

Chief Patron: Wagner

Item 0 #1s

Revenues

Revenues

Language

Language:

Page 1, line 47, strike "\$17,037,085,606" and "\$33,453,537,854" and insert "\$17,037,074,606" and "\$33,453,526,854"

Explanation:

(This amendment revises the front page revenues to reflect a reduction of \$11,000 in FY 2014 related to expansion of the Hurricane Preparedness Sales Tax Holiday to include chain saws costing less than \$350 and chain saw accessories, as proposed in SB 766.)

Revenues

Revenues

Language

Language:

Page 1, line 47, delete "\$17,037,085,606" and "\$33,453,537,854" and insert: "\$17,036,185,606" and "\$33,452,637,854".

Page 1, line 51, delete "\$17,465,926,336" and "\$35,068,857,241" and insert: "\$17,465,026,336" and "\$35,067,957,241".

Page 2, line 17, delete "\$42,882,294,170" and "\$90,919,211,083" and insert: "\$42,881,394,170" and "\$90,918,311,901".

Explanation:

(This amendment revises the assumption in regards to the amounts for general fund revenue for transportation. The introduced budget assumed that a total of \$48.1 million in sales tax revenue would be used for transportation; however, revised calculations since the introduction of the budget bill indicate that the correct amount should be \$49 million. This translates to a reduction in general fund revenues of \$900,000. A companion amendment increases transportation revenues to account for this adjustment.)

Chief Patron: McDougle

Item 0 #2s

Revenues

Revenues

Language

Language:

Page 1, line 47, strike "\$17,037,085,606" and "\$33,453,537,854" and insert "\$17,035,085,606" and "\$33,451,537,854"

Explanation:

(This amendment revises the front page revenues to reflect a reduction of \$2.0 million in FY 2014 related to increasing the limit on the Qualified Equity and Subordinated Debt tax credit from \$4.0 million to \$6.0 million. A companion amendment in Item 3-6.04 implements the change.)

Revenues

Revenues

Language

Language:

Page 1, line 45, delete "\$16,416,452,248", "\$17,037,085,606" and "\$33,453,537,854" and insert:

"\$16,416,624,248", "\$17,051,158,606 and "\$33,467,782,854".

Page 1, line 51, delete "\$17,602,930,905", "\$17,465,926,336" and "\$35,068,857,241" and insert:

"\$17,603,102,905", "\$17,476,999,336" and "\$35,083,102,241".

Page 2, line 17, delete "\$48,036,917,731", "\$42,882,294,170" and "\$90,919,211,083" and insert:

"\$48,037,089,731", "\$42,896,367,170" and "\$90,933,456,901".

Explanation:

(This amendment reflects the revenue impact of the American Taxpayer Relief Act of 2012. The impact is attributable to the provisions that restore the phase-out of itemized deductions for federal adjusted gross income above \$250,000 (\$300,000 joint returns), and allow employees to transfer funds in a tax-deferral plan (401(k), 403(b), or 457(b) plans) into a Roth IRA at any time. This results in an estimated increase in revenue of \$172,000 in fiscal year 2013 and \$14,073,000 in fiscal year 2014.)

Legislative Department	FY 12-13	FY 13-14	
General Assembly Of Virginia	\$0	\$1,040,000	GF

Language:

Page 4, line 5, strike "\$34,175,617" and insert "\$35,215,617".

Page 4, line 36, strike "General Assembly" and insert "House of Delegates and \$55,000 for the compensation of legislative assistants of each member of the Senate, except that the amounts for compensation for one or more legislative assistants for each committee chairman of the Senate shall be increased by an additional \$15,000, and the amount for compensation for one or more legislative assistants for each of the four members of the Senate leadership shall be increased by an additional \$20,000".

Page 4, line 37, after "act." insert:

"The Senate Committee on Rules shall consider the feasibility of implementing salary ranges for Senate Legislative Assistants based on years of experience and such other factors as the committee may deem appropriate, and adopt such guidelines as it considers necessary and desirable."

Explanation:

(This amendment provides \$1,040,000 from the general fund the second year for adjustments to the salaries of Senate Legislative Assistants based on guidelines of the Senate Committee on Rules.)

Chief Patron: Hanger

Item 1 #2s

Legislative Department	FY 12-13	FY 13-14	
General Assembly Of Virginia	\$0	\$100,000	GF

Language:

Page 4, line 5, strike "\$34,175,617" and insert "\$34,275,617".

Page 4, line 37, after "act." insert:

"The Senate Committee on Rules shall consider the feasibility of implementing salary ranges for Senate Legislative Assistants based on years of experience and such other factors as the committee may deem appropriate, and adopt such guidelines as it considers necessary and desirable."

Explanation:

(This amendment provides \$100,000 from the general fund the second year for adjustments to the salaries of Senate Legislative Assistants based on guidelines of the Senate Committee on Rules.)

Chief Patron: Petersen

Item 5 #1s

Legislative Department	FY 12-13	FY 13-14	
Division Of Legislative Automated Systems	\$15,000	\$0	GF

Language:

Page 10, line 38, strike "\$3,439,308" and insert "\$3,454,308".

Explanation:

(This amendment provides \$15,000 from the general fund the first year to update five years of archived budget data to XML formatting.)

Chief Patron: McDougle

Item 7 #1s

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.)

Chief Patron: Governor McDonnell

Item 7 #1g

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.)

Chief Patron: Governor McDonnell

Item 10 #1g

Legislative Department

Dr. Martin Luther King, Jr.
Memorial Commission

Language

Language:

Page 12, delete lines 23 through 28.

Explanation:

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

Chief Patron: Governor McDonnell

Item 11 #1g

Legislative Department

Division Of Legislative Services

Language

Language:

Page 12, delete line 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.)

Chief Patron: Governor McDonnell

Item 16 #1g

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.)

Chief Patron: Governor McDonnell

Item 17 #1g

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.)

Chief Patron: Governor McDonnell

Item 18 #1g

Legislative Department

Division Of Legislative Services

Language

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.)

Chief Patron: Governor McDonnell

Item 30 #1g

Legislative Department

Autism Advisory Council

Language

Language:

Page 17, lines 18, delete "Grant Total for Virginia Freedom of Information" and insert:

"Grand Total for 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.)

Chief Patron: Stuart

Item 30.01 #1s

Legislative Department	FY 12-13	FY 13-14	
Division Of Legislative Services	\$0	\$50,000	GF

Language:

Page 17, following line 17, insert:

Commission on Small Business Mandates

"30.01. Economic Development Services
(53400)

\$0 \$50,000

Fund Sources: General

\$0 \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for expenses associated with the proposed Commission on Small Business Mandates. This amendment is contingent upon final passage of Senate Bill 891 of the 2013 Session of the General Assembly.)

Chief Patron: McDougle

Item 38 #1s

Judicial Department

FY 12-13

FY 13-14

Supreme Court

\$0

(\$200,000) GF

Language:

Page 23, line 7, strike "\$899,140" and insert "\$699,140".

Explanation:

(This amendment reduces funding for judicial training by \$200,000 from the general fund the second year by requiring that the mandatory judicial training conference be held every other year rather than every year.)

Chief Patron: Vogel

Item 40 #1s

Judicial Department

Supreme Court

Language

Language:

Page 24, following line 29, insert:

"J. The Executive Secretary of the Supreme Court shall develop a mechanism for tracking Commonwealth's Attorneys' waivers of jail time on Class 1 and Class 2 misdemeanors. The Executive Secretary shall track the number of Class 1 and Class 2 misdemeanor waivers of jail time and provide the waiver information to the Committee on District Courts and the Chairmen of the Senate Finance and House Appropriations Committees."

Explanation:

(This amendment directs the Executive Secretary of the Supreme Court to track the number of waivers by the Commonwealth's Attorneys of jail time on Class 1 and Class 2 misdemeanors, in order to determine the savings to the Criminal Fund through the reductions in the appointment of court-appointed counsel in such cases.)

Chief Patron: McDougle

Item 43 #1s

Judicial Department

FY 12-13

FY 13-14

General District Courts

\$0

\$4,232,044 GF

Language:

Page 27, line 16, strike "\$98,079,646" and insert "\$102,311,690".

Explanation:

(This amendment provides \$4,232,044 from the general fund the second year to increase the salaries of the deputy clerks of the general district, juvenile and domestic relations district, and combined district courts. It is the intent of the General Assembly that these funds be allocated among Items 43, 44, and 45 during the enrolling process.)

Chief Patron: McDougle

Item 43 #2s

Judicial Department

General District Courts

Language

Language:

Page 28, following line 11, insert:

G. Upon the retirement of the next two of the four chief district court clerks in the 13th judicial district, the Executive Secretary shall reallocate those two positions from the 13th to the 14th district."

Explanation:

(This amendment directs the Executive Secretary of the Supreme Court to reallocate two of the four chief district court clerk positions from the 13th to the 14th judicial districts upon the retirement of the next two incumbents. Currently, there are four chief clerks serving the 13th judicial circuit, including one for the Manchester Division, and one each for the Criminal, Civil, and Traffic Divisions north of the James River.)

Chief Patron: Petersen

Item 49 #1s

Judicial Department	FY 12-13	FY 13-14	
Indigent Defense Commission	\$0	\$275,000	GF
	0.00	3.00	FTE

Language:

Page 31, line 14, strike "\$42,973,831" and insert "\$43,248,831".

Explanation:

(This amendment provides \$275,000 from the general fund and three positions the second year for two attorneys and one support staff position to comprise the Commonwealth's Appellate Defender office, which will represent the Public Defender's office in drafting and arguing appellate briefs. This amendment is contingent upon final passage of Senate Bill 738 of the 2013 General Assembly.)

Judicial Department	FY 12-13	FY 13-14	
Indigent Defense Commission	\$0	(\$500,000)	GF
	0.00	-12.00	FTE

Language:

Page 31, line 14, strike "\$42,973,831" and insert "\$42,473,831".

Explanation:

(This amendment reduces funding by \$500,000 from the general fund and 12 positions the second year by eliminating two attorney positions and one support position from each of the four regional capital defender offices. The reduction in staffing is based on the declining number of capital cases and therefore a reduced workload for the four regional offices. With this reduction, each of the four regional offices will still have two attorneys and three support staff to handle an annual caseload that averaged four filings per office, according to the 2010 workload assessment study conducted by the National Center for State Courts.)

Judicial Department

FY 12-13

FY 13-14

Virginia State Bar

\$0

\$3,250,000 NGF

Language:

Page 32, line 24, strike "\$11,270,000" and insert "\$14,520,000".

Page 32, following line 46, insert:

"D. Notwithstanding Section 17.1-278, Code of Virginia, the clerks of the circuit and general district courts shall increase the current legal aid filing fee from \$10 to \$14, in all cities and counties in which civil legal representation is provided for low-income individuals, without charge, by a nonprofit legal aid program organized under the auspices of the Virginia State Bar, effective July 1, 2013. Of the total \$14 fee, \$13 shall be paid to the Legal Aid Services Fund and the remaining \$1 shall continue to be paid to the general fund of the Commonwealth for funding of the district courts of the Commonwealth."

Explanation:

(This amendment provides \$3,250,000 NGF the second year from special funds to restore revenue reductions for legal aid programs, by increasing the current legal aid filing fee from \$10 to \$14 in the circuit and general district courts.)

Chief Patron: Edwards

Item 53 #1s

Judicial Department	FY 12-13	FY 13-14	
Judicial Department Reversion	\$0	\$407,808	GF
Clearing Account			

Language:

Page 33, line 26, strike "\$0" and insert "\$407,808".

Page 37, following line 24, insert:

"63. Effective July 1, 2013, the provisions of this item shall not apply to any authorized circuit court judgeship in the Twenty-third Judicial Circuit in which the incumbent judge vacated the bench prior to April 1, 2013."

Explanation:

(This amendment provides \$407,808 from the general fund the second year to unfreeze two circuit court judgeships in the 23rd Judicial Circuit.)

Chief Patron: Puller

Item 53 #2s

Judicial Department	FY 12-13	FY 13-14	
Judicial Department Reversion	\$0	\$407,808	GF
Clearing Account			

Language:

Page 33, line 26, strike "\$0" and insert "\$407,808".

Page 37, following line 24, insert:

"63. Effective July 1, 2013, the provisions of this item shall not apply to any authorized circuit court judgeship in the Nineteenth Judicial Circuit in which the incumbent judge vacated the bench prior to January 1, 2013."

Explanation:

(This amendment provides \$407,808 from the general fund the second year to unfreeze two circuit court judgeships in the 19th Judicial Circuit in Fairfax County.)

Chief Patron: Saslaw

Item 53 #3s

Co-Patron(s): Howell, Puller

Judicial Department	FY 12-13	FY 13-14	
Judicial Department Reversion	\$0	\$407,808	GF
Clearing Account			

Language:

Page 33, line 26, strike "\$0" and insert "\$407,808".

Page 37, following line 24, insert:

"63. Effective July 1, 2013, the provisions of this item shall not apply to any authorized circuit court judgeship in the Nineteenth Judicial Circuit in which the incumbent judge vacated the bench prior to January 1, 2013."

Explanation:

(This amendment provides \$407,808 from the general fund the second year to unfreeze two circuit court judgeships in the 19th Judicial Circuit in Fairfax County.)

Chief Patron: Howell

Item 53 #4s

Judicial Department	FY 12-13	FY 13-14	
Judicial Department Reversion	\$0	\$407,808	GF
Clearing Account			

Language:

Page 33, line 26, strike "\$0" and insert "\$407,808".

Page 37, following line 24, insert:

"63. Effective July 1, 2013, the provisions of this item shall not apply to any authorized circuit court judgeship in the Nineteenth Judicial Circuit in which the incumbent judge vacated the bench prior to January 1, 2013."

Explanation:

(This amendment provides \$407,808 from the general fund the second year to unfreeze two circuit court judgeships in the 19th Judicial Circuit in Fairfax County.)

Chief Patron: Petersen

Item 53 #5s

Co-Patron(s): Barker, Ebbin, Favola, Herring

Judicial Department	FY 12-13	FY 13-14	
Judicial Department Reversion	\$0	\$203,904	GF
Clearing Account			

Language:

Page 33, line 26, strike "\$0" and insert "\$203,904".

Page 37, following line 24, insert:

"63. Effective July 1, 2013, the provisions of this item shall not apply to any authorized circuit court judgeship in the Nineteenth Judicial Circuit in which the incumbent judge vacated the bench prior to August 1, 2012."

Explanation:

(This amendment provides \$203,904 from the general fund the second year to unfreeze one circuit court judgeship in the 19th Judicial Circuit in Fairfax County.)

Chief Patron: Petersen

Item 53 #6s

Co-Patron(s): Barker, Ebbin, Favola, Herring

Judicial Department	FY 12-13	FY 13-14	
Judicial Department Reversion	\$0	\$178,848	GF
Clearing Account			

Language:

Page 33, line 26, strike "\$0" and insert "\$178,848".

Page 37, following line 24, insert:

"63. 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 incumbent judge vacated the bench prior to March 1, 2010."

Explanation:

(This amendment provides \$178,848 from the general fund the second year to unfreeze one general district judgeship in the 19th Judicial District in Fairfax County.)

Chief Patron: Howell

Item 53 #7s

Co-Patron(s): Ebbin, Favola

Judicial Department	FY 12-13	FY 13-14	
Judicial Department Reversion	\$0	\$178,848	GF
Clearing Account			

Language:

Page 33, line 26, strike "\$0" and insert "\$178,848".

Page 37, following line 24, insert:

"63. 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 incumbent judge vacated the bench prior to May 1, 2011."

Explanation:

(This amendment provides \$178,848 from the general fund the second year to unfreeze one general district judgeship in the 17th Judicial District in Arlington County.)

Chief Patron: Howell

Item 53 #8s

Judicial Department	FY 12-13	FY 13-14	
Judicial Department Reversion	\$0	\$357,696	GF
Clearing Account			

Language:

Page 33, line 26, strike "\$0" and insert "\$357,696".

Page 37, following line 24, insert:

"63. 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 incumbent judge vacated the bench prior to February 1, 2013."

Explanation:

(This amendment provides \$357,696 from the general fund the second year to unfreeze two general district judgeships in the 19th Judicial District in Fairfax County.)

Chief Patron: Saslaw

Item 53 #9s

Co-Patron(s): Howell, Puller

Judicial Department	FY 12-13	FY 13-14	
Judicial Department Reversion Clearing Account	\$0	\$357,696	GF

Language:

Page 33, line 26, strike "\$0" and insert "\$357,696".

Page 37, following line 24, insert:

"63. 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 incumbent judge vacated the bench prior to February 1, 2013."

Explanation:

(This amendment provides \$357,696 from the general fund the second year to unfreeze two general district judgeships in the 19th Judicial District in Fairfax County.)

Chief Patron: Puller

Item 53 #10s

Judicial Department	FY 12-13	FY 13-14
Judicial Department Reversion	\$0	\$357,696 GF
Clearing Account		

Language:

Page 33, line 26, strike "\$0" and insert "\$357,696".

Page 37, following line 24, insert:

"63. 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 incumbent judge vacated the bench prior to February 1, 2013."

Explanation:

(This amendment provides \$357,696 from the general fund the second year to unfreeze two general district judgeships in the 19th Judicial District in Fairfax County.)

Chief Patron: Obenshain

Item 53 #11s

Judicial Department	FY 12-13	FY 13-14	
Judicial Department Reversion	\$0	\$178,848	GF
Clearing Account			

Language:

Page 33, line 26, strike "\$0" and insert "\$178,848".

Page 37, following line 24, insert:

"63. Effective July 1, 2013, the provisions of this item shall not apply to any authorized general district court judgeship in the Twenty-sixth Judicial District in which the incumbent judge vacated the bench prior to June 30, 2013."

Explanation:

(This amendment provides \$178,848 from the general fund the second year to unfreeze one general district judgeship in the 26th Judicial District.)

Chief Patron: Edwards

Item 53 #12s

Judicial Department	FY 12-13	FY 13-14
Judicial Department Reversion Clearing Account	\$0	\$178,848 GF

Language:

Page 33, line 26, strike "\$0" and insert "\$178,848".

Page 37, following line 24, insert:

"63. 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 incumbent judge vacated the bench prior to August 1, 2013."

Explanation:

(This amendment provides \$178,848 from the general fund the second year to unfreeze one juvenile and domestic relations district court judgeship in the 23rd Judicial District.)

Chief Patron: Governor McDonnell

Item 54 #1g

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.)

Administration

Secretary Of Administration

Language

Language:

Page 45, after line 7, insert:

"The Secretary of Administration shall convene a work group comprised of representatives from the Department of Human Resource Management, Department of Planning and Budget, and Senate Finance and House Appropriations Committees to conduct a comprehensive compensation study for state employees. The study shall address compression, recruitment, retention, hiring practices, and strategies to minimize future compensation inequities. All state agencies shall provide necessary information for the work group to conduct the study. The work group's recommendations shall be submitted as occupational areas are completed. The first priority of the study shall be for public safety related personnel, to be submitted no later than November 1, 2013. All occupational recommendations shall be completed on or before June 30, 2014. All recommendations shall be submitted to the Governor and Chairmen of the House Appropriations and Senate Finance Committees."

Explanation:

(This amendment authorizes the Secretary of Administration to convene a work group to conduct a comprehensive compensation study for state employees.)

Chief Patron: Black

Item 68 #1s

Administration	FY 12-13	FY 13-14	
Compensation Board	\$0	\$4,598,994	GF

Language:

Page 45, line 39, strike "\$419,327,886" and insert "\$423,926,880".

Page 58, line 47, strike "11,051" and insert "11,199".

Explanation:

(This amendment provides \$4,598,994 from the general fund the second year for an additional 148 law enforcement deputy sheriff positions to meet the statutory requirement in Section 15.2-1609.1 of the Code of Virginia for one deputy per 1,500 population.)

Chief Patron: Vogel

Item 68 #2s

Co-Patron(s): Hanger, Petersen, Ruff

Administration	FY 12-13	FY 13-14	
Compensation Board	\$0	\$106,770	GF

Language:

Page 45, line 39, strike "\$419,327,886" and insert "\$419,434,656".

Page 47, strike lines 50-51.

Page 48, strike lines 38-39.

Page 61, line 14, strike "68".

Page 61, line 18, strike "R.3.".

Explanation:

(This amendment provides \$106,770 from the general fund the second year for the Career Development Program for sheriffs, deputy sheriffs, and regional jail officers, and removes language suspending the program, thereby allowing eligible sheriffs who have met the program criteria to receive the supplemental salary amounts beginning in fiscal year 2014.)

Chief Patron: Vogel

Item 68 #3s

Administration

Compensation Board

Language

Language:

Page 48, line 25, strike "and" and insert "or".

Explanation:

(This is a technical amendment which replaces an incorrect word in the language approved by the 2012 special session of the General Assembly related to the addition of the certification program of the Weldon Cooper Center at the University of Virginia as an alternative option for Sheriffs. Requiring certification by the Weldon Cooper Center in addition to accreditation from a separate agency was not the intent of the original amendment.)

Administration	FY 12-13	FY 13-14	
Compensation Board	\$0	\$766,460	GF

Language:

Page 49, line 11, strike "\$49,888,871" and insert "\$50,655,331".

Page 51, after line 12, insert:

"7. For a local or regional jail which operates bed space specifically built utilizing federal capital or grant funds for the housing of federal inmates and for which Compensation Board funding has never been authorized for staff for such bed space, the Compensation Board shall allow an exemption from the recovery provided in paragraph H.1. for a defined number of federal prisoners upon certification by the sheriff or superintendent that the federal government has paid for the construction of bed space in the facility or provided a grant for a portion of the capital cost. Such certification shall include specific funding amounts paid by the federal government, localities, and/or regional jail authorities, 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 prisoners to be exempted from the recovery provided in paragraph H.1. shall be based upon the proportion of funding paid by the federal government and localities and/or regional jail authorities for the construction of beds space to house federal prisoners to the total funding paid by all sources, including the Commonwealth, for all construction costs for the jail facility in its entirety."

Explanation:

(This amendment provides \$766,460 from the general fund the second year to correct an anomaly in the Compensation Board's federal overhead recovery policy as it applies to the Western Tidewater and Piedmont Regional Jails. The amendment includes language related to the recovery of Commonwealth-funded overhead costs from jails housing federal inmates in local and regional jail facilities. The proposed new language provides a partial exemption from the recovery for local and regional jails where federal funds contributed to the construction of bed space specifically for the housing of federal inmates, and where the Compensation Board provides no staffing for the space but presently recovers overhead costs for the housing of federal inmates in the federal bed space. This language would currently apply only to the Western Tidewater and Piedmont Regional Jails.)

Chief Patron: Vogel

Item 71 #1s

Co-Patron(s): Hanger, Petersen, Ruff

Administration	FY 12-13	FY 13-14	
Compensation Board	\$0	\$670,938	GF

Language:

Page 52, line 16, strike "\$16,948,836" and insert "\$17,619,774".

Explanation:

(This amendment provides \$670,938 from the general fund the second year to restore 15 percent of the across-the-board reductions made during the period between fiscal years 2004 and 2011 in the budgets for the Commissioners of the Revenue.)

Chief Patron: Vogel

Item 71 #2s

Co-Patron(s): Hanger, Petersen, Ruff

Administration	FY 12-13	FY 13-14	
Compensation Board	\$0	\$336,412	GF

Language:

Page 52, line 16, strike "\$16,948,836" and insert "\$17,285,248".

Page 53, strike lines 11-13 and lines 24-26.

Explanation:

(This amendment provides \$336,412 from the general fund the second year to reinstate the Career Development Program for Commissioners and Deputy Commissioners of the Revenue to allow participants that have met program criteria and have been eligible for salary supplements, but who have never been funded to enter the program, to begin to receive the salary supplements in fiscal year 2014.)

Chief Patron: Vogel

Item 72 #1s

Co-Patron(s): Hanger, Petersen, Ruff

Administration	FY 12-13	FY 13-14	
Compensation Board	\$0	\$912,794	GF

Language:

Page 53, line 29, strike "\$66,080,394" and insert "\$66,993,188".

Page 54, strike lines 47-49.

Page 61, line 14, strike "72,".

Page 61, line 18, strike "R.5.".

Explanation:

(This amendment provides \$912,794 from the general fund the second year to reinstate the Career Prosecutor Program for Assistant Commonwealth's Attorneys and to allow participants who have met the program criteria but who have not yet been funded for the salary supplements to receive the supplemental salary amounts beginning in fiscal year 2014.)

Chief Patron: McDougle

Item 72 #2s

Administration

Compensation Board

Language

Language:

Page 54, line 16, strike "paid from".

Page 54, line 17, strike "the proceeds of the amount collected" and insert "added to the amounts owed the Commonwealth".

Explanation:

(This amendment provides that the fees of any private attorneys or collection agencies engaged by the Attorney for the Commonwealth to collect fines, costs, forfeitures, penalties, and restitution which are owed to the Commonwealth, shall be added to the amounts owed, rather than paid out of the proceeds of the amounts collected.

Administration

Compensation Board

Language

Language:

Page 57, after line 9, insert:

"M. The Compensation Board shall, with the assistance of the Executive Secretary of the Supreme Court and the Department of Human Resources Management, develop a revised pay scale for deputy clerks in the circuit courts that includes pay ranges comparable to those used for compensating deputy clerks in the district courts. A report containing the revised pay scale and the cost to implement that pay scale shall be presented to the Governor and the Chairmen of the Senate Finance and House Appropriations Committees by September 1, 2013."

Explanation:

(This amendment directs the Compensation Board, with the assistance of the Executive Secretary of the Supreme Court and the Department of Human Resources Management, to prepare a report on compensation for deputy clerks in the circuit courts, comparable to that provided for deputy clerks in the district courts.)

Chief Patron: Vogel

Item 74 #1s

Co-Patron(s): Hanger, Petersen, Ruff

Administration	FY 12-13	FY 13-14	
Compensation Board	\$0	\$855,000	GF

Language:

Page 57, line 10, strike "\$16,034,943" and insert "\$16,889,943".

Explanation:

(This amendment provides \$855,000 from the general fund the second year to restore 15 percent of the across-the-board reductions made during the period between fiscal years 2004 and 2011 in the budgets for the Treasurers.)

Chief Patron: Vogel

Item 74 #2s

Co-Patron(s): Hanger, Petersen, Ruff

Administration	FY 12-13	FY 13-14	
Compensation Board	\$0	\$133,911	GF

Language:

Page 57, line 10, strike "\$16,034,943" and insert "\$16,168,854".

Page 58, strike lines 3-4 and strike lines 14-15.

Page 61, line 14, after "72" insert "and".

Page 61, line 14, strike "and 74".

Page 61, line 18, after R.4." insert "and".

Page 61, line 18, strike "and R.6.".

Explanation:

(This amendment provides \$133,911 from the general fund the second year to reinstate the Career Development Program for Treasurers and Deputy Treasurers, thereby adding new individuals to the program in fiscal year 2014, including 11 principal officers and 51 deputy treasurers who meet the program criteria but who are presently not funded for the salary supplements.)

Chief Patron: Vogel

Item 74 #3s

Co-Patron(s): Hanger, Petersen, Ruff

Administration	FY 12-13	FY 13-14	
Compensation Board	\$0	\$72,204	GF

Language:

Page 57, line 10, strike "\$16,034,943" and insert "\$16,107,147".

Explanation:

(This amendment restores \$72,204 from the general fund the second year for the Career Development Program to provide salary supplements for Treasurers and Deputy Treasurers who received the supplements in fiscal year 2013 but who would otherwise lose those supplements in 2014.)

Chief Patron: McDougle

Item 75 #1s

Co-Patron(s): Stanley

Administration	FY 12-13	FY 13-14	
Compensation Board	\$0	\$78,191	GF

Language:

Page 58, line 17, strike "\$2,217,693" and insert "\$2,295,884".
page 61, line 24, after "the first year" insert "and \$78,191 the second year".

Explanation:

(This amendment restores \$78,191 from the general fund the second year for the Commissioners and Deputy Commissioners of the Revenue Career Development Program, for pre-January 2010 eligible participants. Funding was already restored for the first year only, permitting individuals that meet the program's criteria prior to January 1, 2010, to be provided salaries similar to others already in the program. If funds are not restored for FY 2014, those individuals provided the salary supplements in FY 2013 for meeting the same criteria as others previously in the program will lose the salary supplement in FY 2014.)

Chief Patron: Colgan

Item 75 #2s

Administration	FY 12-13	FY 13-14	
Compensation Board	\$0	\$165,673	GF

Language:

Page 58, line 17, strike "\$2,217,693" and insert "\$2,383,366".

Page 61, line 27, after "the first year" insert "and \$165,673 the second year".

Explanation:

(This amendment restores \$165,673 from the general fund the second year to continue the Career Prosecutor Program for Assistant Commonwealth's Attorneys. Without this amendment, those attorneys who met the criteria for the program and who received the appropriate salary supplements in fiscal year 2013 will be required to lose the supplements in fiscal year 2014.)

Administration	FY 12-13	FY 13-14	
Compensation Board	\$0	\$703,866	GF

Language:

Page 58, line 17, strike "\$2,217,693" and insert "\$2,921,559".

Page 61, line 21, after "the first year" insert "and \$703,866 the second year".

Explanation:

(This amendment restores \$703,866 from the general fund the second year for the Career Development Program for sheriffs, deputy sheriffs, and regional jail officers, for pre-January 2010 eligible recipients. Funding for the program was already restored for the first year only, permitting individuals that met the program's criteria prior to January 1, 2010, to be provided salary supplements similar to those already funded in the program. Without this amendment, those individuals newly provided the salary supplements in fiscal year 2013 will be required to lose the salary supplement associated with participation in fiscal year 2014.)

Chief Patron: Vogel

Item 75 #4s

Co-Patron(s): Hanger, Petersen, Ruff

Administration

Compensation Board

Language

Language:

Page 61, strike lines 14-20.

Page 61, line 21, strike "3." and insert "R.1.".

Page 61, line 24, strike "4." and insert "2.".

Page 61, line 27, strike "5." and insert "3.".

Page 61, line 30, strike "6." and insert "4.".

Explanation:

(This amendment removes language suspending the Career Development Programs for Constitutional Officers and their Deputies and allows the programs to remain operational at the current funding levels. Any new participation would be subject to availability of current appropriations due to attrition of former participants. Companion amendments to Items 68, 71, 72, and 74 also remove program specific suspension language.)

Administration

Department Of Human Resource
Management

Language

Language:

Page 67, after line 20, insert:

"I.1. The Department of Human Resource Management shall conduct an actuarial study of the inclusion of local school divisions in the state employee health benefits plan. This study shall assume that local school divisions will be given an irrevocable one-time option to be excluded from this program, otherwise all employees of local school divisions as well as local school division retirees will be enrolled in the plan. If a school division elects to participate, then it may not offer any health benefits coverage other than that offered through the state employee health benefits plan. The study shall further assume that local school divisions will pay the employer share of premiums and school division employees shall pay the employee share.

2. In the event that no adverse impact to the state employee health insurance plan is found as a result of the study referenced in the preceding subparagraph, the Governor is hereby authorized to execute a program for the inclusion of local school division employees and retirees in the state employee health benefits plan. The execution of such a program shall be governed by policies determined by the state health benefits plan."

Explanation:

Explanation:

(This amendment provides language directing the Department of Human Resource Management (DHRM) to conduct a study that will examine the feasibility of including local school divisions in the state employee health insurance program. Language is also included to allow for the execution of the program if the study results in no adverse impact to the state plan.)

Chief Patron: Locke

Item 86 #1s

Co-Patron(s): Alexander, Lucas, Marsh, McEachin

Administration	FY 12-13	FY 13-14	
Department Of Minority Business	\$2,000,000	\$2,000,000	GF
Enterprise	1.00	1.00	FTE

Language:

Page 69, line 15, strike "\$2,096,312" and insert "\$4,096,312".

Page 69, line 16, strike "\$2,072,822" and insert "\$4,072,822".

Page 69, following line 39, insert:

"B. From the amounts included in this Item, there is hereby appropriated \$2,000,000 in the first year and \$2,000,000 in the second year from the general fund to the Capital Access Fund for Disadvantaged Businesses to support the Providing Access to Capital for Entrepreneurs loan guaranty program."

Explanation:

(This amendment provides a net total of \$4.0 million GF in support of the Providing Access to Capital for Entrepreneurs loan guaranty program.)

Administration	FY 12-13	FY 13-14	
State Board Of Elections	\$2,500,000	\$2,500,000	GF

Language:

Page 69, line 49, strike "\$7,587,817" and insert "\$10,087,817".

Page 69, line 50, strike "\$6,894,372" and insert "\$9,394,372".

Page 70, following line 32, insert:

"F. Out of the amounts included for Statewide Voter Registration System Services is \$2,500,000 in the first year and \$2,500,000 in the second year for the procurement and installation of additional voting machines as determined by the State Board of Elections."

Explanation:

(This amendment provides a total of \$5.0 million GF to the State Board of Elections for the procurement of additional voting machines.)

Administration	FY 12-13	FY 13-14	
State Board Of Elections	\$0	\$10,000,000	GF

Language:

Page 69, line 50, strike "\$6,894,372" and insert "\$16,894,372".

Page 70, line 18, strike "A." and insert "A.1."

Page 70, following line 20, insert

"2. In order to support the transition to optical scan tabulators and electronic pollbooks by 2016, there is appropriated \$10,000,000 in the second year to assist localities in acquiring voting equipment for use in precincts. Equipment eligible for this program include optical scan tabulators, electronic poll books, privacy booths and ballot marking devices at the discretion of the State Board of Elections. No funds from this allocation shall be used to purchase direct recorded electronic voting machines.

3. To advance the transition, the State Board of Elections is authorized to negotiate statewide procurement of necessary equipment on behalf of localities or administer a grant program to assist localities in purchasing voting equipment for use at local precincts. The State Board of Elections is authorized to develop a cost sharing program."

Explanation:

(This amendment provides \$10.0 million to the State Board of Elections for procurement of additional electronic pollbooks and other voting equipment.)

Chief Patron: Hanger

Item 92 #1s

Agriculture And Forestry

FY 12-13

FY 13-14

Department Of Agriculture And
Consumer Services

\$0

\$400,000 GF

Language:

Page 74, line 27, strike "\$17,549,649" and insert "\$17,949,649".

Page 74, line 36, strike "\$1,350,924" and insert "\$1,750,924".

Explanation:

(This amendment restores \$400,000 GF in the second year for the Purchase of Development Rights Program for farmland preservation that was proposed to be reduced in the introduced budget.)

Chief Patron: Deeds

Item 94 #1s

Co-Patron(s): Hanger

Agriculture And Forestry

FY 12-13

FY 13-14

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, unstrike "\$125,000 the first year and".

Explanation:

(This amendment restores funding for the Beehive Grant Fund that was proposed to be eliminated in the first year in the introduced budget.)

Chief Patron: Blevins

Item 100 #1s

Agriculture And Forestry	FY 12-13	FY 13-14	
Department Of Agriculture And	\$0	\$320,000	GF
Consumer Services	0.00	4.00	FTE

Language:

Page 79, line 2, strike "\$1,320,596" and insert "\$1,640,596".

Explanation:

(This amendment restores three FTE Inspector positions and creates one new Business Development position in the Division of Charitable Gaming.)

Agriculture And Forestry

Department Of Forestry

Language

Language:

Page 81, after line 3, insert:

"K. In any Virginia State Forest assigned to the Department of Forestry, for use, development and administration, no forest land can be used to provide compensatory mitigation for wetland or stream impacts of any public or private project. Forest land means all sites, roadways, gamefood patches, ponds, lakes, streams, rivers, beaches, and lakes to which the Department of Forestry holds title for use, development, and administration."

Explanation:

(This amendment restricts the use of State Forest lands for mitigation of wetland or stream bank loss for any project. Guidance provided by Virginia's Water Protection Program applies compensatory mitigation preferences of the U.S. EPA's Mitigation Rule. This included a first preference in the use of a mitigation bank or banks if there are sufficient credits to offset the environmental impact of a development or project. State Forest lands are already protected, and use of such lands for compensatory mitigation to offset loss of wetland or stream resources will result in a net loss of wetland and stream resources in the Commonwealth. In addition, this amendment is intended to prevent Virginia's government from unnecessarily competing with privately owned, funded and permitted mitigation banks. This amendment is intended to be included within the Department of Forestry management plan for each of its State Forests.)

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 the introduced budget bill 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.)

Agriculture And Forestry

Department Of Forestry

Language

Language:

Page 81, after line 3, insert:

"K. In any Virginia State Forest assigned to the Department of Forestry, for use, development and administration, no forest land can be used to provide compensatory mitigation for wetland or stream impacts of any public or private project. Forest land means all sites, roadways, gamefood patches, ponds, lakes, streams, rivers, beaches, and lakes to which the Department of Forestry holds title for use, development, and administration."

Explanation:

(This amendment restricts the use of State Forest lands for mitigation of wetland or stream bank loss for any project. Guidance provided by Virginia's Water Protection Program applies compensatory mitigation preferences of the U.S. EPA's Mitigation Rule. This included a first preference in the use of a mitigation bank or banks if there are sufficient credits to offset the environmental impact of a development or project. State Forest lands are already protected, and use of such lands for compensatory mitigation to offset loss of wetland or stream resources will result in a net loss of wetland and stream resources in the Commonwealth. In addition, this amendment is intended to prevent Virginia's government from unnecessarily competing with privately owned, funded and permitted mitigation banks. This amendment is intended to be included within the Department of Forestry management plan for each of its State Forests.)

Chief Patron: Hanger

Item 102 #3s

Agriculture And Forestry

FY 12-13

FY 13-14

Department Of Forestry

\$250,000

\$250,000 GF

Language:

Page 79, line 47, strike "\$27,241,266" and insert "\$27,491,266".

Page 79, line 48, strike "\$27,410,741" and insert "\$27,660,741".

Page 80, line 36, strike "\$697,570 the first year and \$697,570" and insert "\$947,570 the first year and \$947,570".

Explanation:

(This amendment provides an increase of \$250,000 GF each year for the Reforestation of Timberlands Program.)

Chief Patron: Herring

Item 105 #1s

Commerce And Trade

Economic Development Incentive
Payments

Language

Language:

Page 85, line 32, strike "no funding provided for the Fund shall be used to fund an" and insert:

"unused funding from the Fund shall be awarded as originally intended by the Research and Technology Investment Advisory Committee and only reallocated if sufficient demand does not exist for the original allocation."

Page 85, line 33, strike "eminent researcher recruitment program."

Explanation:

(This amendment removes the restriction so that funding from the Commonwealth Research and Commercialization Fund can be used for an eminent researcher recruitment program.)

Commerce And Trade	FY 12-13	FY 13-14
Department Of Business Assistance	\$400,000	\$0 GF

Language:

Page 87, line 8, strike "\$13,329,505" and insert "\$13,729,505".

Page 88, line 19, strike the first "\$500,000" and insert "\$900,000".

Explanation:

(This amendment provides the Department of Business Assistance with an additional \$400,000 of general fund appropriation the first year for system modifications to its Business One-Stop portal. The modifications are necessary to integrate the State Corporation Commission to the portal, further streamlining business processes involving the Commonwealth.)

Commerce And Trade	FY 12-13	FY 13-14	
Department Of Housing And Community Development	\$0	\$3,000,000	GF

Language:

Page 88, line 39, strike "\$47,049,112" and insert "\$50,049,112".

Page 89, line 35, strike "\$7,000,000" and insert "\$10,000,000".

Page 90, after line 17, insert:

"6. Included in these amounts is \$3,000,000 the second year from the general fund to support Foreclosure Rehabilitation Grants to be targeted to those jurisdictions with the highest incidence of foreclosure activity."

Explanation:

(This amendment increases funding in the Housing Trust Fund to \$10.0 million GF in the second year and provides \$3.0 million of this amount for Foreclosure Rehabilitation Grants.)

Chief Patron: Vogel

Item 108 #2s

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".

Explanation:

(This amendment is a companion to legislation that will be introduced to reduce the annual cap on tax credits available under the Communities of Opportunity Tax Credit by \$200,000. This amendment appropriates the additional revenue that will be generated by reducing the cap for DHCD to use for a competitive grant program to fund housing mobility counselors to work with the participants of the tax credit program.)

Chief Patron: Howell

Item 108 #3s

Co-Patron(s): Hanger, Marsh, Vogel, Wagner, Watkins

Commerce And Trade	FY 12-13	FY 13-14	
Department Of Housing And Community Development	\$0	\$1,500,000	GF

Language:

Page 88, line 39, strike "\$47,049,112" and insert "\$48,549,112".

Page 89, line 4, strike "\$4,050,000" and insert "\$5,550,000".

Page 89, line 17, after "year" insert "and \$500,000 the second year".

Explanation:

(This amendment provides \$1.0 million GF the second year for the development of permanent supportive housing and \$500,000 GF the second year in support of rapid re-housing in FY 2014 to match the level of funding provide for these purposes in FY 2013.)

Chief Patron: Ebbin

Item 109 #1s

Commerce And Trade

FY 12-13

FY 13-14

Department Of Housing And
Community Development

\$0

\$264,220 GF

Language:

Page 90, line 19, strike "\$45,490,328" and insert "\$45,754,548".

Page 91, line 9, strike the second "\$151,943" and insert "\$316,163".

Explanation:

(This amendment provides additional GF support for the Northern Virginia Regional Commission, which serves as the planning district commission for the PD8 Region.)

Commerce And Trade	FY 12-13	FY 13-14	
Department Of Housing And Community Development	\$0	\$500,000	GF

Language:

Page 90, line 19, strike "\$45,490,328" and insert "\$45,990,328".

Page 92, after line 52, insert:

“L. Out of the amounts in this item, \$500,000 the second year from the general fund shall be provided to establish a pilot program to assist entrepreneurs to grow sustainable start-ups. Grant funding will be provided to intermediary organizations that support entrepreneurial networks through effective business planning, technical assistance, mentoring and access to capital. Priority will be given to proposals that demonstrate the ability to leverage other funding and to support start-ups with growth potential and that align with regional economic development strategies. Efforts will be made to select demonstrations in diverse settings including both urban and rural areas with significant economic development needs. The Department of Housing and Community Development, in coordination with the Innovative and Entrepreneurship Investment Authority, and the Secretaries of Commerce and Trade and Technology, or their designees, shall develop guidelines for this program.”

Explanation:

(This amendment provides \$500,000 from the general fund in the second year to support the creation of entrepreneurial accelerator programs. These funds would be used to fund regional efforts that create a supportive environment to foster and attract entrepreneurs with a focus on job creation, expanded markets and economic growth and that align with regional economic development strategies. The department will collaborate with the Innovative and Entrepreneurship Investment Authority, and the Secretaries of Commerce and Trade and Technology on the design of this program.)

Chief Patron: Stanley

Item 110 #1s

Commerce And Trade

FY 12-13

FY 13-14

Department Of Housing And
Community Development

\$0

\$1,000,000 GF

Language:

Page 93, line 1, strike "\$14,423,354" and insert "\$15,423,354".

Explanation:

(This amendment provides funding to establish the Building Revitalization Grant Fund pursuant to SB 748.)

Chief Patron: Hanger

Item 113 #1s

Commerce And Trade

Department Of Housing And
Community Development

Language

Language:

Page 93, after line 39, insert:

"The Commission on Local Government shall convene a task force to determine a process for the preparation of fiscal estimates for bills and budget items anticipated to require a net additional expenditure, or a net reduction of revenue, by a county, city, or town as a result of implementation of such bill or budget item. As part of this effort, the task force shall examine how bills and budget items will be identified and referred for analysis, and determine the feasibility of using outside consultant or policy analysis experts to prepare the fiscal impact estimates. The task force shall include representatives from the Virginia Association of Counties, the Virginia Municipal League, the Virginia Association of School Business Officials, city managers and county administrators, local government and school finance directors, and local commissioners of revenue and treasurers. The Commission shall provide a report on the task force's work to the Chairmen of the House Appropriations and Senate Finance Committees by December 1, 2013."

Explanation:

(This amendment requires the Commission on Local Governments to assemble a task force to examine the process for analysis of local fiscal impact on bills and budget items.)

Chief Patron: Howell

Item 116 #1s

Commerce And Trade	FY 12-13	FY 13-14	
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 funding for six FTE Wage Investigator positions that were eliminated as part of budget cuts in 2012. These positions are necessary to assist workers who are not properly paid to seek restitution of earned wages.)

Chief Patron: Wagner

Item 120 #1s

Commerce And Trade

FY 12-13

FY 13-14

Department Of Mines, Minerals
And Energy

\$0

\$1,500,000 GF

Language:

Page 96, line 2, strike "\$2,412,973" and insert "\$3,912,973".

Explanation:

(This amendment provides an additional \$1.5 million GF in the second year for DMME to leverage private and federal funding for increased data gathering to give Virginia an advantage over competing states in attracting the offshore wind industry to Virginia.)

Commerce And Trade

Department Of Professional And
Occupational Regulation

Language

Language:

Page 97, line 7, before "Costs", insert "A."

Page 97, after line 8, insert:

"B. The Department of Professional and Occupational Regulation shall be exempt from the requirements of the management services agreement with the Virginia Information Technology Agency. Any and all cost savings produced as the result of this action shall be utilized to reduce fees charged by the Department to regulated occupations.

C. The Department shall conduct an internal analysis of all occupations that it regulates and determine if each occupation is regulated by any other state agency. The Department shall further determine what value is added by state regulation of each occupation. The Department shall report its findings to the Governor and the General Assembly no later than October 1, 2013."

Explanation:

(This amendment exempts DPOR from the requirements of VITA and requires all savings be used to reduce its fees. The amendment further requires an analysis of any duplicative regulation of occupations and requires DPOR to justify the need to regulate each occupation under its current authority.)

Chief Patron: Marsh

Item 123 #1s

Commerce And Trade

FY 12-13

FY 13-14

Virginia Economic Development
Partnership

\$0

\$1,000,000 GF

Language:

Page 97, line 18, strike "\$17,824,746" and insert "\$18,824,746".

Page 98, after line 39, insert:

"O. Out of these amounts shall be provided \$1,000,000 in the second year from the general fund to be deposited into the Virginia Brownfields Restoration and Economic Redevelopment Assistance Fund established pursuant to § 10.1-1237, Code of Virginia."

Explanation:

(This amendment provides \$1.0 million GF for Brownfields Restoration in the second year.)

Chief Patron: Lucas

Item 129 #1s

Commerce And Trade

FY 12-13

FY 13-14

Virginia Tourism Authority

\$0

\$500,000 GF

Language:

Page 100, line 44, strike "\$19,238,612" and insert "\$19,738,612".

Page 101, line 36, after "\$500,000", insert "the first year and \$500,000 the second year".

Explanation:

(This amendment provides second year funding for the City of Portsmouth to support the Virginia Sports Hall of Fame.)

Chief Patron: Puller

Item 129 #2s

Commerce And Trade

FY 12-13

FY 13-14

Virginia Tourism Authority

\$0

\$150,000 GF

Language:

Page 100, line 44, strike "\$19,238,612" and insert "\$19,388,612".

Page 101, line 38, after "Virginia.", insert:

"Also included in these amounts is \$150,000 the second year for the City of Manassas to support the Freedom Museum."

Explanation:

(This amendment provides funding to the City of Manassas to support the Freedom Museum, a collection of military photography and memorabilia from World War I through the Vietnam War and beyond.)

Chief Patron: Watkins

Item 129 #3s

Commerce And Trade

FY 12-13

FY 13-14

Virginia Tourism Authority

\$0

\$75,000 GF

Language:

Page 100, line 44, strike "\$19,238,612" and insert "\$19,313,612".

Page 102, line 18, unstrike "and \$75,000 in the second year".

Page 102, line 18, after "for", insert "the Outdoor Advertising Association for".

Explanation:

(This amendment restores \$75,000 GF in the second year for outdoor advertising and clarifies that the services shall be provided through the Outdoor Advertising Association.)

Chief Patron: Carrico

Item 129 #4s

Commerce And Trade

FY 12-13

FY 13-14

Virginia Tourism Authority

\$0

\$250,000 GF

Language:

Page 100, line 44, strike "\$19,238,612" and insert "\$19,488,612".

Page 102, after line 22, insert:

"N. Out of the amounts provided for Tourist Promotion shall be provided \$250,000 the second year from the general fund to the Southwest Regional Recreation Authority for the Spearhead Trails Project."

Explanation:

(This amendment provides funding for the Spearhead Trails Project for the development of motorized and non-motorized recreational trails, to include 500 miles of OHV and 200 miles of equestrian trails with 10 trailheads.)

Chief Patron: Carrico

Item 129 #5s

Commerce And Trade

FY 12-13

FY 13-14

Virginia Tourism Authority

\$0

\$100,000 GF

Language:

Page 100, line 44, strike "\$19,238,612" and insert "\$19,338,612".

Page 101, line 33, strike "\$1,700,000" and insert "\$1,800,000".

Page 101, line 37, after "Authority,", insert "to include \$100,000 the second year for the Heart of Appalachia Tourism Authority,".

Explanation:

(This amendment provides \$100,000 GF the second year for the Heart of Appalachia Tourism Authority.)

Chief Patron: Lucas

Item 129 #6s

Co-Patron(s): Locke

Commerce And Trade

FY 12-13

FY 13-14

Virginia Tourism Authority

\$125,000

\$125,000 GF

Language:

Page 100, line 43, strike "\$19,385,930" and insert "\$19,510,930".

Page 100, line 44, strike "\$19,238,612" and insert "\$19,363,612".

Page 101, line 32, strike "\$1,700,000" and insert "\$1,825,000".

Page 101, line 33, strike "\$1,700,000" and insert "\$1,825,000".

Page 101, line 38, after "Virginia", insert ", and \$125,000 the first year and \$125,000 the second year for the Children's Museum of Virginia".

Explanation:

(This amendment provides \$125,000 GF each year to support the Children's Museum of Virginia, which is located in Portsmouth.)

Chief Patron: Ruff

Item 133 #1s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Department Of Education, Central
Office Operations

\$0

(\$900,000) GF

Language:

Page 106, line 38, strike "\$39,950,255" and insert "\$39,050,255".

Page 106, line 47, strike "\$28,080,678" and insert "\$27,180,678".

Explanation:

(This amendment reflects the savings in assessment costs by postponing science and history Standards of Learning tests until fifth grade.)

**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 in the Institution shall have his state and local share of Standards of Quality per pupil funding transferred from the previous local school division of residence to the Institution. The per pupil funding transferred shall

consist of (i) the Standards of Quality per pupil amounts of the previous local school division of residence that are distributed on the basis of March 31 average daily membership, (ii) all federal funds as set forth in § 22.1-88 directly associated with any student enrolled in a school in the Institution and apportioned to the previous local school division of residence, and (iii) all funds sufficient for the reasonable special expenses directly related to the individual educational plan of any special education student, which may be assessed from the previous local school division of residence and transferred to the Institution. No other state funds or local share of funds from the local school division of residence shall be provided to the Institution. The state share per pupil portion transferred shall be based on the previous local school division of residence's composite index and shall include the per child share of state sales tax funding in basic aid. The local share per pupil portion transferred shall be based on the previous local school division of residence's composite index.

8. Students enrolled in a school transferred to the Institution shall not be counted in the March 31 average daily membership or fall membership of the previous local school division of residence. Such students shall not be counted in the required local effort of the local school division of residence required to meet actual need.

9. The state and local share Standards of Quality per pupil funding transferred from the previous local school division of residence shall be provided for eligible students based on their March 31 average daily membership in the school transferred to the Institution. The Department of Education shall pay the state share per pupil funding directly to the Institution semimonthly. Such state share per pupil funding shall be based on the Standards of Quality per pupil funding enacted in the current appropriation act. The Board shall certify on a monthly basis each school year the number of students enrolled in each school in the Institution. Based upon such monthly certification, the Board shall invoice the affected local school divisions of residence on a monthly basis in order for a one-month portion of the local share per pupil amount to be transferred from the local school division of residence to the Institution. The local school division of residence shall transfer the certified monthly local share per pupil payment to the Institution within 30 calendar days of the receipt of the monthly invoice from the Institution. Such monthly local share per pupil funding shall be based on the Standards of Quality per pupil funding enacted in the current appropriation act."

Explanation:

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

Chief Patron: Stanley

Item 137 #1s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Department Of Education, Central
Office Operations

\$0

\$111,000 GF

Language:

Page 108, line 30, strike "\$16,666,615" and insert "\$16,777,615".

Explanation:

(This amendment provides funding to the Virginia Department of Education to administer Senate Bill 749 that establishes a tax credit beginning in taxable year 2014 for donations made to STEM organizations.)

Chief Patron: Norment

Item 138 #1s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$688,500 GF

Language:

Page 110, line 4, strike "\$9,693,177" and insert "\$10,381,677".

Page 112, line 19, strike "\$350,000 each year" and insert "\$350,000 the first year and
"\$1,038,500 the second year".

Explanation:

(This amendment restores funding in the second year for Project Discovery's college access programs that primarily serve disadvantaged high school students.)

Chief Patron: Carrico

Item 138 #2s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$688,500 GF

Language:

Page 110, line 4, strike "\$9,693,177" and insert "\$10,381,677".

Page 112, line 19, strike "\$350,000 each year" and insert "\$350,000 the first year and
"\$1,038,500 the second year".

Explanation:

(This amendment restores funding in the second year for Project Discovery's college access programs that primarily serve disadvantaged high school students.)

Chief Patron: Puckett

Item 138 #3s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$688,500 GF

Language:

Page 110, line 4, strike "\$9,693,177" and insert "\$10,381,677".

Page 112, line 19, strike "\$350,000 each year" and insert "\$350,000 the first year and
"\$1,038,500 the second year".

Explanation:

(This amendment restores funding in the second year for Project Discovery's college access programs that primarily serve disadvantaged high school students.)

Chief Patron: Marsh

Item 138 #4s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$10,000

\$50,000 GF

Language:

Page 110, line 4, strike "\$9,982,652" and insert "\$9,992,652".

Page 110, line 4, strike "\$9,693,177" and insert "\$9,743,177".

Explanation:

(This amendment provides funding for Chimborazo Elementary School in Richmond to start a pilot for an International Baccalaureate program, with \$15,000 of the FY 2014 funds to be used for the salary of a program coordinator.)

Chief Patron: Howell

Item 138 #5s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$354,000 GF

Language:

Page 110, line 4, strike "\$9,693,177" and insert "\$10,047,177".

Explanation:

(This amendment provides \$157,000 for Fairfax County Public Schools, \$95,000 for Loudoun County Public Schools, \$51,000 for Smart Beginnings Hopewell/Petersburg, and \$51,000 for Accomack Department of Social Services to support the Governor's reform initiatives by implementing STEM model programs through the arts for kindergarten and preschool children working with Virginia-based experts with at least 30 years' experience in education through the arts for children ages 3 through 5, a history of third-party research, and a workforce of teaching artists with targeted training in Virginia and local STEM standards.)

Chief Patron: Vogel

Item 138 #6s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$150,000 GF

Language:

Page 110, line 4, strike "\$9,693,177" and insert "\$9,843,177".

Explanation:

(This amendment provides funding for the Virginia High School League, which administers athletic and academic championship competitions, with 200,000 student participants in 313 Virginia high schools, to help with increased travel costs due to the new classification system. Funding will be solely utilized by the VHSL Foundation to reimburse schools for their travel and participation in VHSL championship events.)

**Education: Elementary &
Secondary**

Direct Aid To Public Education

Language

Language:

Page 112, after line 15, insert:

2. The Department of Education may provide up to \$50,000 in start-up funds to a local school division that elects to establish a Commonwealth Teaching Fellows Program, pursuant to the passage of Senate Bill 1157, for the purpose of hiring STEM educators. In addition, any Fellow hired to teach in a STEM field may be eligible to receive an incentive award of up to \$5,000 upon the successful completion of their eight week pre-service training."

Explanation:

(This amendment redirects a portion of the STEM pilot initiative that was established to attract, recruit, and retain high quality teachers, who after one year of successful teaching in a STEM area, would be eligible to receive a \$5,000 bonus and an additional \$1,000 each year for up to three more years thereafter.)

Chief Patron: Colgan

Item 138 #8s

Co-Patron(s): Barker, Puller

Education: Elementary & Secondary	FY 12-13	FY 13-14	
Direct Aid To Public Education	\$0	\$225,000	GF

Language:

Page 110, line 4, strike "\$9,693,177" and insert "\$9,918,177".

Page 112, at the beginning of line 38, insert "and \$225,000 the second year".

Explanation:

(This amendment provides funding in the second year to the Virginia Student Training and Refurbishment Program.)

Chief Patron: Marsh

Item 138 #9s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$1,000,000 GF

Language:

Page 110, line 4, strike "\$9,693,177" and insert "\$10,693,177".

Explanation:

(This amendment provides funding for planning grants for local school divisions interested in year-round school programs for districts or individual schools, in support of the recommendations of the 2012 JLARC Review of Year-Round Schools.)

Chief Patron: McEachin

Item 138 #10s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$200,000 GF

Language:

Page 110, line 4, strike "\$9,693,177" and insert "\$9,893,177".

Explanation:

(This amendment provides funding to allow VCU to engage in a program in the City of Richmond to expand literary awareness for Richmond Public Schools students. The Podium Foundation exists to encourage and develop students to utilize their voice both artistically and in preparation for their future professional lives.)

**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; however, 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.)

**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.)

Chief Patron: Hanger

Item 139 #1s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$750,000

\$700,000 GF

Language:

Page 112, line 47, strike "\$5,805,289,686" and insert "\$5,806,039,686".

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,919,946,268".

Explanation:

(This amendment provides funding to begin the roll out and expansion on a statewide basis the Loudoun County Schools' special education gesture based technology resource program. The first year amount will be directed to the purchase of the gesture based computer devices and software. The second year funding is to complete the purchase of software and instructional services, program manager services, and for the account access fees, new software, and technology support.)

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$29,270,646 GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,948,516,914".

Page 143, line 21, strike "\$58,541,291" and "87,811,937".

Page 143, line 22, strike "2.0 percent" and insert "3.0 percent".

Page 143, line 28, strike "2.0 percent" and insert "3.0 percent".

Page 143, line 29, strike "2.0 percent" and insert "3.0 percent".

Page 143, strike lines 35 and 36.

Explanation:

(This amendment increases the amount of the compensation supplement for instructional positions from 2.0 percent to 3.0 percent and removes the statement that this appropriation is contingent on passage of the Teaching Excellence Act.)

Chief Patron: Barker

Item 139 #3s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$10,000,000 GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,929,246,268".

Page 143, after line 19, insert:

"36. Virginia Student Achievement Fund

Out of this appropriation, \$10,000,000 shall be provided to the Virginia Student Achievement Fund established in 2013 pursuant to Senate Bill 1151. Disbursement of such funds shall be made in accordance with the provisions established in the authorizing law and criteria and guidelines established by the Board of Education."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: Barker

Item 139 #4s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$200,000 GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,919,446,268".

Page 136, line 8, strike "\$11,352,196" and insert "\$11,552,196".

Explanation:

(This amendment provides additional funding to allow more school divisions to take advantage of a computerized serious game developed to improve understanding of algebra concepts and the passage rate of students taking the Algebra Standards of Learning test.)

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$9,777,177 GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,929,023,445".

Page 134, line 7, strike "0.5000" and insert "0.4000. In addition, for purposes of calculating the state and local shares of funding for this program, the composite index of local ability to pay for all jurisdictions shall be considered to be reduced by 0.1000."

Explanation:

(This amendment adds funding required by adjusting the calculation for the composite index of local-ability-to-pay for the Virginia Preschool Initiative for At-Risk Four-Year-Olds.)

Chief Patron: Ebbin

Item 139 #6s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$200,000 GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,919,446,268".

Page 140, line 50, after "\$200,000 the first year" insert "and \$200,000 the second year".

Explanation:

(This amendment provides second year funding for the purchase of epi-pens for public schools in Virginia, continuing support from FY 2013 for the new statutory requirement that school divisions adopt and implement policies for the possession and administration of epinephrine in every school.)

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$133,900,000 GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$6,053,146,268".

Explanation:

(This amendment provides for the estimated first year costs, all at state expense, of 1,046 new school resources officers, based on the assumption that 935 schools already have full or part-time school resource officers. If a local share is intended, state costs would be reduced to approximately \$73.6 million. In addition, after the initial start-up cost, on-going state costs could be \$39.7 million.)

Chief Patron: Stuart

Item 139 #8s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$50,000 GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,919,296,268".

Explanation:

(This amendment provides funding in support of Senate Bill 986 related to emergency first aid, CPR, and AED training for school personnel. The bill makes such training a diploma requirement beginning with first-time ninth graders in the 2014-15 school year and requires an AED in every school by the 2014-15 school year.)

Chief Patron: Stanley

Item 139 #9s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$500,000 GF

Language:

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

Explanation:

(This amendment provides funding to Patrick County for the shortfall between the cost of construction of Meadows of Dan Elementary School, which was destroyed in a fire in August of 2011, and the insurance coverage.)

Chief Patron: Puckett

Item 139 #10s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$43,261,251 GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,962,507,519".

Explanation:

(This amendment provides funding for the state's share of the cost of one math specialist per elementary or middle school that scores below 75 percent on the mathematics SOL test for any grades 3 through 8.)

Chief Patron: Deeds

Item 139 #11s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$5,000,000

\$5,000,000 GF

Language:

Page 112, line 47, strike "\$5,805,289,686" and insert "\$5,810,289,686".

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,924,246,268".

Explanation:

(This amendment provides funding to make available grants to school divisions to improve security features of older school buildings, to include purchasing security equipment, such as cameras and remote locks.)

Chief Patron: Deeds

Item 139 #12s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$136,147,953

GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$6,055,394,221".

Explanation:

(This amendment provides full state funding to support the costs of at least one school resource officer in every public elementary, middle, and high school in the state.)

Chief Patron: Favola

Item 139 #13s

Co-Patron(s): Colgan, Ebbin, Herring, Marsden,
Petersen, Puller

Education: Elementary & Secondary	FY 12-13	FY 13-14	
Direct Aid To Public Education	\$0	\$31,346,197	GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,950,592,465".

Page 124, line 31, after "in the first year" insert "and 24.61 percent in the second year".

Explanation:

(This amendment restores the cost of competing adjustment for support positions for Northern Virginia and certain adjacent school divisions, to 24.61 percent, the rate funded in FY 2012.)

Chief Patron: Black

Item 139 #14s

Co-Patron(s): Stuart

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$30,547,578 GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,949,793,846".

Page 124, line 31, strike "in the first year" and insert "in both years".

Explanation:

(This amendment restores the cost of competing adjustment for support positions for Northern Virginia and certain adjacent school divisions, to 22.70 percent, the rate funded in FY 2013.)

Chief Patron: Herring

Item 139 #15s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$31,346,197 GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,950,592,465".

Page 124, line 31, after "in the first year" insert "and 24.61 percent in the second year".

Explanation:

(This amendment restores the cost of competing adjustment for support positions for Northern Virginia and certain adjacent school divisions, to 24.61 percent, the rate funded in FY 2012.)

Chief Patron: Colgan

Item 139 #16s

Co-Patron(s): Barker, Puller

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$31,346,197 GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,950,592,465".

Page 124, line 31, after "in the first year" insert "and 24.61 percent in the second year".

Explanation:

(This amendment restores the cost of competing adjustment for support positions for Northern Virginia and certain adjacent school divisions, to 24.61 percent, the rate funded in FY 2012.)

Chief Patron: Howell

Item 139 #17s

Co-Patron(s): Barker, Ebbin, Favola, Herring, Marsden,
Petersen, Puller, Saslaw

Education: Elementary & Secondary	FY 12-13	FY 13-14	
Direct Aid To Public Education	\$0	\$31,346,197	GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,950,592,465".

Page 124, line 31, after "in the first year" insert "and 24.61 percent in the second year".

Explanation:

(This amendment restores the cost of competing adjustment for support positions for Northern Virginia and certain adjacent school divisions, to 24.61 percent, the rate funded in FY 2012.)

Chief Patron: Locke

Item 139 #18s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$50,022,622 GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,969,268,890".

Explanation:

(This amendment provides the additional funding, beyond the \$1.4 million included in the budget as introduced, for reading specialists, to fully fund the State Board of Education's recommended standard of one reading specialist per 1,000 students in K-12.)

Chief Patron: Hanger

Item 139 #19s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$1,200,000 GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,920,446,268".

Explanation:

(This amendment adds the additional net state funding due to Senate Bill 1096 that adjusts the calculation of the composite index of local ability-to-pay to use the Tax Department's true value of property data adjusted for land use conservation.)

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

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 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.)

Chief Patron: Howell

Item 139 #20s

Co-Patron(s): Colgan

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$308,650

\$316,423 GF

Language:

Page 112, line 47, strike "\$5,805,289,686" and insert "\$5,805,598,336".

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,919,562,691".

Explanation:

(This amendment provides funding for the Academic Year Governor's Schools, which serve approximately 6400 students, which makes it difficult for this small population to have outside organizations, like booster clubs, parent organizations, etc., to raise private funds like many larger high schools. Governor's Schools have existing STEM successful programs which is in accord with Virginia's effort to increase graduates in critical areas.)

Education: Elementary & Secondary	FY 12-13	FY 13-14	
Direct Aid To Public Education	(\$7,000,000)	\$0	GF

Language:

- Page 112, line 47, strike "\$5,805,289,686" and insert "\$5,798,289,686".
- Page 112, line 50, strike "\$5,184,805,944" and insert "\$5,177,805,944".
- Page 113, line 3, strike "\$492,460,000" and insert "\$499,460,000".
- Page 113, line 5, strike "\$5,169,275,258" and insert "\$5,162,275,258".
- 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 "\$14,958,070".
- Page 113, line 56, strike "\$5,184,805,944" and insert "\$5,177,805,944".
- Page 115, line 11, strike "\$61,126,121" and insert "\$61,262,666".
- Page 115, after line 11, insert:
"Remedial Summer School (split funded) \$6,863,455 \$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 "\$14,958,070".
- Page 128, line 31, after "fund" insert:
"and \$6,863,455 the first year from the Lottery Proceeds Fund".

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.)

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$1,029,017 GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,920,275,285".

Page 133, line 47, after "\$6,000" insert "in the first year and \$6,090 in the second year".

Page 133, line 48, after "program." insert "It is the intent of the General Assembly to increase the per pupil amount by the consumer price index every year thereafter."

Explanation:

(This amendment adds funding to increase the per pupil amount for the Virginia Preschool Initiative for At-Risk Four-Year-Olds from \$6,000 to \$6,090 in the second year and states the intent to increase the per pupil amount by the consumer price index annually thereafter.)

**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.)

Chief Patron: Barker

Item 139 #22s

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

(\$378,677) GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,918,867,591".

Explanation:

(This amendment reflects the reduction in required state dollars due to students enrolled in virtual schools outside their resident school division should the General Assembly enact legislation identical to the Senate passed version of Senate Bill 598 in 2012.)

Chief Patron: Governor McDonnell

Item 139 #22g

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$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.)

**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.)

**Education: Elementary &
Secondary**

FY 12-13

FY 13-14

Direct Aid To Public Education

\$0

\$4,400,000 GF

Language:

Page 112, line 47, strike "\$5,919,246,268" and insert "\$5,923,646,268".

Page 116, line 41, after "In the event that" insert "(a):.

Page 116, line 43. after "consolidation of local governments" insert "or, (b) a school division contracts for the operation of all its schools with another school division".

Page 116, line 48, after "such consolidation" insert "or contract".

Page 116, line 51, after "a period of fifteen years" insert "or, if a contract for school operation exists, until the termination of such contract".

Explanation:

(This amendment allows jointly operated school divisions to use the lower Composite Index of local ability to pay.)

**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 \$58,541,291 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., C.36.c., and C.36.d. above."

Explanation:

(This amendment adds a revenue contingency to the funding proposed for a 2.0 percent salary increase for instructional staff on July 1, 2013, similar to the contingency already in place for the 2.0 percent salary increase for state employees in fiscal year 2014.)

**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 and 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.)

Chief Patron: Hanger

Item 144 #1s

Education: Higher Education	FY 12-13	FY 13-14	
State Council Of Higher Education For Virginia	\$0	\$450,000	GF

Language:

Page 146, line 24, strike "\$74,642,198" and insert "\$75,092,198".

Page 148, line 32, strike the second "\$1,650,000" and insert "\$2,100,000".

Explanation:

(This amendment would provide \$450,000 GF in FY 2014 for a change in eligibility under the Two-Year Transfer Grant. This amendment is a companion to SB 1098, a bill that would change the estimated family contribution (EFC) from \$9,000 to \$12,000. The change would support the middle-class and make approximately 400 additional students eligible in FY 2014.)

Chief Patron: Edwards

Item 144 #2s

Education: Higher Education	FY 12-13	FY 13-14	
State Council Of Higher Education For Virginia	\$0	\$2,000,000	GF

Language:

Page 146, line 24, strike "\$74,642,198" and insert "\$76,642,198".

Explanation:

(This amendment would provide \$2.0 million GF in FY 2014 to fund partial tuition waivers for dependents of university and college faculty.)

Chief Patron: Ebbin

Item 144 #3s

Education: Higher Education	FY 12-13	FY 13-14	
State Council Of Higher Education For Virginia	\$0	\$4,650,696	GF

Language:

Page 146, line 24, strike "\$74,642,198" and insert "\$79,292,894".

Explanation:

(This amendment would provide almost \$4.7 million GF in FY 2014 to provide in-state tuition revenue for deferred action students. This amendment is a companion to SB 1233.)

Chief Patron: Norment

Item 153 #1s

Education: Higher Education	FY 12-13	FY 13-14	
The College Of William And Mary In Virginia	\$0	\$200,000	GF

Language:

Page 153, line 27, strike "\$166,294,944" and insert "\$166,494,944".

Page 154, after line 33, insert:

"G. Out of this appropriation, \$200,000 in the second year from the general fund is designated to support the planning and activities related to a potential merger or partnership with the Eastern Virginia Medical School."

Explanation:

(This amendment provides \$200,000 GF in FY 2014 to fund planning activities associated with a potential merger or partnership with Eastern Virginia Medical School.)

Chief Patron: Ruff

Item 157 #1s

Education: Higher Education

FY 12-13

FY 13-14

Richard Bland College

\$0

\$125,000 GF

Language:

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

Explanation:

(This amendment would provide \$125,000 GF in FY 2014 to initiate the distance learning platform and to fund instructional design. Richard Bland College is currently reallocating \$250,000 GF toward instruction, transfer, and matriculation.)

Chief Patron: Northam

Item 161 #1s

Co-Patron(s): Norment

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Institute Of Marine Science	\$0 0.00	\$297,027 2.25	GF FTE

Language:

Page 157, line 21, strike "\$19,091,413" and insert "\$19,388,440".

Page 158, line 1, strike the second "\$140,582" and insert "\$437,609".

Explanation:

(This amendment provides \$297,027 GF and 2.25 GF positions in FY 2014 for the expansion of the Blue Crab Survey conducted by the Institute.)

Chief Patron: Colgan

Item 164 #1s

Co-Patron(s): Barker, Black, Ebbin, Favola, Herring,
Howell, Marsden, Petersen, Puller, Saslaw

Education: Higher Education	FY 12-13	FY 13-14	
George Mason University	\$0	\$1,000,000	GF
	\$0	\$260,000	NGF

Language:

Page 159, line 15, strike "\$422,422,683" and insert "\$423,682,683".

Explanation:

(This amendment provides \$1.0 million GF and \$260,000 NGF for FY 2014 for increased funding of technology-enhanced instruction at the University.)

Chief Patron: Colgan

Item 164 #2s

Co-Patron(s): Barker, Black, Ebbin, Favola, Herring,
Howell, Marsden, Petersen, Puller, Saslaw

Education: Higher Education	FY 12-13	FY 13-14	
George Mason University	\$0	\$1,800,000	GF

Language:

Page 159, line 15, strike "\$422,422,683" and insert "\$424,222,683".

Explanation:

(This amendment would provide \$1.8 million GF in FY 2014 for STEM and Health Sciences initiatives and undergraduate research at the University.)

Chief Patron: Colgan

Item 164 #3s

Co-Patron(s): Barker, Ebbin, Favola, Herring, Howell,
Marsden, Petersen, Puller, Saslaw

Education: Higher Education	FY 12-13	FY 13-14	
George Mason University	\$0	\$750,000	GF

Language:

Page 159, line 15, strike "\$422,422,683" and insert "\$423,172,683".

Explanation:

(This amendment would provide \$750,000 GF in FY 2014 for several institutes at the University. An amount of \$450,000 GF would support the Serious Games Institute and the National Center for Biodefense and Infectious Diseases/Biomedical Research Laboratory. An amount of \$300,000 GF would support policy research related to chronic disease and cost containment.)

Chief Patron: Hanger

Item 168 #1s

Education: Higher Education	FY 12-13	FY 13-14	
James Madison University	\$0	\$298,693	GF
	\$0	\$323,584	NGF
	0.00	5.00	FTE

Language:

Page 161, line 37, strike "\$249,807,443" and insert "\$250,429,720".

Explanation:

(This amendment provides \$298,693 GF, \$323,584 NGF, 2.0 GF positions, and 3.0 NGF positions for the operations and maintenance funding needed for the renovation and expansion of Duke Hall. The funding is needed for the additional 53,515 gross square feet coming on-line.)

Chief Patron: Ruff

Item 172 #1s

Education: Higher Education	FY 12-13	FY 13-14	
Longwood University	\$0	\$285,621	GF
	0.00	4.00	FTE

Language:

Page 163, line 47, strike "\$56,525,231" and insert "\$56,810,852".

Explanation:

(This amendment would provide \$285,621 GF and 4.0 GF positions in FY 2014 for student success. These positions would support several University activities that would enhance retention and graduation rates.)

Chief Patron: Ruff

Item 172 #2s

Education: Higher Education

FY 12-13

FY 13-14

Longwood University

\$0

\$1,563,830 GF

Language:

Page 163, line 47, strike "\$56,525,231" and insert "\$58,089,061".

Explanation:

(This amendment would increase base adequacy funding by almost \$1.6 million GF in FY 2014. This amendment would take Longwood University from 97 percent to 100 percent of the guidelines.)

Chief Patron: Lucas

Item 176 #1s

Education: Higher Education

Norfolk State University

FY 12-13

\$0

FY 13-14

\$800,000 GF

Language:

Page 165, line 41, strike "\$74,399,823" and insert "\$75,199,823".

Page 167, line 6, strike "\$220,000 each year" and insert "\$220,000 in the first year and \$1,020,000 in the second year".

Explanation:

(This amendment would provide an additional \$800,000 GF in the second year for need-based aid to support retention and graduation of juniors and seniors.)

Chief Patron: Alexander

Item 176 #2s

Education: Higher Education	FY 12-13	FY 13-14	
Norfolk State University	\$0	\$600,000	GF
	0.00	4.00	FTE

Language:

Page 165, line 41, strike "\$74,399,823" and insert "\$74,999,823".

Explanation:

(This amendment provides \$600,000 GF and 4.0 GF positions in FY 2014 to expand the nursing program at the University. This expansion includes four new faculty positions and additional operating funds for students in the program.)

Chief Patron: Lucas

Item 176 #3s

Co-Patron(s): Locke

Education: Higher Education	FY 12-13	FY 13-14	
Norfolk State University	\$125,000	\$125,000	GF

Language:

Page 165, line 40, strike "\$73,525,737" and insert "\$73,650,737".

Page 165, line 41, strike "\$74,399,823" and insert "\$74,524,823".

Page 167, after line 17, insert:

"L. Out of this appropriation, \$125,000 each year from the general fund is designated to support STEM after school and summer programs offered in collaboration with the Children's Museum of Virginia."

Explanation:

(This amendment provides \$125,000 GF in each year to support STEM after school and summer programs that are offered in conjunction with the Children's Museum of Virginia.)

Chief Patron: McEachin

Item 180 #1s

Education: Higher Education

Old Dominion University

FY 12-13

\$0

FY 13-14

\$1,500,000 GF

Language:

Page 168, line 13, strike "\$231,878,330" and insert "\$233,378,330".

Explanation:

(This amendment would provide \$1.5 million GF in FY 2014 to support the Center for Educational Partnership to provide K-12 STEM-H Academic Enrichment Programs for high-minority schools.)

Chief Patron: Puckett

Item 184 #1s

Education: Higher Education

Radford University

FY 12-13

\$0

0.00

FY 13-14

\$498,870 GF

5.00 FTE

Language:

Page 171, line 25, strike "\$105,785,323" and insert "\$106,284,193".

Explanation:

(This amendment would provide \$498,870 GF and 5.0 GF positions in FY 2014 for the expansion of the K-12 STEM Education and Outreach Program.)

Chief Patron: Deeds

Item 195 #1s

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia	\$0	\$986,568	GF

Language:

Page 175, line 46, strike "\$546,616,069" and insert "\$547,602,637".

Explanation:

(This amendment would provide \$986,568 GF in FY 2014 for undergraduate enrollment growth at the University of Virginia. The funding would be for larger than expected growth in 2012-13 and planned growth in 2013-14 that was not funded in the introduced budget.)

Chief Patron: Deeds

Item 195 #2s

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia	\$0	\$5,654,000	GF

Language:

Page 175, line 46, strike "\$546,616,069" and insert "\$552,270,069".

Explanation:

(This amendment would provide almost \$5.7 million GF in FY 2014 for new and replacement faculty start-up packages. This funding is most needed in the STEM disciplines and the request results from the need to support additional enrollment growth and an impending bubble of retirements.)

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia	\$0	\$5,000,000	GF

Language:

Page 178, line 46, strike "\$292,065,332" and insert "\$297,065,332".

Page 179, after line 8, insert:

"D. Out of this appropriation, \$5,000,000 the second year from the general fund is designated for the support of an economic development accelerator."

Page 179, line 9, strike "D." and insert "E."

Explanation:

(This amendment would provide \$5.0 million GF in FY 2014 to establish an economic development fund to increase research, promote economic development, and enhance the innovation ecosystem. The program is designed to match this funding with resources from a private sector partner and University resources.)

Chief Patron: Deeds

Item 197 #2s

Education: Higher Education

FY 12-13

FY 13-14

University Of Virginia

\$0

\$2,250,000 GF

Language:

Page 178, line 46, strike "\$292,065,332" and insert "\$294,315,332".

Page 179, line 4, strike the second "\$2,381,720" and insert "\$4,631,720".

Page 179, line 5, after "cancer" insert "and medical translational".

Explanation:

(This amendment would provide an increase of almost
\$2.3 million GF in FY 2014 to support cancer and medical translational research.)

Chief Patron: Carrico

Item 202 #1s

Education: Higher Education	FY 12-13	FY 13-14	
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 would provide \$150,000 GF and \$60,000 NGF in the second year for an on-line learning initiative at UVA-Wise. This amendment would expand on-line course offerings and encourage student success and timely graduation.)

Chief Patron: Carrico

Item 202 #2s

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia's College At	\$0	\$198,000	GF
Wise	\$0	\$79,200	NGF
	0.00	2.00	FTE

Language:

Page 180, line 38, strike "\$20,901,997" and insert "\$21,179,197".

Explanation:

(This amendment would provide \$198,000 GF, \$79,200 NGF, 1.0 GF position, and 1.0 NGF position in FY 2014 for a STEM-H Marketing and Recruitment initiative. The initiative would target prospective students with an interest in STEM-H degree programs with increased recruiting and marketing efforts starting in middle school.)

Chief Patron: Carrico

Item 202 #3s

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia's College At	\$0	\$600,000	GF
Wise	\$0	\$240,000	NGF
	0.00	7.00	FTE

Language:

Page 180, line 38, strike "\$20,901,997" and insert "\$21,741,997".

Explanation:

(This amendment would provide \$600,000 GF, \$240,000 NGF, and 7.0 GF positions in FY 2014 for an Early Alert Program. The program would develop a predictive model to identify risk factors for students so that they could be helped pro-actively through advising and mentoring. The activities would lead to greater student success and retention.)

Chief Patron: Carrico

Item 202 #4s

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia's College At	\$0	\$250,000	GF
Wise	\$0	\$150,000	NGF

Language:

Page 180, line 38, strike "\$20,901,997" and insert "\$21,301,997".

Explanation:

(This amendment would provide \$250,00 GF and \$150,000 NGF in FY 2014 for targeted supplemental instruction. This would be an enhancement directed at students in need of additional support under the Early Alert Initiative.)

Education: Higher Education	FY 12-13	FY 13-14	
University Of Virginia's College At	\$0	\$700,000	GF
Wise	\$0	\$280,000	NGF
	0.00	6.00	FTE

Language:

Page 180, line 38, strike "\$20,901,997" and insert "\$21,881,997".

Page 181, line 41, strike "each year" and before "from" insert: "the first year and \$975,000 the second year"

Page 181, line 41, after "general fund" insert: "and \$280,000 the second year from nongeneral funds"

Explanation:

(This amendment would provide an increase of \$700,000 GF, \$280,000 NGF, and 6.0 GF positions in FY 2014 to fully fund the Wise Scholars STEM-H Program. The current budget contains \$275,000 GF in each year for this program.)

Chief Patron: Hanger

Item 206 #1s

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Commonwealth University	\$185,000	\$185,000	GF

Language:

Page 183, line 3, strike "\$492,639,743" and insert "\$492,824,743".

Page 183, line 3, strike "\$498,469,051" and insert "\$498,654,051".

Page 183, line 45, strike both instances of "\$261,685" and insert "\$446,685".

Page 183, line 47, strike "\$194,750" and insert "\$379,750".

Explanation:

(This amendment provides an increase of \$185,000 GF in both years for the Alzheimer's and Related Diseases Research Award Fund under the University.)

Chief Patron: Vogel

Item 212 #1s

Education: Higher Education

Virginia Community College
System

FY 12-13

\$0

FY 13-14

\$250,000 GF

Language:

Page 187, line 47, strike "\$866,806,217" and insert "\$867,056,217".

Page 191, after line 35, insert:

"Y. Out of this appropriation, \$250,000 the second year from the general fund is designated to support the purchase of science equipment and operating support for the Home Health Technician Weekend Career Studies Certificate program at Lord Fairfax Community College."

Explanation:

(This amendment provides \$250,000 GF in FY 2014 for science equipment and funds to support the home health technician certificate at Lord Fairfax Community College.)

Chief Patron: Colgan

Item 212 #2s

Co-Patron(s): Black, Vogel

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Community College System	\$0	\$250,000	GF

Language:

Page 187, line 47, strike "\$866,806,217" and insert "\$867,056,217".

Page 191, after line 35, insert:

"Y. Out of this appropriation, \$250,000 the second year from the general fund is designated to support the purchase of science equipment and operating support for the Home Health Technician Weekend Career Studies Certificate program at Lord Fairfax Community College."

Explanation:

(This amendment provides \$250,000 GF in FY 2014 for science equipment and funds to support the home health technician certificate at Lord Fairfax Community College.)

Chief Patron: Colgan

Item 212 #3s

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Community College	\$0	\$300,000	GF
System	0.00	2.00	FTE

Language:

Page 187, line 47, strike "\$866,806,217" and insert "\$867,106,217".

Page 191, after line 35, insert:

"Y. Out of this appropriation, \$300,000 the second year from the general fund is designated for the Virtual Advising Program at Northern Virginia Community College."

Explanation:

(This amendment would provide \$300,000 GF and 2.0 GF positions in FY 2014 for the expansion of the Virtual Advising initiative at Northern Virginia Community College.)

Chief Patron: Colgan

Item 212 #4s

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Community College	\$0	\$1,200,000	GF
System	0.00	19.00	FTE

Language:

Page 187, line 47, strike "\$866,806,217" and insert "\$868,006,217".

Page 191, after line 35, insert:

"Y. Out of this appropriation, \$1,200,000 the second year from the general fund is designated for the On-line Learning Program at Northern Virginia Community College."

Explanation:

(This amendment would provide \$1.2 million GF and 19.0 GF positions in FY 2014 for the expansion of the on-line learning initiative.)

Chief Patron: Colgan

Item 212 #5s

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Community College	\$0	\$500,000	GF
System	0.00	6.00	FTE

Language:

Page 187, line 47, strike "\$866,806,217" and insert "\$867,306,217".

Page 191, after line 35, insert:

"Y. Out of this appropriation, \$500,000 the second year from the general fund is designated for the Pathway Program at Northern Virginia Community College."

Explanation:

(This amendment would provide \$500,000 GF and 6.0 GF positions in FY 2014 for the expansion of the Pathway Program at Northern Virginia Community College).

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Community College System	\$0	\$150,000	NGF

Language:

Page 192, line 11, strike "\$78,382,316" and insert "\$78,532,316".

Page 192, after line 38, insert:

"F. Out of this appropriation, \$150,000 the second year from the Workforce Investment Act shall be provided to the Centers for Employment and Training to provide employment and training programs for economically disadvantaged persons."

Explanation:

(This amendment provides \$150,000 in fiscal year 2014 from the Workforce Investment Act to the Centers for Employment and Training (CET) to provide employment and training programs for economically disadvantaged persons. The CET programs serve low-income individuals with incomes up to 200 percent of the federal poverty level, including individuals who qualify for the TANF and Supplemental Nutrition Assistance Program (SNAP, formerly Food Stamp), dislocated workers, unemployed or underemployed individuals and individuals that do not have the skills to achieve self-sufficiency. Services include job readiness training, job skills training, Certified Nurse Assistant training, computer skills training, job development, and job placement. A companion amendment in item 343 provides an additional amount of \$637,500 the second year from the federal Temporary Assistance to Needy Families block grant to provide employment and training services for those individuals who are eligible or at-risk of being eligible for the TANF program or the Virginia Initiative for Employment not Welfare program.)

Chief Patron: Vogel

Item 223 #1s

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Polytechnic Institute And State University	\$0	\$200,000	GF

Language:

Page 195, line 38, strike "\$540,951,592" and insert "\$541,151,592".

Page 196, line 23, strike the second "\$358,594" and insert "\$558,594".

Explanation:

(This amendment would increase funding by \$200,000 in FY 2013 for the Marion duPont Scott Equine Center for operations and salaries.)

Chief Patron: Edwards

Item 225 #1s

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Polytechnic Institute And State University	\$0	\$900,000	GF

Language:

Page 198, line 7, strike "\$284,954,173" and insert "\$285,854,173".

Page 198, line 43, strike "\$1,722,883" and insert "\$2,622,883".

Explanation:

(This amendment would provide an additional \$900,000 GF in FY 2014 for Brain Disorder and Health Science Research. The introduced budget contains an increase of \$972,883 GF in the second year, which if adopted, would bring the total to over \$1.7 million GF. The additional increase of \$900,000 GF from this amendment would bring the total to over \$2.6 million GF.)

Chief Patron: Edwards

Item 228 #1s

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Cooperative Extension	\$0	\$670,706	GF
And Agricultural Experiment	\$0	\$35,300	NGF
Station	0.00	9.10	FTE

Language:

Page 199, line 43, strike "\$79,875,394" and insert "\$80,581,400".

Explanation:

(This amendment provides \$670,706 GF, \$35,300 NGF, 8.6 GF positions, and 0.5 NGF positions in FY 2014 for operations and maintenance of the HABBI Facility that is opening in February 2014 under the Virginia Cooperative Extension and Agricultural Experiment Station.)

Education: Higher Education	FY 12-13	FY 13-14	
Virginia Cooperative Extension And Agricultural Experiment Station	\$0	\$85,000	GF

Language:

Page 199, line 43, strike "\$79,875,394" and insert "\$79,960,394".

Page 200, after line 25, 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.)

Chief Patron: Marsh

Item 229 #1s

Education: Higher Education

FY 12-13

FY 13-14

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 would increase the NGF appropriation in the Educational and General (E&G) Programs for FY 2014 by about \$1.1 million based on additional tuition and fee revenue. The revenue would support academic enhancements on campus based on items included in the six-year plan.)

Chief Patron: Hanger

Item 234 #1s

Education: Other

Frontier Culture Museum Of
Virginia

FY 12-13

\$0

FY 13-14

\$200,000 GF

Language:

Page 204, line 15, strike "\$1,900,204" and insert "\$2,100,204".

Explanation:

(This amendment provides funding in the second year to the Frontier Culture Museum for replacement of the HVAC system. The units are 25 years old, close to beyond repair, and not energy efficient.)

Chief Patron: Hanger

Item 234 #2s

Education: Other

Frontier Culture Museum Of
Virginia

FY 12-13

\$0

FY 13-14

\$150,000 GF

Language:

Page 204, line 15, strike "\$1,900,204" and insert "\$2,050,204".

Explanation:

(This amendment provides funding in the second year to the Frontier Culture Museum for hiring additional part-time staff.)

Chief Patron: Norment

Item 236 #1s

Education: Other

FY 12-13

FY 13-14

Jamestown-Yorktown Foundation

\$0

\$91,600 GF

Language:

Page 205, line 5, strike "\$15,634,475" and insert "\$15,726,075".

Explanation:

(This amendment provides funding in the second year to the Jamestown-Yorktown Foundation for the summer teacher institute, distance learning, and other innovative programming to enable additional students to master key 17th and 18th century Virginia/U.S. history/social studies Virginia SOL requirements.)

Chief Patron: Norment

Item 239 #1s

Education: Other

FY 12-13

FY 13-14

The Library Of Virginia

\$0

\$1,250,000 GF

Language:

Page 206, line 18, strike "\$14,771,834" and insert "\$16,021,834".

Explanation:

(This amendment provides additional funding in the second year that will be used primarily to increase digital information resources available to the public at Virginia's local libraries. These resources will include eBooks, streaming media, audiobooks, and electronic databases. This funding would raise state aid to local libraries to slightly above the FY 1999 appropriation, and only 59 percent of the amount required by state law.)

Chief Patron: Deeds

Item 239 #2s

Co-Patron(s): Hanger

Education: Other

FY 12-13

FY 13-14

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 state funding towards the construction of the new public library at Crozet.)

Chief Patron: Norment

Item 241 #1s

Co-Patron(s): Hanger, Locke, Saslaw

Education: Other

FY 12-13

FY 13-14

The Science Museum Of Virginia

\$400,000

\$400,000 GF

Language:

Page 207, line 3, strike "\$10,855,745" and insert "\$11,255,745".

Page 207, line 3, strike "\$11,206,669" and insert "\$11,606,669".

Page 207, after line 23, insert:

"D. Out of this appropriation, \$400,000 in each year is provided to pilot a STEM partnership between the Science Museum of Virginia, the Virginia Air and Space Center, and the Virginia Living Museum for programs that promote achievement for K-12 students in Hampton Roads and across the state, leveraging technology in the vital STEM component of the workforce pipeline."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: Colgan

Item 242 #1s

Co-Patron(s): Hanger

Education: Other

	FY 12-13	FY 13-14	
Virginia Commission For The Arts	\$0	\$350,000	GF

Language:

Page 207, line 39, strike "\$4,126,049" and insert "\$4,476,049".

Explanation:

(This amendment provides additional funding in the second year for more grant funding for arts organizations statewide. The additional funding will be targeted to programs that promote tourism and broaden access to the arts for Virginians in rural and underserved areas. Arts events produce an estimated \$200 million in local spending in FY 2012, based on national data.)

Education: Higher Education	FY 12-13	FY 13-14	
Eastern Virginia Medical School	\$0	\$250,000	GF

Language:

Page 209, line 18, strike "\$24,145,660" and insert "\$24,395,660".

Page 209, after line 29, insert:

"D. Out of this appropriation, \$250,000 the second year from the general fund is designated to support modeling and simulation partnerships and commercialization activities".

Explanation:

(This amendment would provide \$250,000 GF in FY 2014 to partner with Old Dominion University and others in the region's simulation and modeling industry. The funds will supplement a broad range of commercialization activities.)

Education: Higher Education	FY 12-13	FY 13-14	
Eastern Virginia Medical School	\$0	\$200,000	GF

Language:

Page 209, line 18, strike "\$24,145,660" and insert "\$24,345,660".

Page 209, after line 29, insert:

"D. Out of this appropriation, \$200,000 the second year from the general fund is designated to study increased collaboration and development of academic and research programs and to evaluate options for the applicable relationship between Eastern Virginia Medical School, the College of William and Mary or other Virginia higher education institutions. The study shall be completed and a final report submitted by June 30, 2014, to the Governor, the Secretary of Education and the Chairmen of the House Appropriations and Senate Finance Committees. No portion of this funding may be used for administrative costs of the institutions."

Explanation:

(This amendment provides funding to assist in the development of cooperative academic and research programs between Eastern Virginia Medical School, the College of William and Mary or other Virginia higher education institutions.)

Chief Patron: Ruff

Item 250 #1s

Education: Higher Education

Southern Virginia Higher
Education Center

FY 12-13

\$0

FY 13-14

\$250,000 GF

Language:

Page 210, line 39, strike "\$4,216,161" and insert "\$4,466,161".

Explanation:

(This amendment would provide \$250,000 GF in FY 2014 for workforce training.)

Chief Patron: Howell

Item 273 #1s

Finance

Department Of Taxation

Language

Language:

Page 231, line 8, 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 its work and make the plan available to the Chairmen of the House Appropriations and Senate Finance Committees and the Secretary of Finance no later than December 1, 2013."

Explanation:

(This amendment is self-explanatory.)

Finance	FY 12-13	FY 13-14	
Department Of Taxation	\$0	(\$255,000)	GF

Language:

Page 228, line 49, strike "\$59,566,398" and insert "\$59,311,398".

Page 229, line 2, strike "\$19,162,858" and insert "\$18,907,858".

Page 229, line 9, strike the second "\$675,756" and insert "\$420,756".

Page 229, line 20, strike "each" and insert "the first".

Explanation:

(This amendment removes appropriation in fiscal year 2014 for the Department of Taxation's costs associated with the administration of the motor vehicle fuel sales tax. Beginning in fiscal year 2014, the Department of Taxation will no longer be responsible for the administration of this tax, as provided for in Chapters 225 and 217, 2012 Acts of Assembly. The budget bill, as introduced, transferred the appropriation for the distribution of the tax collections to the Department of Motor Vehicles Transfer Payments.)

Finance

FY 12-13

FY 13-14

Department Of The Treasury

\$0

\$162,844 GF

Language:

Page 232, line 16, strike "\$7,824,400" and insert "\$7,987,244".

Page 232, following line 49, insert:

"F. Out of the amounts for this item shall be paid \$162,844 for the relief of the heir(s) of Bennett Barbour, as provided for in Senate Bill XX of the 2013 Session of the General Assembly."

Explanation:

(This amendment provides \$162,844 from the general fund the second year for the relief of the heir(s) of Bennett Barbour. This amendment is contingent upon final passage of Senate Bill XX of the 2013 Session of the General Assembly.)

Chief Patron: Lucas

Item 276 #2s

Finance

FY 12-13

FY 13-14

Department Of The Treasury

\$0

\$291,041 GF

Language:

Page 232, line 16, strike "\$7,824,400" and insert "\$8,115,441".

Page 232, following line 49, insert:

"F. Out of the amounts for this item shall be paid \$291,041 for the relief of Calvin Wayne Cunningham, as provided for in Senate Bill 1237 of the 2013 Session of the General Assembly."

Explanation:

(This amendment provides \$291,041 from the general fund the second year for the relief of Calvin Wayne Cunningham. This amendment is contingent upon final passage of Senate Bill 1237 of the 2013 Session of the General Assembly.)

Health And Human Resources

Secretary Of Health And Human
Resources

Language

Language:

Page 242, after line 4, insert:

"E. The Secretary of Health and Human Resources shall examine the efficacy of implementing fall prevention strategies and programs statewide. The Secretary shall include in the review potential state budget savings that might be achieved from developing fall prevention strategies and programs in the Commonwealth. The Secretary shall report his findings to the Senate Finance and House Appropriations Committees by October 1, 2013."

Explanation:

(This language amendment requires the Secretary of Health and Human Resources to examine the effectiveness and potential cost savings of developing a fall prevention strategy statewide. With the aging of Virginia's citizens, the strategy would be designed to prevent future health and long-term care costs.)

Chief Patron: Herring

Item 282 #2s

Health And Human Resources

Secretary Of Health And Human
Resources

Language

Language:

Page 242, after line 4, insert:

"E. The Secretary of Health and Human Resources, in collaboration with the Secretary of Education, shall evaluate the actual relationship between the community-based mental health services systems and schools. The Secretaries shall review recommendations for evidenced-based and best practices models for systems collaboration. The Secretary shall report any findings and recommendations to the Senate Finance and House Appropriations Committees by November 1, 2013."

Explanation:

(This language amendment requires the Secretary of Health and Human Resources and Secretary of Education to collaborate on a review of the relationship between the Commonwealth's community-based mental health services system and schools and provide recommendations by November 1, 2013.)

Health And Human Resources

Comprehensive Services For
At-Risk Youth And Families

Language

Language:

Page 246, after line 36, insert:

"N. Pursuant to §2.2-5211., Code of Virginia, the State Executive Council shall evaluate the results of the annual survey performed by the Office of Comprehensive Services to measure gaps in the services needed to keep children in the local community and any barriers to the development of those services. Based on this survey and on input received from public and private stakeholders in the provision of children's services, the Council shall develop recommended priorities to address these gaps in services, to be funded by any unappropriated balances existing in the agency's budget at the end of each fiscal year. These recommendations shall be communicated to the Chairmen of the Senate Finance and House Appropriations Committees no later than June 30 of each year."

Explanation:

(This language amendment requires the Office of Comprehensive Services to reinvest unappropriated balances at the end of each fiscal year to address service gaps in the CSA program based on recommendations from the State Executive Council.)

Health And Human Resources

Comprehensive Services For
At-Risk Youth And Families

Language

Language:

Page 246, after line 36, insert:

"N. Pursuant to §2.2-5211.1, Code of Virginia, the State Executive Council shall evaluate the results of the annual survey performed by the Office of Comprehensive Services to measure gaps in the services needed to keep children in the local community and any barriers to the development of those services. Based on this survey and on input received from public and private stakeholders in the provision of children's services, the Council shall develop recommended priorities to address these gaps in services, to be funded by any unappropriated balances existing in the agency's budget at the end of each fiscal year. These recommendations shall be communicated to the Chairmen of the Senate Finance and House Appropriations Committees no later than June 30 of each year."

Explanation:

(This language amendment requires the Office of Comprehensive Services to reinvest unappropriated balances at the end of each fiscal year to address service gaps in the CSA program based on recommendations from the State Executive Council.)

Health And Human Resources	FY 12-13	FY 13-14	
Comprehensive Services For At-Risk Youth And Families	\$0	\$4,214,486	GF

Language:

Page 242, line 11, strike "\$269,707,868" and insert "\$273,922,354".

Page 244, line 34, strike "2009" and insert "2013".

Page 244, line 34, strike "non-Medicaid residential services for each".

Page 244, line 35, strike "locality shall be 25 percent above the fiscal year 2007 base. Beginning July 1, 2011, the local".

Page 244, line 36, strike "match rate for Medicaid".

Page 244, line 36, strike "25 percent above" and insert "at".

Page 244, line 37, strike "The Director of the Office of Comprehensive Services shall evaluate the".

Page 244, strike lines 38 through 40.

Explanation:

(This amendment provides \$4.2 million GF the second year to suspend the increased local match rate on July 1, 2013 for residential placements in the Comprehensive Services Act program that was enacted in FY 2010. In addition, obsolete budget language requiring a report on the impact of this match rate change due on October 1, 2012 is repealed.)

Health And Human Resources	FY 12-13	FY 13-14	
Comprehensive Services For At-Risk Youth And Families	\$0	\$2,107,243	GF

Language:

Page 242, line 11, strike "\$269,707,868" and insert "\$271,815,111".

Page 244, line 34, strike "July 1, 2009" and insert "January 1, 2014".

Page 244, line 34, strike "non-Medicaid residential services for each".

Page 244, line 35, strike "locality shall be 25 percent above the fiscal year 2007 base. Beginning July 1, 2011, the local".

Page 244, line 36, strike "match rate for Medicaid".

Page 244, line 36, strike "25 percent above" and insert "at".

Page 244, line 37, strike "The Director of the Office of Comprehensive Services shall evaluate the".

Page 244, strike lines 38 through 40.

Explanation:

(This amendment provides \$2.1 million GF the second year to suspend the increased local match rate on January 1, 2014 for residential placements in the Comprehensive Services Act program that was enacted in FY 2010. In addition, obsolete budget language requiring a report on the impact of this match rate change due on October 1, 2012 is repealed.)

Health And Human Resources

Department Of Health

Language

Language:

Page 251, after line 50, insert:

"G. Notwithstanding any other provision of law or regulation, \$1,000,000 the second year from the special emergency medical services funding shall be provided to the Virginia Rescue Squad Assistance Fund for grants to emergency medical services organizations to purchase 12-lead electrocardiograph monitors."

Explanation:

(This amendment adds language to provide funding from the Rescue Squad Assistance Fund for grants to local Emergency Medical Services (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 (STEMI). One out of four heart attacks are classified as a STEMI heart attack and less than half of the patients receive treatment within the recommended 90-minute window. The mortality rate for these heart attacks is very high. The use of these 12-lead ECG monitors will allow the EMS provider to quickly determine the type of heart attack and transport the patient to the most appropriate hospital. Many EMS providers, particularly rural providers, do not have this key piece of equipment, which can cost from \$20,000.00 to \$30,000.00 per unit and has an extensive service life. A companion amendment in Item 3-1.01 (Interfund Transfers) provides the funding for this initiative in the Virginia Rescue Squad Assistance Fund (VRSFAF) by decreasing the transfer of \$10.5 million from the special emergency medical services fund to the general fund by \$1.0 million in fiscal year 2014.)

Health And Human Resources

Department Of Health

Language

Language:

Page 251, after line 50, insert:

"G. Notwithstanding any other provision of law or regulation, \$110,000 the second year from the special emergency medical services funding shall be provided to the Virginia Rescue Squad Assistance Fund for national background checks required of applicants to volunteer and career emergency medical services agencies. The Office of Emergency Medical Services may transfer funding to the Office of State Police for national background checks as necessary."

Explanation:

(This amendment adds language to provide funding from the Rescue Squad Assistance Fund for national background checks required by federal law. Budget language allows the transfer of funding to the Office of State Police for background checks as necessary. A companion amendment to Item 3-3.03 (Interest Earnings) provides for the funding for this initiative in the Virginia Rescue Squad Assistance Fund (VRSAP) by eliminating the retention of interest earnings to the general fund in fiscal year 2014.)

Health And Human Resources

Department Of Health

Language

Language:

Page 252, after line 18, insert:

"C. The Department of Health shall make available Virginia death record files to entities that have a valid contract for the purposes of database creation, information services provisioning or identity verification with any local, state or federal agency. The Virginia death records file shall be made available on a monthly basis and dating back to 2010. The Division of Vital Records and the Division of Health Statistics may charge a fee of no more that \$200 per month for providing the Virginia death records file to these entities."

Explanation:

(This amendment adds language to require the Department of Health to release specific death records to certain entities. A modest administrative fee will allow the department to offset its costs in providing the records to these entities on a monthly basis.)

Chief Patron: Ebbin

Item 294 #1s

Co-Patron(s): Barker

Health And Human Resources

FY 12-13

FY 13-14

Department Of Health

\$0

\$25,000 GF

Language:

Page 253, line 15, strike "\$14,125,886" and insert "\$14,150,886".

Page 254, after line 3, insert:

"F. The Department of Health shall convene a task force comprised of representatives from the Department of Emergency Services, Virginia Dominion Power, the Virginia Health Care Association, the Virginia Municipal League, the Virginia Association of Counties, other representatives of the health care industry as appropriate, and other executive branch agencies as needed to examine how best to ensure the health and safety of patients in nursing facilities in the event of power loss due to severe weather events. The department shall develop a plan to address the issue in consultation with the task force and provide a report on the plan to the General Assembly by October 1, 2013."

Explanation:

(This amendment adds language to require the Department of Health to convene a group to examine solutions to ensuring the health and safety of nursing home patients when facilities lose power in severe weather events. Recent severe weather resulted in extended power loss in nursing homes making it difficult for them to provide the necessary heating and cooling for facility residents. The department is required to develop a plan to address this and provide a report on the plan by October 1, 2013.)

Health And Human Resources	FY 12-13	FY 13-14	
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 the second year shall be used to provide access to dental services though 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 Chairmen of the House Appropriations and Senate Finance Committees.)

Chief Patron: Governor McDonnell

Item 296 #2s

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 only.)

Chief Patron: Carrico

Item 297 #1s

Health And Human Resources

FY 12-13

FY 13-14

Department Of Health

\$0

\$187,000 GF

Language:

Page 256, line 42, strike "\$12,497,162" and insert "\$12,684,162".

Page 258, line 14, strike "\$107,530" and insert "\$294,530".

Explanation:

(This amendment restores \$187,000 GF in FY 2014 for the Southwest Virginia Graduate Medical Education Consortium (GMEC). The consortium works to recruit, home-grow, and retain medical professionals.)

Chief Patron: Alexander

Item 297 #2s

Health And Human Resources

FY 12-13

FY 13-14

Department Of Health

\$0

\$7,000,000 GF

Language:

Page 256, line 42, strike "\$12,497,162" and insert "\$19,497,162".

Page 259, line 38, strike "510,000" and insert "7,510,000".

Explanation:

(This amendment adds \$7.0 million from the general fund the second year to increase support for proton therapy treatment at the Hampton University Proton Therapy Institute. The Institute is the largest proton treatment center in the U.S. and the only one with dedicated research space. The facility is projected to serve about 2,000 patients per year. Funds will be used to advance proton therapy methodologies to improve patient outcomes, support research, and implement patient outreach.)

Chief Patron: Carrico

Item 297 #3s

Health And Human Resources

FY 12-13

FY 13-14

Department Of Health

\$0

\$100,000 GF

Language:

Page 256, line 42, strike "\$12,497,162" and insert "\$12,597,162".

Page 259, line 13, strike "38,356" and insert "138,356".

Explanation:

(This amendment provides \$100,000 GF the second year for the St. Mary's Health Wagon. The Health Wagon provides a medical home to 3,000 patients in Southwest Virginia who have no other health care options. The Health Wagon coordinates the annual Remote Area Medical (RAM) clinic that serves another 3,500 patients during a three-day regional event and provides over \$2 million dollars in free medical services. The organization returns eighty dollars of services for each dollar of revenue.)

Chief Patron: Hanger

Item 297 #4s

Co-Patron(s): Lucas

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Health	\$0	\$757,946	GF

Language:

Page 256, line 42, strike "\$12,497,162" and insert "\$13,255,108".

Page 256, line 46, strike "\$1,182,946" and insert "1,940,892".

Explanation:

(This amendment restores \$757,9460 from the general fund 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. Restoration of funding will allow CHIP to continue providing services to low-income, pregnant women, and young children in 27 localities. The program has demonstrated improved birth outcomes, child health, school readiness, and parental work capacity. CHIP of Virginia is a statewide network of local public/private partnerships.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Health	\$0	\$3,000,000	GF

Language:

Page 256, line 42, strike "\$12,497,162" and insert "\$15,497,162".

Page 259, line 25, after "year", insert "and \$3,000,000 the second year".

Page 259, line 26, strike "two" and insert "three".

Page 259, line 26, after "Centers", insert:

"The appropriation of general fund amounts the second year shall be divided between the three poison control centers in proportion to the Virginia population served by the centers."

Explanation:

(This amendment adds \$3.0 million the second year from the general fund to restore funding to operate the current three poison control centers serving Virginia. 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 instead of three. This additional funding will ensure the continued statewide operation of poison control services for the Commonwealth.)

Chief Patron: McEachin

Item 297 #6s

Health And Human Resources

FY 12-13

FY 13-14

Department Of Health

\$0

\$15,000 GF

Language:

Page 256, line 42, strike "\$12,497,162" and insert "\$12,512,162".

Page 259, line 15, strike "90,000" and insert "105,000".

Explanation:

(This amendment provides an additional \$15,000 from the general fund the second year for the Statewide Sickle Cell Chapters of Virginia to allow for the funding of services through a newly admitted chapter, the Heart of Gold Foundation of Northern Virginia.)

Chief Patron: Barker

Item 303 #1s

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Health Professions	\$0	\$316,230	NGF
	0.00	3.00	FTE

Language:

Page 261, line 6, strike "\$27,218,810" and insert "\$27,535,040".

Explanation:

(This amendment provides \$316,230 NGF from fees paid by licensed professional counselors and three new positions to address a backlog in the processing time for applications. This amendment is contingent upon the passage of introduced legislation.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$2,500,000	GF
Services	\$0	\$2,500,000	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,038,837,513".

Page 280, after line 14, insert:

"JJJJ. Out of this appropriation, \$2,500,000 from the general fund and \$2,500,000 from federal Medicaid funds the second year shall be used to establish a 20-bed neurobehavioral treatment program in a licensed nursing facility or residential treatment center and establish a reasonable payment rate that will allow the program to operate. The Department of Medical Assistance Services shall have the authority to issue a request for proposal for this purpose. The department shall promulgate regulations to become effective within 280 days or less from the enactment of this act."

Explanation:

(This amendment adds \$2.5 million GF and a like amount of federal Medicaid matching funds the second year to establish a pilot program for a 20-bed neurobehavioral treatment program in a licensed nursing facility or residential treatment center. Virginia is currently paying for more than 10 residents to receive out of state care at 128 percent higher rates than the average Medicaid rate for Virginia nursing homes. This proposal is a recommendation from the Disability Commission.)

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 280, after line 14, insert:

"JJJJ. It is the intent of the General Assembly to eliminate the occupancy rule as it relates to reimbursement for nursing facility operating payments. The Department of Medical Assistance Services shall review the use of this mechanism by other state Medicaid programs to reduce nursing facility operating payments. The department shall also determine whether this tool is an incentive or disincentive for the provision of cost-effective, quality care. The department shall reports its findings to the Chairmen of the Senate Finance and House Appropriations Committees no later than November 1, 2012."

Explanation:

(This language amendments states that it is the intent of the General Assembly that the nursing home occupancy rule be eliminated. The amendment requires that the Department of Medical Assistance Services survey state Medicaid programs to determine how many use this limitation on nursing home operating rates and whether it is an effective tool for controlling Medicaid costs.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$1,979,652	GF
Services	\$0	\$1,979,652	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,037,796,817".

Page 280, after line 14, insert:

"JJJJ. Out of this appropriation, \$1,979,652 from the general fund and \$1,979,652 from nongeneral funds the second year shall be used to increase reimbursement rates for private duty nursing services provided through Medicaid home- and community-based waiver programs by 10 percent. 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 \$2.0 million from the general fund and \$2.0 million in matching federal Medicaid funds in the second year to increase Medicaid reimbursement for private duty nursing services by home care providers by 10 percent. With this additional funding the statewide rate paid for private duty nursing under the Medicaid community-based waiver programs would increase from \$31.50 to \$34.65 per hour for Registered Nurses (RNs) and from \$27.30 to \$30.03 per hour for Licensed Practical Nurses (LPNs) in Northern Virginia. For the rest of the state, rates for RNs would increase from \$25.94 to \$28.53 per hour and rates for LPNs would increase from \$22.52 to \$24.77 per hour).

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$2,900,000	GF
Services	\$0	\$2,900,000	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,039,637,513".

Page 280, after line 14, insert:

"JJJJ. The Department of Medicaid Assistance Services shall amend the State Plan for Medical Assistance to increase the reimbursement rates in the current nursing facility operating payment system to eliminate the occupancy standard of 90 percent for indirect and plant costs, effective July 1, 2013. 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 adds \$2.9 million from the general fund and \$2.9 million in matching federal Medicaid funds the second year to eliminate the 90 percent occupancy standard used in calculating nursing home reimbursement rates for indirect care and plant costs. This standard was originally used to adjust nursing home payments to ensure that reimbursements rewarded more cost efficient nursing facilities. The Governor's proposed budget reduces the occupancy rate from 90 percent to 88 percent, recognizing the impact that increased home- and community-based services has had on lowering occupancy rates in nursing facilities and the fact that those remaining in nursing homes have higher acuity levels and consequently higher costs. Currently, about 38 percent of nursing facilities have capacities below 90 percent (98 of 258 facilities). This amendment completely eliminates the standard.)

Chief Patron: Watkins

Item 307 #5s

Co-Patron(s): Hanger, Howell, Vogel

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$430,000	GF
Services	\$0	\$430,000	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,034,697,513".

Page 280, after line 14, insert:

"JJJJ. Effective July 1, 2013, the Department of Medical Assistance Services shall not reduce physician fees. Specifically, the Department will no longer pend and reduce reimbursement for 99283 codes. The department shall have the authority to implement this reimbursement change prior to the completion of any regulatory process undertaken in order to effect such change."

Explanation:

(This amendment provides funding in the second year and adds language to offset savings assumed in the Department of Medical Assistance Services budget from pending and reducing payment for claims from emergency room physicians who treat Medicaid recipients when a retrospective review determines that the individuals could have received care in an outpatient setting. Emergency room physicians have no choice in treating individuals who present in emergency rooms and must do so as required by federal law. Reducing payment for certain "non-emergency" Medicaid claims places an unreasonable financial burden on these providers.)

Chief Patron: Favola

Item 307 #6s

Co-Patron(s): Alexander, Barker, Colgan, Ebbin,
Herring, Howell, Locke, Lucas, McEachin, Miller,
Northam, Petersen, Puckett, Puller, Saslaw

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 have authority to amend the State Plans for Medical Assistance under Titles XIX and XXI of the Social Security Act, and any waivers thereof, to implement requirements of the federal Patient Protection and Affordable Care Act (PPACA) as it pertains to the expansion of Medicaid eligibility up to 133 percent of federal poverty guidelines. The department shall have authority to implement such standards and practices upon federal approval and prior to the completion of any regulatory process undertaken in order to effect such change.

KKKK. 1. It is the intent of the General Assembly that the Department of Medical Assistance Services shall implement a Medicaid expansion program that embraces targeted reforms and enhances state flexibility, wherever possible. The new population to be covered shall be served through the current practice of managed care delivery models. The department shall share with Medicaid providers best practices for improving health outcomes within a cost efficient framework.

2. The department shall ensure that the Medicaid Expansion program includes, among other covered services, primary care, prevention, wellness and mental health care services as outlined in the Patient Protection and Affordable Care Act. The department shall also build in incentives for healthy behaviors. Patient engagement is an important component in any effort to get well and stay well, therefore, the department shall develop a "patient engagement" requirement for this program. The department shall establish a reasonable co-pay structure and eliminate non-emergency transportation as a covered Medicaid service unless approved on a case-by-case basis.

3. The department shall implement reform strategies for current Medicaid recipients and those enrolled in the expanded Medicaid program. Specifically, the department

shall implement or seek waivers, if necessary, by September 1, 2013 to:

a) Improve the coordination and management of care for those dually eligible for Medicaid and Medicare, building on lessons learned in other states as well as the state's own experience with the Program for All-Inclusive Care for the Elderly (PACE).

b) Enhance management of care for the highest cost Medicaid recipients, including those who use emergency rooms frequently and patients with 10 or more active prescriptions.

c) Enhance the coordination of care for all populations covered by Medicaid or FAMIS, drawing on lessons from "Best Practice" states and the Commonwealth's Medicaid managed care network.

d) Improve the quality of prenatal care and post-partum education provided to pregnant women covered by Medicaid to improve birth outcomes and reduce infant mortality.

e) Improve the effectiveness of community mental health services and reduce, in a manner consistent with public health and safety, the incidence of incarceration of mentally ill adults and children.

f) Strengthen chronic disease prevention among children, focusing on preventing childhood obesity and related co-morbidities such as diabetes.

4. Participation in the Medicaid Expansion program is contingent upon the Federal government funding 100% of the additional costs for newly eligible individuals from 2014 through 2016.

5. The Department shall establish an evaluation mechanism, including the collection of key data, to assess whether the services available to the expanded Medicaid population result in good health outcomes and health cost savings.

6. Copies of waiver submissions, as well as a summary of any expenditure of Federal funds in implementing this item, shall be provided to the chairs of the Senate Education and Health and Finance Committees; as well as the House Appropriations and Health, Welfare, and Institutions Committees; and the Joint Commission on Health Care within ten days of submission."

Explanation:

(This amendment authorizes the Department of Medical Assistance Services to adopt the expanded Medicaid coverage provided in the Patient Protection and Affordable Care Act of 2010 (PPACA), effective January 1, 2014. This expansion raises income eligibility up to 133 percent of the federal poverty line and provides 100 percent federal funding from FFY 2014 -2016. Coverage is estimated to reach up to 400,000 low-income, uninsured Virginians. According to several studies, the federal funding will support approximately 30,000 jobs and other economic activity that will generate additional general fund revenue. Language is also added stating the General Assembly's intent that the department implement a Medicaid expansion program that embraces targeted reforms and enhances State flexibility, wherever possible including modifying the benefit structure, imposing reasonable co-pay requirements and patient engagement. Similar reforms shall be implemented for the existing Medicaid population. Other initiatives such as integration of care for "dual eligibles", enhanced care of high-cost patients, and better attention to chronic diseases are also included as well as an evaluation component.)

Chief Patron: Vogel

Item 307 #7s

Co-Patron(s): Hanger, Watkins

Health And Human Resources

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 shall 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.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$600,000	GF
Services	\$0	\$600,000	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,035,037,513".

Page 280, after line 14, insert:

"JJJJ. Out of this appropriation, \$600,000 from the general fund and \$600,000 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 \$10.00 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 \$600,000 from the general fund and \$600,000 from matching federal Medicaid funds to provide a \$10.00 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 \$60.10/unit in Northern Virginia and from \$45.65/unit to about \$55.65/unit in the rest of the state. A "unit" represents 6 or more hours in a day.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance Services	\$15,966,483	\$19,680,883	GF

Language:

Page 263, line 15, strike "\$7,609,498,210" and insert "\$7,625,464,693".

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,053,518,396".

Page 263, line 39, strike "69,408,988" and insert "85,375,471".

Page 263, line 40, strike "66,984,546" and insert "86,665,429".

Explanation:

(This amendment provides \$16.0 million the first year and \$20.0 million the second year from the general fund to restore funding for indigent health care costs and Medicaid reimbursement at the Virginia Commonwealth University Health System.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$7,123,278	GF
Services	\$0	\$7,123,278	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,048,084,069".

Page 280, after line 14, insert:

"JJJJ. The Department of Medical Assistance Services shall increase reimbursements for agency-directed personal care by 5 percent above the rate in effect on January 1, 2013 for services provided through Medicaid home- and community-based waivers. 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 \$7.1 million from the general fund and a like amount of federal Medicaid matching funds in the second year for a 5 percent increase in the payment rates for agency directed personal care provided through Medicaid home- and community-based waiver services.)

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 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.)

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 271, line 27, after "expenditures." insert:

"Any compensation for performance afforded in the expansion of care coordination cannot be based on the percentage of cost savings generated by reductions in provider rates or under the benefit management of services."

Page 271, line 31, after "outcomes," insert:

"provider availability by service and geographic areas,".

Page 271, line 31, after "costs," insert:

"payment rates to providers,".

Explanation:

(This amendment adds language related to the principles guiding the expanded use of care coordination by the Department of Medical Assistance Services for the Medicaid program to ensure that performance contracts with managed care organizations do not provide financial incentives to penalize providers or reduce benefits to Medicaid recipients.)

Chief Patron: Vogel

Item 307 #13s

Co-Patron(s): Alexander, Barker

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$3,479,200	GF
Services	\$0	\$3,479,200	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,040,795,913".

Page 277, line 47, strike "55" and insert "255".

Explanation:

(This amendment provides funding to add 200 Medicaid home- and community-based waiver slots in the second year for individuals with developmental disabilities to reduce the current waiting list. 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.)

Chief Patron: Vogel

Item 307 #14s

Co-Patron(s): Alexander, Barker

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$13,693,400	GF
Services	\$0	\$13,693,400	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,061,224,313".

Page 277, line 44, strike "150" and insert "550".

Explanation:

(This amendment provides funding to add 400 Medicaid home- and community-based waiver slots in the second year for individuals with intellectual disabilities. This funding supports an addition to the 225 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.)

Health And Human Resources	FY 12-13	FY 13-14	
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. The amendment also removes obsolete language related to a report that has been completed on the change in eligibility.)

Chief Patron: Hanger

Item 307 #16s

Co-Patron(s): Howell, Marsh, Vogel, Watkins

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$6,800,000	GF
Services	\$0	\$6,800,000	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,047,437,513".

Page 280, after line 14, insert:

"JJJJ. The Department of Medical Assistance Services shall increase reimbursements to participating physicians in an amount of 3 percent over and above the 2012 reimbursement levels. This increase applies to fee-for-service as well as services provided through the Medicaid managed care organizations, which shall pass through the entire amount of the increase to physicians."

Explanation:

(This amendment provides \$6.8 million from the general fund and a like amount of federal Medicaid matching funds in the second year for a 3 percent increase in the payment rates for physician services. Funding is provided from the unappropriated undesignated general fund dollars contained within this act. The federal Patient Protection and Affordable Care Act provides federal funds to increase in Medicaid physician fees for primary care services to the Medicare level in federal fiscal year 2014, 2015 and 2016; however other physician services are not included in that increase.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$13,693,400	GF
Services	\$0	\$13,693,400	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,061,224,313".

Page 277, line 44, strike "150" and insert "550".

Explanation:

(This amendment provides funding to add 400 Medicaid home- and community-based waiver slots in the second year for individuals with intellectual disabilities. This funding supports an addition to the 225 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.)

Chief Patron: Hanger

Item 307 #18s

Co-Patron(s): Howell, Marsh, Vogel, Watkins

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 convene a work group to analyze and develop recommendations on the creation of an inflation adjustment formula for the reimbursement of physicians participating in Medicaid. Such work group shall include stakeholders from the Medical Society of Virginia, physician sub-specialty groups, academic medical centers, and the Virginia Hospital and Healthcare Association, together with any consultants or resources commonly used or retained by the department. The Director of the Department of Medical Assistance Services shall report on the recommendations by this group to the Chairmen of the Senate Finance and House Appropriations Committees by October 15, 2013."

Explanation:

(This amendment adds language directing the agency to convene a workgroup to develop recommendations creating an inflationary adjustment to be applied to Medicaid payments to physicians. Currently, only a limited number of Medicaid providers are eligible for annual inflationary adjustments to their payments.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance Services	\$0	\$11,000,000	GF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,044,837,513".

Page 263, line 47, strike "38,172,887" and insert "49,172,887".

Explanation:

(This amendment provides \$11.0 million the second year from the general fund to restore Medicaid payment rates for hospital inpatient care for Medicaid enrollees at the University of Virginia (UVA) Medical Center which were reduced as part of budget reduction strategies during the recession. This rate increase is necessary to fully meet the cost of providing care to Virginia residents who meet the indigent care criteria established for the state teaching hospitals. Medicaid payments together with indirect medical education and disproportionate share hospital payments enable the state teaching hospitals to provide care to a disproportionate share of the state's low-income and indigent patients.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$25,000	\$75,000	GF
Services	\$25,000	\$75,000	NGF

Language:

Page 263, line 15, strike "\$7,609,498,210" and insert "\$7,609,548,210".

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,033,987,513".

Page 280, after line 14, insert:

"JJJJ. The Department of Medical Assistance Services shall realign the billable activities paid for individual supported employment provided under the Medicaid home- and community-based waivers to be consistent with identical activities provided through employment services organizations that are reimbursed by the Department for Aging and Rehabilitative Services. 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 funding in the second year and adds language for the agency to ensure that billable activities for individual supported employment through the Medicaid waiver programs are consistent with existing best practice activities for individual supported employment currently established at the Department for Aging and Rehabilitative Services. This change would increase access to individual supported employment for Virginians with disabilities. The fiscal impact is expected to be minimal due to the cost offset of providing more expensive waiver services in lieu of supported employment.)

Health And Human Resources

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 take the steps necessary to amend the Intellectual Disability Waiver and the Individual and Family Developmental Disabilities Support Waiver to change the unit of service for the skilled nursing service from the current one hour to one-quarter of an hour. The department shall implement this change using a methodology that is budget neutral. "

Explanation:

(This amendment adds language requiring the Department of Medical Assistance Services to change the unit of service for the reimbursement of skilled nursing services provided through two Medicaid home- and community-based waiver programs from one hour to one-quarter of an hour to allow for greater flexibility in the use of this service to support individuals with complex medical needs.)

Chief Patron: Hanger

Item 307 #22s

Co-Patron(s): Howell

Health And Human Resources	FY 12-13	FY 13-14	
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. The amendment also removes obsolete language related to a report that has been completed on the change in eligibility.)

Chief Patron: Hanger

Item 307 #23s

Co-Patron(s): Howell

Health And Human Resources	FY 12-13	FY 13-14	
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 279, strike lines 7 through 13 and insert:

"BBBB.1. Effective July 1, 2013, the Department of Medical Assistance Services shall have the authority to establish a 25 percent higher reimbursement rate for congregate residential services for individuals with complex medical or behavioral needs living in a group home, supervised apartment, or independently (excluding those in sponsored residential homes) with four licensed beds or fewer. The department shall have authority to promulgate regulations to implement this change within 280 days or less from the enactment of this act."

Explanation:

(This amendment replaces language in the introduced budget that would provide a 25 percent increase in reimbursement for congregate residential services for individuals with complex medical or behavioral needs living in a group home with four licensed beds or fewer and in danger of institutionalization or moving from an institution. The new language provides support to a provider who is serving individuals with complex medical or behavioral needs in the more desirable and person-centered setting. Without some assurance of a continuing rate, providers would be reluctant to accept the most challenging individuals or to reduce licensed capacity to better serve existing clients. The amendment also removes language which would have made the increase rate effective through July 30, 2014.)

Chief Patron: Hanger

Item 307 #24s

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 280, after line 14, insert:

"JJJJ. The Department of Medicaid Assistance Services shall not reduce the Mental Health Support Services reimbursement rate below \$56.40 (urban) and \$51.44 (rural) per hour and shall not further modify the service as provided on January 1, 2013, until the Commonwealth establishes an operating Behavioral Health Organization."

Explanation:

(This amendment adds language prohibiting the Department of Medical Assistance Services from modifying the reimbursement rate for Mental Health Support Services until the agency contracts with a Behavioral Health Organization.)

Chief Patron: Hanger

Item 307 #25s

Health And Human Resources	FY 12-13	FY 13-14	
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.)

Chief Patron: Howell

Item 307 #26s

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$1,487,766	\$1,487,766	GF
Services	\$1,487,766	\$1,487,766	NGF

Language:

Page 263, line 15, strike "\$7,609,498,210" and insert "\$7,612,473,742".

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,036,813,045".

Explanation:

(This amendment adds \$1.5 million from the general fund and \$1.5 million from federal Medicaid matching funds each year to provide consumer-directed home- and community-based Medicaid waiver providers who work an average of 20 or more hours per week, with five days (35 hours) of paid sick days per year.)

Health And Human Resources	FY 12-13	FY 13-14	
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. The amendment also removes obsolete language related to a report that has been completed on the change in eligibility.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$10,000,000	GF
Services	\$0	\$10,000,000	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,053,837,513".

Page 280, after line 14, insert:

"JJJJ. The Department of Medical Assistance Services shall increase reimbursements for consumer-directed personal care by ten percent for services provided through Medicaid home- and community-based waivers. 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 \$10.0 million from the general fund and \$10.0 million from matching federal Medicaid funds in the second year for a ten percent increase in the payment rates for consumer-directed personal care provided through Medicaid home- and community-based waiver services. Currently, providers earn \$11.47 per hour in Northern Virginia and \$8.86 per hour in the rest of the state.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$1,348,636	GF
Services	\$0	\$1,348,636	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,036,534,785".

Page 280, after line 14, insert:

"JJJJ. The Department of Medical Assistance Services shall amend the State Plan for Medical Assistance to revise the supplemental physician payment for practice plans affiliated with a freestanding children’s hospital with greater than 50 percent Medicaid utilization in 2009 based on the difference between the upper payment limit approved by the Centers for Medicare and Medicaid Services and the reimbursement otherwise payable to physicians. 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 \$1.3 million from the general fund and \$1.3 million from federal matching funds in the second year and language to raise the cap on physician supplemental payments (PSP) for Children's Hospital of the King's Daughters (CHKD) in a manner consistent with PSP payments for Type One hospitals.)

Chief Patron: Howell

Item 307 #30s

Co-Patron(s): Marsh

Health And Human Resources

FY 12-13

FY 13-14

Department Of Medical Assistance
Services

\$0 \$1,100,000,000 NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$9,133,837,513".

Page 280, after line 14, insert:.

"JJJJ. The Department of Medical Assistance Services shall implement the coverage described in 42 U.S.C. § 1396a(a)(10)(A)(i)(VIII), effective January 1, 2014, contingent upon the availability of federal financial participation as provided in 42 U.S.C. § 1396d(y)(1)[2010].

Explanation:

Chief Patron: Colgan

Item 307 #31s

Co-Patron(s): Barker, Howell

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$2,764,300	GF
Services	\$0	\$2,764,300	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,039,366,113".

Page 280, after line 14, insert:.

"JJJJ. The Department of Medical Assistance Services shall establish a fee-for-service rate aligned with the actual cost of delivering person-centered services for individuals with complex medical or behavioral needs, effective July 1, 2013, as a pilot program in Northern Virginia. In establishing the rate, the department shall work with the Department of Behavioral Health and Developmental Services and with an established provider and stakeholder coalition in Northern Virginia to develop the rate methodology. Recommendations from this workgroup shall be used to develop the rate to meet the needs of individuals receiving services through either the Intellectual Disability (ID) Waiver or Individual and Family Developmental Disabilities Support (DD) Waiver who are participating in the pilot program. The Northern Virginia pilot region will include areas served by the Community Services Boards of Arlington, Alexandria, Fairfax-Falls Church, Prince William and Loudoun. The department shall have authority to promulgate regulations to implement this change within 280 days or less from the enactment of this act. Results of the pilot program shall be considered in the submission of the new ID/DD waiver applications to the federal Centers for Medicare and Medicaid."

Explanation:

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$26,564,636	GF
Services	\$0	\$26,564,636	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,086,966,785".

Page 280, after line 14, insert:

"JJJJ. The Department of Medical Assistance Services shall increase the reimbursement rate for (i) in-home residential services and (ii) congregate residential services provided in homes serving four persons provided through Medicaid home- and community-based waivers by not-for-profit providers by 25 percent above the rate in effect on January 1, 2013. The department shall also increase the reimbursement rate for (i) in-home residential services provided in homes serving two persons by 15 percent and (ii) in-home residential services provided in homes serving three persons by 5 percent provided through Medicaid home- and community-based waivers by not-for-profit providers. 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. The department shall also have the authority to promulgate emergency regulations to allow providers of in-home support services to serve up to two people per home and to allow not-for-profit providers to obtain reimbursement for general support under either the in-home residential or congregate residential rate."

Explanation:

(This amendment provides \$26.6 million from the general fund and a like amount of federal Medicaid matching funds in the second year for increases in the payment rates for not-for-profit providers of in-home residential services and congregate residential services provided through Medicaid home- and community-based waiver services. Language provides authority to implement the changes through emergency regulations and allow for reimbursement for homes serving less than four individuals and provide greater flexibility in the rates to ensure that individuals are served in the most integrated settings appropriate to the needs of the individual.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$1,348,636	GF
Services	\$0	\$1,348,636	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,036,534,785".

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 freestanding children’s hospitals already eligible for IME in a manner similar to Type One hospitals. Total payments for IME in combination with other payments for 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.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance	\$0	\$1,571,599	GF
Services	\$0	\$1,571,599	NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$8,036,980,711".

Page 280, after line 14, insert:

"JJJJ. Out of this appropriation, \$1,571,599 from the general fund and \$1,571,599 from nongeneral funds the second year shall be used to increase reimbursement rates for consumer-directed respite care services provided through Medicaid home- and community-based waiver programs by 10 percent. 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 \$1.6 million GF and a like amount of federal Medicaid matching funds the second year to increase the rates paid for consumer-directed respite care services under Medicaid home- and community-based waiver services by 10 percent on July 1, 2013. Additional funding will help to recruit and retain providers of respite care services due to low reimbursement rates and lack of benefits.)

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 277, line 42, after "RRR." insert "1."

Page 277, after line 44, insert:

"2. Effective July 1, 2013, 15 slots shall be designated, in perpetuity, to be utilized for dependents, under age 22 at the time of slot assignment, of individuals in active military duty who are or become stationed in Virginia. These slots shall be available for such dependents who were receiving home and community based Medicaid waiver services in the state/territory from which the individual in active military duty had been stationed just prior to transfer to Virginia, and who meet level of care and financial eligibility requirements under Virginia Medicaid for participation in the waiver. If the numbers of qualifying individuals exceed the available slots designated for this purpose, a separate first come first served waiting list shall be created and maintained for these individuals to fill active military designated slots as they are vacated. Individuals waiting for these active military designated slots shall not be precluded from remaining on or entering the general waiting list for the waiver. The department shall implement necessary changes upon federal approval no earlier than July 1, 2013 and prior to the completion of any regulatory process undertaken in order to effect such change.

Page 277, line 45, after "SSS." insert "1."

Page 277, after line 48, insert:

"2. Effective July 1, 2013, 15 slots shall be designated, in perpetuity, to be utilized for dependents, under age 22, at the time of slot assignment, of individuals in active military duty who are or become stationed in Virginia. These slots shall be available for such dependents who were receiving home and community based Medicaid waiver services in the state/territory from which the individual in active military duty had been stationed just prior to transfer to Virginia, and who meet level of care and financial eligibility requirements under Virginia Medicaid for participation in the waiver. If the numbers of qualifying individuals exceed the available slots designated for this purpose, a separate first come first served waiting list shall be created and maintained for these individuals to fill active military designated slots as they are vacated. Individuals waiting for these active military designated slots shall not be precluded from remaining on or entering the general waiting list for the waiver. The department shall implement necessary changes upon federal approval no earlier than

July 1, 2013 and prior to the completion of any regulatory process undertaken in order to effect such change.

Explanation:

(This language amendment sets aside 15 Intellectual Disabilities (ID) waiver slots and 15 Individual and Family Developmental Disabilities Support (DD) waiver slots each year for dependents of active duty military personnel who were receiving home and community-based Medicaid waivers in the state or territory where they were stationed prior to transferring to the Commonwealth provided the individual meets requirements of participation in the waiver program in Virginia. Slots will be set aside from an increase of 150 ID and 25 DD waiver slots effective July 1, 2013 in perpetuity. Budget language is included to establish a waiting list for military dependents to receive a waiver if the number of slots is insufficient to meet the need in any given year. The individual will be eligible to receive a waiver from vacated ID and DD waiver slots when a slot becomes available.)

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 280, after line 14, insert:

"JJJJ. The Director of the Department of Medical Assistance Services in collaboration with the Commissioner of the Department of Behavioral Health and Developmental Services shall review funding for and utilization of the Intellectual Disabilities (ID) and Individual and Family Developmental Disabilities Support (DD) waiver programs to ensure that appropriations are fully utilized to serve eligible recipients. The Director of the Department of Medical Assistance Services shall report findings and make any recommendations necessary to fully utilize appropriations for the ID and DD waiver programs no later than October 1, 2013."

Explanation:

(This language amendment requires the Director of the Department of Medical Assistance Services to work with the Commissioner of the Department of Behavioral Health and Developmental Services to review funding and utilization of the Intellectual Disabilities (ID) and Individual and Family Developmental Disabilities Support (DD) waiver programs to ensure that appropriations are fully utilized to serve eligible recipients and individuals who are waiting for services.)

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 280, after line 14, insert:

"JJJJ. 1. The Director of the Department of Medical Assistance Services (DMAS), in consultation with the Commissioner of the Department of Behavioral Health and Developmental Services (DBHDS), shall conduct a comprehensive review of Medicaid-funded children's mental health services. The review shall include but not be limited to: i) an assessment of whether the Department has adopted practice models for intensive in-home services, therapeutic day treatment, and mental health support services, ii) the adequacy of the rates paid for intensive in-home services and therapeutic day treatment, and iii) the efficacy of creating a Strategic Family Services and Supports to address the needs of children who need more supportive-type services than intensive therapeutic services.

2. The Director of the Department of Medical Assistance Services, in consultation with the Commissioner of the Department of Behavioral Health and Developmental Services, shall ensure that web-based training is provided for appropriate treatment and service modalities and rigorous quality controls are in place to monitor the provision of services and delivery of care. The Director of the Department of Medical Assistance Services shall report findings and make any recommendations necessary to improve the provision of Medicaid-funded children's mental health services by November 1, 2013."

Explanation:

(This language amendment requires the Department of Medical Assistance Services, in consultation with the Department of Behavioral Health and Developmental Services to conduct a review of Medicaid-funded children's mental health services to ensure the provision of evidence-based, cost-effective treatment to children in need of services. The Department shall submit its findings and any recommendations no later than November 1, 2013.)

Chief Patron: Hanger

Item 307 #38s

Co-Patron(s): Howell, Watkins

Health And Human Resources

FY 12-13

FY 13-14

Department Of Medical Assistance
Services

\$0 \$1,100,000,000 NGF

Language:

Page 263, line 15, strike "\$8,033,837,513" and insert "\$9,133,837,513".

Page 280, after line 14, insert:

JJJ. 1. Contingent upon approval of the conditions in paragraph 2, the Department of Medical Assistance Services shall have authority to amend the State Plans for Medical Assistance under Titles XIX and XXI of the Social Security Act, and any waivers thereof, to implement requirements of the federal Patient Protection and Affordable Care Act (PPACA) as it pertains to the expansion of Medicaid eligibility up to 133 percent of federal poverty guidelines. The department shall have authority to implement such standards and practices upon federal approval and prior to the completion of any regulatory process undertaken in order to effect such change.

2. The Department of Medical Assistance Services shall seek federal authority through the necessary waiver(s) and/or State Plan authorization under Titles XIX and XXI of the Social Security Act to ensure that for newly eligible individuals consistent with the PPACA, a) the services and benefits provided are similar to the services and benefits provided by commercial insurers with the exception of non-traditional behavioral health and substance use disorder services, b) reasonable limitations on non-essential benefits such as transportation are implemented, and c) patient responsibility is required including reasonable cost-sharing and active engagement in health and wellness activities to improve health and control costs. The department shall have authority to implement such standards and practices upon federal approval and prior to the completion of any regulatory process undertaken in order to effect such change.

3. The Department of Medical Assistance Services shall seek federal authority through the necessary waiver(s) and/or State Plan authorization under Titles XIX and XXI of the Social Security Act to ensure that value-based purchasing is implemented to encourage the appropriate use of high value services, including certain prescription drugs and preventive services, adoption of healthy lifestyles, such as smoking cessation or increased physical activity, and the use of high performance providers who adhere to evidence-based treatment guidelines. The department shall have

authority to implement such standards and practices upon federal approval and prior to the completion of any regulatory process undertaken in order to effect such change.

4. In the event that 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.

KKKK. 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 that are consistent with evidence-based practices and delivered in a cost-effective manner to eligible individuals. Improvements may include but not be limited to: 1) coordinating and managing care for persons eligible for both Medicaid and Medicare, 2) actively monitoring services for high-cost Medicaid patients, such as frequent emergency department users and patients with ten or more active prescriptions, 3) strengthening the ability of the Department to oversee and assess the value of care provided by managed care plans as it relates to cost, quality and patient outcomes, 4) enhancing the coordination of care for all populations covered by Medicaid or FAMIS, 5) improving the effectiveness of community mental health services, 6) improving the quality of prenatal care and post-partum education provided to pregnant women covered by Medicaid to improve birth outcomes and reduce infant mortality, and 7) strengthening chronic disease prevention among children covered by Medicaid and FAMIS by focusing on childhood obesity."

Explanation:

(This amendment restores funding and adds language to implement the Medicaid expansion included in the Patient Protection and Affordable Care Act (PPACA) contingent upon the approval of specific reforms and the financial commitment of the federal government to the Medicaid expansion. Specifically, the amendment provides the authority to expand Medicaid up to 133 percent of poverty. The expansion of Medicaid coverage is contingent upon reforms to the program for the expansion population including a requirement that a) the services and benefits provided are similar to the services and benefits provided by commercial insurers with the exception of non-traditional behavioral health and substance use disorder services, b) reasonable limitations on non-essential benefits such as transportation are implemented, and c) patient responsibility is required including reasonable cost-sharing and active engagement in health and wellness activities to improve

health and control costs. Budget language authorizes the Department to implement value-based purchasing for all Medicaid recipients to encourage the appropriate use of high value services, adoption of healthy lifestyles, and adherence to evidence-based treatment guidelines. 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. Finally, budget language encourages continued improvement in the provision of Medicaid-funded services such as 1) coordinating and managing care for persons eligible for both Medicaid and Medicare, 2) actively monitoring services for high-cost Medicaid patients, such as frequent emergency department users and patients with ten or more active prescriptions, 3) strengthening the ability of the Department to oversee and assess the value of care provided by managed care plans as it relates to cost, quality and patient outcomes, 4) enhancing the coordination of care for all populations covered by Medicaid or FAMIS, 5) improving the effectiveness of community mental health services, 6) improving the quality of prenatal care and post-partum education provided to pregnant women covered by Medicaid to improve birth outcomes and reduce infant mortality, and 7) strengthening chronic disease prevention among children covered by Medicaid and FAMIS by focusing on childhood obesity.)

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 279, line 35, after "to" insert "provider".

Page 279, line 55, after "Medicaid" insert "Plan First".

Page 279, line 55, after "FAMIS" insert "Moms".

Explanation:

(This language amendment clarifies the intent of two proposals included in the introduced budget. The first proposal allows the Department to send electronic notices for program reimbursements or other items referred to in regulations. The amendment clarifies that the Department has the authority to send electronics notices in the case of "provider" appeals only and not all appeals as suggested in the original proposal. The second proposal allows the Department to eliminate Medicaid or FAMIS program offering when subsidized coverage is available through a health benefit exchange in order to eliminate duplication of services. The amendment clarifies that the provision only applies to the Medicaid Plan First (i.e., pre-pregnancy family planning) and FAMIS Moms program.)

Health And Human Resources	FY 12-13	FY 13-14	
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".

Explanation:

(This amendment provides the appropriation for a congregate care rate increase for individuals with exceptional needs and in danger of institutionalization. The introduced budget authorized the rate increase for fiscal year 2014 only, but did not provide any appropriation because funding from other parts of the budget were considered as possible sources. This amendment ensures that sufficient funding is available for this rate increase in case other sources are not available or inadequate.)

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 282, after line 16, insert:

"J. The Department of Medical Assistance Services in cooperation with the Department of Social Services (DSS) shall study the impact of centralizing Medicaid eligibility with a single vendor. The study shall evaluate the cost-effectiveness of centralization and also the operational impact this change would have on the current state/local eligibility system. This study shall include, but is not limited to, the costs of a single vendor, transition costs, and the financial and operational impact on the DSS central office and local departments of social services. The Department of Planning and Budget and a representative (selected by DSS) of the local departments of social services shall be included on the study team. The results of the study shall be submitted to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees by September 15, 2013."

Explanation:

(This amendment directs the Department of Medical Assistance Services along with the Department of Social Services to study the centralization of Medicaid eligibility.)

Health And Human Resources	FY 12-13	FY 13-14	
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.)

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 seek federal authority through any 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 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 be predicated upon 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. 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 offered to relevant recipients outside of the reformed delivery model shall be at the discretion of the department, with federal approval, when deemed by the department to be cost-effective for the Commonwealth. 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."

Explanation:

(This amendment provides authority for the Department of Medical Assistance Services to seek waivers or state plan amendments in order to implement reforms in the Medicaid and FAMIS programs. These reforms are intended to improve Medicaid and FAMIS based on successful principles used in commercial health insurance.)

Chief Patron: Governor McDonnell

Item 310 #1s

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Medical Assistance Services	\$0	\$1,000,000	GF

Language:

Page 280, line 47, strike "\$119,741,276" and insert "\$120,741,276".

Explanation:

(This amendment provides \$1.0 million GF for activities that promote health innovation. The Department of Medical Assistance Services would contract with an entity to issue grants to conduct research and explore innovative methods of providing and delivering health care.)

Chief Patron: Newman

Item 314 #1s

Health And Human Resources

Department Of Behavioral Health
And Developmental Services

Language

Language:

Page 285, after line 18, insert:

"M. The Commissioner of Department of Behavioral Health and Developmental Services shall seek approval from the General Assembly prior to the closure of a state Intellectual Disability Training Center."

Explanation:

(This amendment requires the Commissioner of DBHDS to seek approval from the General Assembly prior to the closure of a state ID training center.)

Health And Human Resources

Department Of Behavioral Health
And Developmental Services

Language

Language:

Page 285, after line 18, insert:

"M. 1. No later than 90 days after enactment of this Act, the Commissioner of the Department of Behavioral Health and Developmental Services (DBHDS) shall engage an independent professional survey organization to conduct a survey of the authorized representatives of the Commonwealth's Training Center residents to determine if they would prefer for the resident they represent to stay in their existing training center or move into a community placement.

2. If 50 or more of the authorized representatives of any training center elect for their residents to remain in the training center, then the DBHDS (a) may not close the center but (b) must keep the center open and come up with a plan to lower the costs of the center. Such plan may include, but is not limited to, joint uses of the facilities or land and selling or leasing unused portions to benefit people with intellectual disabilities.

3. If fewer than 50 authorized representatives at a training center elect for the residents they represent to remain at the training center, the DBHDS shall engage an independent professional survey organization to conduct a second survey to determine whether the authorized representatives prefer a local community placement or a placement in another Training Center that will remain open. The DBHDS shall transition those who wish to move into the community into a local placement. For those who wish to move to another training center, the DBHDS shall, to the extent feasible, provide a placement at the training center the authorized representative selects.

4. Where fewer than 50 authorized representatives chose to remain in the training center, the center shall not be closed until such time as the Commonwealth has met all the conditions in sections 5 and 6.

5. On a regional basis, the community services boards serving the residents who wish to move into the community shall certify that:

i. There is sufficient private vendor capacity in the region to provide the intensive

services needed to serve those residents;

ii. There is in place adequate Medicaid reimbursement for day support, residential services, and other individually required services to cover the cost of services so as to assure adequate provider long-term economic viability; and

iii. Vendor staff have sufficient specializations, training, skill, and on-site presence to provide appropriate medical, behavioral, and therapeutic care for the residents leaving the Training Centers.

6. On an individual basis, the community services boards serving the residents shall certify that all residents have successfully transitioned to the community. For purposes of this section, a successful transition means:

i. All supports called for in the transition plan, including those required by training center health professionals, are in place, and the community residence is staffed with fully trained and licensed personnel;

ii. The placement provides services and treatment equal to or better than those the resident was receiving in the training center, consistent with that person's needs, as determined by the person's health professionals in consultation with the person's authorized representative;

iii. Sufficient funding is available to sustain those supports for the foreseeable future, including both transitional funding and long-term supports; and

iv. These supports are provided within the region of family and friends, if the resident has local contacts to sustain."

Explanation:

(This language amendment requires the Commissioner of the Department of Behavioral Health and Developmental Services to conduct surveys at the Commonwealth's five training centers to determine how many people wish to remain where they are. If at least 50 wish to remain, the Center would not be closed and the Department must develop a plan to lower the costs of the center. If fewer than 50 elect to remain, a follow-up survey must be conducted to determine whether the authorized representatives prefer a local community placement or a placement in another training center. The Department shall transition those who wish to move into the community into a local placement and those who wish to move to another training

center provide a placement at the training center to the extent feasible. Where fewer than 50 authorized representatives choose to remain in the training center, the center shall not be closed until the community services boards determine that a) there is sufficient private vendor capacity in each region to provide the intensive services needed to serve those residents, b) there are adequate, long-term Medicaid reimbursements for day support, residential services, and other individually-required services, and c) providers have sufficient capacity to provide timely and appropriate medical, behavioral, and therapeutic care. Further, budget language requires that community services boards certify that all residents have successfully transitioned to the community meaning that a) all supports in the transition plan are in place and the community residence is staffed with fully trained and licensed personnel, b) the placement provides services and treatment equal to or better than those the resident was receiving in the training center, consistent with that person's needs, as determined by the person's health professionals in consultation with the person's authorized representative, c) sufficient funding is available to sustain those supports for the foreseeable future, including both transitional funding and long-term supports, and d) these supports are provided within the region of family and friends, if the resident has local contacts to sustain.)

Chief Patron: Black

Item 314 #3s

Co-Patron(s): Howell, Newman, Stuart

Health And Human Resources

Department Of Behavioral Health
And Developmental Services

Language

Language:

Page 285, after line 18, insert:

"M. 1. No later than 90 days after enactment of this Act, the Commissioner of the Department of Behavioral Health and Developmental Services (DBHDS) shall engage an independent professional survey organization to conduct a survey of the authorized representatives of the Commonwealth's Training Center residents to determine if they would prefer for the resident they represent to stay in their existing training center or move into a community placement.

2. If 50 or more of the authorized representatives of any training center elect for their residents to remain in the training center, then the DBHDS (a) may not close the center but (b) must keep the center open and come up with a plan to lower the costs of the center. Such plan may include, but is not limited to, joint uses of the facilities or land and selling or leasing unused portions to benefit people with intellectual disabilities.

3. If fewer than 50 authorized representatives at a training center elect for the residents they represent to remain at the training center, the DBHDS shall engage an independent professional survey organization to conduct a second survey to determine whether the authorized representatives prefer a local community placement or a placement in another Training Center that will remain open. The DBHDS shall transition those who wish to move into the community into a local placement. For those who wish to move to another training center, the DBHDS shall, to the extent feasible, provