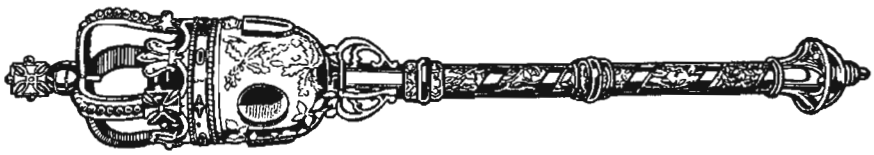
Report of the House Appropriations Subcommittee

on

General Government & Capital Outlay



House Bill 29

&

House Bill 30

February 21, 2016

REPORT OF THE SUBCOMMITTEE
on
GENERAL GOVERNMENT & CAPITAL OUTLAY

Mr. Chairman and Members of the Committee:

I am pleased to present to you today the recommendations of the General Government & Capital Outlay Subcommittee. Consistent with the guidance we received from our Chairman, the Subcommittee approached its work this session with the goals of maintaining a structurally balanced budget, while continuing to address the priorities of the House of Delegates.

In the vein of sound financial management, the Subcommittee recommends a deposit into the Commonwealth's Rainy Day Fund of $605 million. This deposit will bring the total balance in the Fund to $845 million by the end of Fiscal Year 2017. The Fund is nearing its pre-recession levels, and thanks to the prudent guidance of our Chairman, the Commonwealth is increasingly well-positioned to handle any unforeseen fiscal headwinds.

Over the course of this Session, the Subcommittee members and staff thoroughly evaluated all new and existing spending within the areas of the budget under our purview. Through that process the Subcommittee has identified $8.4 million in savings and transfers of agency balances over the biennium. These resources were invaluable in allowing the Subcommittee, and Committee as a whole, to meet the priorities set by the Chairman.

Another priority for the Subcommittee was continuing to support the efficient and effective operation of the Commonwealth's Circuit and District Courts. To that end, I am happy to report that the Subcommittee recommends $5.7 million over the biennium to increase the total number of funded judgeships from 405 to 415. These additional judgeships will help ensure our citizens have timely access to the Commonwealth's fair and impartial judicial system.

Mr. Chairman, in the area of capital, the Subcommittee's recommendations are mindful of the need to generate savings and minimize the use of debt following the process established in 2008, under Chairman Putney, which brought sound business practices to the capital outlay area. Much of the heavy lifting in capital outlay was accomplished with the Chairman's bond bill (HB 1344), which was reported unanimously by both the Committee and the House. That bill, coupled with the Subcommittee's recommendations, will reduce our debt burden by about $508 million when compared to the Introduced Budget.

The Subcommittee's recommendations generated an additional $153 million in general fund savings, primarily by eliminating the proposed new general fund for the maintenance reserve program. These general fund savings are used to complete the repayment of the $189.5 million VRS deferral in 2016, a full six years earlier than expected.

The details of the Subcommittee's report are contained in the attachments. Committee staff will now review our recommendations in greater detail, Mr. Chairman, Members of the Committee, we hope it will be your pleasure to adopt the report.

Respectfully Submitted by the House Appropriations Subcommittee on General Government & Capital Outlay:

Thomas A. Greason, Chairman

Riley E. Ingram

John M. O'Bannon, III

L. Scott Lingamfelter

Christopher P. Stolle

Luke E. Torian

Matthew James

House Bill 29 General Government Amendment	General Fund	Nongeneral Fund	FTEs
Office of Administration			
Compensation Board			
Restore Local Treasurers Debt Collection Language	Language		
Central Appropriations			
Central Appropriations			
Transfer of Judicial Vacancy Savings	Language		
Additional Positions for Ethics Advisory Council	$0	$0	2.00
Part 3			
Interfund Transfers			
VA Alcohol Safety Action Program Balance	Language		
Deposit of Fines and Fees			
Local Fines and Fees	Language		

House Bill 30 General Government Amendment	General Fund	Nongeneral Fund	FTEs
Legislative Department			
General Assembly			
Revisions to WWII Commission	Language		
Study of Standards of Quality	$48,000	$0	0.00
Operations and Maintenance	$1,000,000	$0	0.00
Division of Legislative Services			
Ethics Advisory Commission Operating Expenses	$95,000	$0	0.00
Ethics Advisory Commission Positions	$0	$0	2.00
DLS - Commison on Economic Opportunity	$21,120	$0	0.00
Joint Legislative Audit and Review Commission			
Remove Obsolete Language	Language		
Judicial Department			
Surpeme Court			
Fee for Court-Appointed Mediators	$606,000	$0	0.00
Court-Appointed Attorneys for Commitment Hearings	$121,250	$0	0.00
Review of Drug Court Pilot Sites	Language		
Transfer Funds from Judicial Reversion Clearing Account	$1,711,590	$0	0.00
Virginia Criminal Sentencing Commission			
Extend Immediate Sanction Probation Pilot Program	Language		
Judicial Department Reversion Clearing Account			
Fund Additional Judgeships	$3,996,318	$0	0.00
Executive Offices			
Office of Attorney General and Department of Law			
Reimbursement for Security Services	Language		
Secretary of the Commonwealth			
Remove New Funding and Positions	($506,952)	$0	(5.00)
Virginia Indian Advisory Board	$36,940		
Office of Administration			
Compensation Board			
Restore Treasurers Contingency Fee Language	Language		
Correct Technology Payment Rate Error	$263,010	$0	0.00
Review of Virginia Association of Counties Risk Pool	Language		
Department of General Services			
Address O&M Shortfall	$573,000	$0	0.00
eVA Maintenance Enhancements	$0	$972,000	0.00
Department of Human Resource Management			
Remove New Funding and Position	($248,686)	$0	(1.00)
Office of Finance			
Department of Planning and Budget			
Restore Council on Virginia's Future Funding	$820,906	$0	0.00
Centralized Grants Office	($1,108,090)	$0	(2.00)
Population Forecasting	$300,000	$0	0.00
Department of Taxation			
Market-Based Sourcing	($2,500,000)	$0	0.00
Front-End Tax Filer Authentication	($796,000)	$0	0.00
Department of Treasury			
Correct Appropriation for Relief of Michael Kenneth McAlister	$136,841	$0	0.00
Council on Virginia's Future			
Undo Estab. Council on Virginia's Future as Standalone Agency	($1,876,029)	$0	(7.00)
Office of Technology			
Virginia Information Technologies Agency			
Adjust ISF Pass Through Appropriations	$0	$1,236,422	0.00
Adjust Internal Service Fund Rate	Language		

