

*Joint
Conference Committee
Report on*

House Bill 1301

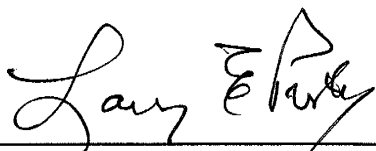
2012 Special Session I

April 17, 2012

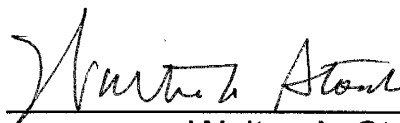
We, the conferees, appointed by the respective bodies to consider and report the disagreeing vote on House Bill 1301 report as follows:

- A. We recommend that the House and Senate amendments be rejected.**
- B. We recommend that House Bill 1301, as introduced, be amended as follows to resolve the matters under disagreement.**

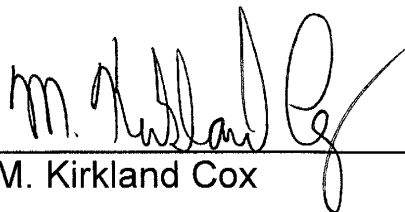
Respectfully submitted,



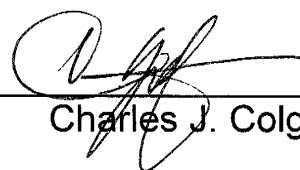
Lacey E. Putney



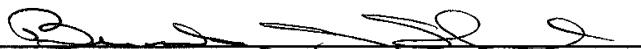
Walter A. Stosch



M. Kirkland Cox



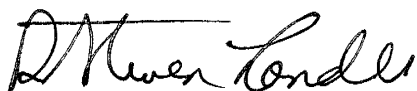
Charles J. Colgan



Beverly J. Sherwood

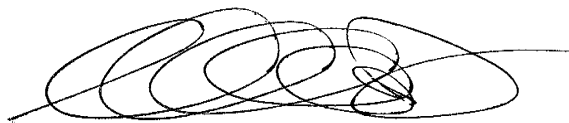


Thomas K. Norment, Jr.

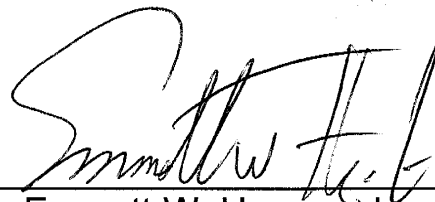


R. Steven Landes

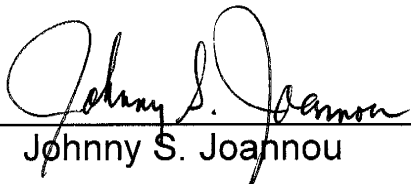
Janet D. Howell



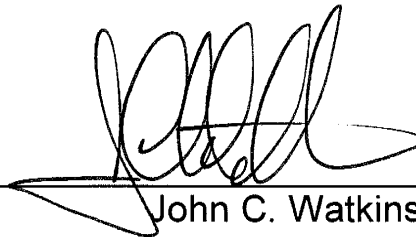
S. Chris Jones



Emmett W. Hanger, Jr.



Johnny S. Joannou



John C. Watkins

House Conferees

Senate Conferees

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Item 0 #1c

Revenues

Revenues

Language

Language:

Page 1, strike lines 22 through 30, and insert:

	"First Year	Second Year	Total
Unreserved Balance, June 30, 2012	676,770,825	0	676,770,825
Additions to Balance	2,805,080	4,179,328	6,984,408
Official Revenue Estimates	16,313,889,429	17,042,740,657	33,356,630,086
Transfers	398,037,581	414,034,675	812,072,256
Total General Fund Resources			
Available for Appropriation	17,391,502,915	17,460,954,660	34,852,457,575".

Page 1, strike lines 32 through 42 and insert:

	"First Year	Second Year	Total
Balance, June 30, 2012	4,539,872,660	0	4,539,872,660
Official Revenue Estimates	23,665,283,742	25,106,014,541	48,771,298,283
Lottery Proceeds Fund	450,300,000	455,000,000	905,300,000
Bond Proceeds	1,057,027,948	56,936,092	1,113,964,040
Total Nongeneral Fund Revenues			
Available for Appropriation	29,712,484,350	25,617,950,633	55,330,434,983
TOTAL PROJECTED REVENUES	47,103,987,265	43,078,905,293	90,182,892,558".

Explanation:

(This amendment reflects general fund and nongeneral fund revenue adjustments included in the conference report for House Bill 1301).

Item 1 #1c

Legislative Department

General Assembly Of Virginia

FY 12-13

\$25,000

FY 13-14

\$25,000 GF

Language:

Page 3, line 5, strike "\$34,114,623" and insert "\$34,139,623".

Page 3, line 5, strike "\$34,115,217" and insert "\$34,140,217".

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Page 8, after line 3, insert:

"L. Included in the appropriations for this item is \$25,000 the first year and \$25,000 the second year from the general fund for the operations of the Virginia Indian Commemorative Commission and the development of a monument commemorating the life, achievements, and legacy of Native Americans in the Commonwealth."

Explanation:

(This amendment provides \$25,000 each year from the general fund for the operations of the Virginia Indian Commemorative Commission and the creation of a monument to the contributions of Native Americans in the Commonwealth.)

Item 1 #2c

Legislative Department

General Assembly Of Virginia

FY 12-13

\$20,000

FY 13-14

\$20,000 GF

Language:

Page 3, line 5, strike "\$34,114,623" and insert "\$34,134,623".

Page 3, line 5, strike "\$34,115,217" and insert "\$34,135,217".

Page 3, line 35, strike "37,871" and insert "39,765".

Page 4, line 20, after "Senate" insert:

" and the Chairman Emeritus of the Senate Finance Committee".

Explanation:

(This is a technical amendment which corrects the salary for Legislative Assistants to reflect the five percent salary increase granted in fiscal year 2012 to offset the VRS employee contribution, and provides the additional allowance for the secretary or legislative assistant in certain additional offices as specified.)

Item 1 #3c

Legislative Department

General Assembly Of Virginia

FY 12-13

\$15,400

FY 13-14

\$15,400 GF

Language:

Page 3, line 5, strike "\$34,114,623" and insert "\$34,130,023".

Page 3, line 5, strike "\$34,115,217" and insert "\$34,130,617".

Page 8, after line 3, insert:

"L. Included within this appropriation is \$15,400 each year from the general fund for expenses related to the Joint Subcommittee on Tax Preferences, pursuant to House

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Bill 777 of the 2012 Session. This includes \$6,622 each year to be allocated by the Clerk of the Senate and \$8,778 each year to be allocated by the Clerk of the House of Delegates."

Explanation:

(This amendment provides \$15,400 each year from the general fund for the Joint Subcommittee on Tax Preferences, pursuant to House Bill 777 of 2012. A companion amendment to the Department of Taxation provides additional resources necessary for the completion of this study.)

Item 6 #1c

Legislative Department

Division Of Legislative Services

Language

Language:

Page 10, after line 5, insert:

"C. The Division of Legislative Services shall continue to provide administrative support to include payroll processing, accounting, and travel expense processing at no charge to the Chesapeake Bay Commission, the Joint Commission on Health Care, the Virginia Commission on Youth, and the Virginia State Crime Commission."

Explanation:

(This amendment directs the Division of Legislative Services to continue to provide administrative and fiscal support services to four legislative commissions. Companion amendments to Items 8, 11, 17, and 18 transfer the appropriations for these four commissions to four new Items, 30.1, 30.2, 30.3, and 30.4, which are separate and distinct from the Division of Legislative Services.)

Item 7 #1c

Legislative Department

Capitol Square Preservation
Council

FY 12-13
(\$117,086)
-2.00

FY 13-14
(\$117,616) GF
-2.00 FTE

Language:

Page 10, line 13, strike "\$117,086" and insert "\$0".

Page 10, line 13, strike "\$117,616" and insert "\$0".

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Explanation:

(This amendment eliminates funding and positions for the Capitol Square Preservation Council in each year.)

Item 8 #1c

Legislative Department	FY 12-13	FY 13-14	
Chesapeake Bay Commission	(\$232,268)	(\$232,268)	GF
	-1.00	-1.00	FTE

Language:

Page 10, line 23, strike "\$232,268" and insert "\$0".

Page 10, line 23, strike "\$232,268" and insert "\$0".

Page 10, strike lines 21 through 31.

Explanation:

(This is one of a series of amendments which moves the Chesapeake Bay Commission, the Joint Commission on Health Care, the Virginia Commission on Youth, and the Virginia State Crime Commission, each of which has its own independent staff, from their current placement in the appropriation act under the Division of Legislative Services. Companion amendments provide a separate item (30.1, 30.2, 30.3, and 30.4) for each of these commissions, distinct and apart from the Division of Legislative Services. The Division of Legislative Services will continue to provide fiscal support services for each of these four commissions.)

Item 11 #1c

Legislative Department	FY 12-13	FY 13-14	
Joint Commission On Health Care	(\$683,817)	(\$684,795)	GF
	-6.00	-6.00	FTE

Language:

Page 11, line 10, strike "\$683,817" and insert "\$0".

Page 11, line 10, strike "\$684,795" and insert "\$0".

Page 11, strike lines 9 through 17.

Explanation:

(This is one of a series of amendments which moves the Chesapeake Bay Commission, the Joint Commission on Health Care, the Virginia Commission on

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Youth, and the Virginia State Crime Commission, each of which has its own independent staff, from their current placement in the appropriation act under the Division of Legislative Services. Companion amendments provide a separate item (30.1, 30.2, 30.3, and 30.4) for each of these commissions, distinct and apart from the Division of Legislative Services. The Division of Legislative Services will continue to provide fiscal support services for each of these four commissions.)

Item 17 #1c

Legislative Department	FY 12-13	FY 13-14	
Virginia Commission On Youth	(\$316,797)	(\$316,802)	GF
	-3.00	-3.00	FTE

Language:

Page 12, line 29, strike "\$316,797" and insert "\$0".

Page 12, line 29, strike "\$316,802" and insert "\$0".

Page 12, strike lines 27 through 36.

Explanation:

(This is one of a series of amendments which moves the Chesapeake Bay Commission, the Joint Commission on Health Care, the Virginia Commission on Youth, and the Virginia State Crime Commission, each of which has its own independent staff, from their current placement in the appropriation act under the Division of Legislative Services. Companion amendments provide a separate item (30.1, 30.2, 30.3, and 30.4) for each of these commissions, distinct and apart from the Division of Legislative Services. The Division of Legislative Services will continue to provide fiscal support services for each of these four commissions.)

Item 18 #1c

Legislative Department	FY 12-13	FY 13-14	
Virginia State Crime Commission	(\$506,306)	(\$506,837)	GF
	(\$137,434)	(\$137,434)	NGF
	-9.00	-9.00	FTE

Language:

Page 13, line 3, strike "\$643,740" and insert "\$0".

Page 13, line 3, strike "\$644,271" and insert "\$0".

Page 13, strike lines 1 through 13.

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Explanation:

(This is one of a series of amendments which moves the Chesapeake Bay Commission, the Joint Commission on Health Care, the Virginia Commission on Youth, and the Virginia State Crime Commission, each of which has its own independent staff, from their current placement in the appropriation act under the Division of Legislative Services. Companion amendments provide a separate item (30.1, 30.2, 30.3, and 30.4) for each of these commissions, distinct and apart from the Division of Legislative Services. The Division of Legislative Services will continue to provide fiscal support services for each of these four commissions.)

Item 28 #1c

Legislative Department

Commission On Prevention Of
Human Trafficking

FY 12-13

(\$9,360)

FY 13-14

(\$9,360) GF

Language:

Page 15, line 26, strike "\$9,360" and insert "\$0".

Page 15, line 26, strike "\$9,360" and insert "\$0".

Page 15, strike lines 25 through 32.

Explanation:

(This amendment eliminates the appropriation for the Commission on Human Trafficking. The authorization for the commission has expired.)

Item 29 #1c

Legislative Department

Virginia Bicentennial Of The
American War Of 1812
Commission

FY 12-13

\$14,700

FY 13-14

\$14,700 GF

Language:

Page 15, line 34, strike "\$8,640" and insert "\$23,340".

Page 15, line 34, strike "\$8,640" and insert "\$23,340".

Explanation:

(This amendment increases the funding for the Virginia Bicentennial of the

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American War of 1812 Commission from \$8,640 a year to \$23,340 each year to reflect the estimated cost for the Commission.)

Item 30.1 #1c

Legislative Department	FY 12-13	FY 13-14	
Chesapeake Bay Commission	\$232,268	\$232,268	GF
	1.00	1.00	FTE

Language:

Page 16, after line 17, insert:

"Chesapeake Bay Commission (842)"

"30.1. Resource Management Research, Planning, and Coordination (50700)	\$232,268	\$232,268
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Fund Sources: General	\$232,268	\$232,268."
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Explanation:

(This is one of a series of amendments that moves the Chesapeake Bay Commission, the Joint Commission on Health Care, the Virginia Commission on Youth, and the Virginia State Crime Commission to separate items in the appropriation act, distinct and apart from the Division of Legislative Services. A companion amendment eliminates these funds and one position from the Division of Legislative Services in Item 8. The Division of Legislative Services will continue to provide fiscal support services to these commissions.)

Item 30.2 #2c

Legislative Department	FY 12-13	FY 13-14	
Joint Commission on Health Care	\$683,817	\$684,795	GF
	6.00	6.00	FTE

Language:

Page 16, after line 17, insert:

"Joint Commission on Health Care (844)"

"30.2. Health Research, Planning and Coordination (40600)	\$683,817	\$684,795
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Fund Sources: General	\$683,817	\$684,795."
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Explanation:

(This is one of a series of amendments that moves the Chesapeake Bay Commission, the Joint Commission on Health Care, the Virginia Commission on Youth, and the Virginia State Crime Commission to separate items in the appropriation act, distinct and apart from the Division of Legislative Services. A companion amendment eliminates these funds and six positions from the Division of Legislative Services in Item 11. The Division of Legislative Services will continue to provide fiscal support services to these commissions.)

Item 30.3 #3c

Legislative Department	FY 12-13	FY 13-14	
Virginia Commission on Youth	\$316,797	\$316,802	GF
	3.00	3.00	FTE

Language:

Page 16, after line 17, insert:

"Virginia Commission on Youth (839)"

"30.3. Social Services Research, Planning and Coordination (45000)	\$316,797	\$316,802
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Fund Sources: General	\$316,797	\$316,802."
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Explanation:

(This is one of a series of amendments that moves the Chesapeake Bay Commission, the Joint Commission on Health Care, the Virginia Commission on Youth, and the Virginia State Crime Commission to separate items in the appropriation act, distinct and apart from the Division of Legislative Services. A companion amendment eliminates these funds and three positions from the Division of Legislative Services in Item 17. The Division of Legislative Services will continue to provide fiscal support services to these commissions.)

Item 30.4 #4c

Legislative Department	FY 12-13	FY 13-14	
Virginia State Crime Commission	\$506,306	\$506,837	GF

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\$137,434	\$137,434	NGF
9.00	9.00	FTE

Language:

Page 16, after line 17, insert:

"Virginia State Crime Commission (142)"

"30.4. Criminal Justice Research, Planning and Coordination (30500)	\$643,740	\$644,271
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Fund Sources: General	\$506,306	\$506,837
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Federal Trust	\$137,434	\$137,434."
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Explanation:

(This is one of a series of amendments that moves the Chesapeake Bay Commission, the Joint Commission on Health Care, the Virginia Commission on Youth, and the Virginia State Crime Commission to separate items in the appropriation act, distinct and apart from the Division of Legislative Services. A companion amendment eliminates these funds and nine positions from the Division of Legislative Services in Item 18. The Division of Legislative Services will continue to provide fiscal support services to these commissions.)

Item 32 #1c

Legislative Department

FY 12-13

FY 13-14

Virginia Commission On	\$146,035	\$146,035	GF
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Intergovernmental Cooperation

Language:

Page 18, line 12, strike "\$444,847" and insert "\$590,882".

Page 18, line 12, strike "\$444,847" and insert "\$590,882".

Page 18, line 17, strike "and".

Page 18, after line 17, insert:

"2. To the Council of State Governments; and"

Page 18, line 18. strike "2" and insert "3".

Page 18, after line 18, insert:

"Included within this appropriation is \$146,035 each year for the annual dues for the Council of State Governments. Of this amount, one-third (\$48,678) shall represent the dues payable on behalf of the Executive Department, one-third (\$48,678) shall represent the dues payable on behalf of the Judicial Department, and the remaining

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one-third (\$48,679) shall represent the dues payable on behalf of the Legislative Department. Of the amount for annual dues payable on behalf of the Legislative Department, \$13,908 each year shall be allocated at the discretion of the Senate Committee on Rules and \$34,771 each year shall be allocated at the discretion of the Speaker of the House of Delegates."

Explanation:

(This amendment restores \$146,035 from the general fund each year for Virginia's annual assessment to the Council of State Governments.)

Item 35 #1c

Judicial Department

Supreme Court

FY 12-13

\$240,000

FY 13-14

\$0 GF

Language:

Page 20, line 3, strike "\$12,984,703" and insert "\$13,224,703".

Page 20, after line 34, insert:

"F. Out of the amounts appropriated for this item, \$240,000 the first year from the general fund is included for the Supreme Court to contract with the National Center for State Courts to develop and implement a weighted caseload system to precisely measure and compare judicial caseloads throughout the Commonwealth on the circuit court, general district court, and juvenile and domestic relations district court levels. The Supreme Court shall report to the General Assembly by November 15, 2013, on the weighted caseload in each court in each county and city, and in each circuit and district based on the current circuit and district boundaries. The Court shall also recommend a plan for the realignment of the circuit and district boundaries and the number of judges the Court recommends for assignment to each court in each county and city within the new circuits and districts."

Explanation:

(This amendment provides \$240,000 from the general fund the first year for the Supreme Court to contract with the National Center for State Courts for a weighted caseload system to develop recommendations for revising Virginia's current judicial circuit and district boundaries and for assigning judges within the new circuits and districts.)

Item 35 #2c

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Judicial Department	FY 12-13	FY 13-14	
Supreme Court	\$798,570	\$798,570	GF
	10.00	10.00	FTE

Language:

Page 20, line 3, strike "\$12,984,703" and insert "\$13,783,273".

Page 20, line 3, strike "\$12,984,703" and insert "\$13,783,273".

Page 20, after line 34, insert:

"F. The Executive Secretary of the Supreme Court shall provide to the Chairmen of House Appropriations and Senate Finance Committees on or before November 1, 2013, a report on the impact on criminal fund expenditures as a result of the hiring of full time foreign language interpreters."

Explanation:

(This amendment provides \$798,570 from the general fund each year for the Supreme Court to hire ten additional in-house foreign language interpreters. A companion amendment to Item 42 reflects savings to the criminal fund of \$1.1 million from the general fund each year as a result of the additional in-house interpreters.)

Item 35 #3c

Judicial Department	FY 12-13	FY 13-14	
Supreme Court	(\$1,000,000)	(\$1,000,000)	GF

Language:

Page 20, line 3, strike "\$12,984,703" and insert "\$11,984,703".

Page 20, line 3, strike "\$12,984,703" and insert "\$11,984,703".

Page 20, strike lines 30 through 34.

Explanation:

(This amendment removes \$1,000,000 from the general fund each year which was included in the introduced budget within the administrative budget of the Supreme Court of Virginia to fill five frozen judgeships. A companion amendment to the Judicial Reversion Clearing Account in Item 53 authorizes the filling of 23 judgeships and adjusts the savings assumed from the judicial vacancy freeze to reflect updated projections.)

Item 40 #1c

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Judicial Department	FY 12-13	FY 13-14	
Supreme Court	(\$435,000)	(\$435,000)	GF

Language:

Page 21, line 11, strike "\$28,186,479" and insert "\$27,751,479".

Page 21, line 11, strike "\$28,226,144" and insert "\$27,791,144".

Explanation:

(This amendment reduces the administrative budget for the Supreme Court of Virginia by \$435,000 from the general fund each year to reflect savings which have been realized through three layoffs and the elimination of two other vacant positions within the Office of the Executive Secretary.)

Item 40 #2c

Judicial Department

Supreme Court

Language

Language:

Page 22, after line 18, insert:

"I. Notwithstanding the provisions of § 16.1-69.48, Code of Virginia, the Executive Secretary of the Supreme Court shall ensure the deposit of all collections directly into the State Treasury for Item 43 General District Courts, Item 44 Juvenile and Domestic Relations District Courts, Item 45 Combined District Courts, and Item 46 Magistrate System."

Explanation:

(This amendment restores language necessary for the district courts to deposit all funds collected into the State Treasury. A companion amendment to § 3-6.04 in Part 3 of this act provides for the electronic transfer by the State Comptroller of funds due to localities from fines and fees related to the enforcement of local ordinances.)

Item 42 #1c

Judicial Department

Circuit Courts

Language

Language:

Page 24, after line 46, insert:

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"G. Mandated changes or improvements to court facilities pursuant to § 15.2-1643, Code of Virginia, or otherwise, including any new construction, shall be delayed at the request of the local governing body in which the court is located until June 30, 2014. The provisions of this item shall not apply to facilities that were subject to litigation on or before November 30, 2008."

Explanation:

(This amendment continues the suspension of the authority of circuit courts to enter orders requiring localities to repair or replace court facilities if they are deemed out of repair. This language was first included in the budget in Chapter 781, 2009 Acts of the Assembly.)

Item 42 #2c

Judicial Department

Circuit Courts

FY 12-13
(\$1,069,228)

FY 13-14
(\$1,069,228) GF

Language:

Page 23, line 9, strike "\$104,233,237" and insert "\$103,164,009".

Page 23, line 9, strike "\$104,233,237" and insert "\$103,164,009".

Page 23, line 41, strike "\$110,751,446" and "\$110,751,446 and insert: "\$109,682,218" and "\$109,682,218".

Explanation:

(This amendment reflects savings in the criminal fund of \$1,069,228 from the general fund each year as a result of the companion amendment to Item 35 which adds funds to hire ten additional in-house foreign language interpreters. The net savings resulting from the two amendments is \$270,658 from the general fund each year.)

Item 43 #1c

Judicial Department

General District Courts

FY 12-13
\$1,862,523
39.00

FY 13-14
\$716,355 GF
15.00 FTE

Language:

Page 25, line 2, strike "\$96,422,091" and insert "\$98,284,614".

Page 25, line 2, strike "\$97,033,668" and insert "\$97,750,023".

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Explanation:

(This amendment provides \$1,862,523 from the general fund and 39 positions the first year and \$716,355 from the general fund and 15 positions the second year for the clerks of the district courts. When combined with the new positions included in the budget, as introduced, this provides a total of 61 new deputy clerk positions for the district courts each year. It is the intention of the General Assembly that these positions be allocated between the General District Courts, in this item, and the Juvenile and Domestic Relations District Courts in Item 44 so as to achieve, as closely as possible, a consistent percentage of the staffing standards, estimated at 80 percent, for all of the district courts.)

Item 50 #1c

Judicial Department

Virginia Criminal Sentencing
Commission

Language

Language:

Page 29, strike lines 23 through 37, and insert:

"B. Notwithstanding the fourth enactment of Chapter 845 of the Acts of Assembly of 2010, there may be established up to four immediate sanction probation programs by localities in the Commonwealth pursuant to the provisions of the first enactment of Chapter 845. In addition, two years following the creation of any locally established immediate sanction probation program, the Virginia Criminal Sentencing Commission shall report on or before January 12 to the Chairmen of the House and Senate Courts of Justice Committees, as required by the second enactment of Chapter 845, an analysis of the operations and costs of any locally established immediate sanction probation program and the characteristics and outcomes associated with offenders participating in that immediate sanction program. Copies of this report shall also be transmitted to the Chairmen of the House Appropriations and Senate Finance Committees."

Explanation:

(This amendment eliminates language contained in the introduced budget directing the Virginia Criminal Sentencing Commission to establish and evaluate up to ten new immediate sanctioning pilot programs for technical probation violations, and, instead, provides for the extension of an existing statute (Chapter 845 of the 2010 Acts of Assembly) and authorization for up to four localities to establish such programs at their discretion.)

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Item 51 #1c

Judicial Department	FY 12-13	FY 13-14	
Virginia State Bar	\$1,000,000	\$1,000,000	GF

Language:

Page 29, line 44, strike "\$10,270,000" and insert "\$11,270,000".

Page 29, line 44, strike "\$10,270,000" and insert "\$11,270,000".

Page 30, line 12, strike "1,900,000" and insert "2,900,000".

Page 30, line 13, strike "1,900,000" and "insert "2,900,000".

Explanation:

(This amendment provides \$1,000,000 from the general fund each year for the Legal Services Corporation of Virginia for local legal aid programs.)

Item 53 #1c

Judicial Department	FY 12-13	FY 13-14	
Judicial Department Reversion	\$3,022,600	\$3,022,600	GF
Clearing Account			

Language:

Page 30, line 45, strike "(\$3,022,600)" and insert "\$0".

Page 30, line 45, strike "(\$3,022,600)" and insert "\$0".

Page 31, strike lines 3 through 7.

Page 31, line 8, strike "C.1" and insert "A.1".

Explanation:

(This amendment eliminates a total of \$5,322,600 each year in across-the-board reductions for the Judicial Department which was included in the introduced budget. The amendment eliminates the \$3,022,600 general fund appropriation reduction each year and also deletes language which requires the transfer to the general fund of an additional \$2,300,000 from general fund balances each year.)

Item 53 #2c

Judicial Department	Language
Judicial Department Reversion	

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Clearing Account

Language:

Page 31, line 16, strike "on or before June 30, 2012" and insert:

"on or before June 30, 2014".

Page 32, after line 34, insert:

"25. Effective July 1, 2012, the provisions of this item shall not apply to any authorized circuit court judgeship in the Sixth Judicial Circuit in which the retiring incumbent judge retired prior to July 1, 2012.

26. Effective July 1, 2012, the provisions of this item shall not apply to any authorized circuit court judgeship in the Ninth Judicial Circuit in which the retiring incumbent judge retired prior to July 1, 2012.

27. Effective July 1, 2012, the provisions of this item shall not apply to any authorized circuit court judgeship in the Twelfth Judicial Circuit in which the retiring incumbent judge retired prior to July 1, 2012.

28. Effective July 1, 2012, the provisions of this item shall not apply to any authorized circuit court judgeship in the Thirteenth Judicial Circuit in which the retiring incumbent judge retired prior to January 1, 2011.

29. Effective July 1, 2012, the provisions of this item shall not apply to any authorized circuit court judgeship in the Fourteenth Judicial Circuit in which the retiring incumbent judge retired prior to July 1, 2012.

30. Effective July 1, 2012, the provisions of this item shall not apply to any authorized circuit court judgeship in the Sixteenth Judicial Circuit in which the retiring incumbent judge retired prior to July 1, 2012.

31. Effective July 1, 2012, the provisions of this item shall not apply to any authorized circuit court judgeship in the Seventeenth Judicial Circuit in which the retiring incumbent judge retired prior to February 1, 2012.

32. Effective July 1, 2012, the provisions of this item shall not apply to any authorized circuit court judgeship in the Twenty-second Judicial Circuit in which the retiring incumbent judge retired after July 1, 2011 and prior to August 31, 2012.

33. Effective July 1, 2012, the provisions of this item shall not apply to any authorized circuit court judgeship in the Twenty-eighth Judicial Circuit in which the

Conference Report to House Bill 1301

retiring incumbent judge retired after January 1, 2012 and prior to July 1, 2012.

34. Effective July 1, 2012, the provisions of this item shall not apply to any authorized general district court judgeship in the First Judicial District in which the retiring incumbent judge retired after July 1, 2011 and prior to July 1, 2012.

35. Effective July 1, 2012, the provisions of this item shall not apply to any authorized general district court judgeship in the Sixth Judicial District in which the retiring incumbent judge retired after January 1, 2011 and prior to January 1, 2012.

36. Effective July 1, 2012, the provisions of this item shall not apply to any authorized general district court judgeship in the Twentieth Judicial District in which the retiring incumbent judge retired after April 1, 2012 and prior to July 1, 2012.

37. Effective July 1, 2012, the provisions of this item shall not apply to any authorized general district court judgeship in the Twenty-fifth Judicial District in which the retiring incumbent judge retired prior to January 1, 2009.

38. Effective July 1, 2012, the provisions of this item shall not apply to any authorized general district court judgeship in the Thirty-first Judicial District in which the retiring incumbent judge retired prior to January 1, 2013.

39. Effective July 1, 2012, the provisions of this item shall not apply to any authorized juvenile and domestic relations district court judgeship in the Second Judicial District which became vacant after January 1, 2012 and prior to July 1, 2012.

40. Effective July 1, 2012, the provisions of this item shall not apply to any authorized juvenile and domestic relations district court judgeship in the Ninth Judicial District in which the retiring incumbent judge retired prior to July 1, 2012.

41. Effective July 1, 2012, the provisions of this item shall not apply to any authorized juvenile and domestic relations district court judgeship in the Tenth Judicial District in which the retiring incumbent judge retired prior to July 1, 2012.

42. Effective July 1, 2012, the provisions of this item shall not apply to any authorized juvenile and domestic relations district court judgeship in the Twelfth Judicial District in which the retiring incumbent judge retired prior to July 1, 2012.

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43. Effective July 1, 2012, the provisions of this item shall not apply to any authorized juvenile and domestic relations district court judgeship in the Fourteenth Judicial District in which the retiring incumbent judge retired prior to July 1, 2010.

44. Effective July 1, 2012, the provisions of this item shall not apply to any authorized juvenile and domestic relations district court judgeship in the Twenty-fourth Judicial District in which an incumbent judge died prior to January 1, 2012.

45. Effective July 1, 2012, the provisions of this item shall not apply to any authorized juvenile and domestic relations district court judgeship in the Twenty-eighth Judicial District in which the retiring incumbent judge retired prior to July 1, 2012."

Page 32, line 35, strike "25." and insert "46."

Page 32, line 35, strike "\$1,788,917" and insert "\$3,305,080".

Page 32, line 36, strike "\$1,788,917" and insert "\$4,679,328".

Explanation:

(This amendment authorizes the filling of 23 currently frozen judgeships by the General Assembly, effective July 1, 2012, and adjusts the savings projected from the continued freeze on the filling of the remaining judgeships.)

Item 59 #1c

Executive Offices

Attorney General And Department
Of Law

Language

Language:

Page 34, line 42, after "services" insert:

" that are related to such nongeneral funds"

Page 34, line 42, after "General" insert:

", in consultation with the respective agency heads,"

Page 34, line 43, after "transfer." insert:

"It is the intent of the General Assembly that legal services provided by the Office of the Attorney General for general fund-supported programs shall be provided out of this appropriation."

Page 35, line 9, after "districts" insert "at no charge".

Explanation:

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(This amendment clarifies the intent of the General Assembly that legal services provided by the Office of the Attorney General for programs that are supported by the general fund shall be provided out of this appropriation, and that the Attorney General shall consult with the respective state agency heads in setting the appropriate charges for state agencies for the cost of legal services that are provided in support of nongeneral fund programs and agencies. This amendment also restores language which directs the Office of the Attorney General to provide legal services to the Soil and Water Conservation Districts upon request at no charge.)

Item 60 #1c

Executive Offices

Attorney General And Department
Of Law

Language

Language:

Page 35, after line 14, insert:

"On or before November 15, 2012, the Medicaid Fraud Control Unit within the Office of the Attorney General shall provide a report to the Chairmen of the House Appropriations and Senate Finance Committees detailing the unit's efforts to prevent Medicaid fraud and increase Medicaid recoveries, including details on the history of annual collections, actual deposits to the general fund, and estimated amounts to be identified and collected over the biennium. The report shall include the efforts to be undertaken as a result of the additional positions authorized in this act and provide an update on the projected increase in Medicaid recoveries assumed for the Virginia Health Care Fund."

Explanation:

(This amendment requires a report from the Medicaid Fraud Control Unit within the Office of the Attorney General on efforts to prevent Medicaid fraud and increase Medicaid recoveries over the biennium. Staffing in the unit will increase over the biennium to enhance these efforts and recover additional Medicaid funds.)

Item 61 #1c

Executive Offices

Attorney General And Department
Of Law

FY 12-13

\$350,000

FY 13-14

\$350,000 NGF

Conference Report to House Bill 1301

Language:

Page 35, line 15, strike "\$2,254,410" and insert "\$2,604,410".
Page 35, line 15, strike "\$2,254,410" and insert "\$2,604,410".
Page 35, line 20, strike "\$900,000" and "\$900,000" and insert:
"\$1,250,000" and "\$1,250,000".
Page 35, line 31, strike "900,000" and insert "1,250,000".

Explanation:

(This amendment increases the appropriation for the Regulatory, Consumer Advocacy, Litigation, and Enforcement Revolving Trust Fund from \$900,000 to \$1,250,000 each year from special funds. This amendment also increases the carry-forward balance in the program by the same amount each year. A companion amendment to Item 60 in House Bill 1300 also increases the carry-forward balance as of June 30, 2012, from \$900,000 to \$1,250,000 from special funds.)

Item 68 #1c

Administration	FY 12-13	FY 13-14	
Compensation Board	(\$879,896)	(\$886,142)	GF

Language:

Page 38, line 28, strike "\$420,135,056" and insert "\$419,255,160".
Page 38, line 28, strike "\$420,779,860" and insert "\$419,893,718".

Explanation:

(This amendment removes unneeded jail operating funding for the Pittsylvania jail expansion since the locality has placed an indefinite delay on opening this capacity. This funding can be restored once the locality decides to open this jail space.)

Item 68 #2c

Administration	FY 12-13	FY 13-14	
Compensation Board	(\$639,878)	(\$703,866)	GF

Language:

Page 38, line 28, strike "\$420,135,056" and insert "\$419,495,178".
Page 38, line 28, strike "\$420,779,860" and insert "\$420,075,994".

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Explanation:

(This amendment captures savings in the budget for sheriffs as a result of language first included in the budget in 2010 which limited state support for the Sheriff's Career development program and the Master Deputy program to individuals participating in the program before January 1, 2010.)

Item 68 #3c

Administration

Compensation Board

Language

Language:

Page 41, line 7, after "Program" insert:

"where such criteria includes that a sheriff has achieved certification by the Weldon Cooper Center for Public Service of the University of Virginia, and".

Page 41, after line 22, insert:

"5. Other constitutional officers' associations may request the General Assembly to include certification by the Weldon Cooper Center for Public Service to the requirements for participation in their respective career development programs."

Explanation:

(This amendment adds certification by the Weldon Cooper Center for Public Service to the requirements for participation in the sheriffs career development program.)

Item 71 #1c

Administration

Compensation Board

FY 12-13

(\$71,083)

FY 13-14

(\$78,191) GF

Language:

Page 44, line 46, strike "\$17,027,027" and insert "\$16,955,944".

Page 44, line 46, strike "\$17,027,027" and insert "\$16,948,836".

Explanation:

(This amendment captures savings in the budget for Commissioners of Revenue as a result of language first included in the budget in 2010 which limited state support for the Commissioners of Revenue Career development program and Deputy

Conference Report to House Bill 1301

Commissioners of Revenue career development program to individuals participating in the program before January 1, 2010.)

Item 72 #1c

Administration	FY 12-13	FY 13-14	
Compensation Board	(\$150,612)	(\$165,673)	GF

Language:

Page 46, line 6, strike "\$63,932,679" and insert "\$63,782,067".

Page 46, line 6, strike "\$63,932,679" and insert "\$63,767,006".

Explanation:

(This amendment captures savings in the budget for Commonwealths Attorneys as a result of language first included in the budget in 2010 which limited state support for the Career Prosecutor Career development program to individuals participating in the program before January 1, 2010.)

Item 74 #1c

Administration	FY 12-13	FY 13-14	
Compensation Board	(\$112,346)	(\$123,581)	GF

Language:

Page 49, line 34, strike "\$16,158,524" and insert "\$16,046,178".

Page 49, line 34, strike "\$16,158,524" and insert "\$16,034,943".

Explanation:

(This amendment captures savings in the budget for Treasurers as a result of language first included in the budget in 2010 which limited state support for the Treasurers Career development program and Deputy Treasurers career development program to individuals participating in the program before January 1, 2010.)

Item 79 #1c

Administration	FY 12-13	FY 13-14	
Department Of General Services	\$175,000	\$175,000	GF

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1.00 1.00 FTE

Language:

Page 55, line 18, strike "\$4,700,507" and insert "\$4,875,507".

Page 55, line 18, strike "\$4,700,507" and insert "\$4,875,507".

Explanation:

(This amendment provides \$175,000 from the general fund and 1.00 FTE position the first year and \$175,000 from the general fund and 1.00 FTE position the second year for continued operation of the Facility Inventory and Condition System (FICAS).)

Item 84 #1c

Administration

Administration Of Health Insurance

Language

Language:

Page 59, after line 31, insert:

"E. The Department of Human Resource Management shall develop a proposal to implement a Medication Therapy Management pilot program for state employees with certain disease states including Type II diabetes. The Department shall consult with all provider stakeholders in order to establish program parameters and include any recommendations for the program as part of the 2013 introduced budget."

Explanation:

(This amendment includes language requiring the Department of Human Resource Management to develop a proposal for, as part of the state employee health insurance program, a Medication Therapy Management pilot program.)

Item 84 #2c

Administration

Administration Of Health Insurance

Language

Language:

Page 59, strike lines 27 through 31 and insert:

"D. Any balances remaining in the reserved component of the Employee Health Insurance Fund shall be considered part of the overall Health Insurance Fund. It is

Conference Report to House Bill 1301

the intent of the General Assembly that future premiums for the state employee health insurance program shall be set in a manner so that the balance in the Health Insurance Fund will be sufficient to meet the estimated Incurred But Not Paid liability for the Fund and maintain a contingency reserve at a level recommended by the Department for a self-insured plan subject to the approval of the General Assembly."

Explanation:

(This amendment deletes language related to the state Health Insurance Fund and replaces it with language establishing a formal policy goal for the level of funding in the state employee health insurance fund. This language is consistent with a recommendation from the Auditor of Public Accounts in its review of the Health Insurance Fund.)

Item 84 #3c

Administration

Administration Of Health Insurance

Language

Language:

Page 59, after line 31, insert:

"E. Concurrent with the date the Governor introduces the budget bill, the Directors of the Departments of Planning and Budget and Human Resource Management shall provide to the Chairmen of the House Appropriations and Senate Finance Committees a report detailing the assumptions included in the Governor's introduced budget for the state employee health insurance plan. The report shall include the proposed premium schedule that would be effective for the upcoming fiscal year and any proposed changes to the benefit structure."

Explanation:

(This amendment is self-explanatory.)

Item 87 #1c

Administration

State Board Of Elections

FY 12-13

\$20,000

FY 13-14

\$0 GF

Language:

Page 60, line 39, strike "\$7,257,817" and insert "\$7,277,817".

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Explanation:

(This amendment provides \$20,000 from the general fund in the first year for one-time systems modification costs at the State Board of Elections pursuant to the passage of House Bill 57 of the 2012 Session. House Bill 57 changes the time frame by which the SBE must provide general registrars a complete list of registered voters from 10 days prior to the election to 16 days prior to the election.)

Item 91 #1c

Agriculture And Forestry	FY 12-13	FY 13-14	
Department Of Agriculture And Consumer Services	\$40,000	\$40,000	GF

Language:

Page 64, line 17, strike "\$6,531,607" and insert "\$6,571,607".

Page 64, line 17, strike "\$6,531,607" and insert "\$6,571,607".

Explanation:

(This amendment provides additional funding to meet the required state match pursuant to an agreement with VDACS and the U.S. Department of Agriculture, Wildlife Services for a cost-share livestock protection program to protect sheep, goats and cattle from coyote predation. The agreement requires a total annual state match of \$120,000 to continue receiving federal funding for the program.)

Item 92 #1c

Agriculture And Forestry	FY 12-13	FY 13-14	
Department Of Agriculture And Consumer Services	\$125,000	\$125,000	GF

Language:

Page 64, line 26, strike "\$17,775,649" and insert "\$17,900,649".

Page 64, line 26, strike "\$17,924,649" and insert "\$18,049,649".

Page 66, after line 13, insert:

"J. 1. Included in these amounts is \$125,000 the first year and \$125,000 the second year from the general fund for the Beehive Grant Fund, to be established on the books of the Comptroller. Interest earned on moneys in the Fund shall remain in the Fund and be credited to it. Any moneys remaining in the Fund at the end of each

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fiscal year, including interest thereon, shall not revert to the general fund but shall remain in the Fund. Expenditures and disbursements from the Fund, which shall be in the form of grants, shall be made by the State Treasurer on warrants issued by the Comptroller upon the written request signed by the Commissioner. Grants from the Fund shall only be made to applications to the Beehive Grant Program pursuant to subsection 2 of this item.

2. Beginning January 1, 2013, any individual who purchases equipment to construct a new hive and receives an inspection of his new hives from the Department may apply for a grant from the Fund. Such grant shall be in an amount equal to \$200 per new hive, not to exceed \$2,400 per individual per year.

3. An individual shall apply to the Department for a grant for hives. Grants shall be issued in the order that each completed eligible application is received. In the event that the amount of eligible grants requested in a fiscal year exceeds the funds available in the Fund, such grants shall be paid in the next fiscal year in which funds are available.

4. The Department shall develop guidelines setting forth the general requirements of qualifying for a grant.

5. The Department shall compile, maintain, and distribute a Virginia Beekeeping Guide to provide information to beekeepers on beekeeping."

Explanation:

(This amendment provides funding to establish the Beehive Grant Fund to assist beekeepers in establishing new beehives in an effort to address the loss of bees that are vital to agricultural production, pursuant to House Bill 300/Senate Bill 354 of the 2012 Session.)

Item 92 #2c

Agriculture And Forestry	FY 12-13	FY 13-14	
Department Of Agriculture And Consumer Services	\$25,000	\$25,000	GF

Language:

Page 64, line 26, strike "\$17,775,649" and insert "\$17,800,649".

Page 64, line 26, strike "\$17,924,649" and insert "\$17,949,649".

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Page 65, line 41, strike "\$50,000 the first year and \$50,000" and insert:
"\$75,000 the first year and \$75,000".

Explanation:

(This amendment increases the amount included in House Bill 1301 as introduced for research, development and applied commercialization of specialty crops from \$50,000 each year to \$75,000 each year.)

Item 97 #1c

Agriculture And Forestry	FY 12-13	FY 13-14	
Department Of Agriculture And	\$250,000	\$0	GF
Consumer Services	(\$1,000,000)	(\$1,000,000)	NGF

Language:

Page 67, line 12, strike "\$3,338,235" and insert "\$2,588,235".

Page 67, line 12, strike "\$3,338,235" and insert "\$2,338,235".

Page 67, line 20, strike "A."

Page 67, strike lines 35 through 39.

Explanation:

(This amendment eliminates a proposed \$8.00 per device fee for the weights and measures program and removes the nongeneral fund revenues that had been anticipated to be generated by this fee. The budget as introduced assumed these funds would supplant general fund resources already dedicated to this program and did not reduce the general fund appropriation. Also included is an additional \$250,000 general fund in the first year to supplement support for this program to reduce the gap in the inspection cycle.)

Item 98 #1c

Agriculture And Forestry	FY 12-13	FY 13-14	
Department Of Agriculture And	\$125,000	\$125,000	GF
Consumer Services	(\$223,420)	(\$223,420)	NGF

Language:

Page 67, line 40, strike "\$7,005,257" and insert "\$6,906,837".

Page 67, line 40, strike "\$7,005,257" and insert "\$6,906,837".

Page 68, line 2, strike "\$60" and insert "\$40".

Page 68, line 7, strike "\$60" and insert "\$40".

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Explanation:

(This amendment eliminates proposed language authorizing an increase in the VDACS fee for inspection of food facilities from \$40.00 to \$60.00 and provides general fund revenue to replace the fee revenue that will not be generated.)

Item 102 #1c

Agriculture And Forestry	FY 12-13	FY 13-14	
Department Of Forestry	\$250,000	\$250,000	GF

Language:

Page 69, line 12, strike "\$26,991,266" and insert "\$27,241,266".

Page 69, line 12, strike "\$26,831,172" and insert "\$27,081,172".

Page 69, line 46, strike "\$372,570" and insert "\$697,570".

Page 69, line 46, strike "\$447,570" and insert "\$697,570".

Page 69, line 48, after "Virginia.", insert:

"Included in the amounts for this item, up to \$120,000 the first year and \$120,000 in the second year from the general fund may be used for replacement of the Department of Forestry's accounts receivable fiscal system."

Explanation:

(This amendment provides additional funding to the Reforestation of Timberlands Program to match the amount of taxes paid by the forest industry for reforestation efforts. Over the past several years, this appropriation has been reduced due to budget cuts while the amount of taxes paid by the industry has remained stable. The intended use of these taxes is to provide a sustainable source to ensure that harvested timberlands are replanted as soon after harvesting as possible. The amendment also provides funding for the agency's accounts receivable system, which is used to account for industry payments into the fund. This amendment also includes a technical amendment to correct a typographical error in the introduced budget regarding the first year amount.)

Item 102 #2c

Agriculture And Forestry	FY 12-13	FY 13-14	
Department Of Forestry	\$0	\$250,000	GF

Language:

Page 69, line 12, strike "\$26,831,172" and insert "\$27,081,172".

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Page 69, line 49, strike "\$214,398" and insert "\$464,398".

Explanation:

(This amendment provides funding in the second year for the purchase of safety equipment through the state's Master Equipment Lease Purchase program. The budget, as introduced, only includes funding in the first year.)

Item 105 #1c

Commerce And Trade

Economic Development Incentive
Payments

Language

Language:

Page 74, line 43, after "businesses.", insert:

"Any monies from these amounts that have not been allocated at the end of each fiscal year shall not revert to the general fund but shall be distributed for other purposes designated by the Research and Technology Investment Advisory Committee and aligned with the Research and Technology Roadmap."

Explanation:

(This amendment stipulates that any balances in the Commonwealth Commercialization Research Fund allocated to the Small Business Innovation Matching Research Fund may be used for other purposes outlined for the Fund.)

Item 105 #2c

Commerce And Trade

Economic Development Incentive
Payments

FY 12-13
(\$1,500,000)

FY 13-14
(\$1,500,000) GF

Language:

Page 71, line 39, strike "\$69,861,384" and insert "\$68,361,384".

Page 71, line 39, strike "\$65,108,594" and insert "\$63,608,594".

Page 73, line 10, strike "\$3,500,000" and "\$3,500,000" and insert:
"\$2,000,000" and "\$2,000,000".

Explanation:

(This amendment reduces the general fund amounts provided for the Motion Picture Opportunity Fund by \$1.5 million each year. This action leaves \$2.0 million

Conference Report to House Bill 1301

each year for this purpose, in addition to the \$5.0 million available in film production tax credits.)

Item 105 #3c

Commerce And Trade	FY 12-13	FY 13-14
Economic Development Incentive Payments	(\$7,500,000)	\$0 GF

Language:

Page 71, line 39, strike "\$69,861,384" and insert "\$62,361,384".

Page 73, strike lines 41 through 54.

Page 74, strike lines 1 through 21.

Page 74, line 22, strike "K" and insert "J".

Page 74, line 32, strike "L" and insert "K".

Page 74, line 36, strike "M" and insert "L".

Page 74, line 44, strike "N" and insert "M".

Explanation:

(This amendment removes the funding for BRAC that had been included under the economic development incentives item in the introduced budget. A companion amendment to Item 470, paragraph K of House Bill 1300, which sets out the funding for the proposed Federal Action Contingency Fund (FACT), provides a like amount from the FACT Fund to address the Commonwealth's commitment to purchase property to eliminate encroachment in the vicinity of the United States Navy Master Jet Base pursuant to the 2005 Base Realignment and Closure Commission.)

Item 105 #4c

Commerce And Trade	FY 12-13	FY 13-14
Economic Development Incentive Payments	(\$7,000,000)	(\$10,000,000) GF

Language:

Page 71, line 39, strike "\$69,861,384" and insert "\$62,861,384".

Page 71, line 39, strike "\$65,108,594" and insert "\$55,108,594".

