of Act 79 of 2012, the Mental Health Bill, other estimated adjustments in Global Commitment funding related to the closure of the state hospital and the provision of services to this population in other settings were added.
- b. FY2012 Close Out – Caseload was 2,200 below estimates in the aggregate, 1,800 of which were from the Vermont Health Access Program (VHAP). Most the savings associated with this were booked in the Big Bill; it appears the Department of Vermont Health Access's (DVHA) Global Commitment expenditures are essentially on target, coming in at 1% below the adjusted budget. The savings estimate is \$6 million in total funds or \$2.5 million in state funds. FY2012 cigarette tax revenue has come in \$2 million above expectation. Approval from the Centers for Medicare and Medicaid Services (CMS) for the UVM Graduate Medical Education proposal was not received in time to include this funding in FY2012 but remains pending for FY2013. The year-end close-out process includes the true-up of the mental health budget. Currently, there is no projected change in the FY2013 budgeted amounts from information gathered in closeout. There is an estimated one-time balance of \$27 million in gross funds and \$12 million in state funds anticipated to be available to offset what is projected to be a \$20 million plus Federal Medical Assistance Percentages (FMAP) loss in FY2014.

9. Legislative intent

The legislative intent document for the budget has been circulated and is available on our web page.

http://www.leg.state.vt.us/JFO/appropriations/fy_2013/FY13_Intent_Document_2012_session.pdf

10. Vermont Economic Growth Incentives (VEGI)

- a. This year, the base changes to the Vermont Economic Growth Incentives program do not involve model changes other than the normal updating process. There may be some meetings over the Summer and early Fall that will be brought before the fiscal committee at a later point
- b. The Emergency Board will have before it a motion to raise the 2012 calendar cap from \$10 million to \$12 million. As of June 28, projects having received initial or final approval total \$10,598,645. The proposed cap increase covers these projects and the potential for other applicants during the remainder of the year.

11. Private Activity Bond Cap

The Private Activity Bond Advisory Committee has been formed, and is now meeting in order to make recommendations on the use of the state's private activity bond capacity. At the July 20 Emergency Board meeting, there are no nontraditional users of the cap capacity being proposed; however, there may be some developments at a later point.

12. Transportation

- a. Maintenance of effort transfers: The Administration used its authority under Sec. 74 of No. 75 of 2012 (budget adjustment) to transfer \$2.7 million of appropriations to the paving program to ensure compliance with federal maintenance of efforts rules.
- b. Summer study: The study committee on transportation funding held its first meeting on June 8. The committee members are: Transportation Secretary, Brian Searles, Chair; Department of Motor Vehicles Commissioner, Robert Ide; Senator Jane Kitchel; Representative Diane Lanpher; Steve Jeffrey of the Vermont League of Cities and Towns; Susan Schreibman of the Vermont Association of Planning and Development Agencies, and Bud Meyers, Director, James M. Jeffords Center for Policy Research. Its next meeting is scheduled for August 17.

13. Legislative Budgets

- a. The Legislature's budget closed FY2012 on target. This is in part due to the early adjournment, other efforts to control costs, and lower-than-anticipated expenses. Before anticipated obligations, the gross surplus is about \$1.3 million, of which \$503,000 will revert to the General Fund. The Legislature's FY2013 budget included a deficit of \$187,000, with the

understanding that we would work to achieve the necessary carryforward. Thus, the first \$187,000 of carryforward (after reversion) is dedicated to closing the FY2013 projected legislative budget deficit. Additional planned uses include \$42,000 for member COLAs, \$180,000 for upgrading Office 2003 software to Office 2010, \$75,000 for equipment depreciation reserve (a capital expense), as well as funding for the mental health system study and performance budgeting activity. Finally, \$190,000 is reserved for FY2014 base budget needs depending on the level of base funding that is budgeted. Staff furloughs have been eliminated, and legislators will be at their full statutory pay in FY2013 and onward.

- b. The Joint Fiscal Office ended the budget year with an unallocated surplus of roughly \$87,000 and a gross surplus of about \$217,000. Per the Big Bill, \$10,000 will revert to the General Fund. Of the remaining obligated funds, the largest share has been reserved for completion of the Results First Pilot Project (\$70,000). Funding has also been reserved for upgrading the JFO Budget System to ensure compatibility with the Administration's new budget system. The Joint Fiscal Office will also be contributing \$10,000 to the Pre-Sentencing guidelines study discussed below.
- c. The Legislative Council, the Sergeant at Arms, and the Information Technology departments all met or exceeded their carryforward targets, and a combined \$100,000 will revert to the General Fund as prescribed in the Big Bill.
- d. Work will continue with other staff entities on legislative budget development and preparation.

14. Joint Fiscal Office Updates

- a. Results First - Over the next few weeks we will be using the Results First model to analyze corrections-related programs. Our data assembly has reached the point that we can "test" run the model in the Vermont context. In late July, Maria and Nathan will be part of a group meeting in Denver to discuss Results First with other states. We hope to set aside some time at the September meeting to discuss the initiative and its next steps. We have been working with the Center for Criminal Justice Research on the data for this effort.
- b. In a related project, the administration has asked us to join with the Courts, Corrections, and the Vermont Center for Criminal Justice Research to carry out a project that was developed by the Corrections Oversight Committee and embodied in which S.138 died at the end of last session. The initiative involves creating a set of sentencing information along the lines of Missouri's sentencing advisory commission. Missouri's initiative is described as creating collaboration with probation, corrections, and parole personnel, and with judges to "fashion a system that is just, proportionate, and wisely uses the state's resources." Senator Dick Sears and Representative Bill Lippert have

been very supportive of this initiative and will be taking legislative lead on this. The project entails commitments of:

- i. Administrative management, oversight, and administration and \$5,000 in financial resources from the courts. Judge Davenport will be the lead.
- ii. \$10,000 from Corrections budget
- iii. \$10,000 from the Joint Fiscal budget

Barring committee concerns, the Office will move forward with this initiative. (See emails attached)

c. Staffing updates

- i. Staff evaluations/survey responses – we have received 87 surveys as of this point which is a new high. We should have preliminary office evaluation information by the July 20 meeting. We will use this in our biannual staff evaluation process which is starting up.
- ii. Jeremy Fonte is out on unpaid medical leave through September and we are in the process of identifying how we will address his portfolio of activities. While we expect him back, we are also developing contingency plans to ensure that our budget system is operational for the session.

"Sentencing Project" Emails (Senator Sears/Representative Lippert)

>>> Richard Sears 7/5/2012 12:35 PM >>>

Amy,

Sounds good, by sending Steve a copy of this e-mail I am letting him know as well. It might help if you kept Steve in the loop after you hear from the "Supremes".

Dick

>>> "Davenport, Amy" 07/05/12 12:02 PM >>>

Thanks for your support for the project. Bill is also on board. Would you let Steve Klein know that you will support and will ask Bill to do the same? I will let you know what happens with the Supremes next week, but I expect that they will be ok with it.

Amy Marie Davenport

Chief Administrative Judge for the Vermont Courts

Tel: (802) 828-1983 or (802) 828 4908

From: Richard Sears [mailto:rsears@leg.state.vt.us]

Sent: Tuesday, July 03, 2012 3:48 PM

To: Davenport, Amy

Cc: Childs, Michele; wlippert@leg.stste.vt.us; Efitzpatrick@state.vt.us

Subject: Re: S.138 and the Sentencing Project

Dear Amy,

Yes, I think both Bill and I were disappointed and frustrated in the demise of S.138. Coincidentally Bill and I were talking about the untimely end of Non-Violent Misdemeanor Committee last Wednesday. We talked about either having the Corrections Oversight Committee taking up some of the issues or writing to the Speaker and Pro Temp about trying to reconstitute the committee.

I would certainly support the effort with Max and would be happy to meet with you about it or participate in a conference call. Just let me know, hope you enjoy the 4th and this summer weather.

My best,

Dick

>>> Bill Lippert <billlippert@gmavt.net> 7/11/2012 8:59 AM >>>

Greetings Steve,

This is to confirm our previous conversation regarding funding for the Sentencing Project to be undertaken by Max Schlueter. I fully support the JFO / legislature committing funds, to be matched by the administration, and supplemented by the Judiciary branch. My understanding is that JFO & the Administration will each contribute \$10,000, with the Judiciary allocating \$5,000, and authorizing Judge Davenport to work with Max on overseeing the project. I believe that this is a wise investment.

Thanks for your support for this initiative.

Rep. Bill Lippert, Chair,
House Judiciary Committee

July 20, 2012
Emergency Board Meeting
Report on Medicaid for Fiscal Year 2012

32 V.S.A. § 305a(c) requires a year end report on Medicaid and Medicaid-related expenditures and caseload. Each January the Emergency Board is required to adopt specific caseload and expenditure estimates for Medicaid and Medicaid-related programs. Action is not required at the July meeting of the Board unless the Board determines a new forecast is needed as a result of the year-end report.

This report contains the following:

Year End Summaries:

- Summary of Enrollment
- Summary of Total Expenditures
- Global Commitment Fund Summary
- State Health Care Resources Fund Detail
- Catamount Fund Detail

Key Issues

The data in this report reflect current estimates to date. There may be changes as the financial close-out for the fiscal year is completed and finalized. If necessary, changes will be included in a subsequent revised report.

Enrollment: Actual FY12 enrollment is slightly below the level that was estimated and adopted in January. In total we had estimated average enrollment of 173,563; the actual to date is 171,432 or 1.3% below estimate. Adjustments may be made to this as retroactive enrollments are included over the next few months. Most of the under-enrollment is in the VHAP program which is generally the most volatile enrollment group. FY12 VHAP growth was anticipated to be 5.7% but came in at only 1% (growth in this group ranged from 10% to 18% between FY08 and FY11). The working group of legislative and administration staff met in June to review enrollment and make recommendations for the next federal fiscal year beginning in October. Currently very little change to the enrollment estimates was made. The working group will continue to monitor the caseload information and will update FY13 and make FY14 recommendations to the emergency board in January 2013.

Global Commitment (GC): The current waiver was extended beginning in January 1, 2011 and expires January 1, 2014. The financial benefit of the waiver is that expenditures for four purposes¹ is allowed if these fit within the actuarially determined rates for the program.

¹ (1) Reduce the rate of uninsured and underinsured; (2) Increase access to quality health care for the uninsured, underinsured, and Medicaid beneficiaries; (3) Fund public health programs that improve outcome and quality of life for Medicaid beneficiaries; (4) Support public private partnerships in health care.

In January of this year, the budget adjustment process reduced the original as passed FY12 DVHA Global Commitment budget by approximately \$32 million due to lower caseload and utilization trends. The FY12 amount was further reduced by another \$7.1 million in the big bill process as DVHA GC costs continued to come in below expectation, freeing up \$3 million of state funds to balance the FY13 budget. The budget adjustment process also included the addition of \$30 million of pass-through funding for Graduate Medical Education (GME) and the addition of over \$26 million to the GC budget due to the closure of the state hospital and the provision of services to this population in other Medicaid fundable settings.

The Global Commitment came in below the adjusted spending level and is ending with a positive unallocated balance of \$27.4 million in combined state and federal funds, at the FY13 state match rate of 43.57%. This is \$12 million of state funds. There are several reasons the spending total is below expectations:

- Approval from CMS for the GME proposal was not received in time to make this expenditure in FY12, but this initiative remains pending for FY13. As this is essentially a pass-through funding source, the spending total is lower but it has no fiscal impact on the state and does not contribute to the ending fund balance.
- There is an estimated \$21 million of funds that were not expended in FY12 but are encumbered, reducing current year spending, allowing the funds to be brought forward to cover the expenses in the next year.
- Lower than expected caseload and utilization in DVHA and lower expenditures in other departments result in the unobligated balance for FY12.

In addition to the balance in the Global Commitment Fund, the General Funds appropriated to the agency in FY12 did not need to be fully expended, \$7.3 million remained unexpended. However, of this amount, \$3 million was expected; as part of the adjustment made in Act 162 during the session and is thus obligated to balance the FY13 budget. The unobligated general fund appropriation is \$4.3 million.

Choices for Care (CFC): This waiver covers the nursing home and community based care for Medicaid elderly and disabled Vermonters. During both budget adjustment and the big bill budget process, tracking of the CFC expenses indicated that spending was running below expectation for these services. This anticipated lower trend was used to balance FY13 (\$2.5 million), and offset proposed service reductions in FY13 (\$800k), and was allocated for new CFC investments in FY13 (at least \$1.1 million).

The Department of Disabilities, Aging and Independent Living indicates that \$1.42 million of CFC general funds was unobligated at the end of FY12. The department will make recommendations for expenditure of these funds in the upcoming session. At the FY13 match rate of 43.57%, the \$1.42 million of general funds could be matched by \$1.84 million of federal funds resulting a total additional FY13 funding of \$3.26 million.

State Health Care Resources Fund (SHCRF): At the close of FY12, the Catamount Fund is to be folded in to the SHCRF. The detailed fund summaries in this report show these funds individually and as a combined entity for FY12. In the SHCRF, the pass-through revenue from the GME was not available in FY12 accounting for the primary down in the fund, but

cigarette/tobacco products tax revenue was over by \$1.8 million. Both the employer assessment and cost savings adjustment revenue in Catamount came in slightly above expectation as well. A combined balance of \$4.35 million was anticipated for FY12. The actual ending balance was \$4.9 million, exceeding expectation by \$550k.

The revised FY13 revenue estimate for the fund indicates a potential additional available revenue of \$4 million based on the as-passed budget.

The current estimated state funds that are available as result of FY12 close out are \$12 million GCF, \$4.3 million GF, and \$550 SHCRF; and available as a result of revised FY13 SHCRF revenue estimate are \$4 million. These funds may be to used bridge FY13 budget adjustment needs and/or used to help balance the FY14 budget.

FY14 Challenges

Federal Medical Assistance Percentage (FMAP): The match rate is calculated annually by the federal government. Because Vermont has fared better than many states (lower unemployment, higher per capita income) in recent years, our federal match rate has fallen meaning our state share has increased. State share in FY12 was 42.14%, and rose to 43.57% in FY13, placing over \$22 million of pressure on the state funds budget. The preliminary FY14 FMAP estimates released by the federal government in the spring indicate another substantial drop in federal funding and an increase in state share. With a current projected rate close to 45%, this means another \$20 million of pressure on the state budget.

Health Care Exchange (Implementation and Transition): Vermont's Healthcare Exchange will begin in January 2014, half-way through the state's fiscal year. This coincides with the renewal of our two waiver programs. The initial challenge of the staff working group will be estimating caseload and program expense and revenue as some or all of certain programs shift to the exchange mid-year.

PROGRAM ENROLLMENT

	FY08 Actual	FY09 Actual	FY10 Actual	FY 11 Actual		FY 12 Act Est	FY13 Bud
Adults							
Aged, Blind, or Disabled (ABD)/Medically Needy	11,804	12,547	13,337	13,783		13,940	14,445
Dual Eligibles	14,197	14,779	15,192	16,026		16,546	17,155
General	9,258	9,858	10,358	10,897		11,191	11,686
VHAP	24,763	28,214	33,249	36,698		36,990	38,799
VHAP ESI	274	329	949	903		824	810
Catamount	2,296	6,353	8,985	9,920		10,716	11,440
ESIA	176	476	677	747		729	874
Subtotal Adults	62,767	72,556	82,746	88,974		90,936	95,209
Children							
Blind or Disabled (BD)/Medically Needy	3,491	3,608	3,610	3,697		3,697	3,614
General	50,674	52,242	54,232	55,057		55,146	55,564
Underinsured	1,147	1,212	1,176	1,131		1,064	943
SCHIP (Uninsured)	3,280	3,414	3,510	3,686		3,900	4,017
Subtotal Children	58,591	60,476	62,528	63,571		63,807	64,138
Pharmacy Only Programs	12,727	12,453	12,550	12,749		12,698	12,698
Choices for Care	3,973	4,016	3,929	3,891		3,900	3,758
Nursing Home, Home & Community Based, ERC							
Total Direct Services	138,058	149,501	161,754	169,184		171,342	175,803

Summary of Total Expenditures

	FY08 Actual	FY09 Actual	FY10 Actual	FY11 Actual		FY12 Final Est	FY13 Budgeted
Non Capitated Administration	5,764,748	6,116,390	5,698,974	6,516,131		6,516,131	5,997,750
Global Commitment Waiver							
GC - Administration	70,078,963	74,349,470	75,955,385	72,314,139		75,063,020	85,328,412
GC - Program	688,768,873	779,104,938	850,692,110	900,949,532		935,197,371	1,001,710,280
GC - Program - GME						-	30,000,000
GC - Investments (CNOM)	50,961,849	53,463,741	46,598,068	49,287,654		51,161,228	58,157,883
GC - Certified (non -cash program & cnom)	23,989,739	28,079,069	29,600,582	24,782,283		26,938,357	28,308,986
	833,799,424	934,997,218	1,002,846,145	1,047,333,608		1,088,359,976	1,203,505,562
Choices For Care Waiver (LTC)	189,742,595	197,954,288	194,618,136	191,968,805		196,477,952	201,240,298
Pharmacy - State Only	7,055,010	6,534,312	1,718,090	1,812,342		(4,082,889) **	2,052,566
Catamount - State Only >200% -Administration	1,270,333	905,626	314,476	* 100% incl in GC		* 100% incl in GC	* 100% incl in GC
Catamount - State Only >200% -Program	3,981,434	8,682,014	7,752,108	* 100% incl in GC		* 100% incl in GC	* 100% incl in GC
DSH	49,003,898	35,648,781	37,448,782	37,448,782		37,448,782	37,448,782
Clawback	20,339,254	20,779,093	13,332,383	17,684,471		23,784,030	25,755,735
SCHIP	6,193,009	7,231,315	6,972,994	7,642,495		8,469,003	8,961,832
Total	1,117,149,705	1,218,849,037	1,270,702,088	1,310,406,634		1,356,972,985	1,484,962,525

* FY10 >200% Catamount is 1/2 year - these expenses are moved into GC after Jan 1, 2010.

** DVHA has worked aggressively to ensure rebates are collected to the fullest extent possible. One result of this effort has resulted in rebate collections higher than expected in the State Only program due to DVHA only paying cost-sharing for these prescriptions yet collecting full rebates. Therefore, it has been determined that we need to change the state-only rebate billing processes to only collect a proportionate rebates. This change, codified in Act 162 Section E.307.6 changed 33 V.S.A. § 1901 (a)(4). We do not expect this year's activity to recur. As a result of these changes, we expected to increase overall compliance but see reduced collections from the manufacturers from which we have collected rebates. Projections for next year will be affected by these changes.

Global Commitment - Cash Balance Sheet - FY09 to FY12 (Estimated)

(these are gross combined federal and state funds)

	<u>FY08 Actual</u>	<u>FY09 Actual</u>	<u>FY10 Actual</u>	<u>FY11 Actual</u>	<u>FY12 Budget</u>	<u>FY12 Act (4)</u>	<u>FY13 Bud</u>
Cash Carryforward from Prior Year	38,913,512	42,285,554	25,026,759	61,860,271	80,094,089	86,673,269	65,603,573
Revenues - Cash Capitated Payments (5)	813,181,969	889,659,354	1,010,079,082	1,047,364,322	1,104,959,752	1,061,421,619	1,137,011,675
Expenses - Cash Capitated							
Administration	70,078,963	74,349,470	75,955,385	72,314,139	81,571,072	75,063,020	85,328,412
Program (incl. GME, excl.non-cash)	688,768,873	779,104,938	850,692,110	900,949,532	1,016,280,080	935,197,371	1,031,710,280
Investment	50,961,849	53,463,741	46,598,068	49,287,654	55,596,966	51,161,228	58,157,883
Total Cash Expenses	809,809,685	906,918,149	973,245,562	1,022,551,324	1,153,448,118	1,061,421,618	1,175,196,576
End-of-Year Cash Balance	42,285,798	25,026,759	61,860,279	86,673,269	31,605,723	86,673,270	27,418,672
Less encumbrances						(21,069,697)	
Available End-of-Year Cash Balance						65,603,573	27,418,672
Carryforward from SFY11 Already Booked in FY13 Budget						38,184,901	
Unallocated FY12 Carryforward						27,418,672	
Non-capitated administrative expenses (1)	5,764,748	6,116,390	5,698,974	6,516,131	5,982,500	6,516,131	5,997,750
Non-cash expenses (2)	23,989,739	28,079,069	29,600,582	24,782,283	28,671,145	26,938,357	28,308,986
Non-cash revenues (3)	32,448,537	31,170,027	30,722,883	24,782,283	28,671,145	26,938,357	28,308,986

State Health Care Resources Fund

SHCRF & Catamount Fd Combined

	FY11 Actuals	FY12 BAA	FY12 Actuals	FY11 Actuals	FY12 Actuals	FY13 Bud	FY13 July 2012	FY14* July 2012
State Health Care Resources Fund								
Beg. Balance	3,904,454	5,093,196	5,093,196	3,904,454	5,093,196	-	142,300	3,977,333
Catamount Fd Balance				793,641	2,212,330	4,348,898	4,757,167	-
	<u>3,904,454</u>	<u>5,093,196</u>	<u>5,093,196</u>	<u>4,698,095</u>	<u>7,305,526</u>	<u>4,348,898</u>	<u>4,899,467</u>	<u>3,977,333</u>
Revenue								
Cig Tax Revenue	56,159,300	60,661,500	62,267,000	66,448,755	72,811,427	69,403,427	70,600,000	68,600,000
Cig Floor Stock Tax					550,272			
Tobacco Products Tax - 100%	6,511,841	6,300,000	6,868,340	6,511,841	6,868,340	6,200,000	6,800,000	6,700,000
Claims Assessment		11,970,000	12,603,108	-	12,603,108	11,970,000	12,978,000	13,367,340
Dental Claims Assessment		305,000	-	-	-	610,000	915,000	610,000
Employer Assessment - Catamount				9,316,000	11,168,000	9,800,000	11,200,000	11,200,000 *
11% Adj - >300% - Catamount			537,311	-	1,442,038	1,277,100	1,586,242	793,121 *
Graduate Med Education revenue		12,642,000	-	-	-	13,071,000	13,071,000	13,071,000
Prov Tax - Hospital	94,739,392	108,139,233	110,642,636	94,739,392	110,642,636	115,275,193	114,791,735	119,096,425
Prov Tax - NH	12,842,419	15,852,879	15,749,272	12,842,419	15,749,272	16,190,173	16,190,173	16,190,173
Prov Tax - HH	3,957,011	4,548,206	4,548,206	3,957,011	4,548,206	4,654,929	4,654,929	4,654,929
Prov Tax - ICF-MR	70,236	75,682	82,098	70,236	82,098	76,987	76,987	76,987
Pharmacy \$0.10/script	790,315	800,000	789,877	790,315	789,877	800,000	800,000	800,000
Bene Prems - Catamount				3,912,593	4,597,688	4,865,688	4,865,688	2,432,844 *
Bene Prems - VHAP (mgd care)	2,205,367	3,783,535	2,858,383	2,205,367	2,858,383	3,908,492	3,000,000	1,500,000 *
Bene Prems - Dr. D (medicaid)	155,259	280,770	180,401	155,259	180,401	284,918	284,918	284,918 *
Bene Prems - SCHIP	478,300	512,620	507,101	478,300	507,101	551,316	551,316	551,316 *
Bene Prems - VPH1	1,261,425	1,292,515	1,246,699	1,261,425	1,246,699	1,305,050	1,305,050	1,305,050
Bene Prems - VPH2	614,515	663,547	593,764	614,515	593,764	668,579	668,579	668,579
Bene Prems - VPH3	1,415,144	1,284,841	1,319,131	1,415,144	1,319,131	1,162,196	1,162,196	1,162,196
Bene Prems - VHAP Rx	75	-	60	75	60	-	-	-
Bene Prems - Vscript	180	-	360	180	360	-	-	-
Bene Prems - Vscript Exp	870	-	250	870	250	-	-	-
Premium Fees - future	(340,151)	-	(28,741)	(340,151)	(28,741)	-	-	-
Abandoned Property	969	-	1,345	969	1,345	-	-	-
Recoveries	771,362	-	625,996	771,362	625,996	-	-	-
Interest Income	(3,497)	-	(11,978)	(654)	(5,276)	-	-	-
Total Fund Revenue	<u>181,630,332</u>	<u>229,112,328</u>	<u>221,380,619</u>	<u>205,151,223</u>	<u>249,152,435</u>	<u>262,075,049</u>	<u>265,501,813</u>	<u>263,064,879</u>
Total Available	185,534,786	234,205,524	226,473,815	209,849,318	256,457,961	266,423,947	270,401,280	270,948,795
Expenditures								
AHS GC appropriation	180,441,590	234,205,524	226,331,515	202,543,792	251,558,494	266,423,947	266,423,947	
Total Expend	<u>180,441,590</u>	<u>234,205,524</u>	<u>226,331,515</u>	<u>202,543,792</u>	<u>251,558,494</u>	<u>266,423,947</u>	<u>266,423,947</u>	
End. Balance	5,093,196		142,300	7,305,526	4,899,467		3,977,333	

*July 2012 Footnote to FY14:

Some programs will transition to the healthcare exchange beginning Jan. 2014. Several assumptions as follows are made in the FY14 revenue estimate proposed for July 2012 Emergency Board consideration. 1) Employer Assessment is assumed to be in place for the entirety of FY14, this may change pending administration and legislative action. 2) Catamount 11% adjustment revenue and beneficiary premiums are assumed for half the year but are likely to change pending actual program transition. 3) Beneficiary premiums for the VHAP program are assumed for half the year but are likely to change pending actual program transition. 4) Dr. Dynasaur and SCHIP premiums are assumed for the full year but may change subject to administration and legislative action and/or family decisions regarding coverage through the exchange.

Catamount Program Expenses	FY2008 Actual	FY2009 Actual	FY2010 Actual	FY2011 Est. Final	FY2012 Budg Adj.	FY2012 Est
Catamount Health						
Members <200%	3,593,323	21,965,784	31,258,773	36,315,217	50,501,258	52,066,782
Members >200%	3,845,009	8,327,448	13,951,713	17,286,247		
Catamount ESI						
Members <200%	121,883	720,889	866,035	1,128,644	1,645,682	954,128
Members >200%	136,425	354,566	476,220	500,744		
Catamount Health Admin						
Members <200%	1,688,833	1,278,217	1,254,021	1,554,749	2,171,888	3,059,203
Members >200%	1,270,333	905,626	921,509	1,142,276	887,315	
Catamount Program	10,655,805	33,552,530	48,728,271	57,927,877	55,206,143	56,080,113
Other						
Immunizations Program	4,000,000	2,254,334	2,510,319	2,510,319	2,500,000	2,500,000
VDOL - employer assess	258,466	384,046	374,677	374,677	401,998	401,993
Marketing and Outreach	1,316,167	500,000	500,000	500,000	500,000	500,000
Blueprint	1,846,713	2,092,381	2,866,366	2,866,366	1,846,713	1,846,713
	7,421,346	5,230,761	6,251,362	6,251,362	5,248,706	5,248,706
Total Expenses	18,077,152	38,783,291	54,979,633	64,179,239	60,454,849	61,328,819
State Share of Expenses	14,111,558	22,680,501	25,219,433	24,392,495	26,200,268	26,555,378
Catamount Fund	FY2008 Actual	FY2009 Actual	FY2010 Actual	FY2011 Est. Final	FY2012 Jan. 2012	FY2012 Est Final
Revenues						
Catamount Health						
Members <200%	399,085	3,533,837	4,773,771	5,311,846	10,052,097	10,128,334
Members >200%	1,028,066	2,556,838	3,939,864	4,773,426		
Catamount ESI						
Members <200%	30,864	225,965	305,240	345,284	797,314	781,367
Members >200%	67,134	160,898	252,161	270,294		
Less Federal Share	(253,713)	(2,474,701)	(4,950,975)	(6,788,257)	(6,277,131)	(6,312,013)
Premiums-State share	1,271,436	4,002,836	4,320,061	3,912,593	4,572,280	4,597,688
Cigarette Tax - % of total	8,686,425	9,361,695	9,995,005	10,289,455	9,998,067	10,544,427
Floor Stock	29,329	348,117	341,858	-	600,000	550,272
Employer Assessment	5,421,491	6,378,000	7,233,000	9,316,000	10,800,000	11,168,000
Interest	333,887	125,951	17,785	2,843		6,702
General Fund Transfer	3,500,000	-	-	-		
11% Adjustment (>200%)	-	-	-	-	1,393,200	904,727
Other Revenue	17,971,132	16,213,764	17,587,648	19,608,298	22,791,267	23,174,128
Total Fund Revenue	19,242,568	20,216,600	21,907,709	23,520,891	27,363,547	27,771,816
Carryforward balances	4,644,780	9,775,791	7,311,891	793,641	2,212,330	2,212,330
Total Available Resources	23,887,349	29,992,391	29,219,599	24,314,532	29,575,877	29,984,146
Uses						
Total Approps/Uses	14,111,558	22,680,501	28,425,958	21,961,191	25,226,979	25,226,979
Other/Adjustment to Vision				141,011		
Fund Balance	9,775,791	7,311,891	793,641	2,212,330	4,348,898	4,757,167
GF Support of Catamount	3,500,000	-	(3,206,525)	2,431,304	973,284	1,328,399



State of Vermont
Office of the Secretary
One National Life Drive
Montpelier, VT 05633-5001
www.aot.state.vt.us

[phone] 802-828-26
[fax] 802-828-35
[ttd] 802-253-01

Agency of Transportation

Reports

TO: Jeb Spaulding, Secretary of Administration
FROM: Brian Searles, Secretary of Transportation
DATE: 06/18/2012
SUBJECT: Transfer of appropriation pursuant to Section 74 of Act No. 75 of 2012

The following authority is established by Sec. 74 of Act No. 75 of 2012 which states:

Sec. 74. TRANSPORTATION – SUPPLEMENTAL PAVING SPENDING AND MAINTENANCE OF EFFORT

(a) Notwithstanding 32 V.S.A. § 706 and the limits on program, project, or activity spending authority approved in the fiscal year 2012 transportation programs, the secretary, with the approval of the secretary of administration and subject to the provisions of subsection (b) of this section, may transfer transportation fund appropriations, other than appropriations for the town highway state aid, structures, and class 2 roadway programs, to program development (8100001100) – paving, for the specific purpose of satisfying the federal maintenance of effort determination required by 23 USC § 120(j)(2) and improving the condition of selected state highways that have incurred damage caused by winter weather of 2011–2012.

(b) If a contemplated transfer of an appropriation would, by itself, have the effect of significantly delaying the planned work schedule of a project which formed the basis of the project's funding in the fiscal year of the contemplated transfer, the secretary shall submit the proposed transfer for approval by the house and senate committees on transportation when the general assembly is in session and, when the general assembly is not in session, by the joint transportation oversight committee. In all other cases, the secretary may execute the transfer, giving prompt notice thereof to the joint fiscal office and to the house and senate committees on transportation when the general assembly is in session and, when the general assembly is not in session, to the joint transportation oversight committee.

Please indicate your approval for the following transfer of appropriation by signature below:

1. In fiscal year 2012, \$2,700,000 of transportation fund appropriation from M (8100002000) to Program Development (8100001100).

06/21/12
Jeb Spaulding
Secretary of Transportation

cc: Members, Joint Transportation Oversight Committee
Neil Schickner, Joint Fiscal Office

Sent email
6/25/12

Sen. Mazza
paper
and
electronic &
paper to
Brennan

JUN 21 2012

State of Vermont
Agency of Administration
Department of Finance & Management
Pavilion Office Building
109 State Street
Montpelier, VT 05609-0201
www.state.vt.us/fin

[phone] 802-828-2376
[fax] 802-828-2428

Jim Reardon, Commissioner

MEMORANDUM

TO: Joint Fiscal Committee
FROM: Jim Reardon, Commissioner of Finance & Management
DATE: July 16, 2012
RE: Excess Receipts Report – 32 VSA Sec 511

In accordance with 32 VSA Sec 511, please find attached the cumulative report on Excess Receipts approved for FY 2012.

Attachment



EXCESS RECEIPTS REQUESTS - REPORT - JULY 1, 2011 TO June 30, 2012 (FY 2012 Cumulative incl Q1 - Q4)							
VT_EXCESS_RECEIPT_RPT	292						
Agency/Dept Name	Appropriation Name	Appropriation Deplid	Date	Fund	Fund Name	Amount	Comments
Buildings & Gen Serv-Capital	Vet's Home-HVAC Renovations	0820000200	7/26/2011	22005	Federal Revenue Fund	\$ 1,236,609.76	This is to re-establish spending authority for the unspent balance as of 6/30/11.
Buildings & Gen Serv-Capital	State Buildings-Various Proj	0904300010	10/6/2011	21584	Surplus Property	\$ 5,860.00	Surplus property fund for sale of beams and wire decks from teh Archives project and a metal brake used on the Waterbury roofing project.
Buildings & Gen Serv-Capital	State Buildings-Various Proj	0904300010	10/6/2011	21584	Surplus Property	\$ 5,860.00	Surplus property fund for sale of beams and wire decks from teh Archives project and a metal brake used on the Waterbury roofing project.
Buildings & Gen Serv-Capital	Plymouth Notch Visitor Center	0904300042	10/6/2011	21584	Surplus Property	\$ 1,500.00	Surplus property fund for sale of shed at the Calvin Coolidge Historic Site.
Buildings & Gen Serv-Capital	Public Safety-Various Projects	0904300110	7/22/2011	21500	Inter-Unit Transfers Fund	\$ 614,414.41	This request is to re-establish spending authority for the unspent balance as of June 30, 2011.
Buildings & Gen Serv-Capital	State Buildings-Various Proj	1016100010	10/6/2011	21584	Surplus Property	\$ 3,000.00	Surplus property fund for sale of street lights from the capital grounds.
Buildings & Gen Serv-Capital	State Buildings-Various Proj	1016100010	7/26/2011	21502	ARRA Inter-Unit Subaward Fund	\$ 1,799,567.43	This request is to re-establish spending authority for the unspent balance as of 6/30/11
Agency of Admin Sec Office	Secretary of Administration	1100010000	6/22/2012	21020	Lw-lvl Radioactive Waste Cmpct	\$ 12,500,000.00	Assessment to generators
Agency of Admin Sec Office	Secretary of Administration	1100020000	7/19/2011	22005	Federal Revenue Fund	\$ 17,073,832.08	Additional money for the Education Jobs Fund grant. Act 3 Sec 56 FY11 BAA
Agency of Admin Sec Office	Secretary of Administration	1100020000	7/19/2011	22040	ARRA Federal Fund	\$ 2,091,455.29	ARRA - Funds were provided by the fed Gov't as part of the American Recovery & Reinvestment Acts of 2009 to stabilize state and local gov'ts. This request is to re-establish the spending authority for the unspent balance as of June 30, 2011.
Agency of Admin Sec Office	Green Mountain Care Board	1100891201	12/15/2011	21500	Inter-Unit Transfers Fund	\$ 857,146.00	Funds were budgeted in BISHCA to pay salary, benefits and operating costs associated with 12 positions. Wehn the GMCB was created the positions were transferred to GMCB.
Finance & Management	Dept of Finance and Management	1110000000	9/15/2011	21975	Armed Services Scholarship Fnd	\$ 4,358.00	Some of the money is transferred in from the MIL dept and the rest is transferred from VSAC's Next Generation approp. Spending Authority is approved solely through excess receipts.
Finance & Management	Budget Development System	1110003500	1/13/2012	21005	FMS System Development Fund	\$ 3,150,000.00	Act 3 of 2011 Section B.1103(a) - Budget Development System
Finance & Management	Budget Development System	1110003500	7/19/2011	21005	FMS System Development Fund	\$ 350,000.00	Act 3 of 2011 Sec B.1103(a) \$3,500,000 in GF were designated for implementation of the new Budget Development System w/additional \$1,222,158 other funds. Spend. Auth. required to pay current obligations. Requested amt based on expected expenses.
Finance & Management	Vt Council on the Arts	1110013000	6/14/2012	21445	Art Acquisition Fund	\$ 27,500.00	Acquisition of Art in State Buildings special fund for VT Arts Council to acquire art on behalf of the state.
Finance & Management	Vt Council on the Arts	1110013000	8/9/2011	21445	Art Acquisition Fund	\$ 36,500.00	For transfer to the Vermont Arts Council.
Finance & Management	VEDA Grants	1110022000	9/22/2011	21555	Emergency Relief & Assist Fd	\$ 800,000.00	Per E-Board minutes of 9/13/11, the board voted to expend \$800,000 from the ERAF for the tropical storm Irene loan program to be administered by VEDA in accordance with 20 VSA 45 (b).
Finance & Management	VEDA Grants	1110022000	8/9/2011	21555	Emergency Relief & Assist Fd	\$ 1,000,000.00	FY2012 BAA transfer from GF
Finance & Management	VEDA Grants	1110022000	8/8/2011	21555	Emergency Relief & Assist Fd	\$ 1,000,000.00	Per e-board minutes of 6/14/2011 the board voted to expend \$1 mil from ERAF for a flooding loan assistance program to be administered by VEDA in accordance with 20 VSA sec 45(b0)
Personnel-Governmental	PERSONNEL OPERATIONS	1120010000	6/15/2012	21500	Inter-Unit Transfers Fund	\$ 50,000.00	More positions for the project were created during FY12, increasing the billing to the project.
Personnel-Proprietary	Employee Benefits & Wellness	1125000000	6/15/2012	55300	Life Insurance Fund	\$ 2,000.00	Internal Service Funds - Revenues have exceeded our expenditures
Personnel-Proprietary	Emp Ben/Wellness Int Svc Funds	1125070000	10/6/2011	22040	ARRA Federal Fund	\$ 80,883.09	ARRA - Reimbursement for federal share of COBRA payments for laid off employees.
Libraries	Department of Libraries	1130030000	7/18/2011	21015	Elva S Smith Bequest	\$ 27,000.00	Funds are available due to a \$41,032 overpayment of funds in FY09 and FY10 by Citizens Investment Management Services, the organization in charge of distribution of the Elva S Smith Fund.
Libraries	Department of Libraries	1130030000	11/21/2011	21883	Gates Foundation Grants	\$ 249,825.00	Remaining amount of Opportunity Online Broadband Grant from the Bill & Melinda Gates Foundation from FY11.
Tax	Tax Operation Costs	1140010000	6/14/2012	21500	Inter-Unit Transfers Fund	\$ 285,000.00	Local Option receipts collected were higher than anticipated. Tax Offset fees were not anticipated for FY12.

EXCESS RECEIPTS REQUESTS - REPORT - JULY 1, 2011 TO June 30, 2012 (FY 2012 Cumulative incl Q1 - Q4)							
VT_EXCESS_RECEIPT_RPT	292						
Agency/Dept Name	Appropriation Name	Appropriation Dept	Date	Fund	Fund Name	Amount	Comments
Tax	Tax Operation Costs	1140010000	6/14/2012	21591	Tax-Local Option Process Fees	\$ 85,000.00	Local Option receipts collected were higher than anticipated. Tax Offset fees were not anticipated for FY12.
Tax	Tax Computer Systems	1140891101	7/19/2011	21909	Tax Computer Sys Modernization	\$ (7,500,000.00)	Funds were appropriated in the FY12 budget bill but took effect upon passage. This ERR is needed to establish the funding for FY12.
Tax	Tax Computer Systems	1140891101	7/19/2011	21909	Tax Computer Sys Modernization	\$ 7,500,000.00	Funds were appropriated in the FY12 budget bill but took effect upon passage. This ERR is needed to establish the funding for FY12.
Buildings & Gen Serv-Gov'tal	BGS- BTS Marketing Costs	1150050000	7/12/2011	21599	BGS-BTS Marketing Costs	\$ 77,152.45	Funds are received through the ongoing sale of units of the Brandon Training School. Funds are from the recent sale of unique parcels.
Buildings & Gen Serv-Gov'tal	BGS- Recycling Efforts	1150060000	7/12/2011	21604	BGS-Recycling Efforts	\$ 66,479.57	Funds are collected from the disposition of recycling materials. The proceeds are deposited into the fund and can only be used for recycling efforts statewide.
Buildings & Gen Serv-Gov'tal	BGS-Administrative Services	1150100000	7/12/2011	22005	Federal Revenue Fund	\$ 16,362.00	Federal grant from the federal agency for Housing and Urban Development for war memorials in various VT communities. This grant is a continuation from FY11.
Buildings & Gen Serv-Gov'tal	BGS-Sarcoidosis Claims	1150110000	7/12/2011	21911	Sarcoidosis Benefit Trust Fund	\$ 225,340.48	The fund was established by the General Assembly to handle special payments to claimants of Sarcoidosis attributed to the Bennington State Office Building. Funding will be from future general fund appropriations.
Buildings & Gen Serv-Gov'tal	BGS-Information Centers	1150400000	7/12/2011	21603	Motorist Aid Refreshment Prog	\$ 128,257.07	Funds are paid by motorists at the Information Centers by donation for coffee. Funds are authorized for use to both offset the cost of the coffee mess as well as for the costs associated with running the Information Centers.
Buildings & Gen Serv-Gov'tal	BGS-Information Centers	1150400000	5/11/2012	21822	ACCDITourism & Marketing Broch	\$ 45,000.00	Vendors pay BGS store & display their business brochures at the State Information Centers. The amount charged is now part of the annual Fee bill request.
Buildings & Gen Serv-Gov'tal	BGS-Information Centers	1150400000	7/12/2011	21822	ACCDITourism & Marketing Broch	\$ 167,479.90	Vendors pay BGS to store and display their business brochures at the State Information Centers. The amount charged is now part of the annual fee bill request.
Buildings & Gen Serv-Prop	BGS-State Surplus Property	1160250000	6/14/2012	58500	State Surplus Property Fund	\$ 25,000.00	Internal Service Funds - Revenues have exceeded our expenditures
Buildings & Gen Serv-Prop	BGS-Property Management	1160300000	5/10/2012	58700	Property Management Fund	\$ 1,026,225.00	FY11 Journal for Bond Principal & Interest for the Property Mgt Bldgs being purchased through the Treasurer's Office was missed. It is now being processed in FY12 along with the FY12 amount.
Buildings & Gen Serv-Prop	BGS-Insurance-Workers' Comp	1160450000	6/14/2012	56100	Workers' Compensation Fund	\$ 50,000.00	Internal Service Funds - Revenues have exceeded our expenditures
Buildings & Gen Serv-Prop	BGS-Fee For Space	1160550000	6/19/2012	58800	Facilities Operations Fund	\$ 3,000,000.00	Projections for June activity for FFS customer agreements.
Buildings & Gen Serv-Prop	BGS-Fee For Space	1160550000	10/18/2011	58800	Facilities Operations Fund	\$ 25,000,000.00	Insurance/FEMA reimbursement for Tropical Storm Irene is expected to cover the stabilization costs of the August 28-29 storm destruction to state facilities.
State Treasurer-Gov'tal	Office of the Treasurer	1260010000	6/15/2012	21520	Treas Retirement Admin Cost	\$ 250,000.00	Previous years contributions not yet expended.
State Treasurer-Gov'tal	Office of the Treasurer	1260010000	1/18/2012	21924	Vermont Veterans Fund	\$ 43,330.00	Taxpayer donations through Tax Dept checkoff on tax returns
State Treasurer-Gov'tal	US Forest Sales to Towns	1260110000	3/16/2012	22005	Federal Revenue Fund	\$ 339,626.00	Federal land woodlot sales for schools per VSA 557
State Treasurer-Gov'tal	Bond Refunding Cost	1260126000	3/20/2012	21886	Treas-Refunding Bond Issue	\$ 437,125.15	Sale of 1012 Series D Refunding Bonds
State Treasurer-Fiduciary	Teachers' Retirement	1265010000	6/15/2012	60300	State Teachers' Retirement	\$ 300,000.00	Additional earnings on investments
State Treasurer-Fiduciary	Municipal DBP-Health Savings	1265030000	6/15/2012	60400	Vt Muni Employees' Retirement	\$ 100,000.00	Additional earnings on investments
State Labor Relations Board	State Labor Relations Board	1270000000	6/8/2012	21500	Inter-Unit Transfers Fund	\$ 4,749.00	Melinda Moz-Knight dual employment with VOSHA Review Board and Labor Relations Board.
State Labor Relations Board	State Labor Relations Board	1270000000	5/3/2012	21500	Inter-Unit Transfers Fund	\$ 411.60	Additional receipts from publication sales and training beyond what we budgeted.
State Labor Relations Board	State Labor Relations Board	1270000000	1/6/2012	21500	Inter-Unit Transfers Fund	\$ 4,618.00	Half the cost for benefits for Melinda Moz-Knight. She is a dual employee of both VOSHA Review Board and Labor Relations Board.
State Labor Relations Board	State Labor Relations Board	1270000000	4/30/2012	21633	St Labor Relations Bd-Misc Rec	\$ 1,018.43	Additional receipts from publication sales and training beyond what we budgeted.
VOSHA Review Board	VOSHA Review Board	1280000000	6/15/2012	21500	Inter-Unit Transfers Fund	\$ 5,000.00	Billings to DOL for half of our expenses.
Office of the Attorney General	Attorney General's Office	2100001000	5/22/2012	21870	Misc Special Revenue	\$ 200,000.00	Reimbursements received from the National Assoc of Attorneys General for payments made for contracted legal services relative to VT vs RJ Reynolds Tobacco Company.

EXCESS RECEIPTS REQUESTS - REPORT - JULY 1, 2011 TO June 30, 2012 (FY 2012 Cumulative incl Q1 - Q4)							
VT_EXCESS_RECEIPT_RPT	292						
Agency/Dept Name	Appropriation Name	Appropriation Deptid	Date	Fund	Fund Name	Amount	Comments
Office of the Attorney General	Attorney General's Office	2100001000	2/14/2012	21870	Misc Special Revenue	\$ 3,000.00	Balance of a 2004 grant from the National Association of Attorneys General received as reimbursement for contractual payments made for database management services relative to VT v RJ Reynolds Tobacco Company.
Office of the Attorney General	Attorney General's Office	2100001000	5/17/2012	21372	AG-Tobacco Settlement	\$ 16,000.00	Receipts are from attorney fees collected pursuant to the original Tobacco Settlement and are used for one time infrastructure needs of the office.
Office of the Attorney General	Court Diversion	2100002000	5/17/2012	21639	AG-Court Diversion	\$ 63,450.71	Funds are receipts from the Court Diversion program client fees collected by Court Diversion organizations. Fees received are higher than budgeted due to elevated caseloads.
Office of the Defender General	Public Defense	2110000100	11/7/2011	21500	Inter-Unit Transfers Fund	\$ 3,940.00	ODG obtained approval for Children's Justice Act Funding through the DCF to provide training to attorneys who provide services in juvenile cases in June 2011.
Judiciary	Judiciary Appropriation	2120000000	7/28/2011	21502	ARRA Inter-Unit Subaward Fund	\$ 9,318.65	ARRA - This is a 2009 ARRA gran from CCVS that has been extended in to FY12.
State's Attorneys and Sheriffs	State's Attorneys	2130100000	10/6/2011	21500	Inter-Unit Transfers Fund	\$ 42,000.00	CCVS Awarded funds to Bennington County State's Attorney's Office
State's Attorneys and Sheriffs	State's Attorneys	2130100000	10/6/2011	21502	ARRA Inter-Unit Subaward Fund	\$ 24,437.00	ARRA - Additional ARRA funds were made available for FY12 to CCVS.
State's Attorneys and Sheriffs	SIUS Parent Account	2130400000	10/19/2011	22005	Federal Revenue Fund	\$ 41,466.67	This is the third year of a three year grant.
Public Safety	DPS-State Police	2140010000	4/2/2012	21135	Vt Law Telecommunications	\$ 62,000.00	Revenue from Alarm registration and false alarm response is higher than anticipated at time of budgeting.
Public Safety	DPS-State Police	2140010000	5/30/2012	22005	Federal Revenue Fund	\$ 1,300,000.00	GHSP was budgeted in CJS approp in FY12. In Oct 2011 GHSP was transferred to VSP approp per the Commissioner of Public Safety. Request is for Oct 2011 through June 2012 actual/anticipated expenses.
Public Safety	DPS-State Police	2140010000	6/4/2012	21500	Inter-Unit Transfers Fund	\$ 174,000.00	GHSP grants funds to VSP for DUI Mobilization, Equipment, Community Education, Public Education and the CARE Program. These grants were not in place during the budgeting process. Amount of Workzone details were also not known during budgeting.
Public Safety	DPS-State Police	2140010000	12/15/2011	21908	Misc Grants Fund	\$ 8,509.00	VSP received grant from Commonwealth of Massachusetts.
Public Safety	DPS-State Police	2140010000	6/15/2012	21925	Restitution Special Fund	\$ 500.00	Restitution Special Fund - Reimb for damage to VSP property
Public Safety	DPS-State Police	2140010000	3/8/2012	21505	Boating Safety	\$ 12,000.00	Revenue in the Boating Safety fund comes from boating registrations deposited by DMV
Public Safety	DPS-State Police	2140010000	6/15/2012	21584	Surplus Property	\$ 17,000.00	The amount of surplus property came in at a higher rate than anticipated.
Public Safety	DPS-State Police	2140010000	1/13/2012	21584	Surplus Property	\$ 400,000.00	Surplus Property came in at a higher rate than anticipated.
Public Safety	DPS-State Police	2140010000	6/15/2012	21651	PS-Sale of Photos	\$ 8,500.00	Revenue is from sales of DUI video tapes.
Public Safety	DPS-Criminal Justice Services	2140020000	3/21/2012	21856	PS-Fingerprint Fees	\$ 64,280.00	Fingerprint fees came in at a higher rate than expected.
Public Safety	DPS-Criminal Justice Services	2140020000	2/1/2012	21970	Registration Fees Fund	\$ 20,000.00	Marijuana Registry applicants is increasing.
Public Safety	DPS-Emergency Management	2140030000	3/26/2012	21500	Inter-Unit Transfers Fund	\$ 1,841,513.00	A portion of costs associated with Tropical Storm Irene will be reimbursed by the FEMA Public Assistance Grant.
Public Safety	DPS-Emergency Management	2140030000	3/2/2012	21500	Inter-Unit Transfers Fund	\$ 1,245,935.85	A portion of costs associated with Tropical Storm Irene will be reimbursed by the FEMA Public Assistance Grant.
Public Safety	DPS-Fire Safety	2140040000	5/30/2012	21125	Haz Chem & Subst Emerg Resp	\$ 255,000.00	To cover the spending of the CF balance from FY11.
Public Safety	DPS-Fire Safety	2140040000	3/8/2012	21584	Surplus Property	\$ 21,000.00	Auction surplus property
Public Safety	DPS-Fire Safety	2140040000	5/31/2012	21120	Fire Service Training Council	\$ 95,000.00	CF from SFY11
Public Safety	DPS-Fire Safety	2140040000	6/15/2012	21901	Fire Prev/Bldg Inspect Sp Fund	\$ 154,000.00	CF of cash from PY
Public Safety	DPS-Administration	2140060000	6/15/2012	22005	Federal Revenue Fund	\$ 4,000.00	Grants Management Unit in DPS in the Admin Approp had positions reclassified. This was not known at the time of the previous ER request.
Public Safety	DPS-Administration	2140060000	3/22/2012	22005	Federal Revenue Fund	\$ 66,000.00	A centralized Grants Management Unit was created in DPS. Positions were reallocated from other DPS divisions to Admin thereby increasing the need for federal spending authority in this approp.
Public Safety	DPS-Administration	2140060000	2/1/2012	22005	Federal Revenue Fund	\$ 107,000.00	A centralized Grants Management Unit was created in DPS Admin Approp. Positions were reallocated from other DPS divisions to Admin thereby increasing the need for spending authority.
Military Department	ADMINISTRATION/TAG	2150010000	9/22/2011	21555	Emergency Relief & Assist Fd	\$ 1,569,951.27	Emergency Relief and Assistance Fund

EXCESS RECEIPTS REQUESTS - REPORT - JULY 1, 2011 TO June 30, 2012 (FY 2012 Cumulative incl Q1 - Q4)							
VT_EXCESS_RECEIPT_RPT	292						
Agency/Dept Name	Appropriation Name	Appropriation Deptid	Date	Fund	Fund Name	Amount	Comments
Center of Crime Victims' Serv	Victims Compensation	2160010000	5/7/2012	21500	Inter-Unit Transfers Fund	\$ 74,000.00	MOU between DCF and VCCVS for Children's Justice Act Grant from US Dept for Health & Human Services. Grant #G1001VTCJA1.
Center of Crime Victims' Serv	Victims Compensation	2160010000	7/20/2011	22040	ARRA Federal Fund	\$ 212,116.00	ARRA - CCVS received an extension on the FY09 STOP ARRA grant until April 30, 2012 because spending has been slower than expected.
Criminal Justice Trng Council	Criminal Justice Trng Council	2170010000	6/7/2012	21500	Inter-Unit Transfers Fund	\$ 32,000.00	Funds are available as a result of TSF billings done to other departments for services the CJTC provides for them.
Agriculture, Food & Markets	Food Safety/Consumer Assurance	2200020000	5/23/2012	22005	Federal Revenue Fund	\$ 175,000.00	Federal Meat Inspection Program
Agriculture, Food & Markets	Food Safety/Consumer Assurance	2200020000	7/20/2011	21500	Inter-Unit Transfers Fund	\$ 21,000.00	Act 158 Sec 8 Leg Session 2010. Authorized up to \$50K transfer from ACCD to cover VT slaughterhouse employee training which AGR is conducting in summer of CY2011.
Agriculture, Food & Markets	Food Safety/Consumer Assurance	2200020000	8/25/2011	21889	Risk Manage Ag Producers	\$ 11,814.00	Portion of CF special funds from FY11. Received from UVM. Original grant JFO #2434 in April 2010.
Agriculture, Food & Markets	Ag Development Division	2200030000	7/19/2011	21671	AF&M-Agricultural Fees	\$ 31,375.00	These are CF special funds from FY11 which were not expended. Act 78 of 2010 (Sec 6a(c)), \$1,000,000 was awarded to VEDA. \$50,000 was to be transferred to AGR for review of the VT Seal of Quality program.
Agriculture, Food & Markets	Ag Development Division	2200030000	1/18/2012	22005	Federal Revenue Fund	\$ 230,395.00	Additional Specialty Crop Block Grant Program funds were awarded to continue activities enhancing the competitiveness of specialty crops produced in VT.
Agriculture, Food & Markets	Ag Development Division	2200030000	1/18/2012	22005	Federal Revenue Fund	\$ 300,000.00	CF from FY11 was more than had been anticipated at the time the budget was prepared.
Agriculture, Food & Markets	Ag Development Division	2200030000	2/1/2012	21889	Risk Manage Ag Producers	\$ 25,000.00	Additional funds are available to supplement the existing work on fruits and vegetables with a new focus on beef for the institutional market.
Agriculture, Food & Markets	Ag Development Division	2200030000	8/25/2011	21889	Risk Manage Ag Producers	\$ 48,800.00	Portion of CF special funds from FY11 which were not fully expended. Dairy Revitalization (JFO#2295 plus ER); Farm First Program (jfo #2440 plus donations); New England Dairy Beef (CF, JFO #2473 plus donations).
Agriculture, Food & Markets	Plant Industry, Labs & CA Div	2200040000	3/27/2012	21500	Inter-Unit Transfers Fund	\$ 50,000.00	MOU with Health Dept for West Nile Virus program
Financial Regulation	Banking Division	2210001000	6/22/2012	21065	Financial Institut Supervision	\$ 50,000.00	Needed to post payroll
Financial Regulation	Insurance Division	2210011000	11/15/2011	22005	Federal Revenue Fund	\$ 600,134.00	Federal Grant Award
Financial Regulation	Insurance Division	2210011000	11/4/2011	22005	Federal Revenue Fund	\$ 650,543.00	Federal Grant Award
Financial Regulation	Insurance Division	2210011000	4/2/2012	21500	Inter-Unit Transfers Fund	\$ 150,000.00	Interdepartmental Transfer from DVHA, Exchange Grant
Financial Regulation	Captive Insurance Division	2210020000	6/22/2012	21085	Captive Insurance Reg & Suprv	\$ 70,000.00	Needed to post payroll
Financial Regulation	Securities Division	2210031000	6/22/2012	21080	Securities Regulatory & Suprv	\$ 66,359.00	Needed to post payroll
Financial Regulation	Health Care Admin. Division	2210040000	11/4/2011	22005	Federal Revenue Fund	\$ 330,446.00	Federal Grant Award
Financial Regulation	Health Care Admin. Division	2210040000	3/20/2012	21500	Inter-Unit Transfers Fund	\$ 270,767.00	Interdepartmental transfer from DVHA for VHCURES contract work, DVHA exchange grant expense, rent from GMCB
Secretary of State	Secretary of State	2230010000	5/29/2012	21150	Prof Regulatory Fee Fund	\$ 200,000.00	OPR collects fees from applicants/licensees in order to pay for cost of doing business. Additional spending authority is needed to cover cost of temporary help needed.
Public Service Department	Regulation & Energy Efficiency	2240000000	8/17/2011	22041	ARRA-SEP-Revolving Loan	\$ 1,302,770.00	Revolving Loan ARRA fund - not all loans were disbursed in FY11 - so need spending authority in FY12 to disburse remaining loans.
Public Service Department	Regulation & Energy Efficiency	2240000000	4/30/2012	22040	ARRA Federal Fund	\$ 2,400,000.00	ARRA - \$2.4 M is the final estimate of balance remaining that could be spent in FY12.
Public Service Department	Regulation & Energy Efficiency	2240000000	3/8/2012	21452	Fuel Efficiency Fund	\$ 25,898.81	Heating and Process Fuel Efficiency Program through 2008 Act 92 (30 VSA 235). Source of funding is revenue from the sale of credits under the Regional Greenhouse Gas Initiative cap and trade program.
Public Service Department	Regulation & Energy Efficiency	2240000000	12/13/2011	21452	Fuel Efficiency Fund	\$ 851,337.00	In 2008 the VT General Assembly established a HEating & Process Fuel Efficiency Program through Act 92 (30 VSA 235). The source of funding is revenue from the sale of credits under the Regional Greenhouse Gas Initiative cap and trade program.
Public Service Department	Consumer Affairs & Public Info	2240010000	8/11/2011	22041	ARRA-SEP-Revolving Loan	\$ (1,302,770.00)	Revolving Loan ARRA fund - not all loans were disbursed in FY11 - so need spending authority in FY12 to disburse remaining loans.