House Bill 30 General Government Amendment	General Fund	Nongeneral Fund	FTEs
Adjust IFA Appropriation for Technology Costs	$0	$1,063,255	0.00
Central Appropriations			
Central Appropriations			
Fund Agency Information Technology Costs	$631,326	$0	0.00
Independent Agencies			
State Corporation Commission			
Restore Insurance Fee and Assessment Appropriation	$0	$2,000,000	0.00
Restore Public Service Company Fees and Taxes Appropriation	$0	$6,000,000	0.00
Remove New Corporate Filing Fee Language	Language		
Part 3			
Deposit of Fines and Fees			
Local Fines and Fees	Language		
Part 4			
General Fund Revenue			
Specifications Related to OAG Negotiated Settlements	Language		
Deficits			
Technical Language Change	Language		
Special Conditions and Restrictions on Expenditures			
Participation in All-Payer Claims Database	Language		

Item 70 #1h

Administration

Compensation Board — Language

Language:

Page 16, line 35, after "fee", insert:
"Effective July 1, 2015, as provided in § 19.2-349, Code of Virginia, treasurers not being compensated on a contingency basis as of January 1, 2015 shall be prohibited from being compensated on a contingency basis but shall be instead compensated administrative cost pursuant to § 58.1-3958, Code of Virginia. Treasurers currently collecting a contingency fee shall be eligible to contract on a contingency fee basis. Effective July 1, 2016, the collection of delinquent court fines, costs, forfeitures, and penalties shall be made consistent with § 19.2-349, Code of Virginia."

Explanation:

(This amendment restores the policy adopted by the 2015 General Assembly concerning court debt collections by local treasurers.)

Item 468 #1h

Central Appropriations

Central Appropriations — Language

Language:

Page 187, after line 53, insert:
"O. The Director, Department of Planning and Budget, shall increase the maximum employment level of the Virginia Conflict of Interest and Ethics Advisory Council by two full-time equivalent positions in the second year."

Explanation:

(This amendment is self-explanatory.)

Item 468 #2h

Central Appropriations

Central Appropriations — Language

Language:

Page 187, after line 53, insert:
"O. On or before June 30, 2016, the Director, Department of Planning and Budget, shall authorize the reversion to the general fund of $400,000, representing estimated

Judicial agency balances."

Explanation:

(This amendment is self-explanatory.)

Item 3-1.01 #1h

Transfers

Interfund Transfers — Language

Language:

Page 211, line 35, after "II." insert "1.".
Page 211, after line 36, insert:
"2. On or before June 30, 2016, the State Comptroller shall transfer to the general fund an amount estimated at $1,000,000 from Special Fund balances of the Commission on the Virginia Alcohol Safety Action Program."

Explanation:

(This amendment transfers $1,000,000 in fiscal year 2016 from estimated special fund balances of the Commission on the Virginia Alcohol Safety Action Program to the general fund.)

Item 3-6.05 #2h

Adjustments and Modifications to Fees

Deposit of Fines and Fees — Language

Language:

Page 225, strike lines 19 through 42.
Page 225, after line 18, insert:
"Citations or summonses for any traffic infractions occurring on Interstate highways in Virginia shall be written under state statute."

Explanation:

(This amendment strikes existing language regarding the deposit of excess local fines and fees into the State Treasury, and inserts new language requiring all citations for traffic infractions occurring on Interstate highways shall be written under state traffic ordinances.)

Item 1 #2h

Legislative Department	**FY16-17**	**FY17-18**	
General Assembly of Virginia	1.00	1.00	FTE

Language:

Page 8, line 49, before "World" insert "Virginia".
Page 9, line 49, delete "II 75th Anniversary" and insert:
"I and World War II".
Page 8, line 51, after "the" insert "100th anniversary of World War I and the".
Page 8, lines 51, strike ", including a" and inset "."
Page 8, line 52, strike "national reunion of living veterans".
Page 9, line 7, after "shall be a" insert "World War I or".
Page 9, after line 18, insert:
"3. Legislative members of the Commission and Advisory Council shall receive such compensation as provided in § 30-19.12, and nonlegislative citizen members of the Commission shall receive such compensation for the performance of their duties as provided in § 2.2-2813. All members shall be reimbursed for all reasonable and necessary expenses incurred in the performance of their duties as provided in §§ 2.2-2813 and 2.2-2825. Compensation to members of the General Assembly for attendance at official meetings of the Commission shall be paid by the offices of the Clerk of the House of Delegates or Clerk of the Senate, as applicable. All other compensation and expenses shall be paid from existing appropriations to the Commission.