Page 74, line 36, strike "\$10,000,000 the second year" and insert: "\$8,000,000 the first year and \$5,000,000 the second year".

Page 74, line 38, strike "\$4,000,000" and insert:

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"\$3,200,000 the first year and \$2,000,000 the second year".

Page 74, line 39, strike "\$6,000,000" and insert:

"\$4,800,000 the first year and \$3,000,000 the second year".

Page 74, line 41, strike "\$2,000,000" and insert:

"up to \$1,500,000 the first year and \$1,500,000 the second year".

Page 74, line 43, after "businesses" strike "." and insert:

"and, for matching funds for recipients of federal Small Business Technology Transfer (STTR) awards for Virginia-based small businesses. Businesses meeting the following criteria shall be eligible to apply for an award to be administered by the Research and Technology Investment Advisory Committee:

1. The applicant has received an STTR award targeted at the development of qualified research or technologies;

2. At least 51 percent of the applicant's employees reside in Virginia; and

3. At least 51 percent of the applicant's property is located in Virginia.

Applicants shall be eligible for matching grants of up to \$100,000 for Phase I awards and up to \$500,000 for Phase II awards. All applicants shall be required to submit a commercialization plan with their application. Any unused funds shall not revert to the general fund but shall remain in the Commonwealth Research and Commercialization Fund. Notwithstanding the provisions of §2.2-2233.1 D.6 no funding provided for the Fund shall be used to fund an eminent researcher recruitment program."

Page 74, strike lines 44 through 57.

Page 75, strike lines 1 through 16."

Explanation:

(This amendment earmarks a portion of the general fund amounts deposited into the Commonwealth Research and Commercialization Fund (CRCF) to match federal Small Business Technology Transfer program grant recipients. The program is meant to help small business compete with large enterprises that have more resources for research and development and subsequently stimulate the Virginia economy by encouraging the development and commercialization of new technologies. Also included in this amendment is the removal of a separate paragraph funding a new life sciences initiative at \$5.0 million each year.)

Item 105 #5c

Commerce And Trade

Economic Development Incentive
Payments

FY 12-13
(\$2,000,000)

FY 13-14
(\$2,000,000) GF

Conference Report to House Bill 1301

Language:

Page 71, line 39, strike "\$69,861,384" and insert "\$67,861,384".

Page 71, line 39, strike "\$65,108,594" and insert "\$63,108,594".

Page 74, line 22, strike "for this Item" and insert:

"for Item 470 K.1. of House Bill 1300, Special Session I, 2012 General Assembly."

Page 74, line 31, after "sharing." insert:

"This appropriation is contingent upon the conditions established in Item 470 K. 5. of House Bill 1300, Special Session I, 2012 General Assembly."

Page 74, line 32, strike "for this Item" and insert:

"for Item 470 K.1. of House Bill 1300, Special Session I, 2012 General Assembly."

Page 74, line 35, after "center." insert:

"This appropriation is contingent upon the conditions established in Item 470 K. 5. of House Bill 1300, Special Session I, 2012 General Assembly."

Explanation:

(This amendment provides contingent funding from the Federal Action Contingency Trust (FACT) Fund for a proposed advanced manufacturing initiative.)

Item 107 #1c

Commerce And Trade

Department Of Business Assistance

Language

Language:

Page 76, after line 40, insert:

"5. For the I-95 HOV/HOT Lanes project as evidenced by the Comprehensive Agreement approved pursuant to the Public-Private Transportation Act of 1995, the maximum fee and/or premium charged by the Virginia Small Business Financing Authority pursuant to §§ 2.2-2291 and 2.2-2285, Code of Virginia, for acting as the conduit issuer for any bond financing is not to exceed \$25,000 per annum."

Explanation:

(This amendment caps the charges that may be assessed by the VSBFA for serving as the conduit bond issuer for the I-95 HOT lanes public-private transportation project.)

Item 107 #2c

Commerce And Trade

FY 12-13

FY 13-14

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Department Of Business Assistance (\$127,465) (\$127,465) GF

Language:

Page 75, line 35, strike "\$11,956,970" and insert "\$11,829,505".

Page 75, line 35, strike "\$11,960,192" and insert "\$11,832,727".

Page 76, strike lines 48 through 52.

Explanation:

(This amendment transfers funding for the Virginia-Israel Advisory Board from the Department of Business Assistance. A separate amendment to Item 123 transfers the funding and oversight responsibility to the Virginia Economic Development Partnership.)

Item 107 #3c

Commerce And Trade

FY 12-13

FY 13-14

Department Of Business Assistance

\$1,500,000

\$1,500,000 GF

Language:

Page 75, line 35, strike "\$11,956,970" and insert "\$13,456,970".

Page 75, line 35, strike "\$11,960,192" and insert "\$13,460,192".

Page 76, after line 52, insert:

"G. Out of this appropriation, \$1,500,000 the first year and \$1,500,000 the second year from the general fund is provided to establish the Small Business Investment Grant Fund, pursuant to the provisions of Senate Bill 344 (2012)."

Explanation:

(This amendment provides funding to establish the Small Business Investment Grant Fund, which provides incentive grants to investors who provide assistance to small businesses.)

Item 108 #1c

Commerce And Trade

FY 12-13

FY 13-14

Department Of Housing And
Community Development

\$0

\$7,000,000 GF

Language:

Page 77, line 9, strike "\$40,049,112" and insert "\$47,049,112".

Page 78, after line 3 insert:

Conference Report to House Bill 1301

"G.1. There is hereby created the Virginia Housing Trust Fund, hereafter referred to as "the Fund." Out of the amounts in this appropriation, \$7,000,000 the second year from the general fund shall be deposited into the Fund. Interest earned on moneys in the Fund shall remain in the Fund and be credited to it. Any moneys remaining in the Fund, including interest thereon, at the end of each fiscal year shall not revert to the general fund but shall remain in the Fund. The Department shall work in collaboration with the Virginia Housing Development Authority (VHDA) to provide loan origination and servicing activities as needed to carry-out the provisions of this Fund. The costs of such services will be considered an eligible use of the Fund.

2. The Department, through VHDA, shall use at least 80 percent of the moneys from the Fund to provide flexible financing for low-interest loans through eligible organizations. Such loans shall be structured to maximize leveraging opportunities. All such funds shall be repaid to the credit of the Fund. Loans may be provided for:

- a. Affordable rental housing to include new construction, rehabilitation, repair, or acquisition of housing to assist low or moderate income citizens, including land and land improvements;
- b. Down payment and closing cost assistance for homebuyers; and,
- c. Short, medium and long term loans to reduce the cost of homeownership and rental housing;

3. The Department may use up to 20 percent of the moneys from the Fund to provide grants through eligible organizations for targeted efforts to reduce homelessness, including:

- a. Temporary rental assistance, not to exceed one year;
- b. Housing stabilization services in permanent supportive housing for homeless individuals and families;
- c. Mortgage foreclosure counseling targeted at localities with the highest incidence of foreclosure activity; and,
- d. Pre-development assistance for permanent supportive housing and other long term housing options for the homeless.

4. Organizations eligible for funding from the Fund shall include the following: (i) localities; (ii) local government housing authorities; (iii) regional or statewide housing assistance organizations that provide assistance to low and moderate income or low-income citizens of Virginia, and (iv) limited liability companies expressly created for the purpose of owning and operating affordable housing.

5. Prior to the expenditure of any funds appropriated for the Virginia Housing Trust

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Fund the department, in conjunction with the Virginia Housing Development Authority, shall submit a plan outlining its proposed uses of the funds to the General Assembly. Such plan shall be provided to the Chairmen of the House Appropriations Committee and the Senate Finance Committee no later than November 1, 2012."

Explanation:

(This amendment creates and capitalizes the Housing Trust Fund with an initial appropriation of \$7.0 million from the general fund that is provided from the Commonwealth's portion of the Mortgage Servicing Settlement Agreement. The settlement provides Virginia a total of \$409.9 million in benefits, including; \$294.3 million for loan modifications, short sale/deed in lieu approvals, deficiency waivers and transitional funds; \$31.1 million to approximately 15,000 borrowers of the five banks included in the settlement, or approximately \$2,000 per borrower, regardless of any wrongdoing; \$84.3 million for refinancing for underwater borrowers, or borrowers with existing loans that have over a 5.25 percent interest rate. In addition, the Commonwealth will receive a one-time payment of \$65.9 million to partially offset the state's loss in revenue related to the mortgage crisis. Out of this amount, \$7.0 million is provided in this amendment for the Housing Trust Fund.)

Item 109 #1c

Commerce And Trade	FY 12-13	FY 13-14	
Department Of Housing And Community Development	(\$2,000,000)	(\$1,000,000)	GF

Language:

Page 78, line 4, strike "\$49,289,152" and insert "\$47,289,152".

Page 78, line 4, strike "\$41,175,178" and insert "\$40,175,178".

Page 80, line 26, strike "\$3,000,000 in the first year and \$3,000,000" and insert: "\$1,000,000 in the first year and \$2,000,000".

Explanation:

(This amendment reduces funding available for the Derelict Structures Program by \$2.0 million in the first year and \$1.0 million in the second year.)

Item 109 #2c

Commerce And Trade	FY 12-13	FY 13-14	
Department Of Housing And	(\$250,000)	\$0	GF

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Community Development

Language:

Page 78, line 4, strike "\$49,289,152" and insert "\$49,039,152".

Page 80, strike lines 32 through 35.

Explanation:

(This amendment removes a proposal to provide \$250,000 in the first year to support the Heartwood Artisan Center.)

Item 110 #1c

Commerce And Trade

Department Of Housing And
Community Development

Language

Language:

Page 80, line 43, strike "Should actual grants to be awarded in each fiscal year be less than".

Page 80, strike line 44.

Page 80, line 45, strike "2014."

Page 80, line 48, after "Item." insert:

"Should actual grants awarded in each fiscal year be less than the amounts provided in this item, the excess shall not revert to the general fund but shall remain available to be used by the department for revitalization purposes."

Explanation:

(This amendment stipulates that any year-end balances in the Enterprise Zone program be retained by DHCD to be used for revitalization purposes.)

Item 116 #1c

Commerce And Trade

Department Of Labor And Industry

Language

Language:

Page 82, line 3, strike "365,350" insert "481,350".

Page 82, line 4, after "for" insert:

"voluntary protection and".

Explanation:

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(This amendment corrects a technical error in the budget as introduced. The decision was made to allow the agency to retain an additional \$365,350 in civil penalties for use towards the Voluntary Protection Program. The \$365,350 was to be added to the \$116,000 the agency currently retains. The new total for the amount retained is \$481,350. The additional language concerning the voluntary protection program clarifies the purpose and use of the additional retained monies.)

Item 120 #1c

Commerce And Trade

Department Of Mines, Minerals
And Energy

Language

Language:

Page 83, line 23, after “natural gas” insert “, electricity,”.

Explanation:

(This amendment authorizes the agency to assess an administrative surcharge on the state electric contracts in order to generate sufficient revenue to support an ongoing reduction strategy of \$95,978. This amount represents a position that was shifted from general fund support, to fee revenue. According to the agency, an administrative surcharge equal to 0.06 percent of the state’s entire electricity contract is sufficient to generate necessary revenue for this purpose.)

Item 123 #1c

Commerce And Trade

Virginia Economic Development
Partnership

Language

Language:

Page 85, after line 49, insert:

"P. From the amounts provided for economic development services, \$195,000 in the second year shall be provided to assist in the establishment of a Center for Manufacturing in the Shenandoah Valley region of Virginia. Of this amount, \$150,000 shall be used to fund the costs of a director and administrative assistant for the Center and \$45,000 shall be used for operating expenses. Additional funding to support this effort shall be provided by private and local government entities participating in this consortium."

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Explanation:

(This amendment provides \$195,000 in the second year to support the Shenandoah Valley Center for Manufacturing. These funds would be used to support worker assessment, case management, job placement activities for underemployed, unemployed, dislocated and career-switcher populations in the region and provide wrap-around services and training to meet manufacturing employer needs for growth occupations in the Shenandoah Valley.)

Item 123 #2c

Commerce And Trade	FY 12-13	FY 13-14	
Virginia Economic Development Partnership	(\$628,634)	(\$628,634)	GF

Language:

Page 84, line 24, strike "\$19,478,100" and insert "\$18,849,466".

Page 84, line 24, strike "\$17,978,100" and insert "\$17,349,466".

Page 85, strike lines 46 through 49.

Explanation:

(This amendment removes the funding for the Brownfields Restoration and Economic Development Fund that had been proposed in the introduced budget.)

Item 123 #3c

Commerce And Trade	FY 12-13	FY 13-14	
Virginia Economic Development Partnership	(\$500,000)	\$0	GF

Language:

Page 84, line 24, strike "\$19,478,100" and insert "\$18,978,100".

Page 85, line 39, strike "\$1,000,000" and insert "\$500,000".

Explanation:

(This amendment removes \$500,000 of the additional \$1,000,000 provided to the Virginia Economic Development Partnership to expand its marketing efforts. This amount was in addition to the new funding provided by the 2011 General Assembly to open four new international offices.)

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Item 123 #4c

Commerce And Trade	FY 12-13	FY 13-14
Virginia Economic Development Partnership	(\$500,000)	\$0 GF

Language:

Page 84, line 24, strike "\$19,478,100" and insert "\$18,978,100".

Page 85, strike lines 42 through 45.

Page 85, line 46, strike "O" and insert "N".

Explanation:

(This amendment removes \$500,000 in the first year for a proposed new initiative to partner with regional organizations and higher education and other entities to develop region-specific economic development plans.)

Item 123 #5c

Commerce And Trade	FY 12-13	FY 13-14
Virginia Economic Development Partnership	\$127,465	\$127,465 GF

Language:

Page 84, line 24, strike "\$19,478,100" and insert "\$19,605,565".

Page 84, line 24, strike "\$17,978,100" and insert "\$18,105,565".

Page 85, after line 49, insert:

"P.1. Out of this appropriation, \$127,465 the first year and \$127,465 the second year from the general fund shall be provided to the Virginia-Israel Advisory Board. In addition, the Virginia Economic Development Partnership may increase this amount by \$47,896 in the first year and \$47,896 in the second year to provide funding to increase Virginia's trade opportunities with Israel.

2. The Virginia-Israel Advisory Board, in concert with the Virginia Economic Development Partnership, shall report by November 15 of each year to the Chairmen of the Senate Finance and House Appropriations Committees on the board's activities, contributions to expanded international trade, and expenditure of state funds."

Explanation:

(This amendment transfers the funding for the Virginia Israel Advisory Board from the Department of Business Assistance to the Virginia Economic Development

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Partnership. A companion amendment to Item 107 removes the funding from the Department of Business Assistance.)

Item 124 #1c

Commerce And Trade	FY 12-13	FY 13-14
Virginia Employment Commission	(\$4,150,000)	\$0 GF
	\$6,700,000	\$0 NGF

Language:

Page 86, line 3, strike "\$717,323,520" and insert "\$719,873,520".

Page 86, line 32, strike "\$8,300,000" and insert "\$6,700,000".

Page 86, strike line 34 through line 41 and insert:

"authorized to make the required interest payment from available nongeneral fund balances in the Penalty and Interest Fund."

Explanation:

(This amendment adjusts the amount of the interest payment owed to the federal government as the result of borrowing from the Federal Unemployment Account to reflect a more recent estimate that the total payment is projected to be \$6.7 million. The amendment also eliminates a proposed employer surcharge and eliminates the proposed general fund appropriation. The total interest payment will be made from the VEC Penalty and Interest Fund, which has adequate balances to cover the full amount.)

Item 129 #1c

Commerce And Trade	FY 12-13	FY 13-14
Virginia Tourism Authority	(\$500,000)	\$0 GF

Language:

Page 88, line 2, strike "\$20,685,930" and insert "\$20,185,930".

Page 88, line 37, after "efforts." insert:

"From the grants provided from the amounts included in this paragraph, priority consideration shall be given to funding for up to \$500,000 for the city of Portsmouth for a regional tourism entity, and funding for the Coalfield Regional Tourism Authority, the Daniel Boone Visitor Center, and events sponsored by Special Olympics Virginia."

Page 89, strike lines 9 and 10.

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Page 89, line 11, strike "M" and insert "L".

Explanation:

(This amendment removes a proposal to provide an additional \$500,000 from the general fund to the City of Portsmouth to support the Virginia Sports Hall of Fame. Instead, language governing the use of the regional tourism grant program authorizes application for funding from existing resources for this purpose, as well as for the Coalfield Regional Tourism Authority, the Daniel Boone Visitor Center and a tourism related Special Olympics event.)

Item 129 #2c

Commerce And Trade

Virginia Tourism Authority

FY 12-13

(\$800,000)

FY 13-14

(\$800,000) GF

Language:

Page 88, line 2, strike "\$20,685,930" and insert "\$19,885,930".

Page 88, line 2, strike "\$20,113,612" and insert "\$19,313,612".

Page 88, line 35, strike "\$1,000,000" and insert "\$1,700,000".

Page 88, line 36, strike "\$2,000,000" and insert "\$1,700,000".

Explanation:

(This amendment removes a portion of the proposed increases for the general tourism marketing as well as the regional tourism marketing grants that had been included in House Bill 1301. Also embedded in the amendment is a technical correction to the amount listed for regional tourism in the first year. The remaining amounts include an increase of \$275,000 each year for regional and local tourism partnership grants and an increase of \$500,000 each year for general marketing at the Virginia Tourism Authority.)

Item 129 #3c

Commerce And Trade

Virginia Tourism Authority

Language

Language:

Page 89, strike lines 11 through 15 and insert:

"M. Out of the amounts provided for Tourist Promotion shall be provided \$877,556 the first year and \$877,556 the second year from the general fund to promote and advertise tourism in Virginia through a competitively awarded public-private

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partnership program, matched on at least a three to one basis by each recipient. These amounts include \$577,556 in the first year and \$577,556 in the second year for "See Virginia First," a partnership operated by the Virginia Association of Broadcasters to advertise Virginia Tourism, provided the Association contributes a total of at least \$1,732,668 in television and radio advertising value to promote tourism in Virginia in each fiscal year. Also included in these amounts is \$100,000 the first year and \$100,000 the second year to promote Virginia Parks, \$100,000 the first year and \$100,000 the second year to promote Virginia's wineries, and \$75,000 in the first year and \$75,000 in the second year for outdoor advertising."

Explanation:

(This amendment adds language regarding the distribution of funds for in-state marketing at the Virginia Tourism Authority to ensure marketing dollars are used in such a manner as to guarantee a 3:1 private match for the full range of advertising.)

Item 130 #1c

Office of Education	FY 12-13	FY 13-14	
Secretary Of Education	(\$600,000)	(\$600,000)	GF

Language:

Page 90, line 3, strike "\$1,206,508" and insert "\$606,508".

Page 90, line 3, strike "\$1,207,073" and insert "\$607,073".

Page 90, strike lines 29 through 35.

Page 90, line 36, strike "D." and insert "C."

Explanation:

(This amendment eliminates \$600,000 from the general fund each year in planning grant funding for the College Partnership Laboratory Schools initiative in the new biennium. No change is made to the existing \$600,000 available in fiscal year 2012. The deadline for applications for the fiscal year 2012 grants was February 1, 2012 for a grant period to run from April 16, 2012 through September 15, 2012.)

Item 130 #2c

Office of Education	
Secretary Of Education	Language

Language:

Page 90, after line 49, insert:

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"E. Notwithstanding any other provision of law, the expiration date for the Commission on Civics Education is hereby extended to June 30, 2013."

Explanation:

(This amendment is self-explanatory.)

Item 131 #1c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Department Of Education, Central
Office Operations

\$1,500,000

\$1,500,000 GF

Language:

Page 91, line 3, strike "\$18,782,491" and insert "\$20,282,491".

Page 91, line 3, strike "\$18,782,491" and insert "\$20,282,491".

Page 92, after line 36, insert:

"C.1. Out of the appropriations in this item, \$1,500,000 the first year and \$1,500,000 the second year from the general fund is provided to support students and teachers pursuing information technology industry certifications through an information technology academy model. The funding is provided for the information technology academy model and shall be used to provide outreach, training, instructional resources, industry recognized certification opportunities for teachers and students enrolled in Virginia public high schools and regional career and technical education programs.

2. The funds provided in this initiative shall be used to increase the percentage of students enrolled in career and technical education courses in the information technology academy program and to increase the number of high schools and regional career and technical education programs that receive the training and technical support relative to the information technology academy model and to increase the number of teachers teaching targeted career and technical education courses."

Explanation:

(This amendment provides funding for previous contractual obligations for an Information Technology (IT) Academy, which consists of a formal online curriculum that prepares students to pass Industry Certification Exams. Through a statewide agreement, this curriculum has been made available to every high school student enrolled in over 30 career and technical education (CTE) courses, integrating the IT Academy model and to the teachers assigned to those courses. In addition, this

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appropriation will cover the cost of a statewide license with a third party provider for the certification examinations. This action is a work-force development initiative to help prepare students to be career-ready or college-ready when they graduate from high school.)

Item 134 #1c

Education: Elementary & Secondary

Department Of Education, Central
Office Operations

Language

Language:

Page 93, line 9, strike "37.5" and insert "50".

Explanation:

(This language amendment changes the local share from 37.5 percent to 50 percent of the contract total for the school efficiency reviews. There is a companion amendment in Item 271.)

Item 135 #1c

Education: Elementary & Secondary

Department Of Education, Central
Office Operations

FY 12-13

\$500,000

FY 13-14

\$500,000 GF

Language:

Page 93, line 14, strike "\$965,944" and insert "\$1,465,944".

Page 93, line 14, strike "\$965,944" and insert "\$1,465,944".

Page 93, after line 23, insert:

"This appropriation includes \$500,000 the first year and \$500,000 the second year from the general fund for statewide digital content development, online learning, and related support services, as prescribed through contract with the Department of Education. All digital content produced and delivery of online learning shall meet criteria established by the Department of Education, meet or exceed applicable Standards of Learning, and be correlated to such state standards.

In developing the deliverables for each contract, the Department of Education shall consult with division superintendents or their designated representatives to assess

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school divisions' needs for digital content, online learning, teacher training, and support services that advance technology integration into the K-12 classroom, as well as for additional educational resources that may be made available to school divisions throughout the Commonwealth."

Explanation:

(This amendment provides \$500,000 the first year and \$500,000 the second year from the general fund for digital content and support services.)

Item 138 #1c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

\$200,000

\$0 GF

Language:

Page 95, line 3, strike "\$9,456,858" and insert "\$9,656,858".

Page 97, after line 14, insert:

"P. This appropriation includes \$200,000 the first year from the general fund to support the feasibility of establishing the Virginia Science, Technology, Engineering, Applied Mathematics (STEAM) Academy."

Explanation:

(This amendment provides \$200,000 the first year from the general fund for a feasibility plan to consider establishing the Virginia Science, Technology, Engineering, Applied Mathematics (STEAM) Academy. The Virginia STEAM Academy would be a residential facility designed to foster the educational development of high school students who are academically talented in the areas of science, technology, engineering and applied mathematics. The academy would serve all schools in the Commonwealth through research and outreach activities.)

Item 138 #2c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$475,279 GF

Language:

Page 95, line 3, strike "\$9,076,858" and insert "\$9,552,137".

Page 96, line 43, strike the second occurrence of "\$67,897" and insert "\$543,176".

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Page 96, line 45, strike "applicant" and insert "applicant(s)".

Page 96, line 49, after "pilot academy", insert:

"the first year and each of the eight regional superintendent regions will host an academy the second year."

Page 96, line 51, after "received", insert:

"the first year and which division or divisions in the case of a joint application, in each of the eight regions will host an academy the second year".

Explanation:

(This amendment provides \$475,279 the second year from the general fund to expand the Youth Development Academies to all eight superintendents' planning regions.)

Item 138 #3c

Education: Elementary & Secondary	FY 12-13	FY 13-14	
Direct Aid To Public Education	(\$650,000)	(\$650,000)	GF

Language:

Page 95, line 3, strike "\$9,456,858" and insert "\$8,806,858".

Page 95, line 3, strike "\$9,076,858" and insert "\$8,426,858".

Page 96, line 29, strike "\$1,000,000" and insert "\$350,000".

Page 96, line 30, strike "\$1,000,000" and insert "\$350,000".

Explanation:

(This amendment provides \$350,000 the first year and \$350,000 the second year from the general fund to Communities in Schools, which is a nonstate agency. This funding will be used to provide grants to Hampton, Norfolk, Portsmouth, Petersburg, Buchanan, Lee, Tazewell, Alexandria, Fairfax and Danville for expansions of existing affiliates or providing new affiliates. The introduced budget had proposed adding \$1.0 million from the general fund in new funding each year for this program.)

Item 138 #4c

Education: Elementary & Secondary	FY 12-13	FY 13-14	
Direct Aid To Public Education	(\$300,000)	(\$400,000)	GF

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Language:

Page 95, line 3, strike "\$9,456,858" and insert "\$9,156,858".

Page 95, line 3, strike "\$9,076,858" and insert "\$8,676,858".

Page 96, strike lines 52 through 55.

Page 97, line 1, strike "O." and insert "N."

Explanation:

(This amendment eliminates all of the proposed funding for a new pilot program that would recruit college freshmen who may consider going into the fields of math and science.)

Item 138 #5c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

(\$250,000)

(\$250,000) GF

Language:

Page 95, line 3, strike "\$9,456,858" and insert "\$9,206,858".

Page 95, line 3, strike "\$9,076,858" and insert "\$8,826,858".

Page 95, line 8, strike "\$623,776" and insert "\$373,776".

Page 95, line 9, strike "\$623,776" and insert "\$373,776".

Explanation:

(This amendment reduces funding by \$250,000 each year from the general fund for Jobs for Virginia Graduates (JVG), which is a nonstate agency. The introduced budget proposed increasing funding each year for JVG and this amendment would maintain the current level funding annual allocation of \$373,776.)

Item 138 #6c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

\$350,000

\$350,000 GF

Language:

Page 95, line 3, strike "\$9,456,858" and insert "\$9,806,858".

Page 95, line 3, strike "\$9,076,858" and insert "\$9,426,858".

Page 97, after line 14, insert:

"P. Out of this appropriation, the Department of Education shall provide \$350,000

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each year from the general fund for Project Discovery. These funds are towards the cost of the program in Abingdon, Accomack/Northampton, Alexandria, Amherst, Appomattox, Arlington, Bedford, Bland, Campbell, Charlottesville, Cumberland, Danville/Pittsylvania, Fairfax, Franklin/Patrick, Goochland/Powhatan, Lynchburg, Newport News, Norfolk, Richmond City, Roanoke City, Smyth, Surry/Sussex, Tazewell, Williamsburg/James City, and Wythe and the salary of a fiscal officer for Project Discovery. The Department of Education shall determine the Project Discovery funding distributions to each community action agency. The contract with Project Discovery should specify the allocations to each local program and require the submission of a financial and budget report and program evaluation performance measures. Allocations shall be on a per pupil basis."

Explanation:

(This amendment provides \$350,000 from the general fund each for Project Discovery, which is a nonstate agency. The introduced budget had eliminated \$619,650 from the general fund each year for the program.)

Item 138 #7c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

\$175,000

\$0 GF

Language:

Page 95, line 3, strike "\$9,456,858" and insert "\$9,631,858".

Page 97, after line 14, insert:

"P. Out of this appropriation, \$175,000 the first year from the general fund is provided for a pilot program in one public local school division for a College Readiness Center as selected by the Superintendent of Public Instruction from submitted proposals. The Center would provide an extended school calendar in grades six through eight for selected students. The goals of the program shall be to increase the number of students who attain a college degree without the need for remedial services at the college level. The local school division shall provide an evaluation of initial outcomes related to the Center by June 30, 2013."

Explanation:

(This amendment is self-explanatory.)

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Item 138 #8c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

\$50,000

\$50,000 GF

Language:

Page 95, line 3, strike "\$9,456,858" and insert "\$9,506,858".

Page 95, line 3, strike "\$9,076,858" and insert "\$9,126,858".

Page 95, line 25, strike "\$248,021" and "\$248,021" and insert:
"\$298,021" and "\$298,021".

Explanation:

(This amendment adds \$50,000 from the general fund each year to the Career and Technical Education Resource Center (CTE), which is located in Henrico County, and provides curriculum development and course creation and revision to meet the needs of Virginia's employers and the workplace. Having instituted a number of technology-driven cost cutting measures, CTE courses should be developed to be delivered via the Virtual Virginia online courses provided by the Virginia Department of Education.)

Item 138 #9c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

\$425,000

\$0 GF

Language:

Page 95, line 3, strike "\$9,456,858" and insert "\$9,881,858".

Page 97, after line 14, insert:

"P. Out of this appropriation, the Department of Education shall provide \$425,000 the first year from the general fund for the Virginia Student Training and Refurbishment Program."

Explanation:

(This amendment provides \$425,000 the first year from the general fund to support the Virginia Student Training and Refurbishment Program (VA STAR IT), which is a collaborative effort of the Secretaries of Education and Technology and the Departments of Education and General Services to introduce Virginia's students to the field of information technology. The goal of VA STAR, which is administered

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by Prince William County Schools, is to create a sustainable educational program that takes surplus hardware from state agencies or private companies in order to offer students IT repair certification. Once refurbished, the computers are available for school use or distribution to students' families and community foundations needing them. In the first two years, VA STAR has eight participating school divisions, ranging from rural King William to Fairfax.)

Item 138 #10c

Education: Elementary & Secondary	FY 12-13	FY 13-14	
Direct Aid To Public Education	\$0	(\$100,000)	GF

Language:

Page 95, line 3, strike "\$9,076,858" and insert "\$8,976,858".

Page 96, line 31, strike "and \$100,000 the second year".

Explanation:

(This amendment removes the \$100,000 in new funding the second year from the general fund, limiting the proposed new funding for the Superintendent of Public Instruction to award supplemental grants to charter schools to only the first year.)

Item 139 #1c

Education: Elementary & Secondary	FY 12-13	FY 13-14	
Direct Aid To Public Education	\$0	\$2,391,207	GF

Language:

Page 97, line 15, strike "\$5,754,856,472" and insert "\$5,757,247,679".

Page 97, line 47, strike "\$2,897,404,115" and insert "\$2,895,142,287".

Page 97, line 48, strike "\$1,243,700,000" and insert "\$1,249,150,000".

Page 98, line 2, strike "\$5,224,539,194" and insert "\$5,226,307,366".

Explanation:

(This amendment provides a net of \$2.4 million the second year from the general fund to reflect additional sales tax revenues collected as a result of the passage of the 'Amazon' sales tax bill, Senate Bill 597. The additional sales tax revenues for public education are estimated at just over \$5.45 million and the SOQ Basic Aid offset is estimated at \$3.1 million in the second year.)

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Item 139 #2c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

\$23,523,260

\$23,572,262 GF

Language:

Page 97, line 15, strike "\$5,706,719,879" and insert "\$5,730,243,139".

Page 97, line 15, strike "\$5,754,856,472" and insert "\$5,778,428,734".

Page 97, line 49, strike "\$25,616,358" and insert "\$51,485,788".

Page 97, line 49, strike "\$29,443,006" and insert "\$57,183,150".

Page 98, line 2, strike "\$5,183,934,509" and insert "\$5,240,989,690".

Page 98, line 2, strike "\$5,224,539,194" and insert "\$5,269,885,305".

Page 98, line 34, strike "\$81,525,356" and insert "\$105,054,875".

Page 98, line 34, strike "\$81,604,206" and insert "\$105,175,012".

Page 98, line 48, strike "\$35,760,285" and insert "\$9,896,994".

Page 98, line 48, strike "\$32,168,960" and insert "\$4,430,515".

Page 108, line 8, strike "\$25,616,358" and insert "\$51,485,788".

Page 108, line 8, strike "\$29,443,006" and insert "\$57,183,150".

Page 108, line 9, strike "\$35,760,285" and insert "\$9,896,994".

Page 108, line 9, strike "\$32,168,960" and insert "\$4,430,515".

Page 111, line 33, strike "\$81,525,356" and insert "\$105,054,875".

Page 111, line 33, strike "\$81,604,206" and insert "\$105,175,012".

Page 112, after line 12, insert:

"g. It is the intent of the General Assembly that for the first and second year only, school divisions may have the flexibility to be considered to meet the requirements of this program if the ratio for each school is no more than three students higher than those otherwise required for this program."

Explanation:

(This amendment provides \$23.5 million the first year and \$23.6 million the second year from the general fund to pay for state's share of updating the free lunch eligibility rate data used in the K-3 Primary Class Size Reduction program. The data is updated from base year 2008 to base year 2010. This amendment also provides additional flexibility to the school divisions to increase the ratios by three students.)

Item 139 #3c

Conference Report to House Bill 1301

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

\$2,065,723

\$4,119,833 GF

Language:

Page 97, line 15, strike "\$5,706,719,879" and insert "\$5,708,785,602".

Page 97, line 15, strike "\$5,754,856,472" and insert "\$5,758,976,305".

Page 97, line 49, strike "\$25,616,358" and insert "\$27,675,245".

Page 97, line 49, strike "\$29,443,006" and insert "\$33,564,701".

Page 98, line 2, strike "\$5,183,934,509" and insert "\$5,185,993,396".

Page 98, line 2, strike "\$5,224,539,194" and insert "\$5,228,660,889".

Page 98, line 32, strike "\$14,193,219" and insert "\$16,252,106".

Page 98, line 32, strike "\$14,257,738" and insert "\$18,379,433".

Page 98, line 48, strike "\$35,760,285" and insert "\$33,701,398".

Page 98, line 48, strike "\$32,168,960" and insert "\$28,047,265".

Page 108, line 8, strike "\$25,616,358" and insert "\$27,675,245".

Page 108, line 8, strike "\$29,443,006" and insert "\$33,564,701".

Page 108, line 9, strike "\$35,760,285" and insert "\$33,701,398".

Page 108, line 9, strike "\$32,168,960" and insert "\$28,047,265".

Page 117, line 52, strike "\$14,193,219" and insert "\$16,252,106".

Page 117, line 52, strike "\$14,257,738" and insert "\$18,379,433".

Page 118, line 22, strike the first "25%" and insert "62.5%".

Page 118, line 22, strike the second "25%" and insert "100%".

Explanation:

(This amendment provides \$2.1 million the first year and \$4.1 million the second year from the general fund to expand the Early Intervention Reading Initiative funding from 25% to 62.5% in the first year and from 25% to 100% in the second year for eligible third grade students. This amendment supports the changes contained in House Bill 1181.)

Item 139 #4c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

(\$913,016)

(\$913,016) GF

Language:

Page 97, line 15, strike "\$5,706,719,879" and insert "\$5,705,806,863".

Conference Report to House Bill 1301

Page 97, line 15, strike "\$5,754,856,472" and insert "\$5,753,943,456".

Page 98, strike lines 13 and 14.

Page 98, line 14, insert:

"Total \$16,384,138 \$16,722,346".

Page 123, strike lines 12 through 15.

Explanation:

(This amendment eliminates proposed funding of \$913,016 each year in the general fund as a result of not providing funding for the PSAT testing fees for 10th graders.)

Item 139 #5c

Education: Elementary & Secondary

Direct Aid To Public Education

Language

Language:

Page 100, line 9, after "governments," insert:

"which shall include the transition of a city to town status".

Explanation:

(This clarifying amendment reinserts the language relating to consolidations of local governments related to the composite index hold harmless provision.)

Item 139 #6c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

\$1,050,000

\$0 GF

Language:

Page 97, line 15, strike "\$5,706,719,879" and insert "\$5,707,769,879".

Page 123, strike lines 6 through 8, and insert:

"Out of this appropriation, \$1,050,000 the first year from the general fund shall be used to provide competitive grants to school divisions to pilot models for awarding performance pay for instructional personnel in hard-to-staff schools as determined by the Department of Education, pursuant to grant proposals submitted pursuant to Item 132 C.34. Performance Pay Pilots, Chapter 890, 2011 Session."

Conference Report to House Bill 1301

Explanation:

(This amendment reflects funding for the \$5,000 incentive payments for the teachers in the schools participating in the 2011-12 Performance Pay Pilot. Due to the timing of the performance measures, the awards would be paid in fiscal year 2013, rather than in fiscal year 2012. State costs for the pilot are not expected to exceed \$1,050,000. A total of 25 eligible "hard-to-staff" schools elected to participate, with nine supported by the state funds and the remainder supported by federal school improvement grant funds. A companion amendment to the caboose bill removes the \$3 million originally appropriated for the pilot.)

Item 139 #7c

Education: Elementary & Secondary

Direct Aid To Public Education

Language

Language:

Page 101, after line 50, insert:

"17. To provide additional flexibility, notwithstanding the provisions of § 22.1-79.1 of the Code of Virginia, any school division that was granted a waiver regarding the opening date of the school year for the 2011-12 school year under the good cause requirements shall continue to be granted a waiver for the 2012-13 school year."

Explanation:

(This amendment is self-explanatory. For the current 2011-2012 school year, there are 77 school divisions that have been granted school opening waivers.)

Item 139 #8c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

(\$1,000,000)

(\$1,000,000)

GF

\$1,000,000

\$1,000,000

NGF

Language:

Page 107, line 7, strike "\$130,086,428" and insert "\$131,086,428".

Page 107, line 7, strike "\$129,786,428" and insert "\$130,786,428".

Explanation:

Conference Report to House Bill 1301

(This amendment reflects the additional amounts to the Literary Fund based on an amendment in Item 3-6.04 that would retain one half of all fines and fees collected at the local level pursuant to the enforcement of local ordinances, which are in excess of 40 percent of the combined total of local and state collections, as reported annually by the Auditor of Public Accounts to the State Comptroller. The amendment increases the amount of Literary Fund revenue used to support SOQ teacher retirement costs, and a general fund reduction of a like amount.)

Item 139 #9c

Education: Elementary & Secondary	FY 12-13	FY 13-14	
Direct Aid To Public Education	\$1,000,000	\$1,000,000	GF

Language:

Page 97, line 15, strike "\$5,706,719,879" and insert "\$5,707,719,879".

Page 97, line 15, strike "\$5,754,856,472" and insert "\$5,755,856,472".

Page 98, line 19, strike "\$3,347,808" and "\$3,347,808" and insert:
"\$4,347,808" and "\$4,347,808".

Explanation:

(This amendment provides additional funding for the Virtual Virginia Program in order to increase the number of course sections offered and to develop additional course offerings. The program has reached capacity and the number of students statewide that can access the program is limited. Making more resources available for eligible students to take Advanced Placement courses, for which they can receive college credit, is consistent with initiatives to have more college degrees awarded and have students complete college at a faster pace.)

Item 139 #10c

Education: Elementary & Secondary	FY 12-13	FY 13-14	
Direct Aid To Public Education	\$55,000,000	\$55,000,000	GF

Language:

Page 97, line 15, strike "\$5,706,719,879" and insert "\$5,761,719,879".

Page 97, line 15, strike "\$5,754,856,472" and insert "\$5,809,856,472".

Page 123, after line 15, insert:

Conference Report to House Bill 1301

"35. Additional Assistance with Retirement, Inflation, and Preschool Costs

Out of this appropriation, \$55,000,000 each year as one-time allocations shall be provided to school divisions as specified below to assist with costs of inflation, payments for the increase in the retirement employer contribution rates, and any one-time costs associated with local Virginia Preschool Initiative programs. No local match is required.

School Division	FY 2013	FY 2014
Accomack	\$333,821	\$331,854
Albemarle	\$346,469	\$347,509
Alleghany	\$79,620	\$80,950
Amelia	\$99,474	\$100,579
Amherst	\$267,829	\$262,835
Appomattox	\$127,682	\$129,076
Arlington	\$440,137	\$443,434
Augusta	\$482,561	\$485,749
Bath	\$11,309	\$10,709
Bedford	\$396,230	\$393,920
Bland	\$51,189	\$49,674
Botetourt	\$184,575	\$185,535
Brunswick	\$172,639	\$165,161
Buchanan	\$165,528	\$162,632
Buchingham	\$116,568	\$120,167
Campbell	\$464,221	\$460,210
Caroline	\$241,094	\$244,875
Carroll	\$141,860	\$142,977
Charles City	\$38,416	\$37,553
Charlotte	\$131,264	\$134,202
Chesterfield	\$2,433,377	\$2,461,414
Clarke	\$68,477	\$67,502
Craig	\$38,923	\$38,334
Culpeper	\$353,732	\$361,755
Cumberland	\$102,456	\$101,463
Dickenson	\$110,612	\$108,805
Dinwiddie	\$231,651	\$235,857
Essex	\$70,446	\$71,304
Fairfax	\$4,075,421	\$4,084,358
Fauquier	\$352,149	\$356,247
Floyd	\$120,052	\$120,843

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Fluvanna	\$172,613	\$173,291
Franklin	\$333,612	\$332,655
Frederick	\$603,305	\$609,929
Giles	\$148,501	\$149,164
Gloucester	\$299,348	\$298,736
Goochland	\$55,864	\$56,323
Grayson	\$104,025	\$102,767
Greene	\$152,824	\$150,103
Greensville	\$88,186	\$85,578
Halifax	\$277,003	\$276,108
Hanover	\$729,463	\$728,615
Henrico	\$2,244,737	\$2,252,588
Henry	\$461,258	\$452,295
Highland	\$12,510	\$11,786
Isle of Wight	\$170,874	\$180,398
James City	\$321,169	\$332,798
King George	\$174,941	\$180,273
King & Queen	\$42,983	\$44,088
King William	\$109,481	\$113,655
Lancaster	\$38,374	\$39,462
Lee	\$212,928	\$212,832
Loudoun	\$2,059,168	\$2,141,738
Louisa	\$188,751	\$191,830
Lunenburg	\$94,046	\$97,009
Madison	\$69,818	\$68,736
Mathews	\$38,058	\$38,773
Mecklenburg	\$253,904	\$250,370
Middlesex	\$28,483	\$30,299
Montgomery	\$460,246	\$464,146
Nelson	\$69,154	\$69,859
New Kent	\$104,024	\$105,214
Northampton	\$103,274	\$103,811
Northumberland	\$46,726	\$46,802
Nottoway	\$117,183	\$117,181
Orange	\$222,910	\$224,514
Page	\$187,900	\$191,909
Patrick	\$128,565	\$130,139
Pittsylvania	\$570,082	\$567,604
Powhatan	\$196,224	\$197,259

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Prince Edward	\$130,404	\$130,033
Prince George	\$374,834	\$378,368
Prince William	\$3,867,010	\$3,924,140
Pulaski	\$297,708	\$293,120
Rappahannock	\$14,611	\$14,033
Richmond	\$39,627	\$40,941
Roanoke	\$629,707	\$630,559
Rockbridge	\$102,293	\$102,122
Rockingham	\$558,249	\$561,639
Russell	\$215,638	\$214,436
Scott	\$148,203	\$152,977
Shenandoah	\$316,165	\$319,355
Smyth	\$307,294	\$303,302
Southampton	\$119,910	\$121,660
Spotsylvania	\$1,185,839	\$1,197,347
Stafford	\$1,258,623	\$1,271,531
Surry	\$25,378	\$24,345
Sussex	\$93,740	\$91,548
Tazewell	\$227,409	\$238,435
Warren	\$284,035	\$284,356
Washington	\$337,769	\$338,131
Westmoreland	\$100,694	\$99,648
Wise	\$357,801	\$358,938
Wythe	\$218,460	\$219,221
York	\$532,993	\$532,416
Alexandria	\$748,551	\$698,074
Bristol	\$102,102	\$104,202
Buena Vista	\$53,168	\$51,323
Charlottesville	\$224,089	\$222,024
Colonial Heights	\$111,619	\$110,181
Covington	\$44,260	\$44,439
Danville	\$414,168	\$416,652
Falls Church	\$26,408	\$26,631
Fredericksburg	\$58,452	\$52,707
Galax	\$56,672	\$55,574
Hampton	\$1,291,315	\$1,262,208
Harrisonburg	\$307,595	\$318,329
Hopewell	\$234,149	\$231,452
Lynchburg	\$468,992	\$466,336

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Martinsville	\$124,954	\$123,959
Newport News	\$1,613,866	\$1,572,192
Norfolk	\$2,089,089	\$2,051,361
Norton	\$7,385	\$6,928
Petersburg	\$324,722	\$307,474
Portsmouth	\$812,752	\$793,661
Radford	\$87,618	\$86,400
Richmond City	\$1,651,427	\$1,598,967
Roanoke City	\$563,065	\$560,008
Staunton	\$103,500	\$103,453
Suffolk	\$731,077	\$762,901
Virginia Beach	\$3,479,228	\$3,442,748
Waynesboro	\$150,816	\$150,040
Williamsburg	\$12,926	\$13,233
Winchester	\$150,492	\$150,411
Fairfax City	\$63,875	\$62,679
Franklin City	\$98,665	\$92,009
Chesapeake City	\$2,233,936	\$2,231,102
Lexington	\$17,287	\$17,175
Emporia	\$41,875	\$36,966
Salem	\$134,631	\$134,716
Bedford City	\$45,664	\$45,270
Poquoson	\$75,891	\$75,394
Manassas City	\$344,899	\$344,710
Manassas Park	\$155,927	\$155,981
Colonial Beach	\$26,129	\$28,169
West Point	\$30,073	\$31,240
Total	\$55,000,000	\$55,000,000"

Explanation:

(This amendment provides \$55.0 million each year from the general fund in additional funding to school divisions to assist with 1) the increase from 6.33 percent to 11.66 percent in the teacher retirement employer contribution rates funded in the budget as introduced, 2) non-personal inflation costs, and 3) any one-time costs associated with local Virginia Preschool Initiative programs. Funding in this amendment is allocated, on a pro-rated basis, to school divisions on the same basis as funding was 1) provided for retirement rates in the introduced budget, 2) reduced in the introduced budget by eliminating the update for inflation, and 3) reduced for the

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Virginia Preschool Initiative in the introduced budget based on the change in methodology. Although the prorated amounts are weighted 20 percent retirement, 65 percent inflation, and 15 percent preschool for purposes of the allocations, each school division may decide how much to allocate to each of the three purposes and no local match is required. There are no changes to the amounts provided for the state's share of the retirement rates in the introduced budget nor to the state's share of the Virginia Preschool Initiative.)

Item 139 #11c

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$27,845,718

\$12,149,125 GF

Language:

Page 97, line 15, strike "\$5,706,719,879" and insert "\$5,734,565,597".

Page 97, line 15, strike "\$5,754,856,472" and insert "\$5,767,005,597".

Page 107, after line 26, insert:

"3) This appropriation includes funding for the Standards of Quality salary payments for support positions in school divisions of the localities set out below and have been adjusted for the equivalent portion of the Cost of Competing Adjustment (COCA) rates that are paid to the local school divisions in Planning District 8 for SOQ Basic Aid support positions which is 22.70 percent in the first year and 9.83 percent in the second year. For the counties of Stafford, Fauquier, Spotsylvania, Clarke, Warren, Frederick, and Culpeper and the Cities of Fredericksburg and Winchester, the SOQ payments have been increased each year by 25 percent of the COCA rates paid to school divisions in Planning District 8."

Explanation:

(This amendment provides \$27.8 million the first year and \$12.1 million the second year to fund the Cost of Competing Adjustment (COCA) rate for the SOQ Basic Aid support positions at 22.7 percent in fiscal year 2013 and 9.83 percent in fiscal year 2014 for school divisions in Planning District 8 (City of Alexandria, Fairfax, Falls Church, Manassas, and Manassas Park and the counties of Arlington, Fairfax, Loudoun, Prince William). The COCA rate for the SOQ Basic Aid support positions for the counties of Clarke, Culpeper, Fauquier, Frederick, Spotsylvania, Stafford, Warren, and the cities of Fredericksburg and Winchester will be funded at 5.67 percent in fiscal year 2013 and 2.46 percent in fiscal year 2014.)

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Item 139 #12c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

\$3,617,999

\$3,186,742 GF

Language:

Page 97, line 15, strike "\$5,706,719,879" and insert "\$5,710,337,878".

Page 97, line 15, strike "\$5,754,856,472" and insert "\$5,758,043,214".