EXCESS RECEIPTS REQUESTS - REPORT - JULY 1, 2011 TO June 30, 2012 (FY 2012 Cumulative incl Q1 - Q4)

VT_EXCESS_RECEIPT_RPT	292						
Agency/Dept Name	Appropriation Name	Appropriation Deptid	Date	Fund	Fund Name	Amount	Comments
Public Service Department	Consumer Affairs & Public Info	2240010000	8/11/2011	22041	ARRA-SEP-Revolving Loan	\$ 1,302,770.00	Revolving Loan ARRA fund - not all loans were disbursed in FY11 - so need spending authority in FY12 to disburse remaining loans.
Enhanced 911 Board	Enhanced 911 Board	2260001000	6/15/2012	21711	Enhanced 9-1-1 Board	\$ 968,000.00	PY Carry Forward
Enhanced 911 Board	Enhanced 911 Board	2260001000	5/18/2012	21584	Surplus Property	\$ 6,929.77	Sale of E911 Vehicle/s through State Surplus Property
Human Rights Commission	Human Rights Commission	2280001000	6/30/2012	21692	Human Rights Commission	\$ 5,692.75	Settlements of successful lawsuits taken on by the Human Rights Commission from the current and previous FY's.
Human Rights Commission	Human Rights Commission	2280001000	11/18/2011	21692	Human Rights Commission	\$ 3,500.00	Settlement funds from a lawsuit against a newspaper company that had claimed to have made a payment to a Holyoke, MA company, but had not.
Liquor Control	DLC - Enforcement & Licensing	2300002000	6/15/2012	50300	Liquor Control Fund	\$ 63,888.00	FY12 Receivables that have been billed but have not yet been received.
Liquor Control	DLC - Enforcement & Licensing	2300002000	5/17/2012	21500	Inter-Unit Transfers Fund	\$ 3,000.00	DPS has amended it's Subgrant to LC to a total amount of \$11,000.
Liquor Control	DLC - Enforcement & Licensing	2300002000	2/28/2012	21500	Inter-Unit Transfers Fund	\$ 3,000.00	DPS has amended it's subgrant to LC to a total of \$8,000
Liquor Control	DLC - Enforcement & Licensing	2300002000	8/22/2011	21500	Inter-Unit Transfers Fund	\$ 8,750.00	VDH/ADAP has made available EULA/OJJDP funds to help with START monitoring and to support VTLSF trainings at Governor's Youth Conference and other collaborations.
Liquor Control	DLC - Enforcement & Licensing	2300002000	8/22/2011	21500	Inter-Unit Transfers Fund	\$ 26,250.00	VDH/ADAP has made available EULA/OJJDP funds to help with START monitoring and to support VTLSF trainings at Governor's Youth Conference and other collaborations.
Liquor Control	DLC - Enforcement & Licensing	2300002000	7/28/2011	21500	Inter-Unit Transfers Fund	\$ 5,000.00	Homeland Security (FY10) program Enforcement has been asked to help with FY12 Operation Stonegarden activities when personnel is available. This is anticipated receipts request.
Liquor Control	DLC - Enforcement & Licensing	2300002000	6/8/2012	21870	Misc Special Revenue	\$ 20,875.25	Counties and towns reimbursing LC for employee OT and travel costs paid while working START details during FY12.
Liquor Control	DLC - Enforcement & Licensing	2300002000	11/15/2011	21870	Misc Special Revenue	\$ 7,695.00	Grant from PIRE in FY11 to be used over two years. Approval process not completed until late June so funds were not used in FY11. This ER is requested in order to use these funds in FY12.
Liquor Control	DLC - Enforcement & Licensing	2300002000	10/31/2011	21870	Misc Special Revenue	\$ 855.00	County START and Travel Reimbursements
Liquor Control	DLC - Enforcement & Licensing	2300002000	10/31/2011	21870	Misc Special Revenue	\$ 1,134.97	County START and Travel Reimbursements
Liquor Control	DLC - Enforcement & Licensing	2300002000	9/14/2011	21870	Misc Special Revenue	\$ 2,689.30	Reimbursements are from NABCA for expenses related to approved conferences paid for with DLC PCard or cash by employees.
Liquor Control	DLC - Enforcement & Licensing	2300002000	7/28/2011	21870	Misc Special Revenue	\$ 22,305.00	LC has accepted a Pacific Institute for Research and Evaluation grant for studying the effectiveness of LC's compliance checks. PIRE will reimburse LC for expenses related to compliance checks and data collection. JFO# 2505
Liquor Control	DLC - Enforcement & Licensing	2300002000	7/19/2011	21870	Misc Special Revenue	\$ 10,000.00	Grant is from National Alcohol Beverage Control Assoc to be used for designing, producing and purchasing community outreach and educational materials.
Liquor Control	DLC - Administration	2300003000	6/15/2012	50300	Liquor Control Fund	\$ 102,731.00	FY12 Receivables that will not be entered until Tuesday following year end.
Liquor Control	DLC - Administration	2300003000	9/14/2011	50300	Liquor Control Fund	\$ 4,703.72	Reimbursements are from NABCA for expenses related to approved conferences paid for with DLC PCard or cash by employees.
Liquor Control	DLC - Administration	2300003000	8/22/2011	21500	Inter-Unit Transfers Fund	\$ 5,000.00	VDH/ADAP has made available EULA/OJJDP funds to help with START monitoring and to support VTLSF trainings at Governor's Youth Conference and other collaborations.
Liquor Control	DLC - Administration	2300003000	10/31/2011	21870	Misc Special Revenue	\$ 965.68	County START and Travel Reimbursements
Liquor Control	DLC - Administration	2300003000	9/20/2011	21525	Conference Fees & Donations	\$ 6,916.71	Conference fees not spent at 6/30/11 for Federal Fiscal period ending 9/30/11. Plus additional deposits to fund since then.
Liquor Control	Warehousing & Distribution	2300007000	6/15/2012	50300	Liquor Control Fund	\$ 41,250.00	FY12 Receivables that will not be entered until Tuesday following year end.
Liquor Control	Warehousing & Distribution	2300007000	9/14/2011	50300	Liquor Control Fund	\$ 704.33	Reimbursements are from NABCA for expenses related to approved conferences paid for with DLC PCard or cash by employees.
Department of Mental Health	Mental Health	3150070000	6/15/2012	21500	Inter-Unit Transfers Fund	\$ 2,000.00	Hurricane Irene
Department of Mental Health	Vermont State Hospital	3150080000	6/13/2012	21500	Inter-Unit Transfers Fund	\$ 1,200,000.00	Hurricane Irene
Department of Mental Health	Vermont State Hospital	3150080000	6/14/2012	21870	Misc Special Revenue	\$ 3,000.00	VSH receives funds fro staff time and supply costs to produce photo copies of medical records.

EXCESS RECEIPTS REQUESTS - REPORT - JULY 1, 2011 TO June 30, 2012 (FY 2012 Cumulative incl Q1 - Q4)

VT_EXCESS_RECEIPT_RPT	292						
Agency/Dept Name	Appropriation Name	Appropriation Dept	Date	Fund	Fund Name	Amount	Comments
Department of Mental Health	Vermont State Hospital	3150080000	6/14/2012	21525	Conference Fees & Donations	\$ 2,000.00	VSH received funds from VPQHC to educate staff around infection control issues, as well as funds which will be used to educate social work staff.
Vermont Veterans' Home	VERMONT VETERANS' HOME	3300010000	12/27/2011	21782	Vermont Medicaid	\$ 120,000.00	Retro-active rate increases and timing of projects.
Vermont Veterans' Home	VERMONT VETERANS' HOME	3300010000	4/6/2012	21782	Vermont Medicaid	\$ 250,000.00	Retroactive rate increases and timing of projects.
Vermont Veterans' Home	VERMONT VETERANS' HOME	3300010000	8/4/2011	21782	Vermont Medicaid	\$ 430,000.00	Retroactive rate increases and timing of project spending.
Human Services Central Office	Secretary's Office Admin Costs	3400001000	6/14/2012	21500	Inter-Unit Transfers Fund	\$ 720,000.00	Changes made among the IDT and Federal funds in BAA were greater than needed.
Human Services Central Office	Secretary's Office Admin Costs	3400001000	6/14/2012	21870	Misc Special Revenue	\$ 5,000.00	Unanticipated grant award for SerVermont from the VT Community Foundation.
Department of VT Health Access	DVHA	3410010000	6/26/2012	22040	ARRA Federal Fund	\$ 150,000.00	ARRA ONC 3013 award
Department of VT Health Access	DVHA	3410010000	11/10/2011	22040	ARRA Federal Fund	\$ 1,300,000.00	ARRA - ONC 3013 award - Expenditures sped up to take advantage of match rate.
Health	Administration	3420010000	6/8/2012	21500	Inter-Unit Transfers Fund	\$ 7,133.22	Funds are available due to the FEMA claim related to Irene.
Health	Administration	3420010000	3/15/2012	21470	Medical Practice	\$ 20,000.00	Funds are available due to indirect earnings associated with the Medical Practice Board
Health	Administration	3420010000	2/7/2012	22040	ARRA Federal Fund	\$ 60,000.00	ARRA - Grants awarded from US Centers for Disease Control and Prevention
Health	Public Health Appropriation	3420021000	5/23/2012	22005	Federal Revenue Fund	\$ 1,400,000.00	Grants awarded from CDC and HRSA
Health	Public Health Appropriation	3420021000	5/22/2012	40200	Vermont Sanatorium Fund	\$ 15,000.00	Funds are available due to the investment income earned on the VT Sanatorium Fund
Health	Public Health Appropriation	3420021000	6/8/2012	21500	Inter-Unit Transfers Fund	\$ 84,000.00	Funds are available due to the FEMA claim related to Irene.
Health	Public Health Appropriation	3420021000	5/23/2012	22040	ARRA Federal Fund	\$ 125,000.00	ARRA - Grants awarded from US Centers for Disease Control and Prevention
Health	Public Health Appropriation	3420021000	2/7/2012	22040	ARRA Federal Fund	\$ 280,000.00	ARRA - Grants awarded from US Centers for Disease Control and Prevention
Health	Alcohol & Drug Abuse	3420060000	5/23/2012	22005	Federal Revenue Fund	\$ 358,337.00	Grants awarded from SAMHSA
Children and Family Services	DCFS Admin & Support Services	3440010000	5/11/2012	22005	Federal Revenue Fund	\$ 4,000,000.00	LIHEAP admin available due to increase in award (and CF), additional SNAP bonus award available and increased SNAP admin earnings are expected.
Children and Family Services	DCFS Admin & Support Services	3440010000	6/15/2012	21500	Inter-Unit Transfers Fund	\$ 40,000.00	Expected mileage reimb from FEMA for Irene
Children and Family Services	DCFS Admin & Support Services	3440010000	6/5/2012	21500	Inter-Unit Transfers Fund	\$ 145,528.00	Rollover funds from SFY11
Children and Family Services	DCFS Admin & Support Services	3440010000	5/11/2012	21965	Animal Spay/Neutering Fund	\$ 50,000.00	Taking over program from VT Agency of Agriculture in SFY12 per Act 57 (S.0074). Expenditures higher than expected, but CF receipts are available.
Children and Family Services	DCFS Admin & Support Services	3440010000	7/6/2011	21965	Animal Spay/Neutering Fund	\$ 225,000.00	Taking over program from VT Agency of Agriculture in SFY12 per Act 57 (S.0074)
Children and Family Services	DCFS - Social Services	3440020000	6/5/2012	21500	Inter-Unit Transfers Fund	\$ 100,000.00	Rollover funds from SFY11 and more earnings in SFY12 than budgeted
Children and Family Services	DCFS - Child Development	3440030000	5/23/2012	22005	Federal Revenue Fund	\$ 1,569,844.00	New federal award, Pregnant and Parenting Teens grant
Children and Family Services	DCFS - Child Development	3440030000	3/9/2012	22040	ARRA Federal Fund	\$ 810,273.00	ARRA - Part C ARRA funds not fully expended in SFY11
Children and Family Services	DCFS - Child Development	3440030000	3/9/2012	22040	ARRA Federal Fund	\$ 546,778.00	ARRA - Head Start ARRA awarded after creation of budget.
Children and Family Services	3SquaresVT Cashout	3440070000	4/18/2012	22040	ARRA Federal Fund	\$ 5,500,000.00	ARRA - SNAP ARRA was extended until 9/30/12.
Children and Family Services	DCFS - Reach Up	3440080000	6/5/2012	21903	PATH-Misc Fund	\$ 1,300,000.00	Increased Earned Income Tax Credit claims (EITC)
Children and Family Services	DCFS - LIHEAP	3440090000	6/5/2012	21210	Home Heating Fuel Asst Trust	\$ 130,000.00	Interest earned in the LIHEAP account.
Children and Family Services	DCFS - LIHEAP	3440090000	1/13/2012	21210	Home Heating Fuel Asst Trust	\$ 6,150,000.00	Funds being moved from Weatherization Trust Fund to State GF to cover LIHEAP.
Children and Family Services	DCFS - LIHEAP	3440090000	12/27/2011	22005	Federal Revenue Fund	\$ 7,700,000.00	Federal release of LIHEAP block grant.
Children and Family Services	DCFS - LIHEAP	3440090000	11/28/2011	22005	Federal Revenue Fund	\$ 3,000,000.00	Home Heating Fuel Assistance/LIHEAP
Children and Family Services	DCFS - OEO Ofc of Economic Opp	3440100000	5/7/2012	22005	Federal Revenue Fund	\$ 242,204.00	Community Service Block Grant award higher than anticipated.
Children and Family Services	DCFS - OEO Weatherization	3440110000	6/5/2012	21235	Home Weatherization Assist	\$ 400,000.00	Weatherization Trust Fund receipts were higher than anticipated
Children and Family Services	DCFS - OEO Weatherization	3440110000	1/18/2012	22040	ARRA Federal Fund	\$ 1,552,582.00	ARRA - Weatherization ARRA funds budgeted in PY's but not used are available.
Children and Family Services	DCFS - Woodside Rehab Center	3440120000	6/5/2012	21500	Inter-Unit Transfers Fund	\$ 25,000.00	Earned School Lunch and Title 1 receipts from SOV-DOE for SFY11 that weren't used.
Aging and Independent Living	Administration & Support	3460010000	6/8/2012	22005	Federal Revenue Fund	\$ 500,000.00	Higher than planned earned federal receipts.
Aging and Independent Living	Administration & Support	3460010000	5/23/2012	22005	Federal Revenue Fund	\$ 550,000.00	Higher than planned federal receipts
Aging and Independent Living	Administration & Support	3460010000	3/2/2012	21813	VR Fees	\$ 450,000.00	Higher than anticipated receipts from the EAP due to new companies enrolled in the program.
Aging and Independent Living	Administration & Support	3460010000	8/11/2011	22040	ARRA Federal Fund	\$ 934.00	remaining amount of stimulus awards that were awarded some time ago.

EXCESS RECEIPTS REQUESTS - REPORT - JULY 1, 2011 TO June 30, 2012 (FY 2012 Cumulative incl Q1 - Q4)

Agency/Dept Name	Appropriation Name	Appropriation Deptid	Date	Fund	Fund Name	Amount	Comments
Aging and Independent Living	Advocacy & Indep Living Grants	3460020000	5/18/2012	22005	Federal Revenue Fund	\$ 910,000.00	Higher than planned federal earned receipts
Aging and Independent Living	Advocacy & Indep Living Grants	3460020000	4/18/2012	21213	PATH-Civil Monetary Fund	\$ 25,885.00	Civil Money Penalty Funds - Penalties to Nursing Homes for a variety of violations that have built up in the fund over a number of years.
Aging and Independent Living	Advocacy & Indep Living Grants	3460020000	3/2/2012	21502	ARRA Inter-Unit Subaward Fund	\$ 35,800.00	Balance of unspent federal award carried into FY12 for expenditure.
Aging and Independent Living	DBVI Grants	3460030000	5/11/2012	22005	Federal Revenue Fund	\$ 65,000.00	Higher than planned DBVI Section 110 receipts due to supplemental awards
Aging and Independent Living	DBVI Grants	3460030000	5/11/2012	22040	ARRA Federal Fund	\$ 2,288.00	ARRA - ARRA funds for DBVI's Independent Living Program/Part B and ARRA Section 110
Aging and Independent Living	DBVI Grants	3460030000	5/11/2012	22040	ARRA Federal Fund	\$ 653.00	ARRA - ARRA funds for DBVI's Independent Living Program/Part B and ARRA Section 110
Aging and Independent Living	Vocational Rehab Grants	3460040000	6/5/2012	22005	Federal Revenue Fund	\$ 250,000.00	VR received a reallocation of Section 110 funds on 9/8/11 of \$4,500,000. Until FY11 the usual allotment for VR was \$500,000.
Aging and Independent Living	Vocational Rehab Grants	3460040000	5/11/2012	22005	Federal Revenue Fund	\$ 1,100,000.00	VR received a reallocation of Section 110 funds on 9/8/11 of \$4.5 million. Until FY11 the usual allotment for VR was \$500,000.
Aging and Independent Living	Vocational Rehab Grants	3460040000	2/27/2012	22005	Federal Revenue Fund	\$ 2,000,000.00	VR received a reallocation of Section 110 funds.
Aging and Independent Living	Vocational Rehab Grants	3460040000	6/5/2012	21500	Inter-Unit Transfers Fund	\$ 100,000.00	Increased dollar amount of agreements with DCF-TANF dollars
Aging and Independent Living	Vocational Rehab Grants	3460040000	5/11/2012	21500	Inter-Unit Transfers Fund	\$ 200,000.00	Increased dollar amount of agreements with DCF-TANF dollars
Aging and Independent Living	Vocational Rehab Grants	3460040000	1/6/2012	21500	Inter-Unit Transfers Fund	\$ 2,827,000.00	Increased dollar amount of agreements with DCF - TANF dollars
Aging and Independent Living	Vocational Rehab Grants	3460040000	8/11/2011	22040	ARRA Federal Fund	\$ 115,350.00	remaining amount of stimulus awards that were awarded some time ago.
Aging and Independent Living	Vocational Rehab Grants	3460040000	8/11/2011	22040	ARRA Federal Fund	\$ 97,816.00	remaining amount of stimulus awards that were awarded some time ago.
Aging and Independent Living	Developmental Services Grants	3460050000	2/27/2012	21500	Inter-Unit Transfers Fund	\$ 51,000.00	VDH has a federal Autism Grant and DAIL has agreed to help with oversight and management of the grant. (#6 H6MMC20326-01-02, CFDA #93.110)
Corrections	Corrections - Education	3480003000	5/22/2012	21500	Inter-Unit Transfers Fund	\$ 210,000.00	The Community High School of VT increased Title 1 work in FY12 and is earning more revenue than originally budgeted. Funds come from the VT Dept of Ed through the Federal Title 1 program.
Corrections	Correc-Correctional Services	3480004000	3/26/2012	21500	Inter-Unit Transfers Fund	\$ 20,920.00	Amount of grant funding from Public Safety unknown at budget development time. Cash balance carry forward (Tapestry portion)
Corrections	Correc-Correctional Services	3480004000	3/26/2012	21500	Inter-Unit Transfers Fund	\$ 93,978.00	Amount of grant funding from Public Safety unknown at budget development time. Cash balance carry forward (Tapestry portion)
Corrections	Correc-Correctional Services	3480004000	3/26/2012	21500	Inter-Unit Transfers Fund	\$ 20,086.00	Amount of grant funding from Public Safety unknown at budget development time. Cash balance carry forward (Tapestry portion)
Corrections	Correc-Correctional Services	3480004000	6/5/2012	21843	CORR-Supervision Fees	\$ 130,000.00	Cash carry forward from FY11 and collections exceeding spending authority.
VT Offender Work Program	Admin - VT Offender Work Prog	3675001000	6/14/2012	59100	Correctional Industries Fund	\$ 125,000.00	Sales have increased this year due to increased demand and a memo released by the Sec of Admin related to print purchasing in VT state gov't.
VT Department of Labor	VT Department of Labor	4100500000	6/22/2012	21095	Passenger Tramways	\$ 6,000.00	Collection through passenger tramway program
VT Department of Labor	VT Department of Labor	4100500000	7/12/2011	22040	ARRA Federal Fund	\$ 2,787,407.00	ARRA - Funds were to be expended in FY11 but were not, so we are asking to CF spending authority to FY12.
VT Department of Labor	Youth at Risk	4100890702	7/12/2011	21992	Next Generation Initiative Fnd	\$ 10,987.00	Funds were to be expended in FY11 but were not, so we are asking to CF spending authority to FY12.
VT Department of Labor	Grants for Adult Technical Edu	4100890703	3/16/2012	21992	Next Generation Initiative Fnd	\$ 200,000.00	Nex Gen approps 2007 & 2008 funds were awarded simultaneously. Subgrantees have not completely expended grant funds within the year awarded. Request use of previous years spending authority to reimburse these expenses in the current year.
Education	Administration	5100010000	8/18/2011	20405	Global Commitment Fund	\$ 135,000.00	Global Fund
Education	Administration	5100010000	6/14/2012	21764	ED-Medicaid Reimb-Admin	\$ 46,900.00	Medicaid Special Fund
Education	Administration	5100010000	8/18/2011	21764	ED-Medicaid Reimb-Admin	\$ 400,000.00	Medicaid Special Funds
Education	Education Services	5100070000	6/5/2012	21250	General Education Development	\$ 3,500.00	Revenue from GED transcripts
Education	Education Services	5100070000	4/18/2012	21764	ED-Medicaid Reimb-Admin	\$ 300,000.00	Medicaid Special Funds
Education	Education Services	5100070000	6/5/2012	21848	ED-Private Sector Grants	\$ 18,000.00	Carryover of private funds - IBM and Nellie Mae
Education	Education Grant	5100090000	8/26/2011	21502	ARRA Inter-Unit Subaward Fund	\$ 1,577,821.00	ARRA State Fiscal Stabilization Funds
Education	Transportation	5100100000	6/14/2012	20205	Education Fund	\$ 14,464.00	Education fund
Education	Small School Grant	5100110000	6/14/2012	20205	Education Fund	\$ 157,511.00	Education fund
Education	Education Jobs Fund	5100891101	8/18/2011	21500	Inter-Unit Transfers Fund	\$ 17,703,832.08	Education Job Funds

EXCESS RECEIPTS REQUESTS - REPORT - JULY 1, 2011 TO June 30, 2012 (FY 2012 Cumulative incl Q1 - Q4)

Agency/Dept Name	Appropriation Name	Appropriation Deptid	Date	Fund	Fund Name	Amount	Comments
Fish & Wildlife	FW Support & Field Services	6120000000	6/14/2012	20305	F&W Fund - Nondedicated	\$ 1,046,000.00	5 unbudgeted land purchases. Funding is available from motorboat registrations, donated in-kind match and federal funds.
Fish & Wildlife	FW Support & Field Services	6120000000	6/14/2012	21500	Inter-Unit Transfers Fund	\$ 206,000.00	Receipts are from FEMA and are due to hurricane Irene
Fish & Wildlife	FW Support & Field Services	6120000000	6/14/2012	20320	Duck Stamp Fund	\$ 70,000.00	Duck Stamp fund has a balance of \$2.5 M
Forest, Parks & Recreation	Administration	6130010000	2/27/2012	22005	Federal Revenue Fund	\$ 700,000.00	National Recreation Trails program and the Land and Water Conservation fund program.
Forest, Parks & Recreation	Administration	6130010000	12/12/2011	21500	Inter-Unit Transfers Fund	\$ 1,000,000.00	Receipts in the Interdepartmental transfer fund are available because of FEMA disaster assistance received from VTrans for the spring flooding event.
Forest, Parks & Recreation	Administration	6130010000	5/7/2012	21440	All Terrain Vehicles	\$ 100,000.00	21440 - ATV fines & registrations. Funds are passed through to VASA via a grant. 21495 - Snowmobile fines & registrations. Funds are passed through to VAST via a grant.
Forest, Parks & Recreation	Administration	6130010000	5/7/2012	21495	Snowmobile Trails	\$ 100,000.00	21440 - ATV fines & registrations. Funds are passed through to VASA via a grant. 21495 - Snowmobile fines & registrations. Funds are passed through to VAST via a grant.
Forest, Parks & Recreation	Administration	6130010000	7/18/2011	21550	Lands and Facilities Trust Fd	\$ 50,000.00	21550/Lands & Facilities Trust Fund receipts available from unexpended balances from PY's. 21525/Donation fund receipts are available from multiple sources. National Project Learning Tree & Wildlife Management Institue. 21584/Sale of surplus property
Forest, Parks & Recreation	Administration	6130010000	7/18/2011	21525	Conference Fees & Donations	\$ 7,000.00	21550/Lands & Facilities Trust Fund receipts available from unexpended balances from PY's. 21525/Donation fund receipts are available from multiple sources. National Project Learning Tree & Wildlife Management Institue. 21584/Sale of surplus property
Forest, Parks & Recreation	Administration	6130010000	6/15/2012	22040	ARRA Federal Fund	\$ 12,000.00	ARRA - Available due to indirect costs related to our ARRA grant from the US Forest Service for invasive species education, survey and control.
Forest, Parks & Recreation	Administration	6130010000	7/18/2011	22040	ARRA Federal Fund	\$ 5,000.00	ARRA - Remaining ARRA funding from the US Forest Service invasive species education, survey and control grant.
Forest, Parks & Recreation	Forestry	6130020000	6/15/2012	22005	Federal Revenue Fund	\$ 200,000.00	United States Federal fund are from US Forest Service programs. Program expenditures have been higher than originally planned.
Forest, Parks & Recreation	Forestry	6130020000	4/18/2012	22005	Federal Revenue Fund	\$ 100,000.00	21525 - Receipts from multiple sources (including JFO2426, JFO2379 & JFO2445). 22005 - Receipts are from an incoming grant from Natural Resources Conservation Service
Forest, Parks & Recreation	Forestry	6130020000	4/18/2012	21525	Conference Fees & Donations	\$ 50,000.00	21525 - Receipts from multiple sources (including JFO2426, JFO2379 & JFO2445). 22005 - Receipts are from an incoming grant from Natural Resources Conservation Service
Forest, Parks & Recreation	Forestry	6130020000	9/29/2011	21525	Conference Fees & Donations	\$ 15,000.00	The receipts in the donation fund (21525) are available from a grant from teh Wildlife Management Institute. Funds in 21779 are available because of a cash assistance MOA between VYCC and FPR.
Forest, Parks & Recreation	Forestry	6130020000	7/18/2011	21525	Conference Fees & Donations	\$ 5,000.00	21550/Lands & Facilities Trust Fund receipts available from unexpended balances from PY's. 21525/Donation fund receipts are available from multiple sources. National Project Learning Tree & Wildlife Management Institue. 21584/Sale of surplus property
Forest, Parks & Recreation	Forestry	6130020000	7/18/2011	22040	ARRA Federal Fund	\$ 143,000.00	ARRA - Remaining ARRA funding from the US Forest Service invasive species education, survey and control grant.
Forest, Parks & Recreation	Parks	6130030000	6/22/2012	21270	State Forest Parks Fund	\$ 500,000.00	Revenues into the Parks special fund have been higher than anticipated. In addition there is a balance in the fund from prior years.
Forest, Parks & Recreation	Parks	6130030000	4/18/2012	21584	Surplus Property	\$ 30,000.00	Sale of surplus property through BGS auction.

EXCESS RECEIPTS REQUESTS - REPORT - JULY 1, 2011 TO June 30, 2012 (FY 2012 Cumulative incl Q1 - Q4)

VT_EXCESS_RECEIPT_RPT	292						
Agency/Dept Name	Appropriation Name	Appropriation Deptid	Date	Fund	Fund Name	Amount	Comments
Forest, Parks & Recreation	Parks	6130030000	7/18/2011	21584	Surplus Property	\$ 18,000.00	21550/Lands & Facilities Trust Fund receipts available from unexpended balances from PY's. 21525/Donation fund receipts are available from multiple sources. National Project Learning Tree & Wildlife Management Institue. 21584/Sale of surplus property
Forest, Parks & Recreation	Parks	6130030000	9/28/2011	22040	ARRA Federal Fund	\$ 40,000.00	ARRA - Remaining ARRA funding from the US Forest Service invasive species education, survey and control grant.
Forest, Parks & Recreation	Parks	6130030000	7/18/2011	22040	ARRA Federal Fund	\$ 65,000.00	ARRA - Remaining ARRA funding from the US Forest Service invasive species education, survey and control grant.
Forest, Parks & Recreation	Lands Administration	6130040000	4/18/2012	22005	Federal Revenue Fund	\$ 2,000,000.00	\$2,000,000 received from USFS for Forest Legacy acquisitions. \$165,000 was received from VHCB towards the Morrisville Water & Light addition.
Forest, Parks & Recreation	Lands Administration	6130040000	4/18/2012	21500	Inter-Unit Transfers Fund	\$ 165,000.00	\$2,000,000 received from USFS for Forest Legacy acquisitions. \$165,000 was received from VHCB towards the Morrisville Water & Light addition.
Forest, Parks & Recreation	Vt Youth Conservation Corps	6130080000	4/18/2012	21779	FPR-Youth Conservation Corps	\$ 60,000.00	Spending Authority is needed in the VYCC fund to cover payroll costs of corp members. FPR will be reimbursed at the end of the year to cover these costs by VYCC.
Forest, Parks & Recreation	Vt Youth Conservation Corps	6130080000	9/29/2011	21779	FPR-Youth Conservation Corps	\$ 100,000.00	The receipts in the donation fund (21525) are available from a grant from teh Wildlife Management Institute. Funds in 21779 are available because of a cash assistance MOA between VYCC and FPR.
Environmental Conservation	Environmental Assistance Div	6140020000	5/11/2012	22005	Federal Revenue Fund	\$ 100,000.00	DEC was not given portions of FFY11 fed grant allocations (PPG - US EPA) until Aug 2011 (SFY12). Expnses that should have occurred in SFY11 did not occur until SFY12. SFY12 expenses are greater than they should be due to this.
Environmental Conservation	Air & Waste Management Approp	6140030000	5/11/2012	22005	Federal Revenue Fund	\$ 150,000.00	DEC was not given portions of FFY11 fed grant allocations (PPG - US EPA) until Aug 2011 (SFY12). Expnses that should have occurred in SFY11 did not occur until SFY12. SFY12 expenses are greater than they should be due to this.
Environmental Conservation	Water Programs Appropiaion	6140040000	5/11/2012	22005	Federal Revenue Fund	\$ 200,000.00	DEC was not given portions of FFY11 fed grant allocations (PPG - US EPA) until Aug 2011 (SFY12). Expnses that should have occurred in SFY11 did not occur until SFY12. SFY12 expenses are greater than they should be due to this.
Environmental Conservation	Petroleum Cleanup Fund	6140060000	8/4/2011	22040	ARRA Federal Fund	\$ 2,550,000.00	ARRA - Unspent grant funds for Clean Water and Drinking Water STate Revolving Loan Programs (SRF's)
Commerce & Community Dev Admin	Administration Division	7100000000	6/28/2012	22040	ARRA Federal Fund	\$ 30,211.02	ARRA - Remaining obligated ARRA balance spending authority needed to cover the final ARRA project. Will close the federal program.
Commerce & Community Dev Admin	Administration Division	7100000000	2/2/2012	22040	ARRA Federal Fund	\$ 94,000.00	ARRA - FY11 unexpended balances to be used for project and admin costs.
Commerce & Community Dev Admin	Environmental Engineering Init	7100890702	11/18/2011	10000	General Fund	\$ 29,989.00	Grant to UVM ended in FY11 with unexpended funds that were returned in FY12 to the agency.
Housing & Comm Affairs	Housing & Community Affairs	7110010000	10/19/2011	21500	Inter-Unit Transfers Fund	\$ 75,000.00	Transfer from Secretary Admin.
Housing & Comm Affairs	Housing & Community Affairs	7110010000	12/7/2011	21919	EB-5 Special Fund	\$ 25,000.00	Jobs Bill Act 52 Chapter 3 Sec 21(a)
Housing & Comm Affairs	Community Develop. Block Grant	7110030000	6/5/2012	22040	ARRA Federal Fund	\$ (13,000.00)	ARRA - FY12 unexpended balances to be used for admin closeout costs.
Housing & Comm Affairs	Community Develop. Block Grant	7110030000	6/5/2012	22040	ARRA Federal Fund	\$ 13,000.00	ARRA - FY12 unexpended balances to be used for admin closeout costs.
Housing & Comm Affairs	Downtown Transp. & Capital Imp	7110080000	7/13/2011	21575	Downtown Trans & Capital Impro	\$ 120,986.84	FY11 unexpended balances to be used for project and admin costs
Housing & Comm Affairs	SE VT Economic Dev Strategy	7110891203	8/17/2011	21500	Inter-Unit Transfers Fund	\$ 25,000.00	Jobs Bill Act 52 Sec 100(d)(2)
Tourism & Marketing	Dept. of Tourism & Marketing	7130000000	4/30/2012	21500	Inter-Unit Transfers Fund	\$ 20,000.00	Cooperative Marketing opportunity with Agriculture.
Tourism & Marketing	Dept. of Tourism & Marketing	7130000000	7/28/2011	21500	Inter-Unit Transfers Fund	\$ 3,895.50	CF from FY11
Agency of Transportation	Aviation	8100000200	8/2/2011	20140	Transportation FAA Fund	\$ 14,777,250.00	Funds are available from Burlington Airport grants.
Agency of Transportation	Aviation	8100000200	11/15/2011	20181	ARRA FAA-Fund	\$ 120,087.00	ARRA - Funds are available from an amended Knapp Airport grant.
Agency of Transportation	Aviation	8100000200	8/17/2011	20181	ARRA FAA-Fund	\$ 120,000.00	ARRA - Funds are available from Knapp Airport Runway project AIR 04-3216
Agency of Transportation	Transportation Buildings	8100000700	7/12/2011	20135	Transportation FHWA Fund	\$ 760,000.00	Funds are available for Berlin shared use facility earmark project.
Agency of Transportation	Program Development	8100001100	7/22/2011	20160	Transportation Local Fund	\$ 3,000,000.00	NY state (local) reimbursement to VT for costs of Lake Champlain Bridge project temporary ferry service. Estimate through 12/31/11.
Agency of Transportation	Maintenance	8100002000	5/7/2012	20135	Transportation FHWA Fund	\$ 10,000,000.00	Funds are available from DOT grants.

EXCESS RECEIPTS REQUESTS - REPORT - JULY 1, 2011 TO June 30, 2012 (FY 2012 Cumulative incl Q1 - Q4)

VT_EXCESS_RECEIPT_RPT	292						
Agency/Dept Name	Appropriation Name	Appropriation Depld	Date	Fund	Fund Name	Amount	Comments
Agency of Transportation	Maintenance	8100002000	4/5/2012	20135	Transportation FHWA Fund	\$ 10,000,000.00	Funds are available from two DOT Grants
Agency of Transportation	Maintenance	8100002000	2/15/2012	20135	Transportation FHWA Fund	\$ 20,000,000.00	Funds are available from two DOT Grants
Agency of Transportation	Maintenance	8100002000	12/22/2011	20135	Transportation FHWA Fund	\$ 15,373,056.00	Funds are available from two DOT grants.
Agency of Transportation	Maintenance	8100002000	9/21/2011	20135	Transportation FHWA Fund	\$ 37,000,000.00	Funds are available from formula funds that have been redirected to Tropical Storm Irene related ER projects.
Agency of Transportation	Maintenance	8100002000	9/9/2011	20135	Transportation FHWA Fund	\$ 5,000,000.00	Funds are available from a VT Request for Quick Response allocation of \$5,000,000 of Emergency Relief funds dated 8/31/11 in response to Tropical Storm Irene, disaster code VT11-2.
Agency of Transportation	Department of Motor Vehicles	8100002100	3/27/2012	21500	Inter-Unit Transfers Fund	\$ 30,000.00	Funds are available from a grant agreement with Public Safety GHSP
Agency of Transportation	Department of Motor Vehicles	8100002100	2/21/2012	20196	VT Strong Commemorative Plate	\$ 200,000.00	Funds available from the sale of a new commemorative motor vehicle plate - See legislative bill S.249
Agency of Transportation	Department of Motor Vehicles	8100002100	2/14/2012	20196	VT Strong Commemorative Plate	\$ 50,000.00	Sale of a new commemorative motor vehicle plate - See legislative bill S.249
Agency of Transportation	Rail	8100002300	8/2/2011	20155	Transportation-FRA Fund	\$ 440,000.00	Funds are available for the NY-VT Bi-State Intercity Passenger Rail Study
Agency of Transportation	Rail	8100002300	8/2/2011	20160	Transportation Local Fund	\$ 220,000.00	Funds are available for the NY-VT Bi-State Intercity Passenger Rail Study
Agency of Transportation	Town Highway Bridge	8100002800	6/11/2012	20160	Transportation Local Fund	\$ 300,000.00	Local reimbursement for payroll and other charges to locally participating projects.
Agency of Transportation	Town Highway Bridge	8100002800	5/29/2012	20160	Transportation Local Fund	\$ 230,000.00	Local reimbursement for payroll and other charges to locally participating projects.
Agency of Transportation	Town Highway Bridge	8100002800	8/17/2011	20180	ARRA FHWA Fund	\$ 150,000.00	ARRA - Funds are available from several Town Highway Bridge ARRA projects.
Agency of Transportation	Public Assistance Program	8100005500	6/28/2012	20150	Transportation FEMA Fund	\$ 2,000,000.00	FEMA disaster declarations. ERAF funds provide state match for the FEMA funds and there is sufficient balance remaining.
Agency of Transportation	Public Assistance Program	8100005500	6/27/2012	20150	Transportation FEMA Fund	\$ 3,000,000.00	FEMA disaster declarations. ERAF funds provide state match for the FEMA funds and there is sufficient balance remaining.
Agency of Transportation	Public Assistance Program	8100005500	6/18/2012	20150	Transportation FEMA Fund	\$ 5,000,000.00	FEMA Disaster declarations. ERAF funds provide state match for the FEMA funds and there is a sufficient balance remaining.
Agency of Transportation	Public Assistance Program	8100005500	6/11/2012	20150	Transportation FEMA Fund	\$ 7,000,000.00	FEMA disaster declarations. ERAF funds provide state match for the FEMA funds.
Agency of Transportation	Public Assistance Program	8100005500	4/9/2012	20150	Transportation FEMA Fund	\$ 14,500,000.00	FEMA disaster declaration FEMA-4022-DR-VT.
Agency of Transportation	Public Assistance Program	8100005500	2/23/2012	20150	Transportation FEMA Fund	\$ 20,000,000.00	FEMA disaster declaration FEMA-4022-DR-VT.
Agency of Transportation	Public Assistance Program	8100005500	1/9/2012	20150	Transportation FEMA Fund	\$ 14,166,667.00	ER Request was submitted with the funds/amounts switched. This is an adjustment to ER00003088 dated 12/16/11.
Agency of Transportation	Public Assistance Program	8100005500	12/16/2011	20150	Transportation FEMA Fund	\$ 833,333.00	FEMA disaster declaration FEMA-4022-DR-VT. ERAF funds provided state match for the FEMA funds.
Agency of Transportation	Public Assistance Program	8100005500	1/9/2012	21555	Emergency Relief & Assist Fd	\$ (14,166,667.00)	ER Request was submitted with the funds/amounts switched. This is an adjustment to ER00003088 dated 12/16/11.
Agency of Transportation	Public Assistance Program	8100005500	12/16/2011	21555	Emergency Relief & Assist Fd	\$ 15,000,000.00	FEMA disaster declaration FEMA-4022-DR-VT. ERAF funds provided state match for the FEMA funds.
Agency of Transportation	Public Assistance Program	8100005500	9/21/2011	21555	Emergency Relief & Assist Fd	\$ 1,155,000.00	FEMA disaster declaration FEMA-4022-DR-VT. ERAF funds provide state match for the FEMA funds.
Agency of Transportation	Public Assistance Program	8100005500	9/20/2011	21555	Emergency Relief & Assist Fd	\$ 780,294.00	FEMA disaster declarations FEMA-1995-DR-VT and FEMA-4001-DR-VT. ERAF funds provide state match for the FEMA funds.
Agency of Transportation	Public Assistance Program	8100005500	7/12/2011	21555	Emergency Relief & Assist Fd	\$ 92,970.72	ERAF funds provide state match for FEMA funds (disaster declarations). Request is for the remaining ERAF fund balance.
AOT Proprietary Funds	Central Garage	8110000200	5/11/2012	57100	Highway Garage Fund	\$ 1,000,000.00	Funds are available from increased rental revenues associated with Tropical Storm Irene.
AOT Proprietary Funds	Central Garage	8110000200	7/12/2011	57100	Highway Garage Fund	\$ 1,074,424.29	Funds are the unexpected balance in the equipment replacement account at the end of FY11. Funds will be used for equipment purchases per Title 19 Sec 13 (c).
Buildings & Gen Serv-Capital	State House Restore Donations	9109300210	7/19/2011	21612	BGS-Donations-St House Restore	\$ 2,805.01	Friends of the Statehouse donations. Sec 21 of No 93 Acts of 1991
Vt Housing & Conserv Board	Housing & Conservation Board	9150000000	1/18/2012	90630	Federal Fund - VHCB	\$ 712,315.00	PY Grants that are disbursed over several years - CF from FY11.
Vt Housing & Conserv Board	Housing & Conservation Board	9150000000	1/18/2012	90630	Federal Fund - VHCB	\$ 1,465,101.00	PY Grants that are disbursed over several years - CF from FY11.

EXCESS RECEIPTS REQUESTS - REPORT - JULY 1, 2011 TO June 30, 2012 (FY 2012 Cumulative incl Q1 - Q4)							
VT_EXCESS_RECEIPT_RPT	292						
Agency/Dept Name	Appropriation Name	Appropriation Deptid	Date	Fund	Fund Name	Amount	Comments
Vt Housing & Conserv Board	Housing & Conservation Board	9150000000	1/18/2012	90630	Federal Fund - VHCB	\$ 1,405,168.00	PY Grants that are disbursed over several years - CF from FY11.
Vt Housing & Conserv Board	Housing & Conservation Board	9150000000	1/18/2012	90630	Federal Fund - VHCB	\$ 1,338,660.00	PY Grants that are disbursed over several years - CF from FY11.
Vt Housing & Conserv Board	Housing & Conservation Board	9150000000	1/18/2012	90630	Federal Fund - VHCB	\$ 2,650,339.00	PY Grants that are disbursed over several years - CF from FY11.
Buildings & Gen Serv-Capital	Duxbury/Moretown Land Sale	9610200000	7/22/2011	21600	BGS-Duxbury/Moretown	\$ 25,000.00	Additional spending authority request for advertising, appraisals, recording fees, environmental studies in anticipation of selling the property.



STATE OF VERMONT
JOINT FISCAL OFFICE

MEMORANDUM

To: Joint Fiscal Committee Members
From: Nathan Lavery, Fiscal Analyst
Date: January 1, 2012
Subject: Small Grant & Gift Quarterly Report

In accordance with the provisions of 32 V.S.A. § 5(a)(3), the Joint Fiscal Office is required to submit quarterly reports for small grant and gift requests with a value of \$5,000 or less.* For the quarter ending December 31, 2011, the Joint Fiscal Office received notification of the following items:

1. \$1,000 grant from Agri-Mark to the Vermont Agency of Agriculture. This funding will support the Farm First program's efforts to provide Vermont dairy producers support and resources for a range of issues, including legal, financial, and family issues.
[JFO received 10/12/11]
2. \$1,500 grant from Monsanto to the Vermont Agency of Agriculture. This funding will support the Farm First program's efforts to provide Vermont dairy producers support and resources for a range of issues, including legal, financial, and family issues.
[JFO received 10/20/11]
3. \$500 grant from the Vermont Economic Development Authority to the Vermont Agency of Agriculture. This funding will support the Farm First program's efforts to provide Vermont dairy producers support and resources for a range of issues, including legal, financial, and family issues.
[JFO received 10/20/11]
4. \$200 grant from Imex Management to the Vermont Agency of Agriculture. This funding will support the "Preparing for Export Success" seminar.
[JFO received 11/17/11]
5. \$200 grant from Downs Rachlin Martin to the Vermont Agency of Agriculture. This funding will support the "Preparing for Export Success" seminar.
[JFO received 10/20/11]

32 V.S.A. § 5(a)(3):

(3) This section shall not apply to the acceptance of grants, gifts, donations, loans, or other things of value with a value of \$5,000.00 or less, or to the acceptance by the department of forests, parks and recreation of grants, gifts, donations, loans, or other things of value with a value of \$15,000.00 or

* Act 146 of the Acts of 2009 Adj. Session (2010), Sec. B.15 amended 32 V.S.A. § 5(a)(3) to permit the Department of Forests, Parks and recreation to accept grants with a value of up to \$15,000 under the "small grants" procedure. This change was part of the "Challenges for Change" initiative.

less, provided that such acceptance will not incur additional expense to the state or create an ongoing requirement for funds, services, or facilities. The secretary of administration and joint fiscal office shall be promptly notified of the source, value, and purpose of any items received under this subdivision. The joint fiscal office shall report all such items to the joint fiscal committee quarterly.



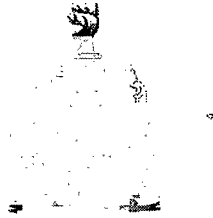
STATE OF VERMONT
JOINT FISCAL OFFICE

MEMORANDUM

To: Joint Fiscal Committee Members
From: Nathan Lavery, Fiscal Analyst
Date: April 1, 2012
Subject: Small Grant & Gift Quarterly Report

In accordance with the provisions of 32 V.S.A. § 5(a)(3), the Joint Fiscal Office is required to submit quarterly reports for small grant and gift requests with a value of \$5,000 or less.* For the quarter ending March 31, 2012, the Joint Fiscal Office did not receive notification of any grants meeting this criteria.

* Act 146 of the Acts of 2009 Adj. Session (2010), Sec. B.15 amended 32 V.S.A. § 5(a)(3) to permit the Department of Forests, Parks and recreation to accept grants with a value of up to \$15,000 under the "small grants" procedure. This change was part of the "Challenges for Change" initiative.



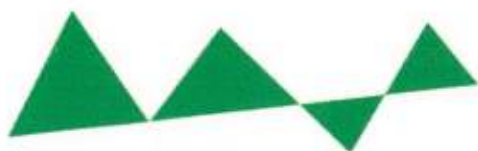
STATE OF VERMONT
JOINT FISCAL OFFICE

MEMORANDUM

To: Joint Fiscal Committee Members
From: Nathan Lavery, Fiscal Analyst
Date: July 1, 2012
Subject: Small Grant & Gift Quarterly Report

In accordance with the provisions of 32 V.S.A. § 5(a)(3), the Joint Fiscal Office is required to submit quarterly reports for small grant and gift requests with a value of \$5,000 or less.* For the quarter ending June 30, 2012, the Joint Fiscal Office did not receive notification of any grants meeting this criteria.

* Act 146 of the Acts of 2009 Adj. Session (2010), Sec. B.15 amended 32 V.S.A. § 5(a)(3) to permit the Department of Forests, Parks and recreation to accept grants with a value of up to \$15,000 under the "small grants" procedure. This change was part of the "Challenges for Change" initiative.

**Vermont Telecommunications Authority**

TO: House Committee on Commerce and Economic Development
House Committee on Corrections and Institutions
Senate Committee on Economic Development, Housing and General Affairs
Senate Committee on Finance
Senate Committee on Institutions
Joint Fiscal Committee
Secretary of the Administration
Secretary of the Agency of Commerce and Community Development (Challenge Lead)
Chief, Connect Vermont

FROM: Vermont Telecommunications Authority

DATE: July 2, 2012

RE: Quarterly Report per Section 49(i) of the FY2012 Capital Bill

Per Section 49(i) of the FY2012 Capital Bill starting on October 1, 2011 the Vermont Telecommunication Authority (VTA) is to submit a report on investments made or grants awarded that are in furtherance of the goals stated in 30 V.S.A. § 8060(b) using the telecommunications measures established pursuant to No. 146 of the Acts of the 2009 Adj. Sess. (2010) (an act relating to implementation of challenges for change) to track the progress made in attaining those goals through such investments and grants. The progress report provided below reflects the outcomes and measures applied under Outcome 2, Measures 2, of the Economic Development Challenge (see Challenges for Change, Quarterly Progress Report, p. 97-98, July 2011) to projects funded under Section 49 ("The VTA Capital Appropriations Provision"):

- (i) Percentage of residences and businesses with broadband access, using the current Vermont definition of broadband
- (ii) Percentage of cellular coverage on major roads
- (iii) Percentage of cellular coverage on minor roads
- (iv) Percent of State where public safety radios work

This progress report also includes location-specific information on the progress of deployment of telecommunications technology that does not require the utilization of towers, as expressly required by The VTA Capital Appropriations Provision.

Measure 2(i): Progress made in attaining broadband telecommunications goals.

Summary: **Statutorily-required Public Comment Period completed.**
 Statutorily-required Competitive Solicitation in process.
 First set of broadband grants awarded.
 Investments in fiber optic infrastructure in process.

The standard used to measure broadband coverage is currently identified as availability of service at e911 locations with a minimum threshold speed of least 768kbps download and 200kbps upload. This includes broadband service delivered by cable, DSL, fiber optic and wireless broadband (fixed and mobile). Satellite-based coverage is not included.