4.There is hereby created in the state treasury a special nonreverting fund to be known as the Virginia World War I and World War II Commemoration Commission Fund, hereafter referred to as the "Fund." The Fund shall be established on the books of the Comptroller and shall consist of gifts, grants, donations, bequests, or other funds from any source as may be received by the Commission for its work. Moneys shall be paid into the state treasury and credited to 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. Moneys in the Fund shall be used solely for the purpose of enabling the Commission to perform its duties. Expenditures and disbursements from the Fund shall be made by the State Treasurer on warrants issued by the Comptroller upon written request of the chairman of the Commission."
Page 9, line 19, strike "3" and insert "5".
Page 9, line 26, strike "4" and insert "6".
Page 9, line 29, before "World", insert "Virginia".
Page 9, line 29, delete "II 75th Anniversary and insert:
"I and World War II".
Page 9, after line 29, insert:

"7. The Commission may appoint and establish an Advisory Council composed of nonlegislative citizens at large and public officials who have knowledge of World War I and World War II and their respective anniversary commemorations, to serve in a consultative capacity to assist the Commission in its work. Nonlegislative citizen members of the Advisory Council shall serve without compensation but may be reimbursed for travel expenses to attend a meeting of the Advisory Council within the Commonwealth of Virginia. The Advisory Council shall have a Chairman and Vice-Chairman, one of whom shall be a member of the House of Delegates, to be appointed by the Speaker of the House of Delegates, and one of whom shall be a member of the Senate, to be appointed by the Senate Committee on Rules."

Explanation:

(This amendment expands the purview of the existing World War II 75th Anniversary Commemoration Commission to include commemoration of World War I and provides authority for the Commission to appoint an advisory council, and technical changes to the existing language.)

Item 1 #3h

Legislative Department	**FY16-17**	**FY17-18**	
General Assembly of Virginia	$24,000	$24,000	GF

Language:

Page 3, line 5, strike "$40,478,773" and insert "$40,502,773".
Page 3, line 5, strike "$40,479,905" and insert "$40,503,905".

Explanation:

(This amendment provides $24,600 from the general fund each year pursuant to House Joint Resolution 112 which establishes a two-year joint subcommittee to study the need for revisions to or reorganization of state Standards of Quality.)

Item 1 #6h

Legislative Department	**FY16-17**	**FY17-18**	
General Assembly of Virginia	$500,000	$500,000	GF

Language:

Page 3, line 5, strike "$40,478,773" and insert "$40,978,773".
Page 3, line 5, strike "$40,479,905" and insert "$40,979,905".

Page 3, line 9, strike "$24,532,589" and insert "$25,032,589".
Page 3, line 10, strike "$24,533,562" and insert "$25,033,562".

Explanation:

(This amendment provides $500,000 each year from the general fund for operating and maintenance expenses in the House of Delegates.)

Item 26 #1h

Legislative Department	**FY16-17**	**FY17-18**	
Virginia Conflict of Interest and Ethics Advisory Council	2.00	2.00	FTE

Language:

Explanation:

(This amendment provides authorization for two additional staff positions for the Virginia Conflict of Interest and Ethics Advisory Council. No additional appropriation is provided.)

Item 26 #2h

Legislative Department	**FY16-17**	**FY17-18**	
Virginia Conflict of Interest and Ethics Advisory Council	$80,000	$15,000	GF

Language:

Page 17, line 19, strike "$393,000" and insert "$473,000".
Page 17, line 19, strike "$393,000" and insert "$408,000".

Explanation:

(This amendment provides $80,000 the first year and $15,000 the second year from general funds for costs of system upgrades to meet current reporting and other requirements and associated ongoing operating costs.)

Item 28.10 #1h

Legislative Department	**FY16-17**	**FY17-18**	
Division of Legislative Services	$10,560	$10,560	GF

Language:

Page 18, after line 1, insert:

"28.10 Commission on Economic Opportunity for Virginians in Aspiring and Diverse Communities		$10,560	$10,560	
Fund Sources:	General	$10,560	$10,560	"

Explanation:

(This amendment establishes the Commission on Economic Opportunity for Virginians in Aspiring and Diverse Communities consistent with the provisions of House Bill 451 of the 2016 General Assembly.)

Item 33 #4h

Legislative Department

Joint Legislative Audit and Review Commission — Language

Language:

Page 20, strike lines 32 through 53.
Page 21, strike lines 1 through 20.

Explanation:

(This amendment removes obsolete language regarding studies already completed by the Joint Legislative Audit and Review Commission.)

Item 37 #1h

Judicial Department	**FY16-17**	**FY17-18**	
Supreme Court	$303,000	$303,000	GF

Language:

Page 23, line 3, strike "$13,360,061" and insert "$13,663,061".
Page 23, line 3, strike "$13,360,061" and insert "$13,663,061".
Page 23, line 33, after "cost of", strike "proposed".
Page 23, line 34, after "cases", insert:
"consistent with the provisions of House Bill 287 of the 2016 General Assembly".
Page 23, after line 34, insert:
"F. Notwithstanding the provisions of § 20-124.4, Code of Virginia, the fee paid to mediators shall be $120 per appointment mediated. For such purpose, $303,000 the first year and $303,000 the second year from general funds are included in the appropriation for this Item."

Explanation:

(This amendment provides $303,000 from the general fund each year to increase the rate of reimbursement for court-appointed mediators from $100 to $120 per appointment mediated.)

Item 37 #2h

Judicial Department	**FY16-17**	**FY17-18**	
Supreme Court	$60,625	$60,625	GF

Language:

Page 23, line 3, strike "$13,360,061" and insert "$13,420,686".
Page 23, line 3, strike "$13,360,061" and insert "$13,420,686".

Explanation:

(This amendment provides $60,625 from the general fund each year for the estimated costs of increased the fee for court-appointed attorneys in commitment proceedings from $25 to $150 per case, consistent with the provisions of House Bill 364 of the 2016 General Assembly.)

Item 40 #1h

Judicial Department

Supreme Court — Language

Language:

Page 25, after line 6, insert:
"4. The Executive Secretary of the Supreme Court of Virginia shall identify eligible adult drug court sites for participation in a pilot program to provide substance abuse treatment utilizing non-narcotic, non-addictive, long-acting, injectable prescription drug treatment regimens. The Executive Secretary shall identify the state funding resources necessary to support pilot program medication, provider fees, counseling, and patient monitoring, as well as any available local or regional funding resources available. The Executive Secretary shall meet with and solicit feedback from stakeholders including requesting information on the success of comparable pilot programs in other states. The Executive Secretary shall report the results of this review, as well as recommendations for establishment of the pilot program to other drug courts, to the Chairmen of the House Appropriations and Senate Finance Committees and to the Director, Department of Planning and Budget by October 1, 2016. All Adult Drug Courts in the Commonwealth shall provide all necessary information to the Office of the Executive Secretary of the Supreme Court of Virginia in order to conduct such a review."