Explanation:

(This amendment provides funding to correct programming code in the Standards of Quality funding model that had inadvertently under funded vocational education related to the proration of regional center vocational positions back to the appropriate school division.)

Item 139 #13c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

\$100,000

\$0 GF

Language:

Page 97, line 15, strike "\$5,706,719,879" and insert "\$5,706,819,879".

Page 98, line 5, strike "\$14,676,661" and insert "\$14,776,661".

Page 98, line 14, strike "\$17,297,154" and insert "\$17,397,154".

Page 122, after line 1, insert:

"g. Out of the amounts in this item, \$100,000 the first year from the general fund is available towards planning for a full-day grades 9 through 12 regional science and technology Governor's School in the greater Hampton Roads area."

Explanation:

(This amendment is self-explanatory.)

Item 139 #14c

Education: Elementary & Secondary

Direct Aid To Public Education

Language

Conference Report to House Bill 1301

Language:

Page 106, after line 36, insert:

"27. By August 15, 2012, each superintendent is requested to submit to the Department of Education a brief description of the range of online learning opportunities currently underway in the school division and any being planned or under consideration in the future, if applicable."

Explanation:

(This amendment is self-explanatory.)

Item 139 #15c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$73,402 GF

Language:

Page 97, line 15, strike "\$5,754,856,472" and insert "\$5,754,929,874".

Page 98, line 5, strike "\$15,014,869" and insert "\$15,088,271".

Page 98, line 14, strike "\$17,635,362" and insert "\$17,708,764".

Page 121, line 33, after "students per Governor's School" insert:

"in the first year and a cap of 1,700 students per Governor's School in the second year".

Explanation:

(This amendment increases the funding cap on Governor's Schools by 50 students, from 1,650 students to 1,700 students in the second year. The only school affected is the Thomas Jefferson High School for Science and Technology, which has projected enrollment of 1,872 students for the 2011-12 school year.)

Item 139 #16c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

\$100,000

\$100,000 GF

Language:

Page 97, line 15, strike "\$5,706,719,879" and insert "\$5,706,819,879".

Page 97, line 15, strike "\$5,754,856,472" and insert "\$5,754,956,472".

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Page 98, line 5, strike "\$14,676,661" and insert "\$14,776,661".

Page 98, line 5, strike "\$15,014,869" and insert "\$15,114,869".

Page 98, line 14, strike "\$17,297,154" and insert "\$17,397,154".

Page 98, line 14, strike "\$17,635,362" and insert "\$17,735,362".

Page 122, after line 1, insert:

"g. All regional Governor's Schools are encouraged to provide full-day grades 9 through 12 programs. Out of the amounts in this item, \$100,000 the first year from the general fund is provided for existing Governor's Schools, as distributed by the Superintendent of Public Instruction, to plan for or study the feasibility of expanding, including via a merger with another Governor's School. Up to \$100,000 the second year is provided as one-time start-up funding for such expansions."

Explanation:

(This amendment is self-explanatory.)

Item 139 #17c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

(\$75,539) GF

Language:

Page 97, line 15, strike "\$5,754,856,472" and insert "\$5,754,780,933".

Page 120, line 2, strike the second "\$2,485,988" and insert "\$2,410,988".

Explanation:

(This amendment reduces funding provided in the second year that assumed a 20 percent increase in the number of GED tests taken. The first year funding for the assumed increase was not reduced, and second year funding could be restored if that level of increase materializes.)

Item 139 #18c

Education: Elementary & Secondary

Direct Aid To Public Education

Language

Language:

Page 97, strike lines 46 through 57.

Page 98, strike lines 1 through 51.

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Page 97, after line 45, insert:

"Standards of Quality (17801)	FY 2013	FY 2014
Basic Aid	\$2,934,735,312	\$2,907,065,363
Sales Tax	\$1,202,500,000	\$1,249,150,000
Textbooks (split funded)	\$51,485,788	\$57,183,150
Vocational Education	\$53,911,839	\$53,923,423
Gifted Education	\$32,144,905	\$32,279,510
Special Education	\$362,637,788	\$363,858,944
Prevention, Intervention, and Remediation	\$85,231,165	\$85,348,642
Remedial Summer School	\$22,343,995	\$23,148,237
VRS Retirement (includes RHCC)	\$303,033,955	\$304,210,356
Group Life	\$11,422,998	\$11,466,696
Social Security	\$181,541,945	\$182,250,984
Total	\$5,240,989,690	\$5,269,885,305

Incentive Programs (17802)	FY 2013	FY 2014
Governor's School	\$14,676,661	\$15,088,271
Governor's School Planning Grants, Startup/Expansion Grants	\$100,000	\$100,000
Governor's School Planning Grant-Hampton Roads Site	\$100,000	\$0
Clinical Faculty	\$318,750	\$318,750
Career Switching Mentoring Grants	\$279,983	\$279,983
Special Education-Endorsement Program	\$600,000	\$600,000
Special Education-Vocational Education	\$200,089	\$200,089
Virginia Workplace Readiness Skills Assessment (Diploma Reforms)	\$308,655	\$308,655
EpiPen Grants	\$200,000	\$0
Additional Assistance with Retirement, Inflation and Preschool Costs	\$55,000,000	\$55,000,000
Performance Pay Initiative	\$1,050,000	\$0
Total	\$72,834,138	\$71,895,748

Categorical Programs (17803)	FY 2013	FY 2014
Adult Education	\$1,051,800	\$1,051,800
Adult Literacy	\$2,480,000	\$2,480,000
Virtual Virginia	\$4,347,808	\$4,347,808
American Indian Treaty Commitment	\$61,531	\$63,446
School Lunch Program	\$5,801,932	\$5,801,932

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Special Education-Homebound	\$5,407,613	\$5,717,015
Special Education-Jails	\$3,822,080	\$4,062,660
Special Education-State Operated Programs	\$33,212,970	\$35,154,773
Total	\$56,185,734	\$58,679,434

Lottery (17805)	FY 2013	FY 2014
Foster Care	\$9,999,435	\$10,458,297
At-Risk Add-On	\$78,811,642	\$78,656,877
Virginia Preschool Initiative	\$68,169,246	\$68,509,739
Early Reading Intervention	\$16,256,438	\$18,379,414
Mentor Teacher	\$1,000,000	\$1,000,000
K-3 Primary Class Size Reduction	\$105,054,875	\$105,175,012
School Breakfast Program	\$3,330,678	\$3,767,599
SOL Algebra Readiness	\$11,261,046	\$11,278,855
Alternative Education-Regional Program	\$7,812,845	\$7,805,134
ISAEF	\$2,247,581	\$2,247,581
Special Education-Regional Tuition	\$72,629,098	\$77,657,798
Career and Technical Education-Categorical	\$10,400,829	\$10,400,829
Project Graduation	\$2,774,478	\$2,774,478
Supplemental Basic Aid	\$901,087	\$878,801
Virginia Teacher Corps (NCLB/EFAL)	\$415,000	\$415,000
Race to GED (NCLB/EFAL)	\$2,485,988	\$2,410,988
Path to Industry Certification (NCLB/EFAL)	\$1,065,133	\$1,065,133
English as a Second Language	\$45,787,607	\$47,687,950
Textbooks (split funded)	\$9,896,994	\$4,430,515
Total	\$450,300,000	\$455,000,000
Technology - VPSA (NGF)	\$58,338,000	\$58,104,000"

Page 108, line 8, strike "\$25,616,358" and insert "\$51,485,788".

Page 108, line 8, strike "\$29,443,006" and insert "\$57,183,150".

Page 108, line 9, strike "\$35,760,285" and insert "\$9,896,994".

Page 108, line 9, strike "\$32,168,960" and insert "\$4,430,515".

Page 109, line 20, strike "\$105,003,915" and insert "\$107,592,002".

Page 109, line 20, strike "\$105,198,197" and insert "\$107,779,695".

Page 110, line 8, strike "\$78,541,541" and insert "\$78,811,642".

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Page 110, line 8, strike "\$78,536,262" and insert "\$78,656,877".
Page 110, line 39, strike "\$7,806,398" and insert "\$7,812,845".
Page 110, line 39, strike "\$7,804,875" and insert "\$7,805,134".
Page 111, line 33, strike "\$81,525,356" and insert "\$105,054,875".
Page 111, line 33, strike "\$81,604,206" and insert "\$105,175,012".
Page 117, line 52, strike "\$14,193,219" and insert "\$16,256,438".
Page 117, line 52, strike "\$14,257,738" and insert "\$18,379,414".
Page 120, line 2, strike the second "\$2,485,988" and insert "\$2,410,988".

Explanation:

(This amendment replaces the previous language for the reference table 'Appropriation Detail of Education Assistance Programs' as well as any other language references to these dollar amounts through out this item to reflect changes in House Bill 1301 as adopted.)

Item 139 #19c

Education: Elementary & Secondary

Direct Aid To Public Education

Language

Language:

Page 105, line 42, strike "The" and insert:
"Notwithstanding §22.1-638 D., Code of Virginia, and other language in this item, the".
Page 105, line 45, strike "based on the latest yearly" and insert "in the first year based on the July 1, 2010,".
Page 105, line 46, after "Service", insert:
"and, in the second year, based on the the July 1, 2011, estimate of school age population provided by the Weldon Cooper Center for Public Service."
Page 105, line 47, strike "The" and insert:
"Notwithstanding §22.1-638 D., Code of Virginia, and other language in this item, the".
Page 105, line 49, strike "based on the latest" and insert "in the first year based on the July 1, 2010,".
Page 105, line 50, strike "yearly".
Page 105, line 51, after "Service", insert:
"and, in the second year, based on the the July 1, 2011, estimate of school age population provided by the Weldon Cooper Center for Public Service."

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Explanation:

(This amendment specifically sets out in clarifying language as to which school age population estimate will be used for each year for the distribution of sales tax revenues to the school divisions.)

Item 139 #20c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Direct Aid To Public Education

\$200,000

\$0 GF

Language:

Page 97, line 15, strike "\$5,706,719,879" and insert "\$5,706,919,879".

Page 123, after line 15, insert:

"35. Out of this appropriation, \$200,000 the first year from the general fund is allocated to support the purchase of EpiPens in the public schools in the Commonwealth."

Explanation:

(This amendment provides \$200,000 the first year from the general fund to support the purchase of EpiPens for public schools in Virginia. This allocation is provided to support House Bill 1107/Senate Bill 656, which requires local school boards to adopt and implement policies for the possession and administration of epinephrine and allows school employees to administer it to any student believed to be having an anaphylactic reaction. The intent of this amendment is to provide each public school and regional facilities with an approximately one hundred dollar allocation to help offset the purchase of EpiPens.)

Item 141 #1c

Education: Elementary & Secondary

FY 12-13

FY 13-14

Virginia School For The Deaf And
The Blind

\$300,000

\$0 GF

Language:

Page 123, line 33, strike "\$4,769,510" and insert "\$5,069,510".

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Explanation:

(This amendment provides funding for the Virginia School for the Deaf and Blind towards new instructional technology for the classroom environment. The funds may also be used to offset the reductions in the budget as introduced based on an assumed \$336,081 in annual revenue by leasing vacant building space to other entities.)

Item 144 #1c

Education: Higher Education

State Council Of Higher Education
For Virginia

FY 12-13

\$100,000

FY 13-14

\$100,000 GF

Language:

Page 124, line 33, strike "\$69,571,415" and insert "\$69,671,415".

Page 124, line 33, strike "\$69,571,415" and insert "\$69,671,415".

Page 125, line 11, strike "\$595,000" and "\$595,000" and insert:
"\$695,000" and "\$695,000".

Explanation:

(This amendment provides funding to serve an additional 300 high school students over the biennium from across the Commonwealth in the Virginia Aerospace Science and Technology Scholars (VAST) program. More than 90 percent of the program graduates are pursuing degrees in STEM undergraduate programs.)

Item 144 #2c

Education: Higher Education

State Council Of Higher Education
For Virginia

FY 12-13

\$600,000

FY 13-14

\$600,000 GF

Language:

Page 124, line 33, strike "\$69,571,415" and insert "\$70,171,415".

Page 124, line 33, strike "\$69,571,415" and insert "\$70,171,415".

Page 126, line 42, strike "\$1,050,000" and "\$1,050,000" and insert:
"\$1,650,000" and \$1,650,000".

Page 126, line 45, after "Virginia.", insert:

"Beginning with students who are entering a senior institution as a two-year transfer student for the first time in the fall 2012 academic year, and who otherwise meet the eligibility criteria of § 23-38.10:10, the maximum EFC is raised to \$9,000."

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Explanation:

(This amendment provides \$600,000 from the general fund in each year for an increase in the number of students eligible for the two-year transfer grant based on increasing the expected family contribution (EFC) from \$8,000 to \$9,000 for new transfer students entering a senior institution in the fall of 2012.)

Item 146 #1c

Education: Higher Education	FY 12-13	FY 13-14	
State Council Of Higher Education For Virginia	(\$1,400,000)	(\$1,400,000)	GF

Language:

Page 127, line 15, strike "\$14,107,519" and insert "\$12,707,519".

Page 127, line 15, strike "\$14,036,430" and insert "\$12,636,430".

Page 127, line 42, strike "\$8,803,177" and insert "\$7,403,177".

Page 127, line 43, strike "\$8,803,177" and insert "\$7,403,177".

Explanation:

(This amendment defers half of the increase for the virtual library proposed in the introduced budget.)

Item 146 #2c

Education: Higher Education	FY 12-13	FY 13-14	
State Council Of Higher Education For Virginia	\$76,975	\$153,950	GF

Language:

Page 127, line 15, strike "\$14,107,519" and insert "\$14,184,494".

Page 127, line 15, strike "\$14,036,430" and insert "\$14,190,380".

Page 127, strike lines 24 through 34 and insert:

"A. 1. It is the intent of the General Assembly to provide general fund support to contract at a level equivalent to the Tuition Assistance Grant undergraduate award with Mary Baldwin College for Virginia women resident students to participate in the Virginia Women's Institute for Leadership at Mary Baldwin College.

2. The amounts included in this item are \$307,899 the first year and \$307,899 the second year from the general fund for the programmatic administration of this

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program.

3. General fund appropriations provided under this contract include financial incentive for the participating students at Mary Baldwin College in the Virginia Women's Institute for Leadership Program. Students receiving this financial incentive will not be eligible for Tuition Assistance Grants."

Explanation:

(This amendment maintains support for the Virginia Women's Institute for Leadership (VWIL) at Mary Baldwin College at the same level as in the 2011 budget.)

Item 146 #3c

Education: Higher Education	FY 12-13	FY 13-14
State Council Of Higher Education For Virginia	\$200,000	\$200,000 GF

Language:

Page 127, line 15, strike "\$14,107,519" and insert "\$14,307,519".

Page 127, line 15, strike "\$14,036,430" and insert "\$14,236,430".

Page 128, after line 45, insert:

"K. In addition to the reviews conducted under § 23-9.6:1.01 and 23-38.87:17, the State Council of Higher Education shall evaluate the progress of individual initiatives funded in this Act as part of the incentive funding provided to colleges and universities with regard to improvements in retention, graduation, degree production and other criteria the Council deems appropriate."

Explanation:

(This amendment provides funding of \$200,000 from the general fund in each year related to the additional responsibilities that have been assigned to the agency.)

Item 149 #1c

Education: Higher Education	FY 12-13	FY 13-14
Christopher Newport University	(\$139,664)	(\$139,664) GF

Language:

Page 129, line 23, strike "\$52,604,913" and insert "\$52,465,249".

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Page 129, line 23, strike "\$52,607,665" and insert "\$52,468,001".

Page 129, strike lines 45 through 49 and insert:

"C.1. Out of this appropriation, \$751,663 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$255,673 each year from the general fund is designated to address efforts to improve retention and graduation through the student success initiative.

D. 1. Out of this appropriation, \$440,847 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by the Christopher Newport University in the fall 2011. Christopher Newport University shall utilize these funds to implement expansion of the President's Leadership Program and new academic STEM programs consistent with its liberal arts and science mission.

2. Christopher Newport University shall reallocate \$334,796 the first year and \$446,394 the second year from current educational and general program funds either to support the initiatives identified in paragraph D.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011."

Page 130, strike lines 1 through 10.

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 149 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Christopher Newport University	\$0	\$299,885	GF
	\$0	\$194,974	NGF

Language:

Page 129, line 23, strike "\$52,607,665" and insert "\$53,102,524".

Explanation:

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(This amendment provides \$299,885 the second year from the general fund and \$194,974 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 150 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Christopher Newport University	\$0	\$3,704	GF

Language:

Page 130, line 11, strike "\$4,766,489" and insert "\$4,770,193".

Explanation:

(This amendment provides \$3,704 from the general fund for graduate financial aid in fiscal year 2014.)

Item 150 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Christopher Newport University	\$38,001	\$38,001	GF

Language:

Page 130, line 11, strike "\$4,766,489" and insert "\$4,804,490".

Page 130, line 11, strike "\$4,766,489" and insert "\$4,804,490".

Page 130, strike lines 16 through 18.

Explanation:

(This amendment increases undergraduate financial aid by \$38,001 from the general fund in each year of the biennium.)

Item 153 #1c

Education: Higher Education	FY 12-13	FY 13-14	
The College Of William And Mary In Virginia	(\$308,092)	(\$308,092)	GF

Language:

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Page 131, line 2, strike "\$157,881,460" and insert "\$157,573,368".

Page 131, line 2, strike "\$157,879,835" and insert "\$157,571,743".

Page 131, strike lines 31 through 45 and insert:

"D.1. Out of this appropriation, \$416,352 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$193,080 each year from the general fund is designated to continue the increase in access for in-state undergraduate students begun in the 2011 Session.

E.1. Out of this appropriation, \$487,758 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by the College of William and Mary in the fall 2011. The College of William and Mary shall utilize these funds to implement a new minor in marine science and expansion of student research opportunities consistent with its Quality Enhancement Program.

2. The College of William and Mary shall reallocate \$535,824 the first year and \$714,432 the second year from current educational and general program funds either to support the initiatives identified in paragraph E.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011."

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 153 #2c

Education: Higher Education	FY 12-13	FY 13-14	
The College Of William And Mary	\$0	\$626,769	GF
In Virginia	\$0	\$940,153	NGF

Language:

Page 131, line 2, strike "\$157,879,835" and insert "\$159,446,757".

Explanation:

(This amendment provides \$626,769 the second year from the general fund and

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\$940,153 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 154 #1c

Education: Higher Education	FY 12-13	FY 13-14	
The College Of William And Mary In Virginia	\$0	\$63,688	GF

Language:

Page 131, line 46, strike "\$16,968,398" and insert "\$17,032,086".

Explanation:

(This amendment provides \$63,688 from the general fund for graduate financial aid in fiscal year 2014.)

Item 154 #2c

Education: Higher Education	FY 12-13	FY 13-14	
The College Of William And Mary In Virginia	\$16,443	\$16,443	GF

Language:

Page 131, line 46, strike "\$16,968,398" and insert "\$16,984,841".

Page 131, line 46, strike "\$16,968,398" and insert "\$16,984,841".

Page 132, line 1, strike "A."

Page 132, strike lines 4 through 6.

Explanation:

(This amendment increases undergraduate financial aid by \$16,443 from the general fund in each year of the biennium.)

Item 157 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Richard Bland College	(\$29,180)	(\$29,180)	GF

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Language:

Page 132, line 45, strike "\$9,729,519" and insert "\$9,700,339".

Page 132, line 45, strike "\$9,729,519" and insert "\$9,700,339".

Page 133, strike lines 19 through 34 and insert:

"C.1. Out of this appropriation, \$28,199 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$73,535 each year from the general fund is designated to address efforts to improve retention and graduation through dual enrollment programs.

D.1. Out of this appropriation, \$189,860 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by the Richard Bland College in the fall 2011. Richard Bland College shall utilize these funds to develop 2+2 programs in partnership with and with guaranteed admission to Old Dominion University, Virginia Commonwealth University and Virginia State University.

2. Richard Bland College shall reallocate \$74,198 the first year and \$98,930 the second year from current educational and general program funds either to support the initiatives identified in paragraph D.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011."

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 157 #2c

Education: Higher Education

FY 12-13

FY 13-14

Richard Bland College

\$0

\$46,244 GF

\$0

\$23,717 NGF

Language:

Page 132, line 45, strike "\$9,729,519" and insert "\$9,799,480".

Explanation:

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(This amendment provides \$46,244 the second year from the general fund and \$23,717 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 158 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Richard Bland College	\$11,385	\$11,385	GF

Language:

Page 133, line 35, strike "\$418,126" and insert "\$429,511".

Page 133, line 35, strike "\$418,126" and insert "\$429,511".

Page 133, strike lines 39 through 41.

Explanation:

(This amendment increases undergraduate financial aid by \$11,385 from the general fund in each year of the biennium.)

Item 161 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Institute Of Marine Science	\$50,000	\$0	GF

Language:

Page 134, line 19, strike "\$18,879,348" and insert "\$18,929,348".

Explanation:

(This amendment provides \$50,000 from the general fund in the first year to fund a study of the sea level rise in Tidewater Virginia by the Virginia Institute of Marine Science.)

Item 161 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Institute Of Marine Science	\$0	\$198,915	GF
	\$0	\$10,469	NGF

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Language:

Page 134, line 19, strike "\$18,882,029" and insert "\$19,091,413".

Explanation:

(This amendment provides \$198,915 the second year from the general fund and \$10,469 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 162 #1c

Education: Higher Education

Virginia Institute Of Marine
Science

FY 12-13

\$0

FY 13-14

\$3,013 GF

Language:

Page 135, line 19, strike "\$238,527" and insert "\$241,540".

Explanation:

(This amendment provides \$3,013 from the general fund for graduate financial aid in fiscal year 2014.)

Item 164 #1c

Education: Higher Education

George Mason University

Language

Language:

Page 136, after line 51, insert:

"I. The 4-VA, a public-private partnership among George Mason University, James Madison University, the University of Virginia, Virginia Tech and CISCO Systems, Inc., was established to utilize emerging technologies to promote collaboration and resource sharing to increase access, reduce time to graduation and reduce unit cost while maintaining and enhancing quality. Instructional talent across the four institutions will be leveraged in the delivery of programs in foreign languages, science, technology, engineering and mathematics. It is expected that funding will be pooled by the management board as required to support continuing efforts of the

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4-VA priorities and projects."

Explanation:

(This amendment ensures collaboration and resource sharing among the four universities and CISCO to utilize emerging technologies to increase access, reduce time to graduation and reduce unit cost while maintaining and enhancing quality.)

Item 164 #2c

Education: Higher Education

George Mason University

FY 12-13

(\$821,643)

FY 13-14

(\$821,643) GF

Language:

Page 136, line 5, strike "\$393,204,783" and insert "\$392,383,140".

Page 136, line 5, strike "\$393,214,559" and insert "\$392,392,916".

Page 136, strike lines 38 through 51 and insert:

"F.1. Out of this appropriation, \$1,838,892 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$1,478,839 each year from the general fund is designated to address the projected growth in transfer students and support efforts to improve retention and graduation through the MapWorks project.

G.1. Out of this appropriation, \$1,174,753 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by the George Mason University in the fall 2011. George Mason University shall utilize these funds to implement expansion of distance education offerings and expand facilities and space utilization across the University's distributed campuses.

2. George Mason University shall reallocate \$1,605,735 the first year and \$2,140,980 the second year from current educational and general program funds either to support the initiatives identified in paragraph G.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011."

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

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Item 164 #3c

Education: Higher Education	FY 12-13	FY 13-14	
George Mason University	\$0	\$1,663,143	GF
	\$0	\$1,597,992	NGF

Language:

Page 136, line 5, strike "\$393,214,559" and insert "\$396,475,694".

Explanation:

(This amendment provides \$1,663,143 the second year from the general fund and \$1,597,992 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 165 #1c

Education: Higher Education	FY 12-13	FY 13-14	
George Mason University	\$0	\$265,472	GF

Language:

Page 137, line 1, strike "\$24,618,375" and insert "\$24,883,847".

Explanation:

(This amendment provides \$265,472 from the general fund for graduate financial aid in fiscal year 2014.)

Item 165 #2c

Education: Higher Education	FY 12-13	FY 13-14	
George Mason University	\$187,939	\$187,939	GF

Language:

Page 137, line 1, strike "\$24,618,375" and insert "\$24,806,314".

Page 137, line 1, strike "\$24,618,375" and insert "\$24,806,314".

Page 137, strike lines 7 through 9.

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Explanation:

(This amendment increases undergraduate financial aid by \$187,939 from the general fund in each year of the biennium.)

Item 168 #1c

Education: Higher Education

James Madison University

Language

Language:

Page 138, after line 45, insert:

"G. The 4-VA, a public-private partnership among George Mason University, James Madison University, the University of Virginia, Virginia Tech and CISCO Systems, Inc., was established to utilize emerging technologies to promote collaboration and resource sharing to increase access, reduce time to graduation and reduce unit cost while maintaining and enhancing quality. Instructional talent across the four institutions will be leveraged in the delivery of programs in foreign languages, science, technology, engineering and mathematics. It is expected that funding will be pooled by the management board as required to support continuing efforts of the 4-VA priorities and projects."

Explanation:

(This amendment ensures collaboration and resource sharing among the four universities and CISCO to utilize emerging technologies to increase access, reduce time to graduation and reduce unit cost while maintaining and enhancing quality.)

Item 168 #2c

Education: Higher Education

James Madison University

FY 12-13

\$154,995

FY 13-14

\$154,995 GF

Language:

Page 138, line 2, strike "\$234,698,652" and insert "\$234,853,647".

Page 138, line 2, strike "\$234,704,538" and insert "\$234,859,533".

Page 138, strike lines 31 through 45 and insert:

"D.1. Out of this appropriation, \$1,647,698 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$1,820,338 each year from the general fund is designated to continue the increase in access for in-state undergraduate students

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begun in the 2011 Session, support the projected growth in transfer students and improve retention and graduation through additional advising for both transfers and students in high demand majors.

E.1. Out of this appropriation, \$991,683 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by the James Madison University in the fall 2011. James Madison University shall utilize these funds to implement expansion of nursing programs and to expand existing programs in computer forensics and biophysical chemistry.

2. James Madison University shall reallocate \$933,998 the first year and \$1,245,331 the second year from current educational and general program funds either to support the initiatives identified in paragraph E.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011."

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 168 #3c

Education: Higher Education	FY 12-13	FY 13-14	
James Madison University	\$0	\$937,447	GF
	\$0	\$1,040,290	NGF

Language:

Page 138, line 2, strike "\$234,704,538" and insert "\$236,682,275".

Explanation:

(This amendment provides \$937,447 the second year from the general fund and \$1,040,290 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

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Item 169 #1c

Education: Higher Education	FY 12-13	FY 13-14	
James Madison University	\$0	\$151,648	GF

Language:

Page 138, line 46, strike "\$10,882,798" and insert "\$11,034,446".

Page 139, strike lines 1 through 3.

Explanation:

(This amendment provides \$151,648 from the general fund for graduate financial aid in fiscal year 2014.)

Item 169 #2c

Education: Higher Education	FY 12-13	FY 13-14	
James Madison University	\$66,151	\$66,151	GF

Language:

Page 138, line 46, strike "\$10,882,798" and insert "\$10,948,949".

Page 138, line 46, strike "\$10,882,798" and insert "\$10,948,949".

Explanation:

(This amendment increases undergraduate aid financial by \$66,151 from the general fund in each year of the biennium.)

Item 172 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Longwood University	\$645,596	\$645,596	NGF
	6.00	26.00	FTE

Language:

Page 139, line 35, strike "\$51,729,292" and insert "\$52,374,888".

Page 139, line 35, strike "\$51,731,187" and insert "\$52,376,783".

Explanation:

(This amendment makes a technical adjustment to the nongeneral fund

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educational and general program appropriation and positions.)

Item 172 #2c

Education: Higher Education	FY 12-13	FY 13-14
Longwood University	(\$154,631)	(\$154,631) GF

Language:

Page 139, line 35, strike "\$51,729,292" and insert "\$51,574,661".

Page 139, line 35, strike "\$51,731,187" and insert "\$51,576,556".

Page 140, strike lines 8 through 22 and insert:

"C.1. Out of this appropriation, \$543,557 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$202,614 each year from the general fund is designated to address the projected growth in transfer students and efforts to improve retention and graduation through the student success initiative.

D.1. Out of this appropriation, \$372,592 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by the Longwood University in the fall 2011. Longwood University shall utilize these funds to increase the use of distance learning to off-campus sites in Emporia, South Boston and Martinsville, to expand nursing programs and to develop a center of logistics research at Fort Lee in cooperation with the University of Virginia and Virginia State University.

2. Longwood University shall reallocate \$329,061 the first year and \$438,749 the second year from current educational and general program funds either to support the initiatives identified in paragraph D.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011."

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 172 #3c

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Education: Higher Education	FY 12-13	FY 13-14	
Longwood University	\$0	\$266,211	GF
	\$0	\$158,368	NGF

Language:

Page 139, line 35, strike "\$51,731,187" and insert "\$52,155,766".

Explanation:

(This amendment provides \$266,211 the second year from the general fund and \$158,368 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 173 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Longwood University	\$0	\$699	GF

Language:

Page 140, line 23, strike "\$3,915,158" and insert "\$3,915,857".

Explanation:

(This amendment provides \$699 from the general fund for graduate financial aid in fiscal year 2014.)

Item 173 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Longwood University	\$40,777	\$40,777	GF

Language:

Page 140, line 23, strike "\$3,915,158" and insert "\$3,955,935".

Page 140, line 23, strike "\$3,915,158" and insert "\$3,955,935".

Explanation:

(This amendment increases undergraduate financial aid by \$40,777 from the general fund in each year of the biennium.)

Item 174 #1c

Education: Higher Education

Longwood University

Language

Language:

Page 140, strike lines 33 through 35.

Explanation:

(This amendment deletes the student financial assistance language erroneously placed in sponsored programs.)

Item 176 #1c

Education: Higher Education

Norfolk State University

FY 12-13

\$311,275

FY 13-14

\$311,275 GF

Language:

Page 141, line 9, strike "\$72,994,462" and insert "\$73,305,737".

Page 141, line 9, strike "\$72,996,938" and insert "\$73,308,213".

Page 142, strike lines 10 through 25 and insert:

"H.1. Out of this appropriation, \$309,825 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$935,467 each year from the general fund is designated to address the projected growth in transfer students and efforts to improve retention and graduation through the student success initiative.

I.1. Out of this appropriation, \$353,672 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by the Norfolk State University in the fall 2011. Norfolk State University shall utilize these funds to implement expansion of online degree programs in high demand fields for nontraditional students and military personnel and for the Center of Excellence in Minority Health Disparities.

2. Norfolk State University shall reallocate \$446,113 the first year and \$594,817 the second year from current educational and general program funds either to support the initiatives identified in paragraph I.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011."

Explanation:

(This amendment reflects adjustments to higher education funding to allow

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colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 176 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Norfolk State University	\$0	\$234,873	GF
	\$0	\$193,727	NGF

Language:

Page 141, line 9, strike "\$72,996,938" and insert "\$73,425,538".

Explanation:

(This amendment provides \$234,873 the second year from the general fund and \$193,727 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 176 #3c

Education: Higher Education	FY 12-13	FY 13-14	
Norfolk State University	\$220,000	\$220,000	GF

Language:

Page 141, line 9, strike "\$72,994,462" and insert "\$73,214,462".

Page 141, line 9, strike "\$72,996,938" and insert "\$73,216,938".

Page 142, after line 25, insert:

"K. Out of this appropriation, \$220,000 each year from the general fund is designated to increase retention and graduation of juniors and seniors in good academic standing and who have additional demonstrated need."

Explanation:

(This amendment transfers funding placed in financial aid to the operating budget.)

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Item 177 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Norfolk State University	\$0	\$65,345	GF

Language:

Page 142, line 26, strike "\$12,758,430" and insert "\$12,823,775".

Explanation:

(This amendment provides \$65,345 from the general fund for graduate financial aid in fiscal year 2014.)

Item 177 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Norfolk State University	\$92,701	\$92,701	GF

Language:

Page 142, line 26, strike "\$12,758,430" and insert "\$12,851,131".

Page 142, line 26, strike "\$12,758,430" and insert "\$12,851,131".

Page 142, strike lines 31 through 33.

Explanation:

(This amendment increases undergraduate financial aid by \$92,701 from the general fund in each year of the biennium.)

Item 177 #3c

Education: Higher Education	FY 12-13	FY 13-14	
Norfolk State University	(\$220,000)	(\$220,000)	GF

Language:

Page 142, line 26, strike "\$12,758,430" and insert "\$12,538,430".

Page 142, line 26, strike "\$12,758,430" and insert "\$12,538,430".

Page 142, strike lines 34 through 38.

Explanation:

(This amendment transfers funding from financial aid to the operating budget.)

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Item 180 #1c

Education: Higher Education	FY 12-13	FY 13-14
Old Dominion University	(\$600,733)	(\$600,733) GF

Language:

Page 143, line 15, strike "\$221,457,708" and insert "\$220,856,975".

Page 143, line 15, strike "\$221,463,403" and insert "\$220,862,670".

Page 144, strike lines 13 through 19.

Page 144, line 20, strike "H" and insert "G".

Page 144, strike lines 24 through 40 and insert:

"H.1. Out of this appropriation, \$3,539,864 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$1,709,439 each year from the general fund is designated to address the projected growth in transfer students, efforts to improve retention and graduation through the addition of upper level courses, and increased advising at the sophomore level.

I.1. Out of this appropriation, \$1,373,927 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by the Old Dominion University in the fall 2011. Old Dominion University shall utilize these funds to implement expansion of on-line degree programs in high demand fields, increased STEM production, and increased modeling and simulation capacity.

2. Old Dominion University shall reallocate \$1,361,685 the first year and \$1,815,581 the second year from current educational and general program funds either to support the initiatives identified in paragraph I.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011.

3. Out of this appropriation, \$220,000 from the general fund each year is designated to provide opportunity for 80 students per year to be engaged in STEM education using aerospace, high tech science, technology and engineering in partnership with NASA Wallops Flight Facility. Old Dominion University will collaborate with the Virginia Space Grant Consortium and STEM educators to identify the students who will participate in the program each year. The funding in paragraph I.3. will not be considered as a resource for purposes of funding guidelines."

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to

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the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 180 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Old Dominion University	\$0	\$981,382	GF
	\$0	\$796,484	NGF

Language:

Page 143, line 15, strike "\$221,463,403" and insert "\$223,241,269".

Explanation:

(This amendment provides \$981,382 the second year from the general fund and \$796,484 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 181 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Old Dominion University	\$0	\$216,206	GF

Language:

Page 144, line 41, strike "\$17,623,542" and insert "\$17,839,748".

Explanation:

(This amendment provides \$216,206 from the general fund for graduate financial aid in fiscal year 2014.)

Item 181 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Old Dominion University	\$187,215	\$187,215	GF

Language:

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Page 144, line 41, strike "\$17,623,542" and insert "\$17,810,757".

Page 144, line 41, strike "\$17,623,542" and insert "\$17,810,757".

Page 144, strike lines 46 through 48.

Explanation:

(This amendment increases undergraduate financial aid by \$187,215 from the general fund in each year of the biennium.)

Item 182 #1c

Education: Higher Education

Old Dominion University

FY 12-13

(\$18,000)

FY 13-14

(\$18,000) GF

Language:

Page 144, line 50, strike "\$16,535,001" and insert "\$16,517,001".

Page 144, line 50, strike "\$16,535,001" and insert "\$16,517,001".

Page 145, line 13, strike the first "\$768,000" and insert "\$750,000".

Page 145, line 13, strike the second "\$768,000" and insert "\$750,000".

Explanation:

(This amendment defers a portion of a proposed new research initiative.)

Item 184 #1c

Education: Higher Education

Radford University

FY 12-13

(\$96,523)

FY 13-14

(\$96,523) GF

Language:

Page 146, line 5, strike "\$101,046,153" and insert "\$100,949,630".

Page 146, line 5, strike "\$101,050,338" and insert "\$100,953,815".

Page 146, strike lines 27 through 40 and insert:

"C.1. Out of this appropriation, \$962,943 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$866,958 each year from the general fund is designated to address the projected growth in transfer students and efforts to improve retention and graduation through increased advising and student engagement programs.

D.1. Out of this appropriation, \$666,535 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by the Radford University in the fall 2011. Radford University shall utilize these funds to establish accelerated degree options to include expanded distance education options.

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2. Radford University shall reallocate \$594,920 the first year and \$793,227 the second year from current educational and general program funds either to support the initiatives identified in paragraph D.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011."

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 184 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Radford University	\$0	\$567,181	GF
	\$0	\$347,627	NGF

Language:

Page 146, line 5, strike "\$101,050,338" and insert "\$101,965,146".

Explanation:

(This amendment provides \$567,181 the second year from the general fund and \$347,627 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 185 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Radford University	\$0	\$100,212	GF

Language:

Page 146, line 41, strike "\$9,438,814" and insert "\$9,539,026".

Explanation:

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(This amendment provides \$100,212 from the general fund for graduate financial aid in fiscal year 2014.)

Item 185 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Radford University	\$53,986	\$53,986	GF

Language:

Page 146, line 41, strike "\$9,438,814" and insert "\$9,492,800".

Page 146, line 41, strike "\$9,438,814" and insert "\$9,492,800".

Page 146, strike lines 47 through 49.

Explanation:

(This amendment increases undergraduate financial aid by \$53,986 from the general fund in each year of the biennium.)

Item 188 #1c

Education: Higher Education	FY 12-13	FY 13-14	
University Of Mary Washington	(\$133,625)	(\$133,625)	GF

Language:

Page 147, line 32, strike "\$59,830,688" and insert "\$59,697,063".

Page 147, line 32, strike "\$59,832,624" and insert "\$59,698,999".

Page 148, strike lines 11 through 25 and insert:

"D.1. Out of this appropriation, \$443,115 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$211,038 each year from the general fund is designated to address the projected growth in transfer students and efforts to improve retention and graduation through the first year experience program.

E.1. Out of this appropriation, \$467,402 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by the University of Mary Washington in the fall 2011. University of Mary Washington shall utilize these funds to support changes in academic program needs through adding new faculty in the sciences, mathematics and computer science.

2. The University of Mary Washington shall reallocate \$270,930 the first year and \$361,240 the second year from current educational and general program funds either to support the initiatives identified in paragraph E.1. and / or to address programs

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and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011."

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 188 #2c

Education: Higher Education	FY 12-13	FY 13-14	
University Of Mary Washington	\$0	\$277,268	GF
	\$0	\$214,342	NGF

Language:

Page 147, line 32, strike "\$59,832,624" and insert "\$60,324,234".

Explanation:

(This amendment provides \$277,268 the second year from the general fund and \$214,342 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 189 #1c

Education: Higher Education	FY 12-13	FY 13-14	
University Of Mary Washington	\$0	\$6,199	GF

Language:

Page 148, line 26, strike "\$2,447,573" and insert "\$2,453,772".

Explanation:

(This amendment provides \$6,199 from the general fund for graduate financial aid in fiscal year 2014.)

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Item 189 #2c

Education: Higher Education	FY 12-13	FY 13-14	
University Of Mary Washington	\$25,447	\$25,447	GF

Language:

Page 148, line 26, strike "\$2,447,573" and insert "\$2,473,020".

Page 148, line 26, strike "\$2,447,573" and insert "\$2,473,020".

Page 148, strike lines 31 through 33.

Explanation:

(This amendment increases undergraduate financial aid by \$25,447 from the general fund in each year of the biennium.)

Item 192 #1c

Education: Higher Education	FY 12-13	FY 13-14	
University Of Mary Washington	\$650,000	\$500,000	GF
	\$100,000	\$250,000	NGF

Language:

Page 149, line 1, strike "\$1,250,000" and insert "\$2,000,000".

Page 149, line 1, strike "\$1,250,000" and insert "\$2,000,000".

Explanation:

(This amendment provides additional funding to support operation of the Dahlgren Education and Research Center (DERC) located adjacent to the Naval Support Facility-Dahlgren. Initially, the DERC will be funded primarily through the general fund but general fund support will be reduced as nongeneral funds are generated from the operation.)

Item 195 #1c

Education: Higher Education	
University Of Virginia	Language

Language:

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Page 151, after line 28, insert:

"O. The 4-VA, a public-private partnership among George Mason University, James Madison University, the University of Virginia, Virginia Tech and CISCO Systems, Inc., was established to utilize emerging technologies to promote collaboration and resource sharing to increase access, reduce time to graduation and reduce unit cost while maintaining and enhancing quality. Instructional talent across the four institutions will be leveraged in the delivery of programs in foreign languages, science, technology, engineering and mathematics. It is expected that funding will be pooled by the management board as required to support continuing efforts of the 4-VA priorities and projects."

Explanation:

(This amendment ensures collaboration and resource sharing among the four universities and CISCO to utilize emerging technologies to increase access, reduce time to graduation and reduce unit cost while maintaining and enhancing quality.)

Item 195 #2c

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia	(\$282,225)	(\$282,225)	GF

Language:

Page 149, line 33, strike "\$527,536,662" and insert "\$527,254,437".

Page 149, line 33, strike "\$527,551,709" and insert "\$527,269,484".

Page 150, line 17, strike "\$974,176" and "\$974,176" and insert:

"\$1,044,176" and "\$1,044,176".

Page 151, strike lines 17 through 28 and insert:

"M.1. Out of this appropriation, \$1,760,311 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$691,207 each year from the general fund is designated to continue the increase in access for in-state undergraduate students begun in the 2011 Session.

N.1. Out of this appropriation, \$800,324 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by the University of Virginia in the fall 2011. The University of Virginia shall utilize these funds to increase degree production in STEM disciplines, to develop a center of logistics research at Fort Lee in cooperation with Virginia State University and the Longwood University and to continue growth of degree programs with an online component including the Commonwealth Graduate Engineering Program, Produced

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in Virginia program, Master of Education partnership with Teach for America and the Global Executive MBA programs.

2. The University of Virginia shall reallocate \$1,682,135 first year and \$2,242,847 the second year from current educational and general program funds either to support the initiatives identified in paragraph N.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011.

3. Out of this appropriation, \$218,400 each year from the general fund is designated to develop a summer STEM experience program in partnership with the Virginia Space Grant Consortium and the National Institute of Aerospace. The program will provide hands-on experience in science, technology, engineering and mathematics for 120 students. The Virginia Space Grant Consortium will work with the University of Virginia to identify the students and collect program evaluation data. The funding in paragraph N.3. will not be considered as a resource for purposes of funding guidelines."

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 195 #3c

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia	\$0	\$1,661,447	GF
	\$0	\$2,918,921	NGF

Language:

Page 149, line 33, strike "\$527,551,709" and insert "\$532,132,077".

Page 150, line 2, strike: "\$1,349,795" and insert "\$1,390,628".

Explanation:

(This amendment provides \$1,620,614 the second year from the general fund and \$2,918,921 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty,

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and graduate teaching assistants under the process authorized in Item 468. An additional \$40,833 from the general fund is provided for this purpose for the Family Practice Program.)

Item 196 #1c

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia	\$0	\$333,033	GF

Language:

Page 151, line 29, strike "\$69,241,304" and insert "\$69,574,337".

Explanation:

(This amendment provides \$333,033 from the general fund for graduate financial aid in fiscal year 2014.)

Item 196 #2c

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia	\$37,184	\$37,184	GF

Language:

Page 151, line 29, strike "\$69,241,304" and insert "\$69,278,488".

Page 151, line 29, strike "\$69,241,304" and insert "\$69,278,488".

Page 151, strike lines 43 through 45.

Explanation:

(This amendment increases undergraduate financial aid by \$37,184 from the general fund in each year of the biennium.)

Item 197 #1c

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia	(\$750,000)	(\$750,000)	GF

Language:

Page 151, line 47, strike "\$307,613,332" and insert "\$306,863,332".

Page 151, line 47, strike "\$307,613,332" and insert "\$306,863,332".

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Page 152, line 7, strike the first "\$1,500,000 and insert "\$750,000".

Page 152, line 7, strike the second "\$1,500,000 and insert "\$750,000".

Explanation:

(This amendment defers a portion of a proposed new research initiative.)

Item 197 #2c

Education: Higher Education

University Of Virginia

FY 12-13

\$1,500,000

FY 13-14

\$1,500,000 GF

Language:

Page 151, line 47, strike "\$307,613,332" and insert "\$309,113,332".

Page 151, line 47, strike "\$307,613,332" and insert "\$309,113,332".

Page 152, line 5, strike the first "\$881,720" and insert "\$2,381,720".

Page 152, line 5, strike the second "\$881,720" and insert "\$2,381,720".

Explanation:

(This amendment provides additional funding for cancer research.)

Item 199 #1c

Education: Higher Education

University Of Virginia Medical
Center

Language

Language:

Page 153, after line 15, insert:

"F. The University of Virginia Hospital shall engage in substantive dialogue with Augusta Health to avoid or resolve issues surrounding possible duplication of health services. The University of Virginia Hospital and Augusta Health shall report their progress to the Chairmen of the House Appropriations and Senate Finance Committees by November 1, 2012."

Explanation:

(This amendment is self-explanatory.)

Item 202 #1c

Education: Higher Education

FY 12-13

FY 13-14

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University Of Virginia's College At Wise (\$23,397) (\$23,397) GF

Language:

Page 153, line 28, strike "\$19,924,984" and insert "\$19,901,587".

Page 153, line 28, strike "\$19,925,782" and insert "\$19,902,385".

Page 154, strike lines 14 through 27 and insert:

"F.1. Out of this appropriation, \$146,268 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$266,537 each year from the general fund is designated to address the projected growth in transfer students and efforts to improve retention and graduation through the Early Alert program.

G.1. Out of this appropriation, \$475,641 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by the University of Virginia at Wise in the fall 2011. The University of Virginia at Wise shall utilize these funds to implement its Science Consortium initiative.

2. The University of Virginia at Wise shall reallocate \$170,935 first year and \$227,913 the second year from current educational and general program funds either to support the initiatives identified in paragraph G.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011."

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 202 #2c

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia's College At Wise	\$0	\$116,390	GF
	\$0	\$66,326	NGF

Language:

Page 153, line 28, strike "\$19,925,782" and insert "\$20,108,498".

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Explanation:

(This amendment provides \$116,390 the second year from the general fund and \$66,326 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 202 #3c

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia's College At Wise	\$275,000	\$275,000	GF

Language:

Page 153, line 28, strike "\$19,924,984" and insert "\$20,199,984".

Page 153, line 28, strike "\$19,925,782" and insert "\$20,200,782".

Page 154, after line 27, insert:

"I. Out of this appropriation, \$275,000 each year from the general fund is designated to support the University of Virginia's College at Wise Scholars program to increase recruitment and retention of students from the service region especially in STEM-related programs."

Explanation:

(This amendment transfers funding placed in financial aid to the operating budget.)

Item 203 #1c

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia's College At Wise	\$17,804	\$17,804	GF

Language:

Page 154, line 28, strike "\$2,293,398" and insert "\$2,311,202".

Page 154, line 28, strike "\$2,293,398" and insert "\$2,311,202".

Page 154, strike lines 33 through 35.

Explanation:

(This amendment increases undergraduate financial aid by \$17,804 from the general fund in each year of the biennium.)

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Item 203 #2c

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia's College At Wise	(\$275,000)	(\$275,000)	GF

Language:

Page 154, line 28, strike "\$2,293,398" and insert "\$2,018,398".

Page 154, line 28, strike "\$2,293,398" and insert "\$2,018,398".

Page 154, strike lines 36 through 38.

Explanation:

(This amendment transfers funding from financial aid to the operating budget.)

Item 206 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Commonwealth University	(\$1,065,668)	(\$1,065,668)	GF

Language:

Page 155, line 25, strike "\$463,294,357" and insert "\$462,228,689".

Page 155, line 25, strike "\$463,309,750" and insert "\$462,244,082".

Page 157, strike lines 19 through 30 and insert:

"N.1. Out of this appropriation, \$3,565,354 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$2,916,627 each year from the general fund is designated to address the projected growth in transfer students and efforts to improve retention and graduation through the University College initiative and enhanced advising.

O.1. Out of this appropriation, \$684,120 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by the Virginia Commonwealth University in the fall 2011. Virginia Commonwealth University shall utilize these funds to implement development of the summer session as a "third semester" to reduce time to degree, expansion of undergraduate research opportunities, expansion of health career options through enhanced advising of pre-health and STEM majors, and the advancement of newly established degree programs in the Center for Clinical and Translational Research.

2. Virginia Commonwealth University shall reallocate \$2,150,379 the first year and

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\$2,867,172 the second year from current educational and general program funds either to support the initiatives identified in paragraph O.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011."

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 206 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Commonwealth University	\$0	\$2,205,048	GF
	\$0	\$1,851,386	NGF

Language:

Page 155, line 25, strike "\$463,309,750" and insert "\$467,366,184".

Page 155, line 40, after "and" strike "\$4,217,317" and insert "\$4,309,327".

Explanation:

(This amendment provides \$2,113,038 the second year from the general fund and \$1,851,386 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468. An additional \$92,010 from the general fund is provided for this purpose for the Family Practice Program.)

Item 206 #3c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Commonwealth University	\$0	\$500,000	GF

Language:

Page 155, line 25, strike "\$463,309,750" and insert "\$463,809,750".

Page 157, after line 30, insert:

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"P. Out of this appropriation, \$500,000 the second year from the general fund is designated for the Virginia Commonwealth University School of Pharmacy to support the Center for Compounding Practice and Research. The allocation will serve to purchase the compounding equipment necessary for this state of the art teaching and research facility and will be leveraged as a matching gift with private funds. The Center will train Pharm.D. students to meet technical compounding demands, provide continuing education to registered pharmacists and conduct ongoing research on compounded medications."

Explanation:

(This amendment provides additional general fund support to the Center for Compounding Practice and Research at the VCU School of Pharmacy.)

Item 207 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Commonwealth University	\$0	\$264,043	GF

Language:

Page 157, line 31, strike "\$30,480,741" and insert "\$30,744,784".

Explanation:

(This amendment provides \$264,043 from the general fund for graduate financial aid in fiscal year 2014.)

Item 207 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Commonwealth University	\$228,768	\$228,768	GF

Language:

Page 157, line 31, strike "\$30,480,741" and insert "\$30,709,509".

Page 157, line 31, strike "\$30,480,741" and insert "\$30,709,509".

Page 157, strike lines 37 through 39.

Explanation:

(This amendment increases undergraduate financial aid by \$228,768 from the general fund in each year of the biennium.)

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Item 208 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Commonwealth University	\$1,500,000	\$1,500,000	GF

Language:

Page 157, line 41, strike "\$247,230,161" and insert "\$248,730,161".

Page 157, line 41, strike "\$247,230,161" and insert "\$248,730,161".

Page 158, line 1, strike "\$6,000,000" and "\$6,000,000" and insert:
"\$7,500,000" and "\$7,500,000".

Explanation:

(This amendment provides additional funding for cancer research.)

Item 212 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Community College System	\$37,129,340	\$37,129,340	NGF

Language:

Page 159, line 23, strike "\$815,844,827" and insert "\$852,974,167".

Page 159, line 23, strike "\$815,873,442" and insert "\$853,002,782".

Explanation:

(This amendment corrects the amount appropriated for instructional program funding within the Virginia Community College System (VCCS). The amount in the proposed budget inadvertently reduced the appropriation below levels presently required for the VCCS to operate.)

Item 212 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Community College System	(\$1,215,013)	(\$1,215,013)	GF

Language:

Page 159, line 23, strike "\$815,844,827" and insert "\$814,629,814".

Page 159, line 23, strike "\$815,873,442" and insert "\$814,658,429".

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Page 162, strike lines 18 through 29 and insert:

"U.1. Out of this appropriation, \$7,137,118 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$7,961,150 each year from the general fund is designated to address the projected growth of in-state students.

V.1. Out of this appropriation, \$2,740,343 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by the Virginia Community College System in the fall 2011. The Virginia Community College System shall utilize these funds to strengthen existing associate degree programs especially in STEM-H areas and to improve the full-time faculty ratio to 45 percent.

2. The Virginia Community College System shall reallocate \$4,439,267 the first year and \$5,919,022 the second year from current educational and general program funds either to support the initiatives identified in paragraph V.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011.

3. Out of this appropriation, \$500,000 each year from the general fund is designated for Northern Virginia Community College to implement the SySTEMic Solutions initiative which will enable expansion of dual enrollment courses with a STEM focus in all Northern Virginia school districts; opportunities to earn industry-aligned certifications; professional development opportunities for STEM teachers; part-time employment and internship opportunities for students in STEM programs; hands-on SOL-based science lessons at the elementary level with industry input and support; and collaborative robotics programs between the community college and K-12 schools. It is expected that an equal amount of private funds will be generated as a match for the state support.

W. It is the intent of the General Assembly that 100 percent of the general funds contained in this amendment be allocated to the individual community colleges. As required in paragraph B of this item, the Virginia Community College System shall report to the Chairmen of the House Appropriations and Senate Finance Committees by July 1 of each year, on the allocation of these funds, as well as the allocation of all general and nongeneral funds contained in this item by individual community colleges for fiscal years 2013 and 2014."

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within

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current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 212 #3c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Community College	\$0	\$4,382,284	GF
System	\$0	\$2,640,607	NGF

Language:

Page 159, line 23, strike "\$815,873,442" and insert "\$822,896,333".

Explanation:

(This amendment provides \$4,382,284 the second year from the general fund and \$2,640,607 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 213 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Community College	\$807,995	\$807,995	GF
System			

Language:

Page 162, line 31, strike "\$481,904,172" and insert "\$482,712,167".

Page 162, line 31, strike "\$481,904,172" and insert "\$482,712,167".

Page 162, strike lines 42 through 44.

Explanation:

(This amendment increases undergraduate financial aid by \$807,995 from the general fund in each year of the biennium.)

Item 215 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Community College	(\$1,500,000)	(\$1,500,000)	GF
System			

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Language:

Page 163, line 1, strike "\$77,907,316" and insert "\$76,407,316".

Page 163, line 1, strike "\$77,907,316" and insert "\$76,407,316".

Page 163, strike lines 11 through 12 and insert:

"B. Out of this appropriation, \$8,992,017 from the general fund and \$18,564,670 from nongeneral funds each year are provided to support non-credit courses at Virginia's Community Colleges that".

Explanation:

(This amendment defers a portion of the the proposed increase in general funds for non-credit course instruction.)

Item 218 #1c

Education: Higher Education

Virginia Military Institute

FY 12-13

(\$60,545)

FY 13-14

(\$60,545) GF

Language:

Page 164, line 2, strike "\$32,190,306" and insert "\$32,129,761".

Page 164, line 2, strike "\$32,191,444" and insert "\$32,130,899".

Page 164, strike lines 25 through 41 and insert:

"C. 1. Out of this appropriation, \$328,589 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$84,330 each year from the general fund is designated to address the projected growth of in-state students and improve retention.

D.1. Out of this appropriation, \$243,812 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by the Virginia Military Institute in the fall 2011. Virginia Military Institute shall utilize these funds to implement the "Right-Size" initiative to reduce reliance on adjunct faculty.

2. Virginia Military Institute shall reallocate \$111,080 the first year and \$148,107 the second year from current educational and general program funds either to support the initiatives identified in paragraph D.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011."

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth,

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improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 218 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Military Institute	\$0	\$103,374	GF
	\$0	\$153,137	NGF

Language:

Page 164, line 2, strike "\$32,191,444" and insert "\$32,447,955".

Explanation:

(This amendment provides \$103,374 the second year from the general fund and \$153,137 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 218 #3c

Education: Higher Education

Virginia Military Institute

Language

Language:

Page 164, after line 41, insert:

"G. Resources determined by the State Council of Higher Education for Virginia to be uniquely military shall be excluded from the base adequacy funding guidelines."

Explanation:

(This amendment directs the State Council of Higher Education for Virginia to exclude resources determined to be uniquely military from the base adequacy funding guidelines.)

Item 219 #1c

Education: Higher Education	FY 12-13	FY 13-14
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Virginia Military Institute	\$5,845	\$5,845	GF
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Language:

Page 164, line 42, strike "\$2,517,915" and insert "\$2,523,760".

Page 164, line 42, strike "\$2,517,915" and insert "\$2,523,760".

Page 164, line 47, strike "A."

Page 165, strike line 1 through 3.

Explanation:

(This amendment increases undergraduate financial aid by \$5,845 from the general fund in each year of the biennium.)

Item 221 #1c

Education: Higher Education

FY 12-13

FY 13-14

Virginia Military Institute

\$155,000

\$155,000 GF

Language:

Page 165, line 11, strike "\$6,929,904" and insert "\$7,084,904".

Page 165, line 11, strike "\$6,929,904" and insert "\$7,084,904".

Explanation:

(This amendment provides additional money from the general fund to support the unique military activities at Virginia Military Institute.)

Item 223 #1c

Education: Higher Education

Virginia Polytechnic Institute And
State University

Language

Language:

Page 167, after line 7, insert:

"M. The 4-VA, a public-private partnership among George Mason University, James Madison University, the University of Virginia, Virginia Tech and CISCO Systems, Inc., was established to utilize emerging technologies to promote collaboration and resource sharing to increase access, reduce time to graduation and reduce unit cost while maintaining and enhancing quality. Instructional talent across the four institutions will be leveraged in the delivery of programs in foreign languages,

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science, technology, engineering and mathematics. It is expected that funding will be pooled by the management board as required to support continuing efforts of the 4-VA priorities and projects."

Explanation:

(This amendment ensures collaboration and resource sharing among the four universities and CISCO to utilize emerging technologies to increase access, reduce time to graduation and reduce unit cost while maintaining and enhancing quality.)

Item 223 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Polytechnic Institute And State University	(\$1,221,150)	(\$1,221,150)	GF

Language:

Page 165, line 41, strike "\$521,061,374" and insert "\$519,840,224".

Page 165, line 41, strike "\$521,079,714" and insert "\$519,858,564".

Page 166, strike lines 46 through 51.

Page 167, strike lines 1 through 7 and insert:

"K.1. Out of this appropriation, \$1,725,992 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$685,667 each year from the general fund is designated to continue the increase in access for in-state undergraduate students begun in the 2011 Session, to address the growth in transfer students and support efforts to improve retention and graduation through enhanced student advising services.

L.1. Out of this appropriation, \$1,175,420 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by Virginia Tech in the fall 2011. Virginia Tech shall utilize these funds to implement new and expanded summer academic opportunities, expand and enhance STEM degree production and support the Virginia Vital Information for Education and Work (VIEW) Program to provide students, parents, counselors, and teachers with access to resources for career exploration, college and work force readiness, and STEM career preparation.

2. Virginia Tech shall reallocate \$1,989,523 the first year and \$2,652,698 the second year from current educational and general program funds either to support the initiatives identified in paragraph L.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011.

3. Out of this appropriation, \$300,000 each year from the general fund is designated

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to develop a STEM Industry Internship program in partnership with the Virginia Space Grant Consortium, Virginia Regional Technology Councils and industry. The program will provide 75 undergraduate students across the Commonwealth an opportunity to centrally apply for real world work experience and provide Virginia's industries with access to qualified interns. Virginia Tech will partner with the Virginia Space Grant Consortium and work with Virginia's Regional Technology Councils who will serve as the program's conduit to industry, advertising the program and linking with interested industry partners. The funding in paragraph L.3. will not be considered as a resource for purposes of funding guidelines."

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 223 #3c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Polytechnic Institute And	\$0	\$1,944,313	GF
State University	\$0	\$2,786,376	NGF

Language:

Page 165, line 41, strike "\$521,079,714" and insert "\$525,810,403".

Explanation:

(This amendment provides \$1,944,313 the second year from the general fund and \$2,786,376 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 224 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Polytechnic Institute And	\$0	\$268,136	GF

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State University

Language:

Page 167, line 8, strike "\$18,512,785" and insert "\$18,780,921".

Explanation:

(This amendment provides \$268,136 from the general fund for graduate financial aid in fiscal year 2014.)

Item 224 #2c

Education: Higher Education

FY 12-13

FY 13-14

Virginia Polytechnic Institute And
State University

\$106,143

\$106,143 GF

Language:

Page 167, line 8, strike "\$18,512,785" and insert "\$18,618,928".

Page 167, line 8, strike "\$18,512,785" and insert "\$18,618,928".

Page 167, strike lines 21 through 23.

Explanation:

(This amendment increases undergraduate financial aid by \$106,143 from the general fund in each year of the biennium.)

Item 225 #1c

Education: Higher Education

FY 12-13

FY 13-14

Virginia Polytechnic Institute And
State University

(\$750,000)

(\$750,000) GF

Language:

Page 167, line 25, strike "\$284,731,290" and insert "\$283,981,290".

Page 167, line 25, strike "\$284,731,290" and insert "\$283,981,290".

Page 168, line 7, strike the first "\$1,500,000" and insert "\$750,000".

Page 168, line 7, strike the second "\$1,500,000" and insert "\$750,000".

Explanation:

(This amendment defers a portion of a proposed new research initiative.)

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Item 226 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Polytechnic Institute And State University	\$150,000	\$150,000	GF

Language:

Page 168, line 9, strike "\$1,334,350" and insert "\$1,484,350".

Page 168, line 9, strike "\$1,334,350" and insert "\$1,484,350".

Explanation:

(This amendment provides \$150,000 general fund per year to support enrollment growth in the corps of cadets for the unique military programs.)

Item 228 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Cooperative Extension And Agricultural Experiment Station	\$500,000	\$500,000	GF

Language:

Page 168, line 41, strike "\$78,646,169" and insert "\$79,146,169".

Page 168, line 41, strike "\$78,646,169" and insert "\$79,146,169".

Explanation:

(This amendment provides \$500,000 from the general fund in each year to support the critical staffing initiative for Cooperative Extension and the Agricultural Experiment Station.)

Item 228 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Cooperative Extension	\$0	\$692,764	GF
And Agricultural Experiment Station	\$0	\$36,461	NGF

Language:

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Page 168, line 41, strike "\$78,646,169" and insert "\$79,375,394".

Explanation:

(This amendment provides \$692,764 the second year from the general fund and \$36,461 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 229 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia State University	10.00	15.00	FTE

Language:

Page 171, line 32, strike "454.69" and insert "464.69".

Page 171, line 32, strike "454.69" and insert "469.69".

Page 171, line 33, strike "773.06" and insert "783.06".

Page 171, line 33, strike "773.06" and insert "788.06".

Explanation:

(This amendment increases the number of positions by 6.4 general fund and 3.6 nongeneral fund in the first year and 9.6 general fund and 5.4 nongeneral fund in the second year in accordance with the University's plans in their six-year plan.)

Item 229 #2c

Education: Higher Education	FY 12-13	FY 13-14	
Virginia State University	\$119,329	\$119,329	GF

Language:

Page 169, line 41, strike "\$68,559,111" and insert "\$68,678,440".

Page 169, line 41, strike "\$68,560,482" and insert "\$68,679,811".

Page 170, strike lines 36 through 50 and insert:

"G.1. Out of this appropriation, \$328,814 each year from the general fund is designated for base operating support.

2. Out of this appropriation, \$962,789 each year from the general fund is designated to address the projected growth in transfer students and efforts to improve retention and graduation through enhanced advising, summer bridge programs the VSU Cohort Program.

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H.1. Out of this appropriation, \$440,187 each year from the general fund is designated to achieve the goals of the six-year academic plan submitted by Virginia State University in the fall 2011. Virginia State University shall utilize these funds to restructure the summer session and create a hybrid trimester system in order to decrease time to degree, to support faculty research initiative grants to multi-disciplinary teams and to develop a center of logistics research at Fort Lee in cooperation with the University of Virginia and Longwood University.

2. Virginia State University shall reallocate \$305,385 the first year and \$407,180 the second year from current educational and general program funds either to support the initiatives identified in paragraph H.1. and / or to address programs and strategies that serve to advance the objectives of the Higher Education Opportunity Act of 2011."

Explanation:

(This amendment reflects adjustments to higher education funding to allow colleges to achieve the goals and objectives contained in their six-year academic and financial plans. Specifically, the funding will provide for enrollment growth, improving retention and graduation rates, targeted initiatives and incentives related to the Top Jobs for the 21st Century legislation and reallocation requirements within current resources. The amendment also reflects a reallocation requirement of 1.5 percent in the first year and 2.0 percent in the second year.)

Item 229 #3c

Education: Higher Education	FY 12-13	FY 13-14
Virginia State University	2.00	2.00 FTE

Language:

Explanation:

(This amendment provides two general fund positions in each year to support the Virginia Logistics Research Center. Virginia State University, Longwood University, and the University of Virginia will collaborate to create the next generation of logistics system solutions.)

Item 229 #4c

Education: Higher Education	FY 12-13	FY 13-14
Virginia State University	\$0	\$231,294 GF

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\$0 \$273,715 NGF

Language:

Page 169, line 41, strike "\$68,560,482" and insert "\$69,065,491".

Explanation:

(This amendment provides \$231,294 the second year from the general fund and \$273,715 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 230 #1c

Education: Higher Education

FY 12-13

FY 13-14

Virginia State University

\$0

\$36,456 GF

Language:

Page 171, line 1, strike "\$9,390,615" and insert "\$9,427,071".

Explanation:

(This amendment provides \$36,456 from the general fund for graduate financial aid in fiscal year 2014.)

Item 230 #2c

Education: Higher Education

FY 12-13

FY 13-14

Virginia State University

\$68,650

\$68,650 GF

Language:

Page 171, line 1, strike "\$9,390,615" and insert "\$9,459,265".

Page 171, line 1, strike "\$9,390,615" and insert "\$9,459,265".

Page 171, strike lines 7 through 9.

Explanation:

(This amendment increases undergraduate financial aid by \$68,650 from the general fund in each year of the biennium.)

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Item 233 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Cooperative Extension And	\$0	\$36,120	GF
Agricultural Research Services	\$0	\$1,901	NGF

Language:

Page 171, line 38, strike "\$10,417,738" and insert "\$10,455,759".

Explanation:

(This amendment provides \$36,120 the second year from the general fund and \$1,901 from nongeneral funds for a two percent faculty salary increase on July 10, 2013 for teaching and research faculty, administrative faculty, part-time faculty, and graduate teaching assistants under the process authorized in Item 468.)

Item 234 #1c

Education: Other	FY 12-13	FY 13-14	
Frontier Culture Museum Of Virginia	\$100,000	\$100,000	GF

Language:

Page 172, line 28, strike "\$1,725,141" and insert "\$1,825,141".

Page 172, line 28, strike "\$1,725,204" and insert "\$1,825,204".

Explanation:

(This amendment provides additional operating support to increase the number of part-time staff.)

Item 234 #2c

Education: Other	FY 12-13	FY 13-14	
Frontier Culture Museum Of Virginia	\$75,000	\$75,000	GF

Language:

Page 172, line 28, strike "\$1,725,141" and insert "\$1,800,141".

Page 172, line 28, strike "\$1,725,204" and insert "\$1,800,204".

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Explanation:

(This amendment corrects the inadvertent removal of VITA technology funding from the introduced budget.)

Item 237 #1c

Education: Other

The Library Of Virginia

FY 12-13

\$219,000

FY 13-14

\$219,000 GF

Language:

Page 173, line 43, strike "\$7,356,895" and insert "\$7,575,895".

Page 173, line 43, strike "\$7,356,895" and insert "\$7,575,895".

Explanation:

(This amendment provides funding for additional staff to address the need to continue the Commonwealth's cost-effective management of public records under § 42.1-76 through 91 of the Code of Virginia. The growing number of electronic records and the development of new technologies impacts the effectiveness of the state's records management program, limiting public access to information, and costing state agencies. The additional funds cover costs for two records analysts and one electronic records archivist, plus training.)

Item 239 #1c

Education: Other

The Library Of Virginia

FY 12-13

\$295,436

FY 13-14

\$295,436 GF

Language:

Page 174, line 28, strike "\$14,476,398" and insert "\$14,771,834".

Page 174, line 28, strike "\$14,476,398" and insert "\$14,771,834".

Explanation:

(This amendment restores the two percent reduction contained in the introduced budget for state aid to public libraries. The fiscal year 2012 budget provides 55 percent of the \$26.7 million that would be required for full funding based on the formula established in § 42.1-48 of the Code of Virginia. About 75 percent of state

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aid is used for books and library materials. For many library systems, state aid is the only source of funding for materials.)

Item 242 #1c

Education: Other	FY 12-13	FY 13-14	
Virginia Commission For The Arts	\$149,793	\$149,793	GF

Language:

Page 175, line 36, strike "\$3,976,256" and insert "\$4,126,049".

Page 175, line 36, strike "\$3,976,256" and insert "\$4,126,049".

Explanation:

(This amendment restores funds to provide more grants to arts organizations as a partial restoration of reductions made since 2008. The Commonwealth's goal for arts grants funding as set out in the Appropriation Act is one dollar per capita.)

Item 250 #1c

Education: Higher Education	FY 12-13	FY 13-14	
Southern Virginia Higher	\$225,000	\$225,000	GF
Education Center	5.00	5.00	FTE

Language:

Page 178, line 30, strike "\$3,991,144" and insert "\$4,216,144".

Page 178, line 30, strike "\$3,991,161" and insert "\$4,216,161".

Explanation:

(This amendment provides \$225,000 from the general fund and 5.0 general fund positions in each year for operational funding and staffing of the new Innovation Center and the Research and Development Center for Advanced Manufacturing and Energy Efficiency. This funding also includes support for the Workforce Services program.)

Item 252 #1c

Education: Higher Education	FY 12-13	FY 13-14
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Jefferson Science Associates, Llc (\$500,000) (\$500,000) GF

Language:

Page 179, line 33, strike "\$1,649,891" and insert "\$1,149,891".

Page 179, line 33, strike "\$1,649,891" and insert "\$1,149,891".

Page 179, strike lines 42 through 45.

Page 180, strike lines 1 through 2.

Page 180, line 3, strike "C" and insert "B".

Explanation:

(This amendment defers the proposed increase in funding for Jefferson Labs.)

Item 253 #1c

Education: Higher Education

FY 12-13

FY 13-14

Higher Education Research
Initiative

(\$9,110,639)

(\$9,110,639) GF

Language:

Page 180, line 9, strike "\$9,110,639" and insert "\$0".

Page 180, line 9, strike "\$9,110,639" and insert "\$0".

Page 180, strike lines 13 through 40.

Explanation:

(This amendment defers a portion of the proposed increase in research funding and transfers cancer research funding for the University of Virginia and Virginia Commonwealth University directly to each institution. Funding for the proton beam has been transferred to Health and Human Resources.)

Item 254 #1c

Education: Higher Education

Virginia College Building
Authority

Language

Language:

Page 181, line 3, strike "\$53,965,798" and insert "\$38,491,738".

Page 181, line 3, strike "\$49,351,490" and insert "\$47,055,653".

Explanation:

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(This amendment corrects the total debt service requirements for the purchase of equipment for institutions of higher education and higher education centers. The Department of the Treasury just completed its analysis of the debt service requirements for the 2012-2014 biennium.)

Item 254 #2c

Education: Higher Education

Virginia College Building
Authority

Language

Language:

Page 181, line 38 strike the first "\$145,000" and insert "\$387,306".

Page 181, line 40 strike the first "\$135,000" and insert "\$268,659".

Page 181, line 42 strike the first "\$1,970,000" and insert "\$4,236,579".

Page 181, line 45 strike the first "\$1,190,000" and insert "\$2,445,569".

Page 181, line 48 strike the first "\$2,295,000" and insert "\$4,278,311".

Page 181, line 50 strike the first "\$250,000" and insert "\$486,458".

Page 182, line 31 strike the first "\$6,010,000" and insert "\$12,127,880".

Explanation:

(This amendment provides an additional \$6.1 million allocation in fiscal year 2013 for research under the Higher Education Equipment Trust Fund. A companion amendment in the Treasury Board funds the additional \$940,000 debt service required in fiscal year 2014. It is the intent that the embedded language in this section be updated during enrolling.)

Item 259 #1c

Finance

Department Of Accounts

FY 12-13

(\$1,227,144)

FY 13-14

(\$1,227,144) NGF

Language:

Page 185, line 4, strike "\$1,227,144" and insert "\$0".

Page 185, line 4, strike "\$1,227,144" and insert "\$0".

Page 185, strike lines 4 through 10.

Explanation:

(This amendment strikes the item in the budget for the Commonwealth Health Research Board under the Department of Accounts. A companion amendment

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transfers this budget to the Department of Accounts Transfer Payment.)

Item 260 #1c

Finance

Department Of Accounts

Language

Language:

Page 185, after line 49, insert:

"2. Prior to accessing the working capital advance contained in Paragraph B.1. of this item for the statewide roll-out of Cardinal as the Commonwealth's enterprise financial system, the State Comptroller shall certify to the Auditor of Public Accounts that the standards for vendor accounting information required pursuant to Chapters 758 and 812 of the 2009 Acts of Assembly have been developed by the State Comptroller in partnership with the Department of General Services and Virginia Information Technologies Agency. The State Comptroller shall ensure these standards have been incorporated into the Commonwealth's enterprise electronic procurement system, and, to the extent that the State Comptroller has allowed agencies and institutions to use other systems, that both Cardinal and those other agencies and institutions have internal control procedures that incorporate industry best practices for a standard vendor database to minimize improper payments to vendors. The State Comptroller shall also ensure that these standard vendor databases allow for the exchange of information so that the Commonwealth can uniformly determine which vendors, goods and services, and other information is necessary to monitor the use of the Commonwealth's resources."

Page 185, line 50, strike "2." and insert "3."

Page 186, line 2, strike "3." and insert "4."

Explanation:

(This amendment requires that prior to accessing the working capital advance necessary for the development of Cardinal as the Commonwealth's financial accounting system that the State Comptroller certify to the Auditor of Public Accounts that the standards for vendor accounting information, which were to have been developed three years ago by the State Comptroller, Department of General Services, and the Virginia Information Technologies Agency pursuant to legislation adopted by the General Assembly, have in fact been developed and incorporated into eVA and disseminated to other state agencies and institutions to minimize improper payments to vendors.)

Conference Report to House Bill 1301

Item 268 #1c

Finance

Department Of Accounts Transfer
Payments

Language

Language:

Page 190, strike lines 39 through 46, and insert:

"d. Effective July 1, 2012 Non-participating employers shall be responsible for self administering the payments of benefits in accordance with the requirements of the Line of Duty Act. The eligibility determination process for the Line of Duty benefit shall continue to be determined consistent with the provisions of § 9.1-403 and any other applicable section of Code. The State Comptroller shall determine and collect from a non-participating employer an amount representing reasonable costs incurred and associated, directly and indirectly, with such eligibility determination."

Explanation:

(This amendment deletes language under the Line of Duty program which requires localities that opt-out of the statewide program to use the State Comptroller to process their benefit payments. The non-participating localities would still have to provide benefits included under the Line of Duty Act.)

Item 268 #2c

Finance

Department Of Accounts Transfer
Payments

Language

Language:

Page 190, line 38, after "the Fund" insert:

", nor shall it be required to contribute to the costs incurred or associated, directly or indirectly, with the administration, management and investment of the Fund".

Explanation:

(This amendment clarifies language under the Line of Duty program to state that localities that do not participate in the statewide pool are not responsible for contributing to the administrative cost of managing the statewide program.)

Item 268 #3c

Conference Report to House Bill 1301

Finance

Department Of Accounts Transfer
Payments

Language

Language:

Page 191, after line 35, insert:

"G. The Governor's Chief of Staff shall lead a working group composed of the Secretaries of Finance and Public Safety, one member appointed by the Chairman of the Senate Finance Committee, and one member appointed by the Chairman of the House Appropriations Committee to review the current process for determining eligibility of state and local Line of Duty Act recipients and the funding responsibility between the Commonwealth and its localities. The purpose of this study is to examine cost efficiencies and determine a fair and equitable division of financial responsibility for Line of Duty Act program costs. The group shall complete its review and make recommendations to the Governor and the General Assembly no later than October 1, 2012."

Explanation:

(This amendment creates a working group to study the Line of Duty Act and make recommendations to the Governor and General Assembly by October 1, 2012.)

Item 268 #4c

Finance

Department Of Accounts Transfer
Payments

Language

Language:

Page 191, after line 35, insert:

"G. Any locality that has established a trust, trusts, or equivalent arrangements for the purpose of accumulating and investing assets to fund postemployment benefits other than pensions under Virginia Code § 15.2-1544 may make its contributions to the Line of Duty Act Fund from the assets of the trust, trusts, or equivalent arrangements."

Explanation:

(This amendment allows localities that have establish trusts to fund OPEB benefits to use these trusts to fund payments for the Line of Duty Benefit which is an OPEB benefit.)

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Item 269.10 #1c

Finance	FY 12-13	FY 13-14	
Department Of Accounts Transfer	\$1,227,144	\$1,227,144	NGF
Payments			

Language:

Page 191, after line 39, insert:

"269.10.

Fund Sources: Dedicated Special Revenue ."

Financial Assistance for Health

Research (40700) 1,227,144 1,227,144

Health Research Grant Administration

Services (40701) 1,227,144 1,227,144

Authority: Title 2.2, Chapter 8, Code of Virginia.

The Department of Accounts is authorized to disburse, as fiscal agent for the Commonwealth Health Research Board, funds received from the Virginia Retirement System pursuant to § 23-284, Code of Virginia."

Explanation:

(This amendment moves the funding for the Commonwealth Health Research Fund to the Department of Account Transfer Payments. It was previously included in the budget for the Department of Accounts.)

Item 269.10 #2c

Finance	FY 12-13	FY 13-14	
Department Of Accounts Transfer	\$99,200	\$99,200	NGF
Payments	1.00	1.00	FTE

Language:

Page 191, after line 39, insert:

"269.10. Health Research , Planning, and \$99,200 \$99,200

Coordination (40600)

Fund Sources: Trust and Agency \$99,200 \$99,200."

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Explanation:

(This amendment provides \$99,200 from the nongeneral fund and 1.00 FTE position each year for support of the Commonwealth Health Research Board, as provided for in Senate Bill 53 and HB 180.)

Item 271 #1c

Finance	FY 12-13	FY 13-14	
Department Of Planning And Budget	\$52,794	\$57,794	GF

Language:

Page 193, line 2, strike "\$7,047,104" and insert "\$7,099,898".
Page 193, line 2, strike "\$7,089,123" and insert "\$7,146,917".
Page 194, line 5, strike "\$147,206" and insert "\$200,000".
Page 194, line 5, strike "\$142,206" and insert "\$200,000".
Page 194, line 20, strike "37.5 percent" and insert "50 percent".
Page 194, line 24, strike "37.5 percent" and insert "50 percent".

Explanation:

(This amendment provides funding to help address the wait list for the School Efficiency Review Program. Under the introduced budget, funding was only provided for about one review per year. Since the program began in 2004, 37 school divisions have volunteered for the reviews, which have identified a total of \$40 million in net annual savings. In addition, the amendment increases the share of the cost to be paid by the school division in the year after the review is completed from 37.5 percent to 50 percent. Repayments from the reviews completed in the first year are reflected in the Front Page Revenues in the second year.)

Item 272 #1c

Finance	FY 12-13	FY 13-14	
Department Of Taxation	\$157,000	\$156,000	GF
	2.00	2.00	FTE

Language:

Page 194, line 49, strike "\$3,130,097" and insert "\$3,287,097".
Page 194, line 49, strike "\$3,093,097" and insert "\$3,249,097".

Conference Report to House Bill 1301

Explanation:

(This amendment provides \$157,000 in the first year and \$156,000 in the second year from the general fund and 2.0 FTE positions for the Department of Taxation to support the Joint Subcommittee to Evaluate Tax Preferences established pursuant to House Bill 777 of the 2012 General Assembly Session. A companion amendment to Item 1 provides funding for the legislative expenses related to this study.)

Item 273 #1c

Finance

Department Of Taxation

Language

Language:

Page 196, line 24, strike "169" and insert "265 and 288".

Explanation:

(This amendment corrects the embedded item reference for the Department for the Deaf and Hard-of-Hearing, and adds the item reference for the Department of Accounts Transfer Payments.)

Item 274 #1c

Finance

Department Of Taxation

FY 12-13

-3.00

FY 13-14

-3.00 FTE

Language:

Explanation:

(This amendment eliminates positions associated with the mapping function within the department. The budget bill, as introduced, eliminates the mapping function within the department but does not eliminate the positions.)

Item 276 #1c

Finance

Department Of The Treasury

FY 12-13

\$1,075,178

FY 13-14

\$0 GF

Language:

Conference Report to House Bill 1301

Page 198, line 9, strike "\$7,824,400" and insert "\$8,899,578".

Page 198, after line 40 insert:

"E. Out of the amounts for this item shall be paid \$1,075,178 for the relief of Thomas Edward Haynesworth, as provided for in Senate Bill 41 of the 2012 General Assembly."

Explanation:

(This amendment provides \$1,075,178 for the relief of Thomas Edward Haynesworth, as provided for in Senate Bill 41 of the 2012 General Assembly.)

Item 277 #1c

Finance

Department Of The Treasury

Language

Language:

Page 199, after line 39, insert:

"G. The State Treasurer shall work with universities and community colleges to develop policies and procedures which minimize the use of paper checks when issuing any reimbursements of student loan balances. These efforts should include reimbursement through debit cards, direct deposits, or other electronic means. The Treasurer shall report to the Chairmen of the House Appropriations and Senate Finance Committees on the status of these efforts on or before November 15, 2012."

Explanation:

(This amendment requires the State Treasurer to work with universities and the community colleges to reduce the use of paper checks when providing reimbursements for student loan balances.)

Item 280 #1c

Finance

Treasury Board

Language

Language:

Page 202, after line 33, insert:

"Central Virginia Regional Jail \$8,464,891".

Page 202, line 34, strike "\$152,573,179" and insert "\$161,038,070".

Explanation:

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(This amendment adds the Central Virginia Regional Jail to the list of approved jail construction projects.)

Item 280 #2c

Finance	FY 12-13	FY 13-14	
Treasury Board	(\$1,220,000)	(\$6,803,339)	GF

Language:

Page 200, line 31, strike "\$668,361,900" and insert "\$667,141,900".
Page 200, line 31, strike "\$704,255,353" and insert "\$697,452,014".
Page 202, line 20, strike "\$14,784,638" and insert "\$14,351,299".
Page 202, line 21, strike "\$286,288,684" and insert "\$285,855,345".
Page 203, line 7, strike "\$21,955,000" and insert "\$21,735,000".
Page 203, line 7, strike "\$59,515,692" and insert "\$53,145,692".
Page 203, line 8, strike "\$199,316,000" and insert "\$198,096,000".
Page 203, line 8, strike "\$236,725,730" and insert "\$230,355,730".
Page 203, line 19, strike "\$205,132,518" and insert "\$241,430,340".
Page 203, line 19, strike "\$251,106,163" and insert "\$282,253,985".
Page 204, line 50, strike "\$53,965,798" and insert "\$38,491,738".
Page 204, line 50, strike "\$49,351,490" and insert "\$47,995,653".

Explanation:

(This amendment adjusts debt service amounts to reflect revised issuance schedules and estimated lower interest rates. The amendment also makes technical corrections to the debt service tables.)

Item 280 #3c

Finance	FY 12-13	FY 13-14	
Treasury Board	(\$2,667,555)	(\$2,667,555)	GF
	\$2,667,555	\$2,667,555	NGF

Language:

Page 203, strike lines 27 through 46 and insert:

"Institution	FY 2013	FY 2014
George Mason University	\$2,281,257	\$2,281,257
Old Dominion University	\$1,063,161	\$1,063,161
University of Virginia	\$4,768,632	\$4,768,632

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Virginia Polytechnic Institute and State University	\$4,625,280	\$4,625,280
Virginia Commonwealth University	\$1,714,383	\$1,714,383
College of William and Mary	\$1,412,532	\$1,412,532
Christopher Newport University	\$119,097	\$119,097
University of Virginia's College at Wise	\$41,085	\$41,085
James Madison University	\$2,672,109	\$2,672,109
Norfolk State University	\$499,356	\$499,356
Longwood University	\$118,701	\$118,701
University of Mary Washington	\$339,669	\$339,669
Radford University	\$277,002	\$277,002
Virginia Military Institute	\$347,490	\$347,490
Virginia State University	\$858,726	\$858,726
Richard Bland College	\$6,930	\$6,930
Virginia Community College System	\$3,406,095	\$3,406,095
TOTAL	\$24,551,505	\$24,551,505".

Explanation:

(This amendment adjusts the debt service table to reflects revenue generated by increasing the capital fee on out-of-state students at public colleges and universities by \$1.50 per credit hour and taking into account the latest enrollment data.)

Item 280 #4c

Finance	FY 12-13	FY 13-14	
Treasury Board	\$0	\$940,000	GF

Language:

Page 200, line 31, strike "\$704,255,353" and insert "\$705,195,353".

Page 203, line 17, strike "\$21,839,005" and insert "\$18,473,880".

Page 203, line 18, strike "\$56,203,380" and insert "\$52,838,255".

Explanation:

(This amendment adjusts debt service amounts to reflect an additional \$6.0 million allocation from the Higher Education Equipment Trust Fund for research-related equipment.)

Item 282 #1c

Conference Report to House Bill 1301

Health And Human Resources

Secretary Of Health And Human
Resources

Language

Language:

"Page 206, after line 43, insert:

"D. The Secretary of Health and Human Resources shall provide the Governor and the Chairs of the Senate Finance and House Appropriations Committees a quarterly written assessment of the progress made by the Health Care Reform program office to implement new information technology systems as described in Item 427 D.2. of this Act. This report shall provide a program-level assessment, including a description of the expenditures that have been made and the activities to which any State or contract staff are assigned. The report shall also include a program-level description of steps taken to ensure that (i) individual projects and the use of project resources are prioritized across the program, (ii) a coordinated approach to program management across all projects is undertaken through the use of formal structures and processes, (iii) program governance and communication activities are sufficient to achieve benefit and stakeholder management objectives, and (iv) any changes in program and project-level objectives and resource needs are identified. This reporting requirement shall cease at such time as new program management standards are promulgated by the Virginia Information Technologies Agency."

Explanation:

(This amendment adds language requiring the Secretary of Health and Human Resources to provide quarterly progress reports on the implementation of new eligibility and health care information systems in the Health and Human Resources Secretariat.)

Item 283 #1c

Health And Human Resources

Comprehensive Services For
At-Risk Youth And Families

FY 12-13
(\$7,261,772)

FY 13-14
(\$10,452,447) GF

Language:

Page 207, line 2, strike "\$304,990,558" and insert "\$297,728,786".

Page 207, line 2, strike "\$307,681,234" and insert "\$297,228,787".

Page 207, line 32, strike the first "66,119,312" and insert "58,857,540".

Page 207, line 32, strike the second "66,119,312" and insert "55,666,865".

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Explanation:

(This amendment reduces \$7.3 million the first year and \$10.5 million the second year from the general fund to reflect lower caseload growth in the Comprehensive Services Act. Caseloads in the program continue to decline as more children leave foster care and transition to permanent placements.)

Item 283 #2c

Health And Human Resources	FY 12-13	FY 13-14
Comprehensive Services For At-Risk Youth And Families	(\$120,000)	\$0 GF

Language:

Page 207, line 2, strike "\$304,990,558" and insert "\$304,870,558".

Explanation:

(This amendment reduces \$120,000 from the general fund the first year for a program and operations audit of the Comprehensive Services Act (CSA) program. The introduced budget included \$500,000 to conduct a performance audit review of CSA to identify strengths and gaps in state and local compliance procedures regarding eligibility, program, and fiscal requirements. Funding is reduced based on the cost of recent program audits conducted for other Health and Human Resources agencies.)

Item 283 #3c

Health And Human Resources	FY 12-13	FY 13-14
Comprehensive Services For At-Risk Youth And Families	\$2,200,000	\$2,200,000 GF

Language:

Page 207, line 2, strike "\$304,990,558" and insert "\$307,190,558".
Page 207, line 2, strike "\$307,681,234" and insert "\$309,881,234".
Page 207, line 10, strike "\$183,693,500" and insert "\$185,893,500".
Page 207, line 10, strike "\$186,844,197" and insert "\$189,044,197".
Page 207, line 20, strike "\$155,167,303" and insert "\$157,367,303".
Page 207, line 21, strike "\$158,357,979" and insert "\$160,557,979".

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Explanation:

(This amendment restores \$2.2 million from the general fund each year for "wrap-around" services for children and youth with special education needs to prevent their placement in more restrictive and expensive special education settings. Funding for these services was eliminated in the introduced budget. Budget language is also updated to reflect the restoration of funding.)

Item 283 #4c

Health And Human Resources

Comprehensive Services For
At-Risk Youth And Families

Language

Language:

Page 209, line 25, after "base." insert:

"The Director of the Office of Comprehensive Services shall evaluate the impact of this policy change on the care and treatment of children and youth, including appropriate outcomes data, and report findings to the Chairmen of the Senate Finance and House Appropriations Committees by October 1, 2012."

Explanation:

(This language amendment requires the Office of Comprehensive Services to evaluate the impact of the changes to the state and local match rates for services provided through the Comprehensive Services Act on the treatment outcomes of children and youth served by the program. Beginning in fiscal year 2010, the local match rates were changed for residential treatment services and community-based services to assist localities in developing appropriate community-based services for the treatment of at-risk youth in lieu of higher-cost residential services.)

Item 284 #1c

Health And Human Resources

Department For The Aging

FY 12-13

\$1,000,000

FY 13-14

\$1,500,000 GF

Language:

Page 211, line 23, strike "\$30,569,939" and insert "\$31,569,939".

Page 211, line 23, strike "\$30,188,716" and insert "\$31,688,716".

Page 212, after line 44, insert:

"Q. Out of this appropriation, \$1,000,000 the first year and \$1,500,000 the second

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year from the general fund shall be provided to local Area Agencies on Aging (AAA). General funds shall be provided to AAAs that are subject to the loss of funds due to the decennial update of the federal formula for Area Agencies on Aging. Additional funding shall be used to address the growing number of elderly citizens in need of health, nutritional and other community-based services."

Explanation:

(This amendment provides \$1.0 million the first year and \$1.5 million the second year from the general fund to address the needs of elderly Virginians who receive services through Area Agencies on Aging. This amendment offsets the loss of federal resources due to decennial changes in federal funding. As a result of this amendment, all AAAs will receive additional funding from state or federal resources.)

Item 284 #2c

Health And Human Resources

Department For The Aging

Language

Language:

Page 212, after line 44, insert:

"Q. Notwithstanding § 2.2-703, Code of Virginia, the Department for the Aging may administer the state Long-Term Care Ombudsman program in accordance with Public Law 89-73. The department shall ensure the ombudsman operates with programmatic independence and autonomy consistent with federal law."

Explanation:

(This language amendment provides authority for the Department for the Aging to operate the state Long-Term Care Ombudsman program. The federal Older Americans Act requires that each state operate such a program. The Code of Virginia currently requires that a non-profit entity administer the program in Virginia; however the non-profit organization responsible for operating the Long-Term Care Ombudsman program has indicated that they will no longer be doing so. This language amendment is needed so that the Commonwealth meets the federal mandate in the absence of any appropriate non-profit meeting the requirements of the Code of Virginia.)

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Health And Human Resources

Department For The Aging

Language

Language:

Page 212, after line 44, insert:

"Q. The Department for the Aging shall (i) recommend strategies to coordinate services and resources among agencies involved in the delivery of services to Virginians with dementia; (ii) monitor the implementation of the Dementia State Plan ; (iii) recommend policies, legislation, and funding needed to implement the Plan; (iv) collect and monitor data related to the impact of dementia on Virginians; and (v) determine the services, resources, and policies that may be needed to address services for individuals with dementia."

Explanation:

(This language amendment requires the Department for the Aging to serve as the lead state agency for implementation of the Dementia State Plan included in the 2011 Annual Report of the Alzheimer's Disease and Related Disorders Commission - Dementia State Plan: Virginia's Response to the Needs of Individuals with Dementia and their Caregivers.)

Item 284 #4c

Health And Human Resources

Department For The Aging

FY 12-13

\$0

FY 13-14

(\$5,500) GF

Language:

Page 211, line 23, strike "\$30,188,716" and insert "\$30,183,216".

Explanation:

(This technical amendment reduces \$5,500 from the general fund the second year consistent with the phase-out of funding for care coordination services provided in Prince William County for elderly citizens as reflected in the introduced budget.)

Item 288 #1c

Health And Human Resources

Department For The Deaf And
Hard-Of-Hearing

FY 12-13

\$16,900

FY 13-14

\$16,900 GF

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Language:

Page 214, line 3, strike "\$11,389,209" and insert "\$11,406,109".

Page 214, line 3, strike "\$11,766,268" and insert "\$11,783,168".

Explanation:

(This amendment restores \$16,900 from the general fund each year to allow the Department of Deaf and Hard-of-Hearing Services to provide interpreter services for individuals who are deaf and hard-of-hearing and participating in Alcoholics Anonymous or 12-step programs. The introduced budget reduced funding for this program by fifty percent.)

Item 290 #1c

Health And Human Resources

Department Of Health

Language

Language:

Page 215, after line 40, insert:

"F. Notwithstanding any other provision of law or regulation, funds from the \$0.25 of the \$4.25 for Life fee shall be provided for the payment of the initial basic level emergency medical services certification examination provided by the National Registry of Emergency Medical Technicians (NREMT). The Board of Health shall determine an allocation methodology upon recommendation by the State EMS Advisory Board to ensure that funds are available for the payment of initial NREMT testing and distributed to those individuals seeking certification as an Emergency Medical Services provider in the Commonwealth of Virginia."

Explanation:

(This language amendment requires that funds from \$0.25 of the current \$4.25 for Life fee be used for the payment of the initial basic level EMS certification examination that must be completed by EMS providers. This amendment is consistent with current law that requires that \$0.25 of the \$4.25 fee be used to pay for the costs associated with the certification and recertification training of emergency medical services personnel.)

Item 293 #1c

Health And Human Resources

FY 12-13

FY 13-14

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Department Of Health (\$50,000) (\$50,000) GF

Language:

Page 216, line 9, strike "\$52,871,109" and insert "\$52,821,109".

Page 216, line 9, strike "\$52,871,109" and insert "\$52,821,109".

Explanation:

(This amendment removes \$50,000 each year from the general fund for Lyme Disease surveillance, testing, and health provider and public education. The introduced budget contained \$112,500 each year from the general fund for this purpose. This change will provide \$62,500 each year for this effort.)

Item 293 #2c

Health And Human Resources

FY 12-13

FY 13-14

Department Of Health

\$250,000

\$0 GF

\$602,451

\$0 NGF

Language:

Page 216, line 9, strike "\$52,871,109" and insert "\$53,723,560".

Explanation:

(This amendment provides \$250,000 from the general fund and \$602,451 from federal funding the first year to reduce the waiting list for the Virginia AIDS Drug Assistance Program.)

Item 294 #1c

Health And Human Resources

FY 12-13

FY 13-14

Department Of Health

(\$274,432)

\$0 GF

Language:

Page 217, line 1, strike "\$14,145,386" and insert "\$13,870,954".

Explanation:

(This amendment reduces \$274,432 from the general fund the first year from a proposed increase in funding for medical facility inspectors within the Department of

Conference Report to House Bill 1301

Health. The introduced budget included \$548,864 from the general fund the first year and \$541,064 from the general fund the second year to add thirteen medical facility inspectors to improve compliance with state and federal licensing requirements. This amendment reduces first-year funding with the expectation that the additional inspectors will be phased in.)

Item 296 #1c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Health	\$967,944	\$0	GF
	\$696,362	\$0	NGF
	20.00	0.00	FTE

Language:

Page 218, line 29, strike "\$230,188,527" and insert "\$231,852,833".

