

# House Calendar

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Friday, March 25, 2011

80th DAY OF THE BIENNIAL SESSION

House Convenes at 9:30 A.M.

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**ORDERS OF THE DAY**

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**ACTION CALENDAR**

**Action Postponed Until March 29, 2011**

**Favorable with Amendment**

**H. 254**

An act relating to consumer protection.

Pending action: Second reading of the bill.

**NEW BUSINESS**

**Third Reading**

**H. 441**

An act relating to making appropriations for the support of government

**Amendment to be offered by Rep. Heath of Westford to H. 441**

First: By striking out Sec. B.101 in its entirety and inserting in lieu thereof a new Sec. B.101 to read as follows:

Sec. B.101 Information and innovation - communications and information technology

Personal services	7,111,349
Operating expenses	5,466,512
Grants	<u>900,000</u>
Total	13,477,861

Source of funds

General fund	20,911
Internal service funds	<u>13,456,950</u>
Total	13,477,861

Second: By striking out Sec. B.107 in its entirety and inserting in lieu thereof a new Sec. B.107 to read as follows:

Sec. B.107 Tax - administration/collection

Personal services	12,618,208
Operating expenses	<u>2,883,734</u>
Total	15,501,942

Source of funds	
General fund	13,922,041
Special funds	1,463,901
Tobacco fund	58,000
Interdepartmental transfers	<u>58,000</u>
Total	15,501,942

and in Sec. D.100(a)(1), by striking out the figure “\$233,000” where it twice appears and inserting in lieu thereof the figure \$488,000

Third: By striking out Sec. B.1000 in its entirety and inserting in lieu thereof a new Sec. B.1000 to read as follows:

Sec. B.1000 Debt service

Debt service	<u>73,381,957</u>
Total	73,381,957

Source of funds

General fund	64,575,793
Transportation fund	3,371,825
TIB debt service fund	991,563
Special funds	3,005,634
ARRA funds	<u>1,437,142</u>
Total	73,381,957

Fourth: By striking out Sec. B.1001 in its entirety and inserting in lieu thereof a new Sec. B.1001 to read as follows:

Sec. B.1001 Total Debt service 73,381,957

Source of funds

General fund	64,575,793
Transportation fund	3,371,825
TIB debt service fund	991,563
Special funds	3,005,634
ARRA funds	<u>1,437,142</u>
Total	73,381,957

Fifth: By adding a new section to be numbered Sec. C.105 to read as follows:

Sec. C.105 REPEAL

(a) Secs. E.323.1 and E.323.2 of No.156 of the Acts of the 2009 Adj. Sess. (2010) are repealed.

Sixth: In Sec. D.100(a)(3), by striking out the figure “\$3,325,476” where it twice appears and inserting in lieu thereof the figure \$3,295,476

Seventh: In Sec. E.224(a), by striking out the words “farm-to-plate” and inserting in lieu thereof the words farm-to-school

Eighth: In Sec. E.312(a)(3), by striking out subparagraph (A) in its entirety and inserting in lieu thereof a new subparagraph (A) to read as follows:

(A) Of the general funds appropriated, \$70,000 is to provide assistance to individuals in the HIV/AIDS Medication Assistance Program (AMAP), including the costs of prescribed medications, related laboratory testing, and nutritional supplements. These funds may not be used for any administrative purposes by the department of health or by any other state agency or department. Before using the general fund allocation to cover the costs of AMAP, the department of health shall use pharmaceutical rebate special funds to cover the costs of AMAP. Any carry-forward general funds remaining at the end of fiscal year 2012 shall be distributed to AIDS service organizations in the same proportion as those outlined in this subsection.

and in subsection (b) by striking out the figure “\$694,000” and inserting in lieu thereof the figure \$1,594,000

**Amendment to be offered by Rep. Poirier of Barre City to H. 441**

First: By striking Sec. B.301 in its entirety and inserting in lieu thereof the following:

Sec. B.301. Secretary’s office - Global Commitment

Grants	<u>1,095,102,094</u>
Total	1,095,102,094
Source of funds	
General fund	147,626,248
Special funds	18,574,689
Tobacco fund	36,978,473

State health care resources fund	220,670,440
Catamount fund	22,499,007
Federal funds	648,065,103
Interdepartmental transfers	<u>688,135</u>
Total	1,095,102,094

Second: By striking Sec. B.307 in its entirety and inserting in lieu thereof the following:

Sec. B.307. Department of Vermont health access - Medicaid program - Global Commitment

Grants	<u>647,567,161</u>
Total	647,567,161
Source of funds	
Global Commitment fund	<u>647,567,161</u>
Total	647,567,161

Third: By striking Sec. B.308 in its entirety and inserting in lieu thereof the following:

Sec. B.308. Department of Vermont health access - Medicaid program – long-term care waiver

Grants	<u>208,169,696</u>
Total	208,169,696
Source of funds	
General fund	87,722,710
Federal funds	<u>120,446,986</u>
Total	208,169,696

Fourth: By striking Sec. B.312 in its entirety and inserting in lieu thereof the following:

Sec. B.312. Health - public health

Personal services	33,496,002
Operating expenses	6,245,652
Grants	<u>35,408,566</u>

Total	75,150,220
Source of funds	
General fund	8,105,252
Special funds	11,012,411
Tobacco fund	1,594,000
Federal funds	32,903,499
ARRA funds	460,165
Global Commitment fund	20,089,485
Interdepartmental transfers	975,408
Permanent trust funds	<u>10,000</u>
Total	75,150,220

Fifth: By striking Sec. B.313 in its entirety and inserting in lieu thereof the following:

Sec. B.313. Health - alcohol and drug abuse programs

Personal services	2,650,944
Operating expenses	371,158
Grants	<u>26,711,881</u>
Total	29,733,983
Source of funds	
General fund	3,709,843
Special funds	233,884
Tobacco fund	1,386,234
Federal funds	5,955,677
Global Commitment fund	18,098,345
Interdepartmental transfers	<u>350,000</u>
Total	29,733,983

Sixth: By striking Sec. B.314 in its entirety and inserting in lieu thereof the following:

Sec. B.314. Mental health - mental health

Personal services	5,486,339
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Operating expenses	1,117,984
Grants	<u>126,010,438</u>
Total	132,614,761
Source of funds	
General fund	811,295
Special funds	6,836
Federal funds	6,555,971
Global Commitment fund	125,220,659
Interdepartmental transfers	<u>20,000</u>
Total	132,614,761

Seventh: By striking Sec. B.323 in its entirety and inserting in lieu thereof the following:

Sec. B.323. Department for children and families - reach up

Grants	<u>50,228,172</u>
Total	50,228,172
Source of funds	
General fund	20,554,109
Special funds	19,916,856
Federal funds	7,882,807
Global Commitment fund	<u>1,874,400</u>
Total	50,228,172

Eighth: By striking Sec. B.330 in its entirety and inserting in lieu thereof the following:

Sec. B.330. Disabilities, aging, and independent living - advocacy and independent living grants

Grants	<u>21,749,053</u>
Total	21,749,053
Source of funds	
General fund	9,827,473
Federal funds	7,645,317



Global Commitment fund	3,638,763
Interdepartmental transfers	<u>637,500</u>
Total	21,749,053

Ninth: By striking Sec. B.333 in its entirety and inserting in lieu thereof the following:

Sec. B.333. Disabilities, aging, and independent living - developmental services

Grants	<u>156,135,406</u>
Total	156,135,406
Source of funds	
General fund	155,125
Special funds	15,463
Federal funds	359,857
Global Commitment fund	<u>155,604,961</u>
Total	156,135,406

Tenth: By adding Sec. D.104 to read:

Sec. D.104. TRANSFER FROM STABILIZATION RESERVE

Notwithstanding the provisions of 32 V.S.A. § 308, the amount of \$11,738,554 is unreserved and made available for expenditure in fiscal year 2012 from the general fund stabilization reserve created in 32 V.S.A. § 308.

**Amendment to be offered by Reps. Savage of Swanton and Dickinson of St. Albans Town to H. 441**

First: By striking Sec. B.301 in its entirety and inserting in lieu thereof the following:

Sec. B.301 Secretary's office - Global Commitment

Grants	<u>1,038,691,327</u>
Total	1,038,691,327
Source of funds	
General fund	123,854,750
Special funds	18,574,689
Tobacco fund	36,978,473

State health care resources fund	220,670,440
Catamount fund	22,499,007
Federal funds	623,425,833
Interdepartmental transfers	<u>688,135</u>
Total	1,038,691,327

Second: By striking Sec. B.307 in its entirety and inserting in lie thereof the following:

Sec. B.307 Department of Vermont health access - Medicaid program - Global Commitment

Grants	<u>597,701,519</u>
Total	597,701,519
Source of funds	
Global Commitment fund	<u>597,701,519</u>
Total	597,701,519

Third: By adding a new Sec. E.307.13 to read:

Sec. E.307.13. GLOBAL COMMITMENT FUNDS

(a)(1) The amounts appropriated in section B.307 of this bill shall not result in a reduction in caseload or in the number of persons eligible to receive benefits, but may result in a reduction in the level of utilization of benefits permitted or in a reduction of the range of benefits provided.

(2) The secretary of administration, after consultation with the secretary of human services, shall adopt emergency rules to implement this section. The rules shall ensure that reductions in the level of utilization of benefits are consistent with utilization of benefits limits established by states which provide Medicaid services to not less than 18 percent of the state's population and which are within the top 10 states in health ranking as determined by the United Health Foundation.