Explanation:

(This amendment directs the Executive Secretary of the Supreme Court to identify drug court sites for participation in a pilot program providing substance abuse treatment using drug treatment regimens, and report on the findings and recommendations of the review to the Chairmen of the House Appropriations and Senate Finance Committees, and to the Director of the Department of Planning and Budget no later than October 1, 2016.)

Item 42 #1h

Judicial Department	**FY16-17**	**FY17-18**	
Circuit Courts	$855,795	$855,795	GF

Language:

Page 26, line 5, strike "$112,799,681" and insert "$113,655,476".
Page 26, line 5, strike "$112,814,867" and insert "$113,670,662".

Explanation:

(This amendment transfers $855,795 each year in general funds from the Judicial Reversion Clearing Account, representing funds for three Circuit Court judgeships included in Chapter 665 of the 2015 General Assembly. A companion amendment to Item 53 of this act removes this funding, offset by additional funds to bring the total number of judgeships funded in this act to 415, an increase from 405.)

Item 50 #2h

Judicial Department

Virginia Criminal Sentencing Commission — Language

Language:

Page 32, line 24, after "B." insert:
"Notwithstanding the provisions of § 19.2-303.5, Code of Virginia, the provisions of that section shall not expire on July 1, 2016, but shall continue in effect until July 1, 2017."

Explanation:

(This amendment extends authorization for participating localities to operate their immediate sanction probation pilot programs for an additional year.)

Item 53 #1h

Judicial Department	**FY16-17**	**FY17-18**

Judicial Department Reversion Clearing Account	$1,998,159	$1,998,159	GF

Language:

Page 34, line 1, strike "$855,795" and insert "$2,853,954".
Page 34, line 1, strike "$855,795" and insert "$2,853,954".
Page 34, strike lines 4 through 7.
Page 34, after line 7, insert:
"A. Sufficient funding is included within the Judicial Department to support a total of 415 circuit and district court judgeships. The vacant judgeships to be filled as of July 1, 2016, are as follows:
1. Circuit Court judgeships: one each in the 7th, 10th, 19th, 23rd, and 27th circuits; and two each in the 15th and 25th circuits, for a total of 9 Circuit Court judgeships to be filled as of July 1, 2016.

2. General District Court judgeships: one each in the 7th, 8th, 16th, 21st, 24th, and 31st districts; two in the 19th district; and three in the 15th district, for a total of 11 General District Court judgeships to be filled as of July 1, 2016.

3. Juvenile and Domestic Relations District Court judgeships: one each in the 5th, 13th, 15th, 16th, 17th, 24th, and 29th, for a total of seven Juvenile and Domestic Relations District Court judgeships to be filled as of July 1, 2016.

4. Included in the appropriation for this Item is $2,853,954 from the general fund each year to support the filling of judgeships. The Executive Secretary of the Supreme Court is authorized to request the transfer of funds between this Item and Items 42, 43, and 44 as needed to reflect the distribution of the 418 judgeships."

Explanation:

(This amendment provides $2.9 million each year from the general fund to increase the number of funded judgeships from 405 to 415. A companion amendment transfers the $855,795 already in the Judicial Reversion Clearing Account to Item 42 of this act to reflect three circuit court positions funded in Chapter 665 of the 2015 General Assembly.)

Item 59 #1h

Executive Offices

Attorney General and Department of Law — Language

Language:

Page 37, after line 24, insert:
"G. The Office of Attorney General and Department of Law shall reimburse the Division of Capitol Police for any costs incurred in providing personal protection services to the

Attorney General or other staff of the Office."

Explanation:

(This amendment is self-explanatory.)

Item 65 #1h

Executive Offices	**FY16-17**	**FY17-18**	
Secretary of the Commonwealth	($253,476)	($253,476)	GF
	-5.00	-5.00	FTE

Language:

Page 39, line 30, strike "$2,395,709" and insert "$2,142,233".
Page 39, line 30, strike "$2,419,154" and insert "$2,165,678".

Explanation:

(This amendment removes new funding and positions included in the introduced budget for the Office of the Secretary of the Commonwealth.)

Item 65 #2h

Executive Offices	**FY16-17**	**FY17-18**	
Secretary of the Commonwealth	$18,470	$18,470	GF

Language:

Page 39, line 30, strike "$2,395,709" and insert "$2,414,179".
Page 39, line 30, strike "$2,419,154" and insert "$2,437,624".
Page 39, line 38, before "Authority" insert "A."
Page 39, after line 40, insert:
"B. Included in the general fund appropriation for this item is $18,470 each year for costs related to the Virginia Indian Advisory Board, pursuant to the provision of House Bill 814 of the 2016 General Assembly."

Explanation:

(This amendment provides funding for the establishment and operation of the Virginia Indian Advisory Board within the office of the Secretary of the Commonwealth. House Bill 814 authorizes the Secretary to establish the aforementioned board to assist in reviewing applications seeking recognition as a Virginia Indian tribe, among other activities.)

Item 73 #1h

Administration

Compensation Board — Language

Language:

Page 52, line 19, after "fee" insert:
"Effective July 1, 2015, as provided in § 19.2-349, Code of Virginia, treasurers not being compensated on a contingency basis as of January 1, 2015 shall be prohibited from being compensated on a contingency basis but shall be instead compensated administrative cost pursuant to § 58.1-3958, Code of Virginia. Treasurers currently collecting a contingency fee shall be eligible to contract on a contingency fee basis. Effective July 1, 2016, the collection of delinquent court fines, costs, forfeitures, and penalties shall be made consistent with § 19.2-349, Code of Virginia."