Page 219, after line 52, insert:

"F. The Commissioner of Health, in consultation with the Department of Medical Assistance Services, shall appoint an advisory committee comprised of relevant stakeholders including representatives from the Virginia Dental Association, the Virginia Dental Hygienists Association, the Virginia Oral Health Coalition, the Virginia Health Care Foundation, the Virginia Free Clinics Association, and the Virginia Community Healthcare Association to develop a comprehensive oral health plan. The plan shall evaluate the sustainability and efficiency of the current state-supported dental clinics operated by the department. The plan shall also include the feasibility of transitioning the department's current dental prevention/treatment model to a prevention-only model. The Commissioner shall issue a final report from the advisory committee to the Chairmen of the Senate Finance and House Appropriations Committees no later than October 1, 2012."

Explanation:

(This amendment restores \$967,944 from the general fund and \$696,362 from nongeneral funds the first year and 20 positions to reverse a proposal in the introduced budget to close state-supported dental clinics and restructure services by allowing dental hygienists to deliver care in local communities. Budget language is also included requiring a report and evaluation of the proposal to restructure dental services provided by local departments of health.)

Item 296 #2c

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Health And Human Resources	FY 12-13	FY 13-14	
Department Of Health	\$454,120	\$454,120	GF
	(\$454,120)	(\$454,120)	NGF

Language:

Page 219, line 26, strike "\$60.00" and insert "\$40.00".

Page 219, line 28, strike "\$60.00" and insert "\$40.00".

Page 219, line 39, strike "\$60.00" and insert "\$40.00".

Explanation:

(This amendment adds \$454,120 each year from the general fund to restore the Virginia Department of Health annual food establishment fees to \$40. The introduced budget proposed to supplant general funds used for operating costs by increasing annual food establishment fees from \$40 to \$60. This amendment reverses that proposal and reduces the nongeneral fund amounts associated with the proposed fee increase each year.)

Item 297 #1c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Health	\$425,000	\$425,000	GF

Language:

Page 220, line 2, strike "\$13,040,065" and insert "\$13,465,065".

Page 220, line 2, strike "\$6,795,644" and insert "\$7,220,644".

Page 220, line 7, strike "\$1,485,574" and insert "\$1,910,574".

Page 220, line 7, strike "\$757,946" and insert "\$1,182,946".

Explanation:

(This amendment adds \$425,000 from the general fund each year to partially restore funding for the Comprehensive Health Improvement Program (CHIP). The introduced budget reduced \$30,318 the first year and \$757,956 the second year from the general fund and \$500,000 each year from nongeneral funds, eliminating funding for CHIP from the federal TANF block grant. Partial restoration of funding will allow CHIP to continue providing services to low-income, pregnant women, and young children in 27 localities. The program has demonstrated improved birth outcomes, child health, school readiness, and parental work capacity. CHIP of Virginia is a statewide network of local public/private partnerships.)

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Item 297 #2c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Health	\$0	\$45,000	GF

Language:

Page 220, line 2, strike "\$6,795,644" and insert "\$6,840,644".

Page 222, line 30, strike "\$45,000" and insert "\$90,000".

Explanation:

(This amendment restores \$45,000 from the general fund the second year for the Statewide Sickle Cell Chapters of Virginia that was reduced by 50 percent in the introduced budget.)

Item 297 #3c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Health	\$0	\$2,040,286	GF

Language:

Page 220, line 2, strike "\$6,795,644" and insert "\$8,835,930".

Page 221, line 41, strike "\$2,040,285" and insert "\$4,080,571".

Page 222, line 7, strike "\$62,500" and insert "\$125,000".

Page 222, line 11, strike "\$52,500" and insert "\$105,000".

Page 222, line 15, strike "\$925,000" and insert "\$1,850,000".

Page 222, line 18, strike "\$425,000" and insert "\$850,000".

Page 222, line 20, strike "\$425,000" and insert "\$850,000".

Page 222, line 21, strike "\$75,000" and insert "\$150,000".

Explanation:

(This amendment restores \$2.0 million from the general fund the second year to the Virginia Health Care Foundation which was reduced in the introduced budget. Funding will allow the Foundation to continue providing primary health care grants for projects which address the health care needs of uninsured and medically underserved Virginians.)

Item 297 #4c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Health	\$0	\$1,598,200	GF

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Language:

Page 220, line 2, strike "\$6,795,644" and insert "\$8,393,844".

Page 221, line 7, strike "\$660,700" and insert "\$1,321,400".

Page 221, line 17, strike "\$87,500" and insert "\$175,000".

Page 221, line 20, strike "\$850,000" and insert "\$1,700,000".

Explanation:

(This amendment restores \$1.6 million from the general fund the second year for prescription medications and health services provided through Virginia's free clinics that was reduced by 50 percent in the introduced budget. Without a restoration of funding, health services for uninsured Virginians, which has increased significantly during the economic recession, will be reduced. On average, free clinics provide \$6 in health care for every \$1 in state funding.)

Item 297 #5c

Health And Human Resources

FY 12-13

FY 13-14

Department Of Health

\$0

\$255,000 GF

Language:

Page 220, line 2, strike "\$6,795,644" and insert "\$7,050,644".

Page 222, after line 43, insert:

"T. The Commissioner of the Department of Health shall allocate \$255,000 the second year from the general fund to health safety net providers contained within this item who have entered into performance agreements that are consistent with § 4-5.04, paragraph l. of the general provisions of this act."

Explanation:

(This amendment adds \$255,000 the second year from the general fund to partially restore funding for health care safety net providers whose funding was reduced by 50 percent in fiscal year 2014 in the introduced budget and who have entered into performance agreements with the Department of Health consistent with the § 4-5.04, paragraph l. of the general provisions of House Bill 1301 related to the procurement of goods and services. Companion amendments restore funding for the Virginia Health Care Foundation, free clinics and community health centers, the Comprehensive Health Investment Project of Virginia and Virginia Health Information. This amendment would mitigate reductions to smaller health safety net organizations which were reduced in the introduced budget.)

Conference Report to House Bill 1301

Item 297 #6c

Health And Human Resources	FY 12-13	FY 13-14
Department Of Health	\$1,500,000	\$0 GF

Language:

Page 220, line 2, strike "\$13,040,065" and insert "\$14,540,065".

Page 222, after line 43, insert:

"T. Out of this appropriation, \$1,500,000 the first year from the general fund is designated to Hampton University Foundation to support efforts for proton therapy in the treatment of cancerous tumors with fewer side effects."

Explanation:

(This amendment provides \$1.5 million from the general fund the first year to support proton therapy treatment at Hampton University. A companion amendment to Item 253 of this act removes the general fund base for proton therapy treatment at Hampton University, which had been funded in Higher Education in the introduced budget.)

Item 297 #7c

Health And Human Resources	FY 12-13	FY 13-14
Department Of Health	\$0	\$123,657 GF

Language:

Page 220, line 2, strike "\$6,795,644" and insert "\$6,919,301".

Page 222, line 25, strike "\$123,656" and insert "\$247,313".

Explanation:

(This amendment adds \$123,657 from the general fund the second year to restore funding for administration of the patient level data base, including the outpatient data reporting system, that was reduced by 50 percent in the introduced budget.)

Item 297 #8c

Health And Human Resources	FY 12-13	FY 13-14
Department Of Health	\$0	\$1,204,375 GF

Language:

Page 220, line 2, strike "\$6,795,644" and insert "\$8,000,019".

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Page 220, line 33, strike "\$216,875" and insert "\$433,750".

Page 220, line 45, strike "\$87,500" and insert "\$175,000".

Page 220, line 48, strike "\$900,000" and insert "\$1,800,000".

Explanation:

(This amendment adds \$1.2 million from the general fund the second year to restore funding for health care services provided through Virginia's community health centers that was reduced by 50 percent in the introduced budget. Without a restoration of funding, health services for uninsured Virginians, which has increased significantly during the economic recession, will be reduced.)

Item 297 #9c

Health And Human Resources

Department Of Health

FY 12-13

\$500,000
(\$500,000)

FY 13-14

\$0 GF
(\$500,000) NGF

Language:

Page 220, line 2, strike "\$6,795,644" and insert "\$6,295,644".

Page 222, line 40, after "R." insert "1."

Page 222, line 41, strike "special emergency medical services" and insert "general".

Page 222, line 41, strike "the" and insert "two".

Page 222, line 41, after the period, insert:

"2. The Commissioner of Health shall report to the Chairmen of the Senate Finance and House Appropriations Committees by November 1, 2012 on the level of funding needed to support the operations and services of Poison Control Centers. The Commissioner shall assess the level of funding needed to provide statewide coverage of poison control services by two centers and the services that are required to be provided."

Explanation:

(This amendment adds \$500,000 from the general fund the first year and reduces \$500,000 in nongeneral funds each year for poison control centers. The introduced budget provided \$500,000 in nongeneral funds each year from special emergency medical services to supplant general fund operating support for Poison Control Centers. This amendment reverses that action by providing \$500,000 from the general fund the first year for poison control services. This amendment also requires the Commissioner of Health to report to the Senate Finance and House Appropriations committees on the level of funding needed to support two poison control centers to serve the Commonwealth.)

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Item 306 #1c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$127,492	\$276,618	GF
Services	\$364,367	\$790,563	NGF

Language:

Page 224, line 40, strike "\$147,365,059" and insert "\$147,856,918".

Page 224, line 40, strike "\$152,860,486" and insert "\$153,927,667".

Page 225, after line 48, insert:

"I. The Department of Medical Assistance Services shall have the authority to amend the Title XIX State Plan of Medical Assistance Services, the Virginia Plan for Title XXI of the Social Security Act and the Family Access to Medical Insurance Security Plan (FAMIS) MOMS waiver to include coverage of pregnant women who are lawfully residing in the United States and who are otherwise eligible for Medicaid services, pursuant to Section 214 of the Children's Health Insurance Program Reauthorization Act of 2009. The department shall have the authority to promulgate emergency regulations to implement this change effective July 1, 2012."

Explanation:

(This amendment provides funding to extend health care coverage to children and pregnant women who are legal immigrants that are lawfully residing in the United States, pursuant to House Bill 183 / Senate Bill 568 passed during the 2012 Regular Session. Language is added to provide the agency with authority to implement any regulatory changes associated with the legislation effective July 1, 2012.)

Item 307 #1c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$16,748,366	\$23,228,019	GF
Services	\$13,677,962	\$19,049,883	NGF

Language:

Page 225, line 49, strike "\$7,438,749,436" and insert "\$7,469,175,764".

Page 225, line 49, strike "\$9,042,320,948" and insert "\$9,084,598,850".

Page 226, line 15, strike "\$64,089,697" and insert "\$65,902,191".

Page 226, line 15, strike "\$65,168,636" and insert "\$67,722,682".

Page 226, line 22, strike "\$32,092,758" and insert "\$33,530,009".

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Page 226, line 22, strike "\$31,140,952" and insert "\$33,126,307".

Page 238, strike lines 5 through 8.

Page 238, line 9, strike "ii" and insert "i".

Page 238, line 11, strike "iii" and insert "ii".

Page 238, line 12, strike "iv" and insert "iii".

Page 238, strike lines 13 through 15.

Page 238, line 16, strike "3" and insert "2".

Page 239, after line 5, insert:

"LLL. The Department of Medical Assistance Services shall amend the State Plan for Medical Assistance to limit hospital inflation to 2.6 percent in fiscal year 2013 and 0 percent in fiscal year 2014. This shall apply to inpatient hospital (including long-stay and freestanding psychiatric) operating, graduate medical education (GME) and disproportionate share hospital (DSH) rates. The department shall have the authority to implement these reimbursement changes effective July 1, 2012, and prior to completion of any regulatory process undertaken in order to effect such changes."

Explanation:

(This amendment adds \$16.7 million from the general fund and \$13.7 million in federal Medicaid matching funds the first year and \$23.2 million from the general fund and \$19.0 million in federal matching funds the second year to provide a 2.6 percent increase in hospital inpatient payments in fiscal year 2013. The amendment also modifies language in the introduced budget setting out the general fund amounts for indigent care funding at the teaching hospitals to reflect the changes in the hospital inpatient rates to reflect this additional funding. Language in the introduced budget is stricken which would have changed the current reimbursement methodology for applying inflation adjustments.)

Item 307 #2c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$11,529,215	\$17,520,623	GF
Services	\$11,529,215	\$17,520,623	NGF

Language:

Page 225, line 49, strike "\$7,438,749,436" and insert "\$7,461,807,866".

Page 225, line 49, strike "\$9,042,320,948" and insert "\$9,077,362,194".

Page 238, strike lines 9 and 10.

Page 238, line 11, strike "iii" and insert "ii".

Page 238, line 12, strike "iv" and insert "iii".

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Page 239, after line 5, insert:

"LLL. The Department of Medical Assistance Services shall amend the State Plan for Medical Assistance to eliminate ceiling rebasing in fiscal year 2013, to increase rates and current ceilings for regular and specialized care nursing facilities by 2.2 percent in fiscal year 2013 and 2.2 percent in fiscal year 2014, and to increase ceilings an additional one percent in fiscal year 2013. The department shall have the authority to implement these reimbursement changes effective July 1, 2012, and prior to completion of any regulatory process undertaken in order to effect such changes."

Explanation:

(This amendment strikes language in the introduced budget eliminating an inflation adjustment for nursing facilities. It adds \$11.5 million the first year and \$17.5 million the second year from the general fund and a like amount of federal Medicaid matching funds to provide a 2.2 percent increase in nursing facility rates and ceilings each year and to increase the operating rate ceilings by an additional one percent in fiscal year 2013. Language eliminates rebasing of rates in fiscal year 2013 and provides the Department of Medical Assistance Services authority to effect such changes prior to the completion of the regulatory process.)

Item 307 #3c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$8,743,133	\$0	GF
Services	\$24,022,508	\$34,303,592	NGF

Language:

Page 225, line 49, strike "\$7,438,749,436" and insert "\$7,471,515,077".

Page 225, line 49, strike "\$9,042,320,948" and insert "\$9,076,624,540".

Page 226, line 15, strike "\$64,089,697" and insert "\$68,225,893".

Page 226, line 22, strike "\$32,092,758" and insert "\$36,699,695".

Page 226, after line 32, insert:

"4. The Department Of Medical Assistance Service shall have the authority to increase Medicaid payments for Type One hospitals and physicians consistent with the appropriations to compensate for limits on disproportionate share hospital (DSH) payments to Type One hospitals that the department would otherwise make. In particular, the department shall have the authority to amend the State Plan for Medical Assistance to increase physician supplemental payments for physician practice plans affiliated with Type One hospitals up to the average commercial rate as demonstrated by University of Virginia Health System and Virginia Commonwealth

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University Health System, to change reimbursement for Graduate Medical Education to cover costs for Type One hospitals, to case mix adjust the formula for indirect medical education reimbursement for HMO discharges for Type One hospitals and to increase the adjustment factor for Type One hospitals to 1.0. The department shall have the authority to implement these changes prior to completion of any regulatory process undertaken in order to effect such change."

Explanation:

(This amendment restores Medicaid funding for the state teaching hospitals. The introduced budget eliminated hospital inflation and continued prior year reductions in indigent care funding that impacted the teaching hospitals more than intended. This amendment restores the general fund for the teaching hospitals in fiscal year 2013 to reflect the impact of only losing inflation and the prior indigent care reductions. In addition, the nongeneral fund appropriation is increased for the federal share of the total reductions because those funds will still be paid to the teaching hospitals regardless of the loss of general fund. Language is added to allow the agency the authority to compensate the teaching hospitals for limits on DSH payments using other payment mechanisms available through Medicaid funding for reimbursement of Medicaid and indigent care costs.)

Item 307 #4c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$3,187,405	\$3,527,562	GF
Services	\$3,187,405	\$3,527,562	NGF

Language:

Page 225, line 49, strike "\$7,438,749,436" and insert "\$7,445,124,246".

Page 225, line 49, strike "\$9,042,320,948" and insert "\$9,049,376,072".

Page 239, after line 5, insert:

"LLL. Out of this appropriation, \$3,187,405 from the general fund and \$3,187,405 from nongeneral funds the first year and \$3,527,562 from the general fund and \$3,527,526 from nongeneral funds the second year shall be used to increase personal care reimbursement rates provided under community-based Medicaid waiver programs by one percent effective July 1, 2012."

Explanation:

(This amendment provides funding for a one percent rate increase for personal care services provided under community-based Medicaid waiver programs effective

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July 1, 2012. Funding for personal care rates, which include respite and companion care, was reduced during the recession.)

Item 307 #5c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$1,996,773	\$2,110,177	GF
Services	\$1,996,773	\$2,110,177	NGF

Language:

Page 225, line 49, strike "\$7,438,749,436" and insert "\$7,442,742,982".

Page 225, line 49, strike "\$9,042,320,948" and insert "\$9,046,541,302".

Page 239, after line 5, insert:

"LLL. The Department of Medical Assistance Services shall increase reimbursement rates for congregate care provided through Medicaid home- and community-based waivers by one percent effective July 1, 2012.""

Explanation:

(This amendment provides \$2.0 million from the general fund and \$2.0 million in federal Medicaid matching funds in the first year and \$2.1 million from the general fund and \$2.1 million from federal Medicaid matching funds in the second year to provide a 1.0 percent increase in the reimbursement rate for congregate residential services.)

Item 307 #6c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$274,752	\$274,752	GF
Services	\$274,752	\$274,752	NGF

Language:

Page 225, line 49, strike "\$7,438,749,436" and insert "\$7,439,298,940".

Page 225, line 49, strike "\$9,042,320,948" and insert "\$9,042,870,452".

Page 239, after line 5, insert:

"LLL. The Department of Medical Assistance Services shall amend the State Plan for Medical Assistance to increase the rate for Part C Early Intervention Targeted Case Management from \$120 to \$132 per month. The department shall have the authority to implement this reimbursement change effective July 1, 2012, and prior to the completion of any regulatory process undertaken in order to effect such change."

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Explanation:

(This amendment provides \$274,752 from the general fund and \$274,752 from federal Medicaid matching funds each year to increase the Medicaid payment rate for Part C early intervention targeted case management for infants and toddlers with disabilities by ten percent. Funding would increase rates from \$120 to \$132 per month. This will assist local lead agencies in providing additional case management services for families with infants and toddlers in need of these services.)

Item 307 #7c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$94,670	\$118,620	GF
Services	\$94,670	\$118,620	NGF

Language:

Page 225, line 49, strike "\$7,438,749,436" and insert "\$7,438,938,776".

Page 225, line 49, strike "\$9,042,320,948" and insert "\$9,042,558,188".

Page 239, after line 5, insert:

"LLL. The Department of Medical Assistance Services shall amend the State Plan for Medical Assistance to increase reimbursement rates for emergency transportation by five percent. The department shall have the authority to implement these reimbursement changes effective July 1, 2012, and prior to the completion of any regulatory process undertaken in order to effect such a change."

Explanation:

(This amendment provides \$94,670 the first year and \$118,620 the second year from the general fund and \$94,670 the first year and \$118,620 the second year from federal Medicaid matching funds to increase the Medicaid rate for air and ground ambulance services by 5 percent. Medicaid ambulance rates have not been increased since 1998.)

Item 307 #8c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$2,551,725	\$7,645,763	GF
Services	\$2,551,725	\$7,645,763	NGF

Language:

Page 225, line 49, strike "\$7,438,749,436" and insert "\$7,443,852,886".

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Page 225, line 49, strike "\$9,042,320,948" and insert "\$9,057,612,474".

Page 239, after line 5, insert:

"LLL. The Department of Medical Assistance Services shall amend the 1915 (c) home- and community-based Intellectual Disabilities waiver to add 75 slots effective July 1, 2012 and an additional 150 slots effective July 1, 2013."

Explanation:

(This amendment provides funding to add 225 Medicaid home- and community-based waiver slots over the biennium for individuals with intellectual disabilities. This funding supports an addition to the number of slots required during the biennium to comply with the U.S. Department of Justice Settlement Agreement.)

Item 307 #9c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$371,950	\$1,193,900	GF
Services	\$371,950	\$1,193,900	NGF

Language:

Page 225, line 49, strike "\$7,438,749,436" and insert "\$7,439,493,336".

Page 225, line 49, strike "\$9,042,320,948" and insert "\$9,044,708,748".

Page 239, after line 5, insert:

"LLL. The Department of Medical Assistance Services shall amend the Individual and Family Developmental Disabilities Support (DD) waiver to add 25 new slots effective July 1, 2012 and an additional 55 slots effective July 1, 2013. The Department of Medical Assistance Services shall seek federal approval for necessary changes to the DD waiver to add the additional slots."

Explanation:

(This amendment provides funding to add 80 Medicaid home and community-based waiver slots over the biennium for individuals with developmental disabilities to reduce the current waiting list of 1,075 individuals. This funding supports an addition to the number of slots required during the biennium to comply with the U.S. Department of Justice Settlement Agreement.)

Item 307 #10c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$5,965,424	GF

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Services \$0 \$5,965,424 NGF

Language:

Page 225, line 49, strike "\$9,042,320,948" and insert "\$9,054,251,796".

Page 238, line 45, before "The", insert "1."

Page 239, line 1, strike "250" and insert "267".

Page 239, after line 5, insert:

"2. Prior to the implementation of the reduction in paragraph 1, the Director of the Department of Medical Assistance Services shall provide a detailed report and analysis of the impact of the reduction of income eligibility from 300 percent to 267 percent of Supplemental Security Income (SSI) on current Medicaid recipients. The report shall include a comprehensive review and analysis of the estimated savings, costs and effects of the eligibility change. The final report shall be provided to the Chairmen of the Senate Finance and House Appropriations Committees as well as the Joint Commission on Health Care no later than October 1, 2012."

Explanation:

(This amendment provides \$6.0 million from the general fund and \$6.0 million in federal matching funds to restore Medicaid long-term care services for 1,494 elderly and disabled individuals. The introduced budget reduced the income eligibility limit for long-term care services from 300 percent of the federal Supplemental Security Income (SSI) payment level (\$2,094 per month) to 250 percent of the SSI payment level (\$1,745 per month) effective January 1, 2014, resulting in 4,562 fewer individuals qualifying for Medicaid funded nursing home care or long-term care waiver services. This amendment restores Medicaid eligibility for long-term care services to 267 percent of the SSI payment level (which is equivalent to 200 percent of the federal poverty guidelines). This amendment also requires a report on the implications of reducing the income eligibility limit for Medicaid long-term care services, effective January 1, 2014, prior to implementation of this policy change.)

Item 307 #11c

Health And Human Resources

FY 12-13

FY 13-14

Department Of Medical Assistance

\$2,100,000

\$0 GF

Services

\$2,100,000

\$0 NGF

Language:

Page 225, line 49, strike "\$7,438,749,436" and insert "\$7,442,949,436".

Page 229, line 42, after "shall (i)", insert:

"exempt antidepressant, antianxiety and antipsychotic medications used for the

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treatment of mental illness from the Medicaid Preferred Drug List program through June 30, 2013; (ii)

Page 229, line 44, strike "ii" and insert "iii".

Explanation:

(This amendment adds \$2.1 million from the general fund and a like amount of matching federal Medicaid funds the first year to continue the current exemption of antidepressant, antianxiety and antipsychotic medications used to treat mental illness from the Medicaid Preferred Drug List through June 30, 2013.)

Item 307 #12c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$1,000,000	\$1,000,000	GF
Services	\$1,000,000	\$1,000,000	NGF

Language:

Page 225, line 49, strike "\$7,438,749,436" and insert "\$7,440,749,436".

Page 225, line 49, strike "\$9,042,320,948" and insert "\$9,044,320,948".

Page 236, line 36, strike "48" and insert "56".

Explanation:

(This amendment provides \$1.0 million from the general fund and \$1.0 million from federal Medicaid matching funds each year and revises budget language to maintain the cap on Medicaid personal care hours at 56 hours per week for individuals enrolled in certain Medicaid waiver programs. The introduced budget reduced the cap from 56 to 48 hours per week beginning in fiscal year 2013. The cap is not applied to personal care hours provided through the Intellectual Disability, Individual and Family Developmental Disabilities Support and Technology Assisted Waivers.)

Item 307 #13c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$281,397	\$417,528	GF
Services	\$281,397	\$417,528	NGF

Language:

Page 225, line 49, strike "\$7,438,749,436" and insert "\$7,439,312,230".

Page 225, line 49, strike "\$9,042,320,948" and insert "\$9,043,156,004".

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Page 239, after line 5, insert:

"LLL. The Department of Medical Assistance Services shall have the authority to amend the Title XIX State Plan of Medical Assistance Services, the Virginia Plan for Title XXI of the Social Security Act and the Family Access to Medical Insurance Security Plan (FAMIS) MOMS waiver to include coverage of pregnant women who are lawfully residing in the United States and who are otherwise eligible for Medicaid services, pursuant to Section 214 of the Children's Health Insurance Program Reauthorization Act of 2009. The department shall have the authority to promulgate emergency regulations to implement this change effective July 1, 2012."

Explanation:

(This amendment provides funding to include coverage of pregnant women who are lawfully residing and currently not eligible for Medicaid coverage until they have lived in the United States for five years, pursuant to House Bill 183 / Senate Bill 568 passed during the 2012 Regular Session. Language is added to provide the agency with authority to implement any regulatory changes associated with the legislation effective July 1, 2012.)

Item 307 #14c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	(\$44,344,236)	GF
Services	\$0	(\$44,344,236)	NGF

Language:

Page 225, line 49, strike "\$9,042,320,948" and insert "\$8,953,632,476".

Explanation:

(This amendment reduces \$44.3 million from the general fund and a like amount of federal matching funds in the second year. This amendment reflects an adjustment to the Medicaid expenditure forecast of the estimated enrollment of Medicaid eligible individuals beginning January 1, 2014 due to the implementation of federal health care reform. The introduced budget included funding for these new Medicaid enrollees beginning on July 1, 2013.)

Item 307 #15c

Health And Human Resources	FY 12-13	FY 13-14
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Department Of Medical Assistance	(\$4,116,835)	(\$4,116,835)	GF
Services	\$4,116,835	\$4,116,835	NGF

Language:

Explanation:

(This amendment supplants general funds for the Medicaid program with a federal bonus payment Virginia is expected to receive for taking actions to enroll more children in the program. This bonus was authorized in the federal Children's Health Insurance Program Reauthorization Act (CHIPRA) of 2009 and is based on a calculation of the change in children's enrollment for Medicaid. Virginia's expected bonus payment is \$20.6 million each year. The introduced budget accounted for \$16.5 million of the anticipated bonus payment in each year. This action will use the additional \$4.1 million associated with the revised estimate to offset costs in the Medicaid program.)

Item 307 #16c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	(\$7,558,807)	GF
Services	\$0	\$7,558,807	NGF

Language:

Explanation:

(This amendment reduces the general fund by \$7.6 million the second year in the Medicaid state children's health insurance program (SCHIP) and increases nongeneral funds by a like amount to account for available federal matching funds. Virginia currently receives an enhanced federal match rate of about 64 percent for this program, similar to that available through the Family Access to Medical Insurance Security (FAMIS) program. The introduced budget assumed that under federal health care reform, this match rate would revert to 50 percent, the current Medicaid federal match rate. However, recent draft regulations by the Centers for Medicare and Medicaid Services clarify that states will be able to continue receiving the FAMIS match rate for Medicaid children in families with incomes between 100 percent and 133 percent of the federal poverty level.)

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Item 307 #17c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	(\$1,000,000)	(\$4,942,000)	GF
Services	(\$1,000,000)	(\$4,942,000)	NGF

Language:

Page 225, line 49, strike "\$7,438,749,436" and insert "\$7,436,749,436".

Page 225, line 49, strike "\$9,042,320,948" and insert "\$9,032,436,948".

Explanation:

(This amendment reduces \$1.0 million the first year and \$4.9 million the second year from the general fund and reduces an equal amount of federal Medicaid matching funds to reflect the transition of veterans on Medicaid to more comprehensive federal health care benefits. The introduced budget included funding for three full-time equivalent positions within the Department of Medical Assistance Services and two positions at the Department of Veterans Services to screen Medicaid recipients for their veterans status and inform them of the likelihood of receiving more comprehensive and generous benefits if they transition to other federal health and long-term care programs outside of Medicaid. Successful implementation of this program in other states has generated significant general fund savings.)

Item 307 #18c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	(\$2,500,000)	(\$2,500,000)	GF
Services	(\$2,500,000)	(\$2,500,000)	NGF

Language:

Page 225, line 49, strike "\$7,438,749,436" and insert "\$7,433,749,436".

Page 225, line 49, strike "\$9,042,320,948" and insert "\$9,037,320,948".

Page 239, after line 5, insert:

"LLL. Effective July 1, 2012, the Department of Medical Assistance Services shall amend the State Plan for Medical Assistance to provide that the reimbursement floor for the nursing facility FRV "rental rate" shall be 8.5 percent in fiscal year 2013 and fiscal year 2014. The department shall have the authority to implement these reimbursement changes prior to the completion of any regulatory process undertaken

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in order to effect such change."

Explanation:

(This amendment reduces \$2.5 million from the general fund and \$2.5 million in nongeneral funds from federal Medicaid matching funds each year for reimbursements made to nursing facilities for capital projects for the fair rental value rate. Chapter 890, 2011 Acts of Assembly, reduced the reimbursement rate for nursing facility fair rental value from 9.0 percent to 8.0 percent. The introduced budget restored the rate to 9.0 percent. This amendment reduces the rate to 8.5 percent. A companion amendment provides funding to increase the operating rate for nursing facilities.)

Item 307 #19c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	(\$3,661,334)	(\$976,928)	GF
Services	(\$3,661,334)	(\$976,928)	NGF

Language:

Page 225, line 49, strike "\$7,438,749,436" and insert "\$7,431,426,768".

Page 225, line 49, strike "\$9,042,320,948" and insert "\$9,040,367,092".

Explanation:

(This amendment increases the estimate of savings in the Medicaid expenditure forecast from withholding hospital inflation to reflect revised estimates included in the introduced budget. The resulting impact is a slight increase in general fund and matching federal Medicaid savings each year. A companion amendment in this item, provides an inflationary increase for hospital inpatient rates in the first year.)

Item 307 #20c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	(\$3,000,000)	\$0	GF
Services	\$3,000,000	\$0	NGF

Language:

Page 226, line 33, strike "\$274,909,770" and insert "\$277,909,770".

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Explanation:

(This amendment reduces \$3.0 million from the general fund the first year and increases \$3.0 million in nongeneral funds to the Virginia Health Care Fund (VHCF) to recognize additional revenues to the VHCF from the recent settlement with a provider of Medicaid services in Southwest Virginia. Additional revenues to the Fund reduce the need for general fund support for the Medicaid program.)

Item 307 #21c

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 239, after line 5, insert:

"LLL. The Director of the Department of Medical Assistance Services, in consultation with the Secretary of Health and Human Resources and the Director of the Medicaid Fraud Control Unit within the Office of the Attorney General, shall develop a report containing recommendations to strengthen the prevention, detection, and prosecution of Medicaid fraud and abuse committed by recipients and service providers. To the extent feasible, the report shall provide estimates of the cost of implementing any new strategies to reduce and prevent Medicaid fraud and abuse as well as the potential cost savings that might be achieved. Specific consideration shall be given to enhancing the Commonwealth's ability, within federal law, of excluding or removing providers that are determined to pose a threat to the health and safety of recipients and/or to the fiscal integrity of the program. The report shall be provided to the Chairmen of the Senate Finance and House Appropriations Committees by December 1, 2012."

Explanation:

(This amendment requires the Director of the Department of Medical Assistance Services, in consultation with the Secretary of Health and Human Resources and the Director of the Medicaid Fraud Control Unit within the Office of the Attorney General, to develop a report with recommendations to strengthen the prevention, detection and prosecution of Medicaid fraud and abuse committed by Medicaid recipients and service providers. The report is to be provided by December 1, 2012 to the Chairmen of the Senate Finance and House Appropriations Committees.)

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 239, after line 5, insert:

"LLL. The Department of Medical Assistance Services shall develop a plan to strengthen its authority to use liens to recover the cost of providing long-term care services to Medicaid recipients. In developing the plan, the department shall survey other state Medicaid programs to determine the most effective strategies to impose Medicaid liens for estate recovery. The plan shall explain at what stage of the application process individuals will be notified about the department's use of liens to recover Medicaid costs. The plan shall also detail the additional resources that may be required to enforce lien authority and the potential cost-savings that might be achieved. The report shall be provided to the Chairmen of the Senate Finance and House Appropriations Committees by October 1, 2012."

Explanation:

(This language amendment requires the Department of Medical Assistance Services to develop a plan to strengthen the department's authority to impose Medicaid liens for estate recovery. The plan requires a survey of other state Medicaid programs to better understand their use of Medicaid lien authority. In addition, the plan shall include details on the budget that would be required to impose and enforce Medicaid liens as well as potential cost-savings. The plan shall be reported to the Chairmen of the Senate Finance and House Appropriations Committees by October 1, 2012.)

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 238, strike lines 28 through 30 and insert:

"iii. Eliminate an automatic dismissal against DMAS for alleged deficiencies in the case summary that do not relate to DMAS's obligation to substantively address all

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issues specified in the provider's written notice of informal appeal. A process shall be added, by which the provider shall file with the informal appeals agent within 12 calendar days of the provider's receipt of the DMAS case summary, a written notice that specifies any such alleged deficiencies that the provider knows or reasonably should know exist. DMAS shall have 12 calendar days after receipt of the provider's timely written notification to address or cure any of said alleged deficiencies. The current requirement that the case summary address each adjustment, patient, service date, or other disputed matter identified in the provider's written notice of informal appeal in the detail set forth in the current regulation shall remain in force and effect, and failure to file a written case summary with the Appeals Division in the detail specified within 30 days of the filing of the provider's written notice of informal appeal shall result in dismissal in favor of the provider on those issues not addressed by DMAS."

Explanation:

(This amendment replaces one subsection of the proposed language in the Department of Medical Assistance Services which changes the process and procedures related to provider appeals. The proposed language would have eliminated an automatic default against the agency for deficiencies in the case summary for an informal appeal and replaced it with an unspecified process for a provider to object to the case summary and the agency to correct it. Language in this amendment (1) eliminates the automatic default against the agency for non-substantive deficiencies in the case summary, (2) specifies a process in which providers shall notify the agency of alleged non-substantive deficiencies in the case summary, and (3) provides the agency the opportunity to address or correct the alleged deficiencies. Language clarifies that there is no change in the other substantive requirements related to issues addressed in the case summary.)

Item 307 #24c

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 239, after line 5, insert:

"LLL. The Department of Medical Assistance Services shall amend its regulations, subject to the federal Centers for Medicare and Medicaid Services approval, to strengthen the qualifications and responsibilities of the Consumer Directed Service

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Facilitator to ensure the health, safety and welfare of Medicaid home- and community-based waiver enrollees. The department shall have the authority to promulgate emergency regulations to implement this change effective July 1, 2012."

Explanation:

(This amendment adds language to require the Department of Medical Assistance Services to strengthen the qualifications and responsibilities of the Consumer Directed Service Facilitator and provides authority to implement the changes effective July 1, 2012. The Service Facilitator is a Medicaid-enrolled provider responsible for supporting waiver individuals or their family/caregiver by ensuring the development and monitoring of the service plan, training on the management of the individual's provider/employee and completing ongoing reviews, as required. Other components of home- and community-based care have accepted standards for qualifications and care. Standards for facilitator qualifications will provide consistency to the program in line with other community-based services.)

Item 307 #25c

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 239, after line 5, insert:

"LLL. The Department of Medical Assistance Services shall establish an advisory group of representatives of providers of home- and community-based care services to continue improvements in the audit process and procedures for home- and community-based utilization and review audits. The Department of Medical Assistance Services shall report on any revisions to the methodology for home- and community-based utilization and review audits, including progress made in addressing provider concerns and solutions to improve the process for providers while ensuring program integrity. The report shall be provided to the Chairmen of the House Appropriations and Senate Finance Committees by December 1, 2012.

Explanation:

(This amendment requires the Department of Medical Assistance Services to establish an advisory group of representatives of home- and community-based care services to continue improving the audit process and procedures to address provider concerns while ensuring program integrity. The agency is required to report on the revisions to the methodology to the Chairmen of the House Appropriations and

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Senate Finance Committees by December 1, 2012.)

Item 307 #26c

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 236, line 23, strike "children's".

Page 236, line 23, strike "children" and insert "individuals".

Explanation:

(This amendment would allow any individual with an intellectual disability who is currently enrolled in the Medicaid Elderly and Disabled with Consumer Direction Waiver program to receive respite care in a residential facility licensed to provide respite care and eliminates references to children only.)

Item 307 #27c

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 233, line 33, strike the second "and" and, insert:
"in consultation with".

Page 233, line 34, after "Boards" insert:

", the Virginia Network of Private Providers, the Virginia Coalition of Private Provider Associations, and the Association of Community Based Providers".

Explanation:

(This amendment adds language adding provider groups to those representatives that the Department of Medical Assistance Services is required to consult with in establishing rates for Medicaid intensive in-home services based on quality indicators and standards. Private providers deliver more than 90 percent of these services and can provide expertise to assist with this effort.)

Item 307 #28c

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Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 235, line 31, after ".", insert:

"The Director of the Department of Medical Assistance Services, in consultation with the Secretary of Health and Human Resources, shall establish a stakeholder advisory committee to support implementation of dual-eligible care coordination systems. The advisory committee shall support the dual-eligible initiatives by identifying care coordination and quality improvement priorities, assisting in securing analytic and care management support resources from federal, private and other sources and helping design and communicate performance reports. The advisory committee shall include representation from health systems, health plans, long-term care providers, health policy researchers, physicians, and others with expertise in serving the aged, blind, and disabled, and dual-eligible populations."

Explanation:

(This amendment adds language requiring the Director of the Department of Medical Assistance Services to create an advisory committee to provide input on the implementation of a care coordination system for individuals who are eligible for both Medicare and Medicaid.)

Item 307 #29c

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 239, after line 5, insert:

"LLL. It is the intent of the General Assembly that the implementation and administration of the care coordination contract for behavioral health services be conducted in a manner that insures system integrity and engages private providers in the independent assessment process. In addition, it is the intent that in the provision of services that ethical and professional conflicts are avoided and that sound clinical decisions are made in the best interests of the individuals receiving behavioral health services. As part of this process, the department shall monitor the performance of the contract to ensure that these principles are met and that stakeholders are involved in

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the assessment, approval, provision, and use of behavioral health services provided as a result of this contract."

Explanation:

(This amendment states that it is the General Assembly's intent that the implementation and administration of the behavioral health services contract be conducted in a manner that insures system integrity and engages private providers in the independent assessment process. Further, the amendment requires that ethical and professional conflicts are avoided and that sound clinical decisions are made in the best interests of the individuals receiving behavioral health services. The department is required to monitor the performance of the contract to ensure that these principles are met and that stakeholders are involved in the process.)

Item 310 #1c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$166,524	\$166,524	GF
Services	\$291,259	\$291,259	NGF

Language:

Page 239, line 33, strike "\$145,908,058" and insert "\$146,365,841".

Page 239, line 33, strike "\$119,218,448" and insert "\$119,676,231".

Explanation:

(This amendment restores \$166,524 from the general fund and \$291,259 in nongeneral funds from federal matching funds each year for a contract with the Virginia Health Care Foundation to perform outreach services to maximize the number of eligible Virginia children who enroll in the Family Access to Medical Insurance Security (FAMIS) and Medicaid programs. The budget assumes savings of \$20 million each year from federal bonus payments for taking actions to enroll more children in Virginia's state children's health insurance programs.)

Item 314 #1c

Health And Human Resources	
Department Of Behavioral Health And Developmental Services	Language

Language:

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Page 243, after line 30, insert:

"L. The Commissioner of the Department of Behavioral Health and Developmental Services shall provide a plan to the General Assembly, developed in consultation with the Secretary of Health and Human Resources and the Chairmen of the House Appropriations and Senate Finance Committees, related to the closure of state training centers by the end fiscal year 2021, in compliance with the settlement agreement relating to United States of America v. Commonwealth of Virginia (Civil Action No. 312cv0059-JAG), subject to judicial approval. In developing the plan, the Commissioner shall solicit input from all relevant stakeholders including, but not limited to, individuals with intellectual or developmental disabilities or their guardians, and public and private providers. The plan shall be completed within one year of the effective date of the settlement agreement."

Explanation:

(This language amendment requires the Commissioner of the Department of Behavioral Health and Developmental Services to submit a plan related to the closure of state training centers in compliance with the U.S. Department of Justice settlement agreement, in consultation with the Secretary of Health and Human Resources and the Chairmen of the House Appropriations and Senate Finance Committees, once the settlement agreement is approved. In developing the plan the Commissioner shall solicit input from stakeholders and providers. The plan must be submitted no less than one year after an agreement is approved.)

Item 315 #1c

Health And Human Resources	FY 12-13	FY 13-14	
Grants To Localities	\$1,500,000	\$1,750,000	GF

Language:

Page 243, line 40, strike "\$346,271,560" and insert "\$347,771,560".

Page 243, line 40, strike "\$316,321,560" and insert "\$318,071,560".

Page 245, after line 53, insert:

"U. Out of this appropriation, \$1,500,000 the first year and \$1,750,000 the second year from the general fund shall be used to provide child psychiatry and children's crisis response services for children with mental health and behavioral disorders. These funds, divided among the health planning regions based on the current availability of the services, shall be used to hire or contract with child psychiatrists who can provide direct clinical services, including crisis response services, as well as training and consultation with other children's health care providers in the health

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planning region such as general practitioners, pediatricians, nurse practitioners, and community service boards staff, to increase their expertise in the prevention, diagnosis, and treatment of children with mental health disorders. Funds may also be used to create new or enhance existing community-based crisis response services in a health planning region, including mobile crisis teams and crisis stabilization services, with the goal of diverting children from inpatient psychiatric hospitalization to less restrictive services in or near their communities. The Department of Behavioral Health and Developmental Services shall report on the use and impact of this funding to the Chairmen of the House Appropriations and Senate Finance Committees beginning on October 1, 2013 and each year thereafter."

Explanation:

(This amendment provides \$1.5 million the first year and \$1.8 million the second year from the general fund to provide regional funding for child psychiatry and children's crisis response services. Budget language allocates funding to health planning regions based on the availability of services with a report on the use and impact of funding due annually beginning in 2013.)

Item 315 #2c

Health And Human Resources	FY 12-13	FY 13-14	
Grants To Localities	\$600,000	\$600,000	GF

Language:

Page 243, line 40, strike "\$346,271,560" and insert "\$346,871,560".

Page 243, line 40, strike "\$316,321,560" and insert "\$316,921,560".

Page 245, after line 53, insert:

"U. Out of this appropriation, \$600,000 the first year and \$600,000 the second year from the general fund shall be used to expand capacity for up to five drop-off centers to provide an alternative to incarceration for people with serious mental illness. Priority for new funding shall be given to programs that have implemented Crisis Intervention Teams pursuant to § 9.1-102 and § 9.1-187 et seq. of the Code of Virginia and have undergone planning to implement drop-off centers."

Explanation:

(This amendment adds \$600,000 from the general fund each year to expand capacity for up to five new jail diversion programs to support the development of law enforcement drop-off centers. Drop-off centers provide an alternative to incarceration for people with serious mental illness by ensuring prompt assessment and appropriate treatment for individuals picked up by local law enforcement

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officials. Funding will be targeted to programs that have implemented Crisis Intervention Teams and have undergone planning to implement drop-off centers.)

Item 315 #3c

Health And Human Resources

Grants To Localities

Language

Language:

Page 245, line 48, strike "deposited" and insert:

"used to implement the provisions of the settlement agreement relating to United States of America v. Commonwealth of Virginia (Civil Action No. 312cv0059-JAG)."

Page 245, strike lines 49 through 53.

Page 245, after line 53, insert:

"U. Notwithstanding any contrary provision of law, the unexpended appropriation as of June 30, 2012 in the Behavioral Health and Developmental Services Trust Fund, appropriated for the expansion of community-based services in anticipation of an agreement with the U.S. Department of Justice, pursuant to Item 305, Chapter 890, 2011 Acts of Assembly, shall be reappropriated. Upon approval by the Secretary of Health and Human Resources and the Secretary of Finance, the Director, Department of Planning and Budget, shall transfer the reappropriated amount from the Trust Fund to the general fund. The general fund appropriation shall be transferred to Item 315 of this act and made available for the purposes of complying with the agreement with the U.S. Department of Justice. The State Comptroller shall transfer the equivalent amount of cash from the Trust Fund to the general fund. Any cash in the fund not associated with implementation of the agreement shall remain in the fund.

V.1. In order to meet the terms of the settlement agreement, the appropriations in Items 307 and 315 include the following estimated general fund amounts.

	Estimated Amounts	
	FY 2013	FY 2014
Facility Transition	\$11,309,540	\$19,534,660
Community Waiver Slots	\$19,615,150	\$27,642,275
Program of Individual and Family Supports	\$2,400,000	\$3,200,000
Rental Subsidies	\$800,000	
Crisis Stabilization	\$5,000,000	\$10,000,000
Facility Closure Costs	\$2,749,885	\$8,397,855
Administration	\$1,313,682	\$1,807,338

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Quality Management	\$1,787,000	\$1,537,000
Independent Review	\$300,000	\$300,000
Facility Savings	(\$5,846,989)	(\$23,364,535)
Total	\$39,428,269	\$49,054,594

These amounts may vary as needs are identified throughout the year. Changes to the amounts described above require the review and approval of the Secretary of Health and Human Resources and the Secretary of Finance. Upon approval of the Secretary of Health and Human Resources and the Secretary of Finance, the Director, Department of Planning and Budget, shall transfer appropriation between Items 307, 311, 312, 314, as needed. The Department of Behavioral Health and Developmental Services shall provide updates on July 1 and December 1 of each year to the Governor and the Chairmen of the Senate Finance and House Appropriations Committees regarding expenditures and progress in meeting implementation targets established in the agreement.

2.a. The Department of Medical Assistance Services shall amend the Intellectual Disabilities Waiver to add 160 slots each year for individuals who are exiting training centers and 225 slots each year to address the community waiting list in accordance with the agreement.

b. The Department of Medical Assistance Services shall amend the Individual and Family Developmental Disabilities Supports Waiver to add 25 slots each year in accordance with the agreement.

3. The State Board of Behavioral Health and Developmental Services shall promulgate emergency regulations to implement an individual and family supports program. These regulations shall become effective within 280 days or less from the enactment date of this act.

4. Any funds appropriated for the purposes of complying with the agreement that are unspent in the first year may be carried forward into the second year."

Explanation:

(This amendment modifies language in the introduced budget to implement the provisions of the settlement agreement relating to *United States of America v. Commonwealth of Virginia* (Civil Action No. 312cv0059-JAG). The introduced budget provided \$30 million for the Behavioral Health and Developmental Services Trust Fund to expand access to community-based developmental disability services including services to transition individuals from state training centers to community

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settings. This amendment keeps the funding in the general fund to address the provisions in the settlement agreement, which had not been finalized when the budget was introduced. It also reappropriates any unexpended balances in the trust fund from fiscal year 2012 for these purposes. Language provides authority for the Department of Medical Assistance Services to amend the Medicaid Intellectual Disability and Developmental Disability waiver programs to add waiver slots and provides emergency regulatory authority for the State Board of Behavioral Health and Developmental Services to implement an individual and family supports program, as detailed in the settlement agreement. Appropriated amounts to implement the settlement agreement which are contained in Item 307 and Item 315 are also set out in the language. The amendment also adds language requiring (i) review and approval of the Secretary of Health and Human Resources and the Secretary of Finance for any appropriation changes necessary between items and (ii) updates to the money committee chairmen on expenditures and progress in meeting implementation targets of the agreement on July 1 and December 1 each year.)

Item 319 #1c

Health And Human Resources	FY 12-13	FY 13-14
Mental Health Treatment Centers	\$600,000	\$0 GF

Language:

Page 246, line 24, strike "\$189,911,094" and insert "\$190,511,094".

Page 246, after line 30, insert:

"A.1. Out of this appropriation, \$600,000 the first year from the general fund shall be used to continue operating up to 13 beds at Northern Virginia Mental Health Institute (NVMHI) that have been scheduled for closure in fiscal year 2013. The Commissioner of the Department of Behavioral Health and Developmental Services shall ensure continued operation of up to 13 beds through fiscal year 2013.