In making grants available, the VTA is required to coordinate with the need analysis of Connect Vermont. Connect Vermont's strategic plan identifies four service-level goals with respect to broadband availability for each e911 location:

1.0= one connection available (other than satellite) at the minimum threshold of 768/200 kbps or better

Goal date: 100% complete by December 31, 2013

2.0 = two connections available (other than satellite) at a minimum threshold 768/200 kbps or better, where at least one option is fixed and one is mobile or fixed

Goal date: substantially complete by December 31, 2013

3.0 = one available connection (other than satellite) at a minimum threshold of 4/1 mbps

Goal date: Future

4.0 = two connections available (other than satellite) at a minimum threshold 4/1 mbps, where at least one option is fixed and one is mobile

Goal date: Future

In order to make baseline and progress measurements of these goals, Connect VT analyzes Vermont Broadband Mapping Initiative (BMI) data with two lenses: a survey of coverage with mobile broadband availability and without mobile as an option for broadband delivery. Coverage across the state is expressed as the % of e911 locations with broadband, and several maps are generated. Based on data as reported by providers in the June 30, 2011 BMI report:

- 97.2% of e 911 locations meet the 1.0 goal of at least one, non-satellite, source of broadband at a minimum threshold speed of 768/200 kbps.

This represents an improvement in coverage from the December 31, 2010 report where 94.6% of e 911 locations had availability at the 1.0 standard.

- 92.8% of e 911 locations meet the 2.0 goal of both a fixed and mobile option for broadband at a minimum threshold speed of 768/200 kbps.

Connect Vermont is analyzing a comparable basis for the 2.0 goal based on the December 31, 2010 data to report in Q3 of 2012.

The competitive process for distribution of grants from the FY2012 capital appropriations began in Q1 2012 under the VTA's RFP VTA2012-128 (Broadband Notice of Grant Funding Availability) for last mile broadband service, with responses from 13 providers. On May 17, 2012 FairPoint Communications filed a list of Target Communities to commit to serve under Dockets 7725 and 7726 with the Vermont Public Service Board and the Department of Public Service. A portion of the FairPoint Target Community commitment overlapped with Target Communities identified in the VTA's **Broadband Notice of Grant Funding Availability**, released on March 13, 2012. (See <http://www.telecomvt.org/rfp/128>). In response to those providers who submitted proposals in areas affected by the FairPoint commitment, the VTA re-opened the grant round until July 6, 2012. However, for Target Communities that were not affected by the FairPoint commitment, the first grant awards totaling \$625,000 were awarded in the second quarter. The VTA anticipates awarding additional grants in the third quarter.

In addition, the VTA moved forward on a fiber optic project to be funded with FY2012 capital appropriations. On June 26, 2012, the VTA Board of Directors authorized the VTA to proceed with an investment in a fiber optic cable facility through the towns of Sharon, Thetford, West Fairlee, Vershire, and Chelsea. The VTA had previously designated Routes 113 and 132 as **"Target Corridors" for mobile voice service**, the route of the fiber deployment. Areas along the **proposed route have been identified as "Target Communities" for broadband service expansion** by the Agency of Administration and as Target Grant Areas by the VTA. The VTA determined that a fiber cable can efficiently support multiple uses for multiple communications providers: as backhaul service for mobile voice providers, as a last-mile broadband service to premises along the route, and as a middle-mile transport facility for broadband companies. The VTA will make dark fiber available at competitive rates to broadband and mobile voice communication companies, consistent with the VTA Capital Appropriation Provision at subsection (d), which requires that VTA investments **"be available for use by as many retail service providers as technology will permit to prevent the state from establishing a monopoly service territory for one provider...."**

Measure 2(ii) and 2(iii): Progress made in attaining mobile telecommunications goals.

Summary: **Statutorily-required Public Comment Period Completed.**
 Statutorily-required Competitive Solicitation completed.
 First cellular investment contract awarded
 First cellular tower lease signed

Based on 2010 drive-test data collected through BMI, VTA estimated that 87% of major roads and 76% of minor roads have mobile telecommunications coverage (“roads” are defined as roads that are part of the federal aid highway system, not city streets or residential neighborhoods). Coverage of both major air interface platforms for cellular phones, GSM (used by AT&T and T-Mobile) and CDMA (used by Verizon Wireless, Sprint, and US Cellular) was examined. The reported numbers reflect the coverage for GSM phones, which was more extensive (the CDMA estimate is 55% of major roads and 44% of minor roads). It should be noted that these relatively high coverage percentages do not reflect low coverage or gaps in coverage that can result in dropped calls or inadequate signal transmission.

As part of its duties under 3 V.S.A. § 2222b (b) (1), the Agency of Administration is charged with developing an inventory of locations at which mobile telecommunications and broadband services are not available within the state. The VTA understands that, as part of that initiative, Connect Vermont plans to commission a new independent and comprehensive evaluation of mobile voice and data coverage in 2013. The VTA will report on cellular coverage utilizing the data that becomes available at that time.

Section 49 of the Fiscal Year 2012 Capital Bill requires a competitive solicitation, as well as a Request for Public Comment to enlist the cell-phone user experience of Vermont residents. The Request for Public Comment had been completed previously **and results posted on the VTA’s** web site (see <http://www.telecomvt.org/resources/public-comments/2011-A01.php>). The competitive solicitation process was also completed. As a result of that process, VTA announced its intention to negotiate two contracts for expansion of cellular service. One with VTel Wireless, an affiliate of Vermont Telephone of Springfield, VT, and another with Vanu CoverageCo, an affiliate of Cambridge, MA – based Vanu, Inc., a developer of software-defined radio equipment which supports the deployment of multiple standards used by cellular operators on a single platform. Vanu CoverageCo seeks to provide wholesale service to multiple cellular carriers that allow those carriers to expand cellular service to their customers through micro-cell equipment mounted on utility pole tops or other available existing structures within Target Corridors. VTel Wireless seeks to add support for 2G/3G cellular voice and data services to its planned Wireless Open World (WOW) network, a 4G LTE mobile data network that is deployed on traditional communications towers and other types of existing

structures. VTel's service is intended to provide wholesale coverage to existing providers, and to provide a new retail cellular offer to residents and businesses in the state.

In the second quarter of 2012, VTA and CoverageCo signed an agreement to expand cellular service. VTA will purchase the equipment to serve nearly 90 miles of unserved roadway in three sections of the state at a cost of \$500,000. CoverageCo will lease the equipment from the VTA and operate it as part of their overall network. In addition to the 90 miles sponsored by the VTA through this contract, CoverageCo has proposed to cover an additional 125 road miles throughout the State as part of its initial build, funded through private capital investment. The VTA-funded project will touch 17 towns, covering the following routes:

- Route 110 in Washington, through Chelsea, into part of Tunbridge
- From Route 110 in Chelsea along the East Randolph Road into a part of Randolph
- Route 25 from Orange, through Topsham, through Corinth, into a part of Bradford
- From Route 25 in East Corinth along the Topsham-Corinth Road and Powder Spring Road through Topsham to Route 302 in Groton
- Route 302 east of Orange through Topsham through Groton to South Ryegate
- Six miles along Route 15 in Wolcott
- Route 108 in Bakersfield through East Fletcher into Jeffersonville and Cambridge
- Route 15 from Jeffersonville to Johnson

Deployment for the project is scheduled for fall of 2012. Additional routes may be considered for VTA funding with a successful deployment of these initial routes.

Negotiations with VTel continue to be in process. These negotiations are complicated and lengthened by the impact of parallel negotiations with third parties. Both parties seek to reach final agreement within the third Quarter of FY2012.

VTA has also successfully completed negotiations of a lease with AT&T on a tower to be constructed in Bethel. The tower is slated to be constructed on land owned by the Town of Bethel in early 2013.

In addition, VTA has completed a rigorous competitive process to select a tower construction and management vendor. When negotiations are complete the VTA will have an alliance with a national company to help fund cellular tower site acquisition, development, and leasing to cellular operators. A contract is expected to be finalized early in the third quarter of 2012.

Additional information under Section 49(i): Deployment of telecommunications technology that does not require utilization of towers, including location-specific information.

Summary: Contract with non-tower-based cellular service provider in negotiation.

The May 2012 contract between VTA and CoverageCo calls for the VTA to fund CoverageCo's deployment of a network using "small cell" equipment. The small cell equipment will be small enough to be mounted on utility poles or other available existing structures, with each small cell covering about 1 mile on average along the Target Corridor. The radio equipment for the project will be provided by CoverageCo's affiliated company, Vanu, Inc. The Vanu "CompactRAN" equipment used in the project is being newly introduced in 2012 and builds on previous generations of Vanu software-defined radio technology deployed commercially in locations as diverse as Texas, Alaska, Nepal, and India, as well as for the U.S. Dept. of Defense.

Measure 2(iv): Percentage of State where public safety radios work.

Summary: Co-development and co-location opportunities being pursued as available.

While the VTA is not charged with expanding service territories for public service radios, there has been significant collaboration with the Department of Public Safety in the utilization of State lands at proposed communication facility sites. At lands controlled by the Agency of Natural Resources on Okemo Mountain, in Mount Holly, utilized by Okemo Mountain Resort, the VTA has negotiated a license agreement that will provide for consolidation of equipment on a tower that may be constructed in the future by the Department of Public Safety for public safety radio transmission. In addition, the licensee, in its construction of a facility, is required to accommodate municipal public safety users such as first responders. The collocation of users and consolidation of equipment not only provides for efficient use of State lands but expands local public safety radio coverage and reserves the opportunity of the Department of Public Safety for future safety radio deployment.



OFFICE OF THE CLERK/TREASURER

City of Burlington

City Hall, Room 20, 149 Church Street, Burlington, VT 05401

Voice (802) 865-7000

Fax (802) 865-7014

TTY (802) 865-7142

66.IV

July 12, 2012

Senator Ann Cummings
Chair Joint Fiscal Committee
The Legislative Joint Fiscal Committee
One Baldwin Street
Montpelier, VT 05633-5701

To Senator Cummings:

The City of Burlington is filing their 3rd annual Tax Increment District (TIF) report in accordance with the Joint Fiscal Committee approved requirements. There are four requirements. This letter addresses each of them.

- a) City annual payment to Education Fund: 25% times the new tax increment is due the State. April 1, 2010 is the baseline. There is new tax increment using the April 1, 2012 grand list. The calculation is shown in Exhibit A. The City will remit \$3,751 to the State of Vermont by December 1, 2012. There were changes in the Marriot properties. Increment on the Marriot properties are excluded from the annual payment calculation.
- b) TIF 1: A listing of each parcel within the Waterfront TIF District and the 1996 original taxable value, the 2010 extended base value, and the most recent values for all homestead and nonresidential property. This listing is attached as Exhibit B. This listing also specifies which properties are exempt from the new calculation.
- c) TIF 2: A listing of each parcel within the TIF District and the April 1, 2012 grand list. This listing is attached as Exhibit C.
- d) A history of all of the TIF revenue and debt service payments. This listing is attached as Exhibit D.
- e) Details of new debt authorized including repayment schedules. New debt was issued in the TIF District during Fiscal Year 2012.

Sincerely,

Rich Goodwin
Assistant Chief Administrative Officer

EXHIBIT A

City annual payment due the State
FY 2013

New Increment	\$	956,600
x Education non-		
Homestead rate		<u>1.5684</u>

Education Tax Revenue	15,003
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City Payment due to State \$ 3,751 (25% of Education Tax Revenue)

This payment is due by December 1, 2012

EXHIBIT B TIF #1

CITY OF BURLINGTON, VERMONT									
Tax Increment Financing District Listing				1996	April 1, 2010	April 1, 2012		April 1, 2012	
	LOCATION AND		ORIGINAL	WATERFRONT TIF	EXCLUDED	OLD FORMULA	WATERFRONT TIF	NEW	
Account #	DESCRIPTION	Property Owner	BASE VALUE	BASE VALUE	PROPERTIES	INCREMENT	GRAND LIST	INCREMENT	
HOMESTEAD PROPERTIES									
043-4-009-001	216 Lake St Unit 101	CARPENTER ANN	76,000	178,300		102,300	178,300		-
043-4-009-003	216 Lake St - Unit 103	WEISS GAYLE	75,000	178,300		103,300	178,300		-
043-4-009-007	216 Lake St - Unit 107	SANTACROCE KRISTINE	75,000	178,300		103,300	178,300		-
043-4-009-008	216 Lake St - Unit 108	JAGER ELI	75,000	178,300		103,300	178,300		-
043-4-009-010	216 Lake St - Unit 110	DUFRENSE JANET	80,000	178,300		98,300	178,300		-
043-4-009-013	216 Lake St - Unit 303	CLOSE TERRY	75,000	178,300		103,300	178,300		-
043-4-009-014	216 Lake St - Unit 304	Elkthorn WILLIAM	75,000	178,300		103,300	178,300		-
043-4-009-015	216 Lake St - Unit 305	DRINKWANE USCHI	90,000	207,300		117,300	207,300		-
043-4-010-004	200 Lake St UNIT4	HILL John	-	570,400		570,400	570,400		-
043-4-010-005	200 Lake St UNIT5	HOROWITZ NORMAN	-	561,100		561,100	561,100		-
043-4-010-007	200 Lake St UNIT7	MCGLENN THOMAS D	191,800	560,100		368,300	560,100		-
043-4-010-010	200 Lake St UNIT10	VAN WEES JOHANNES	191,800	576,900		385,100	576,900		-
043-4-010-011	200 Lake St UNIT11	STARK DON	-	609,600		609,600	609,600		-
043-4-010-012	200 Lake St UNIT12	GREENBERG DAVID	-	617,400		617,400	617,400		-
043-4-010-013	200 Lake St UNIT13	DACYSHYN GREGORY ANNE MARIE	-	610,600		610,600	610,600		-
049-1-080-003	1 Steele St #3 RES CONDO	PIPER ADAM D	-	167,000		167,000	167,000		-
049-1-080-004	1 Steele St #4 RES CONDO	STEWART CARYL J	-	265,000		265,000	265,000		-
049-1-080-006	3 Main Street Apt. #2	DAVIS J STAIGE	-	466,600		466,600	466,600		-
049-1-080-007	1 Main Street Unit 2	WALLMAN ELIZABETH ROSALIE &	-	459,800		459,800	459,800		-
		Subtotal Homestead Value	1,004,600	6,919,900		5,915,300	6,919,900		-
Properties excluded from April 1, 2010 TIF baseline									
Excluded	044-2-145-204	35 Cherry ST 204	KAPLAN DANIEL N	-	511,000	511,000	511,000	511,000	N/A
Excluded	044-2-145-303	35 Cherry ST 303	DUCKMAN SHARON	-	442,600	442,600	442,600	442,600	N/A
Excluded	044-2-145-304	35 Cherry ST 304	Patterson, John and Melinda	-	498,100	498,100	498,100	498,100	N/A
Excluded	044-2-145-401	35 Cherry ST 401	Brown, Margaret	-	531,600	531,600	531,600	531,600	N/A
Excluded	044-2-145-601	35 Cherry ST 601	Church, NED	-	619,300	619,300	619,300	619,300	N/A
Excluded	044-2-145-603	35 Cherry ST 603	BEILSTEIN, THOMAS AND LISA	-	579,500	579,500	579,500	579,500	N/A
Excluded	044-2-145-604	35 Cherry ST 604	Bolanis Andrew and Anne	-	674,800	674,800	674,800	674,800	N/A
Excluded	044-2-145-701	35 Cherry ST 701	Werthelmer Allan and Susan	-	652,200	652,200	652,200	652,200	N/A
Excluded	044-2-145-702	35 Cherry ST 702	HYDE, MERCY R	-	629,000	629,000	629,000	629,000	N/A
Excluded	044-2-145-703	35 Cherry ST 703	COUCH II EDWARD W	-	629,100	629,100	629,100	629,100	N/A
Excluded	044-2-145-804	35 Cherry ST 804	Lawrence, BRADLEY	-	760,700	760,700	760,700	760,700	N/A
Excluded	044-2-145-901	35 Cherry ST 901	RUSSELL JUDITH T	-	743,100	743,100	743,100	743,100	N/A
Excluded	044-2-145-902	35 Cherry ST 902	RUSSELL GEORGE	-	972,500	972,500	972,500	972,500	N/A
		Subtotal Homestead Excluded Properties Value		8,243,500	8,243,500	8,243,500	8,243,500		-
		Total Homestead Value	1,004,600	15,163,400	8,243,500	14,158,800	15,163,400		-

EXHIBIT B TIF #1

CITY OF BURLINGTON, VERMONT									
Tax Increment Financing District Listing									
				1996	April 1, 2010	April 1, 2012		April 1, 2012	
	LOCATION AND			ORIGINAL	WATERFRONT TIF	EXCLUDED	OLD FORMULA	WATERFRONT TIF	NEW
Account #	DESCRIPTION	Property Owner		BASE VALUE	BASE VALUE	PROPERTIES	INCREMENT	GRAND LIST	INCREMENT
NON-HOMESTEAD PROPERTIES									
043-3-208-001	300 Lake St - Apts 40 units	Waterfront Housing Limited		-	2,259,800		2,259,800	2,259,800	-
043-4-009-002	216 Lake St - Unit 102	Mowery Danielle		75,000	178,300		103,300	178,300	-
043-4-009-004	216 Lake St Unit 104	GLASER Adam T		75,000	178,300		103,300	178,300	-
043-4-009-005	216 Lake St - Unit 105	Peter Pryor		80,000	178,300		98,300	178,300	-
043-4-009-006	216 Lake St Unit 106	CARR DEBRA		80,000	178,300		98,300	178,300	-
043-4-009-009	216 Lake St Unit 109	BRODMAN VERA		75,000	178,300		103,300	178,300	-
043-4-009-011	216 Lake St - Unit 301	RIMASH Tamara		80,000	178,300		98,300	178,300	-
043-4-009-012	216 Lake St - Unit 302	BRODMAN DOROTHY		75,000	178,300		103,300	178,300	-
043-4-010-000	Initial value before being subdivided	HARBOR INVESTMENTS (Mossman)		490,000	-		(490,000)	-	-
043-4-010-001	200 Lake St UNIT1	Grant MELVIN		-	570,400		570,400	570,400	-
043-4-010-002	200 Lake St UNIT2	LOCKWOOD JR WILLIAM		-	568,600		568,600	568,600	-
043-4-010-003	200 Lake St UNIT3	McNally John & Christine		-	570,400		570,400	570,400	-
043-4-010-006	200 Lake St UNIT6	LEMLEY BARRY M		191,800	565,900		374,100	565,900	-
043-4-010-008	200 Lake St UNIT8	DEVEREUX ANDREA		191,800	561,100		369,300	561,100	-
043-4-010-009	200 Lake St UNIT9	ROTH CHARLES D		191,800	561,100		369,300	561,100	-
043-4-010-014	200 Lake St UNIT14	HALPERIN MICHAEL ARLENE		-	695,800		695,800	695,800	-
043-4-010-015	200 Lake St UNIT15	DAY JOHN JANE		-	665,000		665,000	665,000	-
043-4-010-016	200 Lake St UNIT16	SLANINA AND JAECKLE		-	698,000		698,000	698,000	-
044-2-001-000	102 Lake Street	Lake & College LLC		805,700	1,575,300		769,600	1,575,300	-
044-2-002-000	112 Lake Street	Haigh Mill Associates		1,765,900	2,014,100		248,200	2,014,100	-
044-2-003-000	86 Lake Street	Lake Street Associates		1,743,800	1,712,400		(31,400)	1,712,400	-
044-2-014-001	87 Burlington Square - MACYS	The May Department Stores Co		3,100,000	11,123,400		8,023,400	11,123,400	-
044-2-145-000	35 Cherry Street Exempt (common Land)	Westlake Residential Partnership		-	-		-	-	-
044-4-004-000	49 Church Street - MALL	The Burlington Town Center LLC		18,244,300	20,837,900		2,593,600	20,837,900	-
044-4-004-001	5 Burlington Square - Office BLDG	DK Burlington Town Center LTD		2,800,000	4,117,100		1,317,100	4,117,100	-
044-4-005-000	37 Church ST - Old Navy Clothing Store	Pomerleau Antonio		1,600,800	3,437,200		1,836,400	3,437,200	-
044-4-033-000 (1)	76 Cherry ST Land	Security Capital Corp		-	-		-	956,600	956,600
049-1-075-000	197-203 Battery Street	Stone Store Holdings LLC		2,525,400	3,138,100		612,700	3,138,100	-
049-1-076-000	181 Battery Street (Restaurant)	Spillane Lowell & Susan G		396,700	851,300		454,600	851,300	-
049-1-078-000	0 King ST - Ferry dock	Lake Champlain Transportation		1,782,500	3,816,400		2,033,900	3,816,400	-
049-1-079-000	171 - 177 Battery ST - Office Building	Tarwood NV		866,400	1,555,600		689,200	1,555,600	-
049-1-080-000	1 Main Street - Commercial Office Bldg	Main Street Landing Company		2,300,200	5,858,200		3,558,000	5,858,200	-
049-1-080-001	1 Steele St - 1 RES CONDO	Hart Richard		-	270,000		270,000	270,000	-
049-1-080-002	1 Steele St #2 RES CONDO	LAWRENCE JOHANNA & EMILY		-	167,000		167,000	167,000	-
049-1-080-005	1 Main Street - Commercial Office Bldg	Main Street Landing Company		-	471,500		471,500	471,500	-
049-1-080-008	1 Main Street - Commercial Office Bldg	Main Street Landing Company		-	474,000		474,000	474,000	-
049-1-081-000	Cornell Trading Upgrade	Cornell Main Street LP		845,400	1,080,800		235,400	1,080,800	-
049-1-082-000	117 Battery ST - conv store	Spillane Lowell & Susan G		422,300	923,400		501,100	923,400	-
049-1-086-000	60 Lake ST	Lake and College LLC		603,500	7,754,500		7,151,000	7,754,500	-
		Subtotal Non-Homestead Value		41,408,300	80,142,400		38,734,100	81,099,000	956,600
Excluded	044-2-145-001	35 Cherry Street Parking condo	Westlake Residential Partners LLC	-	129,700	129,700	129,700	129,700	N/A
Excluded	044-2-145-201	35 Cherry ST 201	LEVITT MICHAEL	-	450,700	379,200	379,200	379,200	N/A
Excluded	044-2-145-202	35 Cherry ST 202	WILSON MARCUS	-	439,100	369,500	369,500	369,500	N/A
Excluded	044-2-145-203	35 cherry ST 203	Stonehenge Investment Corporation INC	-	499,300	437,900	437,900	437,900	N/A
Excluded	044-2-145-301	35 Cherry ST 301	KATZ HENRY	-	568,800	479,900	479,900	479,900	N/A
Excluded	044-2-145-302	35 Cherry ST 302	Stonehenge Investment Corporation INC	-	554,900	463,200	463,200	463,200	N/A
Excluded	044-2-145-402	35 Cherry ST 402	PODESTA, CAROLE L	-	527,800	517,700	517,700	517,700	N/A
Excluded	044-2-145-403	35 Cherry ST 403	STARR ROBERT J	-	546,800	536,300	536,300	536,300	N/A
Excluded	044-2-145-404	35 Cherry ST 404	Krinsky, Terry and Laquer Brenda	-	557,600	552,700	552,700	552,700	N/A
Excluded	044-2-145-501	35 Cherry ST 501	Greenberg Norman and Selma	-	598,500	566,400	566,400	566,400	N/A
Excluded	044-2-145-502	35 Cherry ST 502	MCNAMARA MICHAEL	-	588,500	537,900	537,900	537,900	N/A
Excluded	044-2-145-503	35 Cherry ST 503	ROBINSON OLIN	-	588,300	537,900	537,900	537,900	N/A
Excluded	044-2-145-504	35 Cherry ST 504	Hubbell, Richard and Dale, Rosemary	-	637,900	609,500	609,500	609,500	N/A

EXHIBIT B TIF #1

CITY OF BURLINGTON, VERMONT									
Tax Increment Financing District Listing									
		LOCATION AND		1996	April 1, 2010	April 1, 2012		April 1, 2012	
				ORIGINAL	WATERFRONT TIF	EXCLUDED	OLD FORMULA	WATERFRONT TIF	NEW
	Account #	DESCRIPTION	Property Owner	BASE VALUE	BASE VALUE	PROPERTIES	INCREMENT	GRAND LIST	INCREMENT
Excluded	044-2-145-602	35 Cherry ST 602	KESSEL KERRY R	-	415,900	610,500	610,500	610,500	N/A
Excluded	044-2-145-704	35 Cherry ST 704	Carolyn A Chandler Revocable Trust	-	714,900	696,600	696,600	696,600	N/A
Excluded	044-2-145-801	35 Cherry ST 801	Marier Robert and Joanne	-	694,800	684,000	684,000	684,000	N/A
Excluded	044-2-145-802	35 Cherry ST 802	McDonnell James and Marion	-	683,100	665,700	665,700	665,700	N/A
Excluded	044-2-145-803	35 Cherry ST 803	Westlake Residential Partners LLC	-	468,200	665,700	665,700	665,700	N/A
Excluded	044-2-145-904	35 Cherry ST 904	Dousevici Carol	-	1,092,200	1,092,200	1,092,200	1,092,200	N/A
Excluded	044-2-146-000	25 Cherry Street	BURLINGTON HARBOR HOTEL	-	16,268,700	16,833,400	16,833,400	16,833,400	N/A
Excluded	044-2-147-001	41 Cherry Street (New Hotel)	41 Cherry Street LLC	-	-	285,600	285,600	285,600	N/A
		Subtotal Non-Homestead Excluded Properties Value		-	26,803,700	27,651,500	27,651,500	27,651,500	-
			Total Non-Homestead Value	41,408,300	106,946,100	27,651,500	66,385,600	108,750,500	956,600
			Total Non-Homestead Value	41,408,300	106,946,100		66,385,600	108,750,500	956,600
			Total Homestead Value	1,004,600	15,163,400		14,158,800	15,163,400	-
			GRAND TOTAL	42,412,900	122,109,500		80,544,400	123,913,900	956,600

TIF #2 EXHIBIT C

CITY OF BURLINGTON, VERMONT							
Tax Increment Financing District Listing TIF #2							
Parcel ID	Property Owner(s) name(s)	911 Address	Original Base Value as of April 1, 2011	April 1, 2012 Grand List	New Increment	Non-Homestead Property	Homestead Property
049-1-102-000	BOILEAU PAUL H	76 MAIN ST	541,100	541,100	-	218,700	322,400
044-2-009-000	OLSON, SONJA L	23 PINE ST	305,800	305,800	-	-	305,800
049-1-040-000	FAVALI ROBERT J	62 MAPLE ST	269,400	269,400	-	-	269,400
049-3-126-008	HODGSON JEFFERY C	94 CHURCH ST 2H	252,800	252,800	-	-	252,800
049-3-126-007	SOLOMON LAURA J	94 CHURCH ST 2G	233,400	233,400	-	-	233,400
049-3-163-005	RILEY MARJORIE FRANKEL	230 COLLEGE ST 5	233,200	233,200	-	-	233,200
049-1-116-000	RULLAN OLGA IRIS SOTO	55 MAIN ST	320,300	320,300	-	90,500	229,800
049-3-163-010	RUSSELL LIVING TRUST MARION D	230 COLLEGE ST 10	225,800	225,800	-	-	225,800
049-3-163-007	DANIS HEATHER J	230 COLLEGE ST 7	223,900	223,900	-	-	223,900
049-3-163-011	MARSHALL CONSTANCE E	230 COLLEGE ST 11	223,500	223,500	-	-	223,500
049-3-163-012	RAMON MARY P	230 COLLEGE ST 12	221,100	221,100	-	-	221,100
049-1-044-000	JOHNSON ERIC	183 SOUTH CHAMPLAIN ST	732,200	732,200	-	515,790	216,410
049-3-163-002	FERBER MARLA H	230 COLLEGE ST 2	213,400	213,400	-	-	213,400
049-3-163-009	HERSCHLAG IRWIN	230 COLLEGE ST 9	213,100	213,100	-	-	213,100
049-3-163-004	MACINTYRE-PULLING FLORENCE M	230 COLLEGE ST 4	210,700	210,700	-	-	210,700
049-1-039-000	SCHOENBECK LORILEE	56 MAPLE ST	280,400	280,400	-	75,900	204,500
049-1-099-000	DOHERTY KEVIN W	120 SOUTH CHAMPLAIN ST	194,200	194,200	-	-	194,200
049-3-030-000	TAYLOR SPENCER S	162 MAPLE ST	163,800	163,800	-	-	163,800
049-3-039-000	ROBBINS JESSE	8 BROWNS CT	206,300	206,300	-	92,700	113,600
049-3-017-000	INVESTORS CORPORATION OF VT	95 ST PAUL ST	7,649,000	7,649,000	-	7,649,000	-
049-3-110-004	COURTHOUSE PLAZA LLC	199 MAIN ST SUITE 2	7,060,000	7,060,000	-	7,060,000	-
044-4-006-000	NICK & MORRISSEY DEVELOPMENT LLC	29 CHURCH ST	6,576,000	6,576,000	-	6,576,000	-
049-1-119-000	COLLEGE STREET LIMITED PNT	1 BURLINGTON SQ	3,840,600	3,840,600	-	3,840,600	-
044-4-011-000	ONE CHURCH STREET PARTNERSHIP LLP	1 CHURCH ST	3,657,500	3,657,500	-	3,657,500	-
049-3-148-000	FREE PRESS ASSN INC	185 COLLEGE ST	3,375,600	3,375,600	-	3,375,600	-
044-3-079-000	ONION RIVER CO-OPERATIVE INC (1)	82 SOUTH WINOOSKI	3,150,300	3,150,300	-	3,150,300	-
049-3-008-000	TD BANK FACILITIES MGMT SERV	111 MAIN ST	2,777,600	2,777,600	-	2,777,600	-
044-2-023-000	BOVE RICHARD J	80 PEARL ST	2,742,400	2,742,400	-	2,742,400	-
049-1-136-000	101 COLLEGE STREET HOUSING LP	101 COLLEGE ST	2,702,000	2,702,000	-	2,702,000	-
049-2-030-001	MGD INC	47 MAPLE ST	2,587,400	2,587,400	-	2,587,400	-
049-3-110-003	COURTHOUSE PLAZA LLC	199 MAIN ST SUITE 1	2,548,600	2,548,600	-	2,548,600	-
049-1-074-000	130 SOUTH WILLARD STREET PRTNHP	206 BATTERY ST	2,429,700	2,429,700	-	2,429,700	-
044-4-012-000	TWO CHURCH STREET PROPERTY	2 CHURCH ST	2,163,500	2,163,500	-	2,163,500	-
044-4-024-000	WOOD WARREN W	66 CHURCH ST	2,037,900	2,037,900	-	2,037,900	-
049-3-183-000	CATAMOUNT/COLLEGE LLC	210 COLLEGE ST	1,959,900	1,959,900	-	1,959,900	-
044-4-021-000	BOUCHETT FRANK	52 CHURCH ST	1,932,600	1,932,600	-	1,932,600	-
044-4-037-000	CHASE DAVID S	158 CHERRY ST	1,798,300	1,798,300	-	1,798,300	-
049-1-139-000	CORRIGAN EDWARD J	77 COLLEGE ST	1,721,500	1,721,500	-	1,721,500	-
049-3-126-001	SIMONDS C DURRELL CO INC	90 CHURCH ST 96	1,690,800	1,690,800	-	1,690,800	-
049-1-024-002	CHT-HOME OFFICE LLC (1)	38 KIRK ST	1,682,300	1,682,300	-	1,682,300	-
049-3-098-000	PARK HILL ASSOCIATES LLC	194 MAIN ST	1,656,200	1,656,200	-	1,656,200	-
049-1-111-000	WILSUZAN ASSOCIATES INC	89 MAIN ST	1,635,400	1,635,400	-	1,635,400	-
049-3-162-000	L & M PROPERTIES LLC	108 SOUTH WINOOSKI AV	1,603,400	1,603,400	-	1,603,400	-
049-3-107-000	WINKELDOM LLC	227 MAIN ST	1,590,900	1,590,900	-	1,590,900	-
049-2-032-000	MAPLE STREET BUILDING COMPANY	57 MAPLE ST	1,586,900	1,586,900	-	1,586,900	-
049-3-167-000	TWO OBRIENS PROPERTIES LLC	260 COLLEGE ST	1,542,100	1,542,100	-	1,542,100	-
049-3-133-000	KENNEDY BROTHERS INC	118 CHURCH ST	1,526,200	1,526,200	-	1,526,200	-
049-3-148-007	FREE PRESS ASSN INC	127 SOUTH WINOOSKI AV 137	1,501,200	1,501,200	-	1,501,200	-
049-3-005-000	MANSFIELD PROFESSIONAL BLDNG	173 ST PAUL ST	1,476,300	1,476,300	-	1,476,300	-
049-3-132-000	GRANDVIEW FARMS INC	116 CHURCH ST	1,386,200	1,386,200	-	1,386,200	-
049-3-156-000	SISTERS & BROTHERS INVESTMENT GROUP	191 BANK ST	1,273,000	1,273,000	-	1,273,000	-
049-3-097-000	BROWNELL HAWLEY BLOCK LL	180 MAIN ST	1,213,900	1,213,900	-	1,213,900	-
044-4-007-000	SISTERS AND BROTHERS INVESTMENT GRC	25 CHURCH ST	1,200,000	1,200,000	-	1,200,000	-
049-3-145-000	STICKS AND BRICKS LLC	207 COLLEGE ST	1,165,400	1,165,400	-	1,165,400	-
044-4-009-000	GREGOIRE SUSAN C	19 CHURCH ST	1,160,600	1,160,600	-	1,160,600	-
044-4-019-000	GRANDVIEW FARMS INC	38 CHURCH ST	1,099,500	1,099,500	-	1,099,500	-
044-4-215-000	CP BURLINGTON PROPERTIES LLC	71 SOUTH UNION ST	1,091,200	1,091,200	-	1,091,200	-
044-4-010-000	PRELCO INC	11 CHURCH ST	1,069,300	1,069,300	-	1,069,300	-
049-3-083-000	METROPARK LLC	187 SOUTH WINOOSKI AV 1 2 4	1,063,100	1,063,100	-	1,063,100	-
044-4-035-000	SCHONBEK ANDREW	150 CHERRY ST	1,032,000	1,032,000	-	1,032,000	-
044-2-025-000	PRECOURT INVESTMENT CO LLC	67 PEARL ST	1,010,500	1,010,500	-	1,010,500	-
044-4-014-000	GREGORY CHIOFFI REVO TRUST	20 CHURCH ST	999,800	999,800	-	999,800	-
049-3-136-000	ORMER GROUP LLC	136 CHURCH ST	988,400	988,400	-	988,400	-
044-4-032-000	QUINN PROPERTIES LLC	145 CHERRY ST	987,000	987,000	-	987,000	-
044-4-020-000	FRANK JOSEPH E	46 CHURCH ST	975,000	975,000	-	975,000	-
049-3-164-000	SISTERS AND BROTHERS INVESTMENT GRO	234 COLLEGE ST	969,200	969,200	-	969,200	-
049-3-165-000	HORIZON MGMT LLC	242 COLLEGE ST	963,600	963,600	-	963,600	-
049-3-140-000	FARRELL CHRISTINE E	150 CHURCH ST	959,500	959,500	-	959,500	-
049-3-028-000	CHAMPLAIN COLLEGE INC	194 ST PAUL ST	945,200	945,200	-	945,200	-
049-3-124-000	CHURCH BANK LLC	80 CHURCH ST	881,600	881,600	-	881,600	-
049-3-138-000	ONE FORTY SIX REALTY LLC	146 CHURCH ST	876,200	876,200	-	876,200	-
049-3-150-000	MISTY MEADOWS FARMS INC	198 COLLEGE ST	863,300	863,300	-	863,300	-
049-3-149-000	POMERLEAU FAMILY LLC	190 COLLEGE ST	860,300	860,300	-	860,300	-
044-4-022-000	DANA RICHARD M TRUSTEE	56 CHURCH ST	850,400	850,400	-	850,400	-
049-1-093-000	TP GORDAN LLC	168 BATTERY ST	844,900	844,900	-	844,900	-
049-3-035-000	205 209 CHURCH STREET LLC	205 CHURCH ST	833,400	833,400	-	833,400	-
044-4-018-000	FENIX ROBERT E TRUSTEE	34 CHURCH ST	831,000	831,000	-	831,000	-

044-2-024-000	HINSDALE IRENE C	77 PEARL ST	828,800	828,800	-	828,800
044-4-036-000	LAWRENCE LECLAIR INC	152 CHERRY ST	826,400	826,400	-	826,400
044-4-008-000	SISTERS & BROTHERS INVESTMENT GROUP	23 CHURCH ST	825,000	825,000	-	825,000
049-1-088-000	BATTERY STREET ASSOC	27 MAIN ST	800,300	800,300	-	800,300
044-4-083-000	YOUNGS PHARMACY INC	180 PEARL ST	795,800	795,800	-	795,800
049-3-159-000	BURLINGTON COMMUNITY DEVELOPMENT	82 90 SOUTH WINOOSKI AV	786,500	786,500	-	786,500
049-3-144-000	BRECK HILKER LLC	119 SOUTH WINOOSKI AV	783,300	783,300	-	783,300
049-3-210-000	CATAMOUNT HOWARD II LLC	151 ST PAUL ST UNIT 3 AND 4	765,000	765,000	-	765,000
044-4-080-000	HANDY MOUNTAHA	75 SOUTH WINOOSKI AV	762,800	762,800	-	762,800
049-3-197-000	GRANDVIEW FARMS INC	142 CHURCH ST	758,800	758,800	-	758,800
044-4-039-000	NEVEU GUY G	187 PEARL ST	755,800	755,800	-	755,800
049-1-094-000	STERN PROPERTIES, LLC	172 BATTERY ST	750,700	750,700	-	750,700
049-1-070-000	WATERFRONT PLAZA INC	180 BATTERY ST	750,200	5,495,800	4,745,600	5,495,800
044-4-013-000	EASTMAN O ROLFE JR ET AL	12 CHURCH ST	747,300	747,300	-	747,300
049-3-112-000	SISTERS AND BROTHERS INVESTMENT GROUP	184 CHURCH ST	741,800	741,800	-	741,800
049-2-027-000	TROMBLY MICHAEL M	75 MAPLE ST	720,800	720,800	-	720,800
049-1-103-000	MISTY MEADOW FARMS INC	86 MAIN ST	702,100	702,100	-	702,100
049-1-068-000	35 King Street LLC	33 - 35 KING ST	690,500	580,000	(110,500)	580,000
044-2-017-000	NEVEU JOSEF F	16 PEARL ST	683,100	683,100	-	683,100
044-4-040-000	JOTIKASTHIRA WANVADI	181 PEARL ST	674,900	674,900	-	674,900
049-3-113-000	GAUTHIER ROBERT J TRUSTEE	190 CHURCH ST	655,800	655,800	-	655,800
049-3-096-000	FARRELL CHRISTINE E	176 MAIN ST	627,000	627,000	-	627,000
049-3-185-000	MOUNTAHA HANDY REV TRUST	93 SOUTH WINOOSKI AV	625,600	625,600	-	625,600
049-3-135-000	132-134 CHURCH STREET LL	132 CHURCH ST	618,900	618,900	-	618,900
049-3-130-000	POMERLEAU PATRICIA M	108 CHURCH ST	614,200	614,200	-	614,200
049-3-110-000	COURTHOUSE PLAZA LLC	199 MAIN ST	614,000	614,000	-	614,000
049-3-125-000	GRANDVIEW FARMS INC	86 CHURCH ST	612,100	612,100	-	612,100
049-3-131-000	BERGER JEFFREY S TRUSTEE	112 CHURCH ST	604,800	604,800	-	604,800
049-1-110-000	CATAMOUNT HOWARD II LLC	101 MAIN ST	599,500	599,500	-	599,500
049-3-141-000	BOHEN LAWRENCE F	156 CHURCH ST	586,800	586,800	-	586,800
049-1-117-000	ORIGINAL INVESTMENTS LLC	51 MAIN ST	570,800	570,800	-	570,800
049-3-146-000	HINSDALE CLARK W JR	203 COLLEGE ST	558,900	558,900	-	558,900
049-3-158-000	TICK TOCK REAL ESTATE LLC	185 BANK ST	557,400	557,400	-	557,400
049-3-109-000	WESCO INC	211 MAIN ST	556,500	556,500	-	556,500
049-3-154-000	15 CENTER STREET (U) LLP	13 CENTER ST	552,400	552,400	-	552,400
044-4-017-000	FENIX ROBERT E TRUSTEE	32 CHURCH ST	548,100	548,100	-	548,100
049-3-099-000	MIDTOWN ASSOC INC	230 MAIN ST	548,100	548,100	-	548,100
049-3-127-000	98 CHURCH STREET LLC	98 CHURCH ST	537,600	537,600	-	537,600
049-3-147-000	HINSDALE CLARK W JR	197 COLLEGE ST	521,900	521,900	-	521,900
049-1-115-003	SOUTH CHAMPLAIN STREET ASSOC	63 MAIN ST 3	520,900	520,900	-	520,900
049-1-115-004	65 MAIN STREET ASSOCIATES LLC	63 MAIN ST 4	520,900	520,900	-	520,900
044-4-042-000	MERON TERRY M	135 PEARL ST	506,700	506,700	-	506,700
044-2-136-000	HARRINGTON DONALD	6 PARK ST	504,400	504,400	-	504,400
049-3-155-000	BLOHM WILLIAM H	9 CENTER ST	493,700	493,700	-	493,700
049-1-090-000	WW PROPERTIES LLC	156 BATTERY ST	490,300	490,300	-	490,300
049-3-126-003	BURTON CORPORATION THE	94 CHURCH ST 2B	483,700	483,700	-	483,700
049-3-126-005	CARTER WILLIAM A	94 CHURCH ST 2D	483,700	483,700	-	483,700
044-2-016-000	HARRINGTON DONALD	10 PEARL ST	480,200	480,200	-	480,200
049-1-137-000	101 COLLEGE STREET HOUSING LP	95 COLLEGE ST	469,600	469,600	-	469,600
049-3-129-000	ST ALBANS SHOPPING CENTER INC	104 CHURCH ST	466,700	466,700	-	466,700
049-3-105-000	TWO O BRIENS PROPERTIES LLC	247 MAIN ST	458,800	458,800	-	458,800
049-1-092-000	POMEROY ASSOCIATES LLC	164 BATTERY ST	452,500	452,500	-	452,500
049-1-118-001	MARCELLINO ROBERT A	31 MAIN ST 35	451,300	451,300	-	451,300
049-1-073-000	BLOOMBERG SAMUEL S	200 BATTERY ST	445,000	445,000	-	445,000
049-1-115-002	SOUTH CHAMPLAIN STREET ASSOC 2	63 MAIN ST 2	443,600	443,600	-	443,600
044-4-029-000	PENNY CLUSE REAL ESTATE	169 CHERRY ST	441,900	441,900	-	441,900
044-2-120-000	3 11 1/2 GEORGE STREET LLC	3 GEORGE ST	440,400	440,400	-	440,400
044-4-016-000	READ HAROLD A JR	30 CHURCH ST	439,900	439,900	-	439,900
049-3-106-000	FOLEY ROBERT J	239 MAIN ST	438,200	438,200	-	438,200
049-3-128-000	POMERLEAU FAMILY LLC	102 CHURCH ST	436,100	436,100	-	436,100
049-2-034-000	COMPLEX ENTERPRISES LLC	39-41 MAPLE ST	435,900	435,900	-	435,900
044-4-015-000	PERKINS CHARLES N	28 CHURCH ST	435,600	435,600	-	435,600
049-3-134-000	FENIX ROBERT E TRUSTEE	128 CHURCH ST	432,400	432,400	-	432,400
049-1-101-000	MOUNT HOLDINGS LP	74 MAIN ST	432,100	432,100	-	432,100
044-2-018-000	POMERLEAU FAMILY PARTNERSHIP	26 PEARL ST	419,800	419,800	-	419,800
049-1-114-000	TKS PROPERTIES LLC	67 MAIN ST	414,300	414,300	-	414,300
049-1-105-000	DUGGAN BETTE J TRUSTEE	115 PINE ST	409,300	409,300	-	409,300
049-1-002-000	WAKEM LAWLOR A H	28 KING ST	408,400	408,400	-	408,400
044-2-012-000	NORTHERN JOINT VENTURE PROP	70 CHERRY ST	406,400	406,400	-	406,400
049-3-029-000	G & G HOLDINGS LLC	162 MAPLE ST	400,700	400,700	-	400,700
049-3-126-002	FRANKEL DEBORAH OSMOND	94 CHURCH ST 2A	398,600	398,600	-	398,600
049-1-118-002	MALONE 41-47 MAIN STREET PROPERTIES	41 MAIN ST 47	392,400	392,400	-	392,400
049-1-067-000	LOYER CLAIRE M	39 KING ST	388,300	388,300	-	388,300
049-3-190-000	ANTONIO L POMERLEAU LLC	184 SOUTH WINOOSKI AV	383,800	383,800	-	383,800
049-3-006-000	GRANDVIEW FARM INC	171 ST PAUL ST	382,300	382,300	-	382,300
049-2-026-000	TRIARCH INC	81 MAPLE ST	370,800	370,800	-	370,800
049-1-127-000	BURLINGTON SAVINGS BANK	114 COLLEGE ST	349,300	349,300	-	349,300
049-1-116-001	GREAT DEVELOPMENTS LLC	61 MAIN ST	346,900	346,900	-	346,900
044-4-082-000	TWO CHURCH STREET PROPERTY	174 PEARL ST	344,800	344,800	-	344,800
049-3-031-000	BUILDINGS AND FOL LLC	225 CHURCH ST	337,600	337,600	-	337,600
049-1-104-000	BRICK BOX COMPANY LLC	121 PINE ST	333,300	333,300	-	333,300
044-2-008-000	MDS REALTY LLC	27 PINE ST	327,000	327,000	-	327,000
049-1-005-000	South River LLC	151 SOUTH CHAMPLAIN ST	325,800	150,000	(175,800)	150,000
049-3-032-000	VON TURKOVICH EDWARD B	223 CHURCH ST	325,700	325,700	-	325,700

049-3-101-000	NAVARI PETER J TRUSTEE	236 MAIN ST	324,200	324,200	-	324,200	
049-1-100-000	CENTOVALLI LTD	72 MAIN ST	319,600	319,600	-	319,600	
049-3-040-000	GRANNIS TIMOTHY	10 BROWNS CT	313,800	313,800	-	313,800	
049-1-071-000	SIEGEL ANDREW	196 BATTERY ST	311,300	311,300	-	311,300	
044-4-098-000	JACOBS JEFFREY	191 PEARL ST	307,000	307,000	-	307,000	
049-3-036-000	SCHWARTZ ROBERT J	139 KING ST	301,200	301,200	-	301,200	
044-2-021-000	68 PEARL STREET LLC	64 PEARL ST	300,000	300,000	-	300,000	
049-1-098-000	CORRIGAN EDWARD J	114 SOUTH CHAMPLAIN ST	289,300	289,300	-	289,300	
044-4-094-000	ROBERT E AND MARY L FENIX REVOCABLE	144 CHERRY ST	283,700	283,700	-	283,700	
049-1-112-000	WILSUZAN ASSOCIATES INC	77 MAIN ST	281,000	281,000	-	281,000	
049-3-015-000	NORCROSS ARTHUR D JR	103 ST PAUL ST	280,900	280,900	-	280,900	
049-3-100-000	MID TOWN ASSOCIATES INC	284 MAIN ST	278,600	278,600	-	278,600	
049-3-110-006	COURTHOUSE PLAZA LLC	175 MAIN ST	278,000	278,000	-	278,000	
049-3-152-000	MISTY MEADOWS FARMS INC	206 COLLEGE ST	277,900	277,900	-	277,900	
049-3-033-000	VON TURKOVICH FRANCIS	217 CHURCH ST	264,200	264,200	-	264,200	
049-3-166-000	HART WINSTON W	252 COLLEGE ST	259,100	259,100	-	259,100	
049-1-113-000	TKS PROPERTIES LLC	73 MAIN ST	254,400	254,400	-	254,400	
049-3-157-000	79 E SPRING STREET LLC	189 BANK ST	252,700	252,700	-	252,700	
044-4-090-000	GREGORY CHOFFI REVO TRUST	163 CHERRY ST	251,500	251,500	-	251,500	
049-3-126-004	FRANKEL DEBORAH OSMOND	94 CHURCH ST 2E	251,100	251,100	-	251,100	
049-3-126-006	JOY PETER A	94 CHURCH ST 2F	244,500	244,500	-	244,500	
044-2-011-000	28 Pine Street LLC	28 PINE ST	243,100	189,400	(53,700)	189,400	
049-1-138-003	SDKS HOLDINGS LLC	91 COLLEGE ST B	242,800	242,800	-	242,800	
049-1-089-000	CHAMPLAIN COMMERCIAL PROPERTY	152 BATTERY ST	232,800	232,800	-	232,800	
049-3-038-000	KEINATH CHARLES F	123 KING ST	230,900	230,900	-	230,900	
049-1-138-001	SDKS HOLDINGS LLC	87 COLLEGE ST 1	220,600	220,600	-	220,600	
049-1-091-000	ANGUS PROPERTY MANAGEMENT LLC	162 BATTERY ST	217,900	217,900	-	217,900	
049-3-163-008	PENSACK JUDITH	230 COLLEGE ST 8	212,100	212,100	-	212,100	
049-3-163-003	CONKLIN KENNETH F	230 COLLEGE ST 3	209,100	209,100	-	209,100	
049-1-041-000	STONE STORE HOLDINGS LLP	193 SOUTH CHAMPLAIN ST	205,600	205,600	-	205,600	
049-3-163-014	GRAYSON REID	290 COLLEGE ST 14	203,600	203,600	-	203,600	
049-3-034-000	ROONEY RICHARD A	211 CHURCH ST	199,100	199,100	-	199,100	
049-3-163-006	WINFIELD GREGORY A	230 COLLEGE ST 6	198,000	198,000	-	198,000	
044-2-015-000	MCCARTHY DENNIS	8 PEARL ST	193,000	193,000	-	193,000	
044-4-031-000	RIST GILBERT W TRUSTEE	159 CHERRY ST	189,800	189,800	-	189,800	
049-1-138-002	MAPES SCOTT M	89 COLLEGE ST 2	181,000	181,000	-	181,000	
049-3-163-001	COMEAU JOSEPH	230 COLLEGE ST 1	151,100	151,100	-	151,100	
049-3-046-000	BROWN OTHELLA L	156 KING ST	140,900	140,900	-	140,900	
049-1-042-000	A & R DEVELOPMENT LLC	189 SOUTH CHAMPLAIN ST	131,900	131,900	-	131,900	
049-3-153-000	ST ALBANS SHOPPING CENTER INC	17 CENTER ST	123,900	123,900	-	123,900	
049-1-072-000	SIEGEL ANDREW	198 BATTERY ST	79,500	79,500	-	79,500	
044-4-023-001	CITY CHURCH STREET MARKETPLACE	62 CHURCH ST	75,600	75,600	-	75,600	
049-1-004-000	LONG JOHN J JR	157 SOUTH CHAMPLAIN ST	67,800	67,800	-	67,800	
044-4-036-001	LAWRENCE LECLAIR INC	0 SOUTH WINDOOSKI AV	11,000	11,000	-	11,000	
			Original Base Value as of April 1, 2011	April 1, 2012 Grand List	New Increment	Non-Homestead Property	Homestead Property
			\$170,006,600	\$174,412,200	\$4,405,600	\$170,141,350	\$4,270,850

(1) Properties Added within the TIF District

Removed PUB is outside the TIF District.

049-0285-000	PEOPLES UNITED BANK	2 BURLINGTON SQ	\$0	\$0			
--------------	---------------------	-----------------	-----	-----	--	--	--

EXHIBIT D
City of Burlington Tax Increment Financing (TIF) District
Schedule of TIF Revenues and TIF Debt Service payments

	FY 1999	FY 2000	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	Total
REVENUES:															
TIF Revenue	-	-	-	282,634	646,294	618,581	821,877	614,141	905,051	1,221,466	1,369,839	1,488,197	1,547,093	1,560,880	11,076,053
Returned TIF to VT (Gilabane)									(163,177)						(163,177)
Vt Trans. Revenue		500,000	250,000	250,000	-		750,000	250,000	250,000	250,000					2,500,000
Vt Sales Tax Reallocation			159,653		69,845										229,498
Developer's Payments						144,037									144,037
Total Revenues	-	500,000	409,653	532,634	716,139	762,618	1,571,877	864,141	991,874	1,471,466	1,369,839	1,488,197	1,547,093	1,560,880	12,225,531
DEBT SERVICE:															
Section 108 Lake St Reconstruction	20,000	90,948	95,856	93,432	110,167	116,518	107,893	108,847	100,049	163,304	14,692	72,694	71,741	70,382	1,236,523
Sect 108 Lake St Housing						12,765	26,410	26,446	26,411	26,411	26,411	26,411	26,411	26,411	224,087
COPS Urban Reserve	25,304	104,943	103,367	106,680	104,855	102,980	105,957	106,470	106,470	104,026	106,447	108,604	105,591	107,373	1,399,067
COPS Lakeview Garage	98,423	236,216	476,316	505,716	523,559	535,131	535,884	545,816	540,031	548,529	551,104	298,067	299,640	295,664	5,990,096
COP Fishing Pier			22,329	33,924	34,250	34,040	33,802	33,537	33,247	32,930	34,035	33,585	33,590	33,542	392,811
COPS Lakeview & Westlake Garages									330,194	635,194	632,994	635,393	632,193	633,593	3,499,561
Lease - College St Garage Repairs														83,447	83,447
Bank fees										3,195		3,125	2,875	3,000	12,195
TIF 2 Application Expenses														24,621	24,621
Total Expenditures	143,727	432,107	697,868	739,752	772,831	801,434	809,946	821,116	1,136,402	1,513,589	1,365,683	1,177,879	1,172,041	1,278,033	12,862,408
Net (Revenue less Expense)	(143,727)	67,893	(288,215)	(207,118)	(56,692)	(38,816)	761,931	43,025	(144,528)	(42,123)	4,156	310,318	375,052	282,847	924,003
Cumulative Net Revenue	(143,727)	(75,834)	(364,049)	(571,167)	(627,859)	(666,675)	95,256	138,281	(6,247)	(48,370)	(44,214)	266,104	641,156	924,003	

Debt Service includes the following: Portions of HUD Section 108 and Certificates of Participation debt service in TIF District and Lease financing

2011 Master Lease - Detailed Amortization Schedule

First Payment Due 11/18/11

Chase Equipment Finance, Inc.