Explanation:

(This amendment restores the policy adopted by the 2015 General Assembly concern court debt collections by local treasurers. The amendment removes the June 30, 2018 sunset of localities grandfathered by the language as it exited in Chapter 665 of the 2015 General Assembly.)

Item 76 #3h

Administration	**FY16-17**	**FY17-18**	
Compensation Board	$131,505	$131,505	GF

Language:

Page 56, line 1, strike "$3,359,444" and insert "$3,490,949".
Page 56, line 1, strike "$3,365,442" and insert "$3,496,947".

Explanation:

(This amendment provides funding to correct improperly calculated information technology rate changes included in the introduced budget.)

Item 76 #4h

Administration

Compensation Board — Language

Language:

Page 59, after line 18, insert:
"T. The State Compensation Board is directed to convene a group of stakeholders

representing constitutional officers and the Virginia Association of Counties Risk Pool to jointly examine the liability policy coverage and contract for such coverage currently provided to constitutional officers under VARisk, the premiums which have and are being charged to local governments for such coverage, the educational and training services being provided to constitutional officers in coordination with the VARisk coverage, the names of the attorneys being utilized in defense of claims made against constitutional officers insured under VARisk, and the associated legal costs being paid for their services by VARisk. The results of such examination shall be compared by the State Compensation Board and stakeholders to available alternative coverage and contracts which could be provided by the Virginia Association of Counties Risk Pool to insure constitutional officers, the premiums that would be charged for such coverage, the names of the attorneys that would be utilized in the defense of claims made against constitutional officers insured under this alternative coverage, and the legal fees that would be paid for such defense work. The State Compensation Board and stakeholders shall determine whether the available alternative coverage and services are competitive with or preferable to the coverage and services provided under VARisk and shall report their findings by December 1, 2016, to the Chairmen of the House Appropriations Committee and the Senate Finance Committee."

Explanation:

(This amendment directs the State Compensation Board to convene a group of stakeholders to examine costs and liabilities to constitutional officers covered by VARisk associated with the Virginia Association of Counties Risk Pool, to examine alternative coverage arrangements, and to report their findings to the Chairmen of the House Appropriations Committee and Senate Finance Committee.)

Item 78 #1h

Administration	**FY16-17**	**FY17-18**	
Department of General Services	$284,000	$289,000	GF

Language:

Page 60, line 17, strike "$63,058,520" and insert "$63,342,520".
Page 60, line 17, strike "$63,059,428" and insert "$63,348,428".

Explanation:

(This amendment provides $284,000 from the general fund the first year and $289,000 from the general fund the second year to address a shortfall in the Department of General Services budget related to operations and maintenance of state property.)

Item 79 #1h

Administration	**FY16-17**	**FY17-18**

Department of General Services	$409,500	$562,500	NGF

Language:

Page 60, line 52, strike "$59,740,143" and insert "$60,149,643".
Page 60, line 52, strike "$59,685,266" and insert "$60,247,766".

Explanation:

(This amendment increases the non-general fund appropriation for maintenance and enhancements to the eVA statewide procurement system. The increase in appropriation will not require an increase in rates charged to agencies or vendors for use of the system.)

Item 84 #1h

Administration	**FY16-17**	**FY17-18**	
Department of Human Resource Management	($124,343) -1.00	($124,343) -1.00	GF FTE

Language:

Page 64, line 50, strike "$15,923,988" and insert "$15,799,645".
Page 64, line 50, strike "$15,547,725" and insert "$15,423,382".

Explanation:

(This amendment removes a new position and associated funding included in the introduced budget for the Department of Human Resources Management.)

Item 273 #1h

Finance	**FY16-17**	**FY17-18**	
Department of Planning and Budget	$410,453	$410,453	GF

Language:

Page 216, line 23, strike "$7,760,632" and insert "$8,171,085".
Page 216, line 23, strike "$7,760,857" and insert "$8,171,310".

Explanation:

(This amendment restores $410,453 from the general fund each year for the Council on Virginia's Future to continue to operate as part of the Department of Planning and Budget. A companion amendment strikes language, funding, and position that would have established the Council on Virginia's Future as a standalone agency within the Office of Finance.)

Item 273 #2h

Finance	**FY16-17**	**FY17-18**	
Department of Planning and Budget	($554,045)	($554,045)	GF
	-2.00	-2.00	FTE

Language:

Page 216, line 23, strike "$7,760,632" and insert "$7,206,587".
Page 216, line 23, strike "$7,760,857" and insert "$7,206,812".

Explanation:

(This amendment removes $554,045 from the general fund each year included in the introduced budget for the Department of Planning and Budget to establish a new centralized grants office within the Department.)

Item 273 #3h

Finance	**FY16-17**	**FY17-18**	
Department of Planning and Budget	$150,000	$150,000	GF

Language:

Page 216, line 23, strike "$7,760,632" and insert "$7,910,632".
Page 216, line 23, strike "$7,760,857" and insert "$7,910,857".
Page 217, after line 26, insert:
"E. Out of this appropriation, $150,000 the first year and $150,000 the second year from the general fund is provided to contract for population projections, notwithstanding the provisions of § 60.2-113, Code of Virginia."

Explanation:

(This amendment provides $150,000 each year from the general fund for the Department of Planning and budget to contract for completion of population projections for the Commonwealth. These were were included in the introduced budget within the proposed standalone Council on Virginia's Future.)

Item 275 #2h

Finance	**FY16-17**	**FY17-18**	
Department of Taxation	($2,500,000)	$0	GF

Language:

Page 217, line 51, strike "$61,920,243" and insert "$59,420,243".
Page 221, strike lines 5 through 28.

Explanation:

(This amendment remove one-time funding in fiscal year 2017 and associated language providing $2,500 to each company providing data to the Department of Taxation in order to conduct a study of Market-Based Sourcing. The associated House Bill was tabled in committee.)

Item 277 #1h

Finance	**FY16-17**	**FY17-18**	
Department of Taxation	($377,000)	($419,000)	GF

Language:

Page 221, line 52, strike "$44,106,350" and insert "$43,729,350".
Page 221, line 52, strike "$43,554,285" and insert "$43,135,285".

Explanation:

(This amendment removes new funding provided to the Department of Taxation to procure a front-end tax filer authentication system that would be optional for filers to use.)

Item 278 #1h

Finance	**FY16-17**	**FY17-18**	
Department of the Treasury	$136,841	$0	GF

Language:

Page 222, line 32, strike "$9,306,466" and insert "$9,443,307".
Page 223, line 30, strike "$1,131,853" and insert "$1,268,694".

Explanation:

(This amendment corrects a technical error in the appropriation for relief of Michael Kenneth McAlister, provided for by House Bill 700, included in the introduced budget.)

Item 283 #1h

Finance	**FY16-17**	**FY17-18**	
Council on Virginia's Future	($938,014)	($938,015)	GF
	-7.00	-7.00	FTE

Language:

Page 230, line 27, strike "$938,014" and insert "$0".

Page 230, line 27, strike "$938,015" and insert "$0".
Page 230, strike lines 26 through 46.
Page 231, strike lines 1 through 9.

Explanation:

(This amendment removes the item, associated funding, positions, and language establishing the Council on Virginia's Future as a standalone agency within the Office of Finance. Currently, the Council and staff are located within the Department of Planning and Budget. A companion amendment restores DPB funding for the Council on Virginia's Future within DPB itself.)

Item 431 #1h

Technology	**FY16-17**	**FY17-18**	
Virginia Information Technologies Agency	$0	$1,236,422	NGF

Language:

Page 362, line 41, strike "$312,755,567" and insert "$313,991,989".

Explanation:

(This amendment adjusts VITA's internal service fund appropriation in year two to reflect expected costs of ongoing transition of information technology services.)

Item 434 #1h

Technology

Virginia Information Technologies Agency — Language

Language:

Page 365, line 8, strike "9.08%" and insert "9.05%".

Explanation:

(This amendment adjusts VITA's internal service fund rate in the second year to reflect anticipated costs of transitioning certain information technology services.)

Item 434 #2h

Technology	**FY16-17**	**FY17-18**	
Virginia Information Technologies Agency	$0	$1,063,255	NGF

Language:

Page 364, line 49, strike "$37,291,309" and insert "$38,354,564".

Explanation:

(This amendment increases the non-general fund appropriation for the Virginia Information Technologies Agencies to reflect a portion of costs of transitioning certain information technology services.)

Item 476 #1h

Central Appropriations	**FY16-17**	**FY17-18**	
Central Appropriations	$0	$631,326	GF

Language:

Page 405, line 32, strike "$8,399,916" and insert "$9,031,242".
Page 407, line 16, strike "$2,935,960" and insert "$3,567,286".

Explanation:

(This amendment provides $631,326 the second year from general funds to reflect the general fund cost share of VITA's anticipated costs of transitioning certain information technology services.)

Item 479 #1h

Independent Agencies	**FY16-17**	**FY17-18**	
State Corporation Commission	$1,000,000	$1,000,000	NGF

Language:

Page 412, line 3, strike "$62,405,897" and insert "$63,405,897".
Page 412, line 3, strike "$62,409,235" and insert "$63,409,235".
Page 412, line 8, strike "$27,657,807" and insert "$28,657,807".
Page 412, line 8, strike "$27,659,422" and insert "$28,659,422".
Page 412, line 9, strike "$62,405,897" and insert "$63,405,897".
Page 412, line 9, strike "$62,409,235" and insert "$63,409,235".

Explanation:

(This amendment restores appropriation for the Insurance Fee and Assessment Appropriation.)

Item 480 #1h

Independent Agencies	**FY16-17**	**FY17-18**	
State Corporation Commission	$3,000,000	$3,000,000	NGF

Language:

Page 412, line 19, strike "$25,927,754" and insert "$28,927,754".
Page 412, line 19, strike "$25,929,566" and insert "$28,929,566".
Page 412, line 20, strike "$25,927,754" and insert "$28,927,754".
Page 412, line 20, strike "$25,929,566" and insert "$28,929,566".
Page 412, line 21, strike "$20,716,317" and insert "$23,716,317".
Page 412, line 21, strike "$20,717,179" and insert "$23,717,179".

Explanation:

(This amendment restores appropriation for Public Service Company Fees and Taxes.)

Item 482 #1h

Independent Agencies

State Corporation Commission — Language

Language:

Page 412, line 42, after "less.", strike rest of line.
Page 412, strike line 43.
Page 412, line 44, strike "shall be waived."

Explanation:

(This amendment removes new language included in the introduced budget waiving the $100 registration fee paid by all corporations for those business that have been started by a matriculated student at an authorized public Virginia institution of higher education.)

Item 3-6.05 #2h

Adjustments and Modifications to Fees

Deposit of Fines and Fees — Language

Language:

Page 452, strike lines 2 through 25.
Page 452, after line 1, insert:
"Citations or summonses for any traffic infractions occurring on Interstate highways in Virginia shall be written under state statute."

Explanation:

(This amendment strikes existing language regarding the deposit of excess local fines and fees into the State Treasury, and inserts new language requiring all citations for traffic infractions occurring on Interstate highways shall be written under state traffic ordinances.)

Item 4-2.02 #1h

Revenues

General Fund Revenue — Language

Language:

Page 463, after line 18, insert:
"d. Settlements Negotiated by the Office of the Attorney General
1. There is hereby created the Disbursement Review Committee (the "Committee"), the members of which are the Attorney General, who shall serve as chairman; the Chairman of the House Committee on Appropriations and one Delegate appointed by him, or their designees; the Chairman of the Senate Committee on Finance and one Senator appointed by him, or their designees; and two individuals appointed by the Governor. Whenever the Attorney General reasonably expects that there will be money or any real, tangible, or intangible property ("money or property"), or both, other than criminal fines (which would go to the Literary Fund) or attorney's fees (i) due or available to the Commonwealth as a result of any civil or criminal dispute or (ii) available to the Commonwealth or to any state or local governmental entity in the Commonwealth from any federal entity pursuant to an asset forfeiture equitable sharing agreement or other legal action, including a compromise, settlement, or agreement in a multistate action in which the Attorney General has participated on behalf of the Commonwealth or an agency of the Commonwealth, he shall forthwith notify all members of the Committee of the pertinent facts, and may convene a meeting of the Committee, but shall convene a meeting of the Committee at the request of any member.