2. The Commissioner of the Department of Behavioral Health and Developmental Services shall convene a workgroup to develop a long-term funding plan for inpatient bed capacity in the catchment area served by NVMHI. The report shall outline specific strategies and plans to meet the psychiatric inpatient and inpatient diversion needs of individuals with serious and persistent mental illness who are served by the publicly funded mental health system. The Commissioner shall also assess the cost and feasibility of creating an alternative to re-opening beds at NVMHI. The Commissioner shall report his findings no later than October 1, 2012 to the Chairmen of the Senate Finance and House Appropriations Committees as well as the Joint

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Commission on Health Care."

Explanation:

(This amendment provides \$600,000 from the general fund the first year to Northern Virginia Mental Health Institute (NVMHI) to continue operating beds that were proposed for closure two years ago as a result of budget reductions. Budget language is added requiring a report on a long-term plan to ensure adequate bed capacity is available to serve individuals who require an inpatient bed for the treatment of acute mental illness.)

Item 330 #1c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Rehabilitative Services	\$87,753	\$87,753	GF

Language:

Page 250, line 30, strike "\$96,701,614" and insert "\$96,789,367".
Page 250, line 30, strike "\$96,702,042" and insert "\$96,789,795".
Page 251, line 5, strike "\$4,299,919" and "\$4,299,919" and insert:
"\$4,387,672" and "\$4,387,672".

Explanation:

(This amendment restores \$87,753 from the general fund each year for Centers for Independent Living (CILs) that serve people with physical disabilities. The introduced budget reduced funding by \$87,753 from the general fund each year. Funding for CILs was reduced by \$306,866 in fiscal year 2012, representing a 7.5 percent reduction. The CILs provide peer monitoring, independent living skills training, information and referral services, and advocacy for people with physical disabilities.)

Item 330 #2c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Rehabilitative Services	\$233,316	\$233,316	GF

Language:

Page 250, line 30, strike "\$96,701,614" and insert "\$96,934,930".
Page 250, line 30, strike "\$96,702,042" and insert "\$96,935,358".

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Page 251, line 10, strike "\$3,820,665" and "\$3,820,665" and insert:
"\$4,053,981" and \$4,053,981".

Explanation:

(This amendment restores \$233,316 from the general fund each year for community-based brain injury services that was reduced by this amount in the introduced budget. Funding will be used to maintain community-based brain injury services including adult and pediatric case management, clubhouses, day programs, and regional resource coordination.)

Item 330 #3c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Rehabilitative Services	\$70,000	\$70,000	GF

Language:

Page 250, line 30, strike "\$96,701,614" and insert "\$96,771,614".

Page 250, line 30, strike "\$96,702,042" and insert "\$96,772,042".

Explanation:

(This amendment restores \$70,000 from the general fund each year for personal assistance services provided to individuals with physical disabilities. Funding was reduced by 3.3 percent in the introduced budget.)

Item 330 #4c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Rehabilitative Services	\$400,000	\$400,000	GF

Language:

Page 250, line 30, strike "\$96,701,614" and insert "\$97,101,614".

Page 250, line 30, strike "\$96,702,042" and insert "\$97,102,042".

Page 252, after line 3, insert:

"J. The Commissioner of Rehabilitative Services, in collaboration with employment services stakeholders, shall report on the provision of vocational rehabilitation services and long-term employment support services for individuals with disabilities.

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At a minimum, the report shall include an analysis of the effectiveness of these services, the number of individuals served, and the duration, average cost, and type of services provided including whether services are provided by the Department of Rehabilitative Services, or other public or private vendors. The report shall also include an update on the current waiting list, closed categories under order of selection and employment status or employment support needs of prior year program participants. The report shall be provided to the Chairmen of the Senate Finance and House Appropriations Committees by October 1, 2012.”

Explanation:

(This amendment restores \$400,000 from the general fund each year for long-term and extended employment support services for individuals with physical disabilities. Funding was reduced by \$269,063 from the general fund each year or 3.4 percent for long-term employment support and 4.0 percent for extended employment support in the introduced budget. Funding was reduced by \$2.5 million in the 2008-10 biennium. These programs provide employment supports for Virginians with disabilities who are served through community-based employment service organizations. Language is also added requiring a report on the provision of vocational and employment support services to people with disabilities.)

Item 336 #1c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	(\$100,000)	\$0	GF
	(\$100,000)	\$0	NGF

Language:

Page 253, line 38, strike "\$34,888,327" and insert "\$34,688,327".

Page 254, after line 27, insert:

"D. The Department of Social Services may revise the current schedule for the issuance of federal Supplemental Nutrition Assistance Program (SNAP) benefits over a two-month conversion period while minimizing the impact on current recipients, provided that no general fund dollars are required to implement the conversion. If the department determines that there are any general fund costs required to implement the conversion, the department may revise the current schedule for the issuance of federal Supplemental Nutrition Assistance Program (SNAP) benefits for new enrollees only. The department may spread out the issuance of SNAP benefits over nine calendar days with payments occurring on the first, fourth, seventh, and ninth day of the month. The department has the authority to accept private donations to

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complete the transition to this revised schedule of payments by December 1, 2012."

Explanation:

(This amendment reduces \$100,000 from the general fund and \$100,000 in nongeneral funds contained in the introduced budget to stagger the issuance of Supplemental Nutrition Assistance Program (SNAP) benefits for all current recipients of SNAP benefits over a nine day period. Instead, language is added to allow for the staggered issuance of SNAP benefits for current recipients provided that no general fund dollars are required to implement the changes. The amendment provides the department with the authority to accept private donations in order to stagger the issuance of these benefits. However, if any general fund costs are required to implement the conversion, the department may implement the conversion for new enrollees only, which will not result in additional costs to the program.)

Item 338 #1c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$724,921	\$724,921	GF
	\$1,035,602	\$1,035,602	NGF

Language:

Page 256, line 37, strike "\$371,118,533" and insert "\$372,879,056".

Page 256, line 37, strike "\$371,118,533" and insert "\$372,879,056".

Explanation:

(This amendment adds \$724,921 from the general fund and \$1.0 million in nongeneral funds each year to restore funding provided to local Departments of Social Services (DSS). Funding will assist local agencies in addressing existing caseload requirements for public assistance programs. Funding for local DSS operations was reduced by \$5.8 million in fiscal year 2011. Last year, \$2.9 million from the general fund was provided to offset the previous annual reduction by 50 percent. This amendment restores an additional \$724,921 from the general fund each year for local DSS operations. Even with the restoration, local DSS offices are facing the loss of \$3.5 million in temporary federal assistance provided through the Department of Defense to address rising food stamp caseloads.)

Item 340 #1c

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Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$774,413	\$774,413	GF

Language:

Page 258, line 1, strike "\$37,702,004" and insert "\$38,476,417".

Page 258, line 1, strike "\$37,702,004" and insert "\$38,476,417".

Page 258, after line 30, insert:

"4. Effective July 1, 2012, the Department of Social Services is authorized to base approved licensed assisted living facility rates for individual facilities on an occupancy rate of 85 percent of licensed capacity, not to exceed a maximum rate of \$1,150 per month, which rate is also applied to approved adult foster care homes, unless modified as indicated below. The department may add a 15 percent differential to the maximum amount for licensed assisted living facilities and adult foster care homes in Planning District Eight."

Explanation:

(This amendment provides \$774,413 from the general fund each year to increase by 1.25 percent the maximum rate allowed for assisted living facilities that accept auxiliary grant recipients from \$1,136 to \$1,150 per month. This new rate includes a \$24 per month federal Social Security and Supplemental Security Income increase effective January 1, 2012 which is included in House Bill 1300, as introduced.)

Item 343 #1c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$190,000	\$190,000	GF

Language:

Page 259, line 36, strike "\$22,517,789" and insert "\$22,707,789".

Page 259, line 36, strike "\$22,517,789" and insert "\$22,707,789".

Page 260, line 15, strike the first "\$570,000" and insert "\$760,000".

Page 260, line 15, strike the second "\$570,000" and insert "\$760,000".

Explanation:

(This amendment provides \$190,000 from the general fund each year to restore fifty percent of funding for Healthy Families Virginia that was reduced in the introduced budget. Over the last biennium, funding for Healthy Families Virginia has been reduced by more than 50 percent. Healthy Families Virginia is a public-private partnership and largest home visiting program in the Commonwealth. The program provides prevention services to at-risk families from pregnancy to age

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five. Since 2010, five programs have closed and eight programs have merged due to budget reductions.)

Item 343 #2c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$931,000	\$931,000	GF

Language:

Page 259, line 36, strike "\$22,517,789" and insert "\$23,448,789".

Page 259, line 36, strike "\$22,517,789" and insert "\$23,448,789".

Page 260, after line 51, insert:

"J. Out of this appropriation, \$931,000 the first year and \$931,000 the second year from the general fund shall be used to sustain statewide services provided through child advocacy centers. The department shall develop a request for proposal to (i) distribute 67 percent of the allocated funds for accredited child advocacy centers and 30 percent for associate/developing child advocacy centers, as recognized and in good standing with the National Children's Alliance, with input from Children's Advocacy Centers of Virginia (CACVA); (ii) allocate three percent to Children's Advocacy Centers of Virginia, the recognized chapter of National Children's Alliance for Virginia's child advocacy centers, for the purpose of assisting and supporting the development, continuation and sustainability of community-coordinated, child-focused services delivered by children's advocacy centers; and (iii) distribute any non-allocated funding equally to accredited and associate/developing child advocacy centers awarded funding in section (i) of this paragraph."

Explanation:

(This amendment provides \$931,000 from the general fund each year to restore funding for child advocacy centers that was targeted for elimination in the introduced budget. Budget language that was removed from the introduced budget is also restored. This amendment restores full funding for child advocacy centers that was reduced by \$85,000 from the general fund each year from the Department of Social Services and \$846,000 from the general fund each year from the Secretary of Health and Human Resources.)

Item 343 #3c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$0	(\$750,000)	GF

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Language:

Page 259, line 36, strike "\$22,517,789" and insert "\$21,767,789".

Page 260, line 23, strike "and \$1,500,000" and insert "and \$750,000".

Explanation:

(This amendment reduces \$750,000 from the general fund the second year for the Virginia Early Childhood Foundation contained in the introduced budget. The Foundation will receive \$750,000 from the general fund in the second year.)

Item 343 #4c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	(\$88,000)	(\$88,000)	GF

Language:

Page 259, line 36, strike "\$22,517,789" and insert "\$22,429,789".

Page 259, line 36, strike "\$22,517,789" and insert "\$22,429,789".

Page 260, strike lines 49 through 51.

Explanation:

(This amendment eliminates \$88,000 from the general fund each year for Oxbow Center in Wise County contained in the introduced budget.)

Item 343 #5c

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$500,000	\$500,000	GF

Language:

Page 259, line 36, strike "\$22,517,789" and insert "\$23,017,789".

Page 259, line 36, strike "\$22,517,789" and insert "\$23,017,789".

Page 260, after line 12, insert:

"3. Out of this appropriation, \$500,000 the first year and \$500,000 the second year from the general fund shall be provided to Community Action Agencies."

Explanation:

(This amendment provides \$500,000 each year from the general fund for Community Action Agencies. This action provides level funding for these agencies over the 2012-14 biennium. The introduced budget would have reduced these

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agencies by \$500,000 each year from their fiscal year 2012 funding level.)

Item 350 #1c

Health And Human Resources

Department For The Blind And
Vision Impaired

Language

Language:

Page 264, after line 36, insert:

"Out of this appropriation, \$120,163 each year from the general fund is designated to support radio reading services for the blind and vision impaired."

Explanation:

(This amendment adds budget language setting out the appropriation for radio reading services included in the Department for the Blind and Vision Impaired (DBVI). Funding is already included in the budget for DBVI.)

Item 358 #1c

Natural Resources

Secretary Of Natural Resources

FY 12-13

(\$70,836)

FY 13-14

(\$70,836) GF

Language:

Page 267, line 3, strike "\$698,421" and insert "\$627,585".

Page 267, line 3, strike "\$699,017" and insert "\$628,181".

Explanation:

(This amendment eliminates funding for the Council on Indians Support Services program within the Office of the Secretary of Natural Resources. A companion amendment transfers a portion of these amounts for use by the Virginia Indian Commemorative Commission, which was created to develop a monument honoring the life, achievements, and legacy of Native Americans in the Commonwealth.)

Item 358 #2c

Natural Resources

Secretary Of Natural Resources

Language

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Language:

Page 267, line 26, strike "or as otherwise".

Page 267, line 27, strike "designated by the Secretary of Natural Resources,".

Explanation:

(This amendment eliminates language contained in House Bill 1301, as introduced, that would have allowed the Secretary of Natural Resources the ability to use the legislatively-created and controlled Water Quality Improvement Fund Reserve. The reserve was created by the General Assembly during the 2004 Session to provide a source of funding for Virginia's water quality initiatives when year-end general fund surpluses or other appropriations were unavailable.)

Item 358 #3c

Natural Resources

Secretary Of Natural Resources

Language

Language:

Page 267, strike lines 29 through 33.

Page 267, line 29, insert:

"C. Notwithstanding paragraph B. above, no deposit to the reserve within the Virginia Water Quality Improvement Fund shall be made in the first year. In addition, the General Assembly designates that an amount not to exceed \$1,000,000 may be used for local stormwater assistance grants by the Department of Conservation and Recreation."

Explanation:

(This amendment strikes language empowering the Secretary of Natural Resources to waive the legislatively-required deposit to the Water Quality Improvement Fund Reserve. The language also states that no deposit to the Water Quality Improvement Fund reserve will be made in the first year. Finally, the language limits the amount of the reserve that may be used for local stormwater assistance grants by the Department of Conservation and Recreation to no more than \$1.0 million. The introduced budget had proposed nearly eliminating the WQIF Reserve Fund balance.)

Item 360 #1c

Natural Resources

FY 12-13

FY 13-14

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Department Of Conservation And
Recreation

\$307,662

\$0 NGF

Language:

Page 268, line 6, strike "\$65,814,280" and insert "\$66,121,942".

Page 269, after line 36, insert:

"L. Included in the amounts for this item is \$307,662 the first year in special funds provided from the sale of "Friend of the Chesapeake" license plates to carry out the recommendations of the Chesapeake Bay Restoration Fund Advisory Committee."

Explanation:

(This amendment provides funding from the sale of the "Friend of the Chesapeake" license plates to carry out the recommendations of the Chesapeake Bay Restoration Fund Advisory Committee. The committee has recommended that 62 awards be made to nonprofit museums, environmental organizations, localities, soil and water conservation districts, state agencies, public and private schools, and institutions of higher education. The awards range in value from \$850 to \$15,000.)

Item 360 #2c

Natural Resources

Department Of Conservation And
Recreation

FY 12-13

\$258,290

FY 13-14

\$0 GF

Language:

Page 268, line 6, strike "\$65,814,280" and insert "\$66,072,570".

Page 268, line 41, after "F", insert "1."

Page 268, after line 47, insert:

"2. Included in the amounts provided for Dam Inventory, Evaluation and Classification, and Flood Plain Management is \$258,290 for the improvement of a high hazard dam, originally constructed in 1960, to comply with a Special Order issued by the Director, Department of Conservation and Recreation, on June 24, 2011, and in order to meet dam safety requirements."

Explanation:

(This amendment provides for the rehabilitation of a high hazard, recreational use dam that includes within its dam break inundation zone numerous residences, several rural roads, and U.S. 460. While the Department of Conservation and Recreation's staff report the dam is generally well maintained, the special order was based on an inadequate spillway. The requested amount would repair the spillway and permit the

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facility to comply with Virginia's dam safety regulations.)

Item 360 #3c

Natural Resources	FY 12-13	FY 13-14
Department Of Conservation And Recreation	\$15,000	\$0 GF

Language:

Page 268, line 6, strike "\$65,814,280" and insert "\$65,829,280".

Page 268, line 33, after "D.", insert "1."

Page 268, after line 35, insert:

"2. Included in the appropriation for this item is \$15,000 the first year from the general fund to assist the Rappahannock River Basin Commission develop a programmatic plan, in concert with the U.S. Army Corps of Engineers, for addressing water quality and supply in the Rappahannock River Basin. This funding will be matched by local funding available to the Rappahannock River Basin Commission and include additional funding provided by the U.S. Army Corps of Engineers."

Explanation:

(This amendment provides \$15,000 in the first year from the general fund that will, in turn, be matched by \$15,000 in local funds from the Rappahannock River Basin Commission and \$30,000 from the U.S. Army Corps of Engineers. This total amount will be used for the planning of projects to be performed by the U.S. Army Corps of Engineers that address not only the river's navigation needs, but flood risk mitigation, water supply, and environmental remediation. These projects will help the Rappahannock River Basin Commission in assisting its member localities address Chesapeake Bay clean-up.)

Item 360 #4c

Natural Resources	Language
Department Of Conservation And Recreation	

Language:

Page 268, line 41, after "F", insert "1."

Page 268, after line 47, insert:

"2. Notwithstanding § 10.1-603.19, Code of Virginia, the Director, Department of

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Conservation and Recreation, in consultation with the Virginia Resources Authority, is authorized to provide financial or other assistance from the Dam Safety, Flood Prevention and Protection Assistance Fund, including the provision of a grant to a locality of up to \$408,402, or 25 percent of the costs of modifying a high hazard dam operating under a conditional certificate extension and that has received approval as of November 30, 2010 for federal funding from the U.S. Department of Agriculture's Natural Resources Conservation Service for at least 65 percent of the cost of repairing the locally-owned dam. The local government shall contribute 10 percent of the total costs of modifying this high hazard dam."

Explanation:

(This amendment provides for the rehabilitation of the South River 10 A dam, which is owned by Augusta County. The locality has received notice from the Natural Resources Conservation Service that a federal grant of at least 65 percent of the costs of rehabilitating this dam will be provided. Originally, this dam was built by the local soil and water conservation district pursuant to the urging and guidance of the Natural Resources Conservation Service's predecessor agency. The Natural Resources Conservation Service has provided funding for rehabilitating other Virginia dams still owned by soil and water conservation districts. However, if no action is taken on improving this dam, the Natural Resources Conservation Service has indicated that the funding will be removed and spent in other states. Augusta County is expected to provide 10 percent of the rehabilitation cost. Given a total project cost of \$1,632,168, the federal government will be providing about \$1.1 million and Augusta County will be providing \$163,217.)

Item 360 #5c

Natural Resources	FY 12-13	FY 13-14	
Department Of Conservation And Recreation	\$2,046,840	\$2,046,840	GF

Language:

Page 268, line 6, strike "\$65,814,280" and insert "\$67,861,120".

Page 268, line 6, strike "\$54,368,590" and insert "\$56,415,430".

Page 268, strike line 18 through line 20 and insert:

"A.1. Out of the amounts appropriated for Financial Assistance to Soil and Water Conservation Districts, \$4,487,091 the first year and \$4,487,091 the second year from the general fund shall be provided to soil and water conservation districts for administrative and operational support. These funds shall be distributed to the

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districts only in accordance with the program, financial and resource allocation policies of and upon approval by the Soil and Water Conservation Board. These amounts shall be in addition to any other funding provided to the districts for technical assistance pursuant to subsections H. and K. of this item.

2. The Secretary of Natural Resources shall convene a stakeholder group consisting of representatives including, but not limited to, the Secretary of Agriculture and Forestry, the Department of Agriculture and Consumer Services, the Department of Conservation and Recreation, the soil and water conservation districts, the Virginia Association of Soil and Water Conservation Districts, the Virginia Farm Bureau Federation, the Virginia Agribusiness Council, the Chesapeake Bay Commission, and the Chesapeake Bay Foundation to examine funding needs for administration and operation of the soil and water conservation districts and the technical assistance they provide for implementation of agriculture best management practices needed to meet Virginia's Watershed Implementation Plan as well as the Southern Rivers Total Maximum Daily Load limits.

The stakeholder group is directed to conduct a review of the following and make recommendations to the Governor and the Chairmen of the Senate Finance and the House Appropriations Committees no later than October 1, 2012:

- a. The historical distribution of funding for administration and operations of all soil and water conservation districts and a projection of future funding needs and any recommended changes to the methodology for distribution of these funds;
- b. The historical distribution of funding for technical assistance for agricultural best management practices and a projection of the future funding and staffing needs necessary for districts to provide efficient and effective technical assistance to farmers;
- c. Operational and technical assistance needs in relation to the amount of agricultural best management practices cost-share dollars allocated to the districts; and,
- d. The process, timing and methodology for distribution of agricultural best management practices cost-share funds to be provided to farmers by the Department of Conservation and Recreation through the districts.

3. The Soil and Water Conservation Board shall not create, merge, divide, modify or relocate the boundaries of any district pursuant to § 10.1-506, Code of Virginia, until

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such time as the General Assembly has received the recommendations of the stakeholder group and taken action on any such recommendations."

Explanation:

(This amendment restores operational funding for the 47 soil and water conservation districts (SWCDs). The introduced budget proposed a 46 percent cut to SWCD operational funding. The SWCD support is critical to the implementation of Virginia's Watershed Improvement Plan for the Chesapeake Bay as well as Southern Rivers TMDLs. The districts provide the network to market and distribute the agricultural best management practices cost-share program with the agricultural community. It is the intent of the General Assembly that during enrolling of the budget separate service areas be created to clarify the amounts for SWCD operations and SWCD technical assistance.)

Item 360 #6c

Natural Resources	FY 12-13	FY 13-14	
Department Of Conservation And Recreation	\$22,500	\$0	GF

Language:

Page 268, line 6, strike "\$65,814,280" and insert "\$65,836,780".

Page 269, after line 36, insert:

"L. Out of this appropriation, \$22,500 the first year from the general fund is provided to match the same amount in local funds to leverage \$45,000 in funding from the U.S. Army Corps of Engineers to define the needs and provide recommendations for implementation of a synchronized Flood/Rainfall/Water Quality Gauging Network for the Rappahannock River Basin."

Explanation:

(This amendment is self-explanatory.)

Item 361 #1c

Natural Resources	FY 12-13	FY 13-14	
Department Of Conservation And Recreation	\$575,000	\$575,000	GF
	(\$450,000)	(\$450,000)	NGF
	3.00	3.00	FTE

Language:

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Page 269, line 37, strike "\$55,633,252" and insert "\$55,758,252".

Page 269, line 37, strike "\$55,633,252" and insert "\$55,758,252".

Explanation:

(This amendment eliminates \$450,000 in proposed fee increases proposed for Virginia's state parks in the Governor's introduced budget and restores an equivalent amount in general fund support. Virginia has historically charged fees for cabin, campsites, and parking that are higher than the fees charged in surrounding states. In addition, the amendment includes \$125,000 in additional general fund support to restore a portion of the seven state parks positions eliminated in the introduced budget. These positions were approved by the General Assembly during its 2011 Session.)

Item 361 #2c

Natural Resources	FY 12-13	FY 13-14	
Department Of Conservation And Recreation	\$500,000	\$500,000	GF

Language:

Page 269, line 37, strike "\$55,633,252" and insert "\$56,133,252".

Page 269, line 37, strike "\$55,633,252" and insert "\$56,133,252".

Page 270, line 20, strike "\$500,000" and insert "\$1,000,000".

Page 270, line 21, strike "\$500,000" and insert "\$1,000,000".

Explanation:

(This amendment provides an additional \$500,000 in general fund support each year for the Virginia Land Conservation Foundation, increasing funding for open-space preservation from \$500,000 per year to \$1,000,000 per year.)

Item 364 #1c

Natural Resources	FY 12-13	FY 13-14	
Department Of Environmental Quality	\$80,000	\$0	GF

Language:

Page 271, line 25, strike "\$31,121,648" and insert "\$31,201,648".

Page 272, after line 3, insert:

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"D. Out of the amounts for this item shall be paid \$80,000 the first year from the general fund to the Chesapeake Bay Foundation to support Chesapeake Bay education field studies."

Explanation:

(This amendment restores first year funding for the Chesapeake Bay Foundation to support Chesapeake Bay educational field studies providing Virginia's school students with meaningful Bay or stream outdoor experiences.)

Item 364 #2c

Natural Resources

Department Of Environmental
Quality

Language

Language:

Page 272, after line 3, insert:

"D. It is the intent of the General Assembly that the Commonwealth remain a full participating member of the Interstate Commission on the Potomac River Basin."

Explanation:

(This amendment provides that the Commonwealth remain an active member of the Interstate Commission on the Potomac River Basin.)

Item 365 #1c

Natural Resources

Department Of Environmental
Quality

FY 12-13

(\$625,000)

\$625,000

FY 13-14

\$0 GF

\$0 NGF

Language:

Page 272, strike line 22 through line 31 and insert:

"B.1. All of the permit program emissions fees collected by the State Air Pollution Control Board pursuant to § 10.1-1322, Code of Virginia, shall be assessed and collected on an annual basis notwithstanding the provisions of that section. The State Air Pollution Control Board shall adopt regulations adjusting permit program emissions fees collected pursuant to § 10.1-1322, Code of Virginia, and establish permit application processing fees and permit maintenance fees sufficient to ensure that the revenues collected from fees cover the total direct and indirect costs of the program consistent with the requirements of Title V of the Clean Air Act, except that

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the initial adjustment to permit program emissions fees shall not be increased by more than 30 percent over current rates. Notwithstanding the provisions of § 10.1-1322, Code of Virginia, the permit application fees collected pursuant to this paragraph shall not be credited towards the amount of annual fees owed pursuant to § 10.1-1322. All of the fees adopted pursuant to this section shall be adjusted annually by the Consumer Price Index.

2. The regulations adopted by the State Air Pollution Control Board to initially implement the provisions of this item shall be exempt from Chapter 40 of Title 2.2, Code of Virginia, and shall become effective no later than July 1, 2012. Thereafter, any amendments to the fee schedule described by these acts shall not be exempted from Chapter 40 of Title 2.2, Code of Virginia.”

Explanation:

(This amendment authorizes the Department of Environmental Quality (DEQ) to enact regulations that assess charges related to the Title V Clean Air Act program. The amendment requires DEQ to set fees necessary to eliminate the proposed use of general funds to cover a shortfall in fee revenue and provides an offsetting increase in the nongeneral fund appropriation.)

Item 366 #1c

Natural Resources	FY 12-13	FY 13-14
Department Of Environmental Quality	\$42,300,000	\$0 GF

Language:

Page 272, line 32, strike "\$101,723,153" and insert "\$144,023,153".

Page 273, after line 20, insert:

"E. Out of the amounts provided for Environmental Financial Assistance is \$42,300,000 the first year from the general fund to be deposited to the Virginia Water Quality Improvement Fund established in Title 10.1, Chapter 21.1, Code of Virginia, to finance the costs of design and installation of nutrient removal technology at publicly owned treatment works designated as significant dischargers in order to comply with the effluent limitations for total nitrogen and total phosphorus established for those publicly owned treatment works. Any unexpended balances on June 30, 2013, from the amount appropriated in this paragraph shall not revert to the general fund but shall be carried forward and reappropriated."

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Explanation:

(This amendment provides an additional \$42.3 million to upgrade the nutrient removal technology at those wastewater treatment plants for which the Department of Environmental Quality has signed grant agreements.)

Item 366 #2c

Natural Resources

Department Of Environmental
Quality

Language

Language:

Page 273, after line 20, insert:

"E. The Department of Environmental Quality is authorized to capitalize the Nutrient Offset Fund to the extent necessary to facilitate the development of grants or contracts to support animal waste to energy projects."

Explanation:

(This amendment provides authority for DEQ to use nutrient offset funds to fund animal waste to energy projects.)

Item 366 #3c

Natural Resources

Department Of Environmental
Quality

FY 12-13

\$201,189

FY 13-14

\$137,439 NGF

Language:

Page 272, line 32, strike "\$101,723,153" and insert "\$101,924,342".

Page 272, line 32, strike "\$56,453,759" and insert "\$56,591,198".

Page 272, strike lines 51 through 53.

Page 273, line 1, strike "C" and insert "B".

Page 273, line 5, strike "D" and insert "C".

Explanation:

(This amendment restores the nongeneral fund appropriation for litter control grants and strikes language suspending those grants. A companion amendment to § 3-1.01 of House Bill 1301 eliminates the transfer of the funds to the general fund.)

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Item 367 #1c

Natural Resources	FY 12-13	FY 13-14	
Department Of Environmental Quality	(\$240,000)	(\$240,000)	GF

Language:

Page 273, line 21, strike "\$24,657,833" and insert "\$24,417,833".

Page 273, line 21, strike "\$24,034,433" and insert "\$23,794,433".

Page 273, strike lines 38 through 42.

Explanation:

(This amendment eliminates a general fund appropriation for legal services contained within the Department of Environmental Quality's budget. A companion amendment to Item 59 clarifies the intent of the General Assembly that legal services related to general fund activities should be funded from that item.)

Item 367 #2c

Natural Resources	FY 12-13	FY 13-14	
Department Of Environmental Quality	(\$2,330,000)	\$0	GF
	\$2,330,000	\$0	NGF

Language:

Page 273, after line 42, insert:

"D. Notwithstanding the provisions of § 10.1-1422.3, Code of Virginia, \$2,330,000 the first year from the Waste Tire Trust Fund within the Department of Environmental Quality shall be used for the costs associated with the Department's land protection and water programs. Such funds may be used for the purposes set forth in § 10.1-1422.3, Code of Virginia, at the Director's discretion and only as available after funding other land protection and water programs. It is the intent of the General Assembly that legislation be considered by the 2013 Session to permanently eliminate the fee."

Explanation:

(This amendment provides for the use of waste tire fee proceeds in the first year to offset general funds supporting DEQ environmental programs. In the second year, the appropriation for the waste tire fee is eliminated.)

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Item 370 #1c

Natural Resources

Department Of Game And Inland
Fisheries

Language

Language:

Page 274, line 28, before "The", insert "A."

Page 274, after line 30, insert:

"B. The Department of Game and Inland Fisheries shall not further consolidate its regional offices, field offices, or close any of these offices in presently-served localities or enter into any lease for any new regional office without notification of the Chairman of the House Committee on Agriculture, Chesapeake, and Natural Resources and the Chairman of the Senate Committee on Agriculture, Conservation, and Natural Resources. The department shall not undertake any future reorganization of any division, reporting structures, regional or field offices, or any function it may perform without notifying the Chairmen of the House Committee on Agriculture, Chesapeake, and Natural Resources, the House Committee on Appropriations, the Senate Committee on Agriculture, Conservation, and Natural Resources, and the Senate Committee on Finance."

Explanation:

(This amendment requires the Department of Game and Inland Fisheries to notify the Chairmen of the House Agriculture, Chesapeake, and Natural Resources and Senate Committee on Agriculture, Conservation, and Natural Resources prior to any further consolidation of the Department of Game and Inland Fisheries' regional offices, field offices, or the closure of any office. In addition, the amendment prohibits any future reorganization of any division, reporting structures, offices, or function without notification of the Chairmen of the House Agriculture, Chesapeake, and Natural Resources, House Appropriations, Senate Finance, or Senate Agriculture, Conservation, and Natural Resources Committees.)

Item 372 #1c

Natural Resources

Department Of Historic Resources

Language

Language:

Page 276, after line 14, insert:

"I. Included in this appropriation is \$1,000,000 the first year and \$1,000,000 the

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second year from the general fund to be deposited into the Civil War Historic Site Preservation Fund for grants to be made in accordance with § 10.1-2202.4, Code of Virginia. Any moneys remaining in the Fund, including interest thereon, at the end of each fiscal year shall not revert to the general fund but shall remain in the Fund."

Explanation:

(This amendment clarifies that the funds for Civil War battlefield preservation are to be used in accordance with the provisions of the Code.)

Item 372 #2c

Natural Resources	FY 12-13	FY 13-14	
Department Of Historic Resources	\$110,384	\$110,384	GF

Language:

Page 275, line 5, strike "\$5,588,844" and insert "\$5,699,228".

Page 275, line 5, strike "\$5,588,844" and insert "\$5,699,228".

Explanation:

(This amendment transfers \$110,384 from the general fund each year to the agency's Historic Resource Management service area from the agency's General Management and Direction service area. The \$110,384 was provided to the agency as funding associated with increased information technology costs related to rate changes. This action aligns dollars with appropriate agency activities. A corresponding amendment to Item 373 removes the same amount from the agency's General Management and Direction (59901) service area. These amendments are zero-sum.)

Item 372 #3c

Natural Resources	FY 12-13	FY 13-14	
Department Of Historic Resources	(\$66,500)	(\$66,500)	GF

Language:

Page 275, line 5, strike "\$5,588,844" and insert "\$5,522,344".

Page 275, line 5, strike "\$5,588,844" and insert "\$5,522,344".

Explanation:

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(This amendment eliminates a proposed general fund appropriation for legal services within the Department of Historic Resources' budget. A companion amendment to Item 59 clarifies the intent of the General Assembly that legal services related to general fund activities should be funded from that item.)

Item 373 #1c

Natural Resources	FY 12-13	FY 13-14	
Department Of Historic Resources	(110,384)	(110,384)	GF

Language:

Page 276, line 15, strike "\$835,098" and insert "\$724,714".

Page 276, line 15, strike "\$835,183" and insert "\$724,799".

Explanation:

(This amendment removes \$110,384 from the general fund each year from the agency's General Management and Direction service area and transfers it to the agency's Historic Resource Management service area. The \$110,384 was provided to the agency as funding associated with increased information technology costs related to rate changes. This action aligns dollars with appropriate agency activities. A corresponding amendment to Item 372 adds the same amount to the correct service area. These amendments are zero-sum.)

Item 374 #1c

Natural Resources	FY 12-13	FY 13-14	
Marine Resources Commission	\$200,000	\$200,000	GF
	1.00	1.00	FTE

Language:

Page 276, line 32, strike "\$17,092,913" and insert "\$17,292,913".

Page 276, line 32, strike "\$17,092,736" and insert "\$17,292,736".

Explanation:

(This amendment restores law enforcement funding for Marine Police officers proposed for reversion in the introduced budget.)

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Item 375.1 #1c

Natural Resources	FY 12-13	FY 13-14	
Marine Resources Commission	\$0	\$0	GF
	\$220,000	\$220,000	NGF

Language:

Page 277, after line 30, insert:

"375.1. Tourist Promotion (53600) \$220,000 \$220,000

Virginia Saltwater Sport Fishing
Tournament (53601)"

Fund Sources: Special \$220,000 \$220,000."

"Authority Title 28.2, Chapter 2, Code of Virginia"

Explanation:

(This amendment restores the funding necessary to offset the proposed elimination of the Virginia Saltwater Sport Fishing Tournament, which primarily consists of Virginia's fishing citation program, which in turn encourages sportsmen to visit Virginia.)

Item 381 #1c

Public Safety	FY 12-13	FY 13-14	
Department Of Alcoholic Beverage	\$0	\$500,000	NGF
Control	0.00	6.00	FTE

Language:

Page 279, line 42, strike "\$17,458,945" and insert "\$17,958,945".

Explanation:

(This amendment adds \$500,000 in nongeneral funds and 6.0 positions the second year to the budget for the Department of Alcoholic Beverage Control for improvements to the department's internet-based licensing application process. The nongeneral funds are derived from the agency's existing revenues. The introduced budget included these nongeneral funds and positions in the first year but not in the second year.)

Item 385 #1c

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Public Safety	FY 12-13	FY 13-14	
Department Of Corrections	(\$924,288)	(\$924,288)	GF
	-12.00	-12.00	FTE

Language:

Page 281, line 14, strike "\$83,909,227" and insert "\$82,984,939".

Page 281, line 14, strike "\$84,251,201" and insert "\$83,326,913".

Page 281, strike lines 37 through 46.

Explanation:

(This amendment eliminates \$924,288 from the general fund each year and 12 positions provided for the operation of up to ten pilot sites for the immediate sanctioning of technical violators who have not complied with the terms of their probation. Legislation authorizing this pilot program was not approved (House Bill 1126 and Senate Bill 111). A companion amendment to Item 50 authorizes up to four local immediate sanction probation programs with no additional funding. The pilot programs envisioned under House Bill 1126 and Senate Bill 111 were intended to reduce the number of technical probation violators returning to prison. Technical violators are defined as probation violators sentenced to jail or prison for their failure to abide by the terms of their probation rather than commitment of a new crime. Since fiscal year 2007, the number of these technical violators sentenced to jail has decreased by 23.4 percent, the number of these technical violators sentenced to prison has decreased by 38.2 percent, and, in fact, the number of technical violators committing new crimes has decreased by 13.4 percent. In addition, Virginia's violent crime and property crime rates are at their lowest levels in 40 years.)

Item 388 #1c

Public Safety	FY 12-13	FY 13-14	
Department Of Corrections	(\$5,915,889)	\$0	GF
	\$5,915,889	\$0	NGF

Language:

Page 287, after line 35, insert,

"O. The amounts paid into the Corrections Special Reserve Fund established in accordance with § 30-19.1:4, Code of Virginia, shall be used in the first year to offset a portion of the budgeted amounts for the department's operation of secure correctional facilities."

Explanation:

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(This amendment supplants \$5,915,889 from the general fund the first year with an equal amount of special funds from the Corrections Special Reserve Fund to offset a portion of the Department of Corrections' budgeted amounts for operating secure correctional facilities. A companion amendment to Item 389 provides for the deposit of \$5,915,889 into the Corrections Special Reserve Fund, consistent with the adoption of sentencing legislation that increases the required number of state-responsible correctional facility beds.)

Item 389 #1c

Public Safety	FY 12-13	FY 13-14	
Department Of Corrections	\$76,231	\$115,394	GF
	2.00	2.00	FTE

Language:

Page 285, line 34, strike "\$97,629,073" and insert "\$97,705,304".

Page 285, line 34, strike "\$85,780,227" and insert "\$85,895,621".

Explanation:

(This amendment provides funding for two additional positions for evaluating inmates who meet the statutory criteria for involuntary commitment as sexual violent predators. House Bill 1271 and Senate Bill 314 as adopted by the 2012 General Assembly create a more extensive evaluation process and the Department of Corrections will need additional staff in order to complete the evaluations within the required time frame.)

Item 389 #2c

Public Safety	FY 12-13	FY 13-14	
Department Of Corrections	(\$6,212,420)	\$0	GF

Language:

Page 285, line 34, strike "\$97,629,073" and insert "\$91,416,653".

Page 287, line 18, strike "\$12,128,309" and insert "\$5,915,889".

Page 287, strike lines 23 through 32 and insert:

"a. House Bill 968/Senate Bill 159, concerning penalties for drug trafficking -- \$5,512,531.

b. House Bill 508/Senate Bill 273, concerning synthetic cannabinoids -- \$50,000.

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- c. House Bill 973/Senate Bill 436, concerning certain sex offenses against children -- \$50,000.
- d. House Bill 752/Senate Bill 459, concerning strangulation -- \$50,000.
- e. House Bill 876/Senate Bill 503, concerning motor vehicle fuels tax -- \$50,000.
- f. House Bill 546, concerning gangs; predicate crimes -- \$3,358.
- g. House Bill 718, concerning transfer of juveniles to adult court -- \$50,000.
- h. House Bill 963, concerning solicitation of child pornography -- \$50,000.
- i. House Bill 964, concerning displaying grooming videos to minors -- \$50,000.
- j. House Bill 1140, concerning moving carisoprodol to Schedule IV -- \$50,000."

Explanation:

(This amendment reduces the total deposit into the Corrections Special Reserve Fund, as required under § 30-19.1:4, Code of Virginia, from \$12,128,309 in the budget as introduced to \$5,915,889, based on the adoption by the House of Delegates and the Senate of sentencing legislation which increases the required number of state-responsible correctional facility beds. Accordingly, this amendment captures a savings of \$6,212,420, compared to the budget as introduced. This amendment is contingent upon final passage of the House and Senate bills as noted in the accompanying language.)

Item 393 #1c

Public Safety

Department Of Criminal Justice
Services

Language

Language:

Page 290, after line 51, insert:

"3. Subject to compliance with the reports and distribution thereof as required in paragraph 2 above and notwithstanding the provisions of paragraph AA. of § 3-1.01 in Part 3 of this act, the Governor shall allocate all additional funding, not to exceed actual collections, for the prevention of Internet Crimes Against Children as contained in this Item; paragraph E. of Item 341 of this act; and, Item 417 of this act, pursuant to § 17.1-275.12, Code of Virginia."

Explanation:

(This amendment provides authorization for the Governor to provide additional funding for the prevention of Internet Crimes Against Children.)

Conference Report to House Bill 1301

Item 398 #1c

Public Safety

Department Of Emergency
Management

Language

Language:

Page 293, after line 12, insert:

"E. Consistent with any Executive Order signed by the Governor, the Secretary of Finance or his designee may provide the department anticipation loans in such amounts as may be needed to appropriately reimburse the department for disaster related costs. Such loans shall be based on the federal reimbursements anticipated in accordance with the Robert T. Stafford Disaster Relief and Emergency Assistance Act and, notwithstanding the provisions of § 4-3.02 b of this act, may be extended for a period longer than twelve months, if necessary."

Explanation:

(This amendment provides authority for the issuance of anticipatory revenue loans from the state treasury to the Department of Emergency Management (VDEM). While VDEM is still compiling Virginia's costs from Hurricane Irene of August 27, 2011, the Federal Emergency Management Agency (FEMA) has yet to inform VDEM about the length of FEMA's review process or how long it may be before reimbursement is made. All costs associated with disaster relief are now required to be compiled by a state prior to submission to FEMA. Without the ability to secure the anticipatory revenue loan, the process of compiling costs and awaiting reimbursement could affect agency operations.)

Item 398 #2c

Public Safety

Department Of Emergency
Management

FY 12-13

\$2,000,000

FY 13-14

\$0 GF

Language:

Page 292, line 23, strike "\$13,759,909" and insert "\$15,759,909".

Page 293, after line 12, insert:

"E. Out of the amounts allocated for Financial Assistance for Emergency Response and Recovery, \$2,000,000 the first year from the general fund shall be paid to the Louisa County Public School system for disaster relief and repair and reconstruction of their local public school facilities damaged by the earthquake of August 23, 2011,

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and related aftershocks."

Explanation:

(This amendment provides \$2,000,000 the first year from the general fund for the Louisa County school system for repair and reconstruction of local public school facilities damaged by the August 23, 2011 earthquake and related aftershocks.)

Item 405 #1c

Public Safety

Department Of Forensic Science

FY 12-13

5.00

FY 13-14

5.00 FTE

Language:

Explanation:

(This amendment restores five positions to the agency's forensic photography support services and instead permits the agency to achieve savings proposed in the introduced budget through other operational efficiencies.)

Item 405 #2c

Public Safety

Department Of Forensic Science

Language

Language:

Page 295, line 31, after "B.", insert "1."

Page 295, after line 43, insert:

"2. Upon a request pursuant to the Virginia Freedom of Information Act for a certificate of analysis that has been issued in connection with the Post Conviction DNA Testing Program and that reflects that a convicted person's DNA profile was not indicated on items of evidence tested, the Department of Forensic Science shall make available for inspection and copying such requested record after all personal and identifying information about the victims, their family members, and consensual partners has been redacted, except where disclosure of the information contained therein is expressly prohibited by law or the Commonwealth's Attorney to whom the certificate was issued states that the certificate is critical to an ongoing active investigation and that disclosure jeopardizes the investigation."

Explanation:

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(This amendment provides for public access to the certificate of analysis issued by the Post Conviction DNA Testing Program in cases where a convicted person's DNA profile was not indicated on the evidence tested. Exceptions to this requirement are provided where prohibited by law or where the Commonwealth's Attorney objects because disclosure jeopardizes an ongoing active criminal investigation.)

Item 410 #1c

Public Safety

Department Of Juvenile Justice

Language

Language:

Page 298, after line 30, insert:

"The Department of Juvenile Justice shall assess the feasibility of creating a juvenile justice apprenticeship program for the purpose of recruiting, training and employing students who may be interested in pursuing careers in the juvenile justice system, and who would be employed as apprentice juvenile correctional officers or related positions, as a potential strategy to assist the department in filling its current vacancies or supplementing existing staff. As part of its assessment, the department shall review the experience of similar programs at the state or local level in other jurisdictions. The department shall provide a report on its findings and any recommendations by October 1, 2012, to the Secretary of Public Safety and the Chairmen of the Senate Finance and House Appropriations Committees."

Explanation:

(This amendment directs the Department of Juvenile Justice to assess the feasibility of recruiting and training students as apprentice correctional officers to address the current level of vacancies in state juvenile correctional facilities.)

Item 412 #1c

Public Safety

Department Of Military Affairs

FY 12-13

\$1,335,213

FY 13-14

\$1,335,213 GF

Language:

Page 298, line 44, strike "\$2,818,082" and insert "\$4,153,295".

Page 298, line 44, strike "\$2,818,082" and insert "\$4,153,295".

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Explanation:

(This amendment reflects the transfer of \$1,335,213 from the general fund each year from the Department of Juvenile Justice to the Department of Military Affairs for the Commonwealth Challenge program. The introduced budget reduced funding in the Department of Juvenile Justice for this purpose, but did not add it back under the Department of Military Affairs. The decision to transfer these funds was approved by the General Assembly in the 2011 reconvened session.)

Item 416 #1c

Public Safety	FY 12-13	FY 13-14	
Department Of State Police	\$1,341,806	\$1,341,806	GF
	(\$939,682)	(\$939,682)	NGF
	5.00	5.00	FTE

Language:

Page 300, line 3, strike "\$52,132,298" and insert "\$52,534,422".

Page 300, line 3, strike "\$52,132,298" and insert "\$52,534,422".

Page 300, line 39, strike "18.2-308, 18.2-308.2:2,".

Page 300, line 41, strike "the Firearms Transaction Program Fund, the Concealed Weapons Program,".

Explanation:

(This amendment provides \$1,341,806 from the general fund each year to support the firearms transaction background check program. Currently, the program is supported with an estimated \$939,682 in nongeneral funds from the \$2 per transaction fee and other related fees. The provision of general funds is intended to provide a stable source of revenue for this program. This amendment also results in a net increase of 5.0 FTE positions, including an increase of 19.0 general fund positions and a corresponding decrease of 14.0 nongeneral fund positions. A companion amendment to the revenue page records the transfer of the special funds from the fees to the general fund. A companion amendment to § 3-1.01 in Part 3 of this act authorizes the State Comptroller to transfer these special funds to the general fund.)

Item 416 #2c

Public Safety	FY 12-13	FY 13-14
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Conference Report to House Bill 1301

Department Of State Police	1.00	1.00	FTE
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Language:

Explanation:

(This amendment provides one additional position required for implementation of Chapter 503 of the 2011 Session of the General Assembly, concerning an expanded criminal intelligence sharing program.)

Item 420 #1c

Public Safety	FY 12-13	FY 13-14	
Virginia Parole Board	\$70,000	\$70,000	GF

Language:

Page 303, line 32, strike "\$1,284,177" and insert "\$1,354,177".

Page 303, line 32, strike "\$1,284,191" and insert "\$1,354,191".

Explanation:

(This amendment provides \$70,000 from the general fund each year to convert one additional member of the Parole Board from part-time to full-time status. Currently, only two members of the five-member board are full-time. With this amendment, three of the five members of the board will be full-time.)

Item 423 #1c

Technology	FY 12-13	FY 13-14	
Innovation And Entrepreneurship Investment Authority	(\$1,000,000)	(\$1,280,000)	GF

Language:

Page 305, line 12, strike "\$5,926,877" and insert "\$4,926,877".

Page 305, line 12, strike "\$6,206,877" and insert "\$4,926,877".

Page 306, strike lines 13 through 18, and insert:

"J. Out of the amounts provided for research commercialization in paragraph M of Item 105, up to \$1,000,000 the first year and \$1,000,000 the second year may be provided to support research and outreach activities, as well as foster growth and diversification within the cyber security and modeling and simulation industries."

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Explanation:

(This amendment eliminates the proposed general funding for marketing of cyber security and modeling and simulation industries. The language provides that these initiatives may be funded from the research commercialization program funding authorized in paragraph M in Item 105.)

Item 423 #2c

Technology

Innovation And Entrepreneurship
Investment Authority

Language

Language:

Page 306, after line 18, insert:

"L. Notwithstanding the definition of qualifying institutions in § 2.2-2233.1, Code of Virginia, a university research consortium that includes Virginia colleges and university member institutions is a qualifying institution for purposes of seeking funding from the Commonwealth Research Commercialization Fund."

Explanation:

(This amendment provides that a consortium of Virginia colleges and universities may apply for funding from the Commonwealth Research Commercialization Fund.)

Item 426 #1c

Technology

Virginia Information Technologies
Agency

Language

Language:

Page 308, line 13, strike "for General Management and Direction".

Explanation:

(This amendment corrects an erroneous reference. Funding provided to finance procurement and implementation activities for a contracts management system is being moved in the budget bill from one program to another to reflect current practices, requiring associated language to move as well. While the language was added in its new location, reference to the original program was never removed.)

Conference Report to House Bill 1301

Item 427 #1c

Technology

Virginia Information Technologies
Agency

Language

Language:

Page 309, strike lines 1 through 10, and insert:

"B.1. As established in § 3-2.03 of this act, working capital advances totaling up to \$90,000,000 will provide for the development of enterprise applications for the Commonwealth, including the development of the performance budgeting and financial management systems. These working capital advances will be repaid from anticipated revenues from enhanced collections, cost recoveries, inter-agency collaborative projects and other sources of initiatives to be collected pursuant to this item and will be deposited into the Virginia Technology Infrastructure Fund. No funds derived from these working capital advances shall be expended without the prior budget approval of the Secretaries of Technology and Finance. The State Comptroller shall notify the Governor and the Chairmen of the House Appropriations and Senate Finance Committees prior to any approved expenditure."

Explanation:

(This amendment links the working capital advance provided in this item for the development of applications to the line of credit table in Part 3 of the Appropriation Act.)

Item 427 #2c

Technology

Virginia Information Technologies
Agency

Language

Language:

Page 309, strike line 18 through line 21.

Page 309, line 22, strike "D.1" and insert "C.1".

Explanation:

(This amendment removes an erroneous reference for workplace solution services that was mistakenly included in two items.)

Technology

Virginia Information Technologies
Agency

Language

Language:

Page 309, after line 21, insert:

"D.1. In order to minimize the cost of information systems development, the Secretary of Technology shall work with all Cabinet Secretaries and their agencies to develop Commonwealth data standards for citizen-centric data, personnel, recipient information, and other common sources of information gathered by the Commonwealth and in use by systems set out within this item. Not later than November 1, 2012, the Secretary of Technology shall communicate an initial plan that will provide at least an estimated timetable, cost and description of the anticipated scope of the effort to the Governor and the Chairmen of the House Committee on Appropriations and the Senate Committee on Finance. A final plan, with a specified timetable and costs required to gather, approve and publish these standards, shall be communicated to the Governor and the Chairmen of the House Committee on Appropriations and the Senate Committee on Finance by July 1, 2013. In developing the plan, the Secretary of Technology shall use best practices, federal requirements, and existing data standards.

2. Where active projects in this item, have implemented standardized data, the Secretary of Technology shall work with all Cabinet Secretaries and their agencies to determine if these standards should be adopted as Commonwealth data standards for use in active or future major IT projects or investments. Where active projects in this item do not conform to the Commonwealth's data standard, the Secretary of Technology shall include in the interim a plan for how the Secretary of Technology will identify data standards that should be adopted as Commonwealth data standards and the estimated cost of ensuring that each active IT project in the item complies with the Commonwealth data standard."

Line 22, strike "D.1." and insert "E.1."

Explanation:

(This amendment requires the Secretary of Technology to work with all cabinet secretaries to develop common data standards for citizen centric data and report by November 2012 on a timeline and cost estimate for implementation of these standards.)

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Item 430 #1c

Transportation

Secretary Of Transportation

Language

Language:

Page 331, after line 23, insert:

"L. The Secretary of Transportation and, upon request for assistance, staff from the Virginia Department of Transportation, shall collaborate with the Joint Commission on Transportation Accountability to examine ways to improve the efficiency and effectiveness of the implementation of the small, women, and minority owned business program at the Department of Transportation. If, following such a review, the Commission has recommendations regarding improvements to such program, the findings shall be presented to the House Appropriations and Senate Finance Committees at their regularly scheduled meetings in October 2012."

Explanation:

(This amendment directs the Secretary of Transportation to work with the Transportation Accountability Commission to review the effectiveness of VDOT's SWaM program.)

Item 430 #2c

Transportation

Secretary Of Transportation

FY 12-13

(\$4,000,000)

FY 13-14

\$0 GF

Language:

Page 329, line 3, strike "\$4,814,573" and insert "\$814,573".

Page 331, strike lines 17 through 19.

Page 331, line 20, strike "K." and insert "J.".

Page 331, after line 23, insert:

"K.1. Pursuant to the provisions of House Bill 813 and Senate Bill 284, 2012 Session of the General Assembly, \$7,500,000 in the first year and \$7,500,000 in the second year shall be transferred to the Commonwealth Space Flight Fund as set forth in § 33.1-23.03:2 to support the maintenance and operations of the Virginia Commercial Space Flight Authority.

2. Upon completion of an evaluation by the Inspector General and certification of the costs associated with the improvements at the Mid-Atlantic Regional Spaceport, the Secretary is authorized to request payment by the Comptroller of additional amounts

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associated with the Launch Pad 0-A and liquid fueling facility improvements at the Mid-Atlantic Regional Spaceport to Orbital Sciences from unencumbered amounts in the Highway Maintenance and Operating Fund. Such payment shall not occur until the memorandum of understanding between the Commonwealth and Orbital Sciences has been renegotiated. Any payment from Commonwealth Transportation Funds shall not be used to compensate Orbital Sciences for any personal property improvements or costs associated with auxiliary facilities, but shall be limited to launch pad and liquid fueling facility improvements contingent upon transfer of such property to the Virginia Commercial Space Flight Authority."

Explanation:

(This amendment directs the transfer of \$7.5 million each year for the Commonwealth Space Flight Fund for maintenance and operations pursuant to the provisions of House Bill 813 and Senate Bill 284 as adopted by the 2012 Session of the General Assembly.)

Item 430 #3c

Transportation

Secretary Of Transportation

Language

Language:

Page 331, after line 23, insert:

"L.1. Except as required by federal law, when engaged in procuring products or services or letting contracts for construction, maintenance, or operation of any transportation facility paid for in whole or in part by state funds, or when overseeing or administering such procurement, construction, maintenance, or operation, neither the Commonwealth Transportation Board, any state transportation agency, nor any construction manager acting on behalf of the state agency shall, in its bid specifications, project agreements, or other controlling documents, provide an incentive in their scoring favoring entities entering into project labor agreements.

2. These provisions shall not apply to any public-private agreement for any construction or infrastructure project in which the private body, as a condition of its investment or partnership with the state agency, requires that the private body have the right to control its labor relations policy and perform all work associated with such investment or partnership in compliance with all collective bargaining agreements to which the private party is a signatory and is thus legally bound with its own employees and the employees of its contractors and subcontractors in any manner permitted by the National Labor Relations Act, 29 U.S.C. § 151 et seq. or the

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Railway Labor Act, 45 U.S.C. § 151 et seq.; prohibit an employer or any other person covered by the National Labor Relations Act or the Railway Labor Act, 45 U.S.C. § 151 et seq.; from entering into agreements or engaging in any other activity protected by law; or be interpreted to interfere with the labor relations of persons covered by the National Labor Relations Act or the Railway Labor Act."

Explanation:

(This amendment states that no project may be undertaken with any state funds if a scoring incentive is provided to entities entering into project labor agreements.)

Item 435 #1c

Transportation

Department Of Motor Vehicles

Language

Language:

Page 334, after line 4, insert:

"H. Out of the amounts in this item, \$200,000 the first year is hereby authorized to be utilized for a pilot project with the University of Virginia to evaluate virtual reality driving simulators as a tool for assessment of driving competency."

Explanation:

(This amendment would authorize a pilot project for the testing of driving simulators through a joint project of the University of Virginia and the Department of Motor Vehicles.)

Item 441 #1c

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 335, line 47, after "corridor." insert:

"Such costs shall include only direct transit capital and operating costs as well as transportation demand management activities. Costs associated with additional park and ride lots required to be funded by the Commonwealth under the provisions of the Comprehensive Agreement for the Interstate 95 High Occupancy Toll Lanes project shall be borne by the Department of Transportation as set out in Item 446 of this act."

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Explanation:

(This amendment modifies language included in the budget as introduced which states that transit improvements associated with the I-95 HOT lanes project shall be borne, respectively, by VDOT if the improvements are associated with park and ride lots traditionally funded by VDOT and by the Department of Rail and Transportation if the costs are associated with programs managed by the that department. A companion amendment to Item 446 specifies the costs which would be funded by VDOT.)

Item 441 #2c

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 336, after line 34, insert:

"F. Contingent upon the pledge of federal Maritime Administration demonstration grant funding, from the amounts appropriated for experimental transit in the Public Transportation Program, there is hereby provided \$200,000 in the first year and \$200,000 in the second year for the planning and development of a Hampton Roads Fast Ferry demonstration project in coordination with Hampton Roads Transit. In developing this plan, the Department shall assess the potential for designating a high speed ferry corridor within the Hampton Roads region with intermodal service to properties under the control of the Commonwealth as well as current transit properties operated by Hampton Roads Transit including, but not limited to, the Norfolk passenger light rail service."

Explanation:

(This amendment dedicates funding for the development of a Hampton Roads Fast Ferry demonstration project to provide passenger ferry service throughout Hampton Roads, contingent upon the pledge of federal Maritime Administration funding, benefiting both daily commuters as well as regional tourism.)

Item 441 #3c

Transportation

Department Of Rail And Public

Language

Conference Report to House Bill 1301

Transportation

Language:

Page 336, line 34, after "Virginia." insert:

"F. It is the intent of the General Assembly that no transit formula assistance funding be used to support any new transit system or route at a level higher than such project would be eligible for under the allocation formula set out in § 58.1-638 A 4. e., Code of Virginia, beyond the first two years of its operation."

Explanation:

(This amendment limits to two years the Department's ability to fund certain new or expanded routes at higher than the formula-driven rate to ensure that funds are equitably distributed among the transit systems and each route is supported by the same level of local support.)

Item 441 #4c

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 336, after line 34, insert:

"F. From such funds appropriated for public transportation purposes in this item, there is hereby allocated \$68,000 in the first year for the continued operation of GRTC Express services between Chesterfield Town Centre in Chesterfield County and downtown Richmond, and \$200,000 in the first year for the continued operation of GRTC Express services between Hull Street Road in Chesterfield County and downtown Richmond. Receipt of this funding is contingent upon the commitment of local matching funding of not less than a like amount. It is the intent of the General Assembly that any future commitment of state funding shall be provided only through the transit operating formula."

Explanation:

(This amendment provides funding for the continued operation of the GRTC Express Service Route 81 and 82 from Chesterfield County to downtown Richmond. This appropriation is contingent upon the pledge of local matching funding of a one-to-one ratio.)

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Item 442 #1c

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 337, after line 8, insert:

"E. Included in the amounts for Passenger and Freight Rail Financial Assistance, \$150,000 in the first year is provided for the continued operation of transit connector service from the Roanoke Valley to the Kemper Street Station in Lynchburg as part of the daily intercity passenger rail service. Receipt of this funding is contingent upon the Greater Roanoke Transit Service establishing AMTRAK reservation capabilities for the daily service. It is the intent of the General Assembly that no additional funding in excess of normal transit formula distribution as awarded by the Department shall be appropriated in support of this service in any future years."

Explanation:

(This amendment provides an allocation from the rail program funding for the continued operation of daily connector bus service between Lynchburg and Roanoke. This service provides coordinated bus access from Roanoke to daily intercity passenger rail service in Lynchburg.)

Item 442 #2c

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 337, line 8, strike "." and insert:

", unless additional funding shall be required in either year for capital improvements between Petersburg and Richmond in conjunction with the acquisition of slots two and three for regional passenger rail service initiating in Norfolk. Such request shall be made only if the Director notifies the Commonwealth Transportation Board of any verifiable action by any federal entity or agency, or any other state, to secure from CSX the slots Virginia would require for this service."

Explanation:

(This amendment authorizes the Commonwealth Transportation Board to transfer

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additional Rail Enhancement Funding to the Intercity Passenger Rail Operating and Capital Fund if funds are required for improvements related to the acquisition of slots two and three of the regional intercity passenger rail service originating in Norfolk.)

Item 445 #1c

Transportation

Department Of Transportation

Language

Language:

Page 338, after line 24, insert:

"D. Notwithstanding the provisions of House Bill 1248 and Senate Bill 639, 2012 Session of the General Assembly, the Commonwealth Transportation Board shall not reallocate any funds from projects on roadways controlled by any county that has withdrawn or elects to withdraw from the secondary system of state highways, nor from any roadway controlled by a city or town as part of the state's urban roadway system, based on a determination of nonconformity with the Commonwealth Transportation Board's Statewide Transportation Plan or the Six-Year Improvement Program. In jurisdictions that maintain roadways within their boundaries, the provisions of § 33.1-12, 9(f) shall apply only to highways controlled by the Department of Transportation."

Explanation:

(This amendment clarifies that the provisions of House Bill 1284 and Senate Bill 639 regarding local plan conformity do not apply to roadways within the state urban system or maintained by Arlington and Henrico Counties.)

Item 446 #1c

Transportation

Department Of Transportation

Language

Language:

Page 339, after line 6, insert:

"F. Prior to annual adoption of the Six Year Improvement Program, the Commonwealth Transportation Board may allocate funding from the highway portion of the Transportation Trust Fund to undertake any park and ride lot improvements for the I-95 Corridor required pursuant to the Comprehensive Agreement for the I-95 High Occupancy Toll Lanes project."

Conference Report to House Bill 1301

Explanation:

(This amendment modifies language in the introduced budget to separate responsibility for subsidiary components of the I-95 HOT Lanes project between VDOT and DRPT according to the programs which each agency manages. A companion amendment to Item 441 sets out the activities which would be funded by DRPT.)

Item 447 #1c

Transportation	FY 12-13	FY 13-14	
Department Of Transportation	\$4,796,940	\$4,551,096	NGF

Language:

Page 339, line 7, strike "\$1,452,542,951" and insert "\$1,457,339,891".

Page 339, line 7, strike "\$1,496,703,677" and insert "\$1,501,254,773".

Explanation:

(This amendment appropriates the additional revenues to be generated for the highway maintenance and operating fund from the provision of a uniform fee structure for permits on overweight vehicles pursuant to House Bill 806, 2012 Session of the General Assembly.)

Item 447 #2c

Transportation	FY 12-13	FY 13-14	
Department Of Transportation	(\$56,740,000)	(\$58,590,000)	NGF

Language:

Page 339, line 7, strike "\$1,452,542,951" and insert "\$1,395,802,951".

Page 339, line 7, strike "\$1,496,703,677" and insert "\$1,438,113,677".

Page 339, strike lines 29 through 32.

Explanation:

(This amendment eliminates the Governor's proposed increase in sales tax proceeds deposited to the Highway Maintenance and Operating Fund and the transfer of the waste tire fee revenues from DEQ to VDOT.)

Conference Report to House Bill 1301

Item 449 #1c

Transportation

Department Of Transportation

Language

Language:

Page 340, after line 30, insert:

"E. Out of the amount otherwise to be allocated to Arlington County for road maintenance pursuant to the provisions of §§ 33.1-23.1(A) and 33.1-23.5:1, \$100,000 shall be transferred to Item 446 of this Act."

Explanation:

(This amendment transfers \$100,000 of the amounts that would be allocated to Arlington County for roadway maintenance to the highway construction funding item. These funds are being transferred to reimburse the Commonwealth for legal fees it expended defending a former Secretary of Transportation who was sued in his personal capacity by Arlington County during his term of office and who was not dismissed from the case by Arlington even after his term of office expired. It is the belief of the Commonwealth that it is inappropriate for Arlington County to sue the former Secretary in his personal capacity and that this error was compounded when it failed to dismiss him from the suit when he left office.)

Item 462 #1c

Veterans Affairs And Homeland Security

FY 12-13

FY 13-14

Department Of Veterans Services

\$150,000

\$150,000 GF

Language:

Page 349, line 26, strike "\$6,554,010" and insert "\$6,704,010".

Page 349, line 26, strike "\$6,554,010" and insert "\$6,704,010".

Page 349, line 39, strike "five positions" and insert "seven positions".

Page 349, line 40, strike "five positions" and insert "seven positions".

Page 349, line 40, strike "150,000" and insert "550,000".

Page 349, line 41, strike "150,000" and insert "550,000".

Page 349, after line 43, insert:

"D. Out of the amounts appropriated for this item, \$150,000 the first year and \$150,000 the second year from the general fund is provided for the licensing fees associated with an automated claims processing system for the submission of veterans' benefit claims."

Conference Report to House Bill 1301

Explanation:

(This amendment provides \$150,000 from the general fund each year for the licensing fees associated with the automated claims processing system for submission of veterans' benefit claims to the U.S. Department of Veterans Affairs. This amendment also corrects certain references to the number of positions and nongeneral funds provided for the Wounded Warrior program.)

Item 464 #1c

Veterans Affairs And Homeland Security

FY 12-13

FY 13-14

Department Of Veterans Services

\$140,000

\$140,000 GF

\$20,000

\$20,000 NGF

Language:

Page 350, line 14, strike "\$1,539,348" and insert "\$1,699,348".

Page 350, line 14, strike "\$1,619,083" and insert "\$1,779,083".

Explanation:

(This amendment provides \$140,000 each year from the general fund and \$20,000 each year from nongeneral funds to address financial management, internal operating procedures, and internal organizational issues identified by the Auditor of Public Accounts in audits of the Department of Veterans Services, the Veterans Services Foundation, and the Virginia War Memorial. The nongeneral funds are provided from revenues received by the veterans care centers.)

Item 466 #1c

Central Appropriations

Central Appropriations

Language

Language:

Page 352, after line 2, insert:

"Pursuant to § 2.2-1825, Code of Virginia, and notwithstanding § 59.1-479 et seq., Code of Virginia, beginning January 1, 2013, the State Comptroller shall issue individual income tax refunds only through debit cards, direct deposits, or other electronic means unless the Tax Commissioner determines that a check is more appropriate for a transaction or class of transactions."

Conference Report to House Bill 1301

Explanation:

(This amendment authorizes the elimination of individual income tax refund checks, and provides for the issuance of such refunds through debit cards, direct deposits, or other electronic means.)

Item 468 #1c

Central Appropriations

Central Appropriations

FY 12-13

\$10,533,020

FY 13-14

\$10,533,020 GF

Language:

Page 352, line 47, strike "\$76,354,352" and insert "\$86,887,372".

Page 352, line 47, strike "\$90,166,016" and insert "\$100,699,036".

Page 357, strike lines 10 through 15.

Page 357, line 16, strike "N" and insert "M".

Explanation:

(This amendment eliminates savings associated with the freeze on new hires. A companion amendment realizes savings from an across the board reduction.)

Item 468 #2c

Central Appropriations

Central Appropriations

Language

Language:

Page 358, after line 7, insert:

"O. Any supplemental salary payment to a state employee or class of state employees by a local governing body shall be governed by a written agreement between the agency head of the employee or class of employees receiving the supplement and the chief executive officer of the local governing body. Such agreement shall also be reviewed and approved by the Director of the State Department of Human Resource Management. At a minimum, the agreement shall specify the percent of state salary or fixed amount of the supplement, the resultant total salary of the employee or class of employees, the frequency and method of payment to the agency of the supplement, and whether or not such supplement shall be included in the employee's state benefit calculations. A copy of the agreement shall be made available annually to all employees receiving the supplement. The receipt of a local salary supplement shall not subject employees to any personnel or payroll rules and practices other than those

Conference Report to House Bill 1301

promulgated by the State Department of Human Resource Management."

Explanation:

(This amendment includes language establishing policies and procedures for state employees receiving a salary supplement from a locality.)

Item 468 #3c

Central Appropriations

Central Appropriations

Language

Language:

Page 354, after line 24 insert:

"6. The Department of Human Resource Management is prohibited from establishing a retail maintenance network for maintenance drugs that includes penalties for non-use of the retail maintenance network. As an alternative, the Department shall include in the upcoming request for proposal a requirement that the successful bidder provide, upon request of the Department, all claims-related financial and utilization information relating to the provision of benefits and all other financial and utilization information relating to benefits to covered individuals. This information shall include information on the nature, type, and amount of all other revenue received from a pharmaceutical manufacturer or labeler for programs relating to benefits to covered individuals of the State Employee Health Plan."

Explanation:

(This amendment prohibits establishment of a retail maintenance network for maintenance drugs that includes penalties for non-use and instead requires future bidders to provide to the Department . Furthermore, the language requires that future contracts include provisions which ensure the Department has complete access to all financial information regarding the contractors administration of the health insurance program.)

Item 468 #4c

Central Appropriations

Central Appropriations

FY 12-13

FY 13-14

\$0

\$54,667,823 GF

Language:

Page 352, line 47, strike "\$90,166,016" and insert "\$144,833,839".

Page 358, line 7, insert:

Conference Report to House Bill 1301

"O. The Governor is hereby authorized to allocate a sum of up to \$54,667,823 from this appropriation to the extent necessary to offset any downward revisions of the general fund revenue estimate prepared for fiscal years 2013 and 2014 after the enactment by the General Assembly of the 2012 Appropriation Act. If the general fund revenue estimates prepared subsequent to the 2012 General Assembly Session do not result in downward revisions and, if within 5 days of the preliminary close of the fiscal year ending on June 30, 2013, the Comptroller's analysis does not determine that a revenue re-forecast is required pursuant to § 2.2-1503.3, Code of Virginia, then such appropriation shall be used only for employee compensation purposes as stated in paragraphs P, Q and R below.

P.1. Contingent on the provisions of paragraph O. above, the base salary of the following employees shall be increased by two percent on July 10, 2013 for state employees:

- a. Full-time and other classified employees of the Executive Department subject to the Virginia Personnel Act;
- b. Full-time employees of the Executive Department not subject to the Virginia Personnel Act, except officials elected by popular vote;
- c. Any official whose salary is listed in § 4-6.01 of this act, subject to the ranges specified in the agency head salary levels in § 4-6.01 c; and
- d. Full-time professional staff of the Governor's Office, the Lieutenant Governor's Office, the Attorney General's Office, Cabinet Secretaries Offices, including the Deputy Secretaries, the Virginia Liaison Office, and the Secretary of the Commonwealth's Office.
- e. Heads of agencies in the Legislative Department;
- f. Full-time employees in the Legislative Department, other than officials elected by popular vote; and
- g. Secretaries and administrative assistants as provided for in Item 1 of this act.
- h. Judges and Justices in the Judicial Department;
- i. Heads of agencies in the Judicial Department; and,
- j. Full-time employees in the Judicial Department.
- k. Commissioners of the State Corporation Commission and the Virginia Workers' Compensation Commission, the Executive Directors of the Virginia College Savings Plan and the Virginia Office for Protection and Advocacy, and the Directors of the State Lottery Department, and the Virginia Retirement System;
- l. Full-time employees of the State Corporation Commission, the Virginia College Savings Plan, the State Lottery Department, Virginia Workers' Compensation Commission, the Virginia Retirement System, and Virginia Office for Protection and Advocacy.

Conference Report to House Bill 1301

2.a. Employees in the Executive Department subject to the Virginia Personnel Act shall receive the salary increases authorized in this paragraph only if they attained at least a rating of "Contributor" on their latest performance evaluation.

b. Salary increases authorized in this paragraph for employees in the Judicial and Legislative Departments, employees of Independent agencies, and employees of the Executive Department not subject to the Virginia Personnel Act shall be consistent with the provisions of this paragraph, as determined by the appointing or governing authority. The appointing or governing authority shall certify to the Department of Human Resource Management that employees receiving the awards are performing at levels at least comparable to the eligible employees as set out in subparagraph 2.a. of this paragraph.

3. The Department of Human Resource Management shall increase the minimum and maximum salary for each band within the Commonwealth's Classified Compensation Plan by two percent on July 10, 2013. No salary increase shall be granted to any employee as a result of this action. The department shall develop policies and procedures to be used in instances where employees fall below the entry level for a job classification due to poor performance. Movement through the revised pay band shall be based on employee performance.

4. Out of the amounts for Supplements to Employee Compensation is included \$39,116,546 the second year from the general fund to support the general fund portion of costs associated with the salary increase provided in this paragraph.

5. The following agency heads, at their discretion, may utilize agency funds or the funds provided pursuant to this paragraph to implement the provisions of existing pay plans:

- a. The heads of agencies in the Legislative and Judicial Departments;
- b. The Commissioners of the State Corporation Commission and the Virginia Workers' Compensation Commission;
- c. The Attorney General;
- d. The Director of the Virginia Retirement System;
- e. The Director of the State Lottery Department;
- f. The Director of the University of Virginia Medical Center;
- g. The Executive Director of the Virginia College Savings Plan;
- h. The Executive Director of the Virginia Port Authority; and
- i. The Executive Director of the Virginia Office for Protection and Advocacy.

Q. The base rates of pay, and related employee benefits, for wage employees may be increased by up to two percent no earlier than July 10, 2013. The cost of such increases for wage employees shall be borne by existing funds appropriated to each agency.

Conference Report to House Bill 1301

R.1. Contingent on the provisions of paragraph O. above, the base salary of the following employees shall be increased by two percent on August 1, 2013:

- a. Locally elected constitutional officers;
- b. General Registrars and members of local electoral boards;
- c. Full-time employees of locally elected constitutional officers; and,
- d. Full-time employees of Community Services Boards, Centers for Independent Living, secure detention centers supported by Juvenile Block Grants, juvenile delinquency prevention and local court service units, local social services boards, local pretrial services act and comprehensive community corrections act employees, and local health departments where a memorandum of understanding exists with the Virginia Department of Health.

2. Out of the appropriation for Supplements to Employee Compensation is included \$15,551,277 the second year from the general fund to support the costs associated with the salary increase provided in this paragraph."

Explanation:

(This amendment provides \$54.7 million from the general fund, contingent on specific revenue requirements, for a two percent salary increase for state classified employees on July 10, 2013, and state-supported local employees on August 1, 2013. A two percent salary increase for faculty is provided directly in the appropriations for each institution of higher education. It is the intent of the General Assembly that the changes to the salaries set out in § 4-6.01 and elsewhere in House Bill 1301 shall be made during enrolling.)

Item 468 #5c

Central Appropriations

Central Appropriations

Language

Language:

Page 357, strike lines 16 through 52.

Page 357, after line 15, insert:

"N.1. All classified employees of the Executive Branch and other full-time employees of the Commonwealth, except elected officials, who were employed on April 1, 2012 and remain employed until at least November 24, 2012, shall receive a one-time bonus payment equal to three percent of base pay on December 1, 2012, contingent upon additional general fund resources equaling or exceeding \$77,200,000 from the combination of actual general fund revenue collections for fiscal year 2012 exceeding

Conference Report to House Bill 1301

the official fiscal year 2012 revenue estimate contained in the first enactment of the 2010-12 appropriations act, as amended by the 2012 session of the General Assembly, and by any discretionary unspent general fund appropriations recommended by the Governor for reversion at the end of fiscal year 2012. In the event that the total of all funds provided for in this paragraph are insufficient to fully fund the general fund cost of the three percent one-time bonus payment, such bonus payment shall be prorated to a percent of base pay for the general fund payroll that equates to the amount of total general fund resources provided.

a. Employees in the Executive Department subject to the Virginia Personnel Act shall receive the bonus payment authorized in this paragraph only if they have attained an equivalent rating of at least "Meets Expectations" on their performance evaluation and have no active written notices under the Standards of conduct for the preceding review period.

2. For purposes of paying the general fund share of the December 1, 2012, one-time bonus, after meeting all Constitutionally-required deposits to the Revenue Stabilization Fund, the State Comptroller shall reserve \$77,200,000 in the Restricted Fund Balance on the balance sheet for the general fund attributable to fiscal year 2012 general fund revenue collections in excess of the official revenue estimate and discretionary general fund balances recommended for reversion by the Governor, prior to designating amounts for the Committed Fund Balance.

3. The Director of the Department of Planning and Budget shall administratively increase nongeneral fund appropriations as required to implement the one-time bonus payment."

Page 358, strike lines 1 through 7.

Explanation:

(This amendment provides for a one-time three percent bonus for all state employees on December 1, 2012.)

Item 468 #6c

Central Appropriations

Central Appropriations

Language

Language:

Page 354, line 28, strike "assume an investment return of eight".

Conference Report to House Bill 1301

Page 354, strike line 29, and insert:

"are consistent with the provisions of Senate Bill 498 and House Bill 1130."

Page 355, strike lines 26 through 29.

Page 355, line 30, strike "L" and insert "K".

Page 357, line 10, strike "M" and insert "L".

Page 357, line 16, strike "N" and insert "M".

Explanation:

(This amendment makes a technical correction to conform the budget bill to the provisions of Senate Bill 497, Senate Bill 498 and House Bill 1130 of the 2012 Session.)

Item 468 #7c

Central Appropriations

Central Appropriations

Language

Language:

Page 354, after line 47, insert:

"H.1. Except as authorized in Paragraph H.2. of this Item, rates paid to the VRS on behalf of employees of participating (i) counties, (ii) cities, (iii) towns, (iv) local public school divisions (only to the extent that the employer contribution rate is not otherwise specified in this act), and (v) other political subdivisions shall be based on the higher of: a) the contribution rate in effect for FY 2012, or b) seventy percent of the results of the June 30, 2011 actuarial valuation of assets and liabilities as approved by the Virginia Retirement System Board of Trustees for the 2012-14 biennium, eighty percent of the results of the June 30, 2013 actuarial valuation of assets and liabilities as approved by the Virginia Retirement System Board of Trustees for the 2014-16 biennium, ninety percent of the results of the June 30, 2015 actuarial valuation of assets and liabilities as approved by the Virginia Retirement System Board of Trustees for the 2016-18 biennium, one-hundred percent of the results of the June 30, 2017 actuarial valuation of assets and liabilities as approved by the Virginia Retirement System Board of Trustees for the 2018-20 biennium.

2. Rates paid to the VRS on behalf of employees of participating (i) counties, (ii) cities, (iii) towns, (iv) local public school divisions (only to the extent that the employer contribution rate is not otherwise specified in this act), and (v) other political subdivisions may, at each participating employers option, be based on the employer contribution rates certified by the Virginia Retirement System (VRS)

Conference Report to House Bill 1301

Board of Trustees pursuant to § 51.1-145(I), Code of Virginia.

3. Every participating employer must certify to the board of the Virginia Retirement System by resolution adopted by its local governing body that it: has reviewed and understands the information provided by the Virginia Retirement System outlining the potential future fiscal implications of electing or not electing to utilize the employer contribution rates certified by the Virginia Retirement System (VRS) Board of Trustees, as provided for in paragraph H.2.

4. Prior to electing to utilize the employer contribution rates certified by the Virginia Retirement System (VRS) Board of Trustees, as authorized in paragraph H.2, local public school divisions must receive the concurrence of the local governing body. Such concurrence must be documented by a resolution of the governing body.

5. The board of the Virginia Retirement System shall provide all employers participating in the Virginia Retirement System with a summary of the implications inherent in the use of the employer contribution rates certified by the Virginia Retirement System (VRS) Board of Trustees set out in paragraph H.2, and the alternate employer contribution rates set out in paragraph H.1.”

Explanation:

(This amendment allows for the phase-in of the VRS Board-approved employer contribution rates for local employers over three biennia.)

Item 469 #1c

Central Appropriations
Central Appropriations

FY 12-13	FY 13-14
\$0	(\$20,000,000) GF

Language:

Page 358, line 9, strike "\$30,042,240" and insert "\$10,042,240".

Page 360, strike lines 9 through 11 and insert:

"J.1. There is hereby appropriated in the second year an amount not to exceed \$20,000,000 from that portion of the general fund balance designated by the State Comptroller on June 30, 2013, for nonrecurring expenditures pursuant to § 2.2-1514 B., Code of Virginia, to further capitalize the Federal Action Contingency Trust (FACT) Fund. The purposes of this FACT Fund are to address: (i) impacted localities in funding needs associated with the implementation of and response to the

Conference Report to House Bill 1301

recommendations of the 2005 Base Realignment and Closure Commission (BRAC) or any subsequent BRAC recommendations; (ii) the continuation of statutorily-required federally mandated services at the present level if federal budget reductions are imposed; or (iii) unique economic development opportunities to expand the Commonwealth's ability to attract businesses in targeted sectors to help transition industries negatively affected by federal budget reductions or BRAC recommendations. This FACT Fund may also include support for wastewater treatment facility infrastructure with a Department of Environmental Quality approved Preliminary Engineering Report, as defined in 9 VAC 25-790-110, serving a BRAC affected community with a median household income below \$50,000.

2. There is hereby created an advisory committee to provide advice to the Governor concerning the use of the Federal Action Contingency Trust (FACT) Fund. The FACT Fund Approval Commission is established as an advisory commission in the legislative branch and shall consist of 10 members, including the Chairman of the House Appropriations Committee and four members of the House Appropriations Committee selected by the chairman, the Chairman of the Senate Finance Committee and four members of the Senate Finance Committee selected by the chairman. The secretaries of Commerce and Trade, Health and Human Resources and Finance shall also be available to provide technical assistance to the advisory committee.

3. Prior to the distribution of any funds from the Federal Action Contingency Trust (FACT) Fund, The FACT Fund Approval Commission shall review all prospective uses of the FACT Fund and recommend approval or denial of such uses to the Governor. The Governor shall also notify the chairmen of the Senate Finance Committee and the House Appropriations Committee in writing within ten days concerning his decision to distribute money from the FACT reserve having previously received approval from the advisory committee."

Explanation:

(This amendment modifies the language contained in House Bill 1301 as introduced providing for the Federal Action Contingency Trust (FACT) Fund in order to establish criteria for use of the funding and an advisory committee that would recommend whether specific uses of the FACT Fund should be approved. The language provides for the use of fiscal year 2013 year-end general fund balances to support the FACT Fund, which could enable the fund to proceed in supporting the established criteria more quickly than would have been the case as outlined in House Bill 1301.)

Conference Report to House Bill 1301

Item 469 #2c

Central Appropriations	FY 12-13	FY 13-14	
Central Appropriations	(\$2,000,000)	(\$2,000,000)	GF

Language:

Page 358, line 9, strike "\$12,962,240" and insert "\$10,962,240".

Page 358, line 9, strike "\$30,042,240" and insert "\$28,042,240".

Page 359, line 39, strike "\$8,128,237" and insert "\$6,128,237".

Page 359, line 39, strike "\$5,208,237" and insert "\$3,208,237".

Explanation:

(This amendment reduces unallocated general fund amounts contained within Central Appropriations for VITA information technology charges by \$2.0 million per year. In total, \$3.1 million in fiscal year 2013 and \$3.4 million in fiscal year 2014 in unallocated information technology charges were reserved for three agencies -- the Department of Emergency Management (VDEM), Department of Juvenile Justice (DJJ), and Department of Environmental Quality (DEQ). However, these three agencies received substantial general fund support for their information technology charges pursuant to Chapter 890, the 2011 Appropriation Act. For instance, VDEM received \$2.1 million for fiscal year 2011 and \$3.1 million for fiscal year 2012; DJJ received \$2.0 million in fiscal year 2011 and fiscal year 2012; and DEQ received \$800,000 in fiscal year 2011 and fiscal year 2012.)

Item 469 #3c

Central Appropriations	FY 12-13	FY 13-14	
Central Appropriations	(\$750,000)	(\$750,000)	GF

Language:

Page 358, line 9, strike "\$12,962,240" and insert "\$12,212,240".

Page 358, line 9, strike "\$30,042,240" and insert "\$29,292,240".

Page 358, line 10, strike "\$1,500,000" and "\$1,500,000" and insert:
"\$750,000" and "\$750,000".

Explanation:

(This amendment reduces the amount of funding provided within Central Appropriations for the miscellaneous contingency reserve account.)

Conference Report to House Bill 1301

Item 471 #1c

Central Appropriations	FY 12-13	FY 13-14	
Central Appropriations	(\$13,033,020)	(\$13,033,020)	GF

Language:

Page 361, line 1, strike "\$2,351,113" and insert "\$15,384,133".

Page 361, line 1, strike "\$2,918,552" and insert "\$15,951,572".

Page 362, after line 20, insert:

"G. The Director, Department of Planning and Budget, shall withhold and transfer to this item amounts estimated at \$13,033,020 the first year and \$13,033,020 the second year from the general fund appropriations of state agencies representing savings from administrative efficiencies. These savings shall be implemented as an across-the-board reduction based upon general fund salaries in Executive Department agencies. Agencies shall be encouraged to maximize savings that can be realized through the electronic distribution of information, through email or internet, in place of printed materials. The Secretary of Finance shall establish the procedures to be used in determining the amounts to be reverted from impacted agencies."

Explanation:

(This amendment requires agencies to implement administrative efficiencies in order to produce additional savings. The estimated savings are based upon the general fund salary base in executive branch agencies. The required savings can be achieved by agencies using any efficiency-driven methodology including efforts to maximize the use of electronic distribution of information in place of printed materials; however, it is anticipated that most agencies will achieve these savings from strategic management of agency turnover and vacancy. The amounts to be reverted represent slightly less than one percent of the total general fund salary base statewide.)

Item 471 #2c

Central Appropriations	FY 12-13	FY 13-14	
Central Appropriations	\$91,800	\$0	GF

Language:

Page 361, line 1, strike "\$2,351,113" and insert "\$2,259,313".

Page 361, line 32, after "Council of Chief State School Officers" insert:

"State Consortium on Educator Effectiveness".

Page 361, strike lines 33 through 35.

Conference Report to House Bill 1301

Explanation:

(This amendment restores \$91,800 from the general fund the first year for membership in the Education Commission of the States. The amendment also removes reference to the elimination of educational organizations memberships paid with nongeneral funds.)

Item 471 #3c

Central Appropriations

Central Appropriations

FY 12-13

\$148,750

FY 13-14

\$148,750 GF

Language:

Page 361, line 1, strike "\$2,351,113" and insert "\$2,202,363".

Page 361, line 1, strike "\$2,918,552" and insert "\$2,769,802".

Page 361, line 21, strike "\$382,550" and insert "\$233,800".

Page 361, line 22, strike "\$382,550" and insert "\$233,800".

Page 361, strike line 44 and line 45.

Explanation:

(This amendment restores funding for the Potomac River Fisheries Commission that was eliminated in the introduced budget.)

Item 481 #1c

Independent Agencies

Virginia College Savings Plan

FY 12-13

\$811,316

8.00

FY 13-14

\$811,316

8.00

NGF

FTE

Language:

Page 366, line 36, strike "\$8,032,019" and insert "\$8,843,335".

Page 366, line 36, strike "\$8,046,777" and insert "\$8,858,093".

Explanation:

(This amendment provides \$811,316 from nongeneral funds and 8.0 nongeneral fund positions each year to meet the demands from tremendous growth in the program. The agency states that the position increase will not impact the general fund.)

Conference Report to House Bill 1301

Item 481 #2c

Independent Agencies

Virginia College Savings Plan

FY 12-13

\$270,000

FY 13-14

\$650,000 NGF

Language:

Page 366, line 36, strike "\$8,032,019" and insert "\$8,302,019".

Page 366, line 36, strike "\$8,046,777" and insert "\$8,696,777".

Page 366, after line 39 insert:

"Out of the amounts appropriated for this item, \$270,000 the first year and \$650,000 the second year from nongeneral funds are designated for a comprehensive compensation plan to link pay to performance."

Explanation:

(This amendment allows for the Virginia College Savings Plan to implement a comprehensive compensation plan to link pay to performance.)

Item 482 #1c

Independent Agencies

Virginia Retirement System

Language

Language:

Page 367, after line 10, insert:

"C. The Virginia Retirement System shall make those changes to administrative policies, procedures, and systems as are necessary for implementation of the public employee retirement reforms provided for in Senate Bill 498 and House Bill 1130 of the 2012 session. Such nongeneral funds as are required to implement these changes are hereby appropriated."

Explanation:

(This amendment provides for implementation of the Senate's pension reform legislation, Senate Bill 498 and House Bill 1130 of the 2012 Session.)

Item C-0 #1c

General Conditions

General Conditions

Language

Conference Report to House Bill 1301

Language:

Page 371, line 42, after "(2002).", strike the remainder of the line.

Page 371, strike lines 43 through 46.

Explanation:

(This amendment eliminates proposed language to grant authority to the Department of Planning and Budget to authorize nongeneral fund bond supplements for previously approved projects in Chapter 1 and 2, 2008 Special Session I. A companion amendment to C-39.10 provides nongeneral fund bond authority for this purpose.)

Item C-0 #2c

General Conditions

General Conditions

Language

Language:

Page 373, after line 4, insert:

"R. Notwithstanding any other provision of law, the following shall govern the real estate purchase and exchange agreement for Western State Hospital between the Commonwealth of Virginia and the City of Staunton. The City of Staunton shall remit the \$15 million for the property sale as follows:

- 1) the first payment of \$5 million on October 1, 2012;
- 2) the second payment of \$5 million on January 1, 2013; and,
- 3) the final payment of \$5 million on April 1, 2013.

Further, this item eliminates the requirement that the City of Staunton maintain a \$15 million line of credit to ensure its payment."

Explanation:

(This amendment revises the purchase and exchange agreement for Western State Hospital between the Commonwealth of Virginia and the City of Staunton.)

Item C-0 #3c

General Conditions

General Conditions

Language

Language:

Page 373, after line 4, insert:

"R. Conditions Applicable to Alternative Financing

Conference Report to House Bill 1301

The following authorizations to construct, purchase, lease or exchange a capital asset by means of an alternative financing mechanism, such as the Public Private Education Infrastructure Act, or similar statutory authority, are continued until revoked:

1. James Madison University

a. Subject to the provisions of this act, the General Assembly authorizes James Madison University, with the approval of the Governor, to explore and evaluate an alternative financing scenario to provide additional parking, student housing, and/or operational related facilities. The project shall be consistent with the guidelines of the Department of General Services and comply with Treasury Board Guidelines issued pursuant to § 23-19(d)(4), Code of Virginia.

b. The General Assembly authorizes James Madison University to enter into a written agreement with a public or private entity to design, construct, and finance a facility or facilities to provide additional parking, student housing, and/or operational related facilities. The facility or facilities may be located on property owned by the Commonwealth. All project proposals and approvals shall be in accordance with the guidelines cited in paragraph 1 of this item. James Madison University is also authorized to enter into a written agreement with the public or private entity to lease all or a portion of the facilities.

c. The General Assembly further authorizes James Madison University to enter into a written agreement with the public or private entity for the support of such parking, student housing, and/or operational related facilities by including the facilities in the University's facility inventory and managing their operation and maintenance; by assigning parking authorizations, students, and/or operations to the facility or facilities in preference to other University facilities; by restricting construction of competing projects; and by otherwise supporting the facilities consistent with law, provided that the University shall not be required to take any action that would constitute a breach of the University's obligations under any documents or other instruments constituting or securing bonds or other indebtedness of the University or the Commonwealth of Virginia.

2. Longwood University

a. Subject to the provisions of this act, the General Assembly authorizes Longwood University to enter into a written agreement or agreements with the Longwood University Real Estate Foundation (LUREF) for the development, design, construction and financing of student housing projects, a convocation center, parking, and operational and recreational facilities through alternative financing agreements including public-private partnerships. The facility or facilities may be located on

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property owned by the Commonwealth.

b. Longwood is further authorized to enter into a written agreement with the LUREF for the support of such student housing, convocation center, parking, and operational and recreational facilities by including the facilities in the University's facility inventory and managing their operation and maintenance; by assigning parking authorizations, students and/or operations to the facility or facilities in preference to other University facilities; by restricting construction of competing projects; and by otherwise supporting the facilities consistent with law, provided that the University shall not be required to take any action that would constitute a breach of the University's obligations under any documents or other instruments constituting or securing bonds or other indebtedness of the University or the Commonwealth of Virginia.

3. Christopher Newport University

a. Subject to the provisions of this act, the General Assembly authorizes Christopher Newport University to enter into, continue, extend or amend written agreements with the Christopher Newport University Educational Foundation (CNUEF) or the Christopher Newport University Real Estate Foundation (CNUREF) in connection with the refinancing of certain housing and office space projects.

b. Christopher Newport University is further authorized to enter into, continue, extend or amend written agreements with CNUEF or CNUREF to support such facilities including agreements to (i) lease all or a portion of such facilities from CNUEF or CNUREF, (ii) include such facilities in the University's building inventory, (iii) manage the operation and maintenance of the facilities, including collection of any rental fees from University students in connection with the use of such facilities, and (iv) otherwise support the activities at such facilities consistent with law, provided that the University shall not be required to take any action that would constitute a breach of the University's obligation under any documents or instruments constitution or securing bonds or other indebtedness of the University or the Commonwealth of Virginia.

4. Radford University

a. Subject to the provisions of this act, the General Assembly authorizes Radford University, with the approval of the Governor, to explore and evaluate an alternative financing scenario to provide additional parking, student housing, and/or operational related facilities. The project shall be consistent with the guidelines of the Department of General Services and comply with Treasury Board Guidelines issued pursuant to § 23-19(d)(4), Code of Virginia.

b. The General Assembly authorizes Radford University to enter into a written

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agreement with a public or private entity to design, construct, and finance a facility or facilities to provide additional parking, student housing, and/or operational related facilities. The facility or facilities may be located on property owned by the Commonwealth. All project proposals and approvals shall be in accordance with the guidelines cited in paragraph 1 of this item. Radford University is also authorized to enter into a written agreement with the public or private entity to lease all or a portion of the facilities.

c. The General Assembly further authorizes Radford University to enter into a written agreement with the public or private entity for the support of such parking, student housing, and/or operational related facilities by including the facilities in the University's facility inventory and managing their operation and maintenance; by assigning parking authorizations, students, and/or operations to the facility or facilities in preference to other University facilities; by restricting construction of competing projects; and by otherwise supporting the facilities consistent with law, provided that the University shall not be required to take any action that would constitute a breach of the University's obligations under any documents or other instruments constituting or securing bonds or other indebtedness of the University or the Commonwealth of Virginia.

5. University of Mary Washington

a. Subject to the provisions of this act, the General Assembly authorizes the University of Mary Washington to enter into a written agreement or agreements with the University of Mary Washington Foundation (UMWF) to support student housing projects and/or operational-related facilities through alternative financing agreements including public-private partnerships.

b. The University of Mary Washington is further authorized to enter into written agreements with UMWF to support such student housing facilities; the support may include agreements to (i) include the student housing facilities in the University's students housing inventory; (ii) manage the operation and maintenance of the facilities, including collection of rental fees if those students occupied University-owned housing; (iii) assign students to the facilities in preference to other University-owned facilities; (iv) seek to obtain police power over the student housing as provided by law; and (v) otherwise support the students housing facilities consistent with law, provided that the University's obligation under any documents or other instruments constituting or securing bonds or other indebtedness of the University or the Commonwealth of Virginia.

c. The General Assembly further authorizes the University of Mary Washington to enter into a written agreement with a public or private entity to design, construct, and finance a facility or facilities to provide additional student housing and/or

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operational-related facilities. The facility or facilities may or may not be located on property owned by the Commonwealth. The University of Mary Washington is also authorized to enter into a written agreement with the public or private entity to lease all or a portion of the facilities. The State Treasurer is authorized to make Treasury loans to provide interim financing for planning, construction and other costs of any of the projects. Revenues bonds issued by or for UMWF will provide construction and/or permanent financing.

6. Norfolk State University

a. Subject to the provisions of this act, the General Assembly authorizes Norfolk State University to enter into a written agreement or agreements with a Foundation of the University for the development of one or more student housing projects on or adjacent to campus, subject to the conditions outlined in the Public-Private Education Facilities Infrastructure Act of 2002.

b. Norfolk State University is further authorized to enter into written agreements with a Foundation of the University to support such student housing facilities; the support may include agreements to (i) include the student housing facilities in the University's student housing inventory; (ii) manage the operation and maintenance of the facilities, including collection of rental fees as if those students occupied University-owned housing; (iii) assign students to the facilities in preference to other University-owned facilities; (iv) restrict construction of competing student housing projects; (v) seek to obtain police power over the student housing as provided by law; and (vi) otherwise support the student housing facilities consistent with law, provided that the University shall not be required to take any action that would constitute a breach of the University's obligations under any documents or other instruments constituting or securing bonds or other indebtedness of the University or the Commonwealth of Virginia.