Fourth: By adjusting the function totals in Sec. B.345 to be arithmetically correct.

**Amendment to be offered by Rep. Hubert of Milton to H. 441**

First: By striking Sec. B.810 in its entirety and inserting in lieu thereof a new Sec. B.810 to read:

Sec. B.810 Vermont housing and conservation board

Grants	<u>17,612,916</u>
Total	17,612,916
Source of funds	
Special funds	4,772,500
Federal funds	<u>12,840,416</u>
Total	17,612,916

Second: In Sec. D.100, by striking subdivision (a)(2) in its entirety and inserting in lieu thereof a new subdivision (2) to read:

(2) The sum of \$4,047,500 is appropriated from the Vermont housing and conservation trust fund to the Vermont housing and conservation trust board. Notwithstanding 10 V.S.A. § 312, amounts above \$4,047,500 from the property transfer tax that are deposited into the Vermont housing and conservation trust fund shall be transferred into the general fund.

Third: By adding a Sec. E.810 to read:

Sec. E.810. VERMONT HOUSING AND CONSERVATION BOARD

The Vermont housing and conservation board shall use the full amount appropriated to it in Sec. B.810 of this act for housing purposes, and shall not use any amount of the appropriation for conservation purposes.

**Amendment to be offered by Rep. Crawford of Burke to H. 441**

First: By striking Sec. B.323 in its entirety and inserting in lieu thereof a new Sec. B.323 to read:

Sec. B.323 Department for children and families - reach up

Grants	<u>47,155,572</u>
Total	47,155,572
Source of funds	
General fund	17,481,509
Special funds	19,916,856
Federal funds	7,882,807
Global Commitment fund	<u>1,874,400</u>
Total	47,155,572

Second: By adding a Sec. E.323.1 to read:

Sec. E.323.1. DEPARTMENT OF CHILDREN AND FAMILIES;  
REACH UP

The amounts appropriated in section B.323 of this act shall not result in a reduction in caseload or in the number of persons eligible to receive benefits, but may result in a reduction in the level of utilization of benefits permitted or in a reduction of the range of benefits provided.

**Amendment to be offered by Rep. Clark of Vergennes to H. 441**

First: By striking Sec. B.137 in its entirety and inserting in lieu thereof a new Sec. B.137 to read:

Sec. B.137 Homeowner rebate

Grants	<u>14,100,000</u>
Total	14,100,000
Source of funds	
General fund	<u>14,100,000</u>
Total	14,100,000

Second: By striking Sec. B.140 in its entirety and inserting in lie thereof a new Sec. B.140 to read:

Sec. B.140 Municipal current use

Grants	<u>11,400,000</u>
Total	11,400,000
Source of funds	
General fund	<u>11,400,000</u>
Total	11,400,000

Third: By adding a Sec. E.137 to read:

Sec. E.137. HOMEOWNER REBATE

The amounts appropriated in section B.137 of this act shall not result in a reduction in the number of persons eligible to participate in the homeowner rebate program, but may result in a prorated reduction in the amount of benefits received by each program participant.

Fourth: By adding a Sec. E.140 to read:

Sec. E.140. MUNICIPAL CURRENT USE

The amounts appropriated in section B.140 of this act shall not result in a reduction in the number of persons eligible to participate in the municipal current use program, but may result in a prorated reduction in the amount of benefits received by each program participant.

**Amendment to be offered by Rep. Higley of Lowell to H. 441**

First: By striking Sec. B.101 in its entirety and inserting in lieu thereof a new Sec. B.101 to read:

Sec. B.101 Information and innovation - communications and information technology

Personal services	6,211,349
Operating expenses	5,466,512
Grants	<u>450,000</u>
Total	12,127,861
Source of funds	
General fund	20,911
Internal service funds	<u>12,106,950</u>
Total	12,127,861

Second: In Sec. D.101, by striking subdivision (a)(1)(A) in its entirety and inserting in lieu thereof: “(A) [Deleted.]”

Third: By striking Sec. E.101 in its entirety.

**Amendment to be offered by Rep. Hebert of Vernon to H. 441**

that the bill be amended by striking Sec. B.122 in its entirety and inserting in lieu thereof a new Sec. B.122 to read:

Sec. B.122 Geographic information system

Grants	<u>30,000</u>
Total	30,000
Source of funds	
Special funds	<u>30,000</u>
Total	30,000

**Amendment to be offered by Rep. Fagan of Rutland City to H. 441**

that the bill be amended by striking Sec. B.306 in its entirety and inserting in lieu thereof a new Sec. B.306 to read:

Sec. B.306 Department of Vermont health access - administration

Personal services	86,469,793
Operating expenses	2,511,571
Grants	<u>7,665,573</u>
Total	96,646,937
Source of funds	
General fund	695,014
Special funds	1,579,123
Federal funds	43,169,600
ARRA funds	2,505,044
Global Commitment fund	44,621,039
Interdepartmental transfers	<u>4,077,117</u>
Total	96,646,937

**Amendment to be offered by Rep. Eckhardt of Chittenden to H. 441**

that the bill be amended by adding a Sec. B.1104 to read:

Sec. B.1104 REVENUE SHORTFALL RESERVE APPROPRIATION

In fiscal year 2012, there is appropriated to the revenue shortfall reserve established by 32 V.S.A. § 308d and administered by the commissioner of finance and management:

<u>General fund</u>	<u>\$9,478,700</u>
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**Amendment to be offered by Rep. McAllister of Highgate to H. 441**

First: By striking Sec. B.324 in its entirety and inserting in lieu thereof a new Sec. B.324 to read:

Sec. B.324 Department for children and families - home heating fuel assistance/LIHEAP

Personal services	20,000
Operating expenses	90,000
Grants	<u>21,502,664</u>

Total	21,612,664
Source of funds	
Efficiency Vermont transfer	10,000,000
Federal funds	<u>11,612,664</u>
Total	21,612,664

Second: By adding a Sec. E.324.2 to read:

Sec. E.324.2 HOME HEATING FUEL ASSISTANCE/LIHEAP;  
EFFICENCY VERMONT

In fiscal year 2012, the public service board shall transfer \$10,000,000 from the electric efficiency fund established under 30 V.S.A. § 209(d)(3) to the home heating fuel assistance program. The board shall not increase any efficiency charges in order to implement this section.

**Amendment to be offered by Rep. Burditt of West Rutland to H. 441**

that the bill be amended by adding 2 new Secs. to be Secs. E.145 and E.146 to read:

Sec. E.145 Five percent pay cut for certain new executive branch employees

Any exempt employee hired on or after November 2, 2010 into an executive branch position with an annual salary of \$60,000.00 or greater shall have his or her compensation reduced by five percent from the rate of compensation at which the employee was hired.

Sec. E.146 Hiring freeze

A state government hiring freeze shall be in effect for fiscal year 2012, such that during fiscal year 2012, no person shall be hired to begin employment with the state of Vermont.

**Consent Calendar**

**Concurrent Resolutions for Adoption Under Joint Rule 16a**

The following concurrent resolutions have been introduced for approval by the Senate and House and will be adopted automatically unless a Senator or Representative requests floor consideration before today's adjournment. Requests for floor consideration in either chamber should be communicated to the Secretary's office and/or the House Clerk's office, respectively. For text of resolutions, see Addendum to House Calendar and Senate Calendar of March 24, 2011.

**H.C.R. 99**

House concurrent resolution congratulating the DREAM Program, Inc. on its 10th anniversary

**H.C.R. 100**

House concurrent resolution congratulating the 2011 Bellows Free Academy-St. Albans Comets Division I girls' ice hockey team

**H.C.R. 101**

House concurrent resolution congratulating Jeremy Haskins on being named a 2011 winner of the North American Retail Hardware Association's Young Retailer of the Year Award

**H.C.R. 102**

House concurrent resolution congratulating the 2011 U-32 Raiders Division II championship girls' hockey team

**H.C.R. 103**

House concurrent resolution welcoming the decision of the International Earth Science Olympiad to come to Vermont in 2014

**H.C.R. 104**

House concurrent resolution congratulating the 2011 Essex High School Hornets Division I championship cheerleading team

**H.C.R. 105**

House concurrent resolution congratulating the 2011 Rice Memorial High School Green Knights Division I championship girls' basketball team

**H.C.R. 106**

House concurrent resolution congratulating the 2011 Vermont LifeSmarts championship team from Champlain Valley Union High School

**H.C.R. 107**

House concurrent resolution congratulating the 2011 Champlain Valley Union High School Redhawks Division I championship boys' Nordic ski team

**For Informational Purposes**

Anyone interested in the latest submitted list of Legislative Reports may do so by going to our website ([www.leg.state.vt.us](http://www.leg.state.vt.us)) and click on Reports submitted to Legislature.



### **Public Hearings**

March 31, 2011 - 6:00 - 8:00 PM - House Chamber - Senate Committee on Health and Welfare - S. 57 Health Care Reform

Thursday, April 7, 2011 - Room 11 - 6 - 8 PM - Senate Health and Welfare Committee - S. 57 Health Care Reform - Business and Provider Hearing

Wednesday, March 30, 2011 - Room 11 - 6:00 - 8:00 PM - Senate Committee on Natural Resources and Energy - Energy Planning