2. For a compromise, settlement, or agreement under subdivision 1(i) above, the Attorney General shall prepare and recommend to the Committee a proposed Distribution Plan (the "Plan") regarding the distribution and use of money or property, or both, to be received by the Commonwealth as a result of any such compromise, settlement, or agreement. The Committee may propose the same or a modified Plan to the General Assembly for the distribution or use, or both, of such money or property, or both.

3. For a compromise, settlement, or agreement under subdivision 1(ii) above, if the distribution or use, or both, of any money or property, or both, to be received by the Commonwealth is determined by a court order, federal law, or by a federal entity pursuant to federal law (such as a federal asset forfeiture sharing agreement), the Attorney General shall prepare and provide to the Committee a proposed Plan for the distribution and use of any such money or property, or both, that is consistent with such court order, federal law, or regulations or policies of such federal agency. If the permissible purpose(s) for the

distribution or use, or both, of such money or property, or both, is described in general terms (for example, it must be used for "law enforcement purposes" or for "consumer education"), the Committee may propose a modified Plan with a more particular distribution or use, or both, that falls within such general permissible purpose(s). If a federal entity must approve the final Plan for such distribution or use, or both, and does not approve the Plan submitted to it by the Attorney General, he shall so inform the Committee, and the Plan may be revised if deemed appropriate and resubmitted to the federal entity for approval. If the federal entity approves the original Plan or a revised Plan, the Attorney General shall so inform the Committee, and the Committee shall recommend to the General Assembly distribution or use, or both, of such money or property, or both, that is consistent with the Plan approved by the federal entity.

4. The Attorney General shall not enter into any compromise, settlement, or agreement for the distribution of money or property, or both, to be received by the Commonwealth under subdivision 1(i) or (1(ii) unless the compromise, settlement, or agreement provides that such money or property, or both, is to be deposited into the state treasury. No such distribution shall occur without a specific appropriation by the General Assembly that is consistent with the permissible purpose(s) set forth in the court order or federal law or by the federal entity. If a federal entity must approve the final Plan for such distribution or use, or both, and the General Assembly's appropriation in an appropriation act differs from the Plan approved by the federal entity, the appropriation shall be submitted to the federal entity for approval. The distribution of any money or property, or both, shall be done in a manner as prescribed by the State Comptroller in order to ensure proper accounting on the books of the Commonwealth.

5. The provisions of subdivisions 1 through 4 shall not apply to any negotiation, compromise, settlement, or agreement involving money or property, or both (a) where the distribution and use of such money or property, or both, is governed specifically by this act or by other law of the Commonwealth, (b) in which the total value of such moneys or property does not exceed $250,000, or (c) in which the entire amount of the settlement is for services provided, or for property sold or provided, under a contract with a governmental entity. The General Assembly hereby appropriates a sum sufficient amount for any settlement or agreement authorized solely by virtue of this subdivision 5."

Explanation:

(This amendment clarifies the role of the General Assembly and the office of the Attorney General in future cases involving the OAG in cases which result in funds being returned to the Commonwealth.)

Item 4-3.01 #1h

Deficit Authorization and Treasury Loans

Deficits — Language

Language:

Page 464, line 13, after "mandate", strike "other legal action".

Explanation:

(This amendment eliminates a proposed language change and makes paragraph identical to prior years.)

Item 4-4.01 #1h

Capital Projects

General Language

Language:

Page 472, after line 27, insert:
"z. While the competitive sealed bid process is the preferred method of construction procurement for public bodies, institutions of higher education and state agencies considering the use of Design Build or Construction Management procurement methods for capital projects shall for each project proceed as follows:

1. Institutions of higher education governed under Chapters 933 and 943 of the 2006 Acts of Assembly, Chapters 594 and 616 of the 2008 Acts of Assembly, Chapters 675 and 685 of the 2009 Acts of Assembly, operating under a memorandum of understanding pursuant to § 23-38.90, and those operating under a pilot program under §4-9.02 shall:

a) Develop a process for determining the selected procurement method which, at a minimum, must consider cost, schedule, complexity, and building use;

b) Submit the proposed process to the Department of General Services for review and recommendations;

c) Submit for approval, the project procurement method selected with the Department of General Services recommendations, to the Board of Visitors.

2. All other institution of higher education and state agencies shall submit procurement method requests to the Director, Department of General Services for review and approval.

3. Processes for considering Construction Management procurement method shall include, among other processes as determined by the owning institution of higher education or state agency,the following requirements:

a) Cost and project timeline are critical components of the selection process;

b) Construction Management contract will be initiated no later than the Schematic Phase of design; and,

c) A written justification that sealed bidding is not practicable and/or fiscally advantageous

and such written justification shall be stated in the Request for Qualifications used to procure the Construction Management services.

4. All state entities, including institutions of higher education governed under Chapters 933 and 943 of the 2006 Acts of Assembly, Chapters 594 and 616 of the 2008 Acts of Assembly, Chapters 675 and 685 of the 2009 Acts of Assembly, operating under a memorandum of understanding pursuant to § 23-38.90, and those operating under a pilot program under §4-9.02 shall report annually, on November 1st of each year, to the Director, Department of General Services on completed capital projects, beginning with those authorized for construction under Chapter 665 of the 2015 Virginia Acts of Assembly, to include at a minimum procurement method, project budget, actual project costs, expected timeline, actual completion time and any post-project issues. The Department of General Services shall consolidate received report data and submit the consolidated data to the Governor and Chairmen of the House Appropriations and Senate Finance Committees no later than December 1st of each year.

