

**Revenues**

Revenues

Language

**Language:**

Page 1, strike lines 38 through 52.

Page 2, strike line 1, and insert:

	<b>"First Year</b>	<b>Second Year</b>	<b>Total</b>
Unrestricted Balance, June 30, 2012	\$976,011,000	\$0	\$976,011,000
Additions to Balance	-\$191,416,276	\$3,352,818	-\$188,063,458
Official Revenue Estimates	\$16,416,624,248	\$17,055,958,606	\$33,472,582,854
Transfers	\$410,420,024	\$425,337,018	\$835,757,042
Total General Fund			
Resources Available for Appropriation	\$17,611,638,996	\$17,484,648,442	\$35,096,287,438".

Page 2, strike lines 3 through 19 and insert:

	<b>"First Year</b>	<b>Second Year</b>	<b>Total</b>
Balance June 30, 2012	\$4,307,352,991	\$0	\$4,307,352,991
Official Revenue Estimates	\$24,632,765,340	\$24,657,083,660	\$49,289,849,000
Lottery Proceeds Fund	\$487,300,237	\$462,000,000	\$949,300,237
Bond Proceeds	\$1,087,439,948	\$1,183,425,092	\$2,270,865,040
Total Nongeneral Fund Revenues			
Available for Appropriation	\$30,514,858,516	\$26,302,508,752	\$56,817,367,268
Total Projected Revenues	\$48,126,497,512	\$43,787,157,194	\$91,913,654,706".

**Explanation:**

(This amendment reflects the general fund and nongeneral fund revenue adjustments included in the House Appropriations Committee amendments recommended to House Bill 1500).

**Legislative Department**

General Assembly Of Virginia

Language

**Language:**

Page 6, after line 52, insert:

"A citizen member who is also currently a treasurer, sheriff, clerk of court,

commissioner of the revenue, or attorney for the Commonwealth by reason of election of the qualified county or city voters shall not be entitled to compensation under this paragraph and shall be limited to reimbursement for his reasonable and necessary expenses incurred, which shall be reimbursed within the budget already established by the Compensation Board and in the same manner as other reasonable and necessary expenses of his office are reimbursed. Full-time employees of one of the foregoing constitutional offices shall also not be entitled to compensation under this paragraph and shall be limited to reimbursement for their reasonable and necessary expenses incurred, which shall be reimbursed within the budget already established by the Compensation Board and in the same manner as other reasonable and necessary expenses of the constitutional office are reimbursed."

**Explanation:**

(This amendment clarifies that constitutional officers or their full-time employees would not be paid separate compensation for their attendance as a member of a (i) legislative board, commission, authority, council, or other body, or (ii) joint legislative committee or subcommittee which is consistent with the policy for state employees.)

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Item 2 #1h

**Legislative Department**

Auditor Of Public Accounts

Language

**Language:**

Page 9, line 27, strike "June 24, 2013 and \$167,902 from June 25, 2013 to" and insert;

"December 31, 2012 and \$168,279 from January 1, 2013 to".

**Explanation:**

(This amendment adjusts language related to the salary for the Auditor of Public Accounts to reflect the new Auditor who was hired effective January 1, 2013.)

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Item 7 #1h

**Legislative Department**

Capitol Square Preservation  
Council

Language

**Language:**

Page 11, delete lines 35 through 39.

**Explanation:**

(This amendment removes redundant subtotals that were inadvertently printed in the introduced bill.)

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Item 7 #2h

**Legislative Department**

**FY 12-13**

**FY 13-14**

Capitol Square Preservation

\$0

\$160,000 GF

Council

0.00

1.00 FTE

**Language:**

Page 11, line 32, strike "\$0" and insert "\$160,000".

**Explanation:**

(This amendment restores \$160,000 from the general fund and one position the second year for the Capitol Square Preservation Council.)

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Item 10 #1h

**Legislative Department**

Dr. Martin Luther King, Jr.

Language

Memorial Commission

**Language:**

Page 12, delete lines 23 through 28.

**Explanation:**

(This amendment removes redundant subtotals that were inadvertently printed in the introduced bill.)

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Item 11 #1h

**Legislative Department**

Division Of Legislative Services

Language

**Language:**

Page 12, delete line 28.

Page 12, delete lines 30 through 33.

**Explanation:**

(This amendment removes redundant subtotals and an agency title that was inadvertently printed in the introduced bill.)

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Item 16 #1h

**Legislative Department**

Virginia Code Commission

Language

**Language:**

Page 14, delete lines 4 through 9.

**Explanation:**

(This amendment removes redundant subtotals that were inadvertently printed in the introduced bill.)

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Item 17 #1h

**Legislative Department**

Division Of Legislative Services

Language

**Language:**

Page 14, delete line 10.

Page 14, delete lines 12 through 15.

**Explanation:**

(This amendment removes redundant subtotals and an agency title that was inadvertently printed in the introduced bill.)

---

Item 18 #1h

**Legislative Department**

**Language:**

Page 14, delete line 16.

Page 14, delete lines 18 through 23.

**Explanation:**

(This amendment removes redundant subtotals and an agency title that was inadvertently printed in the introduced bill.)

Item 30 #1h

**Legislative Department**

Autism Advisory Council

Language

**Language:**

Page 17, line 18, delete "Virginia Freedom of Information" and insert:  
"Division of Legislative Services".

Page 17, line 19, delete "Advisory Council".

**Explanation:**

(This amendment corrects the title of the agency in the grand total for the Division of Legislative Services.)

Item 33 #1h

**Legislative Department**

Legislative Department Reversion  
Clearing Account

Language

**Language:**

Page 21, after line 5, insert:

"On or before June 30, 2013, the Committee on Joint Rules shall authorize the reversion to the general fund of \$1,625,771 representing savings generated by legislative agencies in the first year. The total savings amount includes estimated savings within the legislative agencies of:

**Legislative Agency**

**Estimated Savings**

Auditor of Public Accounts (133)

\$900,000

Virginia Coal and Energy Commission (118)

\$171,135

Virginia Code Commission (108)	\$30,237
Division of Legislative Services (107)	\$115,170
Capitol Police (961)	\$267,569
Disability Commission (837)	\$38,568
Joint Commission on Technology and Science (847)	\$50,000
Small Business Commission (862)	\$22,882
Commission on Electric Utility Regulation (863)	\$9,999
Autism Advisory Council (871)	\$6,300
State Water Commission (971)	\$13,911".

**Explanation:**

(This amendment authorizes the reversion of legislative agency savings to the general fund.)

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Item 42 #1h

<b>Judicial Department</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Circuit Courts	\$0	\$245,242	GF

**Language:**

Page 25, line 24, strike "\$103,430,987" and insert "\$103,676,229".

Page 27, after line 6 insert:

"H. The provisions of Item 53 of this act shall not apply to the judgeship created pursuant to the passage of House Bill 2093 of the 2013 General Assembly Session."

**Explanation:**

(This amendment funds an additional judgeship for the 15th judicial circuit pursuant to enactment of House Bill 2093 of the 2013 General Assembly Session. The caseload per judgeship in the 15th judicial circuit is currently 46 percent above the statewide average.)

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Item 53 #1h

<b>Judicial Department</b>	
Judicial Department Reversion	Language
Clearing Account	

**Language:**

Page 36, line 26, strike "\$3,305,080" and insert "\$4,640,400".

Page 36, line 27, strike "\$4,003,712" and insert "\$3,852,818".

Page 36, line 29, after "Effective" strike "July 1, 2014" and insert "July 1, 2013".

Page 36, line 32, after "Effective" strike "July 1, 2014" and insert "July 1, 2013".

Page 36, line 35, after "Effective" strike "July 1, 2014" and insert "July 1, 2013".

Page 36, line 38, after "Effective" strike "July 1, 2014" and insert "July 1, 2013".

Page 36, line 41, after "Effective" strike "July 1, 2014" and insert "July 1, 2013".

Page 36, line 44, after "Effective" strike "July 1, 2014" and insert "July 1, 2013".

Page 36, line 47, after "Effective" strike "July 1, 2014" and insert "July 1, 2013".

Page 37, line 1, after "Effective" strike "July 1, 2014" and insert "July 1, 2013".

Page 37, line 4, after "Effective" strike "July 1, 2014" and insert "July 1, 2013".

Page 37, line 7, after "Effective" strike "July 1, 2014" and insert "July 1, 2013".

Page 37, line 10, after "Effective" strike "July 1, 2014" and insert "July 1, 2013".

Page 37, line 13, after "Effective" strike "July 1, 2014" and insert "July 1, 2013".

Page 37, line 16, after "Effective" strike "July 1, 2014" and insert "July 1, 2013".

Page 37, line 19, after "Effective" strike "July 1, 2014" and insert "July 1, 2013".

Page 37, line 22, after "Effective" strike "July 1, 2014" and insert "July 1, 2013".

Page 37, after line 24 insert:

"63. Effective July 1, 2013, the provisions of this item shall not apply to any authorized circuit court judgeship in the Second Circuit in which the retiring incumbent judge retired prior to January 1, 2012.

64. Effective July 1, 2013, the provisions of this item shall not apply to any authorized circuit court judgeship in the Third Circuit in which the retiring incumbent judge retired prior to March 1, 2013.

65. Effective July 1, 2013, the provisions of this item shall not apply to any authorized circuit court judgeship in the Twentieth Circuit in which the retiring incumbent judge retired prior to May 1, 2013.

66. Effective July 1, 2013, the provisions of this item shall not apply to any authorized circuit court judgeship in the Twenty-Third Circuit in which the retiring incumbent judge retired prior to May 1, 2013.

67. Effective July 1, 2013, the provisions of this item shall not apply to any authorized circuit court judgeship in the Twenty-Fourth Circuit in which the retiring incumbent judge retired prior to February 1, 2013.

68. Effective July 1, 2013, the provisions of this item shall not apply to any authorized circuit court judgeship in the Twenty-Eighth Circuit in which the retiring incumbent judge retired prior to July 1, 2013.

69. Effective July 1, 2013, the provisions of this item shall not apply to any authorized general district court judgeship in the Fifteenth Judicial District in which

the retiring incumbent judge retired prior to February 28, 2013.

70. Effective July 1, 2013, the provisions of this item shall not apply to any authorized general district court judgeship in the Sixteenth Judicial District in which the retiring incumbent judge retired prior to February 28, 2013.

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

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

73. Effective July 1, 2013, the provisions of this item shall not apply to any authorized general district court judgeship in the Twenty-Fourth Judicial District in which the retiring incumbent judge retired prior to February 28, 2013.

74. Effective July 1, 2013, 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 31, 2013.

75. Effective July 1, 2013, the provisions of this item shall not apply to any authorized general district court judgeship in the Twenty-Seventh Judicial District in which the retiring incumbent judge retired prior to January 31, 2011.

76. Effective July 1, 2013, the provisions of this item shall not apply to any authorized juvenile and domestic relations district court judgeship in the Fifteenth Judicial District in which the retiring incumbent judge retired prior to July 1, 2013.

77. Effective July 1, 2013, the provisions of this item shall not apply to any authorized juvenile and domestic relations district court judgeship in the Twenty-First Judicial District in which the retiring incumbent judge retired prior to July 1, 2013.

78. Effective July 1, 2013, the provisions of this item shall not apply to any authorized juvenile and domestic relations district court judgeship in the Twenty-Third Judicial District in which the retiring incumbent judge retired prior to July 1, 2013."

**Explanation:**

(This amendment authorizes the filling of 16 judgeships which have been identified as areas of critical needs and adjust the savings assumed from the judicial vacancy savings. In addition the amendment corrects typographical errors in the introduced budget regarding the authorization to fill judgeships proposed in the introduced budget.)



**Judicial Department**

Judicial Department Reversion  
Clearing Account

Language

**Language:**

Page 37, after line 24, insert:

"B. On or before June 30, 2013, the Director of the Department of Planning and Budget shall authorize the reversion to the general fund of \$38,000, representing additional savings generated within the Indigent Defense Commission."

**Explanation:**

(This amendment reverts \$38,000 in fiscal year ending June 30, 2012 general fund balances for the Indigent Defense Commission.)

---

Item 54 #1h

**Executive Offices**

Office Of The Governor

**FY 12-13**

\$83,365

**FY 13-14**

\$181,988 GF

**Language:**

Page 38, line 4, strike "\$3,606,623" and insert "\$3,689,988".

Page 38, line 4, strike "\$3,611,723" and insert "\$3,793,711".

**Explanation:**

(This amendment provides funding for a special advisor position that will work with staff of the Secretary of Public Safety and the Departments of Corrections and Juvenile Justice to develop and implement prisoner re-entry initiatives that are associated with reconnecting offenders with the family.)

---

Item 61 #1h

**Executive Offices**

Attorney General And Department  
Of Law

**FY 12-13**

\$0

0.00

**FY 13-14**

\$250,000 GF

3.00 FTE

**Language:**

Page 40, line 33, strike "\$3,270,910" and insert "\$3,520,910".

**Explanation:**

(This amendment provides \$250,000 from the general fund and 3.0 FTEs in the second year for the Office of Attorney General for enhanced enforcement regarding tobacco tax enforcement.)

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Item 64.05 #1h

**Executive Offices**

Office Of The State Inspector  
General

Language

**Language:**

Page 43, after line 38, insert:

"G. The Office of the State Inspector General shall retain all of the positions transferred to the Office from other executive branch agencies to effectuate the responsibilities of the Office as prescribed in the Code of Virginia."

**Explanation:**

(This amendment states that the Office of the State Inspector General shall retain all of the positions which have been transferred to it from other state agencies.)

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Item 64.05 #2h

**Executive Offices**

Office Of The State Inspector  
General

**FY 12-13**

\$0  
0.00

**FY 13-14**

(\$677,959) GF  
-5.00 FTE

**Language:**

Page 42, line 40, strike "\$6,542,624" and insert "\$5,864,665".

**Explanation:**

(This amendment reduces funding for new staffing for the Office of the State Inspector General included in the introduced budget. Funding for fifty-four positions is being transferred from other executive branch agencies and as a result additional funding is not necessary.)

---

<b>Administration</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Compensation Board	\$0	\$431,080	GF

**Language:**

Page 49, line 11, strike "\$49,888,871" and insert "\$50,319,951".

Page 51, after line 12, insert:

"7. An exemption from the recovery provided in paragraph H.1. shall also be provided to any regional jail that operates bed space specifically built for the housing of federal inmates and for which the Compensation Board has never been authorized to staff such bed space for a defined number of federal inmates upon certification by the superintendent of the specific funding amounts paid by the member localities of the regional jail authority, the regional jail authority, and the Commonwealth for the construction of bed space specifically built for the housing of federal inmates and for the construction of the jail facility in its entirety. The defined number of federal inmates to be exempted from the recovery provided in paragraph H.1. shall be based on the proportion of funding paid by the member localities of the regional jail authority or the regional jail authority for the construction of bed space to house federal inmates to the total funding paid by all sources, including the Commonwealth, for the construction of the jail facility in its entirety."

**Explanation:**

(This amendment provides an exemption for the Western Tidewater Regional Jail for the construction of federal inmate housing paid for entirely by the member jurisdictions of the regional jail. An exemption has long been in place for those jails in which the federal share of the construction costs exceeded the Commonwealth's share of construction costs, and the Compensation Board provides no staffing for the share of the facility built with federal funds. For the Western Tidewater Regional Jail, while the Compensation Board provides no staffing for the portion of the facility built by the member jurisdictions of the regional jail, the Compensation Board still applies the federal cost recovery methodology to the entire jail, because the current exemption only applies to federally-built space.)

<b>Administration</b>	
Compensation Board	Language

**Language:**

Page 51, after line 12, insert:

"7. Beginning March 1, 2013, federal inmates placed in the custody of a regional jail pursuant to a work release program operated by the federal Bureau of Prisons shall be exempt from the recovery of costs associated with housing federal inmates pursuant to paragraph H.1. of this item if such federal inmates have been assigned by the federal Bureau of Prisons to a home electronic monitoring program in place for such inmates by agreement with the jail on or before January 1, 2012 and are not housed in the jail facility. However, no such exemption shall apply to any federal inmate while they are housed in the regional jail facility."

**Explanation:**

(This amendment provides Riverside Regional Jail an exemption from the Compensation Board's federal inmate cost recovery methodology for those federal inmates assigned by the federal Bureau of Prisons to a home electronic monitoring program. While Riverside Regional Jail receives a per diem for monitoring these federal inmates to ensure they are complying with the Bureau of Prisons' conditions, these federal inmates have never been housed within Riverside Regional Jail. In addition, the Bureau of Prisons has required Riverside Regional Jail to purchase the actual monitoring devices worn by the federal inmates. Language states that no exemption is provided for any federal inmate actually housed in the jail. This language would make the exemption effective with the first quarterly per diem payment to the jail in fiscal year 2014.)

Item 69 #3h

**Administration**

Compensation Board

**FY 12-13**

\$0

**FY 13-14**

(\$540,000) GF

**Language:**

Page 49, line 11, strike "\$49,888,871" and insert "\$49,348,871".

**Explanation:**

(This amendment reduces the general fund support provided in the second year for the payment of jail per diems. Due to the opening of the River North Correctional Center in Grayson County, 517 state-responsible offenders will be removed from local and regional jails and transferred to the new facility.)

Item 75 #1h

<b>Administration</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Compensation Board	\$0	\$1,019,934	GF

**Language:**

Page 58, line 17, strike "\$2,217,693" and insert "\$3,237,627".

Page 61, line 21, after "the first year" insert:

"and \$703,866 the second year".

Page 61, line 24, after "the first year" insert:

"and \$78,191 the second year".

Page 61, line 27, after "the first year" insert:

"and \$165,673 the second year".

Page 61, line 30, after "the first year" insert:

"and \$72,204 the second year".

**Explanation:**

(This amendment provides \$1.0 million from the general fund in fiscal year 2014 to continue providing the salary supplements to employees in the constitutional offices who were included in the Career Development programs beginning in fiscal year 2013.)

---

Item 79 #1h

<b>Administration</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of General Services	\$0	(\$175,000)	GF
	0.00	-1.00	FTE

**Language:**

Page 63, line 18, strike "\$4,875,507" and insert "\$4,700,507".

**Explanation:**

(This amendment realizes \$175,000 from the general fund in savings and eliminates one vacant FTE position the second year. The position was designated for the operation of the Facility Inventory and Condition System but has remained vacant.)

---

<b>Administration</b>	<b>FY 12-13</b>	<b>FY 13-14</b>
Department Of Human Resource Management	\$100,000	\$0 GF

**Language:**

Page 66, line 12, strike "\$10,927,911" and insert "\$11,027,911".

Page 67, after line 20, insert:

"I. Out of this appropriation, \$100,000 from the general fund in the first year is included for the Department of Human Resource Management to conduct an actuarial review of the impact of including of employees, and their dependents, of local governments including local school divisions in the state employee health benefits plan in a manner consistent with the provisions of House Bill 1356 of the 2012 General Assembly session as it was introduced. This Department shall report its findings and recommendations to the Chairmen of the House Appropriations and Senate Finance Committees no later than October 15, 2013."

**Explanation:**

(This amendment provides \$100,000 from the general fund in fiscal year 2013 to fund an actuarial review of the impact of including employees of local governments and local school divisions in the state employee health insurance program.)

---

<b>Administration</b>	<b>Language</b>
Administration Of Health Insurance	

**Language:**

Page 68, line 13, after "shall" strike "develop a proposal to".

Page 68, line 15, after "shall" insert "continue to".

Page 68, line 16, after "parameters" strike the remainder of the line and insert "."

Page 68, strike line 17.

**Explanation:**

(This amendment modifies language adopted in Chapter 3 regarding a Medication Therapy Management pilot program. The amended language instructs the Department to implement the pilot program.)

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Item 92 #1h

<b>Agriculture And Forestry</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Agriculture And Consumer Services	\$0	\$150,000	GF

**Language:**

Page 74, line 27, strike "\$17,549,649" and insert "\$17,699,649".

**Explanation:**

(This amendment restores \$150,000 in funding for the purchase of development rights grant program that awards grants to localities through the Office of Farmland Preservation. The budget, as introduced, proposed to reduce the program from \$1.2 million to \$800,000 in the second year. This would leave \$950,000 for the program in the second year.)

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Item 94 #1h

<b>Agriculture And Forestry</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Agriculture And Consumer Services	\$125,000	\$0	GF

**Language:**

Page 77, line 2, strike "\$3,326,320" and insert "\$3,451,320".

Page 77, line 11, strike "A.1." and insert "A."

Page 77, line 11, unstrike "\$125,000 the first year and".

Page 77, line 19, after "Program." strike the remainder of the line.

Page 77, strike lines 20 through 25 and insert:

"Any moneys remaining in the Beehive Grant Fund at the end of fiscal years 2013 and 2014 shall not revert to the general fund but shall remain in the Fund and be available for allocation in the ensuing fiscal years."

**Explanation:**

(This amendment eliminates a proposal included in the Governor's amendments which would have removed the funding for the new Beehive Grant Program that was established pursuant to legislation adopted by the 2012 General Assembly. The Department of Agriculture and Consumer Services already has received requests for grants under this program in excess of the amounts available.)

---

Item 94 #2h

**Agriculture And Forestry**

Department Of Agriculture And  
Consumer Services

Language

**Language:**

Page 77, after line 25, insert:

"B. The Office of Pesticide Services will provide a plan for administering the Pesticide Control Act Fund to the Board of Agriculture and Consumer Services by October 15, 2013. Annually, the Office of Pesticide Services will publish a report on the activities, educational programs, research, and grants administered through the Pesticide Control Act Fund to the Board of Agriculture and Consumer Services by October 15 of each year."

**Explanation:**

(This amendment provides for a review of the uses of the Virginia Pesticide Act Fund with a report being submitted to the Board and Agriculture and Consumer Services October 15 of each year.)

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Item 102 #1h

**Agriculture And Forestry**

Department Of Forestry

Language

**Language:**

Page 80, line 38, strike "Included in the amounts for this item,".

Page 80, strike lines 39 and 40 and insert:

"Out of this appropriation, up to \$240,000 over the biennium from the general fund may be used for replacement of the Department of Forestry's accounts receivable fiscal system."

**Explanation:**

(This amendment authorizes the use of up to \$240,000 of the amounts appropriated for the Reforestation of Timberland Program over the 2012-2014 biennium toward the replacement of the Department of Forestry's accounts receivable system. Language in Chapter 3 allows the use of up to \$120,000 in each year toward the project. The timeline for the development of the system has shifted. The amendment adjusts the language authorizing the use of these funds to give the agency



greater flexibility between fiscal years. The amendment does not change the total amount of funding available for replacement of the system.)

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Item 102 #2h

<b>Agriculture And Forestry</b>	<b>FY 12-13</b>	<b>FY 13-14</b>
Department Of Forestry	\$9,840,690	\$0 NGF

**Language:**

Page 79, line 47, strike "\$27,241,266" and insert "\$37,081,956".

Page 81, after line 3, insert:

"K.1.a. There is hereby created in the state treasury a special nonreverting fund to be known as the Virginia State Forest Mitigation and Acquisition Fund, which shall be administered by the Department of Forestry. The fund shall be established on the books of the Comptroller. All amounts appropriated and such other funds as may be made available to the fund from any other source, public or private, 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 i) long term management and stewardship of any mitigation plan, and ii) acquisition of additional state forest lands or conservation easements to be administered by the Department of Forestry.

b. There is hereby created in the state treasury a special nonreverting fund to be known as the Long Term Mitigation Fund, a subfund of the Virginia State Forest Mitigation and Acquisition Fund which shall be administered by the Department of Forestry. The subfund shall be established on the books of the Comptroller. All amounts appropriated and such other funds as may be made available to the subfund from any other source, public or private, shall be paid into the state treasury and credited to the subfund. Interest earned on moneys in the subfund shall remain in the subfund and be credited to it. Any moneys remaining in the subfund, including interest thereon, at the end of each fiscal year shall not revert to the general fund but shall remain in the subfund. Moneys in the subfund shall be used solely for the long term management and stewardship of any mitigation plan administered by the Department of Forestry.

2.a. Included in this appropriation is an amount estimated at \$9,840,690 in the first

year from dedicated special revenue, to be deposited into the Virginia State Forest Mitigation Acquisition Fund, contingent upon ratification of a stream mitigation purchase and sale agreement between the Department of Forestry and Henrico County. This amount represents the proceeds from the stream mitigation transaction, which is based upon the Cumberland State Forest Stream Buffer Preservation Stewardship Plan. Such agreement shall be limited to fulfill no more than 75 percent of the required stream credits for the Cobbs Creek Reservoir project. All additional required credits shall be acquired from other sources. With the exception of the amounts prescribed in paragraph K.2.b of this item, these funds shall be used solely for forest land or conservation easement acquisition.

b. Out of these amounts, a minimum of 7 percent, or such amount as agreed to by the parties in the purchase and sale agreement shall be deposited into the Long Term Mitigation Fund, and shall be used only for long term management in accordance with the terms of the final mitigation plan, as approved by the U.S. Army Corps of Engineers, the State Water Control Board, and any other applicable authorities.

3. For any such future mitigation projects, no state forest land shall be used to provide compensatory mitigation for wetland or stream impacts of any public or private project until such time as due consideration has been given to the availability of mitigation credits available from private sources. State forest land means all sites, roadways, game food patches, ponds, lakes, streams, rivers, beaches, and lakes to which the Department of Forestry holds title for use, development, and administration."

**Explanation:**

(This amendment establishes a special fund for the deposit of dedicated special revenue received as part of the mitigation of the Cobbs Creek Reservoir project and puts certain restrictions on the amount of credits for this and similar future projects.)

Item 102 #3h

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

**Language:**

Page 79, line 48, strike "\$27,410,741" and insert "\$27,660,741".  
 Page 80, line 36, strike the second "\$697,570" and insert "\$947,570".

**Explanation:**

(This amendment provides an additional \$250,000 to the Reforestation of Timberlands Program from the general fund in the second year to come closer to matching the tax paid by the forest industry for reforestation efforts. The provisions of §§ 10.1-1176 and 58.1-1605, Code of Virginia, require a \$1.00 for \$1.00 match for industry efforts.)

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Item 104 #1h

**Commerce And Trade**

Secretary Of Commerce And Trade

Language

**Language:**

Page 82, after line 33, insert:

"C. The Secretary shall convene a working group which shall include the Director, Virginia Economic Development Partnership, the Director of the Department of Business Assistance, local economic development representatives, and representatives from Virginia's business community to determine whether the Virginia Jobs Investment Program Funds are best managed within the Department of Business Assistance or within the Virginia Economic Development Partnership or whether the separate sub-funds would be more effectively utilized by the two separate agencies whose missions focus on different sectors of the Commonwealth's business community. The Secretary shall report to the Chairmen of the House Appropriations and Senate Finance Committees by October 30, 2013 on the findings of this examination, including any proposals to shift funds among the two entities, and any administrative impediments to such a proposal. Such report shall also contain an accounting of how the funding has been distributed for the last four fiscal years by region, industry sector, size of company, size of grant and agency through whom the incentive request was generated."

**Explanation:**

(This amendment directs the Secretary of Commerce and Trade, in conjunction with the VEDP and DBA to review the uses of the sub-funds contained within the Virginia Jobs Investment Fund and report to the General Assembly on any proposal to shift portions of the funding to VEDP in order to better reflect uses of the funds, respectively, to recruit new businesses and to help small and existing businesses within the Commonwealth.)

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**Commerce And Trade**

Economic Development Incentive  
Payments

Language

**Language:**

Page 84, line 47, after "Virginia" insert:

"or in the performance of site and site development work in communities that are not tobacco-dependent communities eligible for assistance from the Tobacco Indemnification and Community Revitalization Commission, to accommodate a project anticipated to have a capital investment in real and tangible personal property exceeding \$50,000,000, create more than 100 full-time jobs, and likely have a substantial direct and indirect economic impact on surrounding communities".

**Explanation:**

(This amendment will allow the Virginia Economic Development Partnership to make grants from the existing site development planning fund created pursuant to § 2.2-2260, or, for smaller development projects in non-tobacco dependent communities, meet lower investment and job creation thresholds if such projects are critical to the economic health of such jurisdictions.)

---

**Commerce And Trade**

Department Of Business Assistance

Language

**Language:**

Page 87, strike lines 23 through 33 and insert:

"A.1. Out of this appropriation, \$7,867,220 the first year and \$7,713,643 the second year from the general fund is provided for the Virginia Jobs Investment Program at the Department of Business Assistance. Of this amount, \$1,570,628 the first year and \$1,413,829 the second year may be used for operating expenses. The remaining \$6,296,592 the first year and \$6,299,814 the second year shall be available for eligible businesses. Except as provided for in § 2.2-904.2, beginning in the second year, the appropriation provided for the Virginia Jobs Investment Program for eligible businesses shall be deposited to the Virginia Jobs Investment Program Fund, pursuant to § 2.2-903.1 D., Code of Virginia. It is the intent of the General Assembly that a minimum of 10 percent of the amounts provided for the Virginia Jobs

Investment Program each year shall be transferred to the Small Business Jobs Grant Fund established pursuant to § 2.2-904.2, Code of Virginia, and shall only be used for the purposes of that section."

Page 87, line 38, after "Program" insert "Fund".

**Explanation:**

(This amendment updates the language governing the Virginia Jobs Investment Program to reflect legislation adopted by the 2012 General Assembly Session that codified the long-standing program. It is technical in nature.)

---

Item 108 #1h

**Commerce And Trade**

**FY 12-13**

**FY 13-14**

Department Of Housing And  
Community Development

\$0

\$200,000 GF

**Language:**

Page 88, line 39, strike "\$47,049,112" and insert "\$47,249,112".

Page 90, after line 17, insert:

"H. Included in the amounts for this item is \$200,000 from the general fund in the second year for a competitive grant program to fund housing mobility counselors to work with participants of the Communities of Opportunity Program."

**Explanation:**

(This amendment is a companion to House Bill 2059, which was adopted by the House. That legislation reduces the annual cap on the existing Communities of Opportunity Tax Credit program by \$200,000, freeing up \$200,000 in general fund revenue in the second year and redirects those funds to the Department of Housing and Community Development. This amendment appropriates that amount to the Department of Housing and Community Development for competitive grant program to fund housing mobility counselors to work with participants of the Communities of Opportunity Program. This is a pilot program serving the Richmond MSA which seeks to enable low-income families who have Housing Choice vouchers a chance to move into low-poverty, high opportunity neighborhoods by giving tax credits to landlords renting homes in such neighborhoods to tenants with the vouchers. The counselors would be used to match tenants with vouchers with participating landlords, assist with lease-up activities and act as intermediaries between these tenants and their landlords. A companion amendment to the Front Page of the budget reduces the revenue loss associated with the tax credit for a net zero cost.)

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Item 109 #1h

<b>Commerce And Trade</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Housing And Community Development	\$0	(\$5,065,150)	GF

**Language:**

Page 90, line 19, strike "\$45,490,328" and insert "\$40,425,178".

Page 92, line 14, strike "and \$5,065,150 the second year".

Page 92, line 14, after "general fund" insert:

"and \$5,065,150 the second year from the amounts appropriated in Item 105 A. of this act"

**Explanation:**

(This amendment eliminates the separate general fund appropriation for Fort Monroe in the second year and instead funds the Authority at the same level from balances in the Governor's Development Opportunity Fund.)

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Item 109 #2h

<b>Commerce And Trade</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Housing And Community Development	\$0	\$50,000	GF

**Language:**

Page 90, line 19, strike "\$45,490,328" and insert "\$45,540,328".

Page 92, after line 52, insert:

"L. Out of the amounts in this item, \$50,000 the second year from the general fund shall be provided to the City of Falls Church for a community revitalization effort for the Tinner Hill Historic Park and Creative Cauldron."

**Explanation:**

(This amendment provides \$50,000 the second year from the general fund to the Department of Housing and Community Development for a community revitalization effort in a historic district in the City of Falls Church.)

---

<b>Commerce And Trade</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Labor And Industry	\$0	\$308,206	GF
	0.00	6.00	FTE

**Language:**

Page 94, line 14, strike "\$9,229,729" and insert "\$9,537,935".

**Explanation:**

(This amendment restores \$308,206 and 6 FTE positions to enforce the Virginia Payment of Wage Act, § 40.1-29, Code of Virginia. This restoration of funding for payment of wage investigators will ensure workers who are not properly paid have a way to seek restitution for earned wages.)

---

**Commerce And Trade**

Virginia Economic Development  
Partnership

Language

**Language:**

Page 98, after line 39, insert:

"O. The Department of Business Assistance (DBA), the Innovative and Entrepreneurship Investment Authority (IEIA), the Virginia Tourism Corporation (VTC), and the Virginia Economic Development Partnership (VEDP) shall cooperatively develop a marketing campaign to attract and recognize entrepreneurs, small businesses, and emerging industry businesses. This campaign shall include developing (i) a welcome program to facilitate speedy completion of necessary business start-up functions, including licensing, facilities location, employee relocation guides, and business support services; (ii) a recruitment campaign to target industry segments for pursuit, to identify potential incentives for the establishment, location, or relocation of these companies, and to showcase assets such as economic incentives and regional living condition profiles and asset profiles, including universities, technology councils, venture firms, and research institutes; and (iii) an operational plan and schedule to carry out such a campaign. The DBA, IEIA, VTC, and VEDP shall report to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees by November 1, 2013 on any

recommendations to implement such a program and enumerate any impediments or costs associated with these activities."

**Explanation:**

(This amendment directs the state's primary economic development agencies to work collectively to develop a marketing plan to target small and emerging industries to the Commonwealth and report to the General Assembly by November 1 on improvements required to increase the Commonwealth's ability to attract and retain such firms in Virginia.)

---

Item 123 #2h

**Commerce And Trade**

Virginia Economic Development  
Partnership

**FY 12-13**

\$0

**FY 13-14**

(\$481,500) GF

**Language:**

Page 97, line 18, strike "\$17,824,746" and insert "\$17,343,246".  
Page 98, strike lines 37 through 39.

**Explanation:**

(This amendment eliminates a proposed new initiative to promote international trade as an alternative market for defense companies located in Virginia.)

---

Item 123 #3h

**Commerce And Trade**

Virginia Economic Development  
Partnership

Language

**Language:**

Page 98, after line 39 insert:  
"O. The Virginia Economic Development Partnership shall investigate additional ways in which they might encourage the export of products and services from the Commonwealth to international markets, including researching potential methods through which to support broader availability of bridge loans and shipment insurance for Virginia exporters."

**Explanation:**



(This amendment directs the VEDP to assist Virginia companies in finding ways to expand the availability of bridge loans and shipment insurance for Virginia exporters.)

---

Item 124 #1h

<b>Commerce And Trade</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia Employment Commission	\$0	(\$500,000)	GF

**Language:**

Page 98, line 46, strike "\$609,747,894" and insert "\$609,247,894".

Page 99, strike line 30 through line 36.

**Explanation:**

(This amendment eliminates a proposed general fund appropriation for the Virginia Employment Commission to implement a one-year pilot program for an online job recruitment site that links companies and job-seekers through social media and mobile networks. The VEC receives no other general fund support and these types of services are readily available through the private sector.)

---

Item 129 #1h

<b>Commerce And Trade</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia Tourism Authority	\$0	\$50,000	GF

**Language:**

Page 100, line 44, strike "\$19,238,612" and insert "\$19,288,612".

Page 102, line 9, strike "\$280,012" and insert "\$330,012".

Page 102, line 12, strike "\$80,012" and insert "\$130,012".

Page 102, line 21, strike "Northern".

Page 102, line 22, after "markets" insert:

"through the "See Virginia First," a partnership operated by the Virginia Association of Broadcasters, in association with its affiliates in other states in the region, provided that the Association can obtain contributions of at least \$1,492,632 in television, radio and station-related internet advertising value to promote tourism in Virginia."

**Explanation:**

(This amendment adds language to a set-aside for tourism marketing in the

Washington D.C. and Baltimore, Maryland markets to ensure that the state leverages the funds to receive matching advertising contributions for its expenditures.)

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Item 130 #1h

**Education: Elementary &  
Secondary**

Secretary Of Education

Language

**Language:**

Page 104, after line 12, insert:

"H. The Secretary of Education, in consultation with the Virginia Community College System and the Board of Education, is authorized to coordinate with other stakeholders from school divisions, higher education institutions, and the private business sector to consider and review potential planning steps necessary to develop and implement a conceptual model for an Integrated School of the Future. Elements of the new blended model for a school campus would include, but not be limited to, a cohesive approach to learning that infuses engineering and mathematical principles across all curriculum areas and a focus on providing state-of-the-art technology learning opportunities that ensure both secondary and post-secondary students will be equipped for the demands of the current workplace."

**Explanation:**

(This amendment is self-explanatory.)

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Item 134 #1h

**Education: Elementary &  
Secondary**

Department Of Education, Central  
Office Operations

Language

**Language:**

Page 107, after line 34, insert:

"C.1. Out of this appropriation, \$600,926 the second year from the general fund is provided to the Department of Education to support implementation of the Opportunity Educational Institution. The Institution shall be established to provide an appropriate education for children attending any public elementary or secondary

school that has been transferred to the Institution pursuant to § 22.1-27.2, Code of Virginia. The Institution shall be administered and supervised by the Opportunity Educational Institution Board, as established in § 22.1-27.1, Code of Virginia. The Board, in administering and supervising the Institution, shall be vested with all of the powers and duties of a local school board that are set forth in the Constitution of Virginia and Code of Virginia.

2. Any school that has been denied accreditation for the previous two school years shall be transferred to the Opportunity Educational Institution.

3. The Board shall supervise and operate schools in the Opportunity Educational Institution in whatever manner that it determines to be most likely to achieve full accreditation for each school in the Institution, including the utilization of charter schools and college partnership laboratory schools.

4. Each school transferred to the Opportunity Educational Institution shall be eligible to return to the local school division upon achieving full accreditation.

5. At the end of each school year, the Board shall make a report to the Governor and the General Assembly setting forth the status of each school in the Institution, the nature of its faculty and administration, the size of its student body, its organizational and management structure, and the levels of improvement in student academic performance.

6. No later than six months prior to the expiration of a school's fifth year in the Institution, the Board shall decide whether to retain the school in the Institution for a specified number of additional school years or transfer the school back to its previous local school division.

7. Each student enrolled in a school under the supervision of the Institution shall have his proportionate state, local, and federal shares of per pupil funding transferred from the local school division of residence to the Institution. The proportional share of such per pupil funding transferred shall consist of (i) any accounts paid on the basis of student enrollment, including fall membership, March 31 average daily membership, and school-aged population; (ii) the proportionate share of applicable federal aid programs allocated for students and teachers in the Institution, including Individuals with Disabilities Education Act (IDEA) (20 U.S.C. § 1400 et seq.), Title I of the No Child Left Behind Act of 2001 (20 U.S.C. § 6301 et seq.), and the Teacher Training Grant Program pursuant to part A of Title II of the No Child Left Behind

Act of 2001 (20 U.S.C. § 6301 et seq.); (iii) the proportionate share of state monies that are allocated under other applicable Direct Aid to Public Education programs and that are not included in subpart (i) of this subsection; (iv) the per pupil required local effort for the Standards of Quality programs; (v) the per pupil required local match for any optional direct aid programs in which the school division participates that are applicable to the enrollment of the Institution; and (vi) any other proportionate share of local funding not included in subparts (iv) and (v) of this subsection that would otherwise be provided for such students enrolled in the school if the school had remained under the supervision of the local school board.

8. The Institution and the local school division of residence shall take all actions necessary to facilitate transfer of funding as prescribed in subsection A on a schedule that is sufficient for the operation of the Institution. For any school under the supervision of the Institution, the Institution shall certify to the applicable local school division of residence the enrollment of any such school on a schedule that is sufficient for the timely transfer of such payments. The Institution shall also be responsible for submitting to the resident school division any data necessary to meet any local, state, and federal reporting requirements.

9. Students enrolled in a school under the supervision of the Institution shall be included in all applicable enrollment counts of the local school division of residence. Such students shall be counted in the required local effort of Standards of Quality programs and any required local match for optional programs applicable to the local school division of residence."

**Explanation:**

(This amendment supports the implementation of the Opportunity Educational Institution, as proposed by House Bill 2096.)

---

Item 135 #1h

**Education: Elementary &  
Secondary**

Department Of Education, Central  
Office Operations

Language

**Language:**

Page 107, line 48, before "This appropriation" insert "A."

Page 108, line 3, before "In developing" insert "B."

Page 108, after line 7, insert:

"C. The Center for Innovative Technology in conjunction with the Department of Education shall annually report to the General Assembly on the level of broadband connectivity of each local school division as well as the level of computer ownership and access to broadband services for each secondary education level student. The data shall be, in the aggregate, made available through the Commonwealth's broadband availability map for use in local broadband deployment."

**Explanation:**

(This language amendment requires that the Center for Innovative Technology , with support from the Department of Education to annually report to the General Assembly on the level of broadband connectivity of each local school division as well as the level of computer ownership and access to broadband services for each secondary education level student. This is the companion amendment to House Bill 1915 that will require the Board of Education to only approve electronic textbooks for use in grades six through twelve if the "e-books" are equally accessible to all students at school and in their residence. Further, each student's residential access to an appropriate computer shall not be shared with another student.)

---

Item 137 #1h

**Education: Elementary &  
Secondary**

**FY 12-13**

**FY 13-14**

Department Of Education, Central  
Office Operations

\$0

(\$156,060) GF

**Language:**

Page 108, line 30, strike "\$16,666,615" and insert "\$16,510,555".

**Explanation:**

(This amendment level funds the Virginia Longitudinal Data System to the amount in the first year and captures \$156,060 in the second year from the general fund.)

---

Item 138 #1h

**Education: Elementary &**

**Secondary**

Direct Aid To Public Education

Language

**Language:**

Page 112, line 45, after "classroom." insert:

"Any school division which desires to apply for this competitive grant must submit a proposal to the Department of Education by August 1, 2013. The proposal must define student outcome objectives including, but not limited to, reductions in disciplinary referrals and out-of-school suspension rates. In making the competitive grant awards, the Department of Education shall give priority to school divisions proposing to serve schools identified by the Department as having high suspension rates. School divisions currently implementing Effective School-wide Discipline in one or more schools shall be eligible to apply for grants to support expansion of the program to additional schools. No funds awarded to a school division under this grant may be used to supplant funding for schools already implementing the program."

**Explanation:**

(This amendment modifies budget language to provide additional details and clarity regarding the implementation of the effective school-wide discipline initiative.)

---

Item 138 #2h

**Education: Elementary &  
Secondary**

Direct Aid To Public Education

Language

**Language:**

Page 112, line 5, strike "new".

Page 112, line 5, after "with" insert "up to three years of".

Page 112, line 5, strike "no".

Page 112, line 7, after "in" insert:

"Middle Education 6-8: Mathematics, Mathematics-Algebra I,".

Page 112, line 7, after "mathematics," insert:

"Middle Education 6-8: Science, Biology, Chemistry, Earth and Space Science,".

Page 112, line 9, after "first" insert ", second, or third".

Page 112, line 10, after "year." insert:

"A teacher, holding one or more of the aforementioned endorsements and assigned to a teaching position in a corresponding STEM subject area and regardless of teaching

experience, who is reassigned from a fully accredited school in a Virginia school division to a hard-to-staff school or a school that is not fully accredited and receives a satisfactory performance evaluation and a signed contract for the following year is also eligible to receive an initial incentive award of \$5,000."

Page 112, line 12, after "teaches a" insert "qualifying".

Page 112, line 12, after "subject" insert:

"in which the teacher has an endorsement".

Page 112, line 13, after "division" insert:

"following the year in which the teacher receives the initial incentive award".

Page 112, line 15, after "or" insert "low-performing".

Page 112, line 15, strike "in improvement" and insert "not fully accredited".

**Explanation:**

(This amendment expands the pool of teachers eligible to receive the STEM bonus.)

---

Item 139 #1h

**Education: Elementary &  
Secondary**

Direct Aid To Public Education

Language

**Language:**

Page 116, line 4, strike "For the 2012-2014 biennium,".

Page 116, line 4, after "biennium," unstrike "The".

Page 116, line 4, strike the second "the".

Page 116, line 6, strike "shall" and insert "may".

Page 116, line 8, after "services" strike remaining line.

Page 116, strike line 9 through 14.

**Explanation:**

(This amendment provides all school divisions with flexibility to spend health services funding as best fits the needs of students. In addition, this amendment conforms the spending of health services funding with all other state funded programs in direct aid, which do not mandate that 100 percent of allocated funding be spent in a specific initiative regardless of actual need.)

---

Item 139 #2h

<b>Education: Elementary &amp; Secondary</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Direct Aid To Public Education	(\$452,327)	\$0	GF

**Language:**

- Page 112, line 47, strike "\$5,805,289,686" and insert "\$5,804,837,359".
- Page 114, line 17, strike "\$1,050,000" and insert "\$597,673".
- Page 114, line 22, strike "\$72,540,113" and insert "\$72,087,786".
- Page 140, line 40, strike "\$1,050,000" and insert "\$597,673".

**Explanation:**

(This amendment captures anticipated savings in the performance pay pilot initiative based on final awards to qualifying teachers.)

---

Item 139 #3h

<b>Education: Elementary &amp; Secondary</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Direct Aid To Public Education	(\$7,000,237)	\$0	GF
	\$7,000,000	\$0	NGF

**Language:**

- Page 112, line 47, strike "\$5,805,289,686" and insert "\$5,805,289,449".
- Page 112, line 50, strike "\$5,184,805,944" and insert "\$5,177,805,707".
- Page 113, line 3, strike "\$492,460,000" and insert "\$499,460,000".
- Page 113, line 5, strike "\$5,169,275,258" and insert "\$5,162,275,021".
- Page 113, line 9, strike "\$632,946,428" and insert "\$639,946,428".
- Page 113, line 35, strike "(split funded)".
- Page 113, line 36, strike "\$136,545" and insert "\$0".
- Page 113, line 46, after "Remedial Summer School" insert "(split funded)".
- Page 113, line 47, strike "\$21,821,525" and insert "\$14,957,713".
- Page 113, line 56, strike "\$5,184,805,944" and insert "\$5,177,805,587".
- Page 115, line 11, strike "\$61,126,121" and insert "\$61,262,666".
- Page 115, after line 11, insert:  
"Remedial Summer School (split funded) \$6,863,812 \$0"
- Page 115, line 13, strike "\$492,460,000" and insert "\$499,460,000".
- Page 123, line 1, strike "\$492,460,000" and insert "\$499,460,000".
- Page 125, line 16, strike "\$136,545 the first year and".
- Page 125, line 17, strike "\$61,126,121" and insert "\$61,262,666".



Page 128, line 30, strike "\$21,821,525" and insert "\$14,957,713".

Page 128, line 31, after "fund" insert:

"and \$6,863,812 the first year from the Lottery Proceeds Fund".

Page 478, line 30, strike "\$480,300,000" and insert "\$487,300,000".

**Explanation:**

(This amendment increases the appropriation for the Lottery Proceeds Fund in the first year and uses the additional funding to supplant general fund support for existing costs.)

---

Item 139 #4h

**Education: Elementary &  
Secondary**

Direct Aid To Public Education

Language

**Language:**

Page 118, line 34, after "year", insert:

"and the 2013-2014 school year".

**Explanation:**

(This amendment permits a school division that was granted a waiver regarding the opening date of the school year for the 2011-2012 school year under the good cause requirements to continue to be granted the waiver in the 2012-2013 school year and the 2013-2014 school year. Currently, the waiver extension is only effective for the 2012-2013 school year. This amendment extends the waiver to the 2013-2014 school year.)

---

Item 139 #5h

**Education: Elementary &  
Secondary**

Direct Aid To Public Education

**FY 12-13**

**FY 13-14**

\$0	(\$374,018)	GF
\$0	\$374,018	NGF

**Language:**

Page 124, line 7, strike "\$130,786,428" and insert "\$131,160,446".

**Explanation:**

(This amendment increases the Literary Fund transfer for teacher retirement.)

---

Item 139 #6h

**Education: Elementary &  
Secondary**

Direct Aid To Public Education

Language

**Language:**

Page 131, line 33, strike "years 2013, 2014," and insert "year 2013."

Page 131, strike lines 34 through 36.

Page 131, line 37, strike "these three-year supplemental grants shall only receive them one time."

Page 131, line 39, strike "Schools that qualify for three-year supplemental".

Page 131, strike line 40.

Page 131, line 41, strike "supplemental grant funding." and insert:

"Schools that administer SOL tests in Spring 2013 and that are not fully accredited based on school accreditation ratings in effect for fiscal year 2014 will qualify to participate in the Virginia e-Learning Backpack Initiative in fiscal year 2014 and receive: (1) a supplemental grant of \$400 per student reported in ninth grade fall membership in a qualifying school for the purchase of a tablet computer device for that student and (2) a supplemental grant of \$2,400 per qualifying school to purchase two content creation packages for teachers. Schools eligible to receive this supplemental grant in fiscal year 2014 shall continue to receive the grant for the number of subsequent years equaling the number of grades 9 through 12 in the qualifying school up to a maximum of four years. Schools eligible to receive these grants for a period of up to four years beginning in fiscal year 2014 shall not be eligible to receive a separate award in the future once the original award period has concluded. Schools that are fully accredited or that are new schools with conditional accreditation in their first year shall not be eligible to receive this supplemental grant."

Page 131, line 55, after "grants" insert "in the first year".

Page 132, line 1, after "match." insert:

"School divisions that receive supplemental grants in the second year pursuant to paragraph g.5) above shall use the funds in qualifying schools to purchase tablet computer devices for ninth grade students reported in fall membership and content creation packages for teachers."

Page 132, line 22, after "school" insert "in the first year".

Page 132, after line 30, insert:

"e) School divisions shall be eligible to receive supplemental grants in the second year pursuant to paragraph g.5) above. These supplemental grants shall be used in qualifying schools for the purchase of tablet computer devices for ninth grade students reported in fall membership and content creation packages for teachers. Participating school divisions will be required to select a core set of electronic textbooks, applications and online services for productivity, learning management, collaboration, practice, and assessment to be included on all devices. In addition, participating school divisions will assume recurring costs for electronic textbook purchases and maintenance."

Page 132, line 31, strike "e)" and insert "f)".

**Explanation:**

(This amendment reprograms existing funding for VPSA supplemental grants of \$26,000 each year for three years that are awarded to schools that are not fully accredited. In lieu of these grants, the funding will be used to purchase tablet computers for 9th grade students in eligible schools that are not fully accredited.)

---

Item 139 #7h

**Education: Elementary &  
Secondary**

Direct Aid To Public Education

Language

**Language:**

Page 143, after line 37, insert:

"e. The Governor is hereby authorized to allocate a sum of up to \$62,596,110 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 five 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 in the manner stated in paragraphs C.36.a.1) and 2), C.36.b.1) and 2), C.36.c., and C.36.d.1) and 2) and 3) above."

**Explanation:**

(This amendment adds a revenue contingency to the funding proposed for a 2.0

percent salary incentive increase for instructional and support staff similar to the contingency already in place for the 2.0 percent salary increase for state employees in fiscal year 2014.)

---

Item 139 #8h

**Education: Elementary &  
Secondary**

Direct Aid To Public Education

Language

**Language:**

Page 144, after line 31, insert:

“38. Reading Specialists Initiative

a. An additional payment of \$1,433,116 the second year from the general fund shall be disbursed by the Department of Education to qualifying local school divisions for the purpose of providing a reading specialist for any school that has a school-wide pass rate of less than 75 percent on the third grade reading Standards of Learning (SOL) assessments.

b. These payments shall be based on the state’s share of the cost of providing one reading specialist per qualifying school based on the 2011-2012 SOL pass rates for reading.

c. These payments are available to any school division with a qualifying school that (1) certifies to the Department of Education that the division has hired a reading specialist to provide direct services to children reading below grade level in the school to improve reading achievement and (2) applies and receives a waiver for up to two years from the Board of Education for the administration of third grade SOL assessments in science or history and social science for the purpose of creating additional instructional time for reading specialists to work with students reading below grade level to improve reading achievement.”

**Explanation:**

(This amendment provides details regarding the implementation of this initiative, including eligibility criteria.)

---

Item 139 #9h

**Education: Elementary &  
Secondary**

**FY 12-13**

**FY 13-14**



**Education: Elementary &  
Secondary**

**FY 12-13**

**FY 13-14**

Direct Aid To Public Education

\$0

\$1,300,000 GF

**Language:**

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,920,546,268".

Page 124, line 7, strike "\$130,786,428" and insert "\$129,486,428".

Page 133, after line 22, insert:

"13. Security Equipment Payments

1) A security equipment grant program shall be conducted through the Virginia Public School Authority, through the issuance of equipment notes in an amount estimated at up to \$6,000,000 in fiscal year 2013 and \$6,000,000 in fiscal year 2014 in conjunction with the Virginia Public School Authority technology notes program authorized in 139.C.12. above. Proceeds of the notes will be used to help offset the related costs associated with the purchase of appropriate security equipment that will improve and help ensure the safety of students attending public schools in Virginia.

2) The Board of Education shall authorize amounts estimated at \$1,300,000 the second year from the Literary Fund to provide debt service payments for the security equipment grant program conducted through the Virginia Public School Authority in fiscal year 2013.

3) It is the intent of the General Assembly to authorize sufficient Literary Fund revenues to pay debt service on the Virginia Public School Authority bonds or notes authorized for security equipment grant programs in fiscal year 2013 and in fiscal year 2014. In developing the proposed 2014-16, 2016-2018, and 2018-2020 biennial budgets for public education, the Board of Education shall include a recommendation to the Governor to authorize sufficient Literary Fund revenues to make debt service payments for these programs in fiscal years 2015, 2016, 2017, 2018, and 2019.

4) Grant award funds from the issuance of up to \$6,000,000 in fiscal year 2013 and \$6,000,000 in fiscal year 2014 in equipment notes shall be distributed to eligible school divisions. The grant awards will be based on a competitive grant basis of up to \$100,000 per school division. School divisions will be permitted to apply annually for grant funding. For purposes of this program, eligible schools shall include schools that are subject to state accreditation and reporting membership in grades K through 12 as of September 30, 2012, for the fiscal year 2013 issuance, and September 30, 2013, for the fiscal year 2014 issuance, as well as regional vocational centers, special education centers, alternative education centers, regular school year

Governor's Schools, and the Virginia School for the Deaf and the Blind.

5) School divisions would submit their application to Department of Education by August 1 of each year based on the criteria developed by the Department of Education in collaboration with the Department of Criminal Justice Services who will provide requested technical support. Furthermore, the Department of Education will have the authority to make such grant awards to such school divisions.

6) It is also the intent of the General Assembly that the total amount of the grant awards shall not exceed \$30,000,000 over any ongoing revolving five year period.

7) Required local match:

a) Localities are required to provide a match for these funds equal to 25 percent of the grant amount. The Superintendent of Public Instruction is authorized to reduce the required local match for school divisions with a composite index of local ability-to-pay below 0.2000. The Virginia School for the Deaf and the Blind is exempt from the match requirement.

b) Pursuant to § 15.2-1302, Code of Virginia, and in the event that two or more school divisions became one school division, whether by consolidation of only the school divisions or by consolidation of the local governments, such resulting division shall be provided funding through this program on the basis of having the same number of school divisions as existed prior to September 30, 2012.

c) Local school divisions shall maximize the use of available federal funds, including E-Rate Funds, and to the extent possible, use such funds to supplement the program and meet the goals of this program.

Page 133, line 23, strike "13." and insert "14."

Page 135, line 15, strike "14." and insert "15."

Page 136, line 6, strike "15." and insert "16."

Page 136, line 30, strike "16." and insert "17."

Page 136, line 35, strike "17." and insert "18."

Page 136, line 41, strike "18." and insert "19."

Page 137, line 11, strike "19." and insert "20."

Page 137, line 23, strike "20." and insert "21."

Page 137, line 27, strike "21." and insert "22."

Page 137, line 34, strike "22." and insert "23."

Page 137, line 39, strike "23." and insert "24."

Page 137, line 44, strike "24." and insert "25."

Page 138, line 11, strike "25." and insert "26."  
 Page 138, line 19, strike "26." and insert "27."  
 Page 138, line 27, strike "27." and insert "28."  
 Page 139, line 41, strike "28." and insert "29."  
 Page 139, line 46, strike "29." and insert "30."  
 Page 140, line 12, strike "30." and insert "31."  
 Page 140, line 34, strike "31." and insert "32."  
 Page 140, line 39, strike "32." and insert "33."  
 Page 140, line 45, strike "33." and insert "34."  
 Page 140, line 50, strike "34." and insert "35."  
 Page 141, line 2, strike "35." and insert "36."  
 Page 143, line 20, strike "36." and insert "37."  
 Page 143, line 38, strike "37." and insert "38."

**Explanation:**

(This amendment provides \$1.3 million the second year from the general fund to supplant a like amount of Literary Fund revenue used for teacher retirement. The Literary Fund dollars will be used to pay the debt service on approximately \$6.0 million in equipment notes that school divisions could receive to purchase security related items. Each school division would be eligible to apply for a competitive grant up to \$100,000 each year.)

Item 139 #12h

**Education: Elementary & Secondary**

**FY 12-13**

**FY 13-14**

Direct Aid To Public Education

\$0

\$9,053,658 GF

**Language:**

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,928,299,926".

Page 143, after line 36, insert:

"d.1) The appropriation in this item includes \$9,053,658 the second year from the general fund for the state share of a payment equivalent to a 2.0 percent salary increase, effective January 1, 2014, for funded SOQ support positions.

2) It is the intent of the General Assembly that the average support position salaries be improved throughout the state by at least 2.0 percent during the second year. Sufficient funds are appropriated in this act to finance, on a statewide basis, the state share of a 2.0 percent salary increase for funded SOQ support positions, effective January 1, 2014, to school divisions which certify to the Department of Education



that equivalent salary increases have been provided for the support positions in the second year by January 1, 2014.

3) These funds shall be matched by the local government, based on the composite index of local ability-to-pay.

Page 143, line 37, strike "d." and insert "e."

Page 143, after line 37, insert:

"f. School divisions cannot use the local required match to effectuate the compensation adjustments mandated in Chapter 822 of the 2012 Virginia Acts of Assembly."

**Explanation:**

(This amendment provides \$9.1 million in the second year from the general fund to fund the share's share of a 2 percent salary incentive payment to school divisions for funded SOQ support positions. The salary incentive funding will be based on an effective date of January 1, 2014, and will require a local match.)

---

Item 139 #13h

**Education: Elementary &  
Secondary**

**FY 12-13**

**FY 13-14**

Direct Aid To Public Education

\$0

(\$4,998,839) GF

**Language:**

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,914,247,429".

Page 143, line 21, strike "\$58,541,291" and insert "\$53,542,452".

Page 143, line 22, strike "July" and insert "August".

Page 143, line 30, strike "July" and insert "August".

Page 143, line 31, strike "equivalent" and insert "2.0 percent".

Page 143, line 32, after "second year" insert "by January 1, 2014".

Page 143, line 34, after "ability-to-pay" insert:

"which shall be calculated using an effective date of January 1, 2014, as the basis for the local match requirement for both funded SOQ instructional and support positions."

Page 143, after line 37, insert:

"e. School divisions cannot use the local required match to effectuate the compensation adjustments mandated in Chapter 822 of the 2012 Virginia Acts of Assembly."

**Explanation:**

(This amendment adjusts the effective date of the 2 percent salary incentive for funded SOQ instructional positions to conform to the same date used for the state supported local employees salary increase which is August 1, 2013. State funding for the 2 percent salary incentive will be calculated based on an effective date of August 1, 2013, which equates to 11 months of state funding. The local required match for the 2 percent salary incentive will be based on an effective date of January 1, 2014, which equates to 6 months of local funding.)

---

Item 139 #14h

**Education: Elementary &  
Secondary**

**FY 12-13**

**FY 13-14**

Direct Aid To Public Education

\$0

(\$7,500,000) GF

**Language:**

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,911,746,268".

Page 114, line 20, strike "\$15,000,000" and insert "\$7,500,000".

Page 114, line 21, strike "\$146,913,760" and insert "\$139,413,760".

Page 143, line 39, strike "\$15,000,000" and insert "\$7,500,000".

**Explanation:**

(This amendment decreases the funding for the Strategic Compensation Grants by \$7,500,000 in the second year from the general fund.)

---

Item 144 #1h

**Education: Higher Education**

State Council Of Higher Education  
For Virginia

Language

**Language:**

Page 148, line 17, strike "\$1,500" and insert "\$2,000".

**Explanation:**

(This amendment clarifies that the annual stipend resulting from the proposed funding level is \$2,000.)

---

Item 144 #2h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
State Council Of Higher Education For Virginia	\$0	(\$4,413,750)	GF

**Language:**

Page 146, line 24, strike "\$74,642,198" and insert "\$70,228,448".

Page 146, strike 43 through 45 and insert "."

**Explanation:**

(This amendment eliminates the general fund match for the College Scholarship Assistance Program which was terminated by the federal government effective in fiscal year 2014.)

---

Item 146 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
State Council Of Higher Education For Virginia	\$0	\$50,000	GF

**Language:**

Page 149, line 9, strike "\$13,121,461" and insert "\$13,171,461".

**Explanation:**

(This amendment provides additional operating support for costs associated with governance training and reporting.)

---

Item 146 #2h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
State Council Of Higher Education For Virginia	\$0	(\$135,295)	GF

**Language:**

Page 149, line 9, strike "\$13,121,461" and insert "\$12,986,166".

**Explanation:**

(This amendment eliminates proposed funding for the longitudinal data system.)

---

Item 149 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Christopher Newport University	\$0	\$28,172	GF

**Language:**

Page 151, line 26, strike "\$59,557,003" and insert "\$59,585,175".

Page 152, line 14, strike, "\$1,115,986" and insert "\$446,394".

Page 152, after line 16, insert:

"3. Christopher Newport University shall reallocate up to an additional \$669,592 the second year from current educational and general program funds to address faculty compensation issues, operation and maintenance of new facilities or other institutional initiatives or priorities."

Page 152, strike lines 17 through 25.

**Explanation:**

(This amendment provides additional operating funds and changes the proposed reallocation requirement to allow an institution to address their priorities.)

---

Item 150 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Christopher Newport University	\$0	(\$28,172)	GF

**Language:**

Page 152, line 27, strike "\$5,274,538" and insert "\$5,246,366".

Page 152, after line 35, insert:

"Out of this appropriation, an additional \$28,172 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 149 redirects a portion of the proposed financial aid increase for operating costs.)

---

Item 153 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
The College Of William And Mary In Virginia	\$0	\$19,915	GF

**Language:**

Page 153, line 27, strike "\$166,294,944" and insert "\$166,314,859".

Page 154, line 22, strike "\$1,786,079" and insert "\$714,432".

Page 154, after line 24, insert:

"3. The College of William and Mary shall reallocate up to an additional \$1,071,647 the second year from current educational and general program funds to address faculty compensation issues, operation and maintenance of new facilities or other institutional initiatives or priorities."

Page 154, strike lines 25 through 33.

**Explanation:**

(This amendment provides additional funds for the operation and maintenance of Tucker Hall and Brafferton Hall and changes the proposed reallocation requirement to allow an institution to address their priorities.)

---

Item 153 #2h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
The College Of William And Mary In Virginia	\$0	\$270,000	GF

**Language:**

Page 153, line 27, strike "\$166,294,944" and insert "\$166,564,944".

**Explanation:**

(This amendment provides additional funding to accomplish the goal of increasing access for in-state undergraduate students. In 2011, the College of William and Mary agreed to increase in-state undergraduate enrollment by a total of 150 over a four-year period. This funding, combined with the amount included in the introduced budget, represents the state share for the third year of this expansion.)

---

Item 154 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
The College Of William And Mary In Virginia	\$0	(\$19,915)	GF

**Language:**

Page 154, line 35, strike "\$20,598,072" and insert "\$20,578,157".

Page 154, after line 44, insert:

"A. Out of this appropriation, an additional \$19,915 the second year from the general fund is designated to support work study financial aid programs."

Page 154, line 45, before "Higher", insert "B."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 153 redirects a portion of the proposed financial aid increase for operating costs.)

---

Item 157 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Richard Bland College	\$0	\$125,000	GF

**Language:**

Page 155, line 41, strike "\$9,816,255" and insert "\$9,941,255".

**Explanation:**

(This amendment provides additional general funds to support the development of new distance education courses and programs at Richard Bland College.)

---

Item 157 #2h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Richard Bland College	\$0	\$2,795	GF

**Language:**

Page 155, line 41, strike "\$9,816,255" and insert "\$9,819,050".

Page 156, line 23, strike "\$247,326" and insert "\$98,930".

Page 156, after line 26, insert:

"3. Richard Bland College shall reallocate up to an additional \$148,396 the second year from current educational and general program funds to address faculty compensation issues, operation and maintenance of new facilities or other institutional initiatives or priorities."

Page 156, strike lines 27 through 35.

**Explanation:**

(This amendment provides additional operating funds and changes the proposed reallocation requirement to allow an institution to address their priorities.)

---

Item 158 #1h

**Education: Higher Education**

**FY 12-13**

**FY 13-14**

Richard Bland College

\$0

(\$2,795) GF

**Language:**

Page 156, line 37, strike "\$435,101" and insert "\$432,306".

Page 156, after line 40, insert:

"Out of this appropriation, an additional \$2,795 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 157 redirects a portion of the proposed financial aid increase for operating costs.)

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Item 161 #1h

**Education: Higher Education**

Virginia Institute Of Marine  
Science

Language

**Language:**

Page 158, strike lines 16 through 19.

Page 158, line 20, strike "J" and insert "I".

**Explanation:**

(This amendment eliminates the requirement to reallocate three percent of operating funds in the introduced budget.)

---

Item 164 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
George Mason University	\$0	\$1,000,000	GF

**Language:**

Page 159, line 15, strike "\$422,422,683" and insert "\$423,422,683".

**Explanation:**

(This amendment provides general fund money for new faculty to support expansion of STEM enrollment and course offerings.)

---

Item 164 #2h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
George Mason University	\$0	\$100,000	GF

**Language:**

Page 159, line 15, strike "\$422,422,683" and insert "\$422,522,683".

Page 160, after line 14, insert:

"3. Out of this appropriation, \$100,000 the second year from the general fund is designated to support a partnership between George Mason University and the Center for Excellence in Education to enhance the capabilities of school teachers to teach STEM programs. The funding will allow for (a) five additional "Bite of Science" programs impacting over 125 teachers and 17,125 students, (b) four Teacher Roundtables impacting over 100 teachers and 13,700 students and (c) a part-time staff dedicated to the enhancement of materials in the Teacher Enrichment Program Clearinghouse, an online compendium of science resources for Virginia teachers."

**Explanation:**

(This amendment provides general fund money for a partnership between the Center for Excellence in Education and George Mason University to enhance STEM



capabilities for teachers.)

---

Item 164 #3h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
George Mason University	\$0	\$95,619	GF

**Language:**

Page 159, line 15, strike "\$422,422,683" and insert "\$422,518,302".

Page 160, line 12, strike "\$5,352,450" and insert "\$2,140,980".

Page 160, after line 14, insert:

"3. George Mason University shall reallocate up to an additional \$3,211,470 the second year from current educational and general program funds to address faculty compensation issues, operation and maintenance of new facilities or other institutional initiatives or priorities."

Page 160, strike lines 23 through 31.

**Explanation:**

(This amendment provides additional operating funds and changes proposed reallocation requirement to allow an institution to address their priorities.)

---

Item 165 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
George Mason University	\$0	(\$95,619)	GF

**Language:**

Page 160, line 33, strike "\$25,263,023" and insert "\$25,167,404".

Page 160, after line 40, insert:

"Out of this appropriation, an additional \$95,619 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 164 redirects a portion of the proposed financial aid increase for operating costs.)

---

Item 168 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
James Madison University	\$0	\$45,662	GF

**Language:**

Page 161, line 37, strike "\$249,807,443" and insert "\$249,853,105".

Page 162, line 31, strike "\$3,113,327" and insert "\$1,245,331".

Page 162, after line 34, insert:

"3. James Madison University shall reallocate up to an additional \$1,867,996 the second year from current educational and general program funds to address faculty compensation issues, operation and maintenance of new facilities or other institutional initiatives or priorities."

Page 162, strike lines 43 through 51.

**Explanation:**

(This amendment provides additional operating funds and changes the proposed reallocation requirement to allow an institution to address their priorities.)

---

Item 168 #2h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
James Madison University	\$0	\$1,000,000	GF

**Language:**

Page 161, line 37, strike "\$249,807,443" and insert "\$250,807,443".

**Explanation:**

(This amendment provides additional funding to accomplish the goal of increasing access for in-state undergraduate students. In 2011, James Madison University agreed to increase in-state undergraduate enrollment by a total of 395 over four-year period. This funding, combined with the amount included in the introduced budget, represents the state share for the third year of this expansion.)

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Item 169 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
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James Madison University

\$0

(\$45,662) GF

**Language:**

Page 162, line 53, strike "\$11,421,932" and insert "\$11,376,270".

Page 163, after line 8, insert:

"Out of this appropriation, an additional \$45,662 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 168 redirects a portion of the proposed financial aid increase for operating costs.)

---

Item 172 #1h

**Education: Higher Education**

**FY 12-13**

**FY 13-14**

Longwood University

\$0

\$25,705 GF

**Language:**

Page 163, line 47, strike "\$56,525,231" and insert "\$56,550,936".

Page 164, line 35, strike "\$1,096,872" and insert "\$438,749".

Page 164, after line 38, insert:

"3. Longwood University shall reallocate up to an additional \$658,123 the second year from current educational and general program funds to address faculty compensation issues, operation and maintenance of new facilities or other institutional initiatives or priorities."

Page 164, strike lines 39 through 47.

**Explanation:**

(This amendment provides additional operating funds and changes the proposed reallocation requirement to allow an institution to address their priorities.)

---

Item 173 #1h

**Education: Higher Education**

**FY 12-13**

**FY 13-14**

Longwood University

\$0

(\$25,705) GF

**Language:**

Page 164, line 49, strike "\$4,008,045" and insert "\$3,982,340".

Page 165, after line 3, insert:

"Out of this appropriation, an additional \$25,705 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 172 redirects a portion of the proposed financial aid increase for operating costs.)

---

Item 176 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Norfolk State University	\$0	\$100,000	GF
	\$0	\$50,000	NGF
	0.00	1.00	FTE

**Language:**

Page 165, line 41, strike "\$74,399,823" and insert "\$74,549,823".

**Explanation:**

(This amendment provides funding to support an additional nursing faculty.)

---

Item 176 #2h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Norfolk State University	\$0	\$48,089	GF

**Language:**

Page 165, line 41, strike "\$74,399,823" and insert "\$74,447,912".

Page 167, line 2, strike "\$1,487,043" and insert "\$594,817".

Page 167, after line 5, insert:

"3. Norfolk State University shall reallocate up to an additional \$892,226 the second year from current educational and general program funds to address faculty compensation issues, operation and maintenance of new facilities or other institutional initiatives or priorities."

Page 167, strike lines 9 through 17.

**Explanation:**

(This amendment provides additional operating funds and changes the proposed reallocation requirement to allow an institution to address their priorities.)

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Item 177 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Norfolk State University	\$0	(\$48,089)	GF

**Language:**

Page 167, line 19, strike "\$12,792,655" and insert "\$12,744,566".

Page 167, after line 26, insert:

"Out of this appropriation, an additional \$48,089 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 176 redirects a portion of the proposed financial aid increase for operating costs.)

---

Item 180 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Old Dominion University	\$0	\$125,000	GF

**Language:**

Page 168, line 13, strike "\$231,878,330" and insert "\$232,003,330".

Page 169, after line 49, insert:

"K. Out of this appropriation, \$150,000 the second year from the general fund is designated to plan a joint School of Public Health with Eastern Virginia Medical School."

**Explanation:**

(This amendment is self-explanatory.)

---

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Old Dominion University	\$0	\$102,741	GF

**Language:**

Page 168, line 13, strike "\$231,878,330" and insert "\$231,981,071".

Page 169, line 31, strike, "\$4,538,952" and insert "\$1,815,581".

Page 169, after line 33, insert:

"3. Old Dominion Newport University shall reallocate up to an additional \$2,723,371 the second year from current educational and general program funds to address faculty compensation issues, operation and maintenance of new facilities or other institutional initiatives or priorities."

Page 169, line 34, strike "3" and insert "4".

Page 169, line 34, after "\$220,000", insert:

"the first year and \$320,000 the second year".

Page 169, line 34, strike "each year".

Page 169, strike lines 41 through 49.

**Explanation:**

(This amendment provides additional operating funds and changes the proposed reallocation requirement to allow an institution to address their priorities. A portion of the additional operating funds is intended to expand the STEM education partnership between Old Dominion and NASA Wallops Island in the second year.)

---

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Old Dominion University	\$0	(\$102,741)	GF

**Language:**

Page 169, line 51, strike "\$18,232,445" and insert "\$18,129,704".

Page 170, after line 3, insert:

"Out of this appropriation, an additional \$102,741 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 180 redirects a portion of the proposed financial aid increase for operating

costs.)

---

Item 184 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Radford University	\$0	\$45,646	GF

**Language:**

Page 171, line 25, strike "\$105,785,323" and insert "\$105,830,969".

Page 172, line 9, strike, "\$1,983,068" and insert "\$793,227".

Page 172, after line 12, insert:

"3. Radford University shall reallocate up to an additional \$1,189,841 the second year from current educational and general program funds to address faculty compensation issues, operation and maintenance of new facilities or other institutional initiatives or priorities."

Page 172, strike lines 13 through 21.

**Explanation:**

(This amendment provides additional operating funds and changes the proposed reallocation requirement to allow an institution to address their priorities.)

---

Item 185 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Radford University	\$0	(\$45,646)	GF

**Language:**

Page 172, line 23, strike "\$9,684,305" and insert "\$9,638,659".

Page 172, after line 30, insert:

"Out of this appropriation, an additional \$45,646 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 184 redirects a portion of the proposed financial aid increase for operating costs.)

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Item 188 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
University Of Mary Washington	\$0	\$11,212	GF

**Language:**

Page 173, line 30, strike "\$61,162,206" and insert "\$61,173,418".

Page 174, line 22, strike, "\$903,101" and insert "\$361,240".

Page 174, after line 24, insert:

"3. The University of Mary Washington shall reallocate up to an additional \$541,861 the second year from current educational and general program funds to address institutional initiatives or priorities."

Page 174, strike lines 25 through 33.

**Explanation:**

(This amendment provides additional operating funds and changes the proposed reallocation requirement to allow an institution to address their priorities.)

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Item 189 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
University Of Mary Washington	\$0	(\$11,212)	GF

**Language:**

Page 174, line 35, strike "\$2,501,643" and insert "\$2,490,431".

Page 174, after line 42, insert:

"Out of this appropriation, an additional \$11,212 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 188 redirects a portion of the proposed financial aid increase for operating costs.)

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Item 191 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
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**Explanation:**

(This amendment provides additional operating funds and changes the proposed reallocation requirement to allow an institution to address their priorities.)

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Item 195 #3h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
University Of Virginia	\$0	\$985,000	GF

**Language:**

Page 175, line 46, strike "\$546,616,069" and insert "\$547,601,069".

**Explanation:**

(This amendment provides additional funding to accomplish the goal of increasing access for in-state undergraduate students. In 2011, the University of Virginia agreed to increase in-state undergraduate enrollment by a total of about 980 over a four-year period. This funding, combined with the amount included in the introduced budget, represents the state share for the third year of this expansion.)

---

Item 196 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
University Of Virginia	\$0	(\$35,551)	GF

**Language:**

Page 178, line 26, strike "\$73,108,622" and insert "\$73,073,071".

Page 178, after line 43, insert:

"C. Out of this appropriation, an additional \$35,551 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 195 redirects a portion of the proposed financial aid increase for operating costs.)

---

Item 197 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
University Of Virginia	\$0	\$1,000,000	GF

**Language:**

Page 178, line 46, strike "\$292,065,332" and insert "\$293,065,332".

**Explanation:**

(This amendment provides general fund money to establish an economic development fund to increase research and promote technology-based business development through creation of the UVA Economic Development Accelerator.)

---

Item 197 #2h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
University Of Virginia	\$0	\$1,000,000	GF

**Language:**

Page 178, line 46, strike "\$292,065,332" and insert "\$293,065,332".

Page 179, line 4, strike the second "\$2,381,720" and insert "\$3,381,720".

**Explanation:**

(This amendment provides additional general fund money to expand cancer research using additional one-time revenues from the arbitration settlement with tobacco companies as part of the Master Settlement Agreement.)

---

Item 202 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
University Of Virginia's College At	\$0	\$150,000	GF
Wise	\$0	\$60,000	NGF

**Language:**

Page 180, line 38, strike "\$20,901,997" and insert "\$21,111,997".

**Explanation:**

(This amendment provides additional funding to support expansion of Summer College course offerings.)

---

Item 202 #2h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
University Of Virginia's College At Wise	\$0	\$12,924	GF

**Language:**

Page 180, line 38, strike "\$20,901,997" and insert "\$20,914,921".

Page 181, line 38, strike, "\$569,783" and insert "\$227,913".

Page 181, after line 40, insert:

"3. The University of Virginia at Wise shall reallocate up to an additional \$341,870 the second year from current educational and general program funds to address faculty compensation issues, operation and maintenance of new facilities or other institutional initiatives or priorities."

Page 181, strike lines 44 through 52.

**Explanation:**

(This amendment provides additional operating funds and changes the proposed reallocation requirement to allow an institution to address their priorities.)

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Item 203 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
University Of Virginia's College At Wise	\$0	(\$12,924)	GF

**Language:**

Page 182, line 2, strike "\$2,062,051" and insert "\$2,049,127".

Page 182, after line 8, insert:

"Out of this appropriation, an additional \$12,924 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in

Item 202 redirects a portion of the proposed financial aid increase for operating costs.)

---

Item 206 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia Commonwealth University	\$0	\$175,000	GF

**Language:**

Page 183, line 3, strike "\$498,469,051" and insert "\$498,644,051".

Page 183, line 45, strike the second "\$261,685" and insert "\$386,685".

Page 183, line 47, strike "each" and insert:

"the first year and \$319,750 the second".

Page 184, line 38, strike the second "\$202,595" and insert "\$252,595".

**Explanation:**

(This amendment provides additional general fund money to support Alzheimer's research and the Palliative Care program at Virginia Commonwealth University.)

---

Item 206 #2h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia Commonwealth University	\$0	\$130,299	GF

**Language:**

Page 183, line 3, strike "\$498,469,051" and insert "\$498,599,350".

Page 185, line 14, strike, "\$7,167,930" and insert "\$2,867,172".

Page 185, after line 16, insert:

"3. Virginia Commonwealth University shall reallocate up to an additional \$4,300,758 the second year from current educational and general program funds to address faculty compensation issues, operation and maintenance of new facilities or other institutional initiatives or priorities."

Page 185, strike lines 25 through 33.

**Explanation:**

(This amendment provides additional operating funds and changes the proposed reallocation requirement to allow an institution to address their priorities.)

---

Item 207 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia Commonwealth University	\$0	(\$130,299)	GF

**Language:**

Page 185, line 35, strike "\$31,234,150" and insert "\$31,103,851".

Page 185, after line 42, insert:

"Out of this appropriation, an additional \$130,299 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 206 redirects a portion of the proposed financial aid increase for operating costs.)

---

Item 208 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia Commonwealth University	\$0	\$1,000,000	GF

**Language:**

Page 185, line 45, strike "\$255,274,481" and insert "\$256,274,481".

Page 186, line 6, strike the second "\$7,500,000" and insert "\$8,500,000".

**Explanation:**

(This amendment provides additional general fund money to expand cancer research using additional one-time revenues from the arbitration settlement with tobacco companies as part of the Master Settlement Agreement.)

---

Item 212 #1h

<b>Education: Higher Education</b>	
Virginia Community College System	Language

**Language:**

Page 188, line 38, strike the first "\$110,097" and insert "\$82,000".  
 Page 188, line 38, strike the second "\$110,097" and insert "\$82,000".  
 Page 188, line 43, strike "\$84,097" and insert "\$65,999".  
 Page 188, line 44, strike "\$84,097" and insert "\$65,999".  
 Page 188, line 45, strike the first "\$118,566" and insert "\$93,051".  
 Page 188, line 45, strike the second "\$118,566" and insert "\$93,051".  
 Page 188, line 47, strike the first "\$102,051" and insert "\$80,090".  
 Page 188, line 47, strike the second "\$102,051" and insert "\$80,090".  
 Page 188, line 49, strike the first "\$90,788" and insert "\$71,250".  
 Page 188, line 49, strike the second "\$90,788" and insert "\$71,250".  
 Page 188, line 51, strike the first "\$46,580" and insert "\$26,586".  
 Page 188, line 51, strike the second "\$46,580" and insert "\$26,586".  
 Page 188, line 53, strike the first "\$50,814" and insert "\$39,879".  
 Page 188, line 53, strike the second "\$50,814" and insert "\$39,879".  
 Page 189, strike lines 1 through 7.  
 Page 189, line 8, strike the first "\$340,533" and insert "\$267,250".  
 Page 189, line 8, strike the second "\$340,533" and insert "\$267,250".  
 Page 189, line 12, strike the first "\$169,380" and insert "\$132,929".  
 Page 189, line 12 strike the second "\$169,380" and insert "\$132,929".  
 Page 189, strike lines 15 through 53.  
 Page 190, strike lines 1 through 16.  
 Page 190, strike lines 33 through 38.  
 Page 190, line 47, strike the first "\$250,000" and insert "\$196,200".  
 Page 190, line 47, strike the second "\$250,000" and insert "\$196,200".

**Explanation:**

(This amendment makes technical changes to language to reflect the transfer of funding from the educational and general program in Item 212 to workforce development programs in Item 215 within the Virginia Community College System budget. A companion amendment to Item 215 adds the appropriate revised language.)

Item 212 #2h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia Community College System	\$0	\$233,179	GF

**Language:**

Page 187, line 47, strike "\$866,806,217" and insert "\$867,039,396".

Page 191, line 8, strike, "\$14,797,556" and insert "\$5,919,022".

Page 191, after line 20, insert:

"4. The Virginia Community College System shall reallocate up to an additional \$8,878,534 the second year from current educational and general program funds to address faculty compensation issues, operation and maintenance of new facilities or other institutional initiatives or priorities."

Page 191, strike lines 27 through 35.

**Explanation:**

(This amendment provides additional operating funds and changes the proposed reallocation requirement to allow an institution to address their priorities.)

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Item 213 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia Community College System	\$0	(\$233,179)	GF

**Language:**

Page 191, line 38, strike "\$530,178,525" and insert "\$529,945,346".

Page 191, after line 51, insert:

"B. Out of this appropriation, an additional \$233,179 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 212 redirects a portion of the proposed financial aid increase for operating costs.)

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Item 215 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia Community College System	\$0	(\$1,975,000)	GF

**Language:**



Page 192, line 11, strike "\$78,382,316" and insert "\$76,407,316".

Page 192, strike lines 30 through 38.

Page 192, after line 38, insert:

"C.1. Out of this appropriation, \$166,162 the first year and \$166,162 the second year from the general fund is designated for the A. L. Philpott Manufacturing Extension Partnership at Patrick Henry Community College.

2. Out of this appropriation, \$232,626 the first year and \$232,626 the second year from the general fund is designated for the A. L. Philpott Manufacturing Extension Partnership at Patrick Henry Community College for an ongoing match for a grant from the U.S. Department of Commerce to develop a manufacturer assistance program covering most of Virginia.

D. It is the intent of the General Assembly that noncredit business and industry work-related training courses and programs offered by community colleges be funded at a ratio of 30 percent from the general fund and 70 percent from nongeneral funds. Out of this appropriation, \$664,647 in the first year and \$664,647 in the second year from the general fund is designated for this purpose. These funds may be combined with funds of \$249,243 the first year and \$249,243 the second year already included in the Virginia Community College System budget for the "Virginia Works" program. The funds will be allocated by formula to all colleges based on the number of individuals served by non-credit activities.

E.1. As recommended by House Joint Resolution No. 622 (1997), the Joint Subcommittee to Study Noncredit Education for Workforce Training in the Commonwealth, the Virginia Community College System is directed to establish one or more Institutes of Excellence responsible for development of statewide training programs to meet current, high demand workforce needs of the Commonwealth. Out of this appropriation, at least \$664,647 the first year and \$664,647 the second year from the general fund is available to support the Institutes of Excellence.

2. Under the guidance of the Virginia Workforce Council, authorized in Title 2.2, Chapter 26, Article 25, Code of Virginia, the Virginia Community College System shall submit to the Chairmen of the Senate Finance and House Appropriations Committees by November 4 of each year a report detailing the financing, activities, accomplishments and plans for the Institutes of Excellence and the four workforce development centers, and outcomes of the appropriations for 23 workforce coordinators and for non-credit training. The report shall include, but not be limited to:

a. performance measures to be used to evaluate the effectiveness of the workforce coordinators at all 23 colleges;

b. detailed information on number of students trained, employers served and courses offered; the types of certifications awarded; and the participation by local governments and the public or private sector, and other data relevant to the activities of the four regional workforce development centers;

c. the number of students trained, employers served and courses offered through noncredit instruction, and the amounts of local government, public or private sector funding used to match this appropriation; and

d. the amount or percentage of private and public funding contributed for the institutes' programming and operating needs; the number of private and public partnerships involved in the institutes' programming; the number of faculty and colleges affected by the institutes' programming; and performance measures to be used to evaluate the sharing or broadcasting of information and new/improved/updated curricula to other Virginia Community College campuses.

F. Out of this appropriation, \$1,196,820 and 23 positions the first year and \$1,196,820 and 23 positions the second year from the general fund is provided for staff who will be responsible for coordinating workforce training in the campus service area. The staff will work with local business and industry to determine training needs, coordinate with local economic development personnel, the local workforce training council, and other providers. It is the General Assembly's intent that the Virginia Community College System maximize these positions by encouraging funding matches at the local level.

G. Out of this appropriation, \$470,880 and four positions the first year and \$470,880 and four positions the second year from the general fund is provided for four workforce training centers: the Peninsula Workforce Development Center (Thomas Nelson Community College), \$78,480 and one position the first year and \$78,480 and one position the second year; the Regional Center for Applied Technology Training (Danville Community College), \$156,960 and one position the first year and \$156,960 and one position the second year; a Workforce Development Center at Paul D. Camp Community College, \$156,960 and one position the first year and \$156,960 and one position the second year; and the Central Virginia Manufacturing Technology Training Center in the Lynchburg area, \$78,480 and one position the first

year and \$78,480 and one position the second year. Each center shall provide a 25 percent match prior to the release of state funding.

I. Out of this appropriation, \$78,480 from the general fund and \$100,000 from nongeneral funds the first year and \$78,480 from the general fund and \$100,000 from nongeneral funds the second year is provided for the Heavy Equipment Operator program at Southside Virginia Community College.

L. Out of this appropriation, \$117,720 the first year and \$117,720 the second year from the general fund is provided for the Mecklenburg County Job Retraining Center."

**Explanation:**

(This amendment is a companion to Item 212 making technical language changes to reflect the transfer of funds from education and general programs in Item 212 to workforce development in Item 215. In addition, the amendment removes proposed new initiatives.)

---

Item 218 #1h

**Education: Higher Education**

Virginia Military Institute

**FY 12-13**

\$0

**FY 13-14**

\$5,360 GF

**Language:**

Page 193, line 31, strike "\$33,843,664" and insert "\$33,849,024".

Page 194, line 17, strike, "\$370,268" and insert "\$148,107".

Page 194, after line 20, insert:

"3. Virginia Military Institute shall reallocate up to an additional \$222,161 the second year from current educational and general program funds to address faculty compensation issues, operation and maintenance of new facilities or other institutional initiatives or priorities."

Page 194, strike lines 23 through 31.

**Explanation:**

(This amendment provides additional operating funds and changes proposed reallocation requirement to allow an institution to address their priorities.)

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Item 219 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia Military Institute	\$0	(\$5,360)	GF

**Language:**

Page 194, line 33, strike "\$2,534,480" and insert "\$2,529,120".

Page 194, line 40, before "Out", insert "A."

Page 194, after line 41, insert:

"B. Out of this appropriation, an additional \$5,360 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 218 redirects a portion of the proposed financial aid increase for operating costs.)

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Item 223 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia Polytechnic Institute And State University	\$0	\$93,044	GF

**Language:**

Page 195, line 38, strike "\$540,951,592" and insert "\$541,044,636".

Page 197, line 12, strike, "\$6,631,744" and insert "\$2,652,698".

Page 197, after line 24, insert:

"4. Virginia Tech shall reallocate up to an additional \$3,979,046 the second year from current educational and general program funds to address faculty compensation issues, operation and maintenance of new facilities or other institutional initiatives or priorities."

Page 197, strike lines 33 through 41.

**Explanation:**

(This amendment provides additional operating funds and changes the proposed reallocation requirement to allow an institution to address their priorities.)

---

Item 223 #2h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia Polytechnic Institute And State University	\$0	\$240,000	GF

**Language:**

Page 195, line 38, strike "\$540,951,592" and insert "\$541,191,592".

**Explanation:**

(This amendment provides additional funding to accomplish the goal of increasing access for in-state undergraduate students. In 2011, Virginia Tech has agreed to increase in-state undergraduate enrollment by a total of about 200 over a four-year period. This funding, combined with the amount included in the introduced budget, represents the state share for the third year of this expansion.)

---

Item 224 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia Polytechnic Institute And State University	\$0	(\$93,044)	GF

**Language:**

Page 197, line 43, strike "\$19,073,151" and insert "\$18,980,107".

Page 198, after line 4, insert:

"3. Out of this appropriation, an additional \$93,044 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 223 redirects a portion of the proposed financial aid increase for operating costs.)

---

Item 226 #1h

<b>Education: Higher Education</b>		
Virginia Polytechnic Institute And State University		Language

**Language:**

Page 199, strike lines 3 and 4.

**Explanation:**

(This amendment removes superfluous proposed language in the budget.)

---

Item 228 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia Cooperative Extension	\$0	\$413,750	GF
And Agricultural Experiment	\$0	\$35,300	NGF
Station	0.00	6.50	FTE

**Language:**

Page 199, line 43, strike "\$79,875,394" and insert "\$80,324,444".

**Explanation:**

(This amendment provides additional funding to support operations and maintenance costs for new buildings coming online this year.)

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Item 228 #2h

**Education: Higher Education**

Virginia Cooperative Extension  
And Agricultural Experiment  
Station

Language

**Language:**

Page 200, strike lines 22 through 25.

**Explanation:**

(This amendment eliminates the requirement to reallocate three percent of operating funds in the introduced budget.)

---

Item 229 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia State University	\$0	\$1,072,000	NGF

**Language:**

Page 200, line 46, strike "\$69,366,860" and insert "\$70,438,860".

**Explanation:**

(This amendment is a technical adjustment to the nongeneral fund appropriation to reflect projected revenues.)

---

Item 229 #2h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia State University	\$0	\$36,970	GF

**Language:**

Page 200, line 46, strike "\$69,366,860" and insert "\$69,403,830".

Page 202, line 1, strike, "\$1,017,950" and insert "\$407,180".

Page 202, after line 4, insert:

"3. Virginia State University shall reallocate up to an additional \$610,770 the second year from current educational and general program funds to address faculty compensation issues, operation and maintenance of new facilities or other institutional initiatives or priorities."

Page 202, strike lines 5 through 13.

**Explanation:**

(This amendment provides additional operating funds and changes the proposed reallocation requirement to allow an institution to address their priorities.)

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Item 230 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Virginia State University	\$0	(\$36,970)	GF

**Language:**

Page 202, line 15, strike "\$9,569,661" and insert "\$9,532,691".

Page 202, after line 22, insert:

"Out of this appropriation, an additional \$36,970 the second year from the general fund is designated to support work study financial aid programs."

**Explanation:**

(This amendment clarifies that the additional funding provided in this item is intended to support work study financial aid programs. A companion amendment in Item 229 redirects a portion of the proposed financial aid increase for operating costs.)

---

Item 233 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Cooperative Extension And Agricultural Research Services	\$0	\$125,000	GF

**Language:**

Page 203, line 12, strike "\$11,533,818" and insert "\$11,658,818".

**Explanation:**

(This amendment provides general fund money as a matching grant to federal funds for a wildlife nuisance hotline. This would also fund a Wildlife Extension Specialist position.)

---

Item 233 #2h

<b>Education: Higher Education</b>	
Cooperative Extension And Agricultural Research Services	Language

**Language:**

Page 203, strike lines 37 through 40.

**Explanation:**

(This amendment eliminates the requirement to reallocate three percent of operating funds in the introduced budget.)

---



Item 236 #1h

<b>Education: Other</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Jamestown-Yorktown Foundation	\$0	\$75,000	GF

**Language:**

Page 205, line 5, strike "\$15,634,475" and insert "\$15,709,475".

**Explanation:**

(This amendment restores a proposed reduction in the introduced budget.)

---

Item 238 #1h

<b>Education: Other</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
The Library Of Virginia	\$0	\$125,000	GF

**Language:**

Page 206, line 6, strike "\$6,716,670" and insert "\$6,841,670".

Page 206, line 14, before "It" insert "A."

Page 206, after line 16, insert:

"B. Out of this appropriation, \$125,000 the second year from the general fund is designated as a grant to the Thomas Jefferson Regional Library to support construction of the new public library at Crozet."

**Explanation:**

(This amendment is self-explanatory.)

---

Item 239 #1h

<b>Education: Other</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
The Library Of Virginia	\$0	\$250,000	GF

**Language:**

Page 206, line 18, strike "\$14,771,834" and insert "\$15,021,834".

**Explanation:**

(This amendment provides general fund money to increase local library aid for

additional digital information resources such as e-books, streaming media, audiobooks and electronic databases.)

---

Item 239 #2h

<b>Education: Other</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
The Library Of Virginia	\$0	\$9,000	GF

**Language:**

Page 206, line 18, strike "\$14,771,834" and insert "\$14,780,834".

Page 206, after line 28, insert:

"C. Out of this appropriation, \$9,000 the second year from the general fund is designated to supplement the state formula distribution provided in Title 42.1, Code of Virginia for Wythe-Grayson Regional Library to replace nine obsolete computers."

**Explanation:**

(This amendment is self-explanatory.)

---

Item 239 #3h

<b>Education: Other</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
The Library Of Virginia	\$0	\$2,750	GF

**Language:**

Page 206, line 18, strike "\$14,771,834" and insert "\$14,774,584".

Page 206, after line 28, insert:

"C. Out of this appropriation, \$2,750 the second year from the general fund is designated to supplement the state formula distribution provided in Title 42.1, Code of Virginia for the City of Portsmouth public library to support instruction in the basic operation of computers."

**Explanation:**

(This amendment is self-explanatory.)

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Item 244 #1h

<b>Education: Other</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
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**Explanation:**

(This amendment provides additional general fund money to build research capacity in medical modeling and simulation.)

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Item 251 #1h

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Southwest Virginia Higher	\$0	(\$117,500)	GF
Education Center	\$0	\$117,500	NGF

**Language:**

Page 211, line 40, before "out" insert "A."

Page 211, after line 42, insert:

"B. Out of this appropriation, \$117,500 the second year from nongeneral funds provided by the Virginia Tobacco Commission is designated to support the operation and maintenance of the new facility which was also constructed by the Virginia Tobacco Commission."

**Explanation:**

(This amendment provides nongeneral fund authority to support the operations and maintenance of a new facility that was constructed by the Virginia Tobacco Commission. The source of the nongeneral fund revenue is also expected to be funds from the Virginia Tobacco Commission in support of their newly constructed facility.)

---

Item 254 #1h

<b>Education: Higher Education</b>	
Virginia College Building Authority	Language

**Language:**

Page 213, line 20, strike "\$58,100,273" and insert "\$56,100,273".

Page 214, line 6, strike "\$11,765,909" and insert "\$9,765,909".

Page 214, line 25, strike "\$52,090,273" and insert "\$50,090,273".

Page 214, strike lines 26 and 27.

**Explanation:**

(This amendment adjusts the higher education equipment trust fund allocations.)

---

Item 266 #1h

<b>Finance</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Accounts Transfer Payments	\$0	\$45,000,000	GF

**Language:**

Page 220, line 30, strike "\$294,645,117" and insert "\$339,645,117".

Page 221, line 1, strike "\$50,000,000" and insert "\$95,000,000".

Page 221, line 7, strike "\$50,000,000" and insert "\$95,000,000".

**Explanation:**

(This amendment provides \$45.0 million from the general fund in the second year to increase from \$50.0 million to \$95.0 million the advance payment towards the required rainy day deposits for the 2014-2016 biennium. The estimated total required deposits for the 2014-2016 biennium is in excess of \$370 million.)

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Item 268 #1h

<b>Finance</b>		<b>Language</b>
Department Of Accounts Transfer Payments		

**Language:**

Page 224, line 22, strike "make its contributions to the Line of Duty Act Fund" and insert:

"fund Line of Duty Act benefits".

**Explanation:**

(This amendment makes a technical correction to clarify that localities may access OPEB trusts to fund Line of Duty Act costs regardless of whether or not they provide these benefits through the state-run program.)

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Item 273 #1h

**Finance**

Department Of Taxation

Language

**Language:**

Page 231, after line 7, insert:

"R. The Department of Taxation, with input from tax stamp providers, tobacco wholesalers, the Attorney General's Office and tobacco manufacturers, shall develop a plan for implementing an electronic-filing system for tobacco related reports. The Department shall conclude their work and make the plan available to the Chairmen of the House Appropriations Committee and Senate Finance Committee, and the Secretary of Finance no later than December 1, 2013."

**Explanation:**

(This amendment instructs the Tax Department to work with interested parties to develop an electronic filing system for tobacco related tax processes.)

Item 280 #1h

**Finance**

Treasury Board

**FY 12-13**

**FY 13-14**

\$0

(\$380,160)

GF

\$0

\$380,160

NGF

**Language:**

Page 238, strike lines 7 through 26 and insert:

**"Institution**

**FY 2013**

**FY 2014**

George Mason University

\$2,281,257

\$2,535,489

Old Dominion University

\$1,063,161

\$1,059,300

University of Virginia

\$4,768,632

\$4,670,622

Virginia Polytechnic Institute and State University

\$4,625,280

\$4,656,663

Virginia Commonwealth University

\$1,714,383

\$2,132,460

College of William and Mary

\$1,412,532

\$1,493,811

Christopher Newport University

\$119,097

\$112,167

University of Virginia's College at Wise

\$41,085

\$48,510

James Madison University

\$2,672,109

\$2,635,578

Norfolk State University

\$499,356

\$458,766

Longwood University

\$118,701

\$111,276

University of Mary Washington

\$339,669

\$293,535

Radford University

\$277,002

\$275,022

Virginia Military Institute	\$347,490	\$370,260
Virginia State University	\$858,726	\$845,856
Richard Bland College	\$6,930	\$9,900
Virginia Community College System	\$3,406,095	\$3,222,450
<b>TOTAL</b>	<b>\$24,551,505</b>	<b>\$24,931,665".</b>

**Explanation:**

(This amendment adjusts the debt service table to reflect revenue generated by the capital fee on out-of-state students at public colleges and universities taking into account the latest enrollment data.)

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Item 280 #2h

<b>Finance</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Treasury Board	(\$735,302)	(\$1,469,220)	GF

**Language:**

Page 235, line 2, strike "\$657,150,363" and insert "\$656,415,061".  
Page 235, line 2, strike "\$674,891,064" and insert "\$673,421,844".

**Explanation:**

(This amendment reduces a proposed increase to replace the federal subsidy on Build America Bonds with general fund money.)

---

Item 290 #1h

**Health And Human Resources**

Department Of Health

Language

**Language:**

Page 251, after line 50, insert:  
"G. The Commissioner of Health shall work with the State EMS Advisory Board to prioritize funding from the Virginia Rescue Squad Assistance Fund to provide grants to local EMS organizations to purchase 12 lead electrocardiograph (ECG) monitors for ambulances."

**Explanation:**

(This amendment adds language to require the Commissioner of Health to work with the State Emergency Medical Services (EMS) Advisory Board to prioritize funding from the Virginia Rescue Squad Assistance Fund (VRSAF) for grants to local EMS organizations to purchase 12 lead electrocardiograph (ECG) monitors for ambulances to identify a patient who is suffering from a severe and often fatal heart attack known as a ST-segment elevation myocardial infarction.)

---

Item 290 #2h

**Health And Human Resources**

Department Of Health

Language

**Language:**

Page 251, after line 50, insert:

"G. Out of this appropriation, \$90,000 the second year from the Virginia Rescue Squad Assistance Fund shall be provided for national background checks on persons applying to serve as a licensed provider in a licensed emergency medical services agency, pursuant to House Bill 1383, as passed by the 2013 General Assembly."

**Explanation:**

(This amendment allocates \$90,000 the second year from the Virginia Rescue Squad Assistance Fund for the implementation of House Bill 1383 to provide national background checks on persons applying for positions as a licensed provider in licensed emergency medical services agencies.)

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Item 296 #1h

**Health And Human Resources**

Department Of Health

Language

**Language:**

Page 256, line 36, after "cost", insert:

"of the state and local share".

Page 256, line 37, after "employees", insert:

"in the local health departments".

**Explanation:**

(This amendment revises the language included in the introduced bill requiring the



agency to pay the local share of the one-time bonus for state employees. The amended language clarifies that the department is required to pay only the local and state share of the bonus for health department employees.)

Item 296 #2h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Health	\$0	\$967,944	GF
	\$0	\$696,362	NGF
	0.00	20.00	FTE

**Language:**

Page 254, line 50, strike "\$229,391,026" and insert "\$231,055,332".

Page 256, line 24, after "F." insert "1."

Page 256, after line 34, insert:

"2. Out of this appropriation \$967,944 from the general fund and \$696,362 from nongeneral funds shall be used to provide access to dental services through local health departments. This level of funding shall continue to provide access to the current level of providers while the program is transitioning to a preventative model.

3. The Department of Health, in consultation with the Department of Medical Assistance Services, shall continue its work with the advisory committee to develop and implement a comprehensive targeted plan for transitioning the current dental model to a prevention only model. The preventative dental model report shall consider at least the following: (i) the appropriate level of funding for a sustainable preventive model to begin July 1, 2014, while ensuring the safety net is secure and trained personnel are in place, (ii) the need to focus on those areas of the Commonwealth in the most need of these dental services, including those areas with higher risk factors including a concentration of diabetic and free lunch populations and a higher than average Medicaid-eligible population, and (iii) a review of dental program revenues and expenditures, including the development of evaluation metrics to assist in ensuring efficient and effective use of funding and services.

4. The Commissioner of Health shall convene the advisory committee meeting no later than April 30, 2013 and additional meetings as agreed on by the stakeholders, and issue a final report from the advisory committee to the Chairmen of the House Appropriations and Senate Finance Committees no later than October 1, 2013."

**Explanation:**

(This amendment restores \$967,944 from the general fund and \$696,362 from nongeneral funds the second year and 20 positions to provide for additional time to

plan the closure of state-supported dental clinics and restructure services to be consistent with a preventative model of service. Budget language is also included requiring the continued planning for this transition with an advisory committee and a report on these efforts to restructure dental services by October 1, 2013 to the money committee chairmen.)

---

Item 297 #1h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Health	\$0	\$1,000,000	GF

**Language:**

Page 256, line 42, strike "\$12,497,162" and insert "\$13,497,162".

Page 259, line 25, after "year", insert:

"and \$1,000,000 the second year".

Page 259, after line 31, insert:

"The State Health Commissioner shall work with the poison control centers to ensure continued statewide coverage of poison control services through the existing centers."

**Explanation:**

(This amendment adds \$1,000,000 the second year to restore funding to poison control centers. Chapter 3, 2012 Special Session 1, Virginia Acts of Assembly provides \$500,000 from the general fund in the first year only for the operation of two poison control centers located in Virginia. Currently one poison control center contracts with a poison control center located in Washington D.C. to provide these services to Virginia residents located in Northern Virginia. This amendment provides continued funding for the operation of the poison control centers.)

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Item 297 #2h

<b>Health And Human Resources</b>	
Department Of Health	Language

**Language:**

Page 256, line 47, after "fund", insert:

"and \$410,000 the second year from the Temporary Assistance to Needy Families block grant".

**Explanation:**

(This amendment restores \$410,000 from the federal Temporary Assistance to Needy Families block grant the second year to the Comprehensive Health Improvement Program (CHIP) of Virginia. Last year, the budget for CHIP of Virginia was reduced by \$105,318 the first year and \$832,956 second year. Partial restoration of funding will allow CHIP to continue providing evidence-based 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 307 #1h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Medical Assistance	\$0	\$125,000	GF
Services	\$0	\$125,000	NGF

**Language:**

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,034,087,513".  
Page 267, line 23, strike "2013" and insert "2014".

**Explanation:**

(This amendment adds \$125,000 from the general fund and a like amount of matching federal Medicaid funds the second year to continue the current exemption of antidepressant, antianxiety and antipsychotic medications used to treat mental illness from the Medicaid Preferred Drug List (PDL) through fiscal year 2014.)

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Item 307 #2h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Medical Assistance	\$0	\$869,800	GF
Services	\$0	\$869,800	NGF
	0.00	1.00	FTE

**Language:**

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,035,577,113".  
Page 277, line 47, strike "55" and insert "105".

**Explanation:**

(This amendment provides funding to add 50 Medicaid home and community-based waiver slots in the second year for individuals with developmental disabilities to reduce the current waiting list of individuals. This funding supports an addition to the 80 new slots that are expected to be added in fiscal year 2014 based on actions contained in Chapter 3, 2012 Special Session I Virginia Acts of Assembly.)

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Item 307 #3h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Medical Assistance	\$0	\$6,846,800	GF
Services	\$0	\$6,846,800	NGF
	0.00	1.00	FTE

**Language:**

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,047,531,113".

Page 277, line 44, strike "150" and insert "350".

**Explanation:**

(This amendment provides funding to add 200 Medicaid home- and community-based waiver slots in the second year for individuals with intellectual disabilities. This funding supports an addition to the 535 new slots that are expected to be added in fiscal year 2014 based on actions contained in Chapter 3, 2012 Special Session I Virginia Acts of Assembly.)

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Item 307 #4h

<b>Health And Human Resources</b>	
Department Of Medical Assistance	
Services	

Language

**Language:**

Page 280, after line 14, insert:

"JJJJ. Effective July 1, 2013, the Department of Medical Assistance Services shall establish a Medicaid Physician and Managed Care Liaison Committee including, but not limited to, representatives from the following organizations: the Virginia

Academy of Family Physicians; the American Academy of Pediatricians – Virginia Chapter; the Virginia College of Emergency Physicians; the American College of Obstetrics and Gynecology – Virginia Section; Virginia Chapter, American College of Radiology; the Psychiatric Society of Virginia; the Virginia Medical Group Management Association; and the Medical Society of Virginia. The Committee shall also include representatives from each of the Department’s contracted managed care organizations and a representative from the Virginia Association of Health Plans. The Committee will work with the department to investigate the implementation of quality, cost-effective health care initiatives, to identify means to increase provider participation in the Medicaid program, to remove administrative obstacles to quality, cost-effective patient care, and to address other matters as raised by the Department or members of the committee. The committee shall meet semi-annually, or more frequently if requested by the department or members of the Committee. The department, in cooperation with the committee, shall report on the committee’s activities annually to the Board of Medical Assistance Services and to the Chairmen of the House Appropriations and Senate Finance Committees and the Department of Planning and Budget no later than October 1 each year."

**Explanation:**

(This amendment adds language directing the Department of Medical Assistance Services to establish a Medicaid Physician and Managed Care Liaison Committee to ensure access to quality, cost-effective care through the Medicaid program.)

Item 307 #5h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Medical Assistance	\$0	\$300,000	GF
Services	\$0	\$300,000	NGF

**Language:**

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,034,437,513".

Page 280, after line 14, insert:

"JJJJ. Out of this appropriation, \$300,000 from the general fund and \$300,000 from nongeneral funds the second year shall be used to increase reimbursement rates for adult day health services provided through Medicaid home- and community-based waiver programs by \$5.00 per unit. The department shall have the authority to implement this reimbursement change effective July 1, 2013, and prior to the completion of any regulatory process undertaken in order to effect such change."

**Explanation:**

(This amendment provides \$300,000 from the general fund and \$300,000 from matching federal Medicaid funds to provide a \$5.00 per unit increase in the Medicaid waiver reimbursement rate for adult day health services. Adult day health care is much less expensive than alternative care in a nursing facility for which these clients qualify. Providers of adult day health care report a gap of \$18.13 per client per day between actual costs and Medicaid reimbursement, which must be made up through contributions from individuals, churches, corporations, and foundations. These services are almost exclusively provided to Medicaid waiver recipients. This amendment will increase the statewide rate paid for Medicaid adult day health care services from \$50.10/unit to about \$55.10/unit in Northern Virginia and from \$45.65/unit to about \$50.65/unit in the rest of the state. A "unit" represents 6 or more hours in a day.)

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Item 307 #6h

**Health And Human Resources**Department Of Medical Assistance  
Services

Language

**Language:**

Page 280, after line 14, insert:

"JJJJ. The Department of Medical Assistance Services shall establish a work 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. In addition, the report shall include documentation of the past year's audits, a summary of the number of audits to which retractions were assessed and the total amount, the number of appeals received and the results of appeals. The report shall be provided to the Chairmen of the House Appropriations and Senate Finance Committees by December 1 of each year."

**Explanation:**

(This amendment adds language directing the agency to establish an ongoing work group to continue improving the home- and community-based utilization and

review audit process in order to reduce the number of retractions that are subsequently overturned on appeal.)

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Item 307 #7h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Medical Assistance	\$0	\$2,000,000	GF
Services	\$0	\$2,000,000	NGF

**Language:**

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,037,837,513".

Page 276, strike lines 45 through 51.

Page 277, strike lines 1 through 8.

**Explanation:**

(This amendment restores \$2.0 million from the general fund and \$2.0 million in federal Medicaid matching funds in the second year and eliminates language in the budget which would have reduced the eligibility limit for Medicaid long-term care services in fiscal year 2014. Currently, elderly or disabled individuals with incomes up to 300 percent of the federal Supplemental Security Income (SSI) payment level (\$2,094 per month) may be eligible for Medicaid long-term care services. Chapter 3, 2012 Special Session I Virginia Acts of Assembly reduces this eligibility limit to 267 percent of the SSI payment level effective January 1, 2014, resulting in fewer individuals qualifying for Medicaid funded nursing home care or long-term care waiver services.)

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Item 307 #8h

**Health And Human Resources**  
Department Of Medical Assistance  
Services

Language

**Language:**

Page 280, after line 14, insert:

"JJJJ. The Department of Medical Assistance Services shall amend the State Plan for Medical Assistance to calculate an indirect medical education (IME) factor for Virginia freestanding children's hospitals with greater than 50 percent Medicaid utilization in 2009 already eligible for IME in a manner similar to Type One

hospitals. Total payments for IME in combination with other payments for such freestanding children’s hospitals may not exceed the federal uncompensated care cost limit that disproportionate share hospital payments are subject to. The Department shall have the authority to implement these reimbursement changes effective July 1, 2013, and prior to completion of any regulatory process undertaken in order to effect such change.”

**Explanation:**

(This amendment adds language to ensure continuation of Children's Hospital of the King's Daughters' (CHKD) ability to receive Medicaid reimbursement to cover its uncompensated care costs. This amendment protects Virginia’s only freestanding children’s hospital from cuts to the disproportionate share hospital (DSH) payment program directed through the federal Patient Protection and Affordable Care Act (PPACA). With greater than 50 percent of its inpatient days covered by Medicaid, CHKD’s Medicaid utilization is double the next closest provider, resulting in the receipt of more than half of Virginia’s DSH funds that are allocated to private hospitals. This amendment would not require additional funding from the state based on current DSH policy. This amendment significantly increases the amount of authorized indirect medical education (IME) funding to substitute for most or all of the DSH funds allocated to CHKD. It also provides that CHKD will continue to be reimbursed up to the federal uncompensated care cost limit.)

Item 307 #9h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Medical Assistance	\$0	\$3,682,880	GF
Services	\$0	\$3,682,880	NGF

**Language:**

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,041,203,273".

Page 279, line 7, strike "through June 30, 2014" .

Page 279, line 9, strike "living".

Page 279, strike lines 10 and 11 and insert:

"currently residing in an institution and unable to transition to integrated settings in the community due to the need for services that cannot be provided within the maximum allowable rate, or individuals whose needs present imminent risk of institutionalization and enhanced waiver services are needed beyond those available within the maximum allowable rate. The department".



**Explanation:**

(This amendment provides the \$3.7 million from the general fund and \$3.7 million in federal Medicaid matching funds the second year for a congregate care rate increase authorized in the introduced budget. Language is modified to ensure the rate increase is used to meet the complex medical or behavioral needs of individuals currently residing in an institution and unable to transition to the community due to the need for services that cannot be provided within the maximum allowable rate, or individuals whose exceptional needs present imminent risk of institutionalization and for whom enhanced waiver services are needed beyond that provided through the existing maximum rates. Language eliminates the proposed sunset for the rate increase. It is anticipated that efforts to redesign Medicaid intellectual and developmental disability waiver programs will incorporate this funding to ensure that the appropriate services are available to meet the complex medical or behavioral needs of individuals transitioning from institutions to the community or those who are at imminent risk of institutionalization.)

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Item 307 #10h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>
Department Of Medical Assistance	(\$21,680,000)	\$0 GF
Services	\$21,680,000	\$0 NGF

**Language:**

Page 264, line 16, strike "\$423,940,204" and insert "\$445,620,204".

Page 280, after line 14, insert:

"JJJJ. Contingent upon the Commonwealth not receiving the expected revenue in fiscal year 2013 from the arbitration settlement with tobacco companies as part of the Master Settlement Agreement, the Director, Department of Planning and Budget, is authorized to appropriate from the unappropriated general fund balance in this act, and, if necessary, transfer general fund appropriation from the second year to the first year to backfill the shortage of up to \$21,680,000 in general fund for the Medicaid program."

**Explanation:**

(This amendment reflects the increased revenue in fiscal year 2013 from the Master Settlement Agreement (MSA) with tobacco manufacturers as a result of a recent tentative agreement. Many states have been involved in arbitration for some time over a dispute with tobacco companies regarding non-participating manufacturer

adjustments. In December 2012, 17 states entered into a preliminary settlement with tobacco companies. If approved by the arbitration panel in late January 2013, Virginia will receive a one-time increase in revenue as a result of previously withheld payments being released from escrow. The Office of the Attorney General projects Virginia's MSA payment will be \$172 million for fiscal year 2013, which is \$52.2 million higher than currently projected. Of this amount 41.5 percent will be deposited to the Health Care Fund, which is used as state match for Medicaid. Therefore, \$21.7 million of general fund will be offset in fiscal year 2013 with Health Care Fund revenue.)

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Item 307 #11h

## **Health And Human Resources**

Department Of Medical Assistance  
Services

Language

### **Language:**

Page 280, after line 14, insert:

"JJJJ.1. The Department of Medical Assistance Services shall seek federal authority through any necessary waiver(s) and/or State Plan authorization under Titles XIX and XXI of the Social Security Act to implement a comprehensive value-driven, market-based reform of the Virginia Medicaid/FAMIS programs. The reform shall be phased-in to incorporate current efforts to improve service delivery and health care outcomes of selected Medicaid populations and services and ensure federal approval is obtained in order to implement such changes.

2. In the first phase, the Department of Medical Assistance Services shall reform the Virginia Medicaid/FAMIS service delivery model for all recipients subject to a Modified Adjusted Gross Income (MAGI) methodology for program eligibility and any other recipient categories not excluded from the Medallion II managed care program. The reformed service delivery model shall include principles of commercial health insurance, including but not limited to benefit design and participant cost-sharing, and shall encourage the development and implementation of value-based, coordinated purchasing. To administer this reformed delivery model, the department shall contract with qualified health plans to offer recipients a Medicaid benefit package adhering to these principles, as well as those included under paragraph RR.e. of this item guiding the care coordination of nontraditional behavioral health services. This reformed service delivery model shall be

mandatory, to the extent allowed under the relevant authority granted by the federal government, for all relevant recipients in the Medicaid/FAMIS programs. Additional services such as, nontraditional behavioral health services, offered to relevant recipients outside of the reformed delivery model shall be included, with federal approval, when deemed by the department to be cost-effective for the Commonwealth.

3. In the second phase, the Department of Medical Assistance Services shall reform the Virginia Medicaid service delivery model to include all remaining Medicaid populations in a managed and coordinated delivery system, including those receiving long-term care as well as Medicaid enrollees who are dually eligible for Medicaid and Medicare who reside in regions of the Commonwealth that were not included in the dual-eligible managed care system demonstration program proposed under the Medicare-Medicaid Alignment Initiative with the Centers for Medicare and Medicaid Services.

4.a. The Department of Medical Assistance Services shall seek federal approval of the necessary waiver(s) and/or State Plan authorization under Titles XIX and XXI of the Social Security Act to reform the Virginia Medicaid/FAMIS service delivery model as set forth in paragraphs 2 and 3 of this item. The department shall have authority to implement necessary changes when feasible after federal approval and prior to the completion of any regulatory process undertaken in order to effect such change.

b. Upon federal approval of the necessary waiver(s) and/or State Plan authorization to reform the Virginia Medicaid/FAMIS service delivery model and federal approval of the implementation of a dual-eligible managed care system proposed under the Medicare-Medicaid Alignment Initiative with the Centers for Medicare and Medicaid Services, the Department of Medical Assistance Services shall provide a report to the General Assembly on the specific waiver and/or State Plan changes that have been approved, plans for implementation of such changes, and associated cost savings or cost avoidance to Medicaid/FAMIS expenditures.

5. Contingent upon completion of the provisions contained in paragraphs 4.a. and b., the department may seek approval from the General Assembly to amend the State Plan for Medical Assistance under Titles XIX of the Social Security Act, and any amendments thereto, to provide coverage of individuals in Virginia meeting criteria as specified under Section 2001(a) of the Patient Protection and Affordable Care Act (P.L. 111-148), as amended by the Health Care and Education and Reconciliation Act

of 2010 (P.L. 111-152). Such coverage shall also utilize a service delivery model which incorporates the principles of commercial health insurance, including but not limited to benefit design, reasonable limits on non-essential benefits such as transportation, and promotion of patient responsibility through reasonable cost-sharing and active engagement in health and wellness activities to improve health and control costs. Such reform shall encourage the development and implementation of value-based, coordinated purchasing. The department shall contract with qualified health plans to offer recipients a benefit package adhering to these principles as well as those included under paragraph RR.e. of this item guiding the care coordination of nontraditional behavioral health services. Upon approval by the General Assembly, the department shall have authority to implement the provisions of this paragraph no earlier than July 1, 2014.

6.a. In the event that the provisions in paragraph 5 become effective, and increased federal medical assistance percentages for newly eligible individuals is reduced below those included in 42 U.S.C. § 1396d(y)(1)[2010] of the PPACA, the Department of Medical Assistance Services shall begin the process of disenrolling individuals who became eligible consistent with the expansion of eligibility up to 133 percent of poverty.

b. In the event that the provisions in paragraph 5 become effective, and the methodology for calculating the federal medical assistance percentage for Title XIX of the Social Security Act is modified through federal law or regulation from the methodology in effect on January 1, 2013, resulting in a reduction in federal medical assistance, the Department of Medical Assistance Services shall begin the process of disenrolling individuals who became eligible consistent with the expansion of eligibility up to 133 percent of poverty.

KKKK.1. The Director of the Department of Medical Assistance Services shall continue to make improvements in the provision of health and long-term care services under Medicaid/FAMIS that are consistent with evidence-based practices and delivered in a cost effective manner to eligible individuals.

2. In order to effect such improvements and ensure that reform efforts are cost effective relative to current forecasted Medicaid/FAMIS expenditure levels, the Department of Medical Assistance Services shall develop a five-year consensus forecast of expenditures and savings associated with the Virginia Medicaid/FAMIS reform efforts by September 1 of each year in conjunction with the Department of Planning and Budget, and with input from the House Appropriations and Senate

Finance Committees.

3. The Department shall develop an estimate of the cost to develop, launch and effectively oversee the reform initiatives, including the cost of collecting and analyzing data to assess spending and evaluate outcomes of reform efforts. This estimate shall be provided to the Director, the Department of Planning and Budget for consideration by the Governor in his executive budget and amendments to the Appropriation Act."

**Explanation:**

(This amendment adds language to implement a comprehensive Virginia Medicaid/FAMIS reform incorporating principles of commercial benefit packages, and value-based, coordinated purchasing to encourage the appropriate use of high value services, adoption of healthy lifestyles, and adherence to evidence-based treatment guidelines. Language provides for phasing in reforms beginning with enrollees not excluded from the current Medallion II managed care program and continuing with enrollees who are not currently included in the Medallion II program, including those receiving long-term care services and those who are dually eligible for Medicaid and Medicare and who are not currently slated to participate in the proposed dual-eligible managed care system demonstration program.

Language requires the Department of Medical Assistance Services (DMAS) to seek necessary federal waiver(s) and/or State Plan amendments to implement Medicaid/FAMIS service delivery system reforms and report on those changes approved by the federal government, as well as plans for implementing reforms.

Language allows DMAS to seek Medicaid expansion of Medicaid to individuals with incomes up to 133 percent of the federal poverty level pursuant to the federal Patient Protection and Affordable Care Act, contingent upon federal approval of specific reforms, implementation of reforms and approval by the General Assembly. Further, expansion is also contingent on the continued financial commitment of the federal government for the Medicaid expansion as specified in the law and any modifications to the existing methodology for calculating the federal medical assistance for the existing Medicaid program, which results in a reduction in federal financial participation. Language also incorporates program service delivery reforms for the Medicaid expansion population.

Budget language directs that individuals who enroll in the program if Medicaid is expanded be disenrolled if the federal government reduces the enhanced Medicaid match rates to the Commonwealth below those specified in the federal law or changes

the existing method of calculating federal financial participation for the current Medicaid program if it results in a reduction.

Finally, language requires the Department to continue to make improvements in Medicaid/FAMIS to ensure the delivery of appropriate, cost effective services. In addition, the Department is required to conduct a five-year forecast of the expenditures and savings associated with Medicaid/FAMIS reform, along with cost estimates to develop, implement and effectively oversee reform initiatives.)

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Item 307 #12h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Medical Assistance	(\$3,000,000)	\$0	GF
Services	\$3,000,000	\$0	NGF

**Language:**

Page 264, line 16, strike "\$423,940,204" and insert "\$426,940,204".

**Explanation:**

(This amendment eliminates the diversion of Virginia Health Care Fund monies from the Virginia Medicaid program to fund the Virginia Foundation for Health Innovation in fiscal year 2013. Revenues in the Virginia Health Care Fund are used as a portion of the state's match for the Virginia Medicaid program. The Fund is made up of a portion of the Master Tobacco Settlement Agreement (41.5 percent of tobacco settlement revenues), tobacco taxes, and Medicaid recoveries. The introduced budget would have reserved \$3.0 million of the fund for this foundation.)

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Item 307 #13h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Medical Assistance	\$0	(\$1,538,144)	GF
Services	\$0	(\$1,477,616)	NGF

**Language:**

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,030,821,753".

**Explanation:**

(This amendment recognizes savings to the Medicaid general fund forecast by \$1.5 million the second year to recognize savings due to provisions related to the availability of subsidized private health insurance offered through a Health Benefits Exchange included in the federal Patient Protection and Affordable Care Act (PPACA). Language contained in the introduced budget would eliminate certain Medicaid and FAMIS program offerings to certain populations with incomes above 133 percent of the federal poverty level that will be eligible for subsidized coverage available through a Health Benefits Exchange. Continued coverage would remove disincentives for subsidized private health care coverage through publicly-offered alternatives. Language in the introduced budget allows for a smooth transition from the public coverage to the extent possible.)

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Item 307 #14h

## **Health And Human Resources**

Department Of Medical Assistance  
Services

Language

### **Language:**

Page 280, after line 14, insert:

"JJJJ. The Department of Medical Assistance Services, in cooperation with the Department of Behavioral Health Services shall report on proposed changes to the Medicaid Section 1915 (c) waiver programs that provide home- and community-based services to individuals with intellectual and developmental disabilities. The report shall provide information on any changes to the service delivery mode, benefit design, payment system reforms to ensure the delivery of the most appropriate services at the lowest cost, and the ability to meet the needs of individuals receiving waiver services. The report shall also include information on stakeholder input in the waiver changes. The Department shall provide a preliminary report no later than June 1, 2013 to the Chairmen of the House Appropriations and Senate Finance Committees and a final report prior to the submission of the waiver to the federal Centers for Medicare and Medicaid Services."

### **Explanation:**

(This amendment adds language directing that the Department of Medical Assistance Services, in cooperation with the Department of Behavioral Health Services shall report on proposed changes to redesign, simplify, and streamline Medicaid home- and community-based waivers for individuals with intellectual and developmental disabilities no later than June 1, 2013. Currently, Virginia has three

waivers -- the Intellectual Disability (ID), Day Support (DS) and Individual and Family Developmental Disabilities Supports (DD) Waivers to “target” services to individuals with developmental disabilities, including intellectual disability. Each waiver was originally designed to meet the specific needs of the individuals with ID or DD. Many states have reviewed the administration and array of waiver services available to individuals with DD, including ID, and designed a single comprehensive waiver which better meets the unique needs of these individuals. More recently, some states have begun to redesign their waiver programs to incorporate principles of value-based, coordinated purchasing with incentives for consumers and providers to maintain or improve health and deliver the most appropriate services at the lowest cost.)

Item 314 #1h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Behavioral Health And Developmental Services	\$0	\$650,000	GF

**Language:**

Page 283, line 39, strike "\$60,026,435" and insert "\$60,676,435".

**Explanation:**

(This amendment adds funding to provide a comprehensive statewide suicide prevention program effort. It provides \$650,000 from the general fund the second year for the Department of Behavioral Health and Developmental Services (DBHDS) to implement a statewide program of public education, evidence-based training, health and behavioral health provider capacity-building, and related suicide prevention activity in collaboration with the Departments of Health, Education, Veterans Services, Aging and Rehabilitative Services, and other partners. This is the recommendation of the Governor's Taskforce on School and Campus Safety.)

Item 314 #2h

<b>Health And Human Resources</b>	
Department Of Behavioral Health	Language



And Developmental Services

**Language:**

Page 285, after line 18, insert:

“M. Out of this appropriation, \$250,000 the first year from the general fund is designated for the Department to preplan the construction/renovation of the Virginia Center for Behavioral Rehabilitation II (VCBR II) facility on state-owned property in and around the current VCBR site. The project options shall include costs for any relocation of current services as well as re-purposing of current facilities. The Department shall report the options for this project to the Chairmen of the House Appropriations and Senate Finance Committees by October 15, 2013. If an agreement on an option is reached by the Secretary of Health and Human Resources and the Chairmen of the House Appropriations and Senate Finance Committees, the Secretary of Finance is authorized to allocate up to \$1,000,000 from the Central Capital Planning Fund established under § 2.2-1520, Code of Virginia for detailed planning of this project.”

**Explanation:**

(This amendment adds language designating \$250,000 the first year from the general fund for the Department of Behavioral Health and Developmental Services to preplan the construction/renovation of a facility to house and treat sexually violent predators who are civilly committed. The current Virginia Center for Behavioral Rehabilitation (VCBR) is projected to be at operational capacity during fiscal year 2015.)

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Item 314 #3h

**Health And Human Resources**

Department Of Behavioral Health  
And Developmental Services

Language

**Language:**

Page 285, after line 18, insert:

"M.1. The Commissioner of the Department of Behavioral Health and Developmental Services (DBHDS) shall provide quarterly reports to the House Appropriations and Senate Finance Committees on progress in implementing the plan to close state training centers and transition residents to the community. The reports shall provide the following information on each state training center: (i) the number

of authorized representatives who have made decisions regarding the long-term type of placement for the resident they represent and the type of placement they have chosen, (ii) the number of authorized representatives who have not yet made such decisions; (iii) provider capacity in the region in which each training center is located by type of service to meet the needs of individuals choosing community placement, (iv) barriers to discharge, and (v) the general fund and nongeneral fund cost of the services provided to individuals transitioning from training centers, including the cost of any wrap-around services being provided, and (vi) the use of increased Medicaid reimbursement for congregate residential services to meet exceptional needs of individuals transitioning from state training centers in fiscal year 2014, provided in item 307, paragraphs BBB.1. and BBB.2.

2. The department shall convene quarterly meetings with authorized representatives, families, and service providers in Health Planning Regions I, II, III and IV to provide a mechanism to (i) promote routine collaboration between families and authorized representatives, the department, community services boards, and private providers, (ii) ensure the successful transition of training center residents to the community, and (iii) gather input on Medicaid waiver redesign to better serve individuals with intellectual and developmental disability.

3. In the event that provider capacity cannot meet the needs of individuals transitioning from training centers to the community, the department shall work with community services boards and private providers to explore the feasibility of developing (i) a limited number of small community group homes or intermediate care facilities to meet the needs of residents transitioning to the community, and/or (ii) a regional support center to provide specialty services to individuals with intellectual and developmental disabilities whose medical, dental, rehabilitative or other special needs cannot be met by community providers. The Commissioner shall report on these efforts to the House Appropriations and Senate Finance Committees as part of his quarterly report, pursuant to paragraph 1."

**Explanation:**

(This amendment adds language requiring the Commissioner of the Department of Behavioral Health and Developmental Services to provide quarterly reports to the House Appropriations and Senate Finance Committees to determine how many residents of state training centers are choosing community placements, the existence of provider capacity in the health planning region in which the training center is located, barriers to discharge, and costs to transition individuals into the community including additional Medicaid reimbursement for congregate residential services to meet the complex medical or behavioral needs of individuals transitioning from state

training centers. Language also requires the Department to convene quarterly meetings with families, authorized representatives, community services boards and private providers to provide a mechanism for communication and collaboration to ensure successful transition to the community. Finally, language requires the agency to work with community services boards and private providers to explore the feasibility of developing a limited number of small group homes, intermediate care facilities or regional support centers if provider capacity cannot meet the needs of individuals transitioning from training centers to the community.)

---

Item 314 #4h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Behavioral Health And Developmental Services	\$0	\$10,000	GF

**Language:**

Page 283, line 39, strike "\$60,026,435" and insert "\$60,036,435".

**Explanation:**

(This amendment provides \$10,000 from the general fund the second year for the Department of Behavior Health and Developmental Services to implement the provisions of House Bill 1672 which requires the development of pilot programs for training members of the public in the identification of opiate overdose and administration of naloxone to counteract the effects of opiate overdose.)

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Item 315 #1h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Grants To Localities	(\$750,000)	\$750,000	GF

**Language:**

Page 285, line 34, strike "\$348,371,560" and insert "\$347,621,560".  
Page 285, line 35, strike "\$325,471,560" and insert "\$326,221,560".  
Page 286, line 15, strike "\$10,203,366" and insert "\$9,453,366".  
Page 286, line 16, strike "\$10,203,366" and insert "\$10,953,366".

**Explanation:**

(The introduced budget added \$2.3 million from the general fund the first year and \$3.0 million from the general fund the second year to address a waiting list for Part C early intervention services for infants and toddlers. In addition, the introduced budget provided \$750,000 from the general fund the first year to update a data collection system for the Part C program. This amendment removes \$750,000 the first year from the general fund for the data collection system and provides this funding in the second year to address the waiting list for services. Prompt service delivery is critical in order to ensure that infants and toddlers with disabilities develop to their full potential and avoid the need for special education services when they enter school. Last year, 15,676 infants were served at an average cost of \$3,936 per child.)

Item 315 #2h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Grants To Localities	\$0	\$450,000	GF

**Language:**

Page 285, line 35, strike "\$325,471,560" and insert "\$325,921,560".

Page 288, line 50, strike "\$2,750,000" and insert "\$3,200,000".

**Explanation:**

(This amendment provides an additional \$450,000 from the general fund the second year for child psychiatry and crisis response services for children requiring mental health services. The introduced budget added \$1.0 million from the general fund the second year for children's mental health crisis services to expand funding from three to five health planning regions in the Commonwealth. This additional funding will help to bridge gaps to provide services statewide.)

Item 315 #3h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Grants To Localities	\$0	\$1,850,000	GF

**Language:**

Page 285, line 35, strike "\$325,471,560" and insert "\$327,321,560".

**Explanation:**

(This amendment provides \$1.9 million from the general fund the second year to provide mental health first aid training and certification on how to recognize and respond to mental or emotional distress. Training will target school personnel, clergy, health professionals, community agency personnel, military and veteran service organizations and advocates, and other first responders and “gatekeepers” who have extensive public contact. Funding will be used to cover the cost of personnel dedicated to this activity, training and certification, and manuals and certification for all those receiving the training. Mental Health First Aid is a 12-hour interactive course that teaches the risk factors and warning signs and symptoms of depression, anxiety disorders, trauma, psychotic disorders, eating disorders, and substance use disorders. MHFA builds an understanding of how these illnesses affect people, provides an overview of common treatments, and teaches basic skills for providing help to someone who may be experiencing symptoms. This is recommendation a of the Governor's Taskforce on School and Campus Safety .)

Item 319 #1h

**Health And Human Resources**

Mental Health Treatment Centers

Language

**Language:**

Page 290, line 19, strike "up to 13 beds through fiscal year 2014" and insert: "at least 123 beds".

**Explanation:**

(This amendment modifies language in the introduced budget to clarify that the additional funding provided to Northern Virginia Mental Health Institute in fiscal year 2014 shall be used to continue the operation of at least 123 beds at the facility. The introduced budget provided \$700,000 the second year from the general fund to continue operating 13 beds that were restored in fiscal year 2013 in Chapter 3, 2012 Special Session I, Virginia Acts of Assembly .)

Item 329 #1h

**Health And Human Resources**

Virginia Center For Behavioral

**FY 12-13**

\$0

**FY 13-14**

(\$14,228) GF

Rehabilitation

**Language:**

Page 293, line 44, strike "\$8,976,635" and insert "\$8,962,407".

**Explanation:**

(This amendment reflects savings to the Virginia Center for Behavioral Rehabilitation from the passage of House Bill 1751 which adds employees who provide control, care, or treatment of sexually violent predators committed to the custody of the Department of Behavioral Health and Developmental Services to the list of workers for which simple assault, and assault and battery would be a Class 6 felony.)

---

Item 332 #1h

**Health And Human Resources**

**FY 12-13**

**FY 13-14**

Department For Aging And  
Rehabilitative Services

\$0

\$100,000 GF

**Language:**

Page 298, line 42, strike "\$18,332,476" and insert "\$18,432,476".

**Explanation:**

(This amendment provides \$100,000 the second year from the general fund for a Dementia Services Coordinator in the Department for Aging and Rehabilitative Services. The position would review existing programs and work with agencies to create a more effective service delivery system, identify service gaps, and reduce duplication and overlap. In addition, the position will provide coordination and support for the Alzheimer's and Related Disorder Commission activities, support the Aging and Disability Resource Centers, and coordinate with brain injury programs.)

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Item 340 #1h

**Health And Human Resources**

Department Of Social Services

Language

**Language:**

Page 306, after line 29, insert:

"F. The Director, Department of Planning and Budget, shall, on or before June 30, 2013, unallot \$500,000 from the general fund in this item, which reflects unused balances in the auxiliary grants program."

**Explanation:**

(This amendment captures \$500,000 in balances from the general fund in fiscal year 2013 which reflects the unused balance in the auxiliary grants program.)

---

Item 341 #1h

**Health And Human Resources**

Department Of Social Services

Language

**Language:**

Page 307, after line 30, insert:

"The Commissioner, Department of Social Services, shall ensure that local departments that provide independent living services to persons between 18 and 21 years of age make certain information about and counseling regarding the availability of independent living services is provided to any person who chooses to leave foster care or who chooses to terminate independent living services before his twenty-first birthday. Information shall include the option for restoration of independent living services following termination of independent living services, and the processes whereby independent living services may be restored should he choose to seek restoration of such services in accordance with § 63.2-905.1 of the Code of Virginia."

**Explanation:**

(This amendment adds language to direct the Commissioner to ensure that local departments of social services provide information and counseling about the availability of independent living services to persons ages 18 to 21, including information about the ability to have services restored within 60 days following the termination of services.)

---

Item 341 #2h

**Health And Human Resources**

Department Of Social Services

**FY 12-13**

\$0

**FY 13-14**

\$117,559 GF

**Language:**

Page 306, line 31, strike "\$175,237,067" and insert "\$175,354,626".

**Explanation:**

(This amendment adds \$117,559 from the general fund the second year to provide independent living services to individuals between the age of 18 and 21 who were in the custody of a local department of social services immediately prior to a commitment to the Department of Juvenile Justice, are in the process of transitioning from a commitment, and have requested independent living services. Funding is contingent upon final passage of House Bill 1743.)

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Item 341 #3h

**Health And Human Resources**

Department Of Social Services

Language

**Language:**

Page 307, strike lines 15 through 17.

Page 307, line 18, strike "H" and insert "G".

**Explanation:**

(This amendment removes language providing \$600,000 the second year from the federal Temporary Assistance for Needy Families (TANF) block grant for child welfare family engagement activities. This funding is redirected to companion amendments in Item 297 and Item 343 to restore funding for evidenced-based community programs working with at-risk families to prevent child abuse, improve child health and wellness, improve parenting practices, and promote self-sufficiency in low-income families.)

---

Item 341 #4h

**Health And Human Resources**

Department Of Social Services

**FY 12-13**

**FY 13-14**

\$0

(\$1,828,734)

GF

\$0

\$828,734

NGF

**Language:**

Page 306, line 31, strike "\$175,237,067" and insert "\$174,237,067".



Page 307, line 18, after "appropriation," strike the remainder of the line.  
Page 307, line 19, strike "\$350,000 from federal funds" and insert:  
"\$171,266 from the general fund and \$1,178,734 from federal funds the second year".  
Page 307, strike lines 21 through 23.  
Page 307, line 24, delete "3" and insert "2".  
Page 307, line 24, strike "\$1,000,000 from the general fund and available federal funds" and insert:  
"\$171,266 from the general fund and \$828,734 from nongeneral funds".  
Page 307, line 27, delete "4" and insert "3".  
Page 307, after line 30, insert:  
"I. Out of this appropriation, \$32,829,644 the first year and \$32,829,644 the second year from the general fund and \$7,000,000 the first year and \$7,000,000 the second year from nongeneral funds shall be provided for special needs adoptions.  
J. Out of this appropriation \$32,485,408 the first year and \$32,485,408 the second year from the general fund and \$32,485,408 the first year and \$32,485,408 the second year from nongeneral funds shall be provided for Title IV-E adoption subsidies ."

**Explanation:**

(This amendment reduces \$1.0 million from the general fund the second year for a new initiative to provide parents adopting foster care children with a \$1,000 recognition payment, which would have been provided in addition to current adoption subsidy payments. The amendment also supplants \$828,734 million in general fund dollars the second year with available federal funds to support recruitment of adoptive parents and ongoing supportive services to adoptive families to increase the number of adoptions of children in state foster care. Language is added which sets out amounts appropriated over the 2012-2014 biennium for special needs adoptions and adoption subsidies, totaling \$32.8 million from the general fund and \$7.0 million in nongeneral funds each year for special needs adoptions and \$32.5 million from the general fund and \$32.5 million from the nongeneral fund each year for adoption subsidies.)

---

Item 343 #1h

**Health And Human Resources**

Department Of Social Services

Language

**Language:**

Page 308, line 47, strike "work with public and private partners to" and insert:  
"allocate \$250,000 to Elevate Early Education for the purpose of implementing a

pilot program for a kindergarten readiness assessment. Elevate Early Education shall use the state funds in conjunction with any available private matching funds to procure the rights to an assessment instrument for use in the pilot program."

Page 308, strike lines 48 through 51.

Page 308, line 52, strike "matter experts, to develop a pilot design and appropriate metrics."

**Explanation:**

(This amendment clarifies the intended use of additional funding provided to the Virginia Early Childhood Foundation.)

---

Item 343 #2h

**Health And Human Resources**

Department Of Social Services

Language

**Language:**

Page 308, line 26, strike "\$601,896" and insert "\$791,896"

Page 308, line 27, strike "\$2,633,605" and insert "\$2,823,605".

**Explanation:**

(This amendment adds \$190,000 from the federal Temporary Assistance to Needy Families block grant the second year to partially restore funding for Healthy Families Virginia. Since 2010, state funding for the program has been reduced from \$5.4 million to \$3.2 million. Five programs have closed and eight programs have merged due to budget reductions. Healthy Families Virginia is the Commonwealth's largest evidence-based early childhood home visiting service delivery model as defined by the federal Department of Health and Human Services. This public-private partnership contracts with the Department of Social Services to provide evidence-based preventive services for at-risk families from before birth to age five.)

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Item 343 #3h

**Health And Human Resources**

Department Of Social Services

Language

**Language:**

Page 309, after line 36, insert:

"K. Out of this appropriation, \$25,000 the second year from the federal Temporary to Needy Families block grant shall be provided to the Visions of Truth Community Development Corporation to support self-sufficiency programs for at-risk youth."

**Explanation:**

(This amendment provides \$25,000 the second year from the federal Temporary Assistance to Needy Families block grant general for Visions of Truth Community Development Corporation to support the STRIVE program, which targets at-risk youth to promote self-sufficiency, through educational attainment and job readiness skills.)

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Item 345 #1h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Social Services	(\$4,400,000)	\$3,100,000	GF

**Language:**

Page 310, line 15, strike "\$120,507,125" and insert "\$116,107,125".

Page 310, line 16, strike "\$84,867,609" and insert "\$87,967,609".

Page 311, line 29, strike "\$6,400,000" and insert "\$2,000,000".

Page 311, line 29, strike "\$4,400,000" and insert "\$7,500,000".

**Explanation:**

(This amendment captures \$1.3 million the first year from the general fund from contract delays in implementing the new eligibility determination system in the Department of Social Services. In addition, \$3.1 million from the general fund is transferred from the first year to the second year to more accurately reflect projected expenditures for the systems development.)

---

Item 345 #2h

<b>Health And Human Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Social Services	\$0	(\$165,000)	GF

**Language:**

Page 310, line 16, strike "\$84,867,609" and insert "\$84,702,609".

Page 311, strike lines 48 through 50.

**Explanation:**

(This amendment delays funding for the Department of Social Services' customer portal to create an interface between the Department of Corrections systems for prisoner re-entry. Currently, implementation of the new eligibility modernization system is slightly behind schedule due to the delay in the contract award. This portal would build off of the new system.)

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Item 358 #1h

**Natural Resources**

Secretary Of Natural Resources

Language

**Language:**

Page 317, strike lines 32 and 33.

**Explanation:**

(This amendment eliminates the language stating that no deposit shall be made to the Water Quality Improvement Fund Reserve. Created by the General Assembly in 2004 to eliminate the wide fluctuations in the amount of funding available for Virginia's water quality initiatives, the reserve has been used to ensure continuing funding for the implementation of the agricultural best management practices outlined in the Commonwealth's watershed implementation plan.)

---

Item 360 #1h

**Natural Resources**

Department Of Conservation And  
Recreation

**FY 12-13**

\$0

**FY 13-14**

\$231,706 GF

**Language:**

Page 318, line 16, strike "\$56,405,430" and insert "\$56,637,136".

Page 320, line 18, after "\$258,290" insert:

"the first year and \$231,706 the second year from the general fund".

**Explanation:**

(This amendment provides additional funding in the second year 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 fully repair the spillway and permit the facility to comply with Virginia's dam safety regulations.)

---

Item 360 #2h

<b>Natural Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Conservation And Recreation	\$0	\$254,000	GF

**Language:**

Page 318, line 16, strike "\$56,405,430" and insert "\$56,659,430".

Page 320, after line 20, insert:

"4. Included in the amounts provided for this item, \$254,000 the second year from the general fund is included to increase the level of funding appropriated for the maintenance of the 104 dams owned by soil and water conservation districts by \$1,000 per dam."

**Explanation:**

(This amendment provides \$254,000 from the general fund to increase the funding for the maintenance of dams owned by soil and water conservation districts from \$2,000 per dam to \$3,000 per dam.)

---

Item 360 #3h

<b>Natural Resources</b>		
Department Of Conservation And Recreation		Language

**Language:**

Page 321, line 9, strike "second" and insert "first".

**Explanation:**

(This amendment corrects the language regarding the Water Quality Improvement Fund to reflect the deposit in the first year.)

---

Item 360 #4h

<b>Natural Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Conservation And Recreation	\$0	\$366,822	NGF

**Language:**

Page 318, line 16, strike "\$56,405,430" and insert "\$56,772,252".

Page 321, line 6, after "year", insert:

"and \$366,822 the second year".

**Explanation:**

(This amendment allocates the revenue collected from the sale of "Friend of the Chesapeake Bay" license plates in the form of grant to nonprofit environmental organizations. For fiscal year 2014, the Chesapeake Bay Restoration Fund Advisory Committee is recommending that 68 grants be allocated to nonprofit organizations ranging in size from \$700 to \$14,000. About half of these grants are issued to state agencies, localities, public schools, soil and water conservation districts, and state park friends groups. The remainder are provided to nonprofit environmental organizations.)

Item 360 #5h

<b>Natural Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Conservation And Recreation	\$0	\$470,000	GF

**Language:**

Page 318, line 16, strike "\$56,405,430" and insert "\$56,875,430".

Page 318, line 44, strike "\$300,000" and insert "\$600,000".

Page 319, line 46, after "E.", insert "1."

Page 319, after line 50, insert:

"2. Out of the amounts for this item, \$470,000 the second year from the general fund is provided to increase the operational support appropriated for each of the 47 soil and water conservation districts from \$80,539 per district to \$90,539 per district."

**Explanation:**

(This amendment increases the operational funding for each of the 47 soil and water conservation districts. The soil and water conservation districts are the key delivery system for implementation of agricultural best management practices and controlling nonpoint sources of water pollution in Virginia.)

**Natural Resources**

Department Of Conservation And  
Recreation

Language

**Language:**

Page 319, after line 19, insert:

"4. The department shall provide a quarterly report to the Chairmen of the House Appropriations and Senate Finance Committees of how appropriations for each soil and water conservation district have been dispersed in the current quarter and the planned disbursements for the upcoming quarter by district for the following: (i) the federal Conservation Reserve Enhancement Program, (ii) the use of Agricultural Best Management Cost-Share Program funds within the Chesapeake Bay watershed, (iii) the use of Agricultural Best Management Cost-Share Program funds within the Southern Rivers area, and (iv) the amount of Technical Assistance funding."

**Explanation:**

(This amendment requires the Department of Conservation and Recreation to report the amounts distributed to soil and water conservation districts in the current quarter and the upcoming quarter by district for the federal Conservation Reserve Enhancement Program, the use of Agricultural Best Management Cost-Share Program funds within the Chesapeake Bay watershed, the use of Agricultural Best Management Cost-Share Program funds within the Southern Rivers area, and the amount of Technical Assistance funding provided. These reports are to be provided to the Chairmen of House Appropriations and Senate Finance Committees.)

---

**Natural Resources**

Department Of Conservation And  
Recreation

Language

**Language:**

Page 321, line 13, after "and", strike "\$2,300,000" and insert "\$1,000,000".

Page 321, line 16, after ".", insert:

"Pursuant to paragraph B. of Item 358, \$1,300,000 is designated for deposit to the

reserve within the Virginia Water Quality Improvement Fund."

**Explanation:**

(This amendment reduces the allocation of grants for the establishment of local stormwater permitting programs to ensure that a deposit is made to the Water Quality Improvement Fund reserve as required by the Appropriation Act since 2004.)

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Item 360 #8h

**Natural Resources**

Department Of Conservation And  
Recreation

Language

**Language:**

Page 321, line 46, after "O.", strike remainder of the line.

Page 321, strike lines 47 through 50.

Page 321, line 51, strike "Virginia."

**Explanation:**

(This amendment strikes language regarding the issuance of bonds for stormwater improvement project. A companion amendment found in Capital Project Expenses provides the debt authorization for these projects.)

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Item 361 #1h

**Natural Resources**

Department Of Conservation And  
Recreation

**FY 12-13**

\$300,000

**FY 13-14**

\$375,000 GF

**Language:**

Page 322, line 4, strike "\$56,258,252" and insert "\$56,558,252".

Page 322, line 5, strike "\$56,338,180" and insert "\$56,713,180".

Page 323, after line 19, insert:

"G. Out of the amounts appropriated for this item, \$300,000 the first year from the general fund is provided for the one-time equipment costs and \$375,000 the second year from the general fund is provided for the operating costs of the recently completed Powhatan State Park."

**Explanation:**



(This amendment provides one-time equipment costs in the first year and the operating costs in the second year for the recently completed Powhatan State Park.)

---

Item 361 #2h

**Natural Resources**

Department Of Conservation And  
Recreation

Language

**Language:**

Page 323, after line 19:

"G. Upon completion of the construction of the Daniel Boone Wilderness Trail Interpretative Center, the Division of State Parks may accept transfer of the facility, 153 acres of land, and \$450,000 for maintenance of completed facility for operation as a satellite facility to Natural Tunnel State Park."

**Explanation:**

(This amendment provides language authorizing the transfer of the Daniel Boone Wilderness Trail Interpretative Center to the Division of State Parks. As part of an agreement between the Virginia Coalfield Economic Development Authority, Appalachian Regional Commission, the Scott County Economic Development Authority, the Daniel Boone Wilderness Trail Association, Eastman Credit Union, and the Virginia Tobacco Commission, \$3.5 to \$4.0 million will be spent to construct the Daniel Boone Wilderness Trail Interpretative Center. The language states that upon completion, the partnership will transfer the Daniel Boone Wilderness Trail Interpretative Center, 153 acres of land, including Kane's Gap, through which Daniel Boone and other settlers passed, and \$450,000 for maintenance of the facility to the Division of State Parks.)

---

Item 366 #1h

**Natural Resources**

Department Of Environmental  
Quality

**FY 12-13**

\$0

**FY 13-14**

\$85,000 GF

**Language:**

Page 325, line 33, strike "\$56,591,198" and insert "\$56,676,198".

Page 327, after line 9, insert:

"G. Out of this appropriation, \$85,000 the second year from the general fund is designated to help with the costs of a new wastewater treatment facility at the W. E. Skelton 4-H Educational Conference Center at Smith Mountain Lake."

**Explanation:**

(This amendment provides funding for the state's share of costs associated with the construction of a wastewater treatment plant at the W. E. Skelton 4-H Educational Conference Center at Smith Mountain Lake. The state originally provided support for this project in 2006. Due to cost overruns, additional funding is being provided for this project.)

---

Item 366 #2h

**Natural Resources**

Department Of Environmental  
Quality

Language

**Language:**

Page 326, line 30, strike, "\$165,000,000" and insert "\$170,000,000".

Page 327, after line 9, insert,

"5. Up to \$5,000,000 for the Appomattox River Water Authority, to increase the supply of drinking water for the counties of Dinwiddie, Prince George, and Chesterfield, the cities of Colonial Heights and Petersburg, and the U.S. Army Garrison at Fort Lee, and to improve streamflow within the Appomattox River. The amount provided shall be matched by local contributions from any one or more of the affected local governments totalling \$5,000,000."

**Explanation:**

(This amendment provides bond proceeds to improve the supply of drinking water available to the counties of Dinwiddie, Prince George, and Chesterfield, the cities of Colonial Heights and Petersburg, and Fort Lee from the Appomattox River Water Authority. The language requires that the total amount authorized be matched by any combination of a single locality or multiple localities.)

---

Item 366 #3h

**Natural Resources**

Department Of Environmental

Language

## Quality

### **Language:**

Page 326, strike lines 29 through 33.

Page 326, line 34, strike "2." and insert "F.1."

Page 326, line 44, strike "3." and insert "2."

Page 327, line 1, strike "4." and insert "3."

### **Explanation:**

(This amendment strikes language regarding the amount of bonds authorized for wastewater treatment plant upgrades, combined sewer overflow projects, and other natural resource projects. A companion amendment found in Capital Project Expenses provides the debt authorization for these projects.)

---

Item 366 #4h

## **Natural Resources**

Department Of Environmental  
Quality

Language

### **Language:**

Page 326, line 44, strike "\$59,000,000" and insert "\$70,000,000".

Page 326, line 51, strike "\$19,000,000" and insert "\$30,000,000".

Page 326, line 52, after ".", insert:

"As a condition of the additional bond authorization provided to the City of Lynchburg, and pursuant to the authorization issued by the City Council of the City of Lynchburg during its meeting on January 29, 2013, the City of Lynchburg shall not seek further funding from the Commonwealth for any costs associated with the completion of its combined sewer overflow project."

### **Explanation:**

(This amendment provides language increasing the authorization for the amount of bonds to be paid to the City of Lynchburg for completion of their combined sewer overflow project. With the amount provided, the city will be able to complete its combined sewer overflow project within the next ten years. The City of Lynchburg issued a letter authorized by the City Council that the City of Lynchburg will not seek additional funding from the Commonwealth for any costs associated with its combined sewer overflow project.)

---

<b>Natural Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Environmental Quality	(\$20,597)	(\$20,597)	GF

**Language:**

Page 327, line 11, strike "\$25,125,655" and insert "\$25,105,058".

Page 327, line 11, strike "\$24,754,792" and insert "\$24,734,195".

**Explanation:**

(This amendment equalizes the level of general fund support provided in each year of the biennium to the Department of Environmental Quality for the payment of VITA charges with the total funding provided to the agency by the 2011 Session of the General Assembly. During the 2011 Session of the General Assembly, \$800,000 per year from the general fund was provided for the Department of Environmental Quality to offset the impact of VITA's service costs on the agency's budget. However, the amount provided by the General Assembly was administratively reduced from \$800,000 to \$112,775 for both fiscal year 2013 and fiscal year 2014. This action reinstates the \$800,000 amount originally approved by the General Assembly.)

---

<b>Natural Resources</b>		
Department Of Environmental Quality		Language

**Language:**

Page 327, line 34, strike "It is".

Page 327, strike lines 35 and 36.

**Explanation:**

(This amendment eliminates language that stated it was the intent of the General Assembly to eliminate the waste tire fee. The waste tire fee is imposed on each tire sold to clear away tire dumps across the state.)

---

<b>Natural Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Game And Inland Fisheries	\$439,000	\$1,704,158	NGF

**Language:**

Page 328, line 19, strike "\$6,278,472" and insert "\$6,717,472".

Page 328, line 19, strike "\$6,278,472" and insert "\$7,982,630".

**Explanation:**

(This amendment provides additional nongeneral fund appropriation to cover the soft costs related to the construction of the agency's new headquarters facility. Soft costs include environmental impact and site assessments, contingency fees, and furniture and equipment relocation expenses, which qualify to be expended through the operating budget. The agency has sufficient nongeneral fund cash balances and anticipated revenue to support this appropriation.)

---

<b>Natural Resources</b>		<b>Language</b>
Department Of Game And Inland Fisheries		

**Language:**

Page 328, after line 37, insert:

"C. Funds previously appropriated to the Lake Anna Advisory Committee for hydrilla control and removal, may be used at the discretion of the Lake Anna Advisory Committee upon issues related to maintaining the health, safety, and welfare of Lake Anna."

**Explanation:**

(This amendment provides authority for the Lake Anna Advisory Committee to use funding previously provided for hydrilla control for maintaining the health, safety, and welfare of Lake Anna. The Lake Anna Advisory Committee is composed of representatives from the counties of Lousia, Orange, and Spotsylvania, citizen appointees from each of the three jurisdictions, and one representative of Dominion Virginia Power. The Lake Anna Advisory Committee meets monthly. The advisory committee states that it could not spend all of the previous appropriation on hydrilla

removal.)

---

Item 372 #1h

<b>Natural Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Historic Resources	\$0	\$300,000	GF

**Language:**

Page 329, line 9, strike "\$5,944,497" and insert "\$6,244,497".

Page 330, line 22, strike the second "\$1,000,000" and insert "\$1,300,000".

**Explanation:**

(This amendment provides \$300,000 from the general fund in the second year to protect Civil War historic sites. According to the National Park Service, Virginia has a significant number of Civil War battlefields that are currently endangered by development. Civil War battlefields promote tourism, especially now during the Sesquicentennial of the Civil War and preserve open space in many areas of Virginia.)

---

Item 374 #1h

<b>Natural Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Marine Resources Commission	\$0	(\$500,000)	GF

**Language:**

Page 331, line 6, strike "\$19,534,142" and insert "\$19,034,142".

Page 331, line 44, strike "\$2,500,000" and insert "\$2,000,000".

**Explanation:**

(This amendment reduces the total amount provided for oyster replenishment in the second year of the introduced budget from \$2.5 million to \$2.0 million. The General Assembly provided \$500,000 in each year of the biennium as part of the existing Appropriation Act.)

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Item 374 #2h

<b>Natural Resources</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
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Marine Resources Commission \$0 (\$221,572) GF

**Language:**

Page 331, line 6, strike "\$19,534,142" and insert "\$19,312,570".

**Explanation:**

(This amendment eliminates the general fund support that had been proposed in the introduced budget to backfill positions previously supported by federal funds. Without the federal funds, the positions may not have been created.)

---

Item 388 #1h

**Public Safety**

Department Of Corrections

**FY 12-13**

(\$376,470)

0.00

**FY 13-14**

(\$10,224,674)

6.00

GF

FTE

**Language:**

Page 339, line 5, strike "\$835,120,019" and insert "\$834,743,549".

Page 339, line 5, strike "\$845,169,967" and insert "\$834,945,293".

Page 341, after line 15, insert:

"O. Included in the appropriation for this item is \$546,426 the second year from the general fund for six medical contract monitors. The persons filling these positions shall have the responsibility of closely monitoring the adequacy and quality of inmate medical services in those correctional facilities for which the department has contracted with a private vendor to provide inmate medical services."

**Explanation:**

(This amendment captures the net savings that will result from the implementation of a new contract with a private vendor to provide medical services to inmates in several correctional facilities. The amendment directs the agency to use some of the savings it will realize to hire staff to monitor the adequacy and quality of medical care provided to inmates in those facilities.)

---

Item 388 #2h

**Public Safety**

Department Of Corrections

**FY 12-13**

\$0

**FY 13-14**

\$663,757

GF

**Language:**

Page 339, line 5, strike "\$845,169,967" and insert "\$845,833,724".

Page 341, after line 15, insert:

"O. Included in the appropriation for this item is \$663,757 the second year from the general fund to establish a separate program for inmates under 18 years old who have been tried and convicted as adults and committed to the Department of Corrections by the courts. This separation of these offenders from the general prison population is required by the new requirements of the federal Prison Rape Elimination Act."

**Explanation:**

(This amendment transfers appropriations from the Department of Juvenile Justice to establish a separate program for inmates under 18 years old who have been tried and convicted as adults and committed to the Department of Corrections by the courts. This separation of these offenders from the general prison population is required by the new requirements of the federal Prison Rape Elimination Act.)

Item 388 #3h

**Public Safety**

Department Of Corrections

**FY 12-13**

\$800,000

**FY 13-14**

\$2,898,819 GF

**Language:**

Page 339, line 5, strike "\$835,120,019" and insert "\$835,920,019".

Page 339, line 5, strike "\$845,169,967" and insert "\$848,068,786".

Page 341, line 13, after "is", insert "\$800,000 the first year and".

Page 341, line 13, strike "\$14,301,181" and insert "\$17,200,000".

Page 341, line 15, strike "January" and insert "October".

Page 341, line 15, after ".", insert:

"In determining those state-responsible offenders to transfer to the River North Correctional Center, the department shall prioritize the transfer of any state-responsible offenders housed in any local or regional jail for which a waiver from the Board of Corrections' "Standards for Planning, Design, Construction, and Reimbursement of Local Correctional Facilities" has been provided."

**Explanation:**

(This amendment provides the general fund dollars necessary to open the River North Correctional Center in October rather than January as proposed in the introduced budget. The included language also specifies the prioritization for the



transfer of state-responsible offenders from local and regional jails.)

---

Item 388 #4h

<b>Public Safety</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Corrections	\$0	(\$3,380,537)	GF

**Language:**

Page 339, line 5, strike "\$845,169,967" and insert "\$841,789,430".

Page 341, after line 15, 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 second year to offset a portion of the budgeted amounts for the department's operation of secure correctional facilities."

**Explanation:**

(This amendment uses the correctional costs associated with criminal sentencing legislation either increasing the penalties for criminal offenses or creating new criminal penalties to defray a portion of the Department of Corrections' expenses for the operation of state correctional centers.)

---

Item 389 #1h

<b>Public Safety</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Corrections	\$0	\$1,375,113	GF

**Language:**

Page 341, line 18, strike "\$94,276,988" and insert "\$95,652,101".

Page 343, line 39, strike "\$1,924,661" and insert "\$3,299,774".

Page 344, after line 17, insert:

"11. To increase the mandatory penalty for use of a firearm during the commission of a felony--\$1,375,113."

**Explanation:**

(This amendment provides the "Woodrum" appropriation for legislation that would increase the mandatory penalty for use of a firearm during the commission of a felony from 3 years to 4 years for the first offense and from 5 years to 6 years for a second or subsequent offense. State law requires that any legislation that would

result in an increase in the prison population over the succeeding six years from its enactment be accompanied by an appropriation that would cover the increased costs in one year resulting from additional inmates. (This is often referred to as the "Woodrum amendment".))

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Item 389 #2h

<b>Public Safety</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Corrections	\$0	(\$275,000)	GF

**Language:**

Page 341, line 18, strike "\$94,276,988" and insert "\$94,001,988".

Page 344, strike lines 18 through 20.

**Explanation:**

(This amendment eliminates proposed general fund support for the establishment of a computer interface between the Department of Corrections and Department of Social Services. Currently, prior to release, the Department of Corrections provides information about soon-to-be-released state inmates to the Department of Social Services for service eligibility determinations. This information is distributed to the social services agencies located in the localities in which the state inmates were originally convicted, so the workload is very manageable. In addition, the Department of Social Services is currently in the midst of a computer system modernization. This modernization could possibly include such an interface.)

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Item 389 #3h

<b>Public Safety</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Corrections	\$0	(\$20,500)	GF

**Language:**

Page 341, line 18, strike "\$94,276,988" and insert "\$94,256,488".

**Explanation:**

(This amendment eliminates proposed funding for the provision of reentry workshops for state inmates. Pursuant to the Department of Corrections' Reentry Plan, reentry services are supposed to begin upon an offender's entry into the prison

system. Reentry plans are developed for each state inmate, including educational and vocational services, and reentry probation officer positions have been created that are responsible for working with state inmates prior to release and for ensuring they are prepared for probation supervision. Reentry councils also work with state inmates prior to release in many locations.)

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Item 389 #4h

<b>Public Safety</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Corrections	\$0	\$38,300	GF

**Language:**

Page 341, line 18, strike "\$94,276,988" and insert "\$94,315,288".

Page 343, strike line 46.

Page 344, strike line 1.

Page 344, line 2, strike "3" and insert "2".

Page 344, line 4, strike "4" and insert "3".

Page 344, line 6, strike "5" and insert "4".

Page 344, line 8, strike "6" and insert "5".

Page 344, line 10, strike "7" and insert "6".

Page 344, line 12, strike "8" and insert "7".

Page 344, line 14, strike "9" and insert "8".

Page 344, line 16, strike "10" and insert "9".

Page 344, after line 17, insert:

"10. To increase the penalties for any subsequent drunken driving conviction following any previous felony related to drunken driving -- \$50,000.

11. To increase the penalties for the possession of contraband cigarettes with the intent to distribute -- \$50,000.

12. To increase the penalties for possession, sale, purchase, and transportation of unstamped cigarettes -- \$50,000.

13. To prevent the presence of children, mentally incapacitated persons, and physically helpless persons from being present in any location where components for the manufacture of methamphetamine or the manufacture of methamphetamine is occurring -- \$50,000.

14. To prevent the assault and battery of any person employed by a local or regional jail and involved in the care, treatment, or supervision of inmates -- \$50,000.

15. To regulate additional synthetic cannabinoids and other synthetic controlled substances --\$50,000.

- 16. To increase the penalties associated with second and subsequent convictions of impersonating an law-enforcement officer -- \$4,048.
- 17. To increase the penalties associated with a second conviction for stalking within five years -- \$23,197.
- 18. To require that mandatory minimum sentences be served consecutively -- \$743,967."

**Explanation:**

(This amendment provides for the expected "Woodrum Impacts" associated with legislation to increase criminal penalties or create new criminal penalties. These costs are paid into the Corrections Special Reserve Fund to count for the bed space impacts on the Department of Corrections associated with housing additional offenders.)

Item 393 #1h

<b>Public Safety</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Criminal Justice Services	\$0	\$1,291,153	GF

**Language:**

- Page 345, line 14, strike "\$76,506,602" and insert "\$77,797,755".
- Page 347, line 25, strike, the second "\$408,847" and insert "\$1,700,000".
- Page 347, line 28, strike "9-171.1" and insert "9.1-110".
- Page 347, line 28, after "Virginia." strike remainder of line.
- Page 347, strike lines 29 and 30.
- Page 347, after line 33, insert:
  - "3. Subject to the development of criteria for the distribution of grants from the fund, including procedures for the application process and the determination of the actual amount of any grant issued by the department, the department shall award grants to either local law-enforcement agencies, where such local law-enforcement agencies and local school boards have established a collaborative agreement for the employment of school resource officers, as such positions are defined in § 9.1-101, Code of Virginia, for the employment of school resource officers, or to local school divisions for the employment of school security officers, as such positions are defined in § 9.1-101, Code of Virginia, for the employment of school security officers in any public school. The application process shall provide for the selection of either school resource officers, school security officers, or both by localities. The department shall give priority to localities requesting school resource officers, school

security officers, or both where no such personnel are currently in place. Localities shall match these funds based on the composite index of local ability-to-pay."

**Explanation:**

(This amendment provides \$1.3 million from the general fund the second year to fully restore general fund support for the school resource officer incentive grant program. The general fund amount is equal to the level of general support provided during fiscal year 2002, which represented the largest historical general fund support for the program. The amendment also states that the Department of Criminal Justice Services will prioritize the provision of grants to localities requesting school resource officers or school security officers in elementary, middle, and high schools where no such personnel are currently in place.)

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Item 393 #2h

<b>Public Safety</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Criminal Justice Services	\$0	(\$185,364)	GF

**Language:**

Page 345, line 14, strike "\$76,506,602" and insert "\$76,321,238".

**Explanation:**

(This amendment eliminates the additional general fund dollars proposed to restore budget reductions that affected Pre- and Post-Incarceration Services (PAPIS) providers during the 2008-2010 biennium.)

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Item 409 #1h

<b>Public Safety</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Juvenile Justice	\$0	(\$663,757)	GF

**Language:**

Page 356, line 10, strike "\$73,733,700" and insert "\$73,069,943".

**Explanation:**

(This amendment transfers funding from the Department of Juvenile Justice to the

Department of Corrections for the purpose of establishing a separate housing unit and programs for inmates under 18 years old who have been tried and convicted as adults and committed to Corrections by the courts. This separation from the adult population is required to meet new regulations under the federal Prison Rape Elimination Act.)

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Item 423 #1h

<b>Technology</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Innovation And Entrepreneurship Investment Authority	\$0	\$2,500,000	GF

**Language:**

Page 364, line 13, strike "\$5,782,500" and insert "\$8,282,500".

Page 365, after line 25 insert:

"M.1. Out of the amounts in this item, \$2,500,000 the second year from the general fund shall be provided to establish a cyber-security accelerator which will be managed by the Center for Innovative Technology (CIT). CIT is directed to recruit companies for the Accelerator regionally and any participating company must agree to start and operate their company in the Commonwealth. Participating companies will be guided through a company initiation and development process supported by key cyber-security professionals, investors and technologists.

2. Companies participating in the Accelerator will be eligible to receive an initial \$25,000 investment from the Accelerator Fund. Upon graduation from the program, they may be eligible for an additional investment of up to \$100,000 from the Center for Innovative Technology's GAP Fund. Any proceeds from the sale of equity in these companies shall not revert to the general fund but shall be used to support the Accelerator.

3. The Center for Innovative Technology shall report to the Chairmen of the House Appropriations and Senate Finance Committees as well as to the Secretaries of Commerce and Trade and Technology by September 1, 2013 with a detailed proposal for the implementation of this program and shall report within 30 days of receipt of the initial round of applications for funding under this program."

**Explanation:**

(This amendment provides \$2.5 million in the second year from the general fund to establish a cyber-security accelerator program within CIT. Virginia would receive national recognition as the first cyber-security dedicated accelerator in the nation. It is expected that approximately 10 new high growth companies will be created

annually from this investment, with annual sales expectations of over \$50.0 million per company. These high-wage employment opportunities will help offset the loss of federally-supported positions throughout the Commonwealth.)

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Item 423 #2h

<b>Technology</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Innovation And Entrepreneurship Investment Authority	\$0	(\$520,000)	GF

**Language:**

Page 364, line 13, strike "\$5,782,500" and insert "\$5,262,500".

Page 365, line 16, strike "and \$520,000 the second year".

**Explanation:**

(This amendment eliminates the second year funding included in the introduced budget for modeling and simulation initiatives. The funding will be redirected to the Cyber-Security Accelerator Fund, which is designed to develop up to 10 new high-growth companies every year.)

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Item 423 #3h

<b>Technology</b>		<b>Language</b>
Innovation And Entrepreneurship Investment Authority		

**Language:**

Page 364, line 24, after "A." insert "1."

Page 364, after line 25, insert:

"2. Out of the amounts appropriated for the Innovative and Entrepreneurship Investment Authority, an amount equal to \$50,000 shall be used to create the Commonwealth Innovation and Entrepreneurship Measurement System to measure activities worthy of economic development and institutional focus in furtherance of the Commonwealth Research and Development Roadmap."

**Explanation:**

(This amendment requires the Innovative and Entrepreneurship Investment Authority (IEIA) to develop the Commonwealth Innovation and Entrepreneurship

Measurement System to determine what activities are worthy of economic development or institutional focus as required by the Commonwealth Research and Development Roadmap. The IEIA will provide the resources for this initiative out of its existing budget. For fiscal year 2013, the agency has a \$5.9 million budget.)

---

Item 430 #1h

**Transportation**

Secretary Of Transportation

Language

**Language:**

Page 398, after line 19, insert:

"N. Notwithstanding any provision of law, any agreement to transfer money from the Commonwealth Transportation Funds to the Metropolitan Washington Airports Authority (MWAA) in connection with Phase II of the Dulles Corridor Metrorail Project beyond Wiehle Avenue in Fairfax County to Washington Dulles International Airport and on to Virginia Route 772 in Loudoun County shall include provisions stating that the MWAA has implemented all of the recommendations included in the November 2012 report of the Inspector General of the U.S. Department of Transportation as a condition of transferring such money. The Governor may waive this requirement for one or more specific recommendations that have not been implemented by notifying the Chairmen of the House Appropriations and Senate Finance Committees of his reason for granting the waiver or waivers."

**Explanation:**

(This amendment prohibits the use of state funding on Phase II of the Dulles Metro project unless the agreement includes provisions stating that the recommendations identified by U.S. Inspector General report have been addressed or the Governor notifies the General Assembly as to why a certain recommendation has not yet been implemented.)

---

Item 430 #2h

**Transportation**

Secretary Of Transportation

Language

**Language:**

Page 397, line 38, strike "unencumbered amounts".



Page 397, line 38, unstrike "the Highway Maintenance and"  
Page 397, line 39, unstrike "Operating Fund" and delete remainder of line.  
Page 397, strike lines 40 through 42.  
Page 397, line 43, strike "Sciences."

**Explanation:**

(This amendment restores language agreed to by the 2012 General Assembly regarding the source of transportation funding used to fulfill commitments related to payment to Orbital Sciences for repayment of amounts associated with Launch Pad 0-A and liquid fueling facility improvements at the Mid-Atlantic Regional Spaceport.)

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Item 430 #3h

**Transportation**

Secretary Of Transportation

Language

**Language:**

Page 398, after line 19, insert:

"N. 1. The Secretary of Transportation and the Virginia Department of Transportation are hereby directed to initiate an evaluation of whether it would be in the best interest of the Commonwealth to enter into an agreement to purchase the Dulles Greenway, a privately owned toll road extending approximately 14 miles from Washington Dulles International Airport to the Town of Leesburg and connecting the same, as well as any commuter vehicle parking facility used primarily by Dulles Greenway commuters or Dulles Toll Road commuters; or any buildings, structures, parking areas, appurtenances, or other property needed to operate such facility with such parking facility located within one mile of any part of the Dulles Greenway. The intent of such a potential purchase would be to ensure that toll rates remain at reasonable levels and to encourage the implementation of distance tolling.

2. In undertaking this evaluation the Secretary shall solicit the input of the Director, Department of General Services and the Department of Treasury to evaluate appropriate financing structures. In evaluating the feasibility of such a plan, it must be shown that any potential purchase price would not exceed fair market value, and that the existing toll rates therefrom could be reasonably expected to pay (i) in full and when payable the debt service on any bonds or obligations issued to acquire and, if necessary, improve or upgrade the Dulles Greenway; (ii) the ongoing costs of operating and maintaining the Dulles Greenway; (iii) the costs of purchasing and

installing electronic tolling equipment or other equipment for the Dulles Greenway if such equipment is determined necessary; (iv) ongoing necessary administrative costs relating to the Dulles Greenway. In addition, the tolls for the use of the Dulles Greenway must be reasonably expected to result in a debt service coverage ratio of at least 1.25 for any debt of other obligations proposed to support the purchase of the facility.

3. The Secretary shall submit the findings of his assessment, to the Chairmen of the House Appropriations and Senate Finance Committees by August 1, 2013 for their review and comment.

4. Nothing in the language contained in this item shall be construed as authority to enter into a purchase agreement without notification to the General Assembly of the full details of any proposed purchase agreement no later than 45 days prior to the proposed completion of any proposed purchase agreement. If the recommendation is to proceed with the purchase of such facility, the report to the House Appropriations and Senate Finance Committee Chairmen shall be accompanied by a certification from the Governor that the proposed purchase price could be supported by 9(c) revenue bonds of the Commonwealth."

**Explanation:**

(This amendment directs the Secretary of Transportation to evaluate the potential benefits of purchasing the Dulles Greenway, a private toll road, to ensure reasonable toll rates to the traveling public.)

---

Item 441 #1h

**Transportation**

Department Of Rail And Public  
Transportation

Language

**Language:**

Page 403, line 19, strike "\$157,073,990" and insert "\$160,361,138".

Page 403, line 23, strike "Formula" and insert "Operating".

Page 403, line 28, strike "formula" and insert "operating".

Page 403, line 30, strike "\$32,233,194" and insert "\$33,315,285".

Page 403, line 45, strike "\$1,933,991" and insert "\$1,998,917".

Page 404, strike lines 15 through 19.

Page 404, line 31, strike "formula" and insert "operating".