\$ 1,257,403 Total Lease amount. TIF portion of Lease is \$436,610

CRF

PAYMENT NUMBER	PAYMENT DATE	PAYMENT AMOUNT	TIF PRINCIPAL	TIF INTEREST
1	11/18/2011	41,723.44	41,010.31	713.13
2	5/18/2012	41,723.44	37,846.56	3,876.88
3	11/18/2012	41,723.44	38,217.46	3,505.98
4	5/18/2013	41,723.44	38,591.99	3,131.45
5	11/18/2013	41,723.44	38,970.19	2,753.25
6	5/18/2014	41,723.44	39,352.10	2,371.34
7	11/18/2014	41,723.44	39,737.75	1,985.69
8	5/18/2015	41,723.44	40,127.18	1,596.26
9	11/18/2015	41,723.44	40,520.43	1,203.01
10	5/18/2016	41,723.44	40,917.52	805.91
11	11/18/2016	41,723.41	41,318.52	404.92
TOTALS		458,957.81	436,610.00	22,347.81

	PRINCIPAL	INTEREST	TOTAL PYMT
FY 12	78,856.87	4,590.01	83,446.88
FY 13	76,809.45	6,637.43	83,446.88
FY 14	76,322.29	5,124.59	83,446.88
FY 15	79,864.93	3,581.95	83,446.88
FY 16	81,437.95	2,008.93	83,446.88
FY 17	41,318.52	404.92	41,723.44

The College Street Garage Repairs were financed as part of the City's Master lease program. The City can get a better rate by combining all the purchases. The total spent on College Street Garage was \$436,610. The bi-annual lease payments are being funded by the City's TIF



LEASE SCHEDULE

Dated as of: **OCTOBER 18, 2011**

Lease No.: **1000135486**

This Lease Schedule, together with its Payment Schedule, is attached and made a part of the Master Lease-Purchase Agreement described below ("Master Lease") between the Lessee and Lessor named below. All terms and conditions of the Master Lease are incorporated herein by reference. Unless otherwise defined herein, capitalized terms defined in the Master Lease will have the same meaning when used herein.

Master Lease-Purchase Agreement dated May 21, 2010.

- A. **EQUIPMENT DESCRIBED:** The Equipment includes all of the property described on Schedule A-1 attached hereto and made a part hereof.
- B. **EQUIPMENT LOCATION:** See Attached Schedule A-1
- C. **RESERVED**
- D. **ESSENTIAL USE; CURRENT INTENT OF LESSEE:** Lessee represents and agrees that the use of the Equipment is essential to Lessee's proper, efficient and economic functioning or to the services that Lessee provides to its citizens and the Equipment will be used by Lessee only for the purpose of performing its governmental or proprietary functions consistent with the permissible scope of its authority. Lessee currently intends for the full Lease Term: to use the Equipment; to continue this Lease; and to make Rental Payments if funds are appropriated in each fiscal year by its governing body.
- E. **RENTAL PAYMENTS; LEASE TERM:** The Rental Payments to be paid by Lessee to Lessor, the commencement date thereof and the Lease Term of this Lease Schedule are set forth on the Payment Schedule attached to this Lease Schedule.
- F. **RE-AFFIRMATION OF THE MASTER LEASE:** Lessee hereby re-affirms all of its representations, warranties and obligations under the Master Lease (including, without limitation, its obligation to pay all Rental Payments, its disclaimers in Section 7 thereof and its representations in Sections 6.1 and 16 thereof).

Equipment/Escrow Acceptance Date: _____, 20__

CITY OF BURLINGTON/VT

(Lessee)

By: _____

Title: ASSISTANT CAO FINANCE

JPMORGAN CHASE BANK, N.A., AS SUCCESSOR BY
MERGER TO CHASE EQUIPMENT FINANCE, INC.

(Lessor)

By: _____

Title: Authorized Officer

APPENDIX C
City of Burlington, Vermont
Proposed Equipment to be Leased
July 1, 2011

<u>DESCRIPTION</u>	<u>VENDOR</u>	<u>AMOUNT</u>
<u>AIRPORT</u>		
COPIER		10,000.00
<u>CEDO</u>		
COPIER	SYMQUEST GROUP I	10,878.30
<u>PUBLIC WORKS - TRAFFIC</u>		
B34-FC-R.O.W TENCO FRONT PLOW	R R CHARLEBOIS I	6,725.00
FREIGHTLINER CAB & CHASSIS	R R CHARLEBOIS I	75,169.00
PICKUP TRUCK REPLACEMENT	HERITAGE FORD	21,110.00
DUMP BODY & PLOW EQUIPMENT	CIVES CORP.DBA V	49,780.00
COLLEGE ST PARKING GARAGE REPAIR	SUMMIT/CATAMOUNT	35,130.00
COLLEGE ST PARKING GARAGE REPAIR	SUMMIT/CATAMOUNT	83,305.00
COLLEGE ST PARKING GARAGE REPAIR	SUMMIT/CATAMOUNT	318,175.00
		} \$436,610
<u>EQUIPMENT MAINTENANCE</u>		
B35-FC-SIDEWALK TRAC.	CIVES CORP.DBA V	107,195.00
<u>LIBRARY</u>		
2 HP PRINTERS	HEWLETT-PACKARD	1,093.00
<u>CHURCH STREET MARKETPLACE</u>		
MARKETPLACE TRACTOR	YANDOW	15,860.00
<u>PLANNING & ZONING</u>		
COPIER DRAWER	SYMQUEST GROUP I	44.10
COPIER	SYMQUEST GROUP I	9,707.40
<u>PARKS DEPARTMENT</u>		
ARENA ZAMBONI ICE RESURFACER	FRANK ZAMBONI &	56,211.56
DIESEL MOWER	VT ENGINE SERVIC	13,543.95
2011 FORD F250	HERITAGE FORD	27,836.00
2011 FORD F250	HERITAGE FORD	27,836.00
E350 CUTAWAY 1 TON UTILITY VAN	HERITAGE FORD	32,969.00
BATWING CUTTER	ESSEX EQUIPMENT	10,900.00
<u>POLICE DEPARTMENT</u>		
(7) 2011 FORD CROWN VICTORIA	MHQ MUNICIPAL VE	185,415.00
POLICE STORAGE AREA NETWORK EXPANSION	DELL	80,668.00
<u>WATER DEPARTMENT</u>		
2011 WATER BACKHOE	BEAUREGARD EQUIP	77,852.00

TOTAL PROPOSED EQUIPMENT LEASE: \$1,257,403.31

PAYMENT SCHEDULE

This Payment Schedule is attached and made a part of the Lease Schedule identified below which is part of the Master Lease-Purchase Agreement identified therein, all of which are between the Lessee and Lessor named below.

Lease Schedule No. 1000135486 Dated OCTOBER 18, 2011

Accrual Date: OCTOBER 18, 2011

Amount Financed: \$1,257,403.00

Interest Rate: 1.9600% per annum

Rent Number	Rent Date	Rent Payment	Interest Portion	Principal Portion	Termination Value
1	11/18/2011	\$120,160.27	\$2,053.76	\$118,106.51	\$1,139,296.49
2	05/18/2012	\$120,160.27	\$11,165.10	\$108,995.17	\$1,030,301.32
3	11/18/2012	\$120,160.27	\$10,096.95	\$110,063.32	\$920,238.00
4	05/18/2013	\$120,160.27	\$9,018.33	\$111,141.94	\$809,096.06
5	11/18/2013	\$120,160.27	\$7,929.14	\$112,231.13	\$696,864.93
6	05/18/2014	\$120,160.27	\$6,829.27	\$113,331.00	\$583,533.93
7	11/18/2014	\$120,160.27	\$5,718.63	\$114,441.64	\$469,092.29
8	05/18/2015	\$120,160.27	\$4,597.10	\$115,563.17	\$353,529.12
9	11/18/2015	\$120,160.27	\$3,464.58	\$116,695.69	\$236,833.43
10	05/18/2016	\$120,160.27	\$2,320.97	\$117,839.30	\$118,994.13
11	11/18/2016	\$120,160.27	\$1,166.14	\$118,994.13	\$0.00
Totals		\$1,321,762.97	\$64,359.97	\$1,257,403.00	

CITY OF BURLINGTON, VT
(Lessee)

By: 

Title: ASSISTANT CAO FINANCE

JPMORGAN CHASE BANK, N.A.
(Lessor)

By: _____

Title: Authorized Officer

Resolution Relating to

AUTHORIZATION OF EXECUTION AND
DELIVERY OF A MASTER LEASE
PURCHASE AGREEMENT FOR EQUIPMENT
FOR FISCAL YEAR 2012

Wright, Paul, Mulvaney-Stanak: Bd. of Finance

RESOLUTION 14.0

Sponsor(s): Councilors Keogh,

Introduced: 09/12/11

Referred to: _____

Action: adopted-agreement amended

Date: 09/12/11

Signed by Mayor: 09/13/11

CITY OF BURLINGTON

In the year Two Thousand Eleven.....

Resolved by the City Council of the City of Burlington, as follows:

That WHEREAS, the governing body of the City of Burlington, Vermont ("Lessee") desires to Lease purchase certain equipment (the "Equipment") described in Equipment Schedule No. A-1 to the Master Lease Agreement (collectively, the "Lease Purchase Agreement") with JP Morgan Chase Bank, N.A. of Chicago, Illinois, the form of which has been available for review by the governing body of Lessee prior to this meeting; and

WHEREAS, the Equipment is essential for the Lessee to perform its governmental functions; and

WHEREAS, the funds made available under the Lease Purchase Agreement will reimburse the City for expenditures to acquire essential equipment in Fiscal Year 2012; and

WHEREAS, Lessee has taken the necessary steps, including those relating to any applicable legal bidding requirements, to arrange for the acquisition of the Equipment; and

WHEREAS, Lessee proposes to enter into a Five Year Lease Purchase Agreement for \$1,257,403.00 with JPMorgan Chase Bank, N.A. pursuant to the term sheet attached hereto; and

WHEREAS, the Finance Board reviewed the bids for this leased purchased financing and approved and accepted the low bid submitted by JP Morgan Chase Bank, N.A. at its meeting on August 1, 2011 and recommends approval of the same by the City Council;

Resolution Relating to

**AUTHORIZATION OF EXECUTION AND
DELIVERY OF A MASTER LEASE
PURCHASE AGREEMENT FOR EQUIPMENT
FOR FISCAL YEAR 2012**

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF LESSEE
AS FOLLOWS:

Section 1. It is hereby found and determined that the terms of the Lease Purchase Agreement as attached hereto and incorporated in this resolution are in the best interests of Lessee for the acquisition of the Equipment.

Section 2. The financing of the Equipment under the terms and conditions as described in the attached term sheet are hereby approved. The Chief Administrative Officer of Lessee and any other officer of Lessee who shall have power to execute contracts on behalf of Lessee be, and each of them hereby is, authorized to execute, acknowledge and deliver the required Lease Purchase Agreement, subject to prior review and approval of the City Attorney, such approval to be conclusively evidenced by such execution and delivery of the Lease Purchase Agreement. The Chief Administrative Officer of the Lessee and any other officer of Lessee who shall have power to do so be, and each of them hereby is, authorized to affix the official seal of Lessee to the Lease Purchase Agreement and attest the same.

Section 3. The proper officers of Lessee be, and each of them hereby is, authorized and directed to execute and deliver any and all papers, instruments, opinions, certificates, affidavits and other documents and to do or cause to be done any and all other acts and things necessary or proper for carrying out this resolution.

STATE OF VERMONT

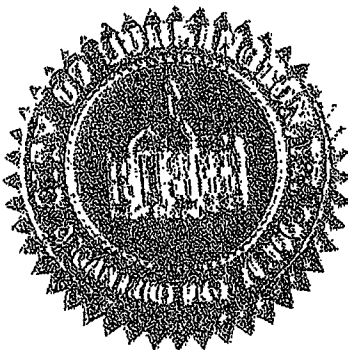
CHITTENDEN COUNTY, ss.

I, Interim CAO Schrader, City/Clerk of the City of Burlington within said County and State,

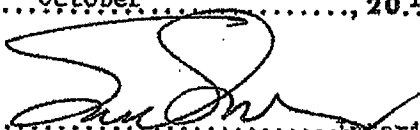
and having by law the custody of the seal, records and files of said City, do hereby certify that I have compared

the foregoing cop.y.. of Resolution Relating to Authorization of Execution and Delivery of a
Master Lease Purchase Agreement for Equipment for Fiscal Year 2012, as
duly warned and adopted,

with the original record thereof now being and remaining in this office, and that the same is a true and
correct transcript therefrom, and of the whole and every part thereof.



IN TESTIMONY WHEREOF, I hereunto affix the seal
of said City and subscribe my name, at Burlington
in said County and State, this ...18th..... day
of...October....., 20.11...


.....Interim CAO.....
City Clerk

* * * * *

ORIGINAL

DISTRIBUTION:

I hereby certify that this resolution
has been sent to the following
department(s) on

ACAO Goodwin
Linda Blanchard, City Attorney's Office

RESOLUTION RELATING TO

Authorization of Execution and Delivery
of a Master Lease Purchase Agreement for
Equipment for Fiscal Year 2012

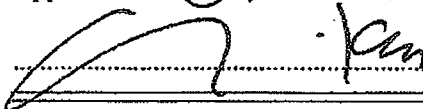
Adopted by the City Council

September 12, 20 11



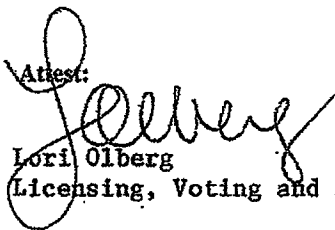
Clerk

Approved 9/13, 20 11



Mayor

Attest:



Lori Olberg

Licensing, Voting and Records Coordinator Vol. Page

* * * * *

Theresa Utton-Jerman - Treasurer's Office Annual Report for JFC

From: "Helme, Lisa" <Lisa.Helme@state.vt.us>
To: "Utton, Theresa L." <tutton@leg.state.vt.us>
Date: 1/17/2012 3:13 PM
Subject: Treasurer's Office Annual Report for JFC
Attachments: 2011 State Treasurer's Office Annual Report.pdf

Hi Theresa,

We have completed our 2011 annual report. The pages you would be looking for from the report for the JFC are pages 56-57 (which are pages 58-59 of the attached file). Please respond back to this message so that I know you have everything you need.

Thanks,
Lisa

Lisa Helme
Director of Financial Literacy & Communications
Vermont State Treasurer's Office
109 State Street
Montpelier, VT 05609
Phone: (802) 828-3706
Fax: (802) 828-2772

2011 Annual Report

Office of the State Treasurer
State of Vermont

Issued January 2012

Beth Pearce
State Treasurer



The Vermont State Treasurer's Office Strives to:

- Give Vermont taxpayers an excellent value.
- Offer the best customer service possible.
- Deliver the highest quality operational services.
- Create a productive employee work environment.

Office of the State Treasurer
109 State Street
Montpelier, Vermont 05609
www.VermontTreasurer.gov

Legislative Reporting Requirements

Brandon Training School/Vermont Veterans' Home

Section 23 of Act 62 of the Public Acts of 1995 specifies that the State Treasurer shall notify the chairs of the Senate and House Institutions committees upon receipt of monies from the sale of the Brandon Training School property, as well as certain federal receipts associated with the Vermont Veterans' Home. For fiscal year ending June 30, 2011, the State has timely received amounts due from the federal government associated with the Vermont Veterans' Home. The last three buildings belonging to the Brandon Training School were sold on February 9, 2010, and the final receipt for this sale was received in fiscal year 2011.

Financial Literacy Trust Fund

The legislature authorized the establishment of a trust fund in 2008 to finance financial literacy in Vermont. According to the legislation, "the purpose of the fund is to promote the adoption of fiscally sound money management practices by Vermonters through education and outreach efforts that raise awareness of the need for and benefits of practicing such skills; and to create opportunities to build and encourage the development of new financial literacy activities and educational products for Vermont citizens." The Treasurer is authorized to collect money from a variety of sources to fund these activities. For fiscal year 2011, the fund received deposits of \$500. The fund earned \$35.50 in interest. There was \$11,014.01 expended from the trust fund during fiscal year 2011. Of that amount, approximately \$9,675 was expended in support of the first year of the Reading is an Investment program, \$1,080 was expended for the state tournament of the Reserve Cup Challenge, and the remainder expended for the annual financial literacy poster competition.

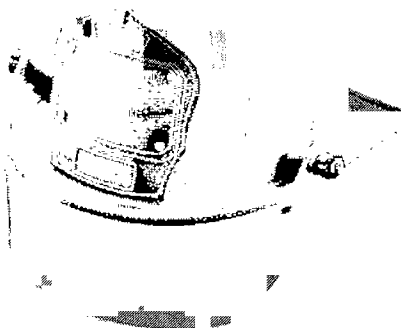
Survivors of Emergency Personnel

Originally established by the legislature in 2002 as the Firefighters' Survivors Benefit Fund, this fund was expanded during the 2005 legislative session to include not only firefighters, but ambulance service, emergency medical, first responder service and volunteer personnel. A review board administers the grant of a one-time monetary benefit to the survivor or survivors of emergency personnel employed by or who volunteer for the State of Vermont, a county or municipality of the state, or a nonprofit entity which provides services in the state, who die in the line of duty or of an occupational-related illness. From July 1, 2010 through

November 30, 2011, two payments have been made related to the deaths of emergency personnel in the line-of-duty. As of November 30, 2011, this fund has assets of \$6,808.29. In addition, the Treasurer's Office has requested that the Commissioner of Finance add a \$100,000 appropriation to this fund to the fiscal year 2012 budget adjustment act, to be funded by a reversion from the Treasurer's Office budget.

MacBride Principles

Act 50 of the Public Acts of 1989 specifies that the State Treasurer and the Retirement Boards compile a list of corporations that conduct business in Northern Ireland in which the State Treasurer and Retirement Boards have invested funds. Notifications from external investment managers listing such businesses are due in the Treasurer's Office on January 1 of each year, and these notifications are kept on file in the Treasurer's Office. The Act further requires that the Treasurer and the boards of the trustees of the Vermont State Employees' Retirement System and the Vermont State Teachers' Retirement System shall support the MacBride Principles addressing worker equality and security issues through support of shareholder issues. The Treasurer's Office and the trustees comply with Act 50 by mandating MacBride Principles compliance through Vermont Pension Investment Committee (VPIC) investment guidelines to be observed by investment managers and by the proxy firm engaged by VPIC to vote its proxies. Proxy voting guidelines approved by the three Vermont Retirement Systems and the Treasurer's Office for U.S. domestic equity managers also specify manager voting compliance with MacBride principles.



Credit Card Payments

The Treasurer's Office contracts with TD Bank Merchant Services Group, a division of TD Bank, N.A., to provide credit and bank card services. Acceptance of credit and debit card payments is broadly practiced in many agencies and departments as a method of payment of registration fees, licenses, penalties, fines, durable goods, park reservations, interest, and payment of taxes. Credit and debit card acceptance provides our customers, the citizens of Vermont, with a more convenient method of payment. In addition to public convenience, electronic processing of consumer and business purchases improves governmental cash flows, offers greater financial security, and reduces the overhead costs associated with the handling of currency. In addition, the State has a contract with the Vermont Information Consortium (VIC) to provide internet-based credit and debit card acceptance services to Vermont agencies and departments.

Credit and debit card acceptance provides our customers, the citizens of Vermont, with a more convenient method of payment.

The Court Administrator has worked with VIC since February, 2007, to allow for the payment of fines and fees via the internet and by credit card. In the fiscal year ending June 30, 2011, approximately 37,065 such transactions were processed, with 31,153 conducted by users over the internet, and the remaining 5,912 transactions processed either in person, at a district court, or over the phone. A convenience fee of \$3.75 is currently charged to users of the service each time a person pays Judicial Bureau judgments with a credit or debit card. In order to market the on-line credit card payment option for Judicial Bureau judgments, the Judiciary has added the web site address for the service to payment envelopes, the judgment form, and the collection notice. The judgment form and the collection notice also include a tear-off credit card payment stub that can be mailed.

Burma (Myanmar)

Act 13 of the Public Acts of 1999 specifies that the Treasurer shall implement the purposes of the Act by voting in favor of shareholder resolutions concerning individual companies doing business with the government of Burma. In addition, the Treasurer shall separately notify the company that Vermont wishes to convey its grave concerns regarding the company's economic ties to the government of Burma. The Treasurer complies with this Act through measures including mandating compliance through VPIC investment guidelines that must be observed by investment managers and by the proxy voting firm engaged by VPIC to vote its proxies. Proxy voting guidelines adopted by the three Vermont Retirement Systems and the Treasurer's Office for U.S. domestic equity managers also specify manager voting compliance including support of labor standards in connection with a company's involvement in Burma, and reporting on Burmese operations and activities.

Credit Card Accounts Summary

DEPARTMENT	TOTAL SALES	TOTAL FEES
VT Department of Liquor Control	\$23,567,402.26	496,068.91
VT Department of Motor Vehicles	\$18,509,088.61	318,439.69
VT Judiciary/Courts *	\$6,284,141.13	-
VT Department of Taxes	\$4,786,311.81	168,390.87
VT Secretary of State	\$4,494,197.69	101,656.37
VT Department of Forest, Parks & Recreation	\$2,539,746.15	61,722.34
VT Department of Fish and Wildlife	\$1,469,281.44	29,132.01
VT Department for Children & Family Services	\$1,080,673.51	24,966.98
VT Department of Public Safety *	\$609,696.50	-
VT Restitution Unit	\$239,497.43	4,660.81
VT Health Department	\$181,899.00	4,257.31
VT Department of Historic Preservation/Historic Sites	\$103,919.36	3,563.75
Vermont Life Magazine	\$44,150.36	1,132.56
Vermont Department of Labor *	\$22,337.50	-
VT Department of Environmental Conservation	\$11,808.25	382.15
VT Agency of Transportation	\$1,628.00	104.68
Total	63,945,779.00	1,214,478.43

* Cardholders using this service pay a convenience fee, which offsets all of the card processing fees for this service for this reporting period.

July 12, 2012

STATE OF VERMONT
LEGISLATIVE JOINT FISCAL COMMITTEE
ONE BALDWIN STREET
MONTPELIER, VT 05633-5701

To: The Legislative Joint Fiscal Committee

Sen. Ann Cummings, Chair
Rep. Martha Heath, Vice-Chair
Rep. Carolyn Branagan, Clerk
Rep. Janet Ancel
Sen. Diane Snelling
Sen. John Campbell
Rep. Mitzi Johnson
Sen. Jane Kitchel
Rep. David Sharpe
Sen. Richard Sears

Enclosed is the Quarterly Report of costs and expenditures for proceedings of the Federal Energy Regulatory Commission [30 V. S. A. § 20 (b)(9)] covering the period from January 1, 2012 through March 31, 2012.

Respectfully Submitted,
Vermont Department of Public Service

Elizabeth Miller
Commissioner

Enclosure

**Public Service Department Expenditures
Related to Proceedings
At the
Federal Energy Regulatory Commission
For the period
January 1, 2012 through March 31, 2012**

General Description of Activity

The Department takes action at FERC to protect the interest of Vermont ratepayers in many different proceedings. We have FERC counsel on contract to monitor general FERC actions and proceedings and to also represent Vermont's interests in particular proceedings. For example, the Department has been active at FERC in ensuring fairness in cost allocations for utility projects and in ensuring Vermont's interests are represented in New England transmission projects. The issues vary from quarter to quarter but it is crucial to Vermont consumers that the Public Service Department intervenes at FERC when necessary to ensure that the costs flowing back to Vermont ratepayers as a result of FERC activity and proceedings are true, accurate, just and reasonable. The expenditures reported below are consistent with prior periods and are in line with expectations.

Expenditures

For FERC related activity affecting Vermont ¹	\$ 28,462.00
Indirect Expenditures ²	<u>\$ 4,118.75</u>
Total Expenditures ³ for the Quarter	<u>\$ 32,5810.75</u>

¹In accordance with Title 30, § 20 (b) (9) the department of public service provides the following quarterly report for expenditures related to FERC proceedings affecting the State of Vermont Utilities for the period January 1, 2012 through March 31, 2012.

§20. Particular proceedings; personnel

(b) Proceedings, including appeals there from, for which additional personnel may be retained are:

(9) Proceedings in the Federal Energy Regulatory Commission which involve Vermont utilities or which may affect the interests of the state of Vermont. Costs under this subdivision shall be charged to the involved electric or natural gas companies pursuant to section 21(a) of this title. In cases where the proceeding is generic in nature the costs shall be allocated to electric or natural gas companies in proportion to the benefits sought for the customers of such companies from such advocacy. The public service board and the department of public service shall report quarterly to the joint fiscal committee all costs incurred and expenditures charged under the authority of this subsection, and the purpose for which such costs were incurred and expenditures made;

²Indirect expenditures include telephone, postage and copying expense.

³ Expenditures include amounts actually paid for the quarter.

July 12, 2012

STATE OF VERMONT
LEGISLATIVE JOINT FISCAL COMMITTEE
ONE BALDWIN STREET
MONTPELIER, VT 05633-5701

To: The Legislative Joint Fiscal Committee

Sen. Ann Cummings, Chair
Rep. Martha Heath, Vice-Chair
Rep. Carolyn Branagan, Clerk
Rep. Janet Ancel
Sen. Diane Snelling
Sen. John Campbell
Rep. Mitzi Johnson
Sen. Jane Kitchel
Rep. David Sharpe
Sen. Richard Sears

Enclosed is the Quarterly Report of costs and expenditures for proceedings of the Federal Energy Regulatory Commission [30 V. S. A. § 20 (b)(9)] covering the period from April 1, 2012 through June 30, 2012.

Respectfully Submitted,
Vermont Department of Public Service

Elizabeth Miller
Commissioner

Enclosure

**Public Service Department Expenditures
Related to Proceedings
At the
Federal Energy Regulatory Commission
For the period
April 1, 2012 through June 30, 2012**

General Description of Activity

The Department takes action at FERC to protect the interest of Vermont ratepayers in many different proceedings. We have FERC counsel on contract to monitor general FERC actions and proceedings and to also represent Vermont's interests in particular proceedings. For example, the Department has been active at FERC in ensuring fairness in cost allocations for utility projects and in ensuring Vermont's interests are represented in New England transmission projects. The issues vary from quarter to quarter but it is crucial to Vermont consumers that the Public Service Department intervenes at FERC when necessary to ensure that the costs flowing back to Vermont ratepayers as a result of FERC activity and proceedings are true, accurate, just and reasonable. The expenditures reported below are consistent with prior periods and are in line with expectations.

Expenditures

For FERC related activity affecting Vermont ¹	\$ 31,293.00
Indirect Expenditures ²	\$ <u>294.42</u>
Total Expenditures ³ for the Quarter	\$ <u>31,587.42</u>

¹In accordance with Title 30, § 20 (b) (9) the department of public service provides the following quarterly report for expenditures related to FERC proceedings affecting the State of Vermont Utilities for the period April 1, 2012 through June 30, 2012.

§20. Particular proceedings; personnel

(b) Proceedings, including appeals there from, for which additional personnel may be retained are:

(9) Proceedings in the Federal Energy Regulatory Commission which involve Vermont utilities or which may affect the interests of the state of Vermont. Costs under this subdivision shall be charged to the involved electric or natural gas companies pursuant to section 21(a) of this title. In cases where the proceeding is generic in nature the costs shall be allocated to electric or natural gas companies in proportion to the benefits sought for the customers of such companies from such advocacy. The public service board and the department of public service shall report quarterly to the joint fiscal committee all costs incurred and expenditures charged under the authority of this subsection, and the purpose for which such costs were incurred and expenditures made;

²Indirect expenditures include telephone, postage and copying expense.

³ Expenditures include amounts actually paid for the quarter.



HSTI

State of Vermont
Department of Mental Health
Redstone Office Building
26 Terrace Street
Montpelier VT 05609-1101
<http://mentalhealth.vermont.gov/>

Agency of Human Services

[phone] 802-828-3824
[fax] 802-828-1717
[tty] 800-253-0191

MEMORANDUM

TO: Joint Fiscal Committee

FROM: Judy P. Rosenstreich
Senior Policy Advisor
Department of Mental Health

DATE: July 12, 2012

RE: QUARTERLY REPORT – Act 43, Sec. 31 (f)(3) of 2009

The 15-bed Secure Recovery Residence as referred to in Act 43 of 2009 was suspended by the Governor upon taking office in January of 2011 pending an evaluation of plans to replace the Vermont State Hospital. Subsequently, Tropical Storm Irene caused the hospital to close. The Department of Financial Regulation (formerly BISHCA) terminated their requirement for periodic CON implementation reports of the 15-bed Secure Recovery Residence as this project was cancelled in 2011. The statutory requirement [Act 43, Sec. 31 (f)(3) of 2009] to provide quarterly updates still stands; however, as a practical matter, it is not operational as far as reporting progress to the Joint Fiscal Committee and in some respects has been superseded by more system wide reporting. The DMH does not have anything further that we can report on the Secure Recovery Residence, but the Department continues to be happy to respond to all requests from the JFC and other legislative committees on the status of our ongoing facilities projects.

**State of Vermont**

ANR Office of Planning & Legal Affairs

103 South Main Street, Center Building

Waterbury, VT 05671-0301

[phone] 802-583-7128

Agency of Natural Resources

TO: The Legislative Joint Fiscal Committee

FROM: Billy Coster, Senior Planner and Policy Analyst

DATE: July 11, 2012

SUBJECT: Annual Report on FERC Bill-Backs

In accordance with 30 VSA, subsection 20(a) 2C, the Vermont Agency of Natural Resources is required to submit an annual report on costs and charge-backs related to proceedings at the Federal Energy Regulatory Commission (FERC).

For the past fiscal year of July 1, 2011 through June 30, 2012 the Agency of Natural Resources has had no authorized personnel costs for these proceedings, that are in addition to our regular personnel, that exceed the \$3,000 minimum threshold.

Reference; 30 VSA, subsection 20 and 21, 3 VSA, subsection 2809.

HST



Department of Vermont Health Access
312 Hurricane Lane Suite 201
Williston, VT 05495-2087
www.dvha.vermont.gov

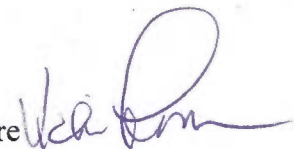
[phone] 802-879-5900
[Fax] 802-879-5651

Agency of Human Services

MEMORANDUM

TO: Joint Fiscal Committee

CC: Doug Racine, Secretary, Agency of Human Services

FROM: Victoria Loner, Deputy Commissioner, Health Services & Managed Care 

DATE: July 11, 2012

RE: Report requirement, per 33 VSA § 1998

The report requirement contained in 33 VSA § 1998, "Pharmacy best practices and cost control program established" will not be produced this quarter.

It is an obsolete report requirement based on program operations that no longer are relevant. A new report on the Single Prescription Drug Formulary Recommendations was produced February 13, 2012 that addressed cost effective purchasing per Act 48 Sec. 18 of the 2011 legislative session. The report can be found on the DVHA website at:

<http://dvha.vermont.gov/budget-legislative/single-formulary-electronic-pa-report-02-13-12.pdf>

Please do not hesitate to contact me if you should have any questions.



online *N.I.*
- Link on Agenda -

**Vermont Department of Environmental Conservation
Drinking Water and Groundwater Protection Division**

Agency of Natural Resources

Old Pantry Building [phone] 802-241-3400
103 South Main Street [in-state] 800-823-6500
Waterbury, VT 05671-0403 [fax] 802-241-3284
www.vermontdrinkingwater.org

- MEMORANDUM -

To: Members of the Joint Fiscal Committee
House Committee on Corrections and Institutions
Senate Committee on Institutions
Senate Committee on Natural Resources and Energy
House Committee on Fish, Wildlife & Water Resources

From: Eric Blatt, Section Chief, Drinking Water & Groundwater Protection Division, Department of Environmental Conservation *E. Blatt*

Date: January 15, 2012

Subject: Vermont Drinking Water State Revolving Fund Annual Report

On behalf of the Agency of Natural Resources and the Vermont Economic Development Authority (VEDA), we are pleased to provide the attached report on the Vermont Drinking Water State Revolving Fund. This report was prepared by the Drinking Water and Groundwater Protection Division and submitted to the General Assembly pursuant to 24 V.S.A. §4774(b), which contains the following information:

- ❑ Project funding summary (Tables 1 and 2 – Program Funds Table and Funding Commitments Table as of September 30, 2011)
- ❑ Summary of the status and disposition of loan applications received by VEDA
- ❑ State of Vermont Intended Use Plan (IUP) for the Drinking Water State Revolving Fund, Federal Fiscal Year 2010, dated May 20, 2011 (57-page document)

Taken together, these documents provide information on available funding, funding commitments, and active projects with project-specific information to satisfy legislative requirements for the Vermont Drinking Water State Revolving Fund. Please contact Eric Blatt, Drinking Water and Groundwater Protection Division, (802) 654-8963, or Thomas Porter of VEDA at (802) 828-5627, if you have questions regarding this report or would like to receive additional copies.

cc: Mr. John Bloomer, Secretary of the Senate
Mr. Donald Milne, Clerk of the House
David K. Mears, Commissioner, Department of Environmental Conservation

**AGENCY OF NATURAL RESOURCES
DEPARTMENT OF ENVIRONMENTAL CONSERVATION
AND
VERMONT ECONOMIC DEVELOPMENT AUTHORITY**

**ANNUAL REPORT
DRINKING WATER STATE REVOLVING FUND**

January 2012

This report is submitted pursuant to 24 V.S.A. §4774(b), which requires the Agency of Natural Resources and Vermont Economic Development Authority (VEDA) to submit an annual report on the Drinking Water State Revolving Fund (DWSRF) to members of the Joint Fiscal Committee. Additionally, in accordance with past practice, the report is submitted to the House and Senate Committees on Institutions, Senate Committee on Natural Resources and Energy, and House Committee on Fish, Wildlife & Water Resources. The report includes three tables that summarize funds received by the program and the loan commitments capitalized with those funds. The DWSRF was established in 1997 with federal funds appropriated in federal fiscal year 1997 and state matching funds appropriated in state fiscal year 1998. Funding received for the loan program through September 30, 2011 is summarized below in Table 1.

Table 1 – Total Funds Received for the SRF Loan Program through September 30, 2011			
Funds Description	Federal Funds	State Match & Other State Funds	Total
FFY97 Grant	10,399,392	2,511,760	12,911,152
FFY98 Grant	5,505,827	1,424,260	6,930,087
FFY99 Grant	6,045,972	1,492,760	7,538,732
FFY00 Grant	6,241,580	1,551,400	7,792,980
FFY01 Grant	5,856,754	1,557,820	7,414,574
FFY02 Grant	6,264,100	1,610,500	7,874,600
FFY03 Grant	6,593,314	1,600,820	8,194,134
FFY04 Grant	6,391,744	1,660,620	8,052,364
FFY05 Grant	6,394,868	1,657,100	8,051,968
FFY06 Grant	6,129,679	1,645,860	7,775,539
FFY07 Grant	6,031,592	1,645,800	7,677,392
FFY08 Grant	5,925,927	1,629,200	7,555,127
FFY09 Grant (ARRA Funds) *	18,410,000	0	18,410,000
FFY09 Base Grant	5,747,505	1,629,200	7,376,705
FFY10 Grant	9,976,155	2,714,600	12,690,755
Cumulative Investment Interest & Misc. Funds		1,677,331	1,677,331
Cumulative Principal Repayments		19,004,004	19,004,004
Cumulative Interest Earnings on Loans		2,476,581	2,476,581
Total	111,914,409	47,489,616	159,404,025

* ARRA – American Recovery and Reinvestment Act - Special one-time federal appropriation that did not require a state match.

Priority lists developed in accordance with Environmental Protection Agency approved procedures are used to identify projects to be funded. Table 2 summarizes funding commitments as of September 30, 2011 for both municipally owned and privately owned public water systems. The most recently adopted priority list is the FFY10 list, which is identified in Table 2 below as the "FFY10 Priority List." The fundable projects in this most recently adopted list are described on pages 40-42 and 46 in the attached 2010 Intended Use Plan. While some of these projects have already commenced, most are anticipated to proceed to construction in the spring/summer of 2012.

Table 2 - Funding Commitments as of September 30, 2011			
FFY Priority List	Municipally Owned Systems	Privately Owned Systems	Total
FFY97 Priority List Projects	11,675,557	815,301	12,490,858
FFY98 Priority List Projects	3,721,511	1,324,873	5,046,384
FFY99 Priority List Projects	5,910,182	420,350	6,330,532
FFY00 Priority List Projects	7,048,857	933,308	7,982,165
FFY01 Priority List Projects	8,461,326	1,256,765	9,718,091
FFY02 Priority List Projects	7,631,628	1,504,102	9,135,730
FFY03 Priority List Projects	7,085,512	1,751,893	8,837,405
FFY04 Priority List Projects	8,726,842	2,366,820	11,093,662
FFY05 Priority List Projects	5,902,292	431,650	6,333,942
FFY06 Priority List Projects	9,476,293	514,958	9,991,251
FFY07 Priority List Projects	6,725,760	918,885	7,644,645
FFY08 Priority List Projects	10,011,143	979,703	10,990,846
FFY09 ARRA Priority List	16,396,797	2,013,203	18,410,000
FFY09 Priority List (Base Grant)	12,768,561	2,608,934	15,377,495
FFY10 Priority List Projects	16,872,625	2,612,971	19,485,596
Total	138,414,886	20,453,716	158,868,602

Note 1: Funds not utilized for a given fiscal year's priority list are carried forward to succeeding priority lists.

Note 2: A contingency of \$535,423 is currently reserved for project overruns.

A more detailed summary of loan applications processed through VEDA for privately owned water system improvement projects is provided in the attached table prepared by VEDA. Note that the attached VEDA summary identifies executed loan awards under the heading "Approved Amount," totaling \$16,121,833, while Table 2 above includes both executed and pending loans, which total \$20,453,716.

Looking ahead, the federal FY2011 DWSRF appropriation of \$9,418,000 is available and will be applied for in early 2012. Based on the most recently adopted priority list, which includes approximately \$32,000,000 worth of projects below the fundable line (see bottom of page 45 for total project need in the attached Intended Use Plan), it is anticipated that the demand for loans will continue to exceed the available funding.

These federal dollars are also used to fund other activities as described in the attached Intended Use Plan, which include capitalizing the Public Water System Planning Loan Program that enables drinking water projects to proceed with preliminary engineering and final design in preparation for construction (without this source of money construction projects would be delayed); Public Drinking Water Program operations; DWSRF Program administration, and a variety of technical assistance activities provided to public water systems.

TO: Eric Blatt - Drinking Water and Groundwater Protection Division, Agency of Natural Resources, State of Vermont

FROM: David Carter - Chief Financial Officer, Vermont Economic Development Authority

RE: Status of Privately Owned Water System Loan Applications, Approvals and Loans as of December 22, 2011

DATE: December 23, 2011

Project Number	Date Approved	Date Closed	VEDA Loan Number	Borrower Name	Town	Approved Amount	Loan Amount	Current Balance	Date Last Payment	Loan Status
Loans Approved & Closed:										
1	01/05/10	01/27/10	17WGH11101	GEORGIA INDUSTRIAL DEV CORP	GEORGIA	\$ 350,000	\$ 350,000	\$ 145,428	12/22/11	CURRENT
2	02/20/98	05/26/98	17WAC11101	ADDISON CTY COMMUNITY TRUST	STARKSBORO	\$ 18,000	\$ 18,000	\$ 0	07/29/99	CLOSED
2	04/27/99	07/27/99	17WAC11102	ADDISON COUNTY COMMUNITY TRUST - HILLSIDE MANOR PROJECT	STARKSBORO	\$ 262,000	\$ 330,000	\$ 226,134	11/28/11	CURRENT
2	06/12/03	11/20/03	17WAC11103	ADDISON COUNTY COMMUNITY TRUST-KTP BRISTOL PROJECT	BRISTOL	\$ 200,000	\$ 283,000	\$ 194,341	10/06/11	PAST DUE
2	09/27/04	11/15/04	DWSRLF39283	ADDISON COUNTY COMMUNITY TRUST-KTP MOBILE HOME PARK	BRISTOL	\$ 83,000	ADD-ON (a)	N/A	N/A	CLOSED
2	10/06/09	11/20/09	17WAC11105	ADDISON COUNTY COMMUNITY TRUST - LINDALE	MIDDLEBURY	\$ 26,576	\$ 26,576	\$ 0	N/A	CURRENT
2	10/06/09	11/20/09	17WAC11104	ADDISON COUNTY COMMUNITY TRUST - LINDALE	MIDDLEBURY	\$ 573,424	\$ 573,424	\$ 488,745	N/A	CURRENT
4	06/15/00	08/10/00	17WBA11101	WINDHAM HOUSING TRUST, INC.	PUTNEY	\$ 16,000	\$ 16,000	\$ 8,071	12/12/11	CURRENT
4	07/12/99	12/15/00	17WEM11101	EAST MOUNTAIN WATER CORP	MENDON	\$ 50,000	\$ 50,000	\$ 0	12/15/00	CLOSED
4	03/24/99	09/24/98	17WHF11101	HOUSING FOUNDATION INC	HINESBURG	\$ 10,000	\$ 8,500	\$ 0	04/27/99	CLOSED
4	01/27/99	04/27/99	17WHF11102	HOUSING FOUNDATION INC-MTN VIEW	HINESBURG	\$ 218,073	\$ 244,530	\$ 160,983	12/15/11	CURRENT
4	06/25/99	09/30/99	17WHF11103	HOUSING FOUNDATION INC-WINDY HILL	SPRINGFIELD	\$ 355,000	\$ 473,324	\$ 315,549	12/15/11	CURRENT
4	09/11/01	11/15/01	17WHF11105	HOUSING FOUNDATION INC - #1 BIRCHWOOD MANOR MOBILE HOME PARK	MILTON	\$ 225,000	\$ 225,000	\$ 137,812	12/15/11	CURRENT
4	09/22/00	07/18/01	17WHF11104	HOUSING FOUNDATION INC- RIVERSIDE	WOODSTOCK	\$ 460,000	\$ 460,000	\$ 288,725	12/15/11	CURRENT
4	02/13/01	07/31/01	DWF14525	HOUSING FOUNDATION INC - WINDY HILL	SPRINGFIELD	\$ 120,000	ADD-ON (a)	N/A	N/A	CLOSED
4	10/23/00	07/31/01	DWF52685	HOUSING FOUNDATION INC - HINESBURG	HINESBURG	\$ 22,552	ADD-ON (a)	N/A	N/A	CLOSED
4	05/28/03	08/06/03	17WHF11106	HOUSING FOUNDATION INC - #2 BIRCHWOOD MANOR MOBILE HOME PARK	MILTON	\$ 423,636	\$ 474,071	\$ 394,051	12/15/11	CURRENT
4	06/09/04	11/08/04	DWF539009	HOUSING FOUNDATION INC-BIRCHWOOD INCREASED	MILTON	\$ 50,435	ADD-ON (a)	N/A	N/A	CLOSED
4	03/10/10	04/19/10	DWSRLF45678914	HOUSING FOUNDATION INC	DUMMERSTON	\$ 9,800	ADD-ON (a)	N/A	N/A	CLOSED
4	11/09/11	12/05/11	17WHF11110	HOUSING FOUNDATION INC - COOPER'S BAY MOBILE HOME PARK	GRAND ISLE	\$ 382,920	\$ 382,920	\$ 0	N/A	CURRENT
4	07/01/11	07/01/11	DWSRLF51401305	HOUSING FOUNDATION INC - CHARETTES MOBILE HOME PARK	DUMMERSTON	\$ 8,950	ADD-ON (a)	N/A	N/A	CLOSED
4	10/14/98	12/02/98	17WHR11101	HO-GES REALTY INC	ROCKINGHAM	\$ 38,500	\$ 38,500	\$ 22,477	12/14/11	CURRENT
4	03/25/99	08/06/99	17WMC11101	MORRISTOWN CORNERS WATER COOP	MORRISTOWN	\$ 30,000	\$ 13,518	\$ 0	03/20/08	CLOSED
4	04/25/00	07/21/00	17WMH11101	MURRAY HILL HOME OWNERS ASSN	MONTPELIER	\$ 120,000	\$ 126,108	\$ 94,245	11/29/11	CURRENT
4	03/07/05	03/01/05	DWF050728	MURRAY HILL HOME OWNERS ASSN	MONTPELIER	\$ 6,108	ADD-ON (a)	N/A	N/A	CLOSED
4	10/18/99	12/30/99	17WOT11101	OKEMO TRAILSIDE MASTER ASSOCIATION, INC., ALGONQUIN OWNERS ASSOCIAT	LUDLOW	\$ 567,000	\$ 567,000	\$ 247,258	11/30/11	CURRENT
4	06/13/00	08/16/00	17WSV11101	STARKSBORO VILLAGE WATER COOP	STARKSBORO	\$ 28,000	\$ 14,657	\$ 0	11/29/05	CLOSED
4	10/27/10	11/10/10	17WTC11103	THETFORD WATER COOPERATIVE, INC	THETFORD	\$ 409,394	\$ 409,394	\$ 388,248	N/A	CURRENT
4	04/27/99	09/28/99	17WTC11101	THETFORD WATER COOPERATIVE, INC.	THETFORD	\$ 90,000	\$ 90,000	\$ 41,984	11/28/11	CURRENT
4	07/11/05	01/13/06	17WTP11102	TRI-PARK COOP HOUSING CORPORATION	BRATTLEBORO	\$ 237,700	\$ 237,700	\$ 0	01/20/09	CLOSED
4	04/30/99	06/24/99	17WTP11101	TRI-PARK COOPERATIVE HOUSING CORPORATION	BRATTLEBORO	\$ 120,000	\$ 120,000	\$ 79,590	11/28/11	CURRENT
4	12/08/08	01/09/09	17WTP11103	TRI-PARK COOP HOUSING CORPORATION	BRATTLEBORO	\$ 1,300,000	\$ 1,300,000	\$ 1,436,573	11/28/11	CURRENT
4	08/04/10	08/04/10	DWSRLF310777	TRI-PARK COOP HOUSING CORPORATION	BRATTLEBOR	\$ 160,288	ADD-ON (a)	N/A	N/A	CLOSED

Project Number	Date Approved	Date Closed	VEDA Loan Number	Borrower Name	Town	Approved Amount	Loan Amount	Current Balance	Date Last Payment	Loan Status
1A	02/05/01	05/30/02	17WGH1104	GILMAN HOUSING TRUST, INC. - SHATTUCK HILL MHP	DERBY	\$ 120,000	\$ 120,000	\$ 0	08/18/09	CLOSED
1B	10/23/00	08/15/01	17WUW1101	UNION WATER COMPANY	THETFORD	\$ 18,287	\$ 18,287	\$ 10,505	11/30/11	CURRENT
1C	02/11/02	12/20/02	17WNB1101	NORTHBROOK CONDOMINIUM OWNERS' ASSOCIATION INC.	KILLINGTON	\$ 85,000	\$ 85,000	\$ 1,750	12/19/11	CURRENT
1D	06/27/08	07/30/08	17WAW1103	ARLINGTON WATER COMPANY	ARLINGTON & SU	\$ 680,000	\$ 680,000	\$ 629,515	12/13/11	CURRENT
1E	02/05/02	06/05/02	17WAW1101	ARLINGTON WATER COMPANY	ARLINGTON	\$ 680,000	\$ 709,300	\$ 467,487	12/13/11	CURRENT
1F	01/31/03	02/06/03	17WAW1102	ARLINGTON WATER COMPANY	ARLINGTON	\$ 29,300	ADD-ON (a)	N/A	N/A	CLOSED
1G	11/15/07	12/05/07	DWSRLF02300	CUBB MANAGEMENT CORPORATION	BURKE	\$ 3,720	ADD-ON (a)	N/A	N/A	CLOSED
1H	11/15/07	12/05/07	DWSRLF929388A	CUBB MANAGEMENT CORPORATION	BURKE	\$ 11,261	ADD-ON (a)	N/A	N/A	CLOSED
1I	07/21/11	11/01/11	17WCP1103	CUBB MANAGEMENT CORPORATION - BRIERWOOD	BURKE	\$ 19,250	\$ 19,250	\$ 11,479	N/A	CURRENT
1J	09/05/02	02/06/03	17WCP1102	CUBB MANAGEMENT CORPORATION ET AL	BURKE	\$ 30,000	\$ 33,720	\$ 24,856	11/30/11	CURRENT
1K	09/05/02	02/06/03	17WCP1101	CUBB MANAGEMENT CORPORATION ET AL	BURKE	\$ 25,000	\$ 36,261	\$ 27,259	11/30/11	CURRENT
1L	08/05/02	11/13/02	17WVO1101	WINTERGREEN OWNERS ASSOCIATION, INC.	PITTSFIELD	\$ 31,860	\$ 31,860	\$ 3,712	11/28/11	CURRENT
1M	08/20/09	09/25/09	17WMV1104	MANSFIELD VIEW WATER CORP.	STOWE	\$ 31,040	\$ 31,040	\$ 31,040	N/A	CURRENT
1N	06/19/02	10/23/02	17WMV1101	MANSFIELD VIEW WATER CORPORATION	STOWE	\$ 65,000	\$ 65,000	\$ 38,046	11/30/11	CURRENT
1O	08/20/09	09/25/09	17WMV1103	MANSFIELD VIEW WATER CORP.	STOWE	\$ 169,714	\$ 169,714	\$ 169,417	N/A	CURRENT
2A	06/13/02	08/08/02	17WAG1101	ALTA GARDEN ESTATES MHP, INC.	POWNA	\$ 52,200	\$ 52,200	\$ 35,951	12/14/11	CURRENT
2B	09/09/02	10/30/02	17WEA1101	EASTRIDGE ACRES HOMEOWNERS ASSOCIATION INC	MENDON	\$ 85,000	\$ 85,000	\$ 58,247	11/29/11	CURRENT
2C	07/23/03	09/30/03	17WAH1101	AHA WATER COOPERATIVE, INC.	MONTGOMERY	\$ 576,440	\$ 1,494,038	\$ 1,343,963	11/29/11	CURRENT
2D	06/21/06	06/26/06	DWSRLF8383	AHA WATER COOPERATIVE, INC.	MONTGOMERY	\$ 917,598	ADD-ON (a)	N/A	N/A	CLOSED
2E	04/13/04	07/28/04	17WCF1101	CADYS FALLS WATER COOPERATIVE, INC.	MORRISVILLE	\$ 86,400	\$ 86,400	\$ 69,029	12/01/11	CURRENT
2F	03/26/08	03/27/08	DWSRLF020300	GRANDVIEW ACRES WATER SYSTEM, INC.	RUTLAND	\$ 129,300	ADD-ON (a)	N/A	N/A	CLOSED
2G	11/29/04	02/03/06	17WGV1101	GRANDVIEW ACRES WATER SYSTEM, INC.	RUTLAND	\$ 30,700	\$ 160,000	\$ 145,737	11/21/11	CURRENT
2H	03/23/06	04/20/06	17WNB22202	NOTCH BROOK HOMEOWNERS ASSOCIATION, INC.	STOWE	\$ 1,460,000	\$ 1,460,000	\$ 1,405,456	N/A	CURRENT
2I	03/23/05	07/15/05	17WNB22201	NOTCH BROOK HOMEOWNERS ASSOCIATION, INC.	STOWE	\$ 48,400	\$ 48,400	\$ 0	04/26/06	CLOSED
2J	10/04/07	10/15/07	DWSRLF02093998	DAIRY CENTER ENTERPRISES	ENOSBURG	\$ 21,337	ADD-ON (a)	N/A	N/A	CLOSED
2K	11/10/08	11/10/08	DWSRLF92887	DAIRY CENTER ENTERPRISES	ENOSBURG	\$ 18,840	ADD-ON (a)	N/A	N/A	CLOSED
2L	04/13/06	08/08/06	17WDC1101	LISE T. GATES, INC. D/B/A DAIRY CENTER ENTERPRISES AND LISE T. GATES	ENOSBURG	\$ 16,540	\$ 37,877	\$ 317,652	12/05/11	CURRENT
2M	08/03/09	08/06/09	DWSRLF1789	DAIRY CENTER ENTERPRISES	ENOSBURG	\$ 293,283	ADD-ON (a)	N/A	N/A	CLOSED
2N	02/06/08	03/05/08	17WFW1102	FAIRFAX HEIGHTS WATER COOPERATIVE	FAIRFAX	\$ 220,000	\$ 220,000	\$ 207,445	11/28/11	CURRENT
2O	08/29/07	12/12/07	17WJH1102	JERICHO HEIGHTS WATER COOPERATIVE, INC.	JERICHO	\$ 48,922	\$ 48,922	\$ 38,629	12/20/11	CURRENT
2P	03/09/07	11/02/07	17WTC22201	TIMBERLINE CONDOMINIUM HOMEOWNERS ASSOCIATION, INC.	WARREN	\$ 18,200	\$ 18,200	\$ 185,807	11/23/11	CURRENT
2Q	06/04/08	06/05/08	DWSRLF0293887	TIMBERLINE CONDOMINIUM HOMEOWNERS ASSOCIATION, INC.	WARREN	\$ 183,800	ADD-ON (a)	N/A	N/A	CLOSED
3A	03/11/09	05/12/09	17WCB1101	CATAMOUNT BOLTON WATER & SEWER, LLC	BOLTON	\$ 148,940	\$ 148,940	\$ 120,613	12/02/11	CURRENT
3B	11/17/06	08/11/06	DWSRLF373766	CATAMOUNT BOLTON WATER & SEWER, LLC	BOLTON	\$ 11,828	ADD-ON (a)	N/A	N/A	CLOSED
3C	07/15/11	09/12/11	17WCB1102	CATAMOUNT BOLTON WATER & SEWER, LLC	BOLTON	\$ 711,830	\$ 711,830	\$ 430,725	N/A	CURRENT
3D	01/13/10	01/26/10	17WTA1101	THETFORD ACADEMY	THETFORD	\$ 129,799	\$ 129,799	\$ 117,151	N/A	CURRENT
3E	09/26/07	10/09/08	17WBG1101	BATTLEGROUND CONDOMINIUM OWNERS' ASSOCIATION, INC.	FAYSTON	\$ 73,446	\$ 73,446	\$ 21,076	11/28/11	CURRENT
3F	03/17/08	06/18/08	17WBB1101	BURDICK, HARVEY & FRANK D/B/A BURDICK AND BURDICK MOBILE HOME PARK	POWNA	\$ 150,000	\$ 150,000	\$ 118,433	12/21/11	CURRENT
3G	10/20/08	10/21/08	DWSRLF2837566	OKEMO VILLAGE OWNERS ASSOCIATION, INC.	LUDLOW	\$ 16,200	ADD-ON (a)	N/A	N/A	CLOSED
3H	04/07/10	07/28/10	17WVO1102	OKEMO VILLAGE OWNERS' ASSOCIATION, INC.	LUDLOW	\$ 211,600	\$ 211,600	\$ 211,600	N/A	CURRENT
3I	10/05/09	12/07/09	17WRC1102	THE RED CEDAR SCHOOL, INC.	BRISTOL	\$ 2,755	\$ 2,755	\$ 2,755	N/A	CURRENT
3J	10/05/09	12/07/09	17WRC1101	THE RED CEDAR SCHOOL, INC.	BRISTOL	\$ 5,423	\$ 5,423	\$ 5,423	N/A	CURRENT

Project Number	Date Approved	Date Closed	VEDA Loan Number	Borrower Name	Town	Approved Amount	Loan Amount	Current Balance	Date Last Payment	Loan Status
40	04/28/09	09/22/09	17WSC11101	SUNTEC CONDOMINIUM OWNERS ASSOCIATION, INC.	WEST DOVER	\$ 159,450	\$ 159,450	\$ 144,830	12/01/11	CURRENT
41	02/18/10	06/19/10	17WRP11101	ROYAL PINE VILLA, INC. AND ROY, MARCEIN L. AND MARY ANN	POWNAI	\$ 4,925	\$ 4,925	\$ 4,925	N/A	CURRENT
42	03/31/10	04/02/10	DWSRLF456789	TARA TOWNHOUSE OWNERS ASSOCIATION, INC.	WEST DOVER	\$ 113,195	ADD-ON (a)	N/A	N/A	CLOSED
43	03/09/09	06/30/09	17WTT11101	TARA TOWNHOUSE OWNERS ASSOCIATION, INC	WEST DOVER	\$ 9,840	\$ 9,840	\$ 117,410	N/A	CURRENT
44	03/15/10	08/24/10	17WPFV11101	PICO VILLAGE WATER CORPORATION	KILLINGTON	\$ 90,068	\$ 90,068	\$ 85,794	N/A	CURRENT
45	08/05/09	09/09/09	17WWV11101	WHITING WATER CORPORATION	WHITING	\$ 513,780	\$ 513,780	\$ 225,022	11/28/11	CURRENT
46	12/16/09	01/26/10	17WBF11101	BRISTOL FAMILY CENTER	BRISTOL	\$ 14,391	\$ 14,391	\$ 13,213	N/A	CURRENT
47	11/16/09	12/17/09	17WVE11101	VERMONT ELKS CHARITIES, INC	RIPTON	\$ 142,671	\$ 142,671	\$ 142,671	N/A	CURRENT
48	11/10/09	01/25/10	17WOV22201	ORCHARD VALLEY WALDORF SCHOOL, INC	EAST MONTPELIE	\$ 11,801	\$ 11,801	\$ 0	08/10/11	CLOSED
49	01/08/10	02/02/10	17WGM11101	GREEN MOUNTAIN CAMP, INC	DUMMERSTON	\$ 107,920	\$ 107,920	\$ 112,313	N/A	CURRENT
50	03/03/11	05/01/11	DWSRLF1711101	GREEN MOUNTAIN CAMP, INC	DUMMERSTON	\$ 7,433	ADD-ON (a)	N/A	N/A	CLOSED
51	03/05/10	05/13/10	17WMW11101	MOUNTAIN WATER COMPANY	WARREN	\$ 290,000	\$ 290,000	\$ 130,611	N/A	CURRENT
52	11/04/11	12/05/11	VSBDC987418585	HILAND HALL SCHOOL	BENNINGTON	\$ 2,660	ADD-ON (a)	N/A	N/A	CLOSED
53	03/15/11	06/17/11	17WHH11101	HILAND HALL SCHOOL	BENNINGTON	\$ 12,860	\$ 12,860	\$ 15,520	N/A	CURRENT
TOTALS FOR LOANS APPROVED AND CLOSED						\$ 16,121,833	\$ 15,334,190	\$ 11,913,281		

(a) "ADD-ON" indicates the approved amount was additional borrowing for an existing loan.