7. Northern Virginia Community College - Alexandria Campus

The General Assembly authorizes Northern Virginia Community College, Alexandria Campus to enter into a written agreement either with its affiliated foundation or a private contractor to construct a facility to provide on-campus housing on College land to be leased to said foundation or private contractor for such purposes. Northern Virginia Community College, Alexandria Campus, is also authorized to enter into a written agreement with said foundation or private contractor for the support of such student housing facilities and management of the operation and maintenance of the same."

Explanation:

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(This amendment sets out language authorizing alternative financing mechanisms for certain institutions of higher education that had been omitted from the budget, as introduced.)

	Item	C-0.01 #1c
Legislative Department	FY 12-13	FY 13-14
Dr. Martin Luther King, Jr.	\$500,000	\$0 GF
Memorial Commission		

Language:

Page 373, after line 4, insert:

"C-0.01. Planning: Emancipation and \$500,000

Freedom Monument

Fund Sources: General \$500,000".

A. The amount appropriated by this item shall be used for planning and other costs including, but not limited to, fund raising associated with construction of a permanent monument celebrating the emancipation of slaves and freedom in commemoration of the 150th anniversary of the signing of the Emancipation Proclamation on January 1, 1863.

B. The Department of General Services shall provide support to the Commission in implementing this project, as provided for in paragraph A.

C. The Commission and the Department of General Services shall report quarterly to the General Assembly on the progress made on site selection, project design, projected costs, fund raising, and project finances."

Explanation:

(This amendment provides \$500,000 from the general fund the first year to the Martin Luther King Jr. Memorial Commission to plan for the construction of a memorial to emancipation and freedom.)

	Item	C-3.10 #1c
Education: Higher Education	FY 12-13	FY 13-14
The College Of William And Mary	\$0	\$0 GF
In Virginia	\$1,000,000	\$0 NGF

Language:

Page 373, after line 20, insert:

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"C-3.10. New Construction: Construct New Dormitory (17808)	\$1,000,000	\$0
Fund Sources: Bond Proceeds	\$1,000,000".	\$0".

Explanation:

(This amendment provides additional 9(c) nongeneral fund bond authority to supplement the construction of a new dormitory at the College of William and Mary.)

	Item	C-4.50 #1c
Education: Higher Education	FY 12-13	FY 13-14
Virginia Institute Of Marine Science	\$8,050,000	\$0 NGF

Language:

Page 373, after line 32, insert:

"§ 2-3.10 VIRGINIA INSTITUTE OF MARINE SCIENCE (268)".

"C-4.50. Acquisition: Research Vessel (17950)	\$8,050,000
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Fund Sources: Bond Proceeds	\$8,050,000".
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Explanation:

(This amendment provides \$8.0 million for acquisition and fitting out of a research vessel for the Virginia Institute of Marine Science. A companion to item C-38 removed the project from the equipment list and placed the acquisition as a stand-alone project in this item.)

	Item	C-7.10 #1c
Education: Higher Education	FY 12-13	FY 13-14
George Mason University	\$4,027,000	\$0 NGF

Language:

Page 374, after line 10, insert:

"C-7.10. Improvements: Renovation and Expansion of George Mason Baseball Stadium	\$4,027,000	\$0
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Fund Sources: Higher Education Operating	\$4,027,000".	\$0".
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Explanation:

(This amendment provides additional nongeneral fund authority to renovate and expand the baseball stadium. The nongeneral funds are derived from private gifts and auxiliary enterprise revenues.)

Item C-9 #1c

Education: Higher Education

James Madison University

Language

Language:

Page 374, line 15, strike "East".

Explanation:

(This amendment makes a technical change to the title of a capital project.)

Item C-10 #1c

Education: Higher Education

James Madison University

Language

Language:

Page 374, line 19, strike "17940" and insert "17821".

Explanation:

(This amendment makes a technical change to correct the project code.)

Item C-11 #1c

Education: Higher Education

James Madison University

Language

Language:

Page 374, after line 22, insert:

"The funding provided in this item is to purchase equipment required to operate the new Student Health Center."

Explanation:

(This amendment clarifies that the additional funding provided for this capital

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project is to be utilized for the purchase of equipment.)

	Item	C-12 #1c
Education: Higher Education	FY 12-13	FY 13-14
James Madison University	\$45,254,000	\$0 NGF

Language:

Page 374, line 24, strike "\$4,746,000" and insert "\$50,000,000".

Explanation:

(This amendment provides 9(c) bond authority for the construction of a new 206,266 square foot apartment style student housing facility. The project includes multi-story facilities and accommodates 543 student beds in an apartment-style configuration.)

	Item	C-13.50 #1c
Education: Higher Education	FY 12-13	FY 13-14
James Madison University	\$88,000,000	\$0 NGF

Language:

Page 374, after line 31, insert:

"C-13.50. New Construction: Convocation Center	\$88,000,000	\$0
Fund Sources: Bond Proceeds	\$88,000,000".	\$0".

Explanation:

(This amendment provides additional 9(d) nongeneral fund bond authority to construct a new convocation center. The debt service for the bonds will be supported by revenues derived from the project, private gifts and other auxiliary revenues.)

	Item	C-13.50 #2c
Education: Higher Education	FY 12-13	FY 13-14
University Of Mary Washington	\$90,000,000	\$0 NGF

Language:

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Page 374, after line 31, insert:

"C-13.50. Acquisition: Refinance Student Housing and Parking Deck Fund Sources: Bond Proceeds	\$90,000,000 \$90,000,000".
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Explanation:

(This amendment provides \$90.0 million from 9(d) bond proceeds to refinance the student housing and parking deck originally financed through the university's foundation.)

	Item	C-19.10 #1c
Education: Higher Education	FY 12-13	FY 13-14
Radford University	\$5,410,000	\$0 NGF

Language:

Page 375, after line 17, insert:

"C-19.10. Improvements: Renovate Washington Hall (17948) Fund Sources: Bond Proceeds	\$5,410,000 \$5,410,000".	\$0 \$0".
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Explanation:

(This amendment provides 9(c) debt authority for the Radford University's Renovate Washington Hall capital project. The remaining portion of this project (\$5.4 million) will be funded with auxiliary enterprise balances.)

	Item	C-32.50 #1c
Education: Higher Education	FY 12-13	FY 13-14
Virginia State University	\$35,547,000	\$0 NGF

Language:

Page 377, after line 10, insert:

"§ 2-11.10 VIRGINIA STATE UNIVERSITY (212)".

"C-32.50. New Construction: New Student Union Fund Sources: Bond Proceeds	\$35,547,000 \$35,547,000".
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Explanation:

(This amendment provides 9(d) nongeneral fund bond authority for the construction of a new Student Union at Virginia State University to be supported from auxiliary enterprise revenues.)

Item C-33.10 #1c

Public Safety

Department Of Corrections

Language

Language:

Page 377, after line 21, insert:

OFFICE OF PUBLIC SAFETY

2-13.1. DEPARTMENT OF CORRECTIONS (799)

"C-33.10. Planning: Medical Master Plan.

\$0

The Department of Corrections and Virginia Commonwealth University Health Systems shall jointly develop a master plan for the medical care of inmates to be served by the proposed new medical facility on the site of the Powhatan Correctional Center."

Explanation:

(This amendment requires the Department of Corrections and Virginia Commonwealth University Health Systems to develop a master plan for the proposed new medical facility at Powhatan Correctional Center.)

Item C-33.10 #2c

Public Safety

Department Of Corrections

Language

Language:

Page 377, after line 21, insert:

"C-33.10 The Department of Corrections shall return the property consisting of the Mecklenburg Correctional Center to Mecklenburg County, which originally donated the land to the Commonwealth for the development of the correctional center. The department shall utilize inmate labor, to the maximum extent feasible, in site clearing and preparation for demolition."

Explanation:

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(This amendment directs the Department of Corrections to return the Mecklenburg Correctional Center property to Mecklenburg County.)

Item C-33.50 #3c

Natural Resources

Department Of Historic Resources

Language

Language:

Page 377, after line 21, insert:

"§ 2-12.50 DEPARTMENT OF HISTORIC RESOURCES (423)"

"C-33.50.

Notwithstanding any other provision of law, the following provisions shall be implemented:

1. The Director, Department of Planning and Budget, shall transfer \$2,500,000 of the amount appropriated in Chapter 879, 2008 Acts of Assembly, for project 17597 (Preservation of Open Space and Historic Resources Through Conservation) for the Civil War Site Preservation Fund and expended in accordance with the purposes and requirements of § 10.1-2202.4 except that the funds shall be awarded only for the fee simple acquisition of battlefield lands for the benefit of the Commonwealth and its citizens.

2. In its expenditure of the funds, the Department of Historic Resources may give priority to the establishment of a public battlefield interpretive park to be located in a jurisdiction served by the Northern Virginia Regional Park Authority and operated by such Authority. The Department of Historic Resources may waive the match requirement of § 10.1-2202.4C in conjunction with the funding of such park."

Explanation:

(This amendment gives authority to utilize unspent bond proceeds provided for open space preservation for Civil War battlefield preservation.)

Item C-33.50 #4c

Natural Resources

Department Of Game And Inland
Fisheries

FY 12-13

\$5,500,000

FY 13-14

\$5,500,000 NGF

Language:

Page 377, after line 21, insert:

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"§ 2-12.50 DEPARTMENT OF GAME AND INLAND FISHERIES (403)"

"C-33.50. Improvements: Dam Safety Program	\$5,500,000	\$5,500,000
Fund Sources: Bond Proceeds	\$5,500,000".	\$5,500,000".

Explanation:

(This amendment provides \$5.5 million in fiscal year 2013 and \$5.5 million in fiscal year 2014 from 9(d) bond proceeds to the Department of Game and Inland Fisheries for the dam safety program. These bonds will be supported by the Department's nongeneral fund revenues.)

Item C-34.10 #1c

Veterans Affairs And Homeland Security

Department Of Veterans Services	Language
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Language:

Page 377, after line 26, insert:

"C-34.10. New Construction: Hampton Roads Veterans Care Center (17957)

The Governor is authorized to request federal funds to construct a new veterans care center with up to 240 beds in the Hampton Roads area of Virginia. After the United States Department of Veterans Affairs has determined that federal funds will be allocated for the new center, the Director, Department of Planning and Budget, shall approve a short-term, interest-free treasury loan in the amount of \$28,500,000 to the Department of Veterans Services for the state share of the construction cost."

Explanation:

(This amendment provides authority to seek federal funds for the new veterans care center in Hampton Roads and authorizes a short-term treasury loan for Virginia's 35 percent share of the construction cost once the federal funding is secured.)

Item C-36.10 #1c

Transportation

Virginia Port Authority	FY 12-13 \$1,500,000	FY 13-14 \$1,500,000 NGF
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Language:

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Page 378, after line 6:

"C-36.10. Maintenance Reserve (13804)	\$1,500,000	\$1,500,000
Fund Sources: Commonwealth	\$1,500,000".	\$1,500,000".
Transportation		

Explanation:

(This amendment provides funding for a maintenance reserve of \$1,500,000 in each year for the Virginia Port Authority. The funding is from the Port Authority's statutory share of Commonwealth Transportation Fund revenues.)

Item C-37 #1c

Central Appropriations

Central Capital Outlay

Language

Language:

Page 381, after line 22, insert:

"K.1. Any balances remaining from the maintenance reserve allocation identified in this item for the Jamestown-Yorktown Foundation shall not revert to the general fund on June 30, 2012, but shall be brought forward and made available to the Jamestown-Yorktown Foundation for the purposes of this item in fiscal year 2013 and fiscal year 2014.

2. The Jamestown-Yorktown Foundation may use an amount not to exceed 20 percent of its annual maintenance reserve allocation from this item for the conservation of art and artifacts."

Explanation:

(This amendment restores language contained in previous Appropriation Acts that allows the Jamestown-Yorktown Foundation to utilize up to 20 percent of its maintenance reserve allocation for artifact conservation.)

Item C-37 #2c

Central Appropriations

Central Capital Outlay

Language

Language:

Page 381, after line 22, insert:

"K.1. Any balances remaining from the maintenance reserve allocation identified in

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this item for the Virginia Museum of Fine Arts shall not revert to the general fund on June 30, 2012, but shall be brought forward and made available to the Virginia Museum of Fine Arts for the purposes of this item in fiscal year 2013 and fiscal year 2014.

2. The Virginia Museum of Fine Arts may use an amount not to exceed 20 percent of its annual maintenance reserve allocation from this item for the conservation of art works owned by the Museum."

Explanation:

(This amendment restores language contained in previous Appropriation Acts that allows the Virginia Museum of Fine Arts to utilize up to 20 percent of its maintenance reserve allocation for conservation art work.)

	Item	C-37 #3c
Central Appropriations	FY 12-13	FY 13-14
Central Capital Outlay	(\$57,514,924)	(\$38,145,685) NGF

Language:

Page 378, line 12, strike "\$110,951,016" and insert "\$53,436,092".

Page 378, line 12, strike "\$89,581,777" and insert "\$51,436,092".

Page 378, line 14, strike "\$110,951,016" and insert "\$53,436,092".

Page 378, line 14, strike "\$89,581,777" and insert "\$51,436,092".

Page 378, strike lines 20 through 49 and insert:

"Agency Name	Project Code	FY 2013	FY 2014
Department of Behavioral Health and Developmental Services	10880	3,459,718	3,459,718
Woodrow Wilson Rehabilitation Center	10885	359,636	359,636
Department of State Police	10886	64,039	64,039
Department of Corrections	10887	4,717,216	4,717,216
Department of Military Affairs	10893	392,950	392,950
Department of Agriculture and Consumer Services	12253	315,841	315,841
Virginia Institute of Marine Science	12331	193,060	193,060
Gunston Hall	12382	50,000	50,000
Virginia Community College System	12611	4,035,833	4,035,833
University of Virginia	12704	5,026,531	5,026,531
University of Virginia's College at Wise	12706	105,349	105,349

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Virginia Polytechnic Institute and State University	12707	5,649,158	5,649,158
Virginia Commonwealth University	12708	2,592,132	2,592,132
Old Dominion University	12710	1,166,856	1,166,856
George Mason University	12712	2,779,273	2,779,273
The College of William and Mary in Virginia	12713	1,412,817	1,412,817
Richard Bland College	12716	52,489	52,489
James Madison University	12718	2,132,460	2,132,460
Christopher Newport University	12719	254,107	254,107
Longwood University	12722	930,273	930,273
University of Mary Washington	12723	562,604	562,604
Norfolk State University	12724	2,751,748	2,751,748
Radford University	12731	957,422	957,422
Virginia Military Institute	12732	790,123	790,123
Virginia State University	12733	2,544,815	2,544,815
Department of Mines, Minerals and Energy	13096	50,000	50,000
Jamestown-Yorktown Foundation	13605	355,000	355,000
Virginia Museum of Fine Arts	13633	540,474	540,474
The Science Museum of Virginia	13634	404,353	404,353
Department for the Blind and Vision Impaired	13942	210,555	210,555
Department of Forestry	13986	52,886	52,886
Virginia School for the Deaf and the Blind at Staunton	14082	95,573	95,573
Department of General Services	14260	5,255,068	3,255,068
Virginia Museum of Natural History	14439	50,000	50,000
Frontier Culture Museum of Virginia	15045	50,000	50,000
Department of Juvenile Justice	15081	616,894	616,894
Central Capital Outlay for Contingency Funding	15776	1,750,000	1,750,000
Department of Emergency Management	15989	50,000	50,000
Department of Forensic Science	16320	52,630	52,630
Southwest Virginia Higher Education Center	16499	50,000	50,000
Department of Conservation and Recreation	16646	195,849	195,849
Department of Veterans Services	17073	170,360	170,360
The Library of Virginia	17423	100,000	100,000
Roanoke Higher Education Center	17916	90,000	90,000
Total		\$53,436,092	\$51,436,092".

Page 379, strike lines 1 through 52.

Page 380, strike lines 12 through 59.

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Page 381, strike lines 19 through 22, and insert:

"J. 1. Out of this appropriation, \$600,000 the first year from the Department of Juvenile Justice project code 15081, shall be transferred to the Department of Juvenile Justice project code 17727, Pamunkey Erosion.

2. In accordance with § 2.2-1520, the Director, Department of Planning and Budget, shall reimburse the Central Capital Planning Fund for the total amounts authorized for project code 17727 under § 1 of the third enactment of Chapter 1 and 2, 2008 Special Session I."

Explanation:

(This amendment provides \$53.4 million in fiscal year 2013 and \$51.4 million in fiscal year 2014 from VCBA and VPBA bond proceeds for Maintenance Reserve. It also removes debt proposed for capital projects included under the maintenance reserve program. and makes technical adjustments to the maintenance reserve table.)

Item C-38 #1c

Central Appropriations

Central Capital Outlay

Language

Language:

Page 382, after line 2, insert:

"Upgrade Free Electron Laser (Cryogenic Unit and Buncher Cavity)"

Explanation:

(This amendment allows Old Dominion University to upgrade equipment used by public colleges and universities at the Thomas Jefferson Laboratory Free Electron Laser facility within the allocation for new building equipment.)

Item C-38 #2c

Central Appropriations

Central Capital Outlay

FY 12-13
(\$8,050,000)

FY 13-14
\$0 NGF

Language:

Page 381, line 24, strike "\$39,550,000" and insert "\$31,500,000".

Page 382, strike lines 7 and 8.

Explanation:

(This amendment removes \$8.1 million from VCBA bond proceeds for

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replacement of the research vessel by the Virginia Institute of Marine Science from the list of equipment for buildings nearing completion. A companion amendment provides for a stand-alone project.)

	Item	C-38.10 #1c
Central Appropriations	FY 12-13	FY 13-14
Central Capital Outlay	\$19,500,000	\$0 GF
	\$83,654,056	\$0 NGF

Language:

Page 382, after line 10, insert:

"C-38.10. Capital Outlay Project Pool	\$103,154,056	\$0
Fund Sources: General	\$19,500,000	\$0
Dedicated Special Revenue	\$10,285,200	\$0".
Bond Proceeds	\$73,368,856".	

"A. 1. The capital projects in paragraph B. of this item are hereby authorized and may be financed in whole or in part through bonds of the Virginia College Building Authority pursuant to § 23-30.24 et seq., Code of Virginia, or the Virginia Public Building Authority pursuant to § 2.2-2263, Code of Virginia. Bonds of the Virginia College Building Authority issued to finance these projects may be sold and issued under the 21st Century College Program at the same time with other obligations of the Authority as separate issues or as a combined issue. The aggregate principle amounts will not exceed \$73,368,856 plus amounts to fund related issuance costs, and other financing expenses, in accordance with § 2.2-2263 of the Code of Virginia.

2. From the list of projects included in paragraph B of this item, the Director of the Department of Planning and Budget shall provide the Chairmen of the Virginia College Building Authority and the Virginia Public Building Authority with the specific projects, as well as the amounts for these projects, to be financed by each authority within the dollar limit established by this authorization.

3. Debt service on the projects contained in this item shall be provided from appropriations to the Treasury Board.

4. The appropriations for said capital projects are contained in this item and are subject to the conditions in § 2-0 F of this act.

B. The General Assembly hereby appropriates \$19,500,000 from the general fund and \$10,285,200 from nongeneral fund sources in the first year for the projects listed in this section.

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Agency	Project Title
Department of Conservation and Recreation	Repairs and Upgrades to State Park Owned Dams
Woodrow Wilson Rehabilitation Center	Roof Replacement Birdsall-Hoover Medical Administration Building 805
Woodrow Wilson Rehabilitation Center	Asbestos Abatement, Phase 4 of 4
Woodrow Wilson Rehabilitation Center	Implement ADA Compliance Measures - Campus Wide
Virginia Museum of Fine Arts	Replace Roof 1985 Addition
Department for the Blind and Vision Impaired	Replace Roof on Library Resource Center
Department of Corrections	Replace Mechanical Systems Baskerville
Department of Corrections	Replace Plumbing Systems Baskerville
Department of Corrections	Roof Replacement Keen Mountain
Department of Corrections	Roof Replacement Lawrenceville
Department of Corrections	HVAC Replacement Lawrenceville
Department of General Services	Renovate Consolidated Labs
Department of General Services	Capital Projects Space Improvement for Dept. of Conservation and Recreation
Department of General Services	Monroe Building Exterior Repairs and Jefferson Building Window Replacement
Department of Veterans Services	Virginia War Memorial / DVS Offices and Parking
Jamestown-Yorktown Foundation	Yorktown Outside Areas, Signage and Amenities
Jamestown-Yorktown Foundation	Road Wall and Sound Buffer
Roanoke Higher Education Authority	Waterproof Building
Virginia Museum of Fine Arts	Replace Roof 1985 Addition
Virginia School for the Deaf and Blind	Install Sprinklers in Byrd Hall
Virginia School for the Deaf and Blind	Improve Campus Security, ADA and Other Regulatory Compliance
Virginia Workers' Compensation Commission	Acquire New Headquarters Building
College of William and Mary	Construct Cooling Plant and Replace Utilities, Phase IV
College of William and Mary	Renovate the Brafferton and Brafferton Kitchen
College of William and Mary	Improve Accessibility Infrastructure

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College of William and Mary
College of William and Mary

Longwood University
Longwood University
George Mason University
Old Dominion University

Virginia Tech
University of Mary Washington
James Madison University
James Madison University
Richard Bland University
University of Virginia at Wise

Improve Lake Matoaka Dam Spillway
Improve Campus Stormwater
Infrastructure
New Biomass Boiler
Replace Willett Hall HVAC
Hylton Center
Replace Mechanical Systems in the
Oceanography and Physics Building
Address Fire Alarm Systems and Access
Improve Stormwater Management
Replace Boiler & Infrastructure - Phase 2
Newman Lake Dam Repair
Umbrella Maintenance Project
Dam Safety Modifications".

Explanation:

(This amendment provides \$19.5 million of general fund, \$73.4 million from bonds and \$10.3 million from nongeneral funds to execute 37 capital outlay projects.)

	Item	C-39 #1c
Central Appropriations	FY 12-13	FY 13-14
Central Capital Outlay	(\$14,750,000)	\$0 NGF

Language:

Page 382, line 12, strike "\$14,750,000" and insert "\$0".
Page 382, strike lines 12 through 59 and insert "Omitted".
Page 383, strike lines 1 through 51.

Explanation:

(This amendment eliminates the proposed preplanning of 59 projects. A companion amendment in Item C-39.05 provides funding to conduct detailed planning.)

	Item	C-39.05 #1c
Central Appropriations	FY 12-13	FY 13-14

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Central Capital Outlay	\$0	\$0 GF
	\$41,493,729	\$0 NGF

Language:

Page 383, after line 51, insert:

"C-39.05. Planning: Detail Planning for Capital Projects	\$41,493,729	\$0
Fund Sources: Dedicated Special Revenue	\$15,425,911	\$0
Higher Education Operating	\$26,067,818".	\$0".

"A. The following projects shall be funded for detailed planning entirely from amounts in the Central Capital Planning Fund established under § 2.2-1520 of the Code of Virginia.

Agency Code	Agency	Project Title
146	Science Museum of Virginia	Construct Event Space and Upgrade Museum Exhibits
194	Department of General Services	Renovation of the 9th Street Office Building and Parking Deck
199	Department of Conservation and Recreation	Complete Phase I Development, Powhatan State Park
203	Woodrow Wilson Rehabilitation Center	Renovate Dining Hall and Activities Building, Phase II
203	Woodrow Wilson Rehabilitation Center	Renovate Anderson Vocational Training Building, Phase I
425	Jamestown-Yorktown Foundation	Yorktown Outside Areas, Signage and Amenities
778	Department of Forensic Science	Expand Western Virginia Forensic Laboratory and Office of the Chief Medical Examiner Facility

B. The following projects shall be funded for detailed planning 50 percent from amounts in the Central Capital Planning Fund established under § 2.2-1520 of the Code of Virginia, and 50 percent from higher education operating nongeneral fund sources.

Agency Code	Agency	Project Title
212	Virginia State University	Erosion and Sediment Control Stormwater Master Plan / Retention Pond

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212	Virginia State University	Renovate Lockett Hall
213	Norfolk State University	Replace Brown Hall
214	Longwood University	Construct Student Success Center
215	University of Mary Washington	Renovate Mercer and Woodward Halls
217	Radford University	Construct New Academic Building, Phase I & II
241	Richard Bland College	Renovate Ernst Hall
242	Christopher Newport University	Construct Student Success Center
260	Virginia Community College System	Construct Phase III Academic Building, Midlothian Campus, John Tyler
260	Virginia Community College System	Renovate Bayside Building, Virginia Beach Campus, Tidewater
260	Virginia Community College System	Construct New Classroom and Administration Building, Blue Ridge
260	Virginia Community College System	Renovate Building B, Parham Road Campus, J. Sargeant Reynolds
260	Virginia Community College System	Renovate Reynolds Academic Building, Loudoun Campus, Northern Virginia
260	Virginia Community College System	Renovate Main Hall, Middletown Campus, Lord Fairfax
260	Virginia Community College System	Renovate Anderson Hall, Virginia Western
268	Virginia Institute of Marine Science	Construct Consolidated Scientific Research Facility

C. The following projects shall be funded for detailed planning entirely from higher education operating nongeneral fund sources.

Agency Code	Agency	Project Title
204	College of William and Mary	Renovate Tyler Hall
207	University of Virginia	Renovate the Rotunda
208	Virginia Tech	Construct Classroom Building
211	Virginia Military Institute	Construct Corps Physical Training Facilities, Phase I
215	University of Mary Washington	Renovate Mercer and Woodward Halls

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216	James Madison University	Construct Health and Engineering Academic Facility (East Wing Hospital)
221	Old Dominion University	Construct New School of Education
236	Virginia Commonwealth University	Construct and Renovate Information Commons and Libraries
247	George Mason University	Construct Academic VII / Research III, Phase I
247	George Mason University	Construct Life Sciences Building, Prince William

D. In accordance with Title 2.2, Chapter 15.1, each institution shall submit their completed detailed planning documents to the Six-Year Capital Outlay Plan Advisory Committee for its review and recommendation.

E. 1. Each public college and university is authorized to use additional higher education operating nongeneral funds to move to working drawings for the projects listed in paragraph B and paragraph C.

2. Each agency may utilize other nongeneral funds to move to working drawings for the projects authorized in paragraph A.

F. Each agency or institution shall be reimbursed for all nongeneral funds used when the project is funded to move into the construction phase.

G. In accordance with § 2.2-1520, the Director, Department of Planning and Budget, shall reimburse the Central Capital Planning Fund for the amounts provided for detailed planning when the project is funded to move into the construction phase.

H. 1. When all projects authorized in paragraphs A, B and C have moved into the construction phase, the Director, Department of Planning and Budget shall move the following projects to detailed planning. Institutions of higher education may utilize institutional nongeneral funds, for which they will be reimbursed upon approval of construction funding, to advance these projects.

Agency

Code	Agency	Project Title
194	Department of General Services	Morson Row Renovation
208	Virginia Tech	Renovate / Renew Academic Buildings
215	University of Mary Washington	Construct Jepson Science Center

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		Addition
217	Radford University	Renovate Whitt Hall
218	Virginia School for the Deaf at Blind at Staunton	Renovate Main Hall
221	Old Dominion University	Construct a Joint Policing Facility
236	Virginia Commonwealth University	Renovate Sanger Hall, Phase II
236	Virginia Commonwealth University	Renovate Raleigh Building
238	Virginia Museum of Fine Arts	Renovate Robinson House
239	Frontier Culture Museum	Construct Early American Industry Exhibit
242	Christopher Newport University	Construct Library, Phase II
260	Virginia Community College System	Construct Phase VII Academic Building, Annandale Campus, Northern Virginia
260	Virginia Community College System	Renovate Phase I Academic and Administration Building, Eastern Shore
260	Virginia Community College System	Renovate Engineering and Industrial Technology Building, Danville
260	Virginia Community College System	Construct Bioscience Building, Blue Ridge
260	Virginia Community College System	Construct Student Service and Learning Resources Center, Christanna Campus, Southside VA
720	Department of Behavioral Health and Developmental Services	Replace Facility Roofs and Building Envelopes

2. Projects for all comprehensive and two-year institutions except for James Madison University and Virginia Military Institute shall be funded 50 percent from the central planning fund and 50 percent from higher education nongeneral fund sources. All projects for other public colleges and universities shall be funded entirely from higher education nongeneral fund sources. All other projects shall be funded entirely from central planning funds. However, all nongeneral funds used by either state agencies or public colleges and universities to conduct authorized project planning shall be reimbursed upon approval of construction funding, to advance the project."

Explanation:

(This amendment provides funding to conduct detailed planning for 32 projects. In addition, the item sets out the second group of projects that will proceed once the 32 projects authorized for detailed planning move into the construction phase.)

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	Item	C-39.20 #1c
Central Appropriations	FY 12-13	FY 13-14
Central Capital Outlay	\$100,000,000	\$0 NGF

Language:

Page 384, after line 3, insert:

"C-39.20. NGF Bond Supplements	\$100,000,000	\$0
Fund Sources: Bond Proceeds	\$100,000,000".	\$0".

"That, subject to the provisions of this item, the Virginia College Building Authority (VCBA) is authorized to issue additional nongeneral fund revenue bonds in an aggregate principal amount not to exceed \$100 million, plus amounts needed to fund issuance costs and other financing expenses, to finance any needed nongeneral fund portion of the cost of capital projects listed in § 3 or § 4 of the second enactment of Chapter 1 and 2, 2008 Special Session I, provided that all debt service and related costs of the bonds are paid by the applicable educational institution from its nongeneral fund revenues. Such revenue bonds shall be secured by the applicable educational institution from one or more of the revenue sources cited in subdivisions (d) (1) through (d) (4) of § 23-19 of the Code of Virginia, except for the general funds of the institution. The Director of the Department of Planning and Budget is authorized to determine the amount of bonds to be issued, if any, to meet the intended scope of the projects, and the Virginia College Building Authority shall not issue any bonds under this item without being directed to do so by the Director of the Department of Planning and Budget. The Director of the Department of Planning and Budget shall report to the State Treasurer and the Chairmen of the House Appropriations Committee and the Senate Finance Committee any time he directs that bonds be issued under this item."

Explanation:

(This amendment provides 9(d) nongeneral fund bond authority for the nongeneral fund portion of projects authorized in Chapter 1 and 2, 2008 Special Session I.)

	Item 3-1.01 #1c
Transfers	
Interfund Transfers	Language

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Language:

Page 390, strike lines 41 through 43.

Page 390, line 44, strike "KK." and insert "JJ."

Page 391, line 2, strike "LL." and insert "KK."

Explanation:

(This amendment deletes language included in the introduced budget which assumed revenue in fiscal year 2013 from the sale the old Tax Building. The sale of the building will occur in fiscal year 2012 and a companion amendment reflecting the sale is included in House Bill 1300.)

Item 3-1.01 #2c

Transfers

Interfund Transfers

Language

Language:

Page 391, after line 3, insert:

"MM. On or before June 30 each year the State Comptroller shall transfer all amounts, estimated at \$939,682 the first year and \$939,682 the second year, to the general fund from the fees generated by the Firearms Transaction Program Fund, the Concealed Weapons Program, and the Conservator of the Peace Program pursuant to §§ 18.2-308, 18.2-308.2:2 and 19.2-13, Code of Virginia."

Explanation:

(This amendment provides for the transfer to the general fund of an estimated \$939,682 each year from the \$2 firearms transaction fee and other related fees. A companion amendment to the revenue page adds this revenue to the general fund. A companion amendment to Item 416 appropriates these funds as general funds to the Department of State Police to operate the firearms transaction program.)

Item 3-1.01 #3c

Transfers

Interfund Transfers

Language

Language:

Page 386, strike lines 27 and 28.

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Page 390, strike lines 32 through 34.

Page 390, line 35, strike "HH" and insert "GG".

Page 390, line 39, strike "II" and insert "HH".

Page 390, line 41, strike "JJ" and insert "II".

Page 390, line 44, strike "KK" and insert "JJ".

Page 391, line 2, strike "LL" and insert "KK".

Explanation:

(This amendment eliminates the transfer of \$201,189 the first year and \$137,439 the second year from the Litter Control and Recycling Fund to the general fund. A companion amendment to Item 366 restores the nongeneral fund appropriation for use of the funds as required by the Code of Virginia.)

Item 3-1.01 #4c

Transfers

Interfund Transfers

Language

Language:

Page 390, line 14, strike "\$1,800,000" and insert "\$2,450,000"

Page 390, line 16, after "17.1-275.12." strike remainder of line.

Page 390, strike line 17.

Explanation:

(This amendment eliminates a proposed transfer of excess balances from an existing fund for the prevention of internet crimes against children.)

Item 3-1.01 #5c

Transfers

Interfund Transfers

Language

Language:

Page 386, line 44, strike "\$53,700,000" and "\$54,000,000" and insert:
"\$54,950,000" and "\$55,250,000".

Explanation:

(This amendment increases the estimated transfer of ABC profits to the

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general fund to reflect the passage of House Bill 896, related to expanded hours of operation.)

Item 3-1.01 #6c

Transfers

Interfund Transfers

Language

Language:

Page 386, line 44, strike "\$53,700,000" and "\$54,000,000" and insert: "\$55,007,718" and "455,007,718".

Explanation:

(This amendment increases the estimated transfer of ABC profits to the general fund by \$1,307,718 the first year and \$1,007,718 the second year. A companion amendment to Part 3 in House Bill 1300 increases the estimated transfer in fiscal year 2012 by \$1,707,718.)

Item 3-3.03 #1c

General Fund Deposits

Interest Earnings

Language

Language:

Page 392, line 50, strike "\$16,675,169" and "\$16,675,169" and insert: "\$16,649,754" and "\$16,649,754".

Page 394, strike line 14.

Page 397, after line 31, insert:

"B. If actual general fund transfers in any year exceed the amount shown for "transfers" in the resources available for appropriation from the general fund in the first enactment of this act, the interest earnings retained by the general fund as a result of this provision shall be capped at \$16,649,754 the first year and \$16,649,754 the second year. Any interest earnings above this amount will be distributed proportionately back to the nongeneral funds shown in this item."

Explanation:

(This amendment (1) allows the Parking Fund to retain its interest and (2) caps the amount of interest that shall be withheld in any fiscal year. All proceeds collected by

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the Parking Fund are made through fees charged to state employees. Any interest earnings help offset those fees. A companion amendment to page one of this act reflects the resulting changes in general fund resources.)

Item 3-3.03 #2c

General Fund Deposits

Interest Earnings

Language

Language:

Page 394, strike lines 37 through 38.

Page 395, strike lines 1 through 9.

Page 395, strike lines 15 through 17.

Page 395, strike lines 20 through 21.

Page 395, strike lines 24 through 46.

Explanation:

(This amendment would strike the transfer of auxiliary enterprise interest from all institutions of higher education. The amount of the projected auxiliary enterprise interest is almost \$5.3 million in each year.)

Item 3-5.03 #1c

Adjustments and Modifications to Tax Collections

Implementation of Chapter 3, Acts of Assembly of 2004, Special
Session I

Language

Language:

Page 398, line 17, strike "\$233,900,000" and insert "\$234,990,000".

Explanation:

(This amendment reflects additional sales tax revenue from the passage of Senate Bill 597 related to remittance of sales tax for businesses with a physical presence in Virginia.)

Item 3-5.03 #2c

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Adjustments and Modifications to Tax Collections

Implementation of Chapter 3, Acts of Assembly of 2004, Special
Session I

Language

Language:

Page 398, line 17, strike "\$226,100,000" and insert "\$226,116,252".

Page 398, line 17, strike "\$233,900,000" and insert "\$233,916,252".

Explanation:

(This amendment reflects sales tax revenue that is transferred for public education from passage of House Bill 896 related to ABC store hours of operation.)

Item 3-6.04 #1c

Adjustments And Modifications To Fees

QUALIFIED EQUITY AND SUBORDINATED DEBT
INVESTMENT TAX CREDIT

Language

Language:

Page 400, after line 6, insert:

**"§ 3-6.04 QUALIFIED EQUITY AND SUBORDINATED DEBT INVESTMENT
TAX CREDIT**

Notwithstanding any other provision of law, for taxable years beginning on or after January 1, 2006, the amount of the Qualified Equity and Subordinated Debt Investments Tax Credit available under § 58.1-339.4, Code of Virginia, shall be limited to \$3,000,000 for calendar years 2006 and thereafter, except that for taxable years beginning on or after January 1, 2010, and before December 31, 2010, the credit shall be capped at \$5,000,000. For taxable years beginning on and after January 1, 2011, the amount of the Qualified Equity and Subordinated Debt Investments Tax Credit available under §58.1-339.4, Code of Virginia, shall be limited to \$3,000,000."

Explanation:

(This amendment continues language in Chapter 890, Acts of Assembly of 2011, relating to the Qualified Equity and Subordinated Debt Investment Tax Credit.)

Item 3-6.04 #2c

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Adjustments And Modifications To Fees

Deposit of Fines and Fees

Language

Language:

Page 400, after line 6, insert:

"§ 3-6.04 DEPOSIT OF FINES AND FEES

A. The Auditor of Public Accounts shall annually calculate the amount of total fines and fees collected by the District Courts. The Auditor of Public Accounts will determine those localities in which total local fines and fee collections exceed 40 percent of the total collections. Using the Auditor of Public Accounts' calculation for fiscal year 2011, the State Comptroller shall deduct half of the amount in excess of 40 percent from any current payment of local fines and fees before remitting to the localities their remaining collections. When the State Comptroller has recovered in total, the half of the amount exceeding 40 percent, he shall pay all local collections monthly directly to the locality's treasury. The State Comptroller shall deposit the withheld funds in the Literary Fund, as they become available.

B. The Auditor of Public Accounts shall provide the State Comptroller the annual calculation by May 1 of each year for future withholdings. The State Comptroller will act as a fiscal agent, holding the amounts of local fine and fee collections in an agency fund."

Explanation:

(This amendment provides for the deposit into the Literary Fund of one-half of all fines and fees collected at the local level pursuant to the enforcement of local ordinances, which are in excess of 40 percent of the combined total of local and state collections, as reported annually by the Auditor of Public Accounts to the State Comptroller. A companion amendment to Item 40 requires that all such collections be deposited initially into the state general fund. All local collections under 40 percent of the total of state and local collections, plus one half of the local collections in excess of 40 percent of the total, will be transferred electronically to the respective local treasuries on a monthly basis.)

Item 4-2.01 #1c

Revenues

Nongeneral Fund Revenues

Language

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Language:

Page 408, line 5, after "funds", strike "." and insert:

", except that donations or gifts to the Virginia War Memorial Foundation that are small in size and number and valued at less than \$5,000, such as library items or small display items, may be approved by the Executive Director of the Virginia War Memorial in consultation with the Secretary of Veterans Affairs and Homeland Security. All other gifts and donations to the Virginia War Memorial Foundation must receive written approval from the Secretary of Veterans Affairs and Homeland Security."

Explanation:

(This amendment provides that gifts and donations made to the Virginia War Memorial that are valued at less than \$5,000 be exempt from the requirement that the Governor approve all gifts, grants, and donations made to state agencies. The Executive Director must consult with the Secretary of Veterans Affairs and Homeland Security about the acceptance of these gifts and donations. A number of private individuals are donating uniforms, flags, and other items from their service in World War II to the Virginia War Memorial.)

Item 4-2.01 #2c

Revenues

Nongeneral Fund Revenues

Language

Language:

Page 410, strike lines 5 through 8.

Explanation:

(This amendment deletes the language in the introduced budget that would have restricted the use of tuition and fee revenue to support financial aid to the amount appropriated for that purpose in the 2012-14 biennium.)

Item 4-5.09 #1c

Special Conditions and Restrictions on Expenditures

Disposition of Surplus Real Property

Language

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Language:

Page 429, after line 50, insert:

"c. In accordance with § 15.2-2005, Code of Virginia, the consent of the General Assembly is herein provided for the road known as Standpipe Road, that was relocated and established on a portion of the Virginia Department of Transportation's Culpeper District Office property, identified as Tax Map No. 50-28, to improve the operational efficiency of the local road network in the Town of Culpeper. Further, the Virginia Department of Transportation is hereby authorized to convey to the Town of Culpeper, upon such terms and conditions as the Department deems proper and for such considerations the Department may determine, the property on which "Standpipe Road (Relocated)(Variable Width R/W)" on the plat entitled "plat Showing Property and Various Easements for Standpipe Road Relocated, Tax Map 50-28, Town of Culpeper, Culpeper County, Virginia" prepared by ATCS P.L.C and sealed March 14, 2012, together with easements to the Town of Culpeper for electric utility, slopes and drainage as shown on said plat. The conveyance shall be made with the approval of the Governor and in a form approved by the Attorney General. The appropriate officials of the Commonwealth are hereby authorized to prepare, execute, and deliver such deed and other documents as may be necessary to accomplish the conveyance."

Explanation:

(This amendment authorizes the Department of Transportation to convey a parcel of property in Culpeper County to the Town of Culpeper for utility improvements under terms and conditions established by the Department.)

Item 4-5.11 #1c

Special Conditions And Restrictions On Expenditures

ASSIGNMENT OF GENERAL FUND FOR NONRECURRING
EXPENDITURES

Language

Language:

Page 430, after line 17, insert:

**"§ 4-5.11 ASSIGNMENT OF GENERAL FUND FOR NONRECURRING
EXPENDITURES**

In developing the annual budget bill submitted pursuant to § 2.2-1509, including any amendments to a general appropriation act pursuant to such section, "Nonrecurring expenditures" shall mean only the acquisition or construction of

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capital outlay projects as defined in § 2.2-1518, the acquisition or construction of capital improvements, the acquisition of land, the acquisition of equipment, or other expenditures of a one-time nature as specified in the general appropriation act. Such term shall not include any expenditures relating to transportation, including but not limited to transportation maintenance."

Explanation:

(This amendment prohibits the use of general fund revenues dedicated for nonrecurring expenditures from being used for transportation programs.)

Item 4-6.01 #1c

Positions and Employment

Employee Compensation

Language

Language:

Page 438, strike lines 27 through 33.

Explanation:

(This amendment strikes language contained in the General Provisions empowering state agencies to seek compromise and settlement of erroneous payroll overpayments using payroll deductions. The language will no longer be necessary because similar provisions are contained within House Bill 939.)

Item 4-6.01 #2c

Positions and Employment

Employee Compensation

Language

Language:

Page 436, line 39, after "education" insert:

"or the boards of directors for Southern Virginia Higher Education Center, Southwest Virginia Higher Education Center, and the New College Institute".

Page 436, line 39, strike "its" and insert "a".

Page 436, line 39, after "president" insert "or director".

Page 436, line 40, after "funds," insert "foundation funds,".

Page 436, line 41, after "visitors" insert "or board of directors".

Page 436, line 42, after "president" insert "or director".

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Page 436, line 44, after "visitors" insert "or board of directors".

Explanation:

(This amendment permits higher education centers to enhance their agency head salaries from nongeneral fund sources, similar to what is currently allowed for presidents of higher education institutions.)

Item 4-6.03 #1c

Positions and Employment

Employee Benefits

Language

Language:

Page 441, after line 4, insert:

“j. The provisions in § 51.1-144, Code of Virginia, that require a member to contribute five percent of his creditable compensation for each pay period for which he receives compensation on a salary reduction basis, shall not apply to any (i) "state employee," as defined in § 51.1-124.3, Code of Virginia, who is an elected official, or (ii) member of the Judicial Retirement System under Chapter 3 of Title 51.1 (§ 51.1-300 et seq.), who is not a "person who becomes a member on or after July 1, 2010," as defined in § 51.1-124.3, Code of Virginia.”

Explanation:

(This amendment exempts state elected officials and Plan 1 judges from the requirement to pay a 5% member contribution to VRS. An offsetting pay raise is also not scheduled for this group.)

Item 4-8.01 #1c

Reporting Requirements

Governor

Language

Language:

Page 445, after line 14, insert:

"h. Educational and General Program Nongeneral Fund Administrative Appropriations Approved by the Department of Planning and Budget:

The Secretary of Finance and Secretary of Education, in collaboration with the

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Director, Department of Planning and Budget, shall report in December and June of each year to the Chairmen of the House Appropriations and Senate Finance Committees on adjustments made to higher education operating funds in the Educational and General Programs (10000) items for each public college and university contained in this budget. The report shall include actual or projected adjustments which increase nongeneral funds or actual or projected adjustments that transfer nongeneral funds to other items within the institution. The report shall provide the justification for the increase or transfer and the relative impact on student groups."

Explanation:

(This amendment requires the Secretary of Finance and Secretary of Education to provide a report to the General Assembly on increases and transfers to the nongeneral fund appropriation level at public colleges and universities within the Educational and General Programs items.)

Item 4-8.01 #2c

Reporting Requirements

Governor

Language

Language:

Page 444, line 4, strike "dtata" and insert "data".

Explanation:

(This amendment simply corrects a misspelled word.)

Item 4-9.03 #1c

Higher Education Restructuring

Level II Authority

Language

Language:

Page 450, after line 6, insert:

"§ 4-9.03 LEVEL II AUTHORITY

a. Notwithstanding the provisions of § 5 of Chapter 824 and 829 of the 2008 Acts of Assembly, institutions of higher education that have met the eligibility criteria for additional operational and administrative authority set forth in Chapters 824 and 829 of the 2008 Acts of Assembly shall be allowed to enter into separate negotiations for

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additional operational authority for a third and separate functional area listed in Chapter 824 and 829 of the 2008 Acts of Assembly, provided they have:

1. successfully completed at least three years of effectiveness and efficiencies operating under such additional authority granted by an original memorandum of understanding;
2. successfully renewed an additional memoranda of understanding for a five year term for each of the original two areas.

The institutions shall meet all criteria and follow policies for negotiating and establishing a memorandum of understanding with the Commonwealth of Virginia as provided in § 2.0 (Information Technology), § 3.0 (Procurement), and § 4.0 (Capital Outlay) of Chapter 824 and 829 of the 2008 Acts of Assembly.

b. As part of the memorandum of understanding, each institution shall be required to adopt at least one new education-related measure for the new area of operational authority. Each education-related measure and its respective target shall be developed in consultation with the Secretary of Finance, Secretary of Education, the appropriate Cabinet Secretary, and the State Council of Higher Education for Virginia. Each education-related measure and its respective target must be approved by the State Council of Higher Education for Virginia and shall become part of the certification required by § 23-9.6:1.01."

Explanation:

(This amendment provides higher education institutions to request an additional functional area for decentralized authority under Level II provided they have successfully demonstrated ability to manage operations under a memorandum of understanding. As part of the request, each institution shall be required to adopt new education-related measures.)

Item 4-10.01 #1c

Higher Education Funding

Implementing Virginia Higher Education Opportunity Act of 2011

Language

Language:

Page 450, strike lines 7 through 47, and insert:

**"§ 4-10.00 IMPLEMENTING VIRGINIA HIGHER EDUCATION
OPPORTUNITY ACT OF 2011**

Pursuant to Chapter 869 and 828, 2011 Acts of Assembly, and its provisions

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promoting partnership between public and private institutions in the achievement of stated policy goals, the Commonwealth's higher education investment strategy and funding policy may include the provision of financial incentives to private non-profit institutions of higher education where such incentives will support the goals of economic growth, reform-based investment and affordable access. The Secretary of Education shall consult with the Attorney General, the Secretary of Finance and Chairmen of the House Appropriations and Senate Finance Committees, to identify appropriate methods for the provision of such incentives and may make recommendations to the State Council of Higher Education for Virginia on or before October 1, 2012."

Page 451, strike lines 1 through 24.

Explanation:

(This amendment modifies the new higher education funding section as it was included in the introduced budget.)