**Explanation:**

(This amendment revises embedded numbers to reflect the most recent transportation funding forecast and reflect current terminology used by the Department of Rail and Public Transportation. This amendment also removes language directed to the treatment of local funds by the Northern Virginia Transportation Commission. The language is no longer needed in the Appropriation Act as it has been incorporated in grantee agreements the Department of Rail and Public Transportation has made with local governments.)

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Item 442 #1h

**Transportation**

Department Of Rail And Public  
Transportation

Language

**Language:**

Page 405, after line 28, insert:

"F.1. Prior to July 1, 2011, the director, Department of Rail and Public transportation, with the approval of CSX Transportation, shall initiate infrastructure improvement projects which promote safety or reduce the average dwell times of hazardous material shipments subject to regulation under Title 49 CFR Part 174 et seq. within rail yards, depots, sidings, and other intermediate terminals or facilities and properties located in the City of Fredericksburg to not longer than 24 hours. These improvements may include, but are not limited to, those that (i) increase capacity at existing storage facilities terminating near Fredericksburg; (ii) increase the physical distance between commodity storage areas and residential communities; and (iii) transfer intermediate storage of commodities to locations closer to terminus of the shipment.

2. Out of the funds available for Rail Industrial Access pursuant to § 33.1-221.1:1, Code of Virginia, up to \$450,000 in the first year and up to \$450,000 in the second year is hereby authorized for associated infrastructure improvements which may be constructed in any location in Virginia so long as their use results in increased safety in Fredericksburg or reduced average dwell times of hazardous materials currently staged in Fredericksburg. Such funds may be awarded to CSX Transportation or other entities or political subdivisions identified by the Department as having responsibility for implementing the associated infrastructure improvement. In the allocation of funds for this project by the Commonwealth Transportation Board, the requirements of § 33.1-22.1:1, Code of Virginia, with the exception of § 33.1-22.1:1

F., are waived.

**Explanation:**

(This amendment is needed to provide flexibility to allow infrastructure to be constructed in other localities that will meet the goal of increased safety in Fredericksburg with regard to rail shipments of hazardous materials.)

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Item 446 #1h

**Transportation**

Department Of Transportation

Language

**Language:**

Page 408, after line 5, insert:

"G. The Department of Transportation is hereby directed to evaluate the impact of the replacement of the federal Transportation Enhancement program with the Transportation Alternatives program pursuant to the adoption of "Moving Ahead for Progress in the 21st Century" (MAP-21) with a focus on determining how best to continue supporting corridor management and improvement projects enhancing Virginia Byways and other historic highway corridors. Such review shall include consideration of establishing a state-funded transportation enhancements program to continue supporting scenic and historic highway programs in the Commonwealth. The Department shall report its findings and recommendations to the Chairmen of the House Appropriations and Transportation Committees as well as the Senate Finance and Transportation Committees no later than November 1, 2013."

**Explanation:**

(This amendment directs the Commonwealth Transportation Board to examine the impacts of change in federal law and consider establishing a state funded transportation enhancement program. Changes to federal law exclude scenic or historic highway programs from what was formerly known as the Transportation Enhancements Program. Because of the wealth of historic tourism in Virginia as well as its natural scenic beauty, continuing to support enhancements and corridor management plans associated with Virginia's Civil War Trail, Virginia Wineries Trail, the Crooked Road, and other scenic byways enhances tourism throughout the Commonwealth and generates revenue.)

---

Item 447 #1h

<b>Transportation</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Department Of Transportation	\$0	\$900,000	NGF

**Language:**

Page 408, line 7, strike "\$1,522,437,571" and insert "\$1,523,337,571".  
Page 408, line 9, strike "\$394,284,449" and insert "\$395,184,449".

**Explanation:**

(This amendment provides additional maintenance funding based on the latest calculations for the additional 0.05 percent sales and use tax that is being redirected for transportation activities.)

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Item 456 #1h

**Transportation**

Virginia Port Authority

Language

**Language:**

Page 417, after line 11, insert:

"D. The Virginia Port Authority is directed to further analyze the necessary improvements identified in the study undertaken under contract by the Virginia Port Authority in 2010 regarding the Commonwealth Rail Line Safety Relocation Initiative in the City of Suffolk. Such study shall focus on the improvements needed to implement the aforementioned study and is intended to help address the impacts of port-related rail traffic in the City of Suffolk. The Virginia Port Authority shall work with the Virginia Department of Transportation and the Department of Rail and Public Transportation to identify the respective share of project costs that should be borne by each entity, recognizing that the rail project seeks to address adverse highway delays caused by rail traffic emanating from the Virginia Port Authority operated facilities. Such review shall assess the availability of Rail Enhancement Funding, Rail Preservation Funding, Railroad Rehabilitation and Improvement Financing, Transportation Innovation and Finance funding, Highway Safety Improvement Funding, Rail Industrial Access grants and Virginia Port Authority funding available to finance the critical improvements. The Authority shall submit a report to the Chairmen of the House Appropriations and Transportation Committees and the Senate Finance and Transportation Committees by November 15, 2013 outlining the potential funding sources and a proposed schedule of completion for the detailed study."

**Explanation:**

(This amendment directs the Virginia Port Authority to undertake a study to further investigate the improvements identified in a 2010 study conducted for the Virginia Port Authority related to the Commonwealth Railway Mainline Safety Relocation in the City of Suffolk. State funds previously were provided to relocate the rail line through the Cities of Portsmouth and Chesapeake, but no such relocation was undertaken in Suffolk. Currently there are 51 public at-grade crossings in Suffolk, traversed by 167,046 vehicles per day, and resulting in 227 daily hours of vehicle delay.)

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Item 459 #1h

<b>Veterans Affairs And Homeland Security</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Secretary Of Veterans Affairs And Homeland Security	\$0	(\$250,000)	GF

**Language:**

Page 419, line 4, strike "\$1,618,239" and insert "\$1,368,239".  
Page 419, strike lines 11 through 13.

**Explanation:**

(This amendment eliminates \$250,000 from the general fund in the second year that had been proposed as a match for an "anticipated" federal grant from the U.S. Department of Defense's Office of Economic Adjustment. The grant was to be used to compile a database on defense contractors.)

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Item 459.05 #1h

<b>Veterans Affairs And Homeland Security</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Secretary Of Veterans Affairs And Homeland Security	\$0	(\$6,213,496)	GF

**Language:**

Page 419, line 14, strike "\$7,500,000" and insert "\$1,286,504".  
Page 419, line 23, strike "\$6,213,496".

Page 419, line 24, strike "from the general fund and"

Page 419, line 24, after ".", insert:

"and out of the appropriation for paragraph K.1 of Item 470 of Chapter 2, Special Session I of the Acts of Assembly of 2012 an amount equal to \$6,213,496 the second year."

**Explanation:**

(This amendment removes the general fund share of the funding associated with payments for use by the City of Virginia Beach to eliminate encroachment of incompatible land uses on the United States Navy Master Jet Base Oceana pursuant to recommendations issued by 2005 Base Realignment and Closure Commission. A companion amendment to paragraph K. of Item 470 of Chapter 2 of the Acts of Assembly of 2012 provides a like amount from the FACT Fund to address the Commonwealth's commitment to purchase property to eliminate the incompatible land uses.)

---

Item 462 #1h

**Veterans Affairs And Homeland Security**

**FY 12-13**

**FY 13-14**

Department Of Veterans Services

\$0

\$30,000 GF

**Language:**

Page 420, line 26, strike "\$7,566,622" and insert "\$7,596,622".

Page 421, after line 11, insert:

"F. Included in the amounts for this item, \$30,000 the second year from the general fund is appropriated to permit up to 20 benefit claims agents per year to attend training courses offered by national veterans service organizations. Up to 10 benefit claims agents per year shall attend national training courses offered by the American Legion and up to 10 benefit claims agents shall attend national training courses offered by the Veterans of Foreign Wars."

**Explanation:**

(This amendment provides general fund support to permit up to 20 benefit claims agents to attend training courses offered by national veteran service organizations.)

---

Item 468 #1h

**Central Appropriations**  
Central Appropriations

**FY 12-13**  
\$0

**FY 13-14**  
\$454,560 GF

**Language:**

Page 425, line 5, strike "\$219,730,394" and insert "\$220,184,954".

Page 425, line 8, strike "\$165,062,571" and insert "\$165,517,131".

Page 426, line 22, after "and" strike "\$526,849" and insert "\$981,409".

Page 426, line 25, after "plan." insert:

"In addition, these funds include the state share for increases to employee premium increases effective January 1, 2013 for university employees."

**Explanation:**

(This amendment provides funding for employee premium increases for the University of Virginia health care plan, effective January 1, 2013, and for the state share of the increases in employer premiums for state employees participating in the university's health care plan.)

---

Item 468 #2h

**Central Appropriations**  
Central Appropriations

Language

**Language:**

Page 432, after line 23, insert:

"S. The final sentence of § 51.1-145 (N), Code of Virginia providing that the employer contribution rate established for each employer may include the annual rate of contribution payable by such employer with respect to employees enrolled in optional defined contribution retirement plans, shall not apply to optional defined retirement plans established under § 51.1-126 for employees engaged in teaching, administrative or research duties at institutions of higher education, § 51.1-126.1 for employees of teaching hospitals other than VCU and UVA Medical Centers, and § 51.1-126.3 for University of Virginia Medical Center employees."

**Explanation:**

(This amendment clarifies that the employer paid surcharge charged for employees who transition from the traditional VRS system to a DC plan does not apply to employee groups that have traditionally had the option of participating in the Higher Education Optional Retirement plan.)

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<b>Central Appropriations</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Central Appropriations	\$0	(\$7,058,539)	GF

**Language:**

Page 425, line 5, strike "\$219,730,394" and insert "\$212,671,855".

Page 426, line 18, strike "\$125,785,395" and insert "\$113,886,416".

Page 426, line 38, unstrike "is prohibited from establishing a retail".

Page 426, unstrike line 39.

Page 426, line 40, unstrike "maintenance network. As an alternative, the Department".

**Explanation:**

(This amendment adjusts funding for the fiscal year 2014 premium increase for the state employee health insurance program. The introduced budget was based on rates projected prior to finalizing the new contracts for the health insurance program and assumed savings from the establishment of a new retail maintenance network for maintenance drugs. This amendment reflects funding to reflect premiums calculated after the new contracts have been finalized and restores language included in Chapter 3 which prohibits the establishment of the retail maintenance network for maintenance drugs. In addition, the amendment captures \$300,000 in savings in the second year in projected unobligated balances that were included in Chapter 3 to reflect the 2013 premium rate increase.)

---

<b>Central Appropriations</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Central Appropriations	\$0	\$17,308,986	GF

**Language:**

Page 425, line 5, strike "\$219,730,394" and insert "\$237,039,380".

Page 430, line 42, after "up to" strike "\$54,667,823" and insert "\$51,055,365".

Page 430, line 52, after "percent on" strike "July 10, 2013" and insert:  
"August 10, 2013".

Page 432, line 9, after "no earlier than" strike "July 10, 2013" and insert:  
"August 10, 2013".

Page 432, after line 23, insert:

"S. Subsequent to effectuating the salary adjustment authorized in paragraph P. of this item the base salary of employees listed in P.1 of this item, except for those listed in subparagraph 1 below, who have five years or more of continuous state service shall be increased by \$50 for each full year of service, up to thirty years, effective August 10, 2013. The Department of Human Resource Management shall develop guidelines and procedures for implementation of this compensation adjustment.

1. Employees excluded from adjustment:

- a) Faculty at institutions of higher education
- b) Judges and Justices of the Judicial Department
- c) Commissioners of the State Corporation Commission
- d) Commissioners of the Virginia Workers' Compensation Commission

2. 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.

3. Out of the appropriation Employee Compensation Supplements, \$20,983,510 the second year from the general fund is included to support the general fund costs associated with the salary adjustment authorized in this paragraph."

**Explanation:**

(This amendment provides additional funding for state employee salary adjustments in fiscal year 2014 to address salary compression. Funding to increase the salary adjustment for faculty of higher education institutions from 2 percent to 3 percent is included in a separate amendment in Item 468 and as such they are excluded from the compression salary adjustment in this amendment.)

---

Item 468 #5h

**Central Appropriations**  
Central Appropriations

**FY 12-13**  
\$0

**FY 13-14**  
\$6,821,454 GF

**Language:**

Page 425, line 5, strike "\$219,730,394" and insert "\$226,551,848".

Page 430, line 42, after "up to" strike "\$54,667,823" and insert "\$61,489,277".

Page 432, line 12, after "by" strike "two percent on August 1, 2013:" and insert:  
"three percent on September 1, 2013:"

Page 432, line 15, after "officers" insert:

", except for assistant Commonwealth's attorney whose salary adjustment upwards by 2 percent of their salary as of June 30, 2013".

Page 432, line 22, strike "\$15,551,277" and insert "\$22,372,731".

**Explanation:**

(This amendment provides funding to increase the fiscal year 2014 salary adjustment for state supported local employees from 2 percent effective in August to 3 percent effective in September. Salary adjustments for Assistant Commonwealth's attorneys are funded at 2 percent of current salary plus the \$3,308 per year adjustment included in the introduced budget.)

Item 468 #6h

**Central Appropriations****FY 12-13****FY 13-14**

Central Appropriations

\$0

\$6,353,583 GF

**Language:**

Page 425, line 5, strike "\$219,730,394" and insert "\$226,083,977".

Page 432, after line 23 insert:

"S. Out of the appropriation for Supplements to Employee Compensation is included \$6,353,583 the second year from the general fund for distribution to the higher education institutions to support the costs associated with salary adjustments for college faculty, that shall average three percent, effective August 10, 2013."

**Explanation:**

(This amendment provides funding to increase the fiscal year 2014 salary adjustment for college faculty from 2 percent effective in July 10, 2013 to 3 percent effective August 10, 2013.)

Item 469 #1h

**Central Appropriations****FY 12-13****FY 13-14**

Central Appropriations

\$0

(\$1,000,000) GF

**Language:**

Page 432, line 26, strike "\$6,262,287" and insert "\$5,262,287".

**Explanation:**

(This amendment adjusts funding that was included in the introduced budget pursuant to Workforce Transition Act expenditures as a result of gubernatorial transition to reflect projected expenditures during fiscal year 2014.)

**General Conditions**

General Conditions

Language

**Language:**

Page 452, after line 34, insert:

"8. Virginia State University

a. Subject to the provisions of this act, the General Assembly authorizes Virginia State University (University) to enter into a written agreement or agreements with the Virginia State University Foundation (VSUF), Virginia State University Real Estate Foundation (VSUREF), and other entities owned or controlled by the university for the development, design, construction, financing, and management of a mixed-use economic development corridor comprising student housing, parking, and dining facilities through alternative financing agreements including public-private partnerships. The facility or facilities may be located on property owned by the Commonwealth.

b. Virginia State University is further authorized to enter into a written agreement with the VSUREF, VSUF, and other entities owned or controlled by the university for the support of such a mixed-use economic development corridor comprising student housing, parking, and dining facilities by including these projects 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."

Page 452, line 35, strike "8." and insert "9."

**Explanation:**

(This amendment provides additional flexibility to the university in any future efforts to develop and construct various nongeneral fund facilities. This language is consistent with authority provided to other institutions of higher education.)

---

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>
The College Of William And Mary In Virginia	\$14,000,000	\$0 NGF

**Language:**

Page 454, after line 29, insert:

"C-3.20. Improvements: Marshall-Wythe School of Law	\$14,000,000
Fund Sources: Higher Education Operating Bond Proceeds	\$2,000,000 \$12,000,000".

**Explanation:**

(This amendment provides nongeneral fund authority to finance the expansion and renovation of the Marshall-Wythe School of Law. The project will be financed with \$12 million in 9(d) nongeneral fund revenue bonds and \$2 million from private funds.)

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>
The College Of William And Mary In Virginia	\$1,000,000	\$0 NGF

**Language:**

Page 454, after line 29, insert:

"C-3.20. Acquisition: Blanket Property Acquisition	\$1,000,000
Fund Sources: Higher Education Operating	\$1,000,000".

**Explanation:**

(This amendment provides nongeneral fund authority for blanket property acquisition at the College of William and Mary.)

<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>
George Mason University	\$0	(\$2,687,000) NGF

**Language:**

Page 456, line 2, strike "\$9,536,000" and insert "\$6,849,000".

**Explanation:**

(This amendment reduces the 9(d) bond appropriation for the Expand Central Utility Plant capital project from \$9,536,000 to \$6,849,000 to correct an error in the introduced budget.)

		Item	C-13.20 #1h
<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
James Madison University	\$0	\$4,250,000	NGF

**Language:**

Page 456, after line 27, insert:

"C-13.20. New Construction: Field Hockey Stadium Fund Sources: Higher Education Operating	\$0	\$4,250,000
	\$0".	\$4,250,000".

**Explanation:**

(This amendment provides nongeneral fund authority from auxiliary reserves to construct a field hockey stadium.)

		Item	C-13.40 #1h
<b>Education: Higher Education</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Longwood University	\$0	\$10,000,000	NGF

**Language:**

Page 456, after line 30, insert:

<b>"§ 2-8.50 LONGWOOD UNIVERSITY (214)"</b>		
"C-13.40. Improvements: Renovate Stubbs Hall		\$10,000,000

Fund Sources: Higher Education Operating

\$10,000,000".

**Explanation:**

(This amendment provides nongeneral fund authority from auxiliary reserves to complete the renovation of Stubbs Hall. This appropriation is intended to replace a like amount in previously approved 9 (c) bonds authorized in Chapter 3, 2006 Acts of Assembly, Item C-76. The project would retain \$3,878,000 of 9 (c) bond authority.)

Item C-31.10 #1h

**Education: Higher Education**  
Virginia Community College  
System

**FY 12-13**  
\$0

**FY 13-14**  
(\$3,700,000) GF

**Language:**

Page 459, line 14, strike "\$3,700,000" and insert "\$0".

Page 459, strike lines 13 through 15 and insert "Omitted".

**Explanation:**

(This amendment eliminates proposed general fund money for an expansion project. The project has been shifted to Item C-39.40 as part of the comprehensive capital outlay program.)

Item C-31.50 #1h

**Education: Higher Education**  
Virginia Military Institute

**FY 12-13**  
\$4,000,000

**FY 13-14**  
\$0 NGF

**Language:**

Page 459, after line 19, insert:

"§ 2-14.50 VIRGINIA MILITARY INSTITUTE (211)"

"C-31.50. Improvements: Improve  
Post Facilities

\$4,000,000

\$0

Fund Sources: Bond Proceeds

\$4,000,000".

\$0".

**Explanation:**

(This amendment provides 9(d) nongeneral fund revenue bond authority to

improve the swimming pool, dining facility, barracks and other post facilities.)

---

Item C-31.50 #2h

**Education: Higher Education**

Virginia Military Institute

Language

**Language:**

Page 459, after line 19, insert:

"§ 2-14.50 VIRGINIA MILITARY INSTITUTE (211)"

"C-31.50. Acquisition: George  
C. Marshall Building

The Virginia Military Institute is hereby authorized to accept the George C. Marshall Research Library Building as a gift from the George C. Marshall Foundation in fiscal year 2013. The gift contains a parcel of 0.5 acres with improvements including a 26,750 square foot facility."

**Explanation:**

(This amendment authorizes the Virginia Military Institute to acquire the George C. Marshall Research Library Building. The building is being gifted to the Institute from the George C. Marshall Foundation.)

---

Item C-33.40 #1h

**Natural Resources**

Department Of Game And Inland  
Fisheries

**FY 12-13**

\$0

**FY 13-14**

\$2,525,000 NGF

**Language:**

Page 460, after line 40, insert:

"C-33.40. Improvements to Wildlife Management  
Area Facilities

\$0 \$2,525,000

Fund Sources: Dedicated Special Revenue  
Federal Trust

\$0

\$631,250

\$0

\$1,893,750".

**Explanation:**

(This amendment provides additional nongeneral fund appropriation for the agency's capital project, Improvements to Wildlife Management Area Facilities



(16368). The agency has sufficient nongeneral fund resources to support this appropriation.)

---

Item C-34.10 #1h

**Veterans Affairs And Homeland Security**

Department Of Veterans Services

Language

**Language:**

Page 462, line 16, after "cost", delete "." and insert:

", so that the project may proceed without further action by the Commonwealth, in accordance with 38 CFR 59.50 and 38 CFR 59.70(b). The treasury loan shall be repaid by such sources of funding as determined by the Governor and General Assembly. The Director, Department of Planning and Budget, is authorized to sign and certify any federal documents or forms to acknowledge that the state share of funding for the Hampton Roads Veterans Care Center is available without further action by the Commonwealth".

**Explanation:**

(This amendment alters budget language regarding the availability of state matching funds for construction of a new veterans care center in the Hampton Roads area of Virginia to comply with the Code of Federal Regulations (CFR). 38 CFR 59.50 and 38 CFR 59.70(b) require Virginia to certify, once it is determined that federal funds are to be allocated, that the project may proceed "without further action required by the state.")

---

Item C-34.15 #1h

**Veterans Affairs And Homeland Security**

Department Of Veterans Services

Language

**Language:**

Page 462, after line 21, insert:

"C-34.15 New Construction: Northern Virginia Veterans Care Center

The Governor is authorized to request federal funds to construct a new veterans care center with up to 240 beds in the northern 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, so that the project may proceed without further action by the Commonwealth, in accordance with 38 CFR 59.50 and 38 CFR 59.70(b). The treasury loan shall be repaid by such sources of funding as determined by the Governor and General Assembly. The Director, Department of Planning and Budget, is authorized to sign and certify any federal documents or forms to acknowledge that the state share of funding for the Northern Virginia Veterans Care Center is available without further action by the Commonwealth."

**Explanation:**

(This amendment provides budget language regarding the availability of state matching funds for construction of a new veterans care center in the Northern Virginia area to comply with the Code of Federal Regulations (CFR). 38 CFR 59.50 and 38 CFR 59.70(b) require Virginia to certify, once it is determined that federal funds are to be allocated, that the project may proceed "without further action required by the state.)

---

Item C-35.30 #1h

**Transportation**

Department Of Transportation

Language

**Language:**

Page 463, after line 5, insert:

"C-35.30.

The Virginia Department of Transportation is authorized to enter into negotiations and execute a property transfer at the Keene Area Headquarters with the adjacent property owner to exchange parcels of land for a new septic system. The Commissioner of Highways shall certify that this exchange is advantageous to the Commonwealth."

**Explanation:**

(This amendment authorizes the Department of Transportation (VDOT) to exchange land parcels with an adjacent property owner in Keene to allow for a new septic system. The land parcel currently owned by VDOT is not suitable for a septic system.)

---

Item C-37 #1h

<b>Central Appropriations</b>	<b>FY 12-13</b>	<b>FY 13-14</b>
Central Capital Outlay	\$0	\$200,000 NGF

**Language:**

Page 463, line 22, strike "\$61,026,092" and insert "\$61,226,092".

Page 463, line 25, strike "\$61,026,092" and insert "61,226,092".

Page 464, line 27, strike the second "\$50,000" and insert "\$250,000".

Page 466, after line 14, insert:

"M. Out of the allocation for Central Capital Outlay for Contingency Funding, the Department of General Services, with the cooperation of Norfolk State University and the City of Norfolk, shall address pedestrian crossing safety issues at the Brambleton Avenue HRT light-rail station."

**Explanation:**

(This amendment provides additional maintenance reserve allocation for HVAC replacement at Frontier Culture Museum and directs the use of the central contingency to correct life safety issues at Norfolk State University.)

---

Item C-38 #1h

<b>Central Appropriations</b>	<b>FY 12-13</b>	<b>FY 13-14</b>
Central Capital Outlay	\$5,912,000	\$0 NGF

**Language:**

Page 466, line 16, strike "\$31,500,000" and insert "\$37,412,000".

Page 466, after line 40, insert:

"Science Museum of Virginia (146)  
Construct Danville Science Center Equipment".

Page 466, after line 50, insert:

"Construct Lab Building, Prince William (17848)".

Page 467, after line 2, insert:

"New College Institute (938)  
Construct New Manufacturing Facility (18045)".

**Explanation:**

(This amendment provides for a supplement to capital equipment funding for buildings coming online this biennium.)

---

Item C-38.10 #1h

**Central Appropriations**

**FY 12-13**

**FY 13-14**

Central Capital Outlay

\$14,000,000

(\$263,829,000) NGF

**Language:**

Page 467, line 4, strike "\$103,154,056" and insert "\$117,154,056".

Page 467, line 5, strike "\$263,829,000" and insert "\$0".

Page 467, line 10, strike "and those approved in accordance with the".

Page 467, line 11, strike "provisions of paragraph D."

Page 467, line 17, strike "\$337,197,856" and insert "\$74,368,856".

Page 467, line 19, strike "and those approved in accordance with the".

Page 467, line 20, strike "provisions of paragraph D."

Page 468, strike lines 34 through 46.

**Explanation:**

(This amendment eliminates the proposed increase to capital pool debt in the second year and makes a technical correction to the capital pool amount to reflect revised project estimates. In addition, the proposed new capital project program is removed. A companion amendment in Item C-39.40 provides for a comprehensive capital program to address projects previously approved by the General Assembly.)

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Item C-38.20 #1h

**Central Appropriations**

Central Capital Outlay

Language

**Language:**

Page 468, strike lines 47 through 54 and insert "Omitted".

Page 469, strike lines 1 through 17.

**Explanation:**

(This amendment eliminates the proposed reallocation of previously authorized debt for a new project pool. The projects have been shifted to Item C-39.40 as part of the comprehensive capital outlay program.)

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<b>Central Appropriations</b>	<b>FY 12-13</b>	<b>FY 13-14</b>
Central Capital Outlay	(\$250,000)	\$0 GF

**Language:**

Page 469, line 19, strike "\$41,743,729" and insert "\$41,493,729".

Page 469, strike line 35.

Page 470, strike line 37.

Page 470, line 38, strike "phase, the" and insert "H.1. The"

Page 471, after line 19, insert:

"2. The following projects are authorized to proceed to preplanning:

194 Department of General Services Renovate Supreme Court Interior

194 Department of General Services Capitol Complex Infrastructure and Security

207 University of Virginia Renovate Gilmer Hall and Chemistry Building

214 Longwood University Admissions Office

214 Longwood University New Academic Building

216 James Madison University Renovate Madison Hall

229 Virginia Cooperative Extension and Agricultural Experiment Station Improve Kentland Facilities

242 Christopher Newport University Construct and Renovate Fine Arts and Rehearsal Space

260 Virginia Community College System Renovate Godwin Building, Northern Virginia CC Annandale Campus

268 Virginia Institute of Marine Science Construct Facilities Management Building.

3. The Director, Department of Planning and Budget shall provide \$13,000,000 from the Central Capital Planning Fund established under § 2.2-1520 of the Code of Virginia and \$16,000,000 from higher education nongeneral fund revenue sources for the projects contained in paragraphs H. 1. and H. 2. Agencies and institutions of higher education may utilize additional nongeneral funds, for which they will be reimbursed upon approval of construction funding for their project, to advance these projects. The Director, Department of Planning and Budget shall appropriate additional nongeneral fund upon request from agencies and institutions."

Page 471, line 20, strike "2." and insert "4."

**Explanation:**

(This amendment provides for the movement of projects to planning phase.)



previously authorized in Items C-85 and C-86, Chapter 874, 2010 Acts of Assembly.

3. 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.

4. Debt service on the projects contained in this item shall be provided from appropriations to the Treasury Board.

5. The appropriations for said capital projects are contained in this item and are subject to the conditions in § 2-0 F of this act.

6. That, except as provided herein, the Commonwealth shall not issue more than a total of \$250 million in debt or other payment obligations in any fiscal year for the capital projects set forth in this item. Provided, however, if the Commonwealth incurs less than a total of \$250 million in debt or other payment obligations in any fiscal year for such capital projects, the difference between \$250 million and the amount of debt or other payment obligations incurred in the fiscal year may be incurred in any other subsequent fiscal year for purposes of financing such capital projects. Only under this circumstance may the Commonwealth incur more than a total of \$250 million in debt or other payment obligations in a fiscal year for such capital projects.

7. Agencies and institutions shall submit cash flows requirements for each project to the Director, Department of Planning and Budget and the Director, Department of General Services, the Chairmen of the House Appropriations and Senate Finance Committees and the Six-Year Capital Outlay Advisory Committee. The cash flows shall indicate quarterly cash needs to complete planning, working drawings and construction funding to the projects completion.

8. In accordance with § 2.2-1520, the Director, Department of Planning and Budget shall reimburse the Central Capital Planning Fund, agencies and institutions for the amounts provided for and expenses incurred for project planning for the projects in paragraph B of this item.

9. All projects are authorized to proceed to working drawings and then to construction phase within the parameters outlined in § 2.2-1519, Code of Virginia.

10. Beginning July 1, 2013, the Director, Department of Planning and Budget and the Director, Department of General Services shall provide a quarterly progress report to the Chairmen of the House Appropriations and Senate Finance Committees on the projects in this item.

B. The General Assembly hereby appropriates \$56,000,000 from nongeneral fund sources in the second year for the projects listed in this section.

**Agency**

**Project Title**

Science Museum of Virginia	Construct Event Space and Upgrade Museum Exhibits
Virginia State Police	Area Offices 14, 16 & 26
Department of General Services	Renovation of the 9th Street Office Building and Parking Deck
Department of Conservation and Recreation	Complete Phase I Development, Powhatan State Park and Road Improvement
Department of Conservation and Recreation	Widewater State Park, Phase I A
Department of Conservation and Recreation	New Cabins Various State Parks
Library of Virginia	State Library Improvements for Storage, Security and IT
Woodrow Wilson Rehabilitation Center	Renovate Dining Hall and Activities Building, Phase II
Woodrow Wilson Rehabilitation Center	Renovate Anderson Vocational Training Building, Phase I
College of William and Mary	Renovate Tyler Hall
University of Virginia	Renovate the Rotunda
Virginia Tech	Construct Classroom Building
Virginia Military Institute	Construct Corps Physical Training Facilities, Phase I and Phase II
Virginia State University	Erosion and Sediment Control Stormwater Master Plan / Retention Pond
Virginia State University	Renovate Lockett Hall
Virginia State University	Water Storage Tank and Campus Water Distribution Piping
Norfolk State University	Replace Brown Hall
Longwood University	Construct Student Success Center
University of Mary Washington	Renovate Mercer and Woodard Halls
James Madison University	Construct Health and Engineering Academic Facility (East Wing Hospital)
Radford University	Construct New Academic Building, Phase I & II
Old Dominion University	Construct New School of Education
Virginia Commonwealth University	Construct and Renovate Information



Virginia Commonwealth University	Commons and Libraries Replacement facility for the Virginia Treatment Center for Children
Virginia Museum of Fine Arts	Renovate Robinson House
Richard Bland College	Renovate Ernst Hall
Christopher Newport University	Construct Student Success Center
George Mason University	Construct Academic VII / Research III, Phase I
George Mason University	Construct Life Sciences Building, Prince William (Construct Bull Run Hall IIIB Addition)
George Mason University	Central Utility Plant
Virginia Community College System	Construct Phase III Academic Building, Midlothian Campus, John Tyler
Virginia Community College System	Renovate Bayside Building, Virginia Beach Campus, Tidewater
Virginia Community College System	Construct New Classroom and Administration Building, Blue Ridge
Virginia Community College System	Renovate Building B, Parham Road Campus, J. Sargeant Reynolds
Virginia Community College System	Expand Workforce Development Center, Danville
Virginia Community College System	Renovate Reynolds Academic Building, Loudoun Campus, Northern Virginia
Virginia Community College System	Renovate Main Hall, Middletown Campus, Lord Fairfax
Virginia Community College System	Renovate Anderson Hall, Virginia Western
Virginia Community College System	Renovate Sowder Hall, Fauquier Campus, Lord Fairfax
Virginia Institute of Marine Science	Construct Consolidated Scientific Research Facility
Jamestown-Yorktown Foundation	Yorktown Outside Areas, Signage and Amenities
DBHDS	Western State Hospital Supplement
Department of Forensic Science	Expand Western Virginia Forensic Laboratory and Office of the Chief Medical Examiner Facility
Department of Corrections	Richmond P & P

Department of Corrections  
 Department of Veterans Services  
 Department of Veterans Services

Powhatan Correctional Center Water Line  
 Hampton Roads Veterans Care Center  
 Northern Virginia Veterans Care Center".

**Explanation:**

(This amendment provides funding for construction and renovation of projects approved in Chapter 3, 2012 Session of the General Assembly.)

	Item	C-39.40 #2h
<b>Central Appropriations</b>	<b>FY 12-13</b>	<b>FY 13-14</b>
Central Capital Outlay	\$0	\$216,000,000 NGF

**Language:**

Page 473, after line 3, insert:

"C-39.40. Comprehensive Capital Outlay Program  
 Fund Sources: Bond Proceeds \$0 \$216,000,000  
 \$0". \$216,000,000".

"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 Public Building Authority pursuant to § 2.2-2263, Code of Virginia. The aggregate principle amounts will not exceed \$200,000,000 plus amounts to fund related issuance costs, and other financing expenses, in accordance with § 2.2-2263 of the Code of Virginia.

2. The appropriations for said capital projects are contained in this item and are subject to the conditions in § 2-0 F of this act.

3. Agencies and institutions shall submit cash flows requirements for each project to the Director, Department of Planning and Budget and the Director, Department of General Services. The cash flows shall indicate quarterly cash needs to the projects completion.

4. Beginning July 1, 2013, the Director, Department of Planning and Budget and the Director, Department of General Services shall provide a quarterly progress report to the Chairmen of the House Appropriations and Senate Finance Committees on the projects in this item.

B.

<b>Agency</b>	<b>Project Title</b>
Department of Conservation and Recreation	Stormwater Local Assistance Fund
Department of Environmental Quality	Combined Sewer Overflow Matching

Fund

Department of Environmental Quality      Nutrient Removal Grants

C. Out of this appropriation, \$5,000,000 is designated as the state share for the Appomattox River Water Authority, to increase the supply of drinking water for the counties of Dinwiddie, Prince George, and Chesterfield, the cities of Colonial Heights and Petersburg, and the U.S. Army Garrison at Fort Lee, and to improve streamflow within the Appomattox River. The remaining amount for this project will be provided by matched funds from any one or more of the affected local governments or the Appomattox River Water Authority."

**Explanation:**

(This amendment authorizes the bonds for stormwater, wastewater and combined sewer overflow projects.)

Item 3-1.01 #1h

**Transfers**

Interfund Transfers

Language

**Language:**

Page 483, after line 4, insert:

"PP. On or before June 30, 2013, the State Comptroller shall transfer \$4,437,000 from the Virginia Tobacco Settlement Fund to the general fund from the arbitration settlement with tobacco companies as part of the Master Settlement Agreement ."

**Explanation:**

(This amendment transfers \$4.4 million in fiscal year 2013 in increased revenue in fiscal year 2013 from the Master Settlement Agreement (MSA) with tobacco manufacturers as a result of a recent tentative agreement. Many states have been involved in arbitration for some time over a dispute with tobacco companies regarding non-participating manufacturer adjustments. In December 2012, 17 states entered into a preliminary settlement with tobacco companies. If approved by the arbitration panel in fiscal year 2013, Virginia will receive a one-time increase in revenue as a result of previously withheld payments being released from escrow. The Office of the Attorney General projects Virginia's MSA payment will be \$172 million for fiscal year 2013, which is \$52.2 million higher than currently projected. Of this amount 8.5 percent will be deposited to the Virginia Tobacco Settlement Fund. This additional funding shall be

transferred to the general fund to be used for cancer research and to fund the costs associated with the enforcement efforts in the Office of the Attorney General related to the 1998 Tobacco Master Settlement Agreement.)

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Item 3-1.01 #2h

**Transfers**

Interfund Transfers

Language

**Language:**

Page 476, after line 40, insert:

8. Commission on The Virginia Alcohol Safety Action Program (Special)

For expenses incurred for care, treatment, study  
and rehabilitation of alcoholics by the Department  
of Behavioral Health and Developmental Services  
and other state agencies.

\$600,000                      \$0".

Page 476, after line 41, strike "\$74,961,467        \$74,961,467" and insert:

"\$75,561,467                      \$\$74,961,467".

**Explanation:**

(This amendment transfers \$600,000 in nongeneral fund balances within the Commission on the Virginia Alcohol Safety Action Program to support expenses incurred by the Department of Behavioral Health and Developmental Services to support treatment and rehabilitation of those suffering from substance abuse.)

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Item 3-5.09 #1h

**Adjustments and Modifications to Tax Collections**

Sales Tax Commitment to Highway Maintenance and Operating Fund

Language

**Language:**

Page 491, after line 28, insert:

"D. If legislation proposed by the 2013 Session of the General Assembly implementing the provisions of paragraphs A of this item is not adopted by the 2013 General Assembly, the revenues generated by a 0.05 percent portion of the sales and use tax pursuant to § 58.1-638, Code of Virginia, shall not be paid to the Highway

Maintenance and Operating Fund as outlined by paragraph A of this item, but shall instead be deposited by the State Comptroller in the Revenue Stabilization Fund as an advance payment of any required deposit to the Revenue Stabilization Fund attributable to actual tax collections for fiscal year 2013 or fiscal year 2014, as determined by the Auditor of Public Accounts, in the 2014-2016 biennium. This amount would be in excess of the minimum deposit for fiscal year 2014 as certified by the Auditor of Public Accounts on November 1, 2012 and also would be in addition to such deposits set out in Item 266 D.1. of this act."

**Explanation:**

(This amendment stipulates that if legislation is not adopted by the 2013 Session of the General Assembly depositing an additional 0.05 percent of the general sales and use tax to the Highway Maintenance and Operating Fund, such amount, estimated at \$49.0 million would instead be utilized as an advance deposit to the Revenue Stabilization Fund.)

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Item 3-6.04 #1h

**Adjustments and Modifications to Fees**

Qualified Equity and Subordinated Debt Investment Tax Credit

Language

**Language:**

Page 492, line 8, after "2012," insert:

"and before December 31, 2012,"

Page 492, line 9, after "\$4,000,000." insert:

"For taxable years beginning on or after January 1, 2013, and before December 31, 2013 the amount of the Qualified Equity and Subordinated Debt Investment Tax Credit available under § 58.1-339.4, Code of Virginia, shall be limited to \$4,500,000. For taxable years beginning on or after January 1, 2014, and before December 31, 2014 the amount of the Qualified Equity and Subordinated Debt Investment Tax Credit available under § 58.1-339.4, Code of Virginia, shall be limited to \$5,000,000."

**Explanation:**

(This amendment increases the annual issuance cap on credits through the Qualified Equity and Subordinated Debt Investments Tax Credit, also known as the angel investor tax credit, to \$4.5 million for tax year 2013 and to \$5.0 million for tax year 2014.)

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Item 3-6.05 #1h

**Adjustments and Modifications to Fees**

Deposit of Fines and Fees

Language

**Language:**

Page 492, line 16, after "treasury." insert:

"The State Comptroller shall promptly and without delay transmit any and all non-withheld local fees and fines to the locality's treasury not later than sixty (60) days after these fines and fees were deposited and recorded in the state treasury by the District Courts. Furthermore, the State Comptroller and the Executive Secretary of the Supreme Court shall work with the District Courts and the localities to develop a process to provide the localities a complete accounting of when these fees were collected."

**Explanation:**

(This amendment modifies language included in Chapter 3 pursuant to the distribution of local fines and fees from those localities where more than 50 percent of their collections were written to local ordinances. The new language is intended to clarify the timeliness of the reimbursement to the localities of their portion of the fines and fees.)

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Item 4-4.01 #1h

**Capital Projects**

General

Language

**Language:**

Page 512, line 25, after "\$7,000,000.", strike remainder of line.

Page 512, strike lines 26 and 27.

**Explanation:**

(This amendment eliminates proposed language redefining the criteria for determining which energy-efficiency projects will be considered operating expenses. Currently, all six criteria must be met for an energy-efficiency project to be considered an operating expense. The proposed language omitted the fifth of the six criteria.)

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Item 4-5.12 #1h

**Special Conditions And Restrictions On Expenditures**

Agreements to Sell, Lease or Transfer Operation of Virginia Port Authority Facilities Prohibited

Language

**Language:**

Page 522, after line 37, insert:

"Notwithstanding any provision of law to the contrary, the Commonwealth, or any agency or instrumentality thereof, shall not enter into any agreement for the sale, lease, or operation of any seaport, or any other capital facility under the jurisdiction of the Virginia Port Authority, in Virginia, prior to the completion of a comprehensive study of port operations by the House Appropriations and Senate Finance Committees, or by an agency or third party specifically designated by those Committees. These restrictions shall continue subsequent to the completion of such study and remain in force until an agreement for such sale, lease, or operation has been subsequently and specifically authorized in the general appropriation act adopted by the General Assembly."

**Explanation:**

(This amendment prohibits any agreement for the sale, lease, or operation of Virginia's port facilities until a comprehensive study of the port operations has been conducted and the General Assembly explicitly approves such an agreement as evidenced by language included in the general appropriation act.)

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Item 4-6.01 #1h

**Positions and Employment**

Employee Compensation

Language

**Language:**

Page 529, line 45, unstrike "\$123,524", "\$123,524", and "\$123,524".

Page 529, line 46, delete "\$170,352", "\$170,352" and "\$170,352".

**Explanation:**

(This amendment corrects the state support for the salary of the director of the New College Institute. The appropriation act allows for the board of visitors to provide a supplement, which is provided by nongeneral funds. The nongeneral fund portion of the director's salary was inadvertently included in the state portion of the director's salary in the introduced budget.)

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Item 4-6.01 #2h

**Positions and Employment**

Employee Compensation

Language

**Language:**

Page 522, unstrike line 49.

Page 522, line 50, unstrike, "2.2-400, Code of Virginia, shall be paid in the amounts shown."

Page 522, line 50, strike, "Annual salaries of persons appointed to positions by the".

Page 522, strike lines 51 through 53.

Page 523, strike lines 1 and 2.

Page 523, line 7, unstrike "\$160,459", "\$160,459" and "\$160,459".

Page 523, line 8, strike "\$152,818", "\$152,818" and "\$152,818".

Page 523, line 14, unstrike "\$160,433", "\$160,433" and "\$160,433".

Page 523, line 15, strike "\$152,793", "\$152,793" and "\$152,793".

Page 523, line 21, unstrike "\$160,433", "\$160,433" and "\$160,433".

Page 523, line 22, strike "\$152,793", "\$152,793" and "\$152,793".

Page 523, line 29, unstrike "\$160,433", "\$160,433" and "\$160,433".

Page 523, line 30, strike "\$152,793", "\$152,793" and "\$152,793".

Page 523, line 34, unstrike "\$160,433", "\$160,433" and "\$160,433".

Page 523, line 35, strike "\$152,793", "\$152,793" and "\$152,793".

Page 523, line 38, unstrike "\$160,433", "\$160,433" and "\$160,433".

Page 523, line 39, strike "\$152,793", "\$152,793" and "\$152,793".

**Explanation:**

(This amendment eliminates the language proposed in the introduced budget regarding changes in the salaries of those cabinet officials that were participating in the Virginia Retirement System prior to July 1, 2010.)

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Item 4-7.01 #1h

**Statewide Plans**

Manpower Control Program

Language

**Language:**

Page 535, line 40, after "month" insert:  
"over a 12 month period".

**Explanation:**

(This amendment clarifies language in the introduced budget limiting the number of hours that can be work by part time employees. The language clarifies that the limit of less than an average of 30 hours a week shall be calculated based on the average over an entire 12 month period.)

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Item 4-9.02 #1h

**Higher Education Restructuring**

Assessment of Institutional Performance

Language

**Language:**

Page 538, line 35, strike "June 1 of each year" and insert:  
"October 1 of each even-numbered year".

Page 538, line 37, strike "June 1 of each year" and insert:  
"October 1 of each even-numbered year".

Page 538, strike lines 39 through 42 and insert:

"In general, institutions are expected to achieve all performance measures in order to be certified by SCHEV, but it is understood that there can be circumstances outside of an institution's control that may prevent achieving one or more performance measures. The Council shall consider, in consultation with each institution, such factors in its review: (1) institutions meeting all performance measures will be certified by the Council and recommended to receive the financial benefits, (2) Institutions that do not meet all performance measures will be evaluated by the Council and the Council may take one or more of the following actions (a) request the institution provide a remediation plan and recommend that the Governor withhold release of financial benefits until Council review of the remediation plan or (b) recommend that the

Governor withhold all or part of financial benefits."

Page 538, strike lines 49 and 50.

Page 539, strike lines 1 through 37.

Page 539, line 38, strike "b." and insert "a."

Page 539, strike lines 39 through 42 and insert:

"1. Institution meets at least 95 percent of its State Council-approved biennial projections for in-state undergraduate headcount enrollment.

2. Institution meets at least 95 percent of its State Council-approved biennial projections for the number of in-state associate and bachelor degree awards.

3. Institution meets at least 95 percent of its State Council-approved biennial projections for the number of in-state STEM-H (Science, Technology, Engineering, Mathematics, and Health professions) associate and bachelor degree awards.

4. Institution meets at least 95 percent of its State Council-approved biennial projections for the number of in-state, upper level -- sophomore level for two-year institutions and junior and senior level for four-year institutions -- program-placed, full-time equivalent students.

5. Maintain or increase the number of in-state associate and bachelor degrees awarded to students from under-represented populations.

6. Maintain or increase the number of in-state two-year transfers to four-year institutions."

Page 540, strike lines 1 through 22.

Page 540, line 23, strike "6." and insert "b."

Page 540, strike lines 24 through 26.

Page 540, line 27, strike "b)" and insert "1."

Page 540, line 30, strike "c) 1." and insert "2. a)".

Page 540, line 36, strike "2." and insert "b)".

Page 540, line 40, strike "d)" and insert "3."

Page 540, strike lines 47 through 49.

Page 541, strike lines 1 and 2.

Page 541, strike lines 32 through 40 and insert:

"6. The institution will complete major information technology projects (with an individual cost of over \$1,000,000) within the budgets and schedules originally approved by the institution's governing board. If the institution exceeds the budget and/or time schedule for any such project, the Secretary of Technology shall review the circumstances causing the cost overrun and/or delay and the manner in which the institution responded and determine whether the institution appropriately adhered to Project Management Institute's best management practices and, therefore, shall be considered in compliance with the measure despite the cost overrun and/or delay."

Page 542, strike lines 38 through 46 and insert:

"a) The institution will complete major information technology projects (with an individual cost of over \$1,000,000) on time and on budget against their managed project baseline. If the institution exceeds the budget and/or time schedule for any such project, the Secretary of Technology shall review the circumstances causing the cost overrun and/or delay and the manner in which the institution responded and determine whether the institution appropriately adhered to Project Management Institute's best management practices and, therefore, shall be considered in compliance with the measure despite the cost overrun and/or delay; and".

Page 543, line 8, strike "23-38.87:20 and 23-38.87:21".

**Explanation:**

(This amendment makes technical language changes to reflect recommendations by the Higher Education Advisory Committee and the State Council of Higher Education for Virginia with regard to the process of assessing institutional performance under higher education restructuring and the Top Jobs legislation.)

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Item 4-14.00 #1h

**Effective Date**

Effective Date

Language

**Language:**

Page 544, line 24, after "New Kent," insert "Page,".

Page 544, line 25, before "Southampton" insert "Shenandoah,".

Page 544, line 25, after "Emporia" insert "Franklin".

**Explanation:**

(This amendment increases the list of eligible localities under the Port of Virginia Economic and Infrastructure Development Zone from 36 to 39 jurisdictions by adding Page and Shenandoah counties, which are located near the Virginia Inland Port and the City of Franklin, which is inside the County of Southampton which already was included in the Zone. This language is included in the budget as the legislation was not adopted as stand-alone legislation during the 2012 Session but included in Part 4 of the budget through a Governor's amendment at the Reconvened Session.)

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Item 4-14.00 #2h

## Effective Date

Effective Date

Language

## Language:

Page 545, after line 41, insert:

**4. That §§ 2.2-1508 and 2.2-1509 of the Code of Virginia are amended and reenacted as follows:**

**§ 2.2-1508. Submission of executive budget to General Assembly.**

A. On or before December 20 in the year immediately prior to the beginning of each regular session of the General Assembly held in an even-numbered year, the Governor shall submit to the presiding officer of each house of the General Assembly printed copies of a budget document *for the biennium beginning July 1 of the even-numbered year* , which shall be known as "The Executive Budget," based on his own conclusions and judgment, containing the following:

1. For each agency, the amount and number of positions appropriated for the current appropriation year and the amount and number of positions recommended for each year of the ensuing biennial period beginning with the first day of July thereafter, accompanied by an explanation of the recommended amount and number of positions. Such information shall also include the total estimated amount appropriated for personnel costs for each agency.

2. A statement of historical and projected trends that influence the general economic conditions in the Commonwealth and a statement of the economic assumptions upon which revenue projections are based.

3. A statement of the Governor's proposed goals, objectives, and policies in the areas of:

- a. Administration of justice;
- b. Education, including intellectual and cultural development;
- c. Individual and family services;
- d. Resources and economic development, including specific references to economic development and management of natural resources;
- e. Transportation; and
- f. General government, including therein or as separate categories areas of multiple impact, such as telecommunications, energy, and urban development.

4. A statement organized by function, primary agency, and proposed appropriation item that sets forth:

- a. Identification of common programs and services;

- b. Service attainments or lack of attainments and service terminations or reductions for the biennium;
- c. Major goals, objectives, and specific outcomes related to expenditures for programs;
- d. Program measures and performance standards to be used in monitoring and evaluating services; and the development of appropriate evaluation cycles, within available resources;
- e. The amount of each primary agency's budget that is direct aid to localities.

5. A statement of proposed capital appropriations organized by the primary agency that sets forth the program need for the project and the proposed source of funding.

6. A listing of all activity, program-related, agency or departmental evaluations performed in the previous two years with guidance indicating the manner in which the public can gain access to the full text of such studies.

7. A schedule and description of all data processing or other projects in which the Commonwealth has entered into or plans to enter into a contract, agreement or other financing agreement or such other arrangement that requires that the Commonwealth either pay for the contract by foregoing revenue collections, or allows or assigns to another party the collection on behalf of or for the Commonwealth any fees, charges, or other assessment or revenues to pay for the project. Such schedule shall include by agency and project (i) a summary of the terms, (ii) the anticipated duration, and (iii) cost or charges to any user, whether a state agency or institutions or other party not directly a party to the project arrangements. The description shall also include any terms or conditions that bind the Commonwealth or restrict the Commonwealth operations and the methods of procurement employed to reach such terms.

B. ~~On~~ *Each year on* or before December 20 of the year immediately prior to the beginning of the regular session of the General Assembly held in odd-numbered years, the Governor shall submit to the presiding officer of each house of the General Assembly printed copies of a budget document, which shall be known as "~~Executive Amendments to the Appropriation Act,~~" describing all gubernatorial amendments proposed to the general appropriation act enacted in the immediately preceding ~~even-numbered session~~ in effect at that time. *A specific, separate, and severable amendment shall be submitted for each item of the general appropriation act that the Governor proposes to amend or add, in the same format the Governor uses when recommending amendments to a general appropriation act at a reconvened session of the General Assembly. For purposes of this subsection, "item" means the designation of such in the general appropriation act.*

C. The Department of Planning and Budget shall prepare "The Executive Budget" and the ~~"Executive Amendments to the Appropriation Act"~~ *amendments proposed pursuant to subsection B* in a manner and with language that can be easily understood by the citizens of the Commonwealth. *The "Executive Budget" shall provide* ~~and that provides~~, to the extent practical, a cross-reference to the Governor's recommended budget bill ~~or amendments to the Appropriation Act~~. Such documents shall also be placed on the Internet to provide easy access by the public.

**§ 2.2-1509. Budget bill.**

A. (Effective until July 1, 2013) On or before December 20 of the year immediately prior to the beginning of each regular session of the General Assembly held in an even-numbered year, the Governor also shall submit to the presiding officer of each house of the General Assembly, at the same time he submits "The Executive Budget," copies of a tentative bill for all proposed appropriations of the budget, for each year in the ensuing biennial appropriation period, which shall be known as "The Budget Bill." "The Budget Bill" shall be organized by function, primary agency, and proposed appropriation item and shall include (i) an identification of, and authorization for, common programs and (ii) the appropriation of funds according to programs. Strategic plan information and performance measurement results developed by each agency shall be made available to the General Assembly as it considers "The Budget Bill." Except as expressly provided in an appropriation act, whenever the amounts in a schedule for a single appropriation item are shown in two or more lines, the portions of the total amount shown on separate lines are for information purposes only and are not limiting. No such bill shall contain any appropriation the expenditure of which is contingent upon the receipt of revenues in excess of funds unconditionally appropriated.

A. (Effective July 1, 2013) On or before December 20 of the year immediately prior to the beginning of each regular session of the General Assembly held in an even-numbered year, the Governor also shall submit to the presiding officer of each house of the General Assembly, at the same time he submits "The Executive Budget," copies of a tentative bill for all proposed appropriations of the budget, for each year in the ensuing biennial appropriation period, which shall be known as "The Budget Bill." "The Budget Bill" shall be organized by function, primary agency, and proposed appropriation item and shall include an identification of, and authorization for, common programs and the appropriation of funds according to programs. Except as expressly provided in an appropriation act, whenever the amounts in a schedule for a single appropriation item are shown in two or more lines, the portions of the total amount shown on separate lines are for information purposes only and are not limiting.

No such bill shall contain any appropriation the expenditure of which is contingent upon the receipt of revenues in excess of funds unconditionally appropriated.

B. The salary proposed for payment for the position of each cabinet secretary and administrative head of each agency and institution of the executive branch of state government shall be specified in "The Budget Bill," showing the salary ranges and levels proposed for such positions.

C. "The Budget Bill" shall include all proposed capital appropriations, including each capital project to be financed through revenue bonds or other debt issuance, the amount of each project, and the identity of the entity that will issue the debt.

D. Concurrently with the submission of "The Budget Bill," the Governor shall submit a tentative bill involving a request for authorization of additional bonded indebtedness if its issuance is authorized by, or its repayment is proposed to be made in whole or in part, from revenues or appropriations contained in "The Budget Bill."

E. ~~On~~ *Each year, on* or before December 20 ~~of the year immediately prior to the beginning of each regular session held in an odd numbered year of the General Assembly,~~ the Governor shall submit to the presiding officer of each house printed copies of all gubernatorial amendments proposed to the general appropriation act ~~adopted in the immediately preceding even numbered year session in effect at the time.~~ *A specific, separate, and severable amendment shall be submitted for each item of the general appropriation act that the Governor proposes to amend or add, in the same format the Governor uses when recommending amendments to a general appropriation act at a reconvened session of the General Assembly. For purposes of this subsection, "item" means the designation of such in the general appropriation act.* In preparing the amendments, the Governor may obtain estimates in the manner prescribed in §§ 2.2-1504, 2.2-1505, and 2.2-1506. On the same date he shall also submit ~~a tentative bill during the second year of the appropriation period,~~ a request for authorization of additional bonded indebtedness if its issuance is authorized by, or its repayment is proposed to be made in whole or in part, from revenues or appropriations contained in the proposed gubernatorial amendments.

F. The proposed capital appropriations or capital projects described in, or for which proposed appropriations are made pursuant to, this section shall include the capital outlay projects required to be included in "The Budget Bill" pursuant to § 2.2-1509.1. The Governor shall propose appropriations for such capital outlay projects in "The Budget Bill" in accordance with the minimum amount of funding and the designated

sources of funding for such projects as required under § 2.2-1509.1."

Page 545, line 42, strike "4." and insert "5."

Page 545, line 43, after "second" strike "and" and insert ","

Page 545, line 43, after "third" insert ", and fourth".

**Explanation:**

(This amendment would require that the amendments to the biennial budget submitted to the General Assembly be presented as separate and severable amendments for increased comprehensibility. This language does not modify the submission of the new biennial budget proposed prior to the start of even-year sessions of the General Assembly.)

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Item 4-14.00 #3h

**Effective Date**

Effective Date

Language

**Language:**

Page 545, after line 41, insert:

**"4. That § 30-310 of the Code of Virginia is amended and reenacted as follows:**

§ 30-310. Review of incentive packages.

A. 1. The Commission shall review individual incentive packages, including but not limited to packages offering tax incentives, for economic development projects (including but not limited to MEI projects) for which (i) one or more of the incentives in the incentive package is not authorized under current law or (ii) an amendment by the General Assembly is being sought to one or more currently existing incentives included as part of the incentive package. The Commission shall recommend approval or denial of such packages to the General Assembly. Factors that shall be considered by the Commission in its review shall include, but not be limited to (i) return on investment, (ii) the time frame for repayment of incentives to the Commonwealth, (iii) average wages of the jobs created by the prospective MEI project or other economic development project, (iv) the amount of capital investment that is required, and (v) the need for enhanced employment opportunities in the prospective location of the prospective MEI project or other economic development project.

*2. a. Any time a proposed individual incentive package is to be considered by the Commission, materials outlining (i) the value of the proposed incentives, (ii) assumed return on investment, (iii) the time frame for repayment of incentives to the*



*Commonwealth, (iv) average wages of the jobs created by the prospective MEI project or other economic development project, (v) the amount of capital investment that is required, and (vi) the need for enhanced employment opportunities in the prospective location of the prospective MEI project or other economic development project, shall be provided to the Commission members not less than forty-eight hours prior to the scheduled Commission meeting.*

*b. The timing of any request for an endorsement of a proposed individual incentive package should be scheduled so that the MEI Commission could, at its discretion, have up to seven days subsequent to the presentation of the incentive package prior to endorsing or rejecting such proposal.*

B. An affirmative vote by three of the five members of the Commission from the House of Delegates and two of the three members of the Commission from the Senate shall be required to endorse any incentive package, including but not limited to packages offering tax incentives, for economic development projects (including but not limited to MEI projects) for which (i) one or more of the incentives in the incentive package is not authorized under current law or (ii) an amendment by the General Assembly is being sought to one or more currently existing incentives included as part of the incentive package."

Page 545, line 42, strike "4." and insert "5."

Page 545, line 43, strike "and" and insert ", "

Page 545, line 43, after "third" insert ", and fourth".

**Explanation:**

(This amendment amends the provisions of the Major Economic Investment Commission to require that any proposals submitted to the Commission be made at least 48 hours in advance of the Commission meeting to allow time for proper consideration of the members prior to endorsing or rejecting a proposed incentive package.)

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