Applications Approved & Pending:

NEW	12/05/11	N/A	DWSRLF17897744	ADDISON COUNTY COMMUNITY TRUST - BROOKSIDE MOBILE HOME PARK	STARKSBORO	\$ 828,700	N/A	N/A	N/A	APPLICATION
NEW	10/14/11	N/A	DWSRLF42540577	SOUTH WALLINGFORD WATER COMPANY INC	SOUTH WALLINGFORD	\$ 408,000	N/A	N/A	N/A	APPLICATION
TOTALS FOR APPLICATIONS APPROVED AND PENDING						\$ 1,236,700	\$ 0	\$ 0		

Applications Withdrawn or Denied:

Project Number	Date Approved	Application Received	VEDA Loan Number	Borrower Name	Town	Requested Amount	Approved Amount	Current Balance	Date Last Payment	Loan Status
N/A	N/A	04/06/09	DWF505278	HOUSING FOUNDATION INC - (FERNWOOD MANOR MOBILE HOME PARK)	BOLTON	\$ 181,500	\$ -	N/A	N/A	WITHDRAWN
N/A	N/A	04/06/09	DWF5347	HOUSING FOUNDATION INC - (COBURN'S MOBILE HOME PARK)	CLARENDON	\$ 62,500	\$ -	N/A	N/A	WITHDRAWN
N/A	N/A	04/06/09	DWF5140	HOUSING FOUNDATION INC - (COOPER'S BAY MOBILE HOME PARK)	GRAND ISLE	\$ 270,000	\$ -	N/A	N/A	WITHDRAWN
N/A	11/25/98	09/14/98	DWF05011	RAVENWOOD ESTATES, INC.	BENNINGTON	\$ 748,000	\$ 74,800	N/A	N/A	WITHDRAWN
N/A	10/06/99	02/11/99	DWF05326	CHIMNEY HILL OWNERS ASSOCIATION	WILMINGTON	\$ 550,000	\$ 55,000	N/A	N/A	WITHDRAWN
N/A	07/14/98	07/14/98	DWF05332	ROLLING MEADOWS HOMEOWNERS ASSOC., INC.	NEWFANE	\$ 10	\$ -	N/A	N/A	DENIED
N/A	04/30/01	04/30/01	DWF58624	WESTON'S MOBILE HOME PARK	BERLIN	\$ 1,547,000	\$ 154,700	N/A	N/A	WITHDRAWN
N/A	N/A	09/25/01	DWF200000	BOLTON VALLEY WATER & SEWER CO., INC.	BOLTON	\$ 2,000,000	\$ -	N/A	N/A	WITHDRAWN
N/A	02/11/02	11/18/01	DWF72501	NORTHBROOK COUNTRY ESTATES WATER SYSTEM	KILLINGTON	\$ 800,000	\$ 80,000	N/A	N/A	WITHDRAWN
N/A	N/A	10/31/01	DWF05701	SPENCER WATER COMPANY	RUTLAND	\$ -	\$ -	N/A	N/A	WITHDRAWN
N/A	11/17/06	08/02/06	DWSRLF373766	CATAMOUNT BOLTON WATER & SEWER, LLC	BOLTON	\$ 118,280	\$ 11,828	N/A	N/A	WITHDRAWN
N/A	03/05/08	03/14/07	DWSRLF092938	WEST RIVER MONTESSORI SCHOOL, INC.	SOUTH LONDON	\$ 150,000	\$ -	N/A	N/A	DENIED
N/A	N/A	02/14/08	DWSRLF0292938	OLD MILL MARKETPLACE HOMEOWNERS ASSOCIATION	BRIDGEWATER	\$ 1,055,000	\$ -	N/A	N/A	WITHDRAWN
N/A	N/A	06/16/08	DWSRLF0203888	GRAMMAR SCHOOL, INC. (THE)	PUTNEY	\$ 325,000	\$ -	N/A	N/A	WITHDRAWN
TOTALS FOR APPLICATIONS WITHDRAWN OR DENIED						\$ 7,807,290	\$ 376,328	\$ 0		

State of Vermont
Intended Use Plan for the Drinking Water
State Revolving Fund
Federal Fiscal Year 2010

Prepared By
Water Supply Division
Department of Environmental Conservation
May 20, 2011

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1. Introduction

The 1996 Amendments to the Safe Drinking Water Act (SDWA) established the Drinking Water State Revolving Fund (DWSRF). The State of Vermont's allotment for the DWSRF is \$13,573,000 for Federal Fiscal Year (FFY) 2010. This money can be used for a wide variety of activities, including public water system infrastructure improvements, source water protection, and water system management enhancements.

The SDWA requires that each state prepare an Intended Use Plan (IUP) each fiscal year that details how the DWSRF money will be used. Once the IUP has undergone public comment, it is submitted along with other supporting documents to the regional United States Environmental Protection Agency (EPA) office. These various documents comprise the capitalization grant request for the DWSRF. While a wide variety of state agencies are involved in the process, the Water Supply Division (WSD) of the Department of Environmental Conservation (DEC) is responsible for preparing and submitting all of these documents. The WSD is also responsible for the implementation of the various policies and procedures that are followed as part of the DWSRF, including the assurances and certifications contained in the capitalization grant request.

This intended use plan is for FFY10 federal funding of \$13,573,000, a state match of \$2,714,600, and available loan repayment and fund interest. Information is also provided on prior years' funds and progress in meeting short- and long-term goals in the biennial report.

2. Short and Long Term Goals

2.1. *Short Term Goals and Objectives*

1. Secure the State's fifteenth capitalization grant to finance improvements for public water systems.
2. Administer a DWSRF program for projects that have been determined to be the highest priority to address contamination issues that pose the most serious risk to human health.
3. Provide loans to assist eligible public water systems listed in the IUP and priority list for projects to ensure compliance with the SDWA requirements and maintain and/or improve drinking water quality.
4. Provide loans to municipally owned and privately owned non-profit community water systems with populations of fewer than 10,000 people for conducting feasibility studies, preliminary engineering and final designs for water system improvements.
5. Provide loans to municipalities for purchasing land or conservation easements in order to protect public water sources and ensure compliance with drinking water regulations.
6. Promote capacity development by completing infrastructure improvement plans for small community water systems and schools through contracts.
7. Actively promote and pursue funding for all eligible systems, especially systems serving disadvantaged communities and systems with populations of fewer than 10,000 (small systems) that do not have adequate technical, managerial, or financial resources to come into or maintain compliance, and to provide safe drinking water.
8. Ensure that at least 15% of the DWSRF Project Fund Account provides loan assistance to small systems on an annual basis.
9. Continue the Vermont Source Water Protection Program.

10. Provide effective program management and resources to ensure the integrity of the DWSRF.
11. Coordinate DWSRF activities with enforcement activities of the State and EPA.
12. Continue implementation of the statewide strategy to improve capacity for existing public water systems and assure capacity for new public water systems.
13. Use DWSRF set-aside funding to provide the additional resources required to manage the Vermont Drinking Water Program.
14. Continue programs to encourage participation of small water systems in the loan program.
15. Integrate Green Infrastructure funding into the DWSRF Program in accordance with federal guidelines.

2.2. Long Term Goals and Objectives

1. Through effective management, provide a self-sustaining funding program that will assist public water systems in achieving compliance with the SDWA, maintaining the public health objectives of the SDWA, and ensuring the public has safe drinking water.
2. Maintain the fiscal integrity of the Drinking Water State Revolving Fund (DWSRF) and comply with generally accepted government accounting standards to assure continuance of loan funds for future generations.
3. Provide funding assistance to eligible public water systems for eligible projects associated with the improvement and maintenance of water treatment, storage and distribution facilities, and for consolidation or interconnection of water systems to improve service or develop capacity.
4. Use set-asides to improve source water protection and assessment efforts by providing technical and financial assistance.
5. Continue to update, develop, and implement administrative rules and guidance for carrying out the DWSRF program.
6. Continue to update, develop, and implement the capacity development strategy for existing systems.
7. Continue providing operator training by WSD staff and through grants and/or contracts with third party technical assistance providers.

3. Public Participation

The Water Supply Division recognizes that public participation and the persistent cultivation of stakeholder interests is an integral element in the development of an effective program. The public participation component in the development of this IUP is a continuation of previous comprehensive efforts. Public meeting locations are handicapped accessible. The WSD will continue to cultivate and encourage public participation in the development of the IUP. In brief, the procedure for public participation in the development of this IUP included the following notifications and meetings. Copies of the public participation documents are in Section 8.

3.1. Notification of Application Form Availability

Initial notification by postcard (see Section 8.1) to apply for inclusion in the 2010 Projects Priority List (PPL) was sent out in December 2010 to all Vermont public water systems,

consultants, and other stakeholders. The postcard also provided notice for the upcoming public meeting on the IUP, the deadline to file a PPL application, and information on how to access the application form on the Water Supply Division website. The application form and attached instructions state that information provided by applicants will be used to make preliminary determinations on project eligibility; project priority; water system financial, administrative, and technical capacity; and to determine loan lending rates consistent with federal and state legislation. Completed PPL applications were due by January 21, 2011. The public notice also informed applicants that the public meeting would be conducted by the WSD in order to obtain public comment on the PPL and all other elements of the IUP.

On February 4, 2011, applicants, engineering consultants and other interested parties were contacted via email and notified that the draft priority list was available. On February 18, 2011, another email was sent to the same recipients requesting additional information for projects potentially eligible for the Green Project Reserve by completing a short form as well as a business case guidance document (see Section 8.2). Additionally, a priority point breakdown by category of the points awarded to each project was included so applicants and their engineering consultants could review the detailed breakdown for scoring accuracy.

3.2. Direct Contacts

Throughout the year WSD staff made contact with the most needy and high priority water systems to encourage them to apply to be included in the PPL. Contacts were made via on-site visits and by phone. Additionally, water systems are routinely directed to the DWSRF by other WSD staff, such as staff conducting sanitary surveys.

3.3. Public Meeting Notices

In early February 2011, an email notice and draft PPL was sent to all systems that had applied and their consultants. All applicants were asked to look over the information for accuracy in the draft PPL and were encouraged to attend the IUP meeting. The meeting notice was also posted on the WSD website.

3.4. Public Meeting

A public meeting was held March 11, 2011 at 1:00 p.m. in the Waterbury State Office Complex Summit Learning Center, Hazens Notch Conference Room.

3.5. WSD Website Posting

The draft IUP, which included the draft PPL, was posted on the WSD website prior to the public meeting. The Adopted IUP replaces the draft IUP on the Division's website, which follows submittal to EPA and closeout of the public comment period.

4. Financial Matters

4.1. State Match Provisions

Under the provisions of the Safe Drinking Water Act Amendments of 1996 (Section 1452(e)), each State is required to deposit in the DWSRF an amount equal to at least 20% of the total

amount of the capitalization grant. This amount must be deposited on the date of, or before, receiving federal payments under the capitalization grant agreements. The State of Vermont's Capitalization Grant request for FFY10 is \$13,573,000; therefore, the amount of state match funds required is \$2,714,600. The state match will come from funds appropriated through the Vermont State Capital Appropriations Bill for State Fiscal Years 2011 and 2012.

An additional one-to-one state match is also necessary for the State Program Management Set-aside. This match can be an in-kind match for money spent on PWSS work in FFY93 and FFY10 in excess of the required PWSS match. No more than 50% of the in-kind match can come from the FFY93 money. The State of Vermont has determined that \$838,092 of excess state match was spent on PWSS programs during FFY10. Additionally, \$519,208 of FFY93 state match funds have been previously approved by EPA as eligible to use towards the one-to-one state match for the Program Management Set-aside. The total credited match is therefore \$1,357,000 for the state program management set-aside. The State of Vermont will submit documentation to EPA together with the Program Management Set-Aside workplan on the state match funds based on PWSS FFY93 and state expenditures during FFY10.

4.2. Funding Breakdown

The State of Vermont will have a total of \$16,287,600 in new funds for the FFY10 DWSRF Program. This includes \$13,573,000 in federal funds and \$2,714,600 in state match money. This amount is to be divided between set-aside activities and loans for water system facility improvements. Additionally, revolving fund interest earnings, loan repayments and uncommitted prior year revolving loan funds will be used to fund construction projects on the 2010 PPL, which is currently projected to total \$4,417,795.

4.2.1. Set-asides

The State of Vermont does not intend to take the full amount of set-asides allowed for in the DWSRF Federal Guidance. If all the set-asides were maximized, approximately \$4.21 million of the \$13,573 million would be allocated to them. Instead, the State is proposing to use \$3.597 million for set-aside activities, which is 26.5% of the federal grant and 22.1% of the combined federal grant and state match. This will allow the State to fund a larger number of high priority infrastructure improvement projects. More specific information on the use of the set-asides is provided in Section 6 of this IUP.

4.2.2. Facility Improvement Loans

The State is proposing to spend \$17,108,550 for construction projects. This amount includes \$9,976,155 of new federal funds, 2,714,600 of new state funds, and \$4,417,795 of carryover of prior year funds interest, repayments, and miscellaneous income. The 2010 DWSRF PPL (Section 9) identifies Anticipated Loan Recipients' projects with a total estimated cost of \$17,108,550, which is sufficient to provide loans to the top 22 projects on the list. If more loan funds become available during the course of the year, additional projects will be funded from the Comprehensive List (CL) consistent with existing bypass procedures.

4.3. Payment Schedule

EPA requires a payment schedule for planning the obligation of federal funds. A federal payment is defined as an increase to the ceiling in the Automated Standard Application for Payment System (ASAP).

Each payment is for the beginning of each quarter with planned commitments to be made through the end of that quarter. Except for the set-aside payments taken the first quarter, each payment must be obligated within one year of the payment date, in accordance with the Safe Drinking Water Act Amendments of 1996.

Payment No.	Federal Fiscal Year		Amount
	Quarter	Date	
1	2011-4	7/1/11 – 9/30/11	\$3,596,845
2	2012-1	10/1/11 – 12/31/11	\$2,000,000
3	2012-2	1/1/12 – 3/31/12	\$3,000,000
4	2012-3	4/1/12 – 6/30/12	\$4,976,155
Total			\$13,573,000

4.4. DWSRF Disbursement Schedule

EPA requires an estimated disbursement schedule for planning the outlay of federal funds. Below is the schedule for the new funding of \$13,573,000.

Disbursement Quarter	Amount	Disbursement Quarter	Amount
2QFFY2012	500,000	1QFFY2014	750,000
3QFFY2012	800,000	2QFFY2014	700,000
4QFFY2012	1,000,000	3QFFY2014	600,000
1QFFY2013	2,100,000	4QFFY2014	423,000
2QFFY2013	3,200,000	Total	\$13,573,000
3QFFY2013	2,000,000		
4QFFY2013	1,500,000		

4.5. Criteria and Method for Distributing Funds for Improvement Projects

A list of projects requiring loans is maintained by the Water Supply Division and updated annually. This list plus additional information submitted by water systems was used to develop a new PPL consisting of projects requesting loans from FFY10 funds (Section 9) using the project priority system described in Section 5.

Projects with a total cost that does not exceed the estimated funds available for the Priority List during this funding cycle are those projects designated with either a 'C', which denotes that a project is continuing from a prior year's priority list or 'F', denoting a new project for which funding is available. These fundable projects are also referred to as "Anticipated Loan Recipients" (ALR). Available funds will be used for the first 22 projects on the list, subject to

Green Project Reserve determinations. Projects that are not ALR will be funded in priority order only if funds become available during the funding cycle through the bypass procedure described in the Priority System section (Section 5.3.7) or with additional loan repayments and fund income received and carryover funds available, if any, resulting from loan closeouts of prior years' projects. Projects that are ready to proceed but are not in the fundable range should notify the WSD in writing prior to the September 30, 2012 deadline. The ALRs are those projects with the highest ranking that comply with the following:

- As required in federal legislation, a minimum of 15% of the capitalization grant funds, or \$2,035,950 must be used for projects serving communities with populations of less than 10,000 persons. Currently, all ALRs in the Adopted PPL serve less than 10,000 people, so this requirement will be met without upsetting the priority ranking.
- As required in Vermont legislation, funds for private water systems cannot exceed 20% of the available funds, or \$3,421,710. There are currently six private water systems that are ALRs, which total \$2,136,250, which is within the 20% limit.
- As required in federal law applicable to the 2010 grant, additional loan subsidy equal to not less than 30% of the grant amount, or \$4,071,900, shall be provided in the form of grants, principal forgiveness or negative interest loans (or any combination of these). The total subsidy for the list of ALRs is intended to be met by providing up to 10% principal forgiveness to all loan recipients, or \$1,710,855, plus an additional \$25,000 in principal forgiveness for the Burke Town School project, plus an aggregated negative interest of \$2,473,480 for disadvantaged community projects, all of which totals \$4,208,335 in loan subsidy. If upon award of all the funds, the aggregate negative interest will be less than the required minimum amount, additional principal forgiveness will be provided to loan recipients to ensure total subsidy of at least \$4,071,900.
- As required in federal law applicable to the 2010 grant, loans totaling at least 20% of the grant amount, or \$2,714,600, shall be awarded to projects qualifying as "Green" to the extent there are sufficient eligible project applications.

State legislation provides specific guidance on loan interest rates and terms. The rates established for different types of loans in accordance with State and Federal requirements are outlined under the Program Description (Section 10). In addition, a preliminary loan rate determination has been made for each of the fundable projects on the List. Additionally, spring 2010 Vermont session law (Act 161 Section 35) authorized up to 50% loan principal forgiveness for projects funded with the 2010 federal grant.

4.6. Disadvantaged System

The State of Vermont recognizes the need to provide additional assistance to certain water systems beyond what the standard DWSRF construction loan program offers. The disadvantaged system program is intended to provide longer loan terms and principal forgiveness to water systems that have relatively low income and relatively high water user costs. Unlike the standard loan program, certain disadvantaged systems are eligible for debt forgiveness as a means of making a water improvement project more affordable.

4.6.1. Community Water System Disadvantaged Program

A community water system is considered disadvantaged when certain conditions are satisfied. First, the municipality in which the water system is located or the users of the water system must

have a median household income (MHI) below the average of the community median household incomes of the state. Second, the water system must have an annual household water user cost greater than 1.0 percent of the median household income after construction of the proposed water supply improvements, or, if the MHI is at or above the state average of community MHIs, the water system must have an annual household water user cost greater than 2.5 percent of the median household income after construction of the proposed water supply improvements. The median household income of the system will either be taken from the most recent federal census data for the municipality or be determined from the area served by the water system based upon the data gathered by an independent contractor hired by the applicant water system. The water system has the option of choosing which method is used to determine the median household income although the Secretary shall make the final determination. The cost of the independent contractor may be included in the total project cost. The user cost of the water system shall take into account the monies needed to cover the project cost, prior drinking water projects, and the estimated annual operation and maintenance costs as determined by the Secretary. Disadvantaged municipally-owned water systems and privately-owned nonprofit community water systems that have an MHI below the state average are eligible to receive assistance in the form of negative interest.

Projects will be ranked using the priority system. Based on preliminary information, estimated subsidies from the Disadvantaged System Program are included on the priority list. Disadvantaged systems are eligible to receive loans up to 30 years in length and receive interest rates of no more than plus three (+3) percent but not less than minus three (-3) percent. The interest rate cannot be less than that necessary to achieve the target annual household user cost of 1.0 percent of the median household income of the municipality in which the water system is located or of the users of the water system. To achieve the target annual household user cost, a mixture of debt forgiveness, standard DWSRF loan rates, and extended loan terms will be offered. First, disadvantaged systems will have the loan extended from 20 to 30 years provided that the funded project elements have a design life of at least the length of the loan term. If this action does not achieve the target annual household user cost, the interest rate will be incrementally reduced from plus three (+3) percent to zero (0) percent for systems that have an MHI at or above the state average to minus three (-3) percent for systems that have an MHI below the state average to achieve the target rate, except for privately-owned nonprofit community systems that serve fewer than 80% year-round residential connections. For these systems, the interest rate cannot go below zero. If a disadvantaged system's user cost still exceeds the target annual household user cost after receiving the maximum debt forgiveness, no additional loan subsidy will be granted. The provision for qualifying as disadvantaged with fewer than 80% year-round residents sunsets June 30, 2011. Since it is likely that no loan awards for FFY10 projects will be made prior to June 30, 2011, this form of disadvantaged system is not expected to be applicable to any FFY10 projects.

The application of the disadvantaged system program will be based on the best available information when the Department of Environmental Conservation approves the loan application. All other subsidies obtained from other institutions that will reduce the project and user cost shall be considered when calculating whether a system is disadvantaged or not. Normally, the total subsidy (negative interest plus principal forgiveness) for all loans cannot exceed 30 percent of the amount of the capitalization grant in any given year, with the exception so far for the ARRA

FFY2009 appropriation and this year's FFY2010 appropriation. If the full amount of subsidy is met in any given year, any remaining projects eligible for the program subsidy can either receive standard project loans for that funding year or delay the project so they may avail themselves of disadvantaged program funding in the future. The Secretary shall make the determination whether to defer the project based on public health and other factors.

4.6.2. School Water System Disadvantaged Program

Public funding for schools in Vermont is controlled by the State to ensure that all Vermont children have equal access to resources for education through high school. The complicated system of state wide property tax, property tax rebates and local school district property tax sharing requirements make all municipally owned school water systems equally disadvantaged and discouraged from making needed water system improvements. All municipally owned public school water systems are eligible for loan principal forgiveness under the disadvantaged program.

Projects are ranked in accordance with the priority system. Loans for water system improvements to schools have a maximum term of 20 years and an interest rate of 3%. To make school system water projects more affordable, up to \$25,000 of the principal of a construction loan may be forgiven when the following conditions are met:

- 1) The system demonstrates capacity;
- 2) The system is in compliance with the Vermont Water Supply Rule including any temporary operating permit or other compliance schedule;
- 3) A Department of Environmental Conservation construction permit has been obtained and all conditions of the construction permit satisfied;
- 4) Competitive procurement procedures in accordance with ANR requirements were followed; and
- 5) A Professional Engineer or ANR staff has verified the completed work.

More detailed guidance on eligibility and procedures is provided in a Water Supply Division Guidance Document. The standard ANR procedures for obtaining a loan must be followed and the system will not be eligible for principal forgiveness if the 30% limit on loan subsidies has been utilized by projects higher on the priority list.

4.7. Financial Status of Drinking Water State Revolving Fund

As part of the Intended Use Plan, states must report on the financial status of their DWSRF. The first capitalization grant was awarded September 30, 1997 and the projected status of the fund at 7/1/2011, excluding ARRA 2009, is as follows:

Loan Award Transactions SFY2011	Loan Awards	Total Loan Funds	Federal Funds	State Match Funds	Fund Interest	Repayments and Misc.
Cumulative Awards and Funds Utilization at 6/30/10	(97,136,149)	97,136,149	69,769,331	17,625,909	1,999,859	7,741,051
Available Balance at 7/1/10		16,385,211	8,011,614	2,361,991	1,608,944	4,402,662
Transactions 7/1/10 to 12/31/0						
Funds Received		6,914,915	1,043,965	844,015	231,167	4,795,768
Net Loan Awards	(4,278,806)					
Transactions 1/1/11 to 6/30/11						
Funds Received thru 4/30/11		6,499,956	4,703,345	785,185	85,731	925,695
Funds Projected thru 6/30/11		229,069	0	0	50,000	179,069
Loan Awards thru 4/30/11	(1,999,800)					
Current Pending Loans	(7,177,261)					
Projected Loan Awards	(11,775,284)					
Cumulative Awards and Funds Received at 6/30/11	(122,367,300)	127,165,301	83,528,254	21,617,100	3,975,702	18,044,245
Carryover to 7/1/11		4,798,001				
Carryover for FFY10 Projects		4,417,795				
Projected Funds – FFY10 Grant and State Match		12,690,755	9,976,155	2,714,600		
Total Available Funds for FFY10 PPL		17,108,550				

Note 1: An amendment to the FFY09 grant transferred \$222,387 from the project account to the Program Management Set-Aside.

Note 2: Above federal funds balance is reduced by \$195 to reflect corrected amount of FY98 project funds approved by EPA.

Actual Plus Anticipated Funding Commitments by Priority List	
FFY 1997 Priority List	\$12,490,858
FFY 1998 Priority List	\$5,046,384
FFY 1999 Priority List	\$6,330,532
FFY 2000 Priority List	\$7,982,165
FFY 2001 Priority List	\$9,718,091
FFY 2002 Priority List	\$9,135,730
FFY 2003 Priority List	\$8,778,550
FFY 2004 Priority List	\$11,093,662
FFY 2005 Priority List	\$6,333,942
FFY 2006 Priority List	\$9,996,083
FFY 2007 Priority List	\$7,667,914
FFY 2008 Priority List	\$10,959,706
FFY 2009 Priority List	\$16,774,269
FFY 2010 Priority List (as Adopted)	\$17,108,550
Total Funding Commitments	\$139,416,436

Note: Commitment amounts for any given fiscal year's PPL is subject to change until all loans for that year are closed out and amounts are final.

Admin Fee Account	
Fund Balance 7/1/10	\$885,118
Fees Projected 7/1/10 thru 4/1/2011	\$344,272
Additional Fees Projected thru 6/30/11	\$20,000
Fund Balance Projected at 7/1/11	\$1,249,390

Total Loan Program Funds Projected at 7/1/11 – Excludes ARRA 2009 Funds (Obligated + Unobligated)			
	Federal	State	Total
FFY 97 CAP Grant	\$10,399,392	\$2,511,760	\$12,911,152
FFY 98 CAP Grant	\$5,505,827	\$1,424,260	\$6,930,087
FFY 99 CAP Grant	\$6,045,972	\$1,492,760	\$7,538,732
FFY 00 CAP Grant	\$6,241,580	\$1,551,400	\$7,792,980
FFY 01 CAP Grant	\$5,856,754	\$1,557,820	\$7,414,574
FFY 02 CAP Grant	\$6,264,100	\$1,610,500	\$7,874,600
FFY 03 CAP Grant	\$6,593,314	\$1,600,820	\$8,194,134
FFY 04 CAP Grant	\$6,391,744	\$1,660,620	\$8,052,364
FFY 05 CAP Grant	\$6,394,868	\$1,657,100	\$8,051,968
FFY 06 CAP Grant	\$6,129,679	\$1,645,860	\$7,775,539
FFY 07 CAP Grant	\$6,031,592	\$1,645,800	\$7,677,392
FFY 08 CAP Grant	\$5,925,927	\$1,629,200	\$7,555,127
FFY 09 CAP Grant	\$5,747,505	\$1,629,200	\$7,376,705
Subtotals	\$83,528,254	\$21,617,100	\$105,145,354
Cumulative Interest Earnings Projected at 7/1/11			\$3,975,702
Cumulative Loan Repayments Projected at 7/1/11			\$18,044,221
Miscellaneous Income Projected at 7/1/11			\$24
Total Funds for Projects at 7/1/11			\$127,165,301
Admin Fee Account Projected at 7/1/11			\$1,249,390
Total Funds			\$128,414,691

If loan repayments and fund interest earned during this funding cycle exceed the amount currently projected, additional projects on the FFY10 PPL will be funded. Additional information on funding will be included in our biennial report.

See Section 9.3 for a list of fund commitments for all pending loan approvals for prior years' projects.

4.8. DWSRF and CWSRF Transfer

The Safe Drinking Water Act Amendments of 1996 (Section 303) allow a state to transfer up to 33% of the DWSRF capitalization grant from the DWSRF to the Clean Water State Revolving Fund (CWSRF) or an equivalent amount from the CWSRF to the DWSRF. This transfer is at the Governor's discretion. Vermont does not intend to transfer any money between these funds, although the right is reserved to do so at a later date.

5. Priority Ranking System

The State of Vermont will continue to use a point system to prioritize the order in which eligible water supply projects that are ready to proceed will be financed. To be eligible, projects must maintain or facilitate compliance with the drinking water regulations or further the protection of public health, or qualify for the Green Project Reserve (GPR). The projects must also be needed and the proposed type, size and estimated cost of the project must be suitable for its intended purpose. Additionally, the water system must have or will have the technical, financial and managerial capability to operate the system in compliance with federal and state law and the system must not or will not be in significant noncompliance with the regulations. Projects on the list should anticipate needing the estimated funding during the next year. Projects will be phased if appropriate. Projects for final design are expected to submit a loan application together with a draft engineering services agreement prior to October 1st of the following year. Projects requesting construction funds are expected to advertise for bids prior to the October 1st deadline.

Priority in funding will be given to projects that address the most serious risk to human health, are necessary to ensure compliance with the requirements of the Safe Drinking Water Act (SDWA) and the Vermont Water Supply Rule (WSR), and assist systems most in need according to State affordability criteria. Examples of projects that might meet these goals include repairing or replacing aged infrastructure (e.g., install or replace/upgrade treatment, storage, or transmission facilities), water system restructuring such as consolidation of systems, or management changes to ensure technical, managerial, and financial capabilities of the water utility. Projects not eligible include operation and maintenance costs, future growth, fire protection, and laboratory fees for monitoring.

A separate list of qualifying GPR projects will be established in the adopted PPL to meet the 20% target to the extent we find sufficient eligible projects. Highest priority for GPR projects will be given to replacement of leaking pipes that meet the business case requirements for water conservation and/or energy savings.

Municipal projects to purchase land or conservation easements for the purpose of protecting public drinking water supplies and planning projects are also prioritized using this system. Separate priority lists will be maintained for each of the loan types.

5.1. Priority Ranking System Scoring Criteria

There are seven criteria used to prioritize projects. The criteria used will be determined based on the loan fund used to fund the project. Criteria one through five and seven (Section 5.1.1 through Section 5.1.5 and 5.1.7) will be used for the Revolving Loan Construction Fund and Planning Loan Fund and criteria 3 through 6 (Section 5.1.3 through Section 5.1.6) for the Source Protection Loan Fund.

The priority ranking system scores projects based on information submitted by water systems and from information in the WSD files. The seven criteria are:

1. System facility deficiencies to be corrected by the project (a weighting factor of 1.2 is applied for eligible schools and childcare facilities).
2. Physical consolidation of water systems.

3. Financial need/affordability.
4. Population.
5. Downtown center preference.
6. Source protection (only applies to Source Protection Loans funded thru the LASRF).
7. Security improvements.

Priority points assigned to projects are computed in the manner described below. Projects to extend existing water systems or develop new water systems to replace contaminated non-public water sources are assigned points based on documented information on water facilities serving a majority of the homes to be served. Points for such projects are only awarded for System Facility Deficiencies (Criteria 1, Section 5.1.1) and must satisfy the EPA requirement of addressing significant threats to public health.

5.1.1. System Facility Deficiencies

The points assigned to each required improvement reflect the relative public health risk and compliance concern of the deficiency being corrected. Points are awarded for the deficiency corrected by the project that addresses the highest health risk and compliance concern, and represents a significant portion of the total project cost. The Secretary may phase projects for priority scoring purposes when more than one deficiency is being corrected, the associated costs of correcting each deficiency is significant, and the relative public health risk and compliance concern of the deficiencies are significantly different. A weighting factor of 1.2 will be applied to the system facility deficiency category for qualifying schools and childcare facilities, because the people served by these types of facilities are considered to be at higher risk. Priority points are awarded for the following deficiencies:

	Deficiencies	Points	Description
A	Microbiological Contaminated Source	120	Project will replace a documented contaminated source.
B	Contaminants above MCL	120	Project will correct a deficiency resulting in water being delivered to consumers exceeding an MCL. This project may be a new source, replacement of contaminated equipment, piping, or treatment.
C	Unapproved source of water	110	Water system is routinely using a non Water Supply Division permitted water source that requires a boil water or do not drink advisory. The project may include a new source or approval of the existing unapproved source.

	Deficiencies	Points	Description
D	Action level above DOH and DEC established levels of concern for eight chemicals (benzene; carbon tetrachloride; vinyl chloride; dibromochloropropane (DBCP); 1,2 dichloroethane; 1,2 dichloropropane; hexachlorobenzene, and tetrachloroethylene)	100	Points will also be awarded for other chemicals when DOH expresses a similar level of concern. Project may include new source, treatment or removal of contamination source.
E	Inadequate filtration performance	100	Documentation of inadequate performance should be available. This deficiency applies to filtration to control microbiological contamination or treatment to reduce an MCL contaminant. Inadequate filtration or other equipment to control secondary contaminants does not meet this criterion.
F	No treatment under influence of surface water	95	These points are awarded in those instances when a source has not been determined to be microbiologically contaminated; a) applies in those cases.
G	Inadequate chlorination or disinfection facilities	95	These points would be awarded to projects where water systems are required to continuously disinfect and maintain chlorine contact time. A project to provide equipment, controls or storage for the contact time could receive these points.
H	Daily or routine water shortages	95	These shortages should require either water conservation measures by customers, water hauling or use of an emergency source.
I	Lack of standby disinfection facilities	90	These points could be awarded for all community and non-transient non-community (NTNC) water systems without these facilities.
J	Finished storage vulnerable to contamination	90	These points could be awarded to correct a deficiency such as a reservoir with a leaking roof or within a building that is not insect or rodent proof.

	Deficiencies	Points	Description
K	Lead and Copper corrosion control	80	These points may be awarded for treatment systems needed to correct lead and copper corrosion control problems.
L	Contamination below MCL	80	These points may be awarded if the project is being undertaken to treat or eliminate contamination of a regulated contaminant below an MCL.
M	Seasonal water shortages	70	These points may be awarded if a water system experiences water shortages seasonally requiring hauling or water conservation measures. Improvements may include new source, increases in pump sizes or mains or treatment facilities, or replacement of leaking water mains.
N	Routine pressure below 20 psi in distribution system	70	Points may be awarded if pressure falls below 20 psi regularly on a weekly basis. Project may include storage, pumping, source, distribution or transmission facilities.
O	Source vulnerable to PSOCs	60	Points will be awarded if project is being undertaken to eliminate potential sources of contamination of a water source.
P	Pressure under 20 psi during fire flow	60	Points may be awarded if pressures will drop below 20 psi in the distribution system during system expected fire flows. Project may involve storage, transmission, pumping or distribution facilities.
Q	Redundancy of critical components	50	Points may be awarded if project will provide redundant facilities such as pumps, sources, storage or treatment facilities.
R	Iron, manganese, and other secondary contaminants	50	Points may be awarded if project will eliminate or minimize secondary contaminant problems. Project may involve replacement of piping, treatment facilities or new source.
S	Inadequate finished storage construction	50	Points may be awarded to replace or repair storage facilities. Routine operation and maintenance costs are not eligible.

	Deficiencies	Points	Description
T	Inadequate transmission main	40	Points may be awarded to repair or replace transmission mains. Routine operation and maintenance costs are not eligible.
U	Inadequate finished storage capacity	40	Points may be awarded to provide additional storage capacity.
V	Inadequate pumping facilities	30	Points may be awarded to replace or repair pumping facilities. Routine operation and maintenance costs are not eligible.
W	Lack of reserve capacity	30	Points may be awarded to provide system reserve capacity recommended by the Water Supply Rule. Project may include source, pumping, transmission mains or treatment facilities.
X	Inadequate cross-connection control	30	Points may be awarded to correct existing or potential cross-connection problems.
Y	Inadequate distribution facilities	20	Points may be awarded to replace or repair distribution facilities. Routine operation and maintenance costs are not eligible.
z	Inadequate backwash	20	Points may be awarded to correct inadequate back wash facilities. Projects may include pumping, storage, and backwash disposal facilities.
aa	Routine distribution pressure below 35 psi	20	Points may be awarded if project will correct distribution system pressures below 35 psi. Project may include pumping, storage, or distribution facilities.

5.1.2. Physical Consolidation of Water Systems

The physical consolidation of small water systems is a major factor in the capability of small systems to protect public health and comply with Safe Drinking Water Act regulations. The following points will be awarded to projects that consolidate systems. Higher points are awarded to projects that will have a greater positive impact on compliance and protecting public health. Points are awarded for only one of the four sub-criteria. Points for this criterion are not awarded for projects primarily intended to extend existing or create new water systems.

Description (points received for 1 of the 4 areas only)	Priority Points
Consolidation of interconnection of community system lacking capacity	20
Consolidation or interconnection of community system	15
Consolidation or interconnection of NTNC systems	10
Consolidation of interconnection of TNC systems	5

5.1.3. Financial Need/Affordability

Affordability only considers income because it is the most fundamental predictor of a household's ability to pay and is represented by the median community household income statistic. Affordability is based on a comparison of state community median household income (SCMI) to the median household income (MHI) of the water system or of the town(s) in which the system exists. The SCMI figure is \$52,547 based on the 2000 federal census and inflated 4% per year beginning with the FFY 03 projects priority list. For water systems that encompass more than one town, the MHI is based on the weighted number of household connections in each town if the MHI is to be based on town figures. The formula for affordability involves first dividing the community water system MHI by the SCMI (\$52,547), and then multiplying this figure by one hundred (100) to yield a percentage. Different percentage brackets are then assigned points. Points for this criterion are not awarded for projects primarily intended to extend existing or create new water systems.

Affordability (Community MHI/SCMI x 100 = X)	Priority Points
X < 60	35
60 < X < 70	25
70 < X < 80	15
80 < X < 90	10
90 < X < 100	5
100 < X < 120	2
X > 120	0

5.1.4. Population Criteria

Priority points will be assigned to the system based on population. Small systems are generally at a disadvantage because of economies of scale (affects ability to do physical improvements, improve system capacity, etc.); projects for small systems have a greater impact on protecting public health and compliance with regulatory requirements than projects for larger systems.

Population	Priority Points
25 to 100	20
100 to 200	15
200 to 300	10
300 to 500	5
500 to 3300	3
> 3300	0

The point values for population will be multiplied by a factor of 3 for the set-aside planning loan fund to give higher priority to small systems. Population used for assigning points will be total population served including seasonal population. Populations for unserved areas will be total estimated population of the geographical area to be served. Points for this criterion are not awarded for projects primarily intended to extend existing or create new water systems.

5.1.5. Downtown Area Preference

The points assigned for this factor will give minimal priority to projects that improve service to designated downtown areas.

Downtown Area Preference	Priority Points
Project improves service to a designated downtown area	5

5.1.6. Source Protection Loan – Land Purchase or Conservation Easement

Sources must have an approved hydrogeologically delineated Source Protection Area and an approved Source Protection Plan prior to loan approval.

- a. Land location points are not additive. Points for the highest applicable improvement are counted.

Land Location	Priority Points
Project achieves isolation zone control	40
Project achieves primary recharge zone control	10

- b. Potential Sources of Contamination (PSOCs) addressed. Points are not additive, and are awarded for the highest applicable improvement.

PSOCs addressed	Priority Points
Project addresses microbiological PSOCs	20
Project addresses nitrate PSOCs	15
Project addresses primary inorganic or organic PSOCs	10

5.1.7. Security Projects

Projects receiving technical points “a” through “aa” above will be awarded the following additional points if the project includes security improvements.

Security Projects	Priority Points
Project is strictly a security improvement project.	20
Points may be awarded if project includes security improvements to water system infrastructure. Project may include fencing and gates, alarm and detection systems, lock systems or other security type improvements necessary for critical infrastructure protection.	5

5.2. Refinancing of Existing Facilities

The DWSRF construction loan program may be used to buy or refinance municipal debt including all obligations for DWSRF eligible projects. Under federal law, privately owned systems (both profit and nonprofit) are not eligible for refinancing. The long-term debt must have been incurred and construction must have started after July 1, 1993 to be eligible for refinancing. The use of DWSRF funds are intended to be first directed at proposed projects that address ongoing compliance problems or public health risks.

State legislation allows for loans to systems that incurred debt and initiated construction after April 5, 1997 at interest rates and terms comparable to those for new projects. Projects that have initiated or completed construction in accordance with DWSRF environmental and procurement requirements will receive priority ranking using the procedure described for new projects for the next two annual priority lists compiled following the initiation of construction. All other applications to refinance existing debt or fund completed construction will not be considered.

5.3. Construction Loan Fund Priority List

The fund provides construction loans to municipalities and certain privately-owned water systems for planning, design, construction, and repairing or improving public water systems to comply with State and Federal standards and protect public health. The projects that are ready to proceed in the Federal fiscal year October 1 - September 30 are assigned points in accordance with the Priority Ranking system scoring criteria. Project funding is based on priority score and the following considerations:

5.3.1. Projects Partially Funded in Prior Year

Projects that received partial funding from the construction loan fund in the current state fiscal year are placed at the top of the priority list. If there is more than one such project, priority order of these projects will be determined by priority score. Partial funding includes final design and/or partial construction. Planning and feasibility study loans are not considered partial funding. The water system must have submitted a loan application and Water Supply Division funding commitments must be made prior to July 1st to receive this consideration; projects that have received in excess of \$6.0 million for construction costs are not eligible.

5.3.2. Commingling of New Projects with Continuing Projects

At the Department's discretion, Continuing projects will be commingled with new projects receiving technical priority points in the categories a., b., and c. listed in Section 5.1.1, i.e., for a microbiological contaminated source, 120 points; contaminants above MCL, 120 points; and unapproved source of water, 110 points, respectively. New projects with technical points in one of these three categories will be commingled with continuing projects based on the total amount of points available for the project. The projects will be funded in priority order.

5.3.3. Tie Breaking Procedure

When two or more projects score equally under the project priority system, the higher total score under the system facility deficiencies criteria will be used as a tiebreaker. If the projects are still tied, the system serving the lowest population will be given priority.

5.3.4. Amendments

The state revolving fund priority list may be amended up to twice a year to consider updated or new information from water systems that have already been identified and ranked through the priority system public participation process and are listed on the Comprehensive Project Priority List. Amendments to the priority list will only affect the ranking of eligible projects; projects will not be removed from the Anticipated Loan Recipient category. A public participation process will be followed for any amendments to the priority list.

5.3.5. Funding Cap

All three loan funds have maximum annual funding limits. No more than the following amounts of funds available in any given year can go to a single project, except when there is a surplus of funds, or when the Secretary specifically approves an exception.

Loan Fund	Funding Cap
Construction Loan Fund	\$2,000,000
Source Protection Loan Fund	\$200,000
Planning Loan Fund	\$100,000

5.3.6. Bypass System

It is the intention of the state of Vermont to adhere to the priority list to the maximum extent possible. However, there are certain funding limits that could result in changes to the list. Also, the state recognizes that some systems may not be ready to proceed or emergency events could occur that would necessitate systems being bypassed in a given funding year. Anticipated Loan Recipients with a total cost of projects that does not exceed the estimated funds available during the fiscal year are identified in the Intended Use Plan.

5.3.7. Bypassed Projects

Bypassed projects in any given year may be eligible for funding in the next funding year. The projects will be considered for the following year's project priority list. Updated information on project plans and scheduling will be required. Projects that will be bypassed will receive formal written notification in advance of being bypassed.

Programs funded under the technical assistance and the local assistance set-aside will be used to assist bypassed systems with pre-project activities required for project approval and funding.

5.3.8. Bypass Mechanisms

5.3.8.1. Small Water Systems

A minimum of 15 percent of the DWSRF monies must go to systems serving fewer than 10,000 persons. Meeting this minimum funding requirement should not be a problem in Vermont since all but eight systems serve a population of fewer than 10,000 people. However to ensure compliance with this item, the projects on the list serving more than 10,000 people will be bypassed in any given year by the highest priority projects serving fewer than 10,000 people as necessary to meet the 15% funding requirement for the Anticipated Loan Recipients.

5.3.8.2. Private Water Systems

A maximum of 20 percent of the available funds can go to privately owned water systems. If necessary, privately owned water system projects on the list will be bypassed to comply with the 20% limitation for Anticipated Loan Recipients.

5.3.8.3. Financial Capacity or Readiness

Systems that have not demonstrated financial capacity (e.g., positive bond vote) or are not ready to proceed (i.e., do not meet schedules approved by the Department of Environmental Conservation such as feasibility and engineering studies, final design, construction or signed agreements) may be bypassed in any given funding year. In general, projects requiring bond votes with fund commitments will be bypassed if there is not a positive bond vote by March 2012. When projects not meeting the eligibility guidelines are bypassed, the highest priority projects not identified as Anticipated Loan Recipients will become eligible for funding, utilizing the monies made available. In general, new funding commitments will not be made after September 30th of the funding year. Any uncommitted funds identified after September 30th can be awarded to those projects outside the fundable range that have notified the WSD in writing prior to September 30th of project readiness and determined by WSD to meet readiness-to-proceed criteria. Such additional projects will be funded in priority order. Any remaining funds will be used to fund projects on the following year priority list.

5.3.8.4. Disadvantaged Community

Disadvantaged communities can elect to be bypassed if they are not able to receive principal forgiveness because the 30 percent annual maximum has been reached. The highest priority project(s) not identified as Anticipated Loan Recipients will then be selected for funding up to the dollar amount allocated to the bypassed project. Lack of funding does not alter the obligation of the bypassed system to comply with the SDWA and WSR regulatory requirements.

5.3.8.5. Emergencies

Systems either on or off the Priority List that experience an emergency resulting in an imminent and substantial threat to the public health may bypass all other projects and may be assigned top priority. Emergency additions to the Priority List will result in the lower priority projects identified as Anticipated Loan Recipients being bypassed. The number of projects bypassed will depend upon the amount of funds needed to cover the emergency. Projects that may be required to address such a health risk could involve installation of treatment facilities, construction of a new water source, or replacement of a failed system element.

5.3.9. Minor Changes to Fundable Projects

Once a project is determined to be fundable, minor scope changes that occur during project development or during construction may be eligible without having to re-rank the project. This will be acceptable provided the project scope includes correction of the facility deficiency that was the basis for the points awarded to the project on the adopted list.

5.4. Planning Loan Fund

The planning loan fund provides loans to municipalities and privately owned non-profit community water systems (other privately owned water systems are not eligible) for preparation of preliminary engineering planning studies and final engineering plans and specifications for water system improvement projects. Priority list applications for planning loans may be submitted at any time for projects that are ready to proceed. Proposed projects that are ready to proceed are assigned points in accordance with the priority ranking system scoring criteria and available funds are used to fund the projects with the highest scores. Initial funding commitments for new funding will be made based on priority list applications received on or before October 1st. Additional projects are funded in priority order as funds become available. A total of \$225,000 of planning loan funds will be reserved for funding projects later in the year. At the beginning of each quarter (January 1st, April 1st, July 1st), \$75,000 of this \$225,000 will be made available. Water systems are given 60 days to submit loan applications following notification of available funds. Additional time to submit applications based on a project schedule approved by the Water Supply Division may be authorized by the DWSRF Program Manager. Expenditures by the applicant prior to fund commitment by the Department are not loan eligible. Assigning points and prioritization of planning loans will only be implemented when planning loan requests equal the current balance of unobligated funds, consisting of prior years' allocations, loan repayments plus fund interest.

5.4.1. Planning Loan Forgiveness

Under certain circumstances up to \$50,000 of the unpaid balance of a planning loan to a municipality may be forgiven by the Secretary. Potentially eligible preliminary engineering and design cost forgiveness will be determined by DEC using DEC guidance documents (Engineering Fee Allowance Curve) and the completed documented construction cost eligible for revolving loan funds. The forgiveness criteria may be modified in the future based on operating experience. Procedures and eligibility criteria for planning loan forgiveness are detailed in a Water Supply Division guidance document.

5.4.1.1. General Eligibility Criteria

- 1) The system must demonstrate capacity.
- 2) The system must be in compliance with the Water Supply Rule including any temporary operating permit or other compliance schedule.
- 3) The system must be current on fee payments.
- 4) A construction permit must be issued and the requirements must be satisfied including O&M manual and as-built requirements.
- 5) The loan funding agreement must be signed following the effective date of legislation authorizing loan forgiveness (June 16, 2001).

5.4.1.2. Specific Eligibility Criteria

Projects must meet at least one of the criteria below to qualify for forgiveness.

- 1) Construction of the project was completed using non-Drinking Water State Revolving Loan Funds (DWSRF) and the project did not receive other state appropriated funds for project costs.
- 2) If the project serves a small population, the maximum forgiveness shall be \$25,000. Projects for systems serving populations of 300 or fewer shall receive 100 percent of eligible forgiveness. The percent eligible for forgiveness for systems serving 300 to 500 populations shall be reduced by 0.5% for an increase of one in the design population. Systems serving populations of 500 and above will not be eligible for any forgiveness under this criterion.
- 3) User rates exceed 2% of the median household income. The amount of forgiveness will be determined by increasing the forgiveness until the 2% target, the \$50,000 maximum, or the amount of the unpaid balance is reached. The annual planning loan cost to the municipality will be determined using construction loan terms and interest rates for DWSRF funded projects.

5.5. Source Protection Fund

The source protection fund provides loans to municipalities (privately-owned water systems are not eligible) for purchasing land or conservation easements in order to protect public water sources and ensure compliance with drinking water regulations. Priority list applications for land purchase or conservation easement projects may be submitted at any time for projects that are ready to proceed. The proposed projects are assigned points in accordance with the Priority Ranking System Scoring Criteria; projects are funded in priority order when funds become available. Water systems are required to submit a project schedule for approval by the Water Supply Division within 30 days of notification of available funding.

6. Information on Set-asides

The State of Vermont plans to set aside \$3,596,845 (26.5%) of the Capitalization Grant for various non-construction related activities that are authorized in the Safe Drinking Water Act Amendments of 1996. These activities are often vital to water systems so that they can develop and maintain the financial, technical, and managerial capacity to run their system effectively. A portion of the set-aside money will be used to develop and implement programs within state government necessary to implement the DWSRF and the SDWA Amendments of 1996.