5. The Auditor of Public Accounts shall, as part of its annual audit plan, determine that institutions of higher education governed under Chapters 933 and 943 of the 2006 Acts of Assembly, Chapters 594 and 616 of the 2008 Acts of Assembly, Chapters 675 and 685 of the 2009 Acts of Assembly, operating under a memorandum of understanding pursuant to § 23-38.90 and those operating under a pilot program under §4-9.02 complied with their internal review process in the selection of procurement method.

6. All state entities, including institutions of higher education governed under Chapters 933 and 943 of the 2006 Acts of Assembly, Chapters 594 and 616 of the 2008 Acts of Assembly, Chapters 675 and 685 of the 2009 Acts of Assembly, operating under a memorandum of understanding pursuant to § 23-38.90 and those operating under a pilot program under §4-9.02 shall post publicly on the Commonwealth's statewide electronic procurement system and program, eVA, the approved projects and approved procurement method at least 30 days prior to advertising for design services."

Explanation:

(This amendment provides for improvements to the capital procurement process and selection of procurement methods for capital projects.)

Item 4-5.04 #1h

Special Conditions and Restrictions on Expenditures

Goods and Services — Language

Language:

Page 480, after line 24, insert:
"1. MEDICAL SERVICES: Any entity that contracts with the Commonwealth or any

department, agency or subdivision thereof to provide individual or group accident and sickness insurance policies or third party administration services to adjust or settle healthcare claims shall execute a standard data submission and use agreement with the nonprofit organization and shall participate in the All-Payer Claims Database on the same basis as the other entities electing to participate as data suppliers to the All-Payer Claims Database."

Explanation:

(This amendment requires any health insurance providers that contract with the Commonwealth to participate in the All-Payer Claims Database.)

House Bill 29 CAPITAL OUTLAY Amendment	General Fund	Nongeneral Fund
Central Capital Outlay		
Eliminate Proposed New Funding	(1,500,000)	0

House Bill 30 CAPITAL OUTLAY Amendment	General Fund	Nongeneral Fund
General Conditions		
JMU Property Conveyance	0	Language
DGS Property Conveyance	0	Language
Department of Agriculture and Consumer Services		
Transfer Project to Maintenance Reserve	(750,000)	0
Christopher Newport University		
CNU Sale of Property	0	Language
James Madison University		
Replace Phillips Dining Hall	0	35,000,000
Longwood University		
Eliminate Proposed Athletic Facilities	0	(35,878,000)
Cooperative Extension and Agricultural Research Services		
Transfer Project to Maintenance Reserve	(950,000)	0
Guns ton Hall		
Transfer Project to Maintenance Reserve	(200,000)	0
Department of Conservation and Recreation		
Eliminate Land Acquisition (State Parks)	0	(1,000,000)
Eliminate Land Acquisition (Natural Areas)	0	(1,000,000)
Department of Game and Inland Fisheries		
Eliminate Land Acquisition	0	(4,000,000)
Central Capital Outlay		
Transfer General Fund to Repay VRS Deferral	(129,400,000)	134,300,000
Shift Equipment to HB 1344	0	(13,049,000)
Eliminate Proposed Project Planning (HB 1344)	(20,000,000)	0
Shift Projects to HB 1344	0	(1,902,698,000)
Shift Project Supplements to HB 1344	0	(7,700,000)
Shift Veterans Center to HB 1344	0	(29,300,000)
Fort Monroe Visitor Center	0	Language
Excess Revenues for Debt Reduction	0	Language
Research Labs and Equipment (Contingent)	Language	50,000,000
Part IV		
Technical Language Change		Language
Capital Procurement Process		Language

Item C-0 #1h

General Conditions	**FY16-17**	**FY17-18**
General Conditions		

Language:

Page 421, after line 7, insert:
"d. The General Assembly further authorizes James Madison University to convey ownership of certain portions of real property to the James Madison University Foundation (JMUF), to be held by the JMUF and used solely for the purpose of the construction and operation of facilities which directly support the University. Any such conveyance shall be pursuant to a written agreement and deed approved by the Attorney General and any agreement or deed executed hereunder shall stipulate that the JMUF may not further transfer ownership of such real property to any person or public or private entity unless such transfer of such real property or any portion thereof is to James Madison University."

Explanation:

(This amendment is self-explanatory.)

Item C-2.50 #1h

Capital Projects	**FY16-17**	**FY17-18**
Christopher Newport University		

Language:

Page 424, after line 5, insert:
"§ 2-2.50 CHRISTOPHER NEWPORT UNIVERSITY (242)".

Page 424, after line 5, insert:

"C-2.50 Improvements: Property Disposal	$0	$0

Page 424, after line 5, insert:
"Christopher Newport University is authorized to sell the Yoder Barn Property in Newport News, Virginia. One-hundred percent of the proceeds from the sale of said property shall be retained by Christopher Newport University. Said property was a gift to Christopher Newport University in 2007, comprises approximately 3.1853 acres and is situated at 660 Hamilton Drive, bordered by Criston Drive and Oyster Point Road."

Explanation:

(This amendment allows for the sale of property at Christopher Newport University.)

Item C-52.10 #1h

Capital Projects	**FY16-17**	**FY17-18**
Central Capital Outlay		

Language:

Page 439, after line 27, insert:

"C-52.10 Improvements: Fort Monroe Visitor Center	$0	$0

Page 439, after line 27, insert:
"Out of the amounts authorized in Item C-43, D. 1., Chapter 665, 2015 Acts of Assembly, $5,250,000 are designated to renovate the Post Library as a visitor center for Fort Monroe."

Explanation:

(This amendment directs the use of previously authorized funding for Fort Monroe improvements in Chapter 665 to renovate the Post Library as a visitor center.)