The SDWA provides guidance for a variety of uses of the set-aside money. The set-aside money will be placed in separate accounts outside the Project Fund. The SDWA allows for transfers between the set-aside accounts, and from the Set-aside Account to the Project Fund Account, but not from the Project Fund Account to the Set-aside Account. The set-aside amounts and Project Fund amounts are the current best estimates of the funds required to complete the programs and projects described in the IUP. Transfers of funds between accounts and projects in accordance with EPA requirements will be made as necessary to accomplish the programs and projects described and efficiently and effectively use the available funds. The SDWA limits the percentage of the capitalization grant that can be used in each of these set-asides and whether the set-aside funds can be “banked” or reserved for future use.

6.1. DWSRF Administrative Set-aside

Up to 4% of the capitalization grant can be used for the DWSRF Administrative Set-aside. The full 4%, \$542,920, will be taken for the various uses described below. The maximum 4% administrative set-aside has been taken each year. Expenditures are made from the earliest fiscal year funds available. Total administrative set-aside funding awarded through July 1, 2010 (inclusive of ARRA 2009 funds) is \$5,103,420. With the award of the base FFY10 funds, the total will be \$5,646,340.

The set-aside will be used to pay for approximately 3 FTEs within the Water Supply Division and fund the associated operating costs. These FTEs are responsible for the day-to-day operations of the DWSRF, including reviewing engineering contracts, ensuring that state and federal guidelines are followed, monitoring and approving funding obligations, environmental reviews, project approvals, preparation of the IUP and grant applications, preparation of reports, legislative testimony in support of the state match,

Funding from this set-aside for approximately 1.75 FTEs and associated operating costs will be utilized by the Facilities Engineering Division to support their roles in the DWSRF. Additional FTEs performing work in the DWSRF Program are funded through other sources. The Facilities Engineering Division is responsible for a variety of tasks, including, but not limited coordination/preparation of loan documents, maintaining project financial records, approving loan disbursements, completing project audits, inspections, managing loan closeouts, monitoring loan repayments, and managing compliance with Federal Cross-cutting Authorities, general program accounting.

As part of the financial administration required by Vermont Statute and federal guidelines, set-aside funds will be used for financial administration of the DWSRF. This money will go to other state agencies or authorities in accordance with Memoranda of Understandings contained in the FFY97 Capitalization Grant Application and subsequently amended. Briefly, these organizations consist of the Vermont Municipal Bond Bank, which is responsible for the overall fund and is a party to all loan awards to municipal applicants, and the Vermont Economic Development Authority, which is responsible for conducting creditworthiness reviews of loan applicants for privately-owned water systems and is a party to those loans.

6.2. State Program Management Set-aside

Up to 10% of the capitalization grant can be used for the DWSRF Program Management Set-aside. The state is requesting to take \$1,357,300 or the full 10% of the grant for the Program Management Set-aside. The State Program Management Set-aside can be used to fund a variety of SDWA required programs, including emergency support and various federal Public Water Supply Supervision programs. This year's Program Management Set-aside funds will be used to fund Water Supply Division personnel costs.

6.2.1. Water Supply Division Personnel Costs

Amount - \$1,283,083

Description - The money will provide funding for approximately 13 FTEs and associated operating costs. Duties of the FTEs include capacity development, consumer confidence report assistance, adoption and implementation of new regulations, implementation of new and existing federal rules, source water assessment and protection, planning, outreach, data management, engineering and construction supervision, compliance supervision, DWSRF loan program administration, and other drinking water program activities.

6.2.2. Contract for Technical Services

Amount - \$74,217

Description – The WSD may contract for engineering assistance to provide technical support to public water systems to attain and maintain compliance with federal regulations, with particular focus on recently promulgated federal rules such as, LT2 SWTR, Stage 2 DBP, Groundwater Rule, and the Lead and Copper Rule.

6.2.3. Continued Activities Using Prior Year Funds

A number of programs described and funded under the prior IUPs are still active but do not require additional funding this year. These include Water Supply Division - owner/operator communications, group training and one-on-one technical assistance, Public Service Board user rate setting assistance, board member/owner's manual, consolidation assistance, emergency support, electronic permits & fees, SDWIS State, WSD personnel and operating expenses. If limited additional funding is required for some of these programs, funds will be transferred between the various program management set-aside activities.

6.3. Small Systems Technical Assistance Set-aside

The State of Vermont has chosen to take the allowed 2% of the DWSRF for the Small Systems Technical Assistance Set-aside and continue activities initiated with the FY 97 Capitalization Grant. The state is requesting the full amount of FFY10 funds available for this set-aside, or \$271,460. These funds will be combined with the funds remaining from previous grants to provide technical assistance to small public water systems.

6.3.1. Small Systems DWSRF & Capacity Assistance

Amount - \$129,500

The Water Supply Division will continue funding operator training through either grants or contracts with technical service providers. Previously, this activity was funded with Local Assistance and Program Management Set-Aside funds and we are now proposing to utilize the Technical Assistance funds for this purpose.

6.3.2. Technical Assistance Contract for NTNCs and TNCs

Amount - \$50,000

The Water Supply Division will continue to provide technical assistance to public non community water systems. This work will be accomplished through an engineering contract. The primary focus of this assistance is troubleshooting water treatment for TNCs.

6.3.3. GPR Assistance – Energy/Water Conservation Audits

Amount \$50,000

The Water Supply Division will contract with a qualified consultant or a technical service provider to conduct energy and water conservation audits of public water systems. These audits may provide the basis for subsequent loan applications for “green” projects that could potentially be included in the FFY2011 PPL as part of that year’s 20% Green Project Reserve.

6.3.4. WSD Technical Assistance

Amount - \$41,960

The Water Supply Division intends to allocate approximately 0.5 of an FTE to provide direct technical assistance to PWSs. It is anticipated that technical assistance will be part of the Division’s overall strategy for implementing the new federal ground water rule.

6.3.5. Continuing Activities

A number of programs described and funded under prior IUPs may be resumed, such as a multi-year engineering contract to provide operational troubleshooting assistance to small water systems. Additionally, we will reserve funds for possible renewal of the SRF assistance contract (services provided previously by the Vermont Rural Water Association). We will reevaluate after we have had an opportunity to judge the success of parceling out those services through several smaller scope contracts.

6.4. Local Assistance and other State Program Assistance Set-asides

States are authorized to take up to 15% of the capitalization grant for this set-aside. The authorized activities under this set-aside include a land acquisition and conservation easement loan program, a voluntary source water quality protection efforts loan program, establishment and implementation of a wellhead protection program, and technical and financial capacity implementation. No more than 10% of the capitalization grant can be used for any one of these authorized activities. The State of Vermont is requesting to take \$1,425,165 for this set-aside, which is 10.5% of the capitalization grant.

6.4.1. Capacity Implementation

Capacity implementation includes a variety of activities to support the development and implementation of technical, financial, and managerial capacity for public water systems. The Water Supply Division will allocate \$1,357,300 of the FFY10 grant to provide this assistance.

6.4.1.1. Planning Loan Program

Amount - \$1,153,705

The Planning Loan Program was established with FFY98 funds to make planning loans to municipally owned water systems serving populations of fewer than 10,000. The program was expanded to provide loans for both planning and final design and to authorize loans to owners of non-profit privately owned community water systems in October 2001. This program is part of the state capacity development strategy to provide assistance to small systems to conduct feasibility studies, preliminary engineering reports, and prepare final designs in order to comply with state and federal standards and protect public health. This loan program is described in more detail in the Program Description Section of this IUP and the administrative details were described in the initial workplan for this activity, which was included with the FFY98 EPA grant application.

The State of Vermont is proposing to increase available funds in this account by \$1,153,705. Current planning loan commitments, pending loan applications, and set-aside funding amounts are summarized below.

Summary of Planning Loan Set-aside Amounts	
Funding Year	Amount
FFY98	\$534,195
FFY99	\$300,000
FFY00	\$200,000
FFY01	\$500,000
FFY02	\$250,000
FFY03	\$225,000
FFY04	\$225,000
FFY05	\$225,000
FFY06	\$300,000

Summary of Planning Loan Set-aside Amounts	
Funding Year	Amount
FFY06 (Transfer from Source Protection Loan Fund)	\$400,000
FFY07	\$450,000
FFY08	\$500,000
FFY09	\$500,000
FFY10	\$1,153,705
Subtotal	\$5,762,900
Cumulative Net Other Funds (repayments, interest, miscellaneous projected at 7/1/11)	\$2,714,926
Total Funds	\$8,477,826
Total Commitments at 5/1/2011	\$6,713,243
Projected Commitments 5/1/11 to 7/1/11	\$300,000
Total Commitments Projected at 7/1/11	\$7,013,243
Projected Available at 7/1/11	\$1,464,583

6.4.1.2. Capacity Positions

Amount - \$203,595

Starting in the FFY 03 IUP, the State funded approximately 1.09 FTEs and associated costs as part of the capacity implementation program. We increased the FTEs to approximately 2.0 with the FFY 05 grant. In FFY 06, we added funding for another FTE in a temporary service position to provide direct assistance to systems with the preparation and implementation of the surface water treatment rules, with a particular focus on the Long Term 2 Surface Water Treatment Rule and the Stage 2 Disinfection By-products Rule. The SWTR position is now shown as a part-time position. FFY10 funds totaling \$203,595 will be allocated to fund approximately 2.3 FTEs and associated costs.

6.4.1.3. Ongoing Capacity Activities

Ongoing activities with prior year's funds include the Water Supply Division newsletter, the Source Protection Loan Program, asset management assessments contracts, engineering contracts to prepare O&M manuals, and other forms of technical assistance to public water systems.

6.4.2. Wellhead Protection Program

Amount - \$67,865

We are proposing to continue the funding of positions to implement the groundwater portion of the Source Water Protection Program. We are seeking to provide funding for approximately 0.75 of an FTE and associated costs. The funding for surface water protection activities performed by these positions is funded under the Program Management Set-aside. This program includes the review and approval of Source Protection Plans, creating and reviewing Source Water Assessments, reviewing Source Protection Plans as part of the Phase II/V waiver review process, and outreach and assistance on source protection.

6.5. Summary of DWSRF Set-asides for FFY2010

DWSRF Set-asides for FFY10		
Set-aside (Maximum %)	Funds Available	Grant Request
Administration (4%)	\$542,920	\$542,920
Technical Assistance (2%)	\$271,460	\$271,460
Program Management (10%)	\$1,357,300	\$1,357,300
Local Assistance (15%)	\$2,035,950	\$1,425,165
Totals	\$4,207,630	\$3,596,845

DWSRF Set-asides Summary (Includes ARRA 2009 Funds)					
Set-aside	Previous Funding	Current Year (FFY10) Funding	Total with FFY10 Funds	Expended as of 5/1/2011	Unexpended as of 5/1/2011 ¹
Administration	\$5,103,420	\$542,920	\$5,646,340	\$4,738,158	\$908,182
Technical Assistance ²	\$2,251,710	\$ 271,460	\$2,523,170	\$1,809,185	\$713,985
Program Management ³	\$9,561,067	\$1,357,300	\$10,918,367	\$8,349,533	\$2,568,834
Local Assistance	\$8,730,854	\$1,425,165	\$10,156,019	\$7,323,687	\$2,832,332
Totals	\$25,647,051	\$3,596,845	\$29,243,896	\$22,220,563	\$7,023,333

¹ Plans for use of unexpended funds are included in work plans; some of these funds are committed in grants, contracts, or loans committed to activities described in previous work plans.

² Vermont has reserved the right to take additional technical assistance funds from future grants. (ARRA FFY10 \$300,000)

³ Vermont has reserved the right to take additional program management funds from future grants based on the following authorization balances from prior grants:

FFY97:	\$927,458
FFY98:	\$592,130
FFY99:	\$226,380
FFY00:	\$275,700
FFY01:	\$48,910
FFY03:	\$177,410
ARRA FFY09:	\$1,730,000
Less Prior Transfer:	<u>\$(780,505)</u>
Total:	\$3,197,483

Note 1: The above ARRA Program Management (PM) Set-aside amount is \$1,730,000, which is the sum of \$975,000 plus a transfer of \$755,000 of unexpended Project Management Set-Aside funds to the Fund.

Note 2: The FY97 banked authority was \$1,105,880, but has been reduced by \$178,422 to the amount shown to reflect amendment to the 2009 grant, which was increased by \$222,387, \$43,965 of which was within the 10% allowable from the 2009 grant.

7. Program Changes

7.1. *Changes to Planning Loan Forgiveness Criteria*

We are proposing to modify the criteria for planning loan forgiveness by eliminating the planning loan forgiveness solely on the basis of proceeding to construction without SRF funding. All other criteria for planning loan forgiveness will remain the same.

7.2. *Changes to Incorporate New Federal Requirements*

The FFY2010 funds include several new requirements which will be implemented with this IUP and which are outlined as follows:

- Davis-Bacon wage rate requirements will continue to apply to all construction loans on the FFY2010 PPL. This requirement applied for the first time to the ARRA 2009 projects and was subsequently expanded to apply to all projects receiving loan awards after October 30, 2009.
- All loan recipients must obtain a D-U-N-S number prior to receiving a loan.
- 20% of the federal grant will be reserved for qualifying green projects to the extent there are sufficient eligible projects
- At least 30% of the grant funds must be provided in the form of additional loan subsidy.

7.3. *Possible Future Changes to Priority Point System*

Further review of the DWSRF priority system is planned this year. If changes are identified, they will likely apply to the FY2011 IUP. Program staff will be evaluating the current priority ranking system to determine if modifications are needed. Particular focus will be placed on comparing EPA and the Division's enforcement priorities to determine if those priorities optimally align with the current scoring methodology (primarily in the facility improvement category). Additionally, staff will evaluate if new point categories are needed in order to score projects that qualify under the GPR. This effort may result in the creation of new categories, renaming of existing, and adjustment to the points that are awarded.

8. Public Participation Documents

8.1. Request for Priority List Applications Postcard Text

VERMONT DRINKING WATER STATE REVOLVING FUND REQUEST FOR PRIORITY LIST APPLICATIONS

The Drinking Water State Revolving Fund (DWSRF) is now accepting priority list applications for placement on the 2010 DWSRF Project Priority List. The deadline for **2010 priority list applications is Friday, January 21, 2011**. Priority list applications can be downloaded online at <http://www.vermontdrinkingwater.org/DWSRFGuidanceDocuments/DWSRFPriorityListApplication.pdf> or can be obtained by contacting the Water Supply Division toll free in Vermont at 1-800-823-6500 or 802-241-3408.

Program changes associated with the 2010 priority list include a requirement to provide loan subsidy of at least 30% of the EPA grant amount, or an aggregated amount of \$4.07M. The subsidy can be in the form of negative interest, principal forgiveness and grants, which will be identified following preparation of the draft priority list. Additionally, to the extent there are eligible projects, we will maintain a separate Green Project Reserve (GPR) in the amount of \$2.71M for qualifying projects. The Water Supply Division intends to use the GPR to fund pipe improvement projects that address a documented water loss problem.

A draft priority list will be available on Friday, February 4, 2011. A public meeting to receive comments on the draft priority list and FY 2010 Vermont Intended Use Plan will be held on Friday, March 11, 2011 from 1:00 P.M. to 3:00 P.M. at the Summit Training Center - Hazen Notch Room at the Waterbury State Office Complex. Final written comments are due by Friday, March 25, 2011.

The meeting will be held in a wheelchair accessible facility. Upon request, the agency will provide interpreters, listening devices, auxiliary aides or other assistance that may be necessary to make this hearing accessible to all interested parties.

If you have questions about completing the application form or the loan program in general, please contact Bryan Redmond toll-free in Vermont at 1-800-823-6500 ext. 3408, direct at 1-802-241-3408, fax at 1-802-241-3284 or by email at bryan.redmond@state.vt.us. We look forward to assisting you with your water system improvement needs.

8.2. Green Project Reserve Solicitation

In February the documents listed in Sections 8.2.1 and 8.2.2 below were sent to applicants and their consulting engineers to obtain further information regarding potential project eligibility for the Green Project Reserve.

8.2.1. DWSRF 2010 Green Project Reserve Form

Does your water system improvement project seek to address water loss through waterline replacement or rehabilitation? If so, please provide an estimated cost for this component(s). Please note that a business case will be required for final eligibility—guidance is attached.

Yes:

Total estimated cost: \$ _____

Is the qualifying project split into multiple contracts?: _____

Total estimated cost of each contract(s): \$ _____

No: not eligible for GPR

Does your water system improvement project include other qualifying green infrastructure component(s) (see other side for examples of other qualifying green components)?

Yes:

Total estimated cost of other green components: \$ _____

No: not eligible for GPR

Water System Name/WSID: _____

Authorized Representative: _____

Signature: _____ Date: // //

Phone number: _____

E-Mail Address: _____

Other Green Project Examples

Energy Efficiency— capital projects that reduce energy consumption of eligible drinking water infrastructure projects:

- Retrofits to pumps or treatment processes
- Leak detection equipment
- Onsite power generation ((wind, solar, geothermal, hydroelectric))

Water Efficiency— improved practices or policies that deliver equal or better services with less water

- New or replacement of water meters or automated reading system
- Retrofit or replacement of water using fixtures, fittings, equipment or appliances, including a rebate program
- Leak detection equipment

Green Infrastructure- wide array of practices that manage wet weather to maintain and restore natural hydrology by infiltrating and evapotranspiring and capture and using stormwater.

- Porous concrete
- Green roofs
- Bioretention

Environmentally Innovative- demonstrate new and/or innovative approaches to delivering services and/or managing water resources in a more sustainable way including projects that achieve public health and environmental protection objectives with the least life-cycle costs

- Projects or components of projects that enable the utility to adapt to the impacts of global climate change
- Projects, components of projects or planning frameworks within which project life cycle costs are minimize.
-

8.2.2. Green Project Reserve Guidance Document



GUIDANCE

Water Supply Division

Green Project Reserve 2010 DWSRF Priority List

Green Project Reserve (GPR) is a new component of our Drinking Water State Revolving Loan Fund (DWSRF). The law states "for FY2010, to the extent there are sufficient eligible project applications, not less than 20% of the funds made available under this title, to the State for DWSRF Capitalization Grants shall be used by the State for projects to address green infrastructure, water or energy efficiency improvements or other environmentally innovative projects." To meet the requirements of the GPR, the VT DWSRF is proposing to focus its efforts on waterline replacement projects that address significant water losses and improve energy efficiency. While currently there is no additional subsidy being proposed for projects funded under the GPR, the primary benefit for a qualifying waterline replacement project is elevated priority ranking. Those systems wishing to be considered for the 'leaky pipe fund' must submit a business case addressing all of the identified components found below. The purpose of the business case is to provide a well documented justification for a project and will be used to determine eligibility for the GPR. Business cases will be reviewed by this office for completeness, accuracy and reasonableness/justification. Below is a recommended outline for a business case.

Green Project Reserve Type- Water and Energy Efficiency

Provide brief project description and basic outline of water and energy efficiency benefits.

Documents submitted and to be reviewed by the State:

List engineering reports, water audit summaries, leak detection reports, maintenance records, break history and other supporting documentation.

Leaky Pipe Technical Business Case Evaluation:

Provide technical analysis to justify eligibility for GPR.

The business case should identify:

- length, pipe material and age, diameter, and a general description of location within system
- if pipes are being rehabilitated or replaced
- the pipes being replaced are the primary source of water loss (if such data is available)
- any relevant break, repair or other maintenance records
- the means for determining water loss (source metering vs. individual metering of connections)

The business case should provide specific information on the basis for rehabilitation or replacement of the pipes covered in the project. This information should give a reasonable basis to expect that the pipes proposed for replacement are likely to generate the largest return in leak reduction for the size of the project. Thus, a pipe replacement project based essentially on useful life assessments, without more, would not be eligible. Finally, if energy efficiency is relevant to project qualification as 'green', the business case should provide any available documentation regarding expected increases in energy efficiency. Please refer to AWWA's guidance for further explanation and assistance on proper water loss calculations.

Financial Evaluation:

Include documentation and analysis to support the financial evaluation. The business case should identify the amount of real water loss related to daily production and relative lost revenue or increased cost to produce the water that is lost. Estimate cost and water savings from the project based on the technical analysis of the benefits.

For more information about draft DWSRF Project Priority List and a projects priority ranking, please contact Bryan Redmond, DWSRF Program Specialist, at (802) 241 3408 or bryan.redmond@state.vt.us. For information about the GPR Business Case contact Ashley Lucht, Capacity Development Coordinator, at (802) 241 3424 or ashley.lucht@state.vt.us or Eric Law, Project Development Specialist, at (802) 241 4656 or eric.law@state.vt.us. Additionally we can be reached toll free within Vermont by calling (800) 823-6500.

8.3. Responsiveness Summary

A responsiveness summary will be included in the Final IUP following the close out of the public comment period March 25, 2011.

	Question or Comment	Response
	Comment was received to re-evaluate the priority ranking for the Barre City application.	<p>5 points were added to the project because the project will improve service to a designated downtown</p> <p>Facility improvement points are not cumulative. Points are awarded for the deficiency being corrected that addresses the highest health risk and compliance concern, and represents a significant portion of the total project cost. In this case, 50 points were awarded for redundancy of critical components as this was the highest ranked health risk and compliance concern addressed by the project.</p>
	Comment was received by Barre City to add the Nelson Street Hydroelectric generation project to their existing application and have requested the amount of the application to be amended from \$830,000 to \$1,200,000.	The additional scope has been added and the project cost updated.
	Comment was received to evaluate the need to add scoring criteria for projects that address an imminent system vulnerability.	We will consider a possible change. It is too late in the process to make changes to this years' priority ranking system but we will evaluate the change and potentially incorporate into the 2011 Intended Use Plan. This type of change would most likely be addressed by expanding the program's definition of emergency project to include imminent system vulnerabilities or could also be addressed by using a weighting factor to the facility improvement points for these type of projects.
	Request to add Town of Barre to the comprehensive priority list.	The application has been added.
	Please revise Ascutney FD #2's total project cost from \$760,000 as indicated in the draft list to \$7,600,000.	Change has been made.

	Question or Comment	Response
	Request to add Kettlebrook's water system improvement project to the comprehensive priority list.	The application has been added.
	Request to add the Village of Northfield's water system improvement project to the comprehensive and Green Project Reserve priority lists.	The applications have been added to both lists.
	The Division should consider adopting a policy in the 2010 IUP to apply the additional subsidy associated with 2010 grant to those projects that will be treated continuing in 2011.	The subsidy provisions in the 2011 grant are expected to be the same as the 2010 based on recent discussions with EPA; however, how it is to be administered will be determined in the 2011 IUP.
	The City of St. Albans has filed an application to reconstruct their South Reservoir which didn't rank very high in priority points. The dam has been determined to be in poor condition and is considered a Class 2 "significant hazard" structure. This type of project does not fit very well into the existing priority ranking system. What can be done to move this higher on the list?	Rehabilitation of dams is not eligible for financing through the DWSRF. However, rehabilitation of reservoirs could be eligible provided the reservoir is part of the treatment process and are located on the property where the treatment facility is located.
	Comment was received from VRWA demonstrating support for numerous set asides activities and recommending future support for several others. In particular, VRWA recommends the reintroduction of the contract for technical services.	The DWSRF is currently evaluating program needs to identify if there is a need to reintroduce a technical services contract and what the scope of services of that contract would be. There are set-aside funds reserved for these types of activities from previous years' Intended Use Plans.

9. Projects Priority Lists and Anticipated Loan Recipients - Construction Loans

9.1. Comprehensive List – New Funding Commitments

State of Vermont Comprehensive Project Priority List
 2010 Drinking Water State Revolving Fund Capitalization Grant
 Total Funding Available \$17,108,550
 Last Revision Date 5/6/2011

Points	Funding Status	WSID	WS Name	Pop.	Project Description	Loan Amount	Rate	Term	Cumulative Total
133	C	5212	CASTLETON FIRE DISTRICT 1	1940	Construction of a new water storage tank, water main replacement, construction of new transmission main loop connecting South Street with Sand Hill Road	\$0	-3.00%	30	\$0
130	C	5228	PROCTOR WATER DEPT	2000	Improvements include comprehensive source, storage, treatment, and distribution system improvements to address system deficiencies associated with disinfection byproducts and substandard water pressure.	\$2,000,000	3.00%	29	\$2,000,000
125	C	5127	SHELDON WATER SYSTEM	300	Interconnection of Sheldon Village and Sheldon Springs water systems, construction of new water storage and booster pump station.	\$650,000	-3.00%	30	\$2,650,000
118	C	5136	ALBURG VILLAGE WATER SYSTEM	576	Upgrade of water treatment facility.	\$460,000	-3.00%	30	\$3,110,000
118	C	5170	BRADFORD VILLAGE WATER SYSTEM	1512	Construction of new water storage tank, building replacement and mechanical improvements to existing well pump station, water distribution system improvements, and improvements to the Fairground Road booster system.	\$2,000,000	-3.00%	30	\$5,110,000
115	C	5132	SWANTON VILLAGE WATER	4394	Upgrade water treatment plant.	\$2,000,000	3.00%	20	\$7,110,000
112	C	5010	VERGENNES PANTON WATER DISTRICT	5080	Complete upgrade of the water treatment facility.	\$0	3.00%	20	\$7,110,000
135	F	5140	COOPERS MHP	75	Water distribution system replacement and connection to the Grand Isle Consolidated Water District.	\$225,000	3.00%	20	\$7,335,000

Points	Funding Status	WSID	WS Name	Pop.	Project Description	Loan Amount	Rate	Term	Cumulative Total
135	F	5243	SOUTH WALLINGFORD CO	80	Water source, storage, and distribution system improvements; and addition of new disinfection facilities.	\$408,000	-3.00%	30	\$7,743,000
135	F	5110	AQUA HAVEN	150	New water storage reservoir and decommissioning existing reservoir, upgrade controls, new security fencing, and new hydrants.	\$383,500	3.00%	20	\$8,126,500
133	F	2396	KILLINGTON MOUNTAIN SCHOOL	91	Construction of new well source, well pump and piping, storage tank, booster system and controls, and disinfection system to replace existing water system serving Killington Mountain School.	\$35,000	3.00%	20	\$8,161,500
130	F	20562	NORTH HERO WATER SYSTEM	1800	Improvements at the water treatment facility and a new 0.4 MG distribution storage tank to address disinfection byproducts.	\$1,500,000	0.00%	20	\$9,661,500
128	F	5539	MOUNTAIN GREEN CONDOMINIUM	1300	Installation of treatment for Radium, Iron, Manganese, and pH adjustment. Chlorine disinfection will be brought up from vault and housed in new treatment building. Project also includes replacement of existing water storage tank.	\$550,000	3.00%	20	\$10,211,500
128	F	6658	BURKE TOWN SCHOOL	225	Installation of disinfection system and other miscellaneous improvements to achieve compliance with the Water Supply Rule.	\$211,200	3.00%	20	\$10,422,700
125	F	5104	BLOOMFIELD WATER SYSTEM	50	Replacement of water storage tank roof , interior platform, and upgrade of disinfection system.	\$40,000	3.00%	20	\$10,462,700
125	F	6624	PUTNEY SCHOOL	209	Upgrade of existing water system to replace pumping and storage components which are in poor condition, provide adequate disinfection capability, and provide centralized pumping, control, and treatment.	\$500,000	3.00%	20	\$10,962,700
123	F	20614	GRAND ISLE CONSOLIDATED WATER DISTRICT	1365	Building addition and treatment plant upgrade to address disinfection byproducts.	\$875,000	0.00%	20	\$11,837,700
120	F	5115	EAST BERKSHIRE WATER COOP	184	Water system upgrade to address significant deficiencies in the system as identified in the 2010 sanitary survey.	\$418,250	3.00%	20	\$12,255,950
120	F	21320	ASCUTNEY FD #2	*	Construction of new municipal water mains and storage to replace existing private water system.	\$2,000,000	3.00%	20	\$14,255,950

Points	Funding Status	WSID	WS Name	Pop.	Project Description	Loan Amount	Rate	Term	Cumulative Total
120	F	5403	FAIRFAX FIRE DISTRICT 1	80	Development of new water source and water line replacement.	\$138,000	3.00%	20	\$14,393,950
120	NF	21241	BRIERWOOD MHP	85	Replacement of water distribution system and service connections.	\$500,000	3.00%	20	\$14,893,950
113	NF	21319	KILLINGTON TOWN	*	Construction of a new municipal water system to serve the Killington Road area.	\$2,000,000	3.00%	20	\$16,893,950
112	NF	5094	ST GEORGE ESTATES WATER COOP	72	Project will address inadequate storage volume and undersized lines, replacement of existing below grade pit, extension of well casing, and O&M manual.	\$200,000	3.00%	20	\$17,093,950
112	NF	21208	KILLINGTON GATEWAY II	73	Replacement of existing booster pump and chlorination facilities with a new booster pump system controlled by variable frequency drives, replacement of water storage tank, and disinfection system.	\$100,000	3.00%	20	\$17,193,950
110	NF	5028	READSBORO VILLAGE	440	Water transmission and distribution system improvements, filtration and treatment plant improvements, install in-house booster system at one residence, and repair existing reservoir roof.	\$1,500,000	-0.97%	30	\$18,693,950
110	NF	20964	SOUTH ALBURG FIRE DISTRICT 2	25	Provide water transmission and distribution mains to most areas in South Alburgh Fire District #2. Supply proposed to come from a connection with the Village of Alburgh.	\$2,000,000	3.00%	20	\$20,693,950
108	NF	5106	CANAAN FIRE DISTRICT 1	970	Treatment system improvements for disinfection and sequestering. Improvements to source, storage, transmission and distribution lines, and consolidation.	\$1,450,000	-3.00%	30	\$22,143,950
107	NF	5261	CABOT VILLAGE WATER SYSTEM	250	Install 4,600' of water main and appurtenances to connect residents in Lower Cabot to the Town of Cabot water system to eliminate private water supplies that have been contaminated by an active hazardous waste site.	\$450,000	0.00%	20	\$22,593,950
105	NF	21202	BERLIN MUNICIPAL WATER SYSTEM	*	Construction of a new municipal water system to serve the Berlin Corners area.	\$2,000,000	3.00%	20	\$24,593,950
105	NF	5609	KETTLE BROOK CONDOMINIUM	420	Construction of new water storage tank.	\$360,000	3.00%	20	\$24,953,950
98	NF	5084	RICHMOND WATER DEPT	1000	Construction of chlorine contact facilities at the existing well site as well as cleaning or replacement of existing gravel pack well screen.	\$130,000	3.00%	20	\$25,083,950

Points	Funding Status	WSID	WS Name	Pop.	Project Description	Loan Amount	Rate	Term	Cumulative Total
98	NF	5566	TOWN of BARRE	1210	Review alternatives and construct system modifications to maintain adequate chlorine residual in the Millstone Storage Tank.	\$30,000	3.00%	20	\$25,113,950
95	NF	5221	EAST MOUNTAIN WATER CORP	34	Construction of water storage and/or booster pump improvements.	\$70,000	3.00%	20	\$25,183,950
85	NF	5333	SPRINGFIELD WATER DEPT	9800	Water main replacement, well house improvements, pressure reducing valves, zone boundary valving, and a 1.0 MG water tank	\$500,000	2.69%	30	\$25,683,950
85	NF	5070	HINESBURG WATER DEPT	2010	Connection of the Lyman Meadows water system to the Hinesburg water system.	\$300,000	3.00%	20	\$25,983,950
80	NF	5204	NEWPORT CENTER WATER SYSTEM	322	Rehabilitation of existing water supplies or development of a new water source to address historical water shortages.	\$200,000	3.00%	20	\$26,183,950
80	NF	5275	NORTHFIELD WATER DEPT	4000	Replacement of approximately 2590 linear feet of water main along Route 12 South.	\$714,600	3.00%	20	\$26,898,550
80	NF	5298	BELLOWS FALLS WATER DEPT	3700	Replacement of 8,900' of water main along Route 5.	\$2,000,000	-3.00%	30	\$28,898,550
80	NF	5016	BENNINGTON WATER DEPT	12000	Creation of new pressure zone which will include a water tower and booster station as well as 19,000 linear feet of new/replacement transmission main.	\$2,000,000	3.00%	20	\$30,898,550
78	NF	5198	GREENSBORO FIRE DISTRICT 1	551	Water main replacement, services, hydrants and gate valves and improvements to the water storage tank.	\$2,000,000	-3.00%	30	\$32,898,550
78	NF	5154	HYDE PARK WATER SYSTEM	590	Water line replacement including 13 service connections, replacement of booster pumps and two new pressure tanks.	\$180,000	3.00%	20	\$33,078,550
77	NF	5319	HARTFORD WATER DEPT	7600	Water main replacement, booster pump station and water storage tank improvements.	\$2,000,000	3.00%	20	\$35,078,550
75	NF	5254	BARRE CITY WATER SYSTEM	14000	Water main replacement on aging steel trestle, replacement of waterline/PRV and vault, and installation of a 25kW on-site hydroelectric generation system.	\$1,200,000	-3.00%	30	\$36,278,550

Points	Funding Status	WSID	WS Name	Pop.	Project Description	Loan Amount	Rate	Term	Cumulative Total
73	NF	5084	RICHMOND WATER DEPT	1000	Construction of new cast-in-place reservoir to provide domestic use and fire protection storage.	\$1,850,000	3.00%	20	\$38,128,550
73	NF	5084	RICHMOND WATER DEPT	1000	Construction of water main upgrades and appurtenances on Jericho Road.	\$675,000	3.00%	20	\$38,803,550
73	NF	5248	GRANITEVILLE FIRE DISTRICT 4	700	Solar panel installation at existing reservoir and security fencing.	\$60,000	3.00%	20	\$38,863,550
70	NF	6639	HARTLAND ELEMENTARY SCHOOL	500	Construction of new water tank and above-ground booster station controlled by a variable frequency drive.	\$150,000	3.00%	20	\$39,013,550
68	NF	5341	WINDSOR WATER DEPT	3300	Construction of standby generator and LP gas tanks for the Town's well pump.	\$350,000	3.00%	20	\$39,363,550
65	NF	5277	PLAINFIELD WATER SYSTEM	985	Approximately 2,500' of new water line in the Fowler Development to replace existing small diameter lines.	\$380,000	3.00%	20	\$39,743,550
65	NF	5045	ST JOHNSBURY WATER SYSTEM	5000	Replacement of three 1.0 mgd clarifier units.	\$1,900,000	-3.00%	30	\$41,643,550
63	NF	5084	RICHMOND WATER DEPT	1000	Construction of water main upgrades and appurtenances on East Main Street.	\$440,000	3.00%	20	\$42,083,550
63	NF	5084	RICHMOND WATER DEPT	1000	Water main upgrades and appurtenances on Bridge St., Depot St., Pleasant St., Baker St., and Tilden Avenue	\$750,000	3.00%	20	\$42,833,550
60	NF	5079	MILTON WATER DEPT	5333	Waterline replacement on Rugg Avenue, River Street, and Kienle Road.	\$460,000	3.00%	20	\$43,293,550
60	NF	5060	COLCHESTER FIRE DISTRICT 3	7733	Construct new 12" transmission main along Route 7 from Rathe Road to Severance Corners to provide a direct hydraulic connection between the storage tank on Water Tower Hill and the Town's designated growth center.	-\$1,100,000	3.00%	20	\$44,393,550
60	NF	5130	ST ALBANS WATER DEPT	9956	Improvements to the South Reservoir.	\$1,200,000	3.00%	20	\$45,593,550

Points	Funding Status	WSID	WS Name	Pop.	Project Description	Loan Amount	Rate	Term	Cumulative Total
60	NF	5360	KILLINGTON GATEWAY	140	Replacement of existing below grade facility with a new booster pump system controlled by variable frequency drives, disinfection system, and new water storage tank.	\$100,000	3.00%	20	\$45,693,550
60	NF	20820	GREEN LANTERN MHP	144	Replacement of water line and meter vault to provide a structurally sound, passively drained vault with safe access and installation of a blow off at a dead end line.	\$50,000	3.00%	20	\$45,743,550
57	NF	5114	BAKERSFIELD FIRE DISTRICT 1	446	Development of a new water source.	\$200,000	3.00%	20	\$45,943,550
53	NF	5117	FAIRFAX WATER DEPT	1550	Development of a new water source for back-up.	\$200,000	3.00%	20	\$46,143,550
50	NF	5098	WILLISTON WATER DEPT	6848	Construction of 2,000' of new water main on Old Stage Road from Wildflower Lane north to Mountain View Road to create a new loop in the distribution system.	\$240,000	3.00%	20	\$46,383,550
50	NF	20308	STARLAKE VILLAGE LEASEHOLDERS ASSOCIATION	50	Install standby generator and transfer switch, replace booster pumps, replace chemical feed pumps, replace well pump, and restore condition of treatment building and improve access.	\$34,000	3.00%	20	\$46,417,550
45	NF	5092	CHAMPLAIN WATER DISTRICT	68000	Construction of a new 1.25 MG storage tank on Water Tower Hill.	\$1,600,000	3.00%	20	\$48,017,550
45	NF	5040	LYNDONVILLE WATER SYSTEM	4500	Replacement of aged water distribution pipes.	\$2,000,000	-3.00%	30	\$50,017,550
30	NF	5016	BENNINGTON WATER DEPT	12000	Replacement of 5,100 linear feet of water main on Northside Drive.	\$1,400,000	3.00%	20	\$51,417,550

Notes:

- 1) Total available funding is based on Federal Capitalization Grant, State Match, interest earnings, and other fund income.
- 2) Funding Status: C = Continuing Project, F = Fundable Project, NF = Non Fundable.
- 3) Final eligibility determinations will be made at time of the loan application review.
- 4) GPR eligibility determinations will be made at time of the business case review.
- 5) Interest rates and loan terms are preliminary estimates only.
- 6) Interest rates and loan terms for new water systems is initially set to 3%, 20 years and is subject to change as further information becomes available.
- 7) For multi-year projects that anticipate subsequent years of DWSRF funding, interest rate and term may change as the loan value increases.
- 8) Loan amounts are capped at \$2,000,000.
- 9) Point totals are subject to change as further documentation may be required to substantiate the priority points awarded.
- 10) Systems shown with asterisk in population column are proposed systems to consolidate existing public water systems but population is not yet established.

9.2. Green Project Reserve List

State of Vermont Green Project Reserve Priority List
 2010 Drinking Water State Revolving Fund Capitalization Grant
 Total Funding Available \$2,714,600
 Last Revision Date 5/6/2011

Priority Points	Funding Status	WSID	WS Name	Pop.	Project Description	Loan Amount	Leaky Pipe Amount	Rate	Term	Cumulative Total
80	F	5275	NORTHFIELD WATER DEPT	4000	Replacement of approximately 2590 linear feet of water main along Route 12 South.	\$714,600	\$714,600	3.00%	20	\$714,600
78	F	5198	GREENSBORO FIRE DISTRICT 1	551	Water main replacement, services, hydrants and gate valves and improvements to the water storage tank.	\$2,000,000	\$2,000,000	-3.00%	30	\$2,714,600
77	NF	5319	HARTFORD WATER DEPT	7600	Water main replacement, booster pump station and water storage tank improvements.	\$2,000,000	\$1,000,000	3.00%	20	\$3,714,600
75	NF	5254	BARRE CITY WATER SYSTEM	14000	Water main replacement on aging steel trestle, replacement of waterline/PRV and vault, and installation of a 25kW on-site hydroelectric generation system.	\$1,200,000	\$371,000	-3.00%	30	\$4,085,600
65	NF	5277	PLAINFIELD WATER SYSTEM	985	Approximately 2,500' of new water line in the Fowler Development to replace existing small diameter lines.	\$380,000	\$380,000	3.00%	20	\$4,465,600
45	NF	5040	LYNDONVILLE WATER SYSTEM	4500	Replacement of aged water distribution pipes.	\$2,000,000	\$2,000,000	-3.00%	30	\$6,465,600
30	NF	5016	BENNINGTON WATER DEPT	12000	Replacement of 5,100 linear feet of water main on Northside Drive.	\$1,400,000	\$1,400,000	3.00%	20	\$7,865,600

Notes:

- 1) Total available funding is based on 20% of the Federal Capitalization Grant.
- 2) Funding Status: C = Continuing Project, F = Fundable Project, PF = Partially Fundable, NF = Non Fundable.
- 3) Final eligibility determinations will be made at time of the loan application review.
- 4) GPR eligibility determinations will be made at time of the business case review.
- 5) Interest rates and loan terms are preliminary estimates only.
- 6) For multi-year projects that anticipate subsequent years of DWSRF funding, interest rates may change as the loan value increases.
- 7) Loan amounts are capped at \$2,000,000.
- 8) Point totals are subject to change as further documentation may be required to substantiate the priority points awarded.

9.3. Prior Years' Pending Loan Commitments

Loan Awards/Amendments at 4/1/2011- Pending Prior Fiscal Years' PPLs		
Water System	PPL	Loan Amount
Cavendish Loan Amendment for Source Treatment	FY01	252,397
South Alburgh Fire District 2 Loan Amendment	FY04	483,064
Verdmont MHP (Waitsfield)	FY04	50,000
Waitsfield Elementary School	FY06	50,000
Royal Pine Villa (Pownal)	FY07	55,075
Castleton Fire District #1 Loan Amendment	FY08 & FY09	1,887,014
Elmore Water Cooperative	FY08	225,000
Twinfield USD 33 (Marshfield) Loan Amendment	FY08	3,386
Okemo Village HOA Loan Amendment	FY08	40,000
Springfield	FY09	2,000,000
Drumley's (Fayston)	FY09	185,000
Proctor Loan Amendment	FY09	1,134,620
Harwood Union HS Loan Amendment (Duxbury)	FY09	50,000
South Wallingford WC	FY09	408,000
Birch Landing Condominium (Plymouth)	FY09	400,000
Four Seasons of Early Learning (Greensboro)	FY09	100,000
Brookside MHP (Starksboro)	FY09	670,000
Orange Center School	FY09	50,000
Leisure Lodge Condominium (Winhall)	FY09	50,000
SEVCA Early Education Services (Westminster)	FY09	6,000
Kindle Farm Children's Services (Newfane)	FY09	25,000
Calais Elementary School	FY09	25,000
Grand Isle CWD	FY09	975,000
Brierwood MHP (St. Albans)	FY09	489,250
Bloomfield	FY09	16,000
Deerfield Valley Health Center (Wilmington)	FY09	45,000
Aqua Haven (East Haven)	FY09	383,500
Hartland Elementary School	FY09	150,000
Woodside Manor MHP (Hartford)	FY09	105,000
Swanton	FY09	1,461,978
Total		11,775,284

10. Program Description

PROGRAM DESCRIPTION VERMONT DRINKING WATER STATE REVOLVING FUND

The following is a brief and general overview of the Drinking Water State Revolving Fund (DWSRF) program; official interpretations of policies and procedures may be obtained from the Water Supply Division (803-241-3400). The four sections in this Program Description are Construction Loans, Planning Loans, Source Protection Loans, and All Loans.

10.1. Construction Loans (Planning & Design also eligible)

10.1.1. Eligible Organizations

- 1) Publicly owned community water systems.
- 2) Privately owned community water systems.
- 3) Non-profit, Non-community water systems.

10.1.2. Eligible Projects

Nearly all water system improvement projects are eligible (new construction, renovation or replacement, or consolidation of systems) which will facilitate compliance with federal primary drinking water regulations or otherwise significantly further health protection objectives of the Safe Drinking Water Act (SDWA). Generally, the complete project will be eligible for a loan. Examples of eligible projects include:

- Replacement of contaminated sources with new sources;
- Construction of treatment facilities;
- Installation of disinfection facilities;
- Projects required to address compliance or enforcement issues;
- System consolidation or interconnection to address capacity issues;
- Costs for planning and engineering design associated with a DWSRF eligible project;
- Land acquisition integral to a DWSRF eligible project.
- Replacement of aging infrastructure, including all distribution and transmission lines;
- Upgrade or rehabilitation of existing water facilities;
- Installation of meters and back flow prevention devices; and
- Refinancing of DWSRF eligible projects where the debt was incurred after July 1, 1993. (Funds currently not available.)

10.1.3. Ineligible Projects

The fund cannot provide funding assistance for the following projects and activities:

- Dams or rehabilitation of dams;
- Water rights, except if the water rights are owned by a system that is being purchased through consolidation as part of a capacity development strategy;
- Reservoirs, except for finished water reservoirs and those reservoirs that are part of the treatment process and are located on the property where the treatment facility is located;
- Laboratory fees for monitoring;

- Operation and maintenance expenses;
- Projects needed mainly for fire protection;
- Projects for systems that lack adequate technical, managerial and financial capability, unless assistance will ensure compliance;
- Projects for systems in significant noncompliance, unless funding will ensure compliance; and
- Projects primarily intended to serve future growth. This includes projects to develop new water systems and/or water system extensions. Under certain circumstances, a new water system or water system extension may be determined to be eligible. Please contact the Water Supply Division for further information.

10.1.4. Project Planning

The phasing of construction projects over multiple years is an acceptable practice. However, each application must identify a stand-alone project. The funding of future phases will be contingent on availability of funds and project priority.

10.1.5. Loan Rates and Terms

The following rates are subject to change based on determinations by the State Treasurer and the Secretary.

LOAN TYPE ^[1]	ORGANIZATION TYPE	INTEREST RATE PLUS ADMINISTRATIVE FEE	MAX TERM ^[2]
Planning	All	0%	5 yrs.
Construction	Municipal Community ^[3] Non-disadvantaged	(3%) - (0%) ^[7]	20 yrs.
Construction	Municipal/Disadvantaged ^[4]	(3%) - (-3%) ^[7]	30 yrs.
Construction	Private-Profit Community	3% ^[8]	20 yrs.
Construction	Private-Non-Profit Community (Disadvantaged) ^[4]	(3%) - (-3%) ^[10]	30 yrs.
Construction	Private-Non-Profit Community (Non-disadvantaged)	3% ^[8]	20 yrs.
Construction	Private-Non-Profit Non-Community	3% ^[8]	20 yrs.
Construction	Municipal (Non-Community)	3% ^[9]	20 yrs.
Refinancing	Municipal (Debt incurred July 1, 1993 - April 5, 1997)	4.376% ^[5]	20 yrs.

LOAN TYPE ^[1]	ORGANIZATION TYPE	INTEREST RATE PLUS ADMINISTRATIVE FEE	MAX TERM ^[2]
Refinancing	Municipal (Debt incurred after April 5, 1997)	New loan rates ^[6]	New loan ^[6] terms

- 1) Planning loans may include feasibility studies, preliminary engineering, engineering design etc., and will be rolled over into a long term loan if a loan is obtained for the proposed facilities. Construction loans include all system improvement type loans.
- 2) Loan durations are for maximum terms but may be for a shorter time based on loan amount and other considerations.
- 3) Municipal includes city, town, village, fire district, school district, etc. Interest rate plus administrative fee will not be less than necessary to achieve an annual household user cost of 1.00% of median household income.
- 4) A disadvantaged municipality has a median household income below the state average community median household income ($\$40,368 \times 1.04^8 = \$55,246$) or the user cost exceeds 2.5% of the MHI. Interest rate plus administrative fee and term will not be less than necessary to achieve an annual household user cost of 1.0% of median household income, and final adjustments will be made when loan is finalized after construction completion.
- 5) Interest rate set by State Treasurer.
- 6) Interest rate plus administrative fee and term will be the same as for new loans if funded within 2 years of the initiation of construction.
- 7) Administrative fee will be from 0% to 2%.
- 8) Administrative fee will be 3%.
- 9) Administrative fee will be 2%.
- 10) Administrative fee will be from 0% to 3%

10.1.6. Comprehensive Project List

The Water Supply Division maintains a list of known projects eligible for loans. The list is developed/updated annually and water systems are encouraged to identify projects and submit applications for this list. The Water Supply Division may add projects to the list without an application from the water system.

10.1.7. Project Ranking and Selection Criteria

A project priority list is established for projects needing funds during the Federal fiscal year (October 1 - September 30 of each year). A priority score is established for each eligible project by assigning points based on established criteria

The criteria required by Federal and State regulations are covered under the following general categories:

- 1) System facility deficiencies (weighting factor of 1.2 is applied for eligible schools and childcare facilities).
- 2) Physical consolidation of water system,
- 3) Financial need/affordability,
- 4) Population,
- 5) Downtown area preference,

- 6) Source protection (applies only to source protection loans funded thru the LASRF), and
- 7) Security projects.

Projects are listed in priority order based on total point scores.

10.1.8. Anticipated Loan Recipients

The highest priority projects with a total cost that does not exceed the estimated funds available during the fiscal year and which comply with the following Federal and State regulatory requirements are identified as Anticipated Loan Recipients on the list.

- 1) A minimum of 15% of the funds must be used for projects serving communities with populations of fewer than 10,000 persons.
- 2) Funds for private systems cannot exceed 20% of the available funds.
- 3) Subsidies for disadvantaged communities cannot exceed 30% of the federal capitalization grant.

Projects not identified as Anticipated Loan Recipients will be funded in priority order, if funds became available during the year.

10.1.9. Bypassed Projects

Anticipated Loan Recipients may be bypassed if they do not proceed in accordance with the planned project schedule or if emergency projects are funded to address imminent and substantial threats to public health.

10.1.10. Re-Application

Priority lists will be revised at least annually; updated information or new applications will be required. The Water Supply Division may include projects on the list without applications.

10.1.11. Engineering Reports and Plans and Specifications

Water Supply Division approval of feasibility studies and engineering reports funded by the program is required. The Vermont Water Supply Rule requires approval of plans and specifications for all water system improvements.

10.1.12. Procurement Requirements

Competitive procurement requirements and approvals will be included in loan agreements. Force account construction will not be allowed except in unusual circumstances. The Construction Section of the DEC Facilities Engineering Division manages procurement procedures and requirements for DWSRF funded projects.

10.1.13. Maximum and Minimum Loan Amounts

A minimum loan amount has not been established; not more than \$2 million of the funds available in any given year can go to a single project, without specific review and approval by the Secretary. Projects with costs exceeding the \$2 million cap will be treated as continuing projects and have a maximum value of \$6 million before it loses its elevated continuing status.

10.1.14. Project Approval Steps

Following are the steps for a standard construction project.

- 1) Application for priority list or updated information submitted by applicant. (April of each year.)
- 2) The eligibility of each project is reviewed, and priority points awarded to each project.
- 3) Priority list developed.
- 4) Public meeting held and public comment obtained on priority list.
- 5) Capitalization grant finalized and submitted to EPA.
- 6) EPA approves grant to State.
- 7) Anticipated loan recipients required to attend a pre-application meeting.
- 8) Anticipated Loan Recipients required to submit a project schedule.
- 9) Project schedule approved by Water Supply Division.
- 10) Anticipated Loan Recipients requested to submit application.
- 11) Application to include information for environmental review.
- 12) Project determinations made (eligibility, scope, interest rate, etc.).
- 13) Environmental review process completed.
- 14) Bond Bank or VEDA notified of project approval.
- 15) Applicant submits loan application to VEDA or Bond Bank if required.
- 16) VEDA or Bond Bank executes loan agreement with applicant.
- 17) Plans and Specifications approved.
- 18) Contracts awarded in accordance with loan agreement.
- 19) Construction initiated.
- 20) Loan disbursements made during construction for completed work.
- 21) All construction completed.
- 22) All loan agreement conditions and/or Capacity Improvement Plans completed.
- 23) Loan closed out.
- 24) Loan payments begin.

10.1.15. Municipal School Water System Disadvantaged Program

Up to \$25,000 of a loan from the construction fund for improvements to a municipally owned public school water system may be forgiven. The following criteria must be satisfied.

- 1) The system must demonstrate capacity.
- 2) The system must be in compliance with the Water Supply Rule including any temporary operating permit or other compliance schedule.
- 3) The improvements must be completed in accordance with a construction permit issued by DEC and all of the construction permit conditions must be satisfied.
- 4) Competitive procurement procedures must be followed for the construction.
- 5) The completed work must be inspected and completed in accordance with the construction permit verified by a professional engineer or DEC staff.
- 6) Standard procedures for obtaining a loan must be followed.

The determination by the Secretary on loan forgiveness will be final. The determination will be made when the loan is finalized following construction completion.

10.1.16. Department of Agriculture Rural Development - ANR Joint Funded Projects

The Secretary may designate certain projects as joint funded projects and reduce the ANR administrative fee plus interest rate to make the total cost to the borrower equivalent to an ANR DWSRF loan for the total project. Municipalities will be contacted prior to making such decisions and this procedure will generally only be considered for large projects.

10.2. Planning Loan Fund

10.2.1. Eligible Organizations

Municipal systems and private non-profit community systems with populations under 10,000 are eligible for planning and final design funding from the planning loan fund.

10.2.2. Eligible Projects

Preliminary engineering planning studies and final engineering plans and specifications for water system improvement projects needed to comply with state and federal standards and to protect public health.

10.2.3. Loan Terms and Rates

Planning Loans are at 0% interest for a 5-year term, and may be rolled into a construction loan from the priority list (based on points) at the interest and term identified for the construction loan.

10.2.4. Maximum and Minimum Loan Amounts

The maximum loan amount is \$100,000.

10.2.5. Project Ranking

The Water Supply Division maintains a project priority list for planning loans, if necessary. A priority score is established for each eligible project by assigning points for the water system improvement project based on established criteria. The criteria are the same as for construction projects, and include the following general categories except for points awarded for population:

- 1) System facility deficiencies;
- 2) Physical consolidation of water systems;
- 3) Financial need/affordability;
- 4) Population (scores are triple scores awarded for construction projects); and
- 5) Growth center impact.

Projects are only scored when there is a shortage of funds.

10.2.6. Priority List Applications

Applications will be accepted on a continuing basis.

10.2.7. Loan Recipients

The highest priority projects on the priority list will be funded as funds become available.

10.2.8. Loan Applications

Water systems will generally be given 60 days to submit a loan application following notification of available funds.

10.2.9. Loan Consolidation Requirement

Consolidation of the planning loan with a loan from the construction loan fund for the water system improvements will be required as a loan condition. Consolidation will be made when the construction loan is finalized following completion of construction.

10.2.10. Procurement Requirements

Procurement requirements will be included in loan agreements. All professional service contracts will require review and approval of scope of services, level of effort, and cost. All feasibility studies, planning documents, preliminary engineering reports, and plans and specifications require review and approval by the Water Supply Division. Costs incurred prior to a commitment of loan funds by DEC are not eligible for a loan.

10.2.11. Repayment

The first loan repayment will be two years after last loan disbursement or approval of the engineering report or final design, whichever occurs first, except for those loans that are eligible for forgiveness, in which case the repayment starts five years after last loan disbursement or engineering report or design approval. Under certain circumstances up to \$50,000 of the unpaid balance of a planning loan to a municipality may be forgiven by the Secretary following the completion of project construction. The following criteria must be satisfied to obtain loan forgiveness; the Secretary's determinations on loan forgiveness shall be final. Potential eligible preliminary engineering and design cost will be determined by DEC using DEC guidance documents (Engineering Fee Allowance Curve) and the completed documented construction cost eligible for revolving loan funding.

1) General Criteria

- a. Must demonstrate capacity,
- b. Must be in compliance with the Water Supply Rule including any temporary operating permit or other compliance schedule,
- c. Must be current on fees,
- d. Improvements for which planning loan was provided must be completed in accordance with a Water Supply Division construction permit.
- e. All construction permit requirements must be satisfied including O & M manual and as-builts.
- f. Loan agreement must be executed following the effective date of the authorizing legislation (June 16, 2001).

2) Specific Criteria. The project must meet at least one of the following specific criteria.

- a. Construction of the project was completed using non-Drinking Water State Revolving Loan Funds (DWSRF) and the project did not receive other appropriated state funds for project costs.
- b. The project serves a small population. The maximum forgiveness shall be \$25,000. Projects for systems serving populations of 300 or less shall receive 100% of eligible forgiveness. The percent eligible for forgiveness for systems serving 300 to 500 population shall be reduced by 0.5% for an increase of one in

design population. Systems serving populations of 500 and above will not be eligible for forgiveness under this provision.

- c. User rates exceed 2% of the median household income. The amount of forgiveness will be determined by increasing the amount of forgiveness until the 2% target, the \$50,000 maximum, the amount of the unpaid balance or the eligible preliminary engineering and design cost is reached. The annual planning loan cost to the municipality will be determined using construction loan terms and interest rates for DWSRF funded projects.

10.3. Source Protection Loans

10.3.1. Eligible Organizations

Municipal water systems are eligible for source protection loans.

10.3.2. Eligible Projects

For purchasing land or conservation easements in order to protect public water sources and ensure compliance with state and federal drinking water regulations.

Source must have hydrogeologically delineated source protection area (no 3000' radius source protection areas) and an approved source protection plan prior to loan award.

Water system must demonstrate how the project will directly promote public health protection or compliance with national drinking water regulations.

10.3.3. Loan Terms and Rates

Source Protection Loans are at 3% interest for a term of 20 years.

10.3.4. Maximum and Minimum Loan Amounts

The maximum loan amount is \$200,000. There is no minimum loan amount.

10.3.5. Project Ranking

The Water Supply Division maintains a project priority list for source protection loans. A priority score is established for each eligible project by assigning points based on established criteria. The criteria, most of which are the same as for construction projects, include the following general categories:

- 1) Population;
- 2) Financial need/affordability;
- 3) Downtown area preference;
- 4) Source protection.

10.3.6. Priority List Applications

Applications will be accepted on a continuing basis.

10.3.7. Loan Recipients

The highest priority projects on the priority list will be funded when funds become available.

10.3.8. Loan Applications

Water systems will be required to submit a project schedule for approval by the Water Supply Division within 30 days of notification of available funding.

10.3.9. Loan Conditions

Loan conditions on land use may include:

- 1) Management in accordance with source protection plan;
- 2) Prohibition of sale as long as source is an approved water source;
- 3) Requirement for an annual inspection and report.

10.3.10. Procurement Requirements

Procurement requirements will include:

- 1) A minimum of two appraisals will be required for evaluation purposes;
- 2) Proposed easements and purchase agreements will require review and approval by WSD;
- 3) Normal closing requirements, such as title search, will apply;
- 4) Purchase must be from a willing seller.

10.3.11. Repayment

Payments begin one year after last loan disbursement.

10.4. All Loans

10.4.1. Lack of technical, managerial and financial capability

A loan fund may not provide any type of assistance to a system that lacks the technical, managerial or financial capability to maintain SDWA compliance, unless the owner or operator of the system agrees to undertake feasible and appropriate changes in operation or if the use of the financial assistance will ensure capacity over the long-term.

The Water Supply Division will make a determination on system capacity based on information available in Water Supply Division records, the priority list application, completion of the capacity evaluation form at the pre-application meeting, and the loan application. Some considerations include current compliance status with requirements for an operation and maintenance manual, operator certification, water quality monitoring, source protection plan, payment of lawful fees, groundwater under the influence determination, sanitary survey recommendations, and long range planning. Financial capacity determination will also consider current and projected water rates, delinquent water accounts, and financial planning.

The existence of an active organization with identified responsible officials and business practices with respect to customer complaints will be considerations in managerial capability determinations.

Loan applications will rarely be rejected based on capability determinations (e.g., capacity determination), however, loan agreements will frequently include corrective action requirements to improve capability.

10.4.2. Loan Application Fees

There are no application fees, however an administrative fee will be charged on some loans.

10.4.3. Loan Disbursements

Loan disbursements will be made in accordance with the loan agreement, however, only one disbursement will be allowed in a calendar month and disbursements must be for expenses incurred and paid. An estimated disbursement schedule will be required at the time of loan execution.

10.4.4. Loan Repayment

Loan repayment requirements will be specified in the loan agreement; however, repayments must start no later than 1 year after project completion.

10.4.5. Financial Capability to Repay Loan

The Vermont Municipal Bond Bank shall make these determinations for all loans to municipal organizations and the Vermont Economic Development Authority (VEDA) will make these determinations for all loans to private organizations.

The Bond Bank and VEDA make the loans on behalf of the state. Applicants must submit the necessary applications and other information to these entities as necessary for processing the loans.

Joint Fiscal Office

One Baldwin Street • Montpelier, VT 05633-5701 • 802) 828-2295 • Fax: 802) 828-2483

MEMORANDUM

To: Senator Ann Cummings, Chair, Representative Martha Heath,
Vice Chair, and members of the Joint Fiscal Committee
From: Stephen Klein, Chief Fiscal Officer
Date: July 18, 2012
Subject: July 20, 2012 – Meeting updates

1. Grant Approval requests:

The administration has asked that we add two grant approvals to the agenda.

JFO #2570 – \$100,000 grant to the Vermont Community Foundation and Water
Wheel Fund to the Vermont Agency of Agriculture, Food and Markets. This grant will
fund **one limited service** project to assist farmers who have been severely affected by Tropical Storm
Irene, and provide support for the recovery efforts by the Agency of Agriculture.
[JFO received 7/17/12]

JFO #2571 – \$90,000 grant to the Vermont Emergency Management Agency to the
Vermont Agency of Transportation to provide disaster assistance for
damages caused by the May 29, 2012 in Addison County,
Lamoille County and Orleans County.
[JFO received 7/17/12]

Informational
Does
→ Non-JFC web.

2. Vermont Fire Service Training Council
of Act 143 of 2012]

Sec. 8557(a) amended by Sec. 62

The Deputy Commissioner of Health has asked committee members to
review this report and recommend a date for the July 20 meeting. The Department of
Health wants to move forward with the planning process and awaits JFC guidance.
Because the language called for a review, not approval, limited formal agenda time is
planned. Chris Bell, Director of the Office of Public Health Preparedness and Emergency
Medical Services, will be available for questions during the time allotted for the Joint
Fiscal Officer's report.

Reference: Sums for the expenses of the operation of training facilities and
curriculum of the Vermont fire service training council not to exceed \$950,000.00
per year ***An amount not less than \$150,000.00 shall be specifically allocated
to the emergency medical services special fund established under 18 V.S.A. § 908
for the provision of training programs for emergency medical technicians,
advanced emergency medical technicians, and paramedics. The department of
health shall present a plan to the joint fiscal committee which shall review the
plan prior to release of any funds.

3 The Burlington TIF

In your materials is a required report on the Burlington TIF. The subject is not on the agenda for the meeting. We can add it to the September agenda if the Committee thinks that would be appropriate:

2011 Act No 45 Sec 16:

(3) The city of Burlington will prepare a report annually, beginning July 1, 2010, for both the joint fiscal committee and the department of taxes, which will contain:

(A) the calculation set out in subdivision (2) of this subsection; (B) a listing of each parcel within the Waterfront TIF District and the 1996 original taxable value, 2010 extended base value, and the most recent values for all homestead and nonresidential property;

(C) a history of all of the TIF revenue and debt service payments; and

(D) details of new debt authorized, including repayment schedules.

3. Survey Responses

The Joint Fiscal Office recently completed its biennial office performance survey. Eighty-seven survey responses were received from legislators - the most we have received in the 14 years the survey has been in place. In general, all ratings remained high, with only modest improvements or declines from the survey conducted two years ago. We are reviewing the ratings and comments with an eye toward identifying practical changes we can make to continue to provide a high level of service. Additionally, we plan to publish a JFO performance report on the web this summer which will contain the survey data and will include survey results from this year, as well as previous years.

DROP

The Joint Fiscal Office has received 87 survey responses for the biennial evaluation. This is the most we have received in the 14 years the survey has been in place. Results were positive:

- Overall ratings improved from two years ago and are second to 2008. The 2008 rating is the second highest in the 7 biennial surveys completed to date.
 - 2012 3.76 94%
 - 2010 3.71 92.75%
 - 2008 3.82 95.5%
- Quality, Clarity and Timeliness all improved over two years ago. Clarity and timeliness received the best rating in survey history. Quality was second highest after 2008. In 2012:
 - Quality 3.76 94%
 - Clarity 3.79 94.75%
 - Timeliness 3.67 91.75%
- Knowledge of subject matter fell slightly from 2010 to 2012 with 2008 being the highest year.
 - 2012 3.78 94.5%
 - 2010 3.80 95%
 - 2008 3.89 97.25%
- House and Senate impartiality remained flat while the non partisanship between the parties rating declined.
 - Between the chambers:
 - 2012 3.90 97.5%
 - 2010 3.90 97.5%
 - Between parties:
 - 2012 3.79 94.75
 - 2010 3.71 92.75%

We are reviewing the survey results and the individual comments for practical changes or improvements we can make.

Joint Fiscal Office

1 Baldwin Street • Montpelier, VT 05633-5701 • 802) 828-2295 • Fax: 802) 828-2483

MEMORANDUM

To: Senator Ann Cummings, Chair, Joint Fiscal committee
From: Nathan Lavery, and Stephen Klein, Joint Fiscal Office
Date: February 22, 2012
Subject: Results First Progress Report

In accordance with our work plan, this represents the first progress report of the Results First initiative. The key events are:

1. We continue to work with the Pew Center on the States (Pew) to address issues related to the development and implementation of the policy model. In addition to regular conference calls, Pew staff recently visited Vermont to provide on-site technical assistance, as well as make presentations to four legislative committees.¹ As previously stated, the model is currently best-suited to examining criminal justice policies, so implementation efforts remain focused on this policy area.
2. To better address issues related to data collection and model configuration, we have reduced the time Ira Sollace, JFO consultant, will spend on the project and substituted time from the Vermont Center for Justice Research. We still expect the project to be well within the \$105,000 budget for project implementation. VCJR is well positioned to provide project assistance due to the Center's access to necessary data and available staff capacity.
3. Because Vermont's policy environment differs from that of Washington state (where the model was developed), we are encountering various data issues that must be understood and addressed before the model is operational. In each case, we are working with Pew staff to develop a workable approach. Examples of these issues include:
 - a. Vermont runs a combined jail/prison system, which differs from the Washington state system for which the model was designed. We will need to sort out whether we look at Vermont as one unified system or disaggregate the data.
 - b. Necessary data related to recidivism may not be completely available. The Department of Corrections is reviewing the data requirements. The Vermont Center for Justice Research may be able to provide this data.
 - c. Some data sought from the Department of Corrections may be available only in paper form.
 - d. Juvenile justice data may not be readily available. Depending on the availability of this data, the project may focus solely on the adult criminal population during the initial implementation phase.
 - e. Vermont's relatively small population and correspondingly small crime figures may reduce the model's ability to provide statistically reliable estimates.

¹ House Committee on Corrections & Institutions, Senate Committee on Institutions, House Committee on Judiciary, Senate Committee on Judiciary.

A second progress report will be issued in April. We anticipate that the model will be operational, in a limited capacity, by July and will be prepared to present updates at subsequent Joint Fiscal Committee, Government Accountability Committee and Corrections Oversight Committee meetings. By July, we also expect to have identified the opportunities and challenges associated with fully adapting the model to Vermont's policy environment.



Department of Vermont Health Access
SFY 12 Catamount Health Actual Revenue and Expense Tracking
Tuesday, January 17, 2012

	SFY '12 Appropriation			Consensus Estimates for SFY to Date			Actuals thru 12/31/11			
	<=200%	>200%	Total	<=200%	>200%	Total	<=200%	>200%	Total	% of SFY to-Date
TOTAL PROGRAM EXPENDITURES										
Catamount Health	37,583,124	14,894,418	52,477,542	17,935,695	7,108,602	25,044,298	17,082,504	8,512,043	25,594,547	102.20%
Catamount Eligible Employer-Sponsored Insurance	1,549,861	1,093,183	2,643,044	765,526	539,958	1,305,483	548,387	252,277	800,664	61.33%
Subtotal Program Spending	39,132,985	15,987,601	55,120,586	18,701,221	7,648,560	26,349,781	17,630,891	8,764,320	26,395,211	100.17%
DVHA Administration	1,296,449	530,244	1,826,693	648,225	265,122	913,347	648,225	265,122	913,347	100.00%
DCF Administration	874,743	357,767	1,232,510	437,371	178,884	616,255	437,371	178,884	616,255	100.00%
Subtotal Administration Spending	2,171,192	888,011	3,059,203	1,085,596	444,006	1,529,602	1,085,596	444,006	1,529,602	100.00%
TOTAL GROSS PROGRAM SPENDING	41,304,177	16,875,612	58,179,789	19,786,817	8,092,566	27,879,383	21,600,967	10,632,497	32,233,464	115.62%
TOTAL STATE PROGRAM SPENDING	17,406,765	7,111,866	24,518,631	8,285,532	3,388,682	11,674,214	7,833,058	3,817,920	11,650,978	99.80%
TOTAL OTHER EXPENDITURES										
Immunizations Program	2,500,000	-	2,500,000	1,250,000	-	1,250,000	1,250,000	-	1,250,000	100.00%
VT Dept. of Labor	-	401,993	401,993	-	200,997	200,997	-	200,997	200,997	100.00%
Marketing and Outreach	500,000	-	500,000	250,000	-	250,000	250,000	-	250,000	100.00%
Blueprint	1,846,713	-	1,846,713	923,357	-	923,357	923,357	-	923,357	100.00%
TOTAL OTHER SPENDING	4,846,713	401,993	5,248,706	2,423,357	200,997	2,624,353	2,423,357	200,997	2,624,353	100.00%
TOTAL STATE OTHER SPENDING	2,042,405	401,993	2,444,398	1,021,202	200,997	1,222,199	1,014,296	200,997	1,215,292	99.43%
TOTAL ALL STATE SPENDING	19,449,170	7,513,859	26,963,029	9,306,735	3,589,679	12,896,413	8,847,354	4,018,916	12,866,270	99.77%
TOTAL REVENUES										
Catamount Health Premiums	5,118,571	4,933,526	10,052,097	2,526,656	2,435,313	4,961,969	2,633,764	2,577,301	5,211,065	105.02%
Catamount Eligible Employer-Sponsored Insurance Premiums	356,157	441,156	797,314	175,917	215,987	391,905	167,277	135,628	302,905	77.29%
Subtotal Premiums	5,474,728	5,374,682	10,849,411	2,702,573	2,651,301	5,353,874	2,801,041	2,712,929	5,513,970	102.99%
Federal Share of Premiums	(3,167,512)	(3,109,618)	(6,277,130)	(1,571,306)	(1,541,495)	(3,112,800)	(1,628,719)	(1,582,584)	(3,211,303)	103.16%
TOTAL STATE PREMIUM SHARE	2,307,216	2,265,064	4,572,280	1,131,268	1,109,806	2,241,074	1,172,322	1,130,345	2,302,667	102.75%
Cigarette Tax & Floor Stock	-	-	10,648,500	-	-	5,324,250	-	-	6,107,545	114.71%
Employer Assessment	-	-	9,800,000	-	-	4,900,000	-	-	5,272,000	107.59%
Interest	-	-	-	-	-	-	-	-	1,902	0.00%
Shared Savings by > 300%	-	-	1,277,100	-	-	580,500	-	-	628,297	108.23%
TOTAL OTHER REVENUE	-	-	21,725,600	-	-	10,804,750	-	-	11,381,447	105.34%
TOTAL STATE REVENUE	-	-	26,297,880	-	-	13,045,824	-	-	13,884,114	104.89%
State-Only Balance	-	-	(665,149)	-	-	149,410	-	-	817,844	-
Carryforward	-	-	-	-	-	-	-	-	-	-
CATAMOUNT FUND (DEFICIT)/SURPLUS	-	-	(665,149)	-	-	149,410	-	-	817,844	-
General Fund BAA to GC on Behalf of Catamount	-	-	2,612,336	-	-	1,306,168	-	-	1,306,168	100.00%
ALL FUNDS THAT SUPPORT CATAMOUNT (DEFICIT)/SURPLUS	-	-	1,947,187	-	-	1,455,578	-	-	2,124,012	-

Green Mountain Care Enrollment Report DECEMBER 2011

TOTAL ENROLLMENT BY MONTH

	Jul-07	Nov-07	Jul-08	Dec 10	Jan 11	Feb 11	Mar 11	Apr 11	May 11	June 11	July 11	Aug 11	Sept 11	Oct 11	Nov 11	Dec 11
Adults:																
VHAP-ESIA	-	35	672	899	899	905	918	890	876	850	818	825	807	823	823	847
ESIA	-	21	336	764	783	785	801	801	804	782	782	759	755	751	720	714
CHAP	-	320	4,608	9,898	9,820	9,967	10,200	10,375	10,477	10,434	10,461	10,669	10,542	10,647	10,742	10,509
Catamount Health	-	120	697	2,498	2,545	2,718	2,810	2,622	2,852	2,386	2,921	2,964	2,960	2,992	3,061	3,072
Total	-	496	6,313	14,059	14,047	14,375	14,729	14,688	15,009	14,452	14,982	15,217	15,064	15,213	15,346	15,142
Children:																
VHAP	23,725	24,849	26,441	36,669	37,093	37,194	37,820	37,383	36,988	37,412	36,569	35,953	36,886	36,465	36,021	36,445
Other Medicaid	69,764	69,969	70,947	39,414	40,384	40,462	40,799	40,794	40,094	39,962	39,897	39,773	40,530	38,935	40,308	40,631
Children:																
Dr Dynasaur	19,738	19,733	19,960	21,120	21,113	21,080	21,064	21,171	20,821	20,027	20,077	20,029	20,269	20,284	20,255	20,248
SCHIP	3,097	3,428	3,396	3,539	3,499	3,657	3,605	3,622	3,612	3,721	3,789	3,790	3,843	3,924	3,960	4,052
Other Medicaid*	Included	Included	Included	38,265	38,355	38,460	38,675	38,523	37,666	38,103	37,948	37,841	38,394	37,556	37,971	38,069
Total	116,324	117,979	120,744	139,007	140,444	140,853	141,963	141,493	139,181	139,225	138,280	137,386	139,922	137,164	138,515	139,445
TOTAL ALL	116,324	118,355	127,057	153,066	154,491	155,228	156,692	156,181	154,190	153,677	153,262	152,603	154,986	152,377	153,861	154,587
KEY: * Prior to November 2008, the numbers for Other Medicaid included both children and adults enrolled in this eligibility category VHAP-ESIA = Eligible for VHAP and enrolled in ESI with premium assistance ESIA = Between 150% and 300% and enrolled in ESI with premium assistance CHAP = Between 150% and 300% and enrolled in Catamount Health with premium assistance Catamount Health = Over 300% and enrolled in Catamount Health with no premium assistance VHAP = Enrolled in VHAP with no ESI that is cost-effective and/or approvable Dr. Dynasaur = Enrolled in Dr. Dynasaur SCHIP = Enrolled in SCHIP Totals do not include programs such as Pharmacy, Choices for Care, Medicare Buy-in Data on the range and types of ESI plans has not been included in this report, but will be included as soon as the data is available.																

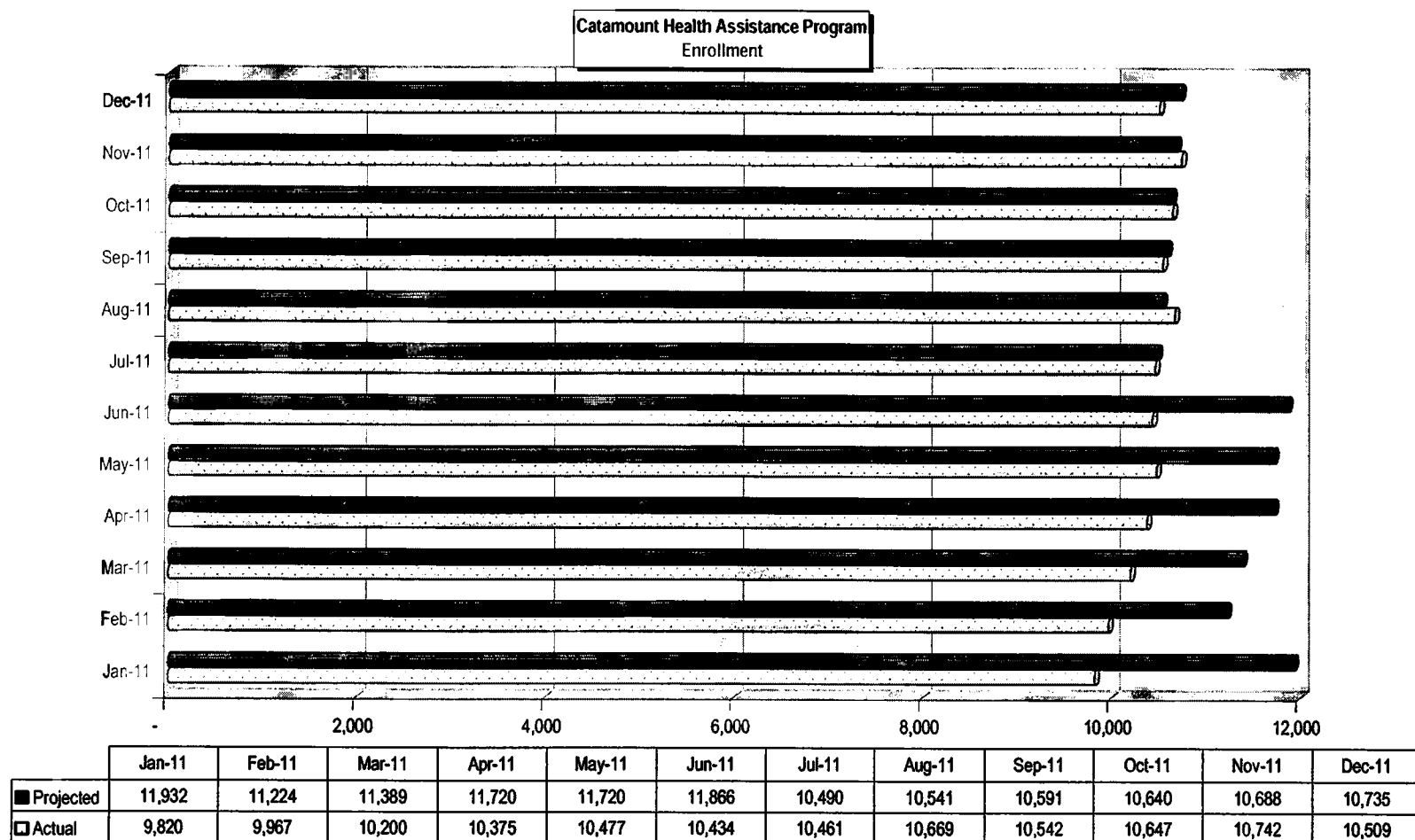
Green Mountain Care Enrollment Report				
December 2011 Demographics				
Income	VHAP-ESIA*	ESIA*	CHAP*	TOTAL
0-50%	16	4	553	573
50-75%	31	1	93	125
75-100%	98	-	118	216
100-150%	400	16	351	767
150-185%	292	255	3995	4,542
185-200%	10	198	2384	2,592
200-225%	-	116	1447	1,563
225-250%	-	87	961	1,048
250-275%	-	32	461	493
275-300%	-	5	146	151
Total	847	714	10,509	12,070
Age	VHAP-ESIA	ESIA	CHAP	TOTAL
18-24	62	64	2,062	2,188
25-35	263	175	1,974	2,412
36-45	302	229	1,642	2,173
46-55	183	183	2,406	2,772
56-64	37	63	2,424	2,524
65+	-	-	1	1
Total	847	714	10,509	12,070

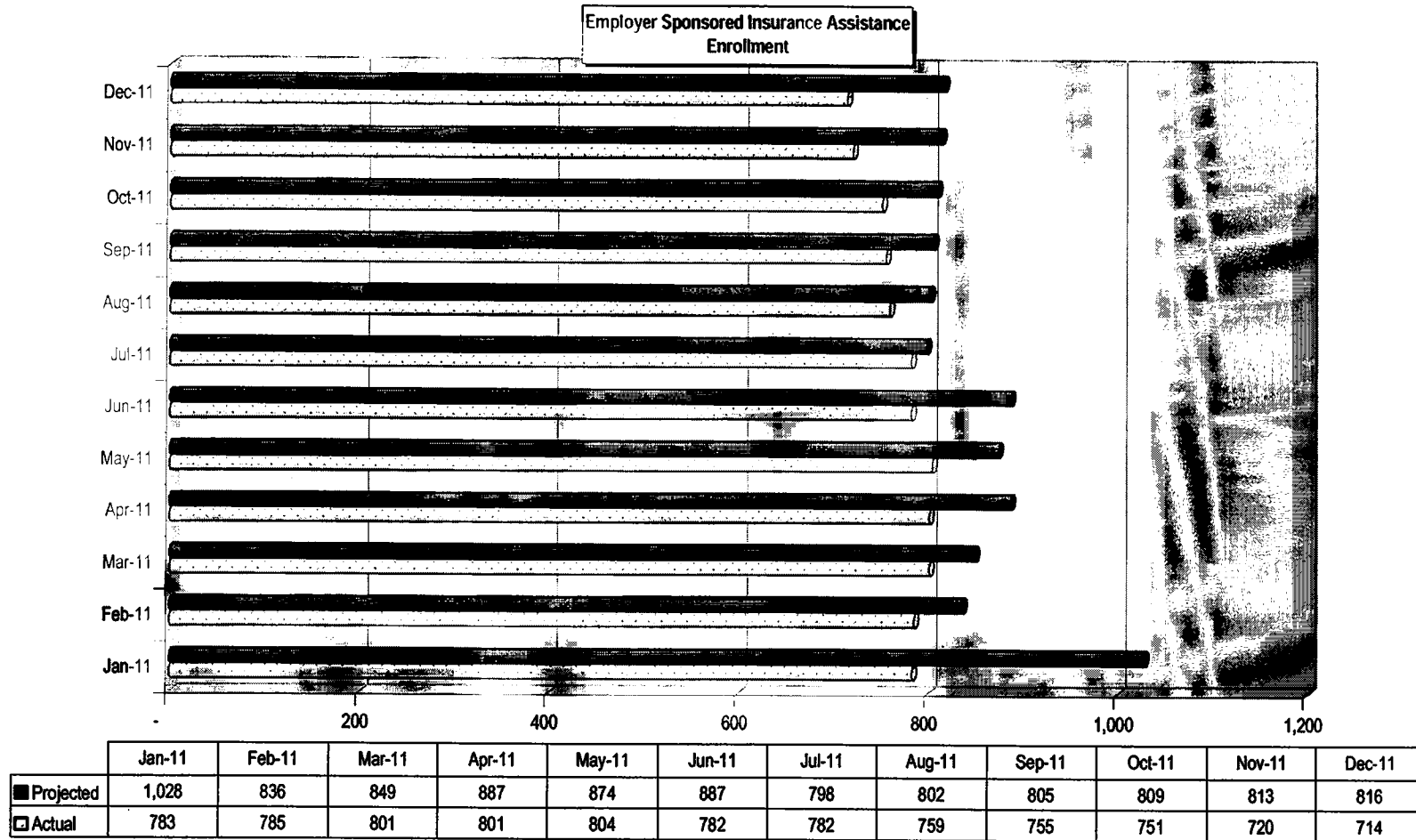
Green Mountain Care Enrollment Report (continued)

December 2011 Demographics

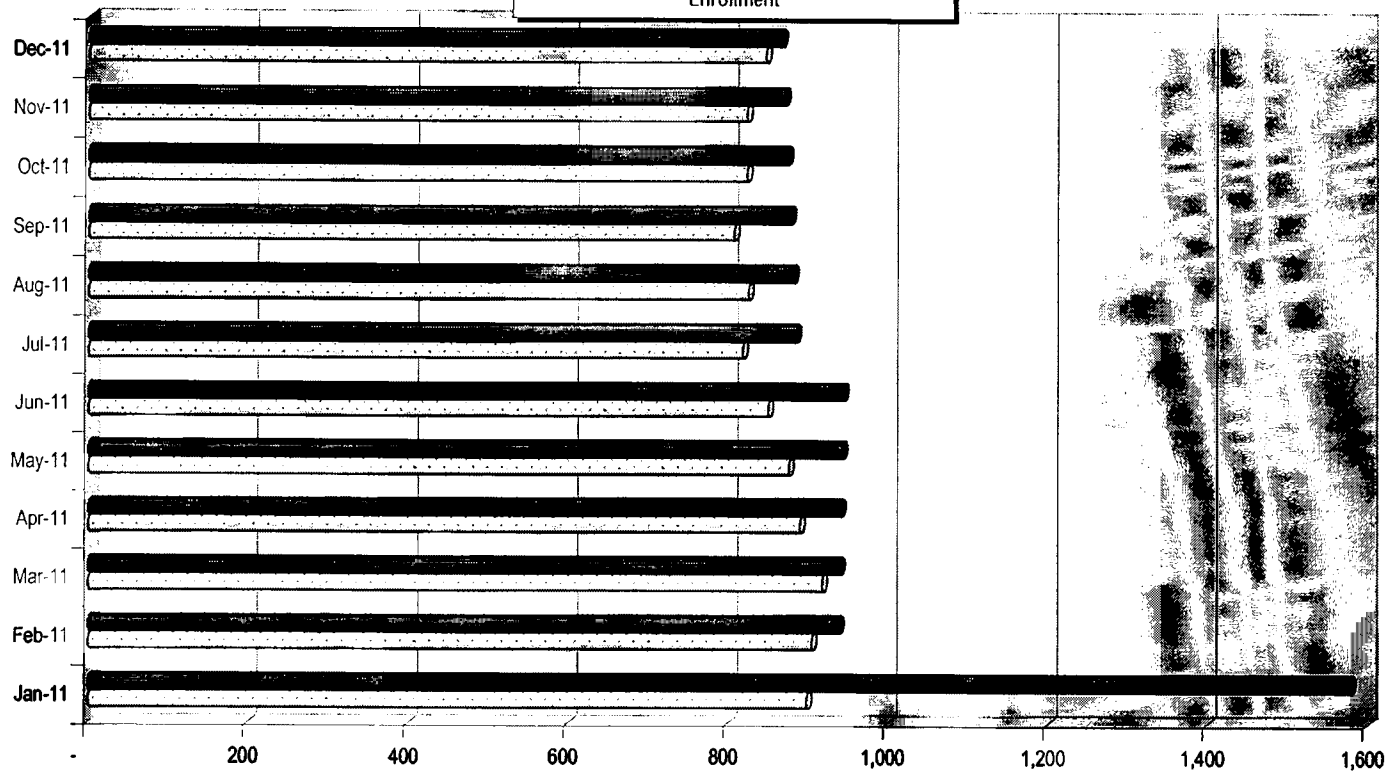
Gender	VHAP-ESIA	ESIA	CHAP	TOTAL
Male	298	262	4557	
Female	549	452	5952	
Total	847	714	10,509	12,070

County	VHAP-ESIA	ESIA	CHAP	TOTAL
Addison	45	39	622	706
Bennington	82	65	687	834
Caledonia	22	16	687	725
Chittenden	205	174	1986	2,365
Essex	10	4	139	153
Franklin	84	48	668	800
Grand Isle	14	8	111	133
Lamoille	44	64	505	613
Orange	39	38	525	602
Orleans	52	44	617	713
Other	-	-	1	1
Rutland	95	71	1101	1,267
Washington	65	58	971	1,094
Windham	38	35	867	940
Windsor	52	50	1022	1,124
Total	847	714	10,509	12,070

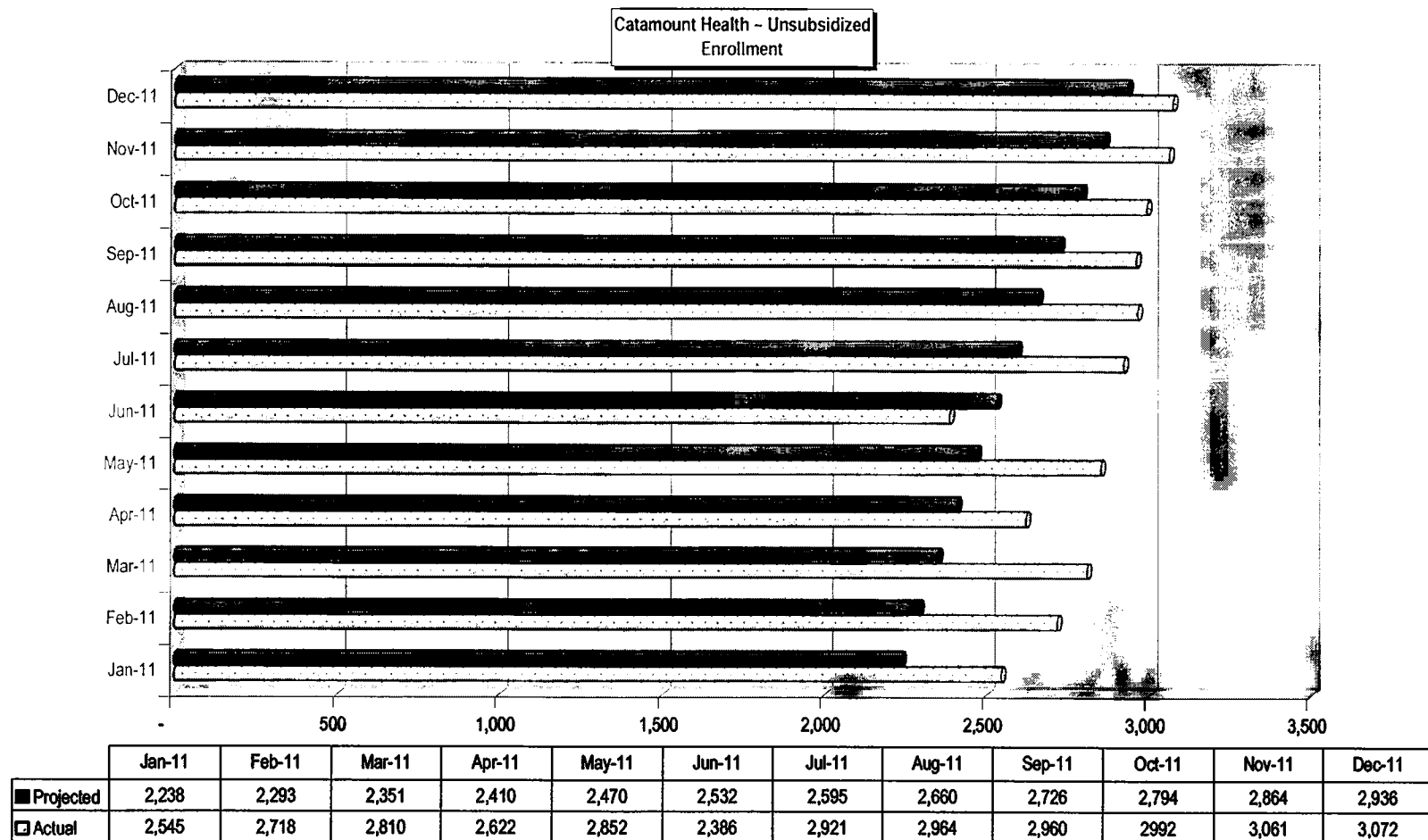




**VHAP - Employer Sponsored Insurance Assistance
Enrollment**



	Jan-11	Feb-11	Mar-11	Apr-11	May-11	Jun-11	Jul-11	Aug-11	Sep-11	Oct-11	Nov-11	Dec-11
■ Projected	1,579	939	940	941	943	944	885	881	878	874	871	867
□ Actual	899	905	918	890	876	850	818	825	807	823	823	847



Emergency Board Minutes
January 18, 2012, Called for 1:00 pm

Pursuant to notice, the Emergency Board met in the Governor's Ceremonial Office at the Vermont State House, 115 State Street, Montpelier, Vermont on Wednesday, January 18, 2012 at 1:07 pm.

Members present: Governor Peter Shumlin, Chair; Senator Ann Cummings, Senator Jane Kitchel, Representative Martha Heath, Representative Janet Ancel.

The items on the agenda were as follows:

Item 1: Allocation of the calendar year 2012 Private Activity Bond Ceiling (32 V.S.A. Sec.992(b)).

Governor Shumlin introduced the proposed allocation of the Calendar Year 2012 private activity bond ceiling pursuant to 32 V.S.A. Sec. 992(b), as recommended by the Private Activity Bond Advisory Committee (PABAC), provided in accordance with Executive Order No.14-11.

State Treasurer and Chair of the Private Activity Bond Advisory Committee Beth Pearce presented the proposed 2012 private activity bond allocation.

Following discussion, Representative Heath made the following motion, seconded by Senator Kitchel:

Motion is made to allocate Vermont's private activity bond allocation of \$284,560,000 for calendar year 2012 as follows:

Vermont Economic Development Authority	\$ 25,000,000
Vermont Municipal Bond Bank	\$ 25,000,000
Hinesburg Sewer Project	\$ 300,000
Contingency	\$234,260,000
	<hr/>
	\$284,560,000

It is further moved that discussion of the allocations, including the contingency, and delegation of reallocation authority to the Governor, as provided for in 32 V.S.A. Sec. 992(b), be placed on the July, 2012 Emergency Board meeting agenda.

The motion was passed unanimously.

Item 2: Presentation of the Administration's and Joint Fiscal Office's Revenue Estimate (32 VSA Sec. 305a).

Governor Shumlin introduced the Administration's and Joint Fiscal Office's Revenue Estimate. Jeff Carr, Consulting Economist for the Administration, and Tom Kavet, Consulting Economist for the Legislature, presented the January 2012 Economic Review and Revenue Forecast Update report.

Following discussion, Representative Heath made the following motion, seconded by Senator Cummings:

Moved: That the state revenue estimates pursuant to 32 VSA Sec. 305a for FY 2012, FY 2013, and FY 2014 are as follows:

	Fiscal 2012 Estimate (Millions)	Fiscal 2013 Estimate (Millions)	Fiscal 2014 Estimate (Millions)
General Fund	\$ 1,189.4	\$ 1,257.9	\$ 1,341.1
Transportation Fund	\$ 225.2	\$ 231.1	\$ 238.9
Transportation Infrastructure Bond (TIB) Fund	\$ 22.5	\$ 22.8	\$ 24.0
Education Fund	\$ 162.3	\$ 168.6	\$ 175.0
Gross Receipts Tax	\$ 8.2	\$ 8.1	\$ 8.3
Federal Funds	\$ 1,592.0	----	----

The motion was passed unanimously.

Presentation of the Vermont Medicaid Program Estimated Caseloads and Estimated Per Member Per Month Expenditures, and State Revenue Estimates for Health Care and Medicaid Funds.

Governor Shumlin introduced the information on the Vermont Medicaid Program. Stephanie Barrett of the Joint Fiscal Office presented the estimated caseloads and estimated per member per month expenditures, and state revenue estimates for health care and Medicaid funds.

Following discussion, Representative Heath made the following motion, seconded by Senator Kitchel:

Moved: That the Vermont Medicaid Program estimated caseloads and estimated per member per month expenditures for FY 2012 and FY 2013; and state revenue estimates for health care and Medicaid Funds pursuant to 32 VSA Sec. 305a are as follows:

A. Projected Enrollment and Per Member Per Month Expenditures

Eligibility Category ¹	Enrollment		PMPM Expenditures ⁵	
	SFY '12 Projected	SFY '13 Projected	SFY '12 Projected	SFY '13 Projected
ADULTS				
Aged, Blind, or Disabled (ABD)/Medically Needy	14,101	14,445	1,487.83	1,487.76
Dual Eligible	16,535	17,155	640.87	633.42
General	11,260	11,686	528.53	542.78
VHAP	38,799	38,799	360.31	369.91
VHAP ESI	845	810	181.96	206.62
Catamount	10,751	11,440	392.74	451.65
ESIA	817	874	188.25	216.52
	93,105	95,209		
CHILDREN				
Blind or Disabled (BD)/Medically Needy	3,657	3,614	1,865.56	1,901.19
General	55,244	55,564	311.27	316.05
Underinsured	1,041	943	182.73	197.26
SCHIP (Uninsured)	3,863	4,017	195.18	197.62
	63,802	64,138		
Pharmacy Only Programs ²	12,828	12,698	29.98	32.09
TOTAL	169,739	172,045	479.46	490.54
LTC – Choices for Care Waiver	3,825	3753	Projected Appropriations	
LTC - Nursing home, HCBS, and Residential Care			176,692,945	173,331,521
LTC – Acute Care			24,060,001	24,175,188
Disproportionate Share Hospital (DSH)			37,448,781	37,448,781
Buy-In (in total)			36,312,942	37,732,251
Clawback			24,019,167	25,765,735

B. Health Care and Medicaid Revenues, Estimates in Millions

	FY 2012	FY 2013	FY 2014
Catamount Fund ³	25.58	----	----
State Health Care Resources Fund ³	227.70	266.42	264.94
Global Commitment Fund ⁴	1,130.01	1,178.93	----

¹Excludes Federal Only Ladies First Program (approx. 3,000 people).

²Pharmacy Only includes both Global Commitment and State Only spending.

³Catamount Fund to be merged into State Health Care Resources Fund beginning in FY13.

⁴GCF revenue is dependent on appropriations made by the legislature to pay GCF premium.

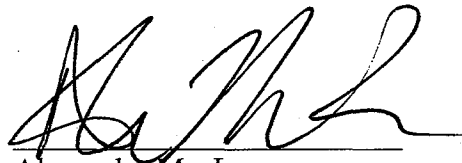
⁵PMPMs include recognition of FY12 and FY13 transition services for VSH patients in Medicaid matchable settings

The motion was passed unanimously.

The meeting adjourned at 1:43 p.m.

A true record,

ATTEST:



Alexandra MacLean
Secretary of Civil and Military Affairs

cc: Board Members
State Treasurer
State Auditor of Accounts
Other interested parties

Theresa Utton-Jerman - Act 162: VHAP & Medicaid Co-Payments - DVHA Memo

From: "Needle, Greg" <Greg.Needle@state.vt.us>
To: "mfisher@leg.state.vt.us" <mfisher@leg.state.vt.us>, "apugh@leg.state..."
Date: 6/19/2012 2:54 PM
Subject: Act 162: VHAP & Medicaid Co-Payments - DVHA Memo
CC: "Racine, Doug" <doug.racine@state.vt.us>, "Yacovone, Dave" <dave.yacovon...>
Attachments: 2012_06_19_VHAPandMedicaid_CoPays_Memo.pdf

Please find attached a memo from the Department of Vermont Health Access Commissioner Mark Larson regarding the implementation of VHAP and Medicaid Co-Payments pursuant to Act 162.

If you should have any questions please do not hesitate to contact me.

Sincerely,

Greg Needle, MPA
Intergovernmental Affairs Specialist
Department of Vermont Health Access
(802) 879-8203

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VERMONT

Department of Vermont Health Access
312 Hurricane Lane Suite 201
Williston, VT 05495-2087
www.dvha.vermont.gov

[phone] 802-879-5900
[Fax] 802-879-5651

Agency of Human Services

MEMORANDUM

TO: Rep. Michael Fisher, Chair, House Health Care Committee
Rep. Ann Pugh, Chair, House Human Services Committee
Rep. Martha Heath, Chair, House Appropriations Committee
Sen. Claire Ayer, Chair, Senate Health and Welfare Committee
Sen. Jane Kitchel, Chair, Senate Appropriations Committee

CC: Doug Racine, Secretary, Agency of Human Services
Dave Yacavone, Commissioner, Department for Children & Families
Medicaid Advisory Board

FROM: Mark Larson, Commissioner

DATE: June 19, 2012

RE: Act 162: VHAP and Medicaid Co-Payments

Pursuant to Act 162, Sec. E.307.2 (VHAP and Medicaid Co-Pays), the Department of Vermont Health Access (DVHA) and the Department for Children & Families (DCF) are in the process of implementing the new co-payment structure; the new co-payment structure is expected to reduce expenditures by \$337,000 (state & federal). The proposed implementation date was July 1, 2012 and the savings projection was based upon that date.

This initiative requires CMS (preliminary) approval of both a Global Commitment to Health Waiver Amendment and a Medicaid State Plan Amendment. While CMS approval is expected in the next couple of weeks, it will not allow sufficient lead time to print and mail advance notice to beneficiaries or to provide advance notice to providers, and move IT changes into production for a July 1st effective date.

As described above, several implementation components are contingent upon CMS approval; therefore the revised effective date is anticipated to be a date that allows for the components to be successfully completed, and is a date after July 1, 2012 but on or before August 1, 2012.

Please do not hesitate to contact me if you should have any questions.

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Theresa Utton-Jerman - April 30, 2012 - Quarterly and YTD Medicaid Program Enrollment & Expenditure Report

From: "Needle, Greg" <Greg.Needle@state.vt.us>
To: "'legislative reports@leg.state.vt.us'" <legislative reports@leg.state.vt.us>
Date: 6/19/2012 1:45 PM
Subject: April 30, 2012 - Quarterly and YTD Medicaid Program Enrollment & Expenditure Report
CC: Libraries-Public-Documents <Libraries-PublicDocuments@state.vt.us>, "mf...
Attachments: 2012_04_30_Enrollment_Expediture.pdf

Pursuant to 33 V.S.A. §1901(f), please find attached the recently restructured quarterly and year to date Department of Vermont Health Access (DVHA) Medicaid Program Enrollment and Expenditure Report due to the General Assembly April 30, 2012. Going forward quarterly reporting will be produced and distributed to coincide more closely to the dates in the 33 V.S.A. §1901(f) which are: January 30th, April 30th, July 30th, and October 30th.

As of July 1st, I will be assuming the role of DVHA Intergovernmental Affairs Specialist taking over for Lorraine Siciliano who has taken a position in DVHA's Electronic Health Records Incentive Program.

If you should have any questions on the attached report or other legislative matters please do not hesitate to contact me.

Sincerely,

Greg Needle, MPA
Intergovernmental Affairs Specialist
Department of Vermont Health Access
(802) 879-8203

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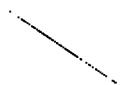
State of Vermont
Department of Vermont Health Access
312 Hurricane Lane, Suite 201
Williston VT 05495-2807
dvha.vermont.gov

[Phone] 802-879-5900
[Fax] 802-879-5651

Agency of Human Services

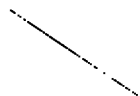
The Department of Vermont Health Access
Caseload and Expenditure Report ~ All AHS Medicaid Spend
All AHS YTD April 30, 2012

	Avg. Mo. Enrollment		YTD '12 Expenditures		PMPM by MEG
ABD Adult	13,937	\$	115,368,878	\$	919.77
ABD Dual	16,484	\$	143,989,361	\$	970.56
General Adult	11,165	\$	49,247,011	\$	490.10
VHAP	36,802	\$	110,815,613	\$	334.57
VHAP ESI	819	\$	995,867	\$	135.06
Catamount	10,507	\$	34,507,389	\$	364.91
ESIA	740	\$	650,578	\$	97.67
ABD Child	3,714	\$	60,700,338	\$	1,815.82
General Child	55,130	\$	151,508,270	\$	305.35
Underinsured Child	1,105	\$	1,360,761	\$	136.83
SCHIP	3,949	\$	5,575,600	\$	156.87
Pharmacy Only	12,557	\$	2,686,303	\$	23.77
Choices for Care	3,871	\$	145,883,172	\$	4,187.66
Total Medicaid	170,781	\$	823,289,141.02	\$	535.64



The Department of Vermont Health Access
Caseload and Expenditure Report ~ DVHA Only Medicaid Spend
YTD April 30, 2012

	Avg. Mo.	YTD '12		
	Enrollment	Expenditures	PMPM by MEG	
ABD Adult	13,937	\$ 68,561,574	\$	546.60
ABD Dual	16,484	\$ 47,216,936	\$	318.27
General Adult	11,165	\$ 44,557,253	\$	443.43
VHAP	36,802	\$ 103,425,421	\$	312.26
VHAP ESI	819	\$ 992,648	\$	134.62
Catamount	10,507	\$ 34,507,389	\$	364.91
ESIA	740	\$ 650,578	\$	97.67
ABD Child	3,714	\$ 24,709,371	\$	739.17
General Child	55,130	\$ 84,247,547	\$	169.79
Underinsured Child	1,105	\$ 561,936	\$	56.50
SCHIP	3,949	\$ 5,110,110	\$	143.77
Pharmacy Only	12,557	\$ 2,596,174	\$	22.97
Choices for Care	3,871	\$ 145,883,172	\$	4,187.66
Total Medicaid	170,781	\$ 563,020,108.71	\$	366.30



Benham -
(Informational - Handed
out to members
after meeting)

Reconstruction Projects Dedicated to the Renovation and Replacement of State- Owned Assets

Planning Process Update - #2
July 20, 2012

In accordance with subdivision (f)(3) of Section 2 of 2011 No. 40 as amended by Sec 3 of 2012 No. 104 the commissioner of buildings and general services shall provide at least monthly updates to the planning process for projects described in subdivision(c)(9)(A-E).



Michael Obuchowski, Commissioner
Agency of Administration
Department of Buildings and General Services
Telephone: 828-3519
Email: Mike.Obuchowski@state.vt.us
7/20/2012

Overview

In accordance with Act 104 Sec 3 of 2012 the following planning process update #2 is a continuation from the June, 2012 report. My goal is to continue providing progress reports on all the reconstruction projects dedicated to renovation and replacement of state owned assets resulting from Tropical Storm Irene. Please contact my office at 828-3519 or email: Mike.Obuchowski@state.vt.us if you want more detailed information

Details

Vermont State Hospital

25 Bed Inpatient Facility – Berlin, VT:

- Conducted public information session with Berlin Select Board, School Board, and community to present three site options one on Fisher Road, and two on Paine Turnpike. State was well received; public input and town response was favorable regarding the VSH. Town made it clear the preferred site was the Fisher Road site, known as the “Lague Property”.
- Secretary of Administration announced June 5th the State would pursue the Lague property as the site to develop the 25-bed inpatient facility.
- Finalized negotiations for acquisition of property at Fisher Road; executed option for Rossiter parcels; finalizing language for option on Lague parcels.
- DMH and Stakeholders working on programming of services – well underway, we are at a point to begin conceptual designs
- Permitting being pursued concurrent with design process including Berlin Development Review Board, and State permits. Working to submit Environmental Assessment to acquire permit by November 2012. Certificate of Need (CON) will possibly need to go through an expedited review process to meet the projected timeline for the project.
- Developing a Request for Proposals for Construction Management Services to facilitate project budgeting, materials selection and pre-ordering of long lead items, and early bidding of initial phases for a fast-tracked construction to allow for early start of construction in November 2012.
- Early start of construction will target completion the end of December 2013 for January 2014 occupancy.
- Budget currently estimated at \$20,637,000 construction cost for a total project cost of \$26,003,000 plus land acquisition costs.

8- Bed Temporary Inpatient Facility – Morrisville, VT:

- Executed lease with Lamoille Community Connections for two years beginning July 2012.
- Emergency CON received June 28, 2012.
- Received proposals for Design Build Services on June 13, 2012.
- Issued Notice to proceed to begin Design Build Services End of June 2012.
- Design kick-off meeting held on site June 29, 2012.
- Construction kick-off meeting held on site July 17, 2012.
- Current schedule has construction completion the end of September 2012. Working with Contractor to expedite completion.
- Budget currently at \$1,679,164.

14 Bed Brattleboro Retreat Health Care – Brattleboro, VT: 8- Bed Temporary

- Construction contract between Brattleboro Retreat and DMH has been executed.
- Emergency CON received June 28, 2012.
- Construction permit for project has been received.
- Demolition work has begun and should be completed in the next two weeks.
- Project schedule will be updated early next week, but currently looks like completion in February 2013.
- Construction contract currently at \$5,339,347.

6 Bed Rutland Regional Medical Center – Rutland, VT:

- Construction contract between Rutland Regional Medical Center (RRMC) and DMH has been executed.
- Emergency CON received June 28, 2012.
- Proceeding with Construction Documents now that we have received the CON.
- RRMC Board finalized their decision on June 27, 2012.
- Existing facility Rehab Center to close by the end of September 2012.
- Construction scheduled to begin October 1, 2012.
- Construction contract currently at \$5,345,024.
- Change in scope will reduce project costs due to not relocating Rehab Center. Revised construction cost will be provided August 1, 2012.
- Project completion in February 2013.

7 Bed Secure Recovery Residence:

- BGS and DMH are exploring site options.
- Site in Waterbury has been identified. Considering whether a temporary facility or a permanent facility is appropriate on this site.
- Received appraisal on Waterbury site and received an initial offer from landowner on purchase price.

- BGS has not responded with a counter offer.
- BGS and DMH have found an alternate location that may work out schedule wise as a permanent facility.
- BGS and DMH are looking into permitting and financial issues to decide whether to pursue this option.
- No current schedule or budget information currently available.

National Life Office Building

- FFF, BGS and Secretary of Administration will continue meeting with Agencies of ANR, AOT, and ACCD regarding space planning at National Life.
- Developed model floor plans regarding open floor concept for Agencies to review and share with staff.
- Department of Buildings and General Services has received draft master lease and conditions for review on July 16th, BGS and National Life Attorneys are in negotiations.
- Master schedule with National Life and BGS regarding moves is still being modified, to support minimal disruption. The move of ANR is on schedule; first move to be completed by October 15, 2012 – Final fit-up of existing and new lease space to be completed by April, 2013.
- Meeting with ANR on July 18th to finalize floor plan of module furniture model the agency has chosen.

Waterbury Complex Reconstruction Project

AHS Programming: FFF has completed the programming process for the Agency of Human Services regarding who and what should be located at the Waterbury Complex. AHS has committed staff and time to this very rigorous process and schedule. This work has resulted in a desire to design for 950 FTE's. This number does not include the Department of Health or apply a 10% reduction for telecommuting.

Support Services Programming: FFF and the Department of Buildings and General services have completed programming for support services within the complex. We will continue with BGS maintenance, custodial and security services the majority of space will be incorporated with the new Power Plant, some ancillary space for security and custodial will be within the new structure. BGS will keep the main office for Fleet Services in Montpelier; we will provide a small satellite service and carpooling program for AHS. The Department of Human Resources Training Center will continue in leased space, currently the center is at Blue Cross of Blue Shields main building in Berlin, we are evaluating blending the program into leased space at National Life's training areas to be completed by July 30, 2012

Next Steps: Continue with permitting, creating preliminary architectural drawings showing layout, size and scope of desired programming and developing detailed construction cost in anticipation of presenting "Revised B Option" to the Special Committee for approval at the September 2012 Joint Fiscal meeting.

Potential Sub-divisions:

Commissioner's office continues to meet with the town of Waterbury and members of the child care center board and parents regarding the opportunities for the Waterbury complex surplus property to be integrated into their overall town redevelopment plan. BGS continues to provide information to the town as requested. We have met two times since June, with another meeting scheduled. Waterbury has developed and presented an MOU to BGS for consideration.

Demolition Plan:

In preparation for asbestos abatement and demolition the Department of Buildings and General Services developed a plan and process for identification of items to be retained by previous occupants. Surplus Property began to inventory contents for resale and identified items to be removed and used in other state facilities. Surplus Property began marking items on Saturday, June 23. In four days the 3-person SP team had marked everything in Osgood, 10 North, and the A Building. The Laundry Building was almost full of items that were being offered at the two (or three) "tag" sales scheduled for July.

The first three days of the sale were such a success we had to postpone the second tag sale to replenish the laundry building in anticipation of a public sale on June 20. Next Tag Sale Friday June 20 our staff expects the day to be similar to Thursday June 12th "Black Friday" event. This is a huge success. The BGS team from Surplus Property and Property Management has gone above and beyond their normal work to make this event success for all the State. Surplus Property is also coordinating a review of furnishings that AHS administration intends to repurpose to their districts.

In preparation for demolition, all buildings need to be surveyed for asbestos, and any other environmental issues. BGS has contracted with Crothers Environmental, surveys have begun of all buildings; first priority is for buildings proposed for demolition in phase 1. Abatement follows the survey.

BGS and FFF have completed an RFP for demolition and detailed demolition documents for phase 1. We are now anticipating a two phase demo plan; in June we believed it to be a three phased approach. (Revised Schedule)

Permitting Schedule:

A very aggressive master plan for permitting (see attached schedule) has been developed; this plan coincides with our demolition plan. We have focused on three key areas:

Environmental Assessment/Section 106, Town Permit and an Act 250 Master Plan. Since reporting on June 5, 2012:

- BGS completed a design review board hearing with the town of Waterbury. (June 28, 2012). We received permission for our demolition plans as proposed subject to 45 day appeal period.
- July 18, 2012 an Act 250 hearing was held; we expect to receive response to our application in approximately two weeks.
- On July 9, 2012 the State (BGS, DHP, AOT) submitted its final draft 2PA (Secondary Program Agreement) to FEMA.

Construction Schedule:

As we informed you and the Chairs of both chambers for the Institutions Committee the June 1 – revised option B was not ready due to the volume of requirements and analysis requested to support our recommendation. While the revised option B proposal is not available, many endeavors are occurring in preparation for submission to the Special Committee.

For your review attached is our preliminary construction schedule (Revised Schedule Attached). This is divided into four key areas, as you will see, there are multiple action items taking place simultaneously. In addition, we are engaged currently in the following activities regarding the reconstruction project:

- Completing final site survey.
- Completing conceptual sub-divisions of property.
- Feasible infrastructure items for reuse are being inventoried.
- Evaluation of Hanks building regarding flood mitigation and impact on historic value and potential use is being completed.
- Laser scanning all historical buildings for documentation full complex completed by end of June.
- BGS and FFF have completed the OPR/LEED checklist and submitted to USGBC. Checklist.

Special Requirements Act 104:

(f)(1) Option B of the of the Freeman, French, Freeman report published on March 9, 2012 aligns closely with the general assembly's vision for the Waterbury Complex. However, the general assembly believes that Option B could be modified to achieve a cost savings to Vermonters. On or before June 1, 2012, the department of buildings and general services shall present a modified design proposal, including proposals under subdivision (4) of this

subsection (f) to the house committee on corrections and institutions, the senate committee on institutions, and the special committee described in this subsection.

- May 25, 2012 Memo: Commissioner Buildings and General Services notified all Members of Joint Fiscal Committee and House Corrections & Institutions Committee and Senate Institutions Committee that BGS would not be able to meet this schedule. We anticipate presenting revised option B on or before the September, 2012 Joint Fiscal meeting.

(A) The general assembly envisions that the modified design proposal would meet the dual goals of achieving a cost savings for the state and delivering state services in the most efficient manner possible while still utilizing quality Vermont materials for the new building.

- The modified design submitted in the future will demonstrate the goals established by the legislature.

(B) Because the quality and efficiency of state services are as important as achieving a cost savings, the size of the new building and the size of the future complex in general should be determined only after the following assessments, which shall also consider outcomes such as reduced operating expenses; judicious consumption of energy; increased use of telecommuting or disapproval of the proposal, and potential alternatives available. The special committee shall be entitled to per diem and expenses as provided in 2 V.S.A. § 406.

- The modified design submitted in the future will demonstrate the goals established by the legislature.

(C) The special committee may also meet to make decisions made necessary by unanticipated or unforeseen circumstances.

(3) The commissioner of buildings and general services shall notify the house committee on corrections and institutions and the senate committee on institutions at least monthly of updates to the planning process for the projects described in subdivision (c)(9) of this section. With approval of the speaker of the house and the president pro tempore, as appropriate, the house committee on corrections and institutions and the senate committee on institutions may meet up to six times when the general assembly is not in session to discuss any significant updates to the planning process for the Waterbury Complex and make recommendations to the special committee described in this subsection. The committees shall notify the commissioner of buildings and general services prior to holding a meeting pursuant to this subdivision. Committee members shall be entitled to receive a per diem and expenses as provided in 2 V.S.A. § 406.

(4) The commissioner of buildings and general services is authorized to take certain actions before formal approval of the design. Therefore, notwithstanding 29 V.S.A. § 152(a)(6), 165, or 166 or any other provision of law, in addition to producing a design, permitting, and

applying for federal aid, upon passage of this act, the commissioner of buildings and general services may:

(A) Lease, sell, lease purchase, subdivide, or donate the following buildings within the Waterbury Complex in their current condition: Stanley Wasson, 121 South Main Street, 123 South Main Street, 5 Park Row, 43 Randall Street, and their improvements.

- The Department of Buildings and General Services are engaged in discussions with the Waterbury and key stakeholders identified in their strategic plan for the best use and development regarding Stanley, Wasson, 121 & 123 South Main Street. Waterbury has presented an MOU for BGS to consider.
- The Department of Buildings and General Services has received inquiries on 5 Park Row and 43 Randall Street. To date we have not taken further action on selling or leasing property.

(B) Consider retaining the Ladd building or the Weeks building for state use. If the commissioner determines that retaining Ladd or Weeks is not in the best interest of the state, the commissioner may divest the state of these properties by any manner described in subdivision (4)(A) of this subsection (f) subject to the requirements of subdivision (2)(A) of this subsection (f).

- Freeman French Freeman and the Agency of Human Services are engaged in programming services into the complex. As we move forward with final programming based on AHS needs we have discovered value in utilizing Weeks building.
- Ladd Hall – Working in partnership with Waterbury and their strategic plan BGS continues to support the village and potential housing project at this location. We believe this is vital to the redevelopment of the community.

(C) Consider whether the Hanks building should be demolished to facilitate flood mitigation efforts and, if the commissioner so determines, demolish the building in accordance with the requirements of subdivision (4) (E) of this subsection (f). Otherwise, the commissioner may divest the state of Hanks by any manner described in subdivision (4)(A) of this subsection (f) subject to the requirements of subdivision (2)(A) of this subsection (f).

- Freeman French Freeman has completed its analysis and the Commissioner of Buildings and General Services based on this report recommends retaining the Hanks Building for State office use. (June 14, 2012 Memo)

(E) assuming any required permits are attained, demolish any building in the Waterbury Complex except those named in subdivisions(f)(4)(A), (B), (C), or (D) of this section; the 1889–1896 early construction buildings, sometimes referred to as the historic bone or

spine; the smokestack; and the public safety headquarters and forensics laboratory and their improvements.

(F) Before selecting a heating system for the Waterbury Complex, investigate further and consider options to assure the personnel operating costs as well as other life cycle costs have been analyzed. The department or designee shall also conduct a comparative cost effectiveness analysis of producing heat and electricity. ***

- Freeman French Freeman will present recommendations July 20, 2012. Presentation documents will be attached in future printing of the July 20, 2012 progress report.

Other Request or Information:

Buildings and General Services has contracted with Economic and Policy Research, Inc to complete our analysis demonstrating efficiencies a request in Act 104 of the 2012 Session and other goals established by the legislature – this information will be incorporated into the modified design submitted at a later date.

Scope of Work – Economic and Financial Impact Analyses

1. Review and develop financial analysis of selected re-build/re-development options as identified by the Department of Buildings and General Services. Analysis will include determination of the present value of capital and operating expenses for a minimum of twenty years for each option. A comparison of the net present value of all selected options will be prepared in tabular form.
2. Review and develop financial analysis of selected options to relocate the Department of Education to a single physical location. Analysis will include determination of the present value of capital and operating expenses for a minimum of twenty years for each option. A comparison of the net present value of all selected options will be prepared in tabular form.
3. An examination of the financial benefits of implementing a telecommuting policy will be developed using capital and operating cost data. Historic and current cost data will be combined with current capital cost data to develop reasonable estimates of the financial benefits of encouraging telecommuting throughout the state workforce.
4. Inventory and compile in a summary statement of the advantages and disadvantages of the State acquiring office space through leasing and ownership. The summary statement will be suitable to inform a policy discussion for Legislative consideration.

5. Assist the Department of Building and General Services to explore redevelopment options regarding the district heat plant at the Waterbury Office Complex. The potential for participation in a community-wide district heat system will be examined.

Information Request June 9, 2012 for Joint Institutions Committee meeting, July 20, 2012

Regarding Waterbury Complex reconstruction pursuant to the requirements of Act 104, Capital Budget Adjustment

1. List of leases for state employees in Chittenden, Washington Counties, terms of each lease denoted by whether or not related to Irene.
2. List of all Agency departments and number of employees in each located in state owned buildings in Chittenden and Washington Counties other than those located within the City of Montpelier.

PROPERTY MANAGEMENT STATUS

Lease space Chittenden & Washington Counties *Attachment 1 & 1A*

- 850Ksq ft is currently leased by the State of Vermont (up from 620K in July, 2011)
- 72% of current leased space is located in Chittenden & Washington County
- 230Ksq ft was added to the State's "leased" portfolio due to displaced workers from Irene
 - 156K sq ft in Chittenden County (70%)
 - 63 K sq ft in Washington County (30%)

Owned space in Chittenden & Washington Counties w/ populations

Attachment 2 & 2A, 2B

- 3.8M sq ft is currently owned by the State of Vermont
- Prior to Irene, this represented 85% of the total portfolio
- Currently owned space represents 78% of the total portfolio (post Irene)
- Population numbers are not tracked by Building but are tracked by geography (zip code). The Department of Human Resources has future plans to develop and to track employees by Building
- Waterbury state office complex represents 701K sq ft (gross)
- DPS occupies 88K sq ft in the complex (13%) and the balance is vacant (87%)

Property dispositions at Waterbury State Office Complex

Disposition of multiple properties at the Waterbury Complex are defined in Act 104 of 2012. Our process has been to work with existing tenant groups, Waterbury and non- profit organizations to determine, need and operational fit.

The following are currently in the disposition process:

1. 121 South Main – Vermont Legal Aid (DMH) (3.8K sq ft)
2. Garage behind 123 South Main
3. 123 South Main – Hunger Mountain Child Care (HMCC) (3.6K sq ft)
4. 43 Randall St – AHS (5 k sq ft)
5. Wasson - AHS/DMH (13.5K sq ft)
6. Stanley Hall – VSC (26K sq ft)
7. Logue Cottage & Garage – ANR /DEC (2.2K sq ft)
8. Ladd Hall – AHS – (25K sq ft)

Current Status

- HMCC is looking to purchase **121 & 123 So Main** and the adjacent **garage** to develop into a new child care facility. HMCC has a long standing presence in Waterbury serving the community needs for 20 yrs. Currently building inspections are in progress and they are evaluating findings to determine feasibility of future development.
- **43 Randall** was significantly damaged by Irene. The basement fuel tank spilled and fuel oil was distributed in the basement/ground level. Preliminary assessments have been completed and this oil damage was stabilized but needs further clean up. We have been approached by several interested parties and need to establish a value and sell the property thru our traditional methods. (advertise publicly and solicit bids for the property
- **Wasson, Stanley** – VSC was the occupant in Stanley and they are moving to a new location in downtown Montpelier on Stone Cutters Way. They will be moving into this space in September. Currently VSC furniture is still in Stanley and will be moved from there to Montpelier in September. BGS is emptying Wasson & the Logue garage to support the demolition plan. Representatives from Waterbury and BGS are meeting every two to three weeks regarding the proposed sub-division for Wasson and Stanley. Future use could be for town offices, library or possible some mixed use.
- **Ladd Hall** - Currently in discussions with local “Community Land Trust” to consider use of the property as a housing project.

- **Logue Cottage** - The department of buildings and general services is evaluating retaining the Logue Cottage or including it in the proposed sub-division for Wasson and Stanley Hall.
3. Written status of “modified B” progress including analysis of return of all AHS employees to Waterbury including those in state owned facilities, the latter to be occupied by employees of other agencies now housed in leased space in Chittenden and Washington Counties.
 - This report “Planning Process Update #2” is presented as our written update as to the progress of our work regarding reconstruction projects dedicated to renovation and replacement of State owned assets. An update on AHS programming will be presented on July 20, 2012. We anticipate presenting revised option B on or before the September, 2012 Joint Fiscal meeting.
 4. Complete cost for retrofit of National Life along with lease terms once ANR moves to National Life, cost benefit analysis of efficiencies of ANR move vs. cost of move, retrofit and lease terms (\$1,000,000 appropriated in Act 104).
 - Freeman French Freeman and BGS are continue to work with the Agencies and departments identified for National Life fit-up until our programming is complete we can only provide an estimated total cost for fit-up. \$7,500,000.
 5. Status of potential for use of Waterbury Complex by Hunger Mountain, Central Vermont Community Land Trust, Town, Village of Waterbury and any others pursuant to the requirements of Act 104.
 - The Department of Buildings and General Services are engaged in discussions with Waterbury and key stakeholders identified in their strategic plan for the best use and development regarding Stanley, Wasson, 121 & 123 South Main Street.
 6. Attachments:
 - May 25, 2012 memo to All Members – Status of Option B Modified
 - July 18, 2012 Revised Deconstruction Phasing Plan
 - July 20, 2012 Revised Construction Schedule
 - June 14, 2012 – Memo Hanks Building
 - Property and Lease Spreadsheets Attachments 1-2B

COPY



Department of Buildings & General Services
Agency of Administration

Office of the Commissioner

Two Governor Aiken Avenue
Montpelier, VT 05633-5801
(Voice) 802-828-3519
(FAX) 802-828-3533

BGS Home Page: www.bgs.state.vt.us

MEMORANDUM

TO: All Members of the Joint Fiscal Committee, House Corrections & Institutions Committee and Senate Institutions Committee

FROM: Michael J. Obuchowski, Commissioner, Buildings & General Services *mjo*

DATE: May 25, 2012

SUBJECT: Option B Modified Design Proposal – Waterbury State Office Complex

We hope that the transition to home, family and friends has been easy and enjoyable. Thank you for your service in the Vermont General Assembly and for the sacrifices you make in order to serve your fellow Vermonters.

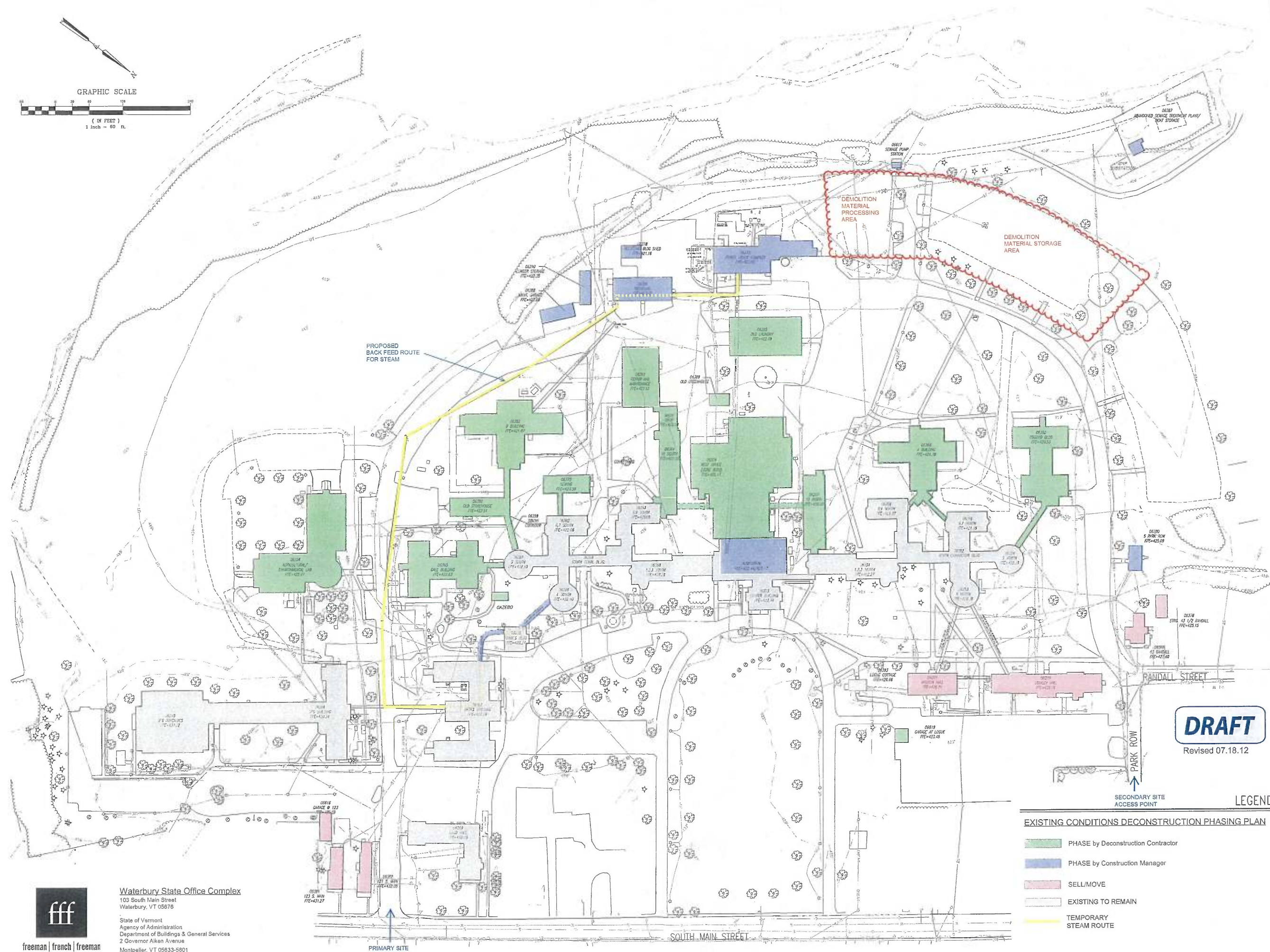
Act No. 104 of 2012 in Sec. 3 requires that "on or before June 1, 2012 the department of Buildings and General Services shall present a modified design proposal including proposals under subdivision (4) of this subsection (f) to the house committee on corrections and institutions, the senate committee on institutions, and the special committee". BGS will not be able to meet this schedule due to the fact that Freeman French Freeman, the States Waterbury project architectural firm, and my team need more time to do all the analysis requested by the Assembly.

BGS will be able to present the requested modified design proposal as each task gets completed. We will forward information to you as soon as available to us. We intend to report on or before June 1, 2012 to the membership of all the committees involved with a 'since the General Assembly left' update, report again on July 20th at the JFC meeting and issue a final report when the requested analysis is complete and our proposal is ready for your review.

Thank you for your cooperation and understanding of the situation. If you have any questions or concerns, please feel free to call me.

cc: Jeb Spaulding,
Secretary of Administration





Revised 07.18.12

EXISTING CONDITIONS DECONSTRUCTION PHASING PLAN

- PHASE by Deconstruction Contractor
- PHASE by Construction Manager
- SELL/MOVE
- EXISTING TO REMAIN
- TEMPORARY
STEAM ROUTE

Master Plan and Demolition

Revised July 20, 2012

[illegible]

Waterbury Construction Schedule

Preliminary

Freeman French Freeman
Revised 7/19/12

	TASKS	2012				2013				2014				2015			
		1	2	3	4	1	2	3	4	1	2	3	4	1	2	3	4
1	State AOA/BGS Actions																
2	"B" Hybrid Selection & Legislative Process																
3	Insurance - settle claim																
4	FEMA - Obtain Irene Recovery Funding																
5	Hazardous Materials Assessment - Crothers																
6	Architect - FFF A&E service contract																
7	Construction - Construction Management Services																
8	Commissioning Agent - MEP and Envelope																
9	PERMITS																
10	FEMA																
11	Environmental Assessment - Peter Thomas																
12	Acceptance of SHPO report / 2 PA																
13	WATERBURY																
14	Community Planner / Zoning Administrator / DRB																
15	Design Review Board																
16	Zoning Board of Adjustment - Flood Hazard Review																
17	HISTORIC PRESERVATION																
18	Archeology - Start Field Work 7/18/12																
19	Building Surveys and Documentation																
20	ACT 250																
21	Demolition Permit - Hearing 7/18/12																
22	New and Renovation Permit																
23	Subdivision Permit																
24	HEALTH - asbestos abatement/lead																
25	AGENCY OF NATURAL RESOURCES																
26	Stormwater - Construction & Operating																
27	Waterwater & Potable Water Supply																
28	Public Water Supply																
29	Air Pollution																
30	Flood Plain and River Corridor																
31	FIRE SAFETY																
32	Demolition Permits																
33	Renovation of Historic Buidlings																
34	Power Plant																
35	New Building																
36	ARCHITECTURE & ENGINEERING																
37	Programming																
38	LEED Services																
39	Power Plant - SD,DD,CD																
40	Renovation - SD,DD,CD																
41	New Budiling - SD,DD,CD																
42	Bidding & Negotiation																
43	Construction Administration																
44	CONSTRUCTION																
45	Demolition - Phase 1																
46	Demotion - Phase 2																
47	Site Work																
48	Power Plant																
49	Renovate - South campus																

7

2

[illegible]

STATE OF VERMONT
DEPARTMENT OF BUILDINGS AND GENERAL SERVICES
LEASED SPACE IN WASHINGTON AND CHITTENDEN COUNTY
AS OF JULY 1, 2012

ATTACHMENT 1

Highlighted indicates new lease location for Waterbury departments displaced by tropical storm Irene (08/29/11)

AGENCY	DEPARTMENT	TOWN	COUNTY	LOCATION	ANNUAL LEASE AMOUNT	SQUARE FOOTAGE	AGENCY TOTAL	
Administration	BGS - Temporary Space for FEMA	Montpelier	Washington	17 State St.	\$ 43,200.00	2,400	27,874	
	BGS - Surplus Property	Waterbury	Washington	438 US RT 2	\$ 67,744.00	7,320		
	Human Resources	Berlin	Washington	430 Industrial Ave (BCBS)	\$ 76,360.00	1,600		
	Human Resources	Montpelier	Washington	National Life (2nd floor)	\$ 26,674.56	2,794		
	DII	Middlesex	Washington	30 Bailey Meadows Road (3 storage units)	\$ -	550		lease expired
	DII - IT	Montpelier	Washington	112 State St - 5th Floor	\$ 73,950.00	5,000		
	DII - IT	Montpelier	Washington	National Life (1st floor)	\$ 57,368.17	2,529		
	DII - Computer/Data Room	Montpelier	Washington	National Life (1st floor)	\$ 1,017	1,017		
	DII - Vermont Telecommunications Authority	Montpelier	Washington	National Life - Records Building	\$ 28,088.32	1,664		
Agriculture	Lab (Space shared with ANR)	Berlin	Washington	322 Industrial Ave (League)	\$ 67,200.00	9,600	9600	
	Lab (Space shared with ANR DEC Lab)	Burlington	Chittenden	UVM - Hills Building				lease in progress
Financial Regulation (Formerly BISHCA)	Financial Regulation	Montpelier	Washington	89 Main Street	\$ 550,554.35	29,053	29,053	
Commerce & Community Development	Administration & Historic Preservation	Montpelier	Washington	National Life (6th floor)	\$ 335,889.45	19,299	22,319	
	Administration & Historic Preservation	Montpelier	Washington	National Life - Records Building Storage	\$ 500	500		
	Administration & Historic Preservation	So. Burlington	Chittenden	7 Green Tree Drive	\$ 24,544.80	2,520		
Defender General Office of							4,340	
	Defender General	Burlington	Chittenden	192 College St	\$ 57,591.80	4,340		
Education Department	Education	Berlin	Washington	1130 U.S. Route 302 (Suite 400)	\$ 168,711.72	15,372	15,372	
Enhanced 9-1-1 Board	Enhanced 9-1-1 Board	Montpelier	Washington	100 State St.	\$ 55,500.00	3,604	3,604	
Human Services	Corrections	Barre	Washington	41 Bugbee Ave - Storage	\$ 3,360.00	840	230,663	
	Corrections	Barre	Washington	75 South Main Street - Storage/Workshop	\$ 12,600.00	1,200		
	DCF - Office of Child Support	Barre	Washington	162 North Main Street	\$ 47,025.00	3,300		
	Development/Disability Council	Berlin	Washington	322 Industrial Ave (shared w/ ANR/AGR)	\$ 67,200.00			
	DAIL / VR	Burlington	Chittenden	110 Cherry 2nd Floor	\$ 187,917.75	8,885		
	DAIL / VR	Burlington	Chittenden	110 Cherry 2nd Floor	\$ 25,000.00	1,368		
	Health	Burlington	Chittenden	111 Colchester Ave	\$ 46,913.28	5,352		
	Health	Colchester	Chittenden	382 Hercules Drive	\$ 93,193.75	10,075		
	DCF	Essex Junction	Chittenden	IBM Building 967-1	\$ 715,137.50	40,865		
	Aging & Independent Living - DBVI	Montpelier	Washington	12 1/2 Main Street	\$ 17,268.75	1,125		
	Aging & Independent Living - Guardian Servi	Montpelier	Washington	81-83 River Street	\$ 29,000.50	1,550		
	DMH - AAG's	Montpelier	Washington	100 State St. (Capitol Plaza)	\$ 50,280.00	2,600		
	DMH - VSH Administration (Shared with ANR)	South Barre	Washington	379 South Barre Road (Former Lottery)	\$ 165,000.00	10,000		
	Center for Crime Victim Services	Waterbury	Washington	58 South Main St.	\$ 56,891.04	3,886		
	Center for Crime Victim Services	Waterbury	Washington	60 South Main St.	\$ 17,817.80	1,540		



Vanasse Hangen Brustlin, Inc.

Six Bedford Farms Drive,
Suite 607
Bedford, New Hampshire 03110-6532
Telephone 603 644-0888
FAX 603 644-2385
www.vhb.com

Memorandum

To: Jesse Beck

Date: June 14, 2012

Project No.: 57521.01

From: Michael Hansen, P.E., CFM

Re: Hanks Building - Waterbury, Vt

Hanks Building

The Hanks Building is located within the 100 year flood plain and this area has flooded in the 1927 event and again during tropical storm Irene. To say one building cause's greater risk to other buildings is hard to substantiate. The Hanks Building was flooded during Irene but its staying in place will not cause other areas to flood more so than before. Removing the connections to the other buildings and regrading the surrounding area should allow for flood waters to be able to move freely about the outside of the building and not back up into adjacent areas. Additional flood protection that is being proposed for the site will also help to protect the buildings from future flooding. Examples being flood proofing inside of building, removing and or filling in utility tunnels between the buildings, and lowering of site by 3 to 4 feet in the areas were the old power plant and parking areas will give additional flood storage for future events. To say that this area can be protected 100 percent from any additional events is not true. However numerous measures are being implemented as stated above. Also by the removal of outlier buildings and consolidation of the site will allow for grading to be done to help to convey flood waters around the future configuration.

Numerous effects contributed to the flooding of the Waterbury Complex, These being an extreme amount of rain within a short time period, and along with soil conditions already being saturated from a wet month leading up to Irene. This caused much more debris to be washed downstream impacting the bridges which helped to cause water to back up in the area of the complex.

In my opinion the keeping of the Hanks Building should have no more of an adverse effect as any other building that is being left or redeveloped on the campus. As plans are being developed VHB will further analyze the effects of the floodwaters to the new grading of the entire complex.

STATE OF VERMONT
DEPARTMENT OF BUILDINGS AND GENERAL SERVICES
LEASED SPACE IN WASHINGTON AND CHITTENDEN COUNTY
AS OF JULY 1, 2012

Highlighted indicates new lease location for Waterbury departments displaced by tropical storm Irene (08/29/11)

AGENCY	DEPARTMENT	TOWN	COUNTY	LOCATION	ANNUAL LEASE AMOUNT	SQUARE FOOTAGE	AGENCY TOTAL
	DCF - Family Services	Waterbury	Washington	Pilgrim Park	\$ 147,464.70	9,465	
	Human Services (SEC Call Center) / VT GNC Williston	Williston	Chittenden	299 Hurric Lane	\$ 381,551.00	18,388	
	Department of Vermont Health Access (DVH Williston	Williston	Chittenden	312 Hurricane Lane	\$ 455,550.48	20,916	
	Department of Vermont Health Access (DVH Williston	Williston	Chittenden	289 Hurricane Lane - (2nd floor - east)	\$ 130,326.30	6,110	
	DA	Williston	Chittenden	289 Hurricane Lane - (2nd floor - west)	\$ 260,572.00	12,000	
	Department of Vermont Health Access (DVH Williston	Williston	Chittenden	372 Hurricane Lane	\$ 51,408.00	2,448	
	DOC	Williston	Chittenden	426 Industrial Ave	\$ 294,974.80	16,904	
	DOC	Williston	Chittenden	426 Industrial Ave	\$ 294,974.80	16,904	
	DOC	Williston	Chittenden	426 Industrial Ave	\$ 294,974.80	16,904	
	DOC	Williston	Chittenden	426 Industrial Ave	\$ 294,974.80	16,904	
	AHS - DCF/FS	Williston	Chittenden	426 Industrial Ave	\$ 294,974.80	16,904	
	DOC	Williston	Chittenden	426 Industrial Ave	\$ 294,974.80	16,904	
	DOC P&P	Winooski	Chittenden	2 East St.	\$ 41,200.00	2,060	
Judiciary Branch	Judiciary - Environmental Court	Berlin	Washington	East View Place - Airport Road	\$ 186,048.00	12,000	12,000
Labor	Department of Labor	Middlesex	Washington	30 Bailey Meadows Road (3 Storage units	\$ 5,073.00	800	11,312
	DOL - Call Center	Montpelier	Washington	National Life - Records Building	\$ 113,128.26	6,762	
	Department of Labor	Montpelier	Washington	81-83 River St	\$ 30,747.00	1,850	
	Department of Labor (VOSHA)	So. Burlington	Chittenden	20 Kimball Ave.	\$ 25,194.00	1,900	
Lottery Commission	Vermont State Lottery	Berlin	Washington	1131 U.S. Route 302 (Suite 100)	\$ 142,576.00	13,300	13,300
Natural Resources	Natural Resources	Barre	Washington	35 Bugbee Ave - Storage	\$ 2,700.00	676	79,439
	F&W	Berlin	Washington	542 Route 302 (across from Lagares)	\$ 27,000.00	1,800	
	Air Quality (Space shared with AGR Lab)	Berlin	Washington	322 Industrial Ave (Lague)	\$ 67,200.00		
	Natural Resources - Records Processing	Berlin	Washington		\$ 36,000.00	6,000	
	DEC Lab (Space shared with AGR Lab)	Burlington	Chittenden	UVM - Hills Building		9,661	lease in progress
	DEC	Graniteville	Washington	772 Graniteville Road (Rock of Ages)	\$ 157,522.00	9,160	
	Natural Resources	Middlesex	Washington	30 Bailey Meadows Road	\$ 31,200.00	2,500	
	Natural Resources Board - Records Building	Montpelier	Washington	National Life - Records Building	\$ 66,056.04	4,742	
	FP&R	Montpelier	Washington	81-83 River St	\$ 18,000.00	1,200	
	ANR (Shared with DMH - VSH Administration	South Barre	Washington	379 South Barre Road (Former Lottery)	\$ 165,000.00		
	DEC - FP&R - F&W	Waitsfield	Washington	186 Mad River Park (Formerly Northern Power	\$ 257,850.00	14,100	
	Environmental Conservation	Waterbury	Washington	Route 2 - (Storage)	\$ 840.00	100	
	ANR - IT	Waterbury	Washington	434 US RT 2 (Surplus)	\$ 42,000.00	3,500	
	DEC - F&W	Winooski	Chittenden	10 East Allen Drive (VSAC)	\$ 431,028.00	26,000	
Public Safety	Public Safety (Fire Prevention)	Berlin	Washington	1131 U.S. Route 302 (Suite 100)	\$ 77,317.50	7,930	10,030
	Public Safety (Fire Prevention)	Williston	Chittenden	372 Hurricane Lane	\$ 32,634.00	2,100	
Secretary of State	Secretary of State	Montpelier	Washington	National Life (2nd floor - 2 Locations)	\$ 160,014.48	9,649	9,649

STATE OF VERMONT
DEPARTMENT OF BUILDINGS AND GENERAL SERVICES
LEASED SPACE IN WASHINGTON AND CHITTENDEN COUNTY
AS OF JULY 1, 2012

Highlighted indicates new lease location for Waterbury departments displaced by tropical storm Irene (08/29/11)

AGENCY	DEPARTMENT	TOWN	COUNTY	LOCATION	ANNUAL LEASE AMOUNT	SQUARE FOOTAGE	AGENCY TOTAL
Transportation	Transportation	Barre	Washington	309 South Main St	\$ 9,288.00	1,080	137,289
	Transportation	Berlin	Washington	Rt 302 - Barre/Montpelier Rd - (Trailer)	\$ 6,000.00	1,940	
	Transportation	Berlin	Washington	2178 Airport Road (Lab)	\$ 130,625.00	34,880	
	Motor Vehicles	Burlington	Chittenden	4 Market St.	\$ 111,375.00	6,750	
	Transportation	Montpelier	Washington	National Life Drive	\$ 1,501,953.52	91,559	
	Transportation	So. Barre	Washington	309 South Barre Road (Jockey Hollow)	\$ 9,288.00	1,080	
TOTAL ANNUAL PAYMENTS \$					9,541,048.72		
TOTAL LEASED SPACE						615,844 SF	615,844
TOTAL NUMBER of LEASES						73	

STATE OF VERMONT
DEPARTMENT OF BUILDINGS AND GENERAL SERVICES
IRENE LEASED SPACE
AS OF JULY 1, 2012

ATTACHMENT 1A

Highlighted indicates new lease location for Waterbury departments displaced by tropical storm Irene (08/29/11)

AGENCY	DEPARTMENT	TOWN	COUNTY	LOCATION	ANNUAL LEASE AMOUNT	SQUARE FOOTAGE	AGENCY TOTAL
Administration	Human Resources	Berlin	Washington	439 Industrial Ave (BCBS)	\$ 76,360.00	4,600	4,600
Agriculture	Lab (Space shared with ANR)	Berlin	Washington	322 Industrial Ave (Lague)	\$ 67,200.00	9600	9600
	Lab (Space shared with ANR DEC Lab)	Burlington	Chittenden	UVM - Hills Building			lease in progress
Human Services	Development/Disability Council	Berlin	Washington	322 Industrial Ave (shared w/ ANR/AGR)	\$ 67,200.00		133,639
	DCF	Essex Junction	Chittenden	IBM - Building 967-1	\$ 715,137.50	40,865	
	DMH - AAG's	Montpelier	Washington	100 State St. (Capitol Plaza)	\$ 50,280.00	2,600	
	DMH - VSH Administration (Shared with ANF South Barre	Washington	Washington	379 South Barre Road (Former Lottery)	\$ 165,000.00	10,000	
	Human Services (SEC Call Center) / VT CNC	Williston	Chittenden	208 Hurricane Lane	\$ 381,551.00	18,388	
	DAIL - Commissioner & Business Office	Williston	Chittenden	289 Hurricane Lane - (2nd floor - west)		4,743	
	ADPC - Mail Center	Williston	Chittenden	289 Hurricane Lane - (1st floor - east)	\$ 269,750.00	4,000	
	Department of Vermont Health Access (DVH	Williston	Chittenden	289 Hurricane Lane - (1st floor - west)		4,000	
	DCF - HAEU	Williston	Chittenden	459 Hurricane Lane	\$ 130,480.00	6,524	
	DAIL	Williston	Chittenden	94 Harvest Lane	\$ 189,000.00	14,242	
	DAIL	Williston	Chittenden	329 Harvest Lane	\$ 105,528.00	8,794	
	Corrections - 1st & 2nd floor	Williston	Chittenden	426 Industrial Ave	\$ 274,572.10	14,683	
	Rate Setting	Williston	Chittenden	25 Omega Drive		4,000	
	DOC - Parole Board	Williston	Chittenden	25 Omega Drive	\$ 57,600.00	800	
Natural Resources	F&W	Berlin	Washington	542 Route 302 (across from Lagares)	\$ 27,000.00	1,800	71,421
	Air Quality (Space shared with AGR Lab)	Berlin	Washington	322 Industrial Ave (Lague)	\$ 67,200.00		
	Natural Resources - Records Processing	Berlin	Washington		\$ 36,000.00	6,000	
	DEC Lab (Space shared with AGR Lab)	Burlington	Chittenden	UVM - Hills Building		9,661	lease in progress
	DEC	Graniteville	Washington	772 Graniteville Road (Rock of Ages)	\$ 157,522.00	9,160	
	FP&R	Montpelier	Washington	81-83 River St	\$ 18,000.00	1,200	
	ANR (Shared with DMH - VSH Administration	South Barre	Washington	379 South Barre Road (Former Lottery)	\$ 165,000.00		
	DEC - FP&R - F&W	Waitsfield	Washington	186 Mad River Park (Formerly Northern Power	\$ 257,850.00	14,100	
	ANR - IT	Waterbury	Washington	434 US RT 2 (Surplus)	\$ 42,000.00	3,500	
	DEC - F&W	Winooski	Chittenden	10 East Allen Drive (VSAC)	\$ 431,028.00	26,000	
TOTAL ANNUAL PAYMENTS \$					3,751,258.60		
TOTAL LEASED SPACE						219,260 SF	219,260
TOTAL NUMBER of LEASES						23	

Department of BGS
State Owned Space By Town for Chittenden and Washington Counties
As of July 1, 2012

ATTACHMENT 2

COUNTY	TOWN	BUILDING	ADDRESS (E-911)	AGENCY	DEPARTMENT	EMPLOYEES	TOTAL
Washington	Barre	District Court & Office Building	255 No. Main St.	ADMIN	BGS	6	56
		District Court & Office Building	255 No. Main St.	AHS	Corrections	23	
		District Court & Office Building	255 No. Main St.	AHS	DCF - Family Services	3	
		District Court & Office Building	255 No. Main St.	JUD	Court Administrator	14	
		District Court & Office Building	255 No. Main St.	SA	State's Attorney COMMON	10	
Washington	Barre	McFarland State Office Building	5 Perry St.	ADMIN	BGS	12	105
		McFarland State Office Building	5 Perry St.	ADMIN	D I I	7	
		McFarland State Office Building	5 Perry St.	AHS	DAIL (VR)	4	
		McFarland State Office Building	5 Perry St.	AHS	DCF - Economic Services	8	
		McFarland State Office Building	6 Perry St.	AHS	Field Services		
		McFarland State Office Building	5 Perry St.	AHS	Health		
		McFarland State Office Building	5 Perry St.	NRB	Natural Resources Board	15	
		McFarland State Office Building	5 Perry St.	ANR	DEC	26	
		McFarland State Office Building	5 Perry St.	ANR	ANR (Fish & Wildlife)	21	
		McFarland State Office Building	5 Perry St.	ANR	ANR (Forests & Parks)	11	
		McFarland State Office Building	5 Perry St.	DOL	DOL COMMON	1	
Washington	Berlin	Regional Library	578 Paine Turnpike	LIB	Library		
Chittenden	Burlington	Health Lab	195 Colchester Ave.	ADMIN	BGS - Maintenance	43	
		Health Lab	195 Colchester Ave.	ADMIN	BGS - Unusable - Vacant		
		Health Lab	195 Colchester Ave.	AHS	Health COMMON		
Chittenden	Burlington	Costello Court House	32 Cherry St.	ADMIN	BGS - Maintenance	18	
		Costello Court House	32 Cherry St.	AHS	Corrections		
		Costello Court House	32 Cherry St.	AHS	DCF - OCS		
		Costello Court House	32 Cherry St.	AHS	DCF - Lawyers		
		Costello Court House	32 Cherry St.	JUD	Court Administrator		
		Costello Court House	32 Cherry St.	SA	State's Attorney COMMON	25	
Chittenden	Burlington	Zampieri Office Building	108 Cherry St.	ADMIN	BGS	275	
		Zampieri Office Building	108 Cherry St.	ADMIN	Cafeteria - Contracted		
		Zampieri Office Building	108 Cherry St.	AHS	DCF - Economic Services		
		Zampieri Office Building	108 Cherry St.	AHS	Health	8	
		Zampieri Office Building	108 Cherry St.	ELECT	Attorney General COMMON		
Chittenden	Burlington	50 Cherry Street (Former Formac)	50 Cherry St.	ADMIN	BGS	1	
		50 Cherry Street (Former Formac)	50 Cherry St.	ADMIN	CUSI	58	
		50 Cherry Street (Former Formac)	50 Cherry St.	AHS	Corrections (P & P)	2	
		50 Cherry Street (Former Formac)	50 Cherry St.	AHS	Corrections (VCPTSA) COMMON		

Department of BGS
State Owned Space By Town for Chittenden and Washington Counties
As of July 1, 2012

COUNTY	TOWN	BUILDING	ADDRESS (E-911)	AGENCY	DEPARTMENT	EMPLOYEES	TOTAL
Chittenden	Colchester	Building 1705 Building 1705	424 Hegeman Ave 424 Hegeman Ave	ADMIN DPS	BGS Emergency Management COMMON		
Chittenden	Colchester	Building 1710	394 Hegeman Ave	DPS	DPS		
Chittenden	Colchester	Storage Building (1707)	410 Hegeman Ave	DPS	DPS		
Chittenden	Colchester	Former VCET Bldg * Scheduled to be razed	245 South Park Drive	AHS	VDH COMMON		
Chittenden	Essex	Woodside Juvenile Facility	26 Woodside Drive East	AHS	DCF - Family Services		
Chittenden	Essex	Gym	26 Woodside Drive East	AHS	DCF - Family Services		
Chittenden	Essex	Building 617 (Former IBM Bldg)	30 Allen Martin Drive	ADMIN	BGS - Vacant		
Washington	Middlesex	Central Services Central Services Central Services Central Services	1078 US Rt. 2 1078 US Rt. 2 1078 US Rt. 2 1078 US Rt. 2	ADMIN ADMIN ADMIN ELECT	BGS - Print Shop BGS - Postal BGS - Maintenance Secretary of State COMMON	57	
Washington	Middlesex	Radio & Comm. Shop	409 US Rt. 2	DPS	DPS	3	
Washington	Middlesex	Radio & Comm. Storage	409 US Rt. 2	DPS	DPS		
Washington	Middlesex	Troop Headquarters	1078 US Rt. 2	DPS	DPS	20	
Washington	Middlesex	Garage	1078 US Rt. 2	DPS	DPS		
Washington	Middlesex	Day Care	140 Three Mile Bridge Rd.	ADMIN	BGS		
							80
Chittenden	So. Burlington	Chittenden Reg. Correctional Fac.	7 Farrell St.	AHS	Corrections		
Washington	Waterbury	DPS Building	103 South Main St	DPS	DPS	167	
Washington	Waterbury	DPS New Forensics Lab	103 South Main St	DPS	DPS		
							167
Chittenden	Williston	State Office Building	2777 St George Ave	ADMIN	BGS	85	

ATTACHMENT 2A

STATE OF VERMONT DEPARTMENT OF BUILDINGS AND GENERAL SERVICES STATE EMPLOYEES IN CHITTENDEN COUNTY

County	Department	Job Type	Sum of Employee ID COUNT
Chittenden	Agriculture, Food & Markets	Classified	8
	Agriculture, Food & Markets Total		8
	Buildings & General Services	Classified	35
		Temporary	3
	Buildings & General Services Total		38
	Commerce & Community Developme	Classified	1
	Commerce & Community Developme Total		1
	Corrections, Department of	Classified	217
		Exempt	6
		Temporary	19
	Corrections, Department of Total		242
	Court Administrator-Judicial	Exempt	72
		Temporary	5
	Court Administrator-Judicial Total		77
	DAIL	Classified	78
		Exempt	1
		Temporary	2
	DAIL Total		81
	Defender General	Exempt	17
	Defender General Total		17
	Department of Human Resources	Classified	10
	Department of Human Resources Total		10
	Dept for Children & Families	Classified	403
		Exempt	13
		Temporary	36
	Dept for Children & Families Total		452
	Dept. of Mental Health	Classified	12
		Temporary	1
	Dept. of Mental Health Total		13

DEPARTMENT OF BUILDINGS AND GENERAL SERVICES

Environmental Conservation	Classified	134
	Exempt	2
	Temporary	22
Environmental Conservation Total		158
Fish & Wildlife, Dept of	Classified	19
	Temporary	6
Fish & Wildlife, Dept of Total		25
Forests, Parks & Recreation	Classified	12
	Temporary	25
Forests, Parks & Recreation Total		37
Health	Classified	331
	Exempt	7
	Temporary	12
Health Total		350
Human Services, Agency of	Classified	48
	Exempt	4
Human Services, Agency of Total		52
Labor, Dept of	Classified	29
Labor, Dept of Total		29
Libraries, Dept of	Classified	1
Libraries, Dept of Total		1
Liquor Control, Dept of	Classified	4
Liquor Control, Dept of Total		4
Military, Dept of	Classified	106
	Exempt	4
	Temporary	12
Military, Dept of Total		122
Natural Resources Board	Classified	5
Natural Resources Board Total		5
Natural Resources, Agency of	Classified	1
Natural Resources, Agency of Total		1
Office of VT Health Access	Classified	106
	Exempt	8

DEPARTMENT OF BUILDINGS AND GENERAL SERVICES

	Temporary	1
Office of VT Health Access Total		115
Public Safety, Dept of	Classified	91
	Temporary	18
Public Safety, Dept of Total		109
Public Service Board	Exempt	1
Public Service Board Total		1
State's Attorneys, Dept of	Exempt	32
State's Attorneys, Dept of Total		32
Taxes, Dept of	Classified	4
Taxes, Dept of Total		4
Transportation, Agency of	Classified	69
	Temporary	10
Transportation, Agency of Total		79
Chittenden Total		2063

**STATE OF VERMONT
DEPARTMENT OF BUILDINGS AND GENERAL SERVICES
STATE EMPLOYEES IN WASHINGTON COUNTY**

County	Department	Job Type	Sum of Employee ID COUNT
Washington	Administration, Agency of	Classified	1
		Exempt	5
		Temporary	1
	Administration, Agency of Total		7
	Agriculture, Food & Markets	Classified	50
		Exempt	3
		Temporary	4
	Agriculture, Food & Markets Total		57
	Attorney General	Classified	28
		Exempt	45
		Temporary	2
	Attorney General Total		75
	Auditor of Accounts	Classified	10
		Exempt	3
	Auditor of Accounts Total		13
	Buildings & General Services	Classified	174
		Exempt	5
		Temporary	18
	Buildings & General Services Total		197
	Clerk of the House	Exempt	6
	Clerk of the House Total		6
	Commerce & Community Developme	Classified	54
		Exempt	17
		Temporary	2
	Commerce & Community Developme Total		73
	Corrections, Department of	Classified	38
		Exempt	4
	Corrections, Department of Total		42

DEPARTMENT OF BUILDINGS AND GENERAL SERVICES

Court Administrator-Judicial	Exempt	88
	Temporary	4
Court Administrator-Judicial Total		92
DAIL	Classified	48
	Exempt	5
DAIL Total		53
Defender General	Exempt	21
Defender General Total		21
Department of Human Resources	Classified	56
	Exempt	5
	Temporary	1
Department of Human Resources Total		62
Dept for Children & Families	Classified	133
	Exempt	8
	Temporary	5
Dept for Children & Families Total		146
Dept of Financial Regulation	Classified	55
	Exempt	14
	Temporary	2
Dept of Financial Regulation Total		71
Dept. of Mental Health	Classified	72
	Exempt	8
	Temporary	7
Dept. of Mental Health Total		87
Education, Dept of	Classified	147
	Exempt	6
	Temporary	4
Education, Dept of Total		157
Enhanced 911 Board	Classified	10
	Exempt	1
	Temporary	1
Enhanced 911 Board Total		12
Environmental Conservation	Classified	92

DEPARTMENT OF BUILDINGS AND GENERAL SERVICES

	Exempt	6
	Temporary	4
Environmental Conservation Total		102
Executive Office	Exempt	13
	Temporary	1
Executive Office Total		14
Finance & Management, Dept of	Classified	32
	Exempt	3
	Temporary	3
Finance & Management, Dept of Total		38
Fish & Wildlife, Dept of	Classified	37
	Exempt	4
	Temporary	7
Fish & Wildlife, Dept of Total		48
Forests, Parks & Recreation	Classified	35
	Exempt	3
	Temporary	39
Forests, Parks & Recreation Total		77
Green Mountain Care Board	Classified	10
	Exempt	8
Green Mountain Care Board Total		18
Health	Classified	16
Health Total		16
Human Rights Commission	Exempt	5
	Temporary	1
Human Rights Commission Total		6
Human Services, Agency of	Classified	36
	Exempt	4
Human Services, Agency of Total		40
Information and Innovation	Classified	73
	Exempt	2
Information and Innovation Total		75
Joint Fiscal Committee	Exempt	11

DEPARTMENT OF BUILDINGS AND GENERAL SERVICES

	Temporary	1
Joint Fiscal Committee Total		12
Labor Relations Board	Exempt	2
Labor Relations Board Total		2
Labor, Dept of	Classified	165
	Exempt	10
	Temporary	13
Labor, Dept of Total		188
Legislative Council	Exempt	31
Legislative Council Total		31
Libraries, Dept of	Classified	17
	Exempt	2
Libraries, Dept of Total		19
Liquor Control, Dept of	Classified	33
	Exempt	2
	Temporary	3
Liquor Control, Dept of Total		38
Lottery Commission	Classified	1
Lottery Commission Total		1
Lt Governor	Exempt	2
Lt Governor Total		2
Military, Dept of	Classified	7
Military, Dept of Total		7
Natural Resources Board	Classified	8
	Exempt	4
Natural Resources Board Total		12
Natural Resources, Agency of	Classified	24
	Exempt	7
	Temporary	1
Natural Resources, Agency of Total		32
Office of VT Health Access	Classified	2
	Exempt	1
Office of VT Health Access Total		3

DEPARTMENT OF BUILDINGS AND GENERAL SERVICES

Public Safety, Dept of	Classified	133
	Exempt	8
	Temporary	10
Public Safety, Dept of Total		151
Public Service Board	Classified	5
	Exempt	19
Public Service Board Total		24
Public Service, Dept of	Classified	38
	Exempt	11
	Temporary	1
Public Service, Dept of Total		50
Secretary of State	Classified	38
	Exempt	10
	Temporary	4
Secretary of State Total		52
Secretary of the Senate	Exempt	4
Secretary of the Senate Total		4
Sgt-At-Arms	Exempt	5
	Temporary	1
Sgt-At-Arms Total		6
State Treasurer	Classified	29
	Exempt	4
	Temporary	4
State Treasurer Total		37
State's Attorneys, Dept of	Exempt	16
	Temporary	1
State's Attorneys, Dept of Total		17
Taxes, Dept of	Classified	121
	Exempt	12
	Temporary	11
Taxes, Dept of Total		144
Transportation, Agency of	Classified	580
	Exempt	15

DEPARTMENT OF BUILDINGS AND GENERAL SERVICES

	Temporary	70
Transportation, Agency of Total		665
Vermont Commission on Women	Classified	2
	Exempt	1
Vermont Commission on Women Total		3
VOSHA Review Board	Exempt	1
VOSHA Review Board Total		1
Washington Total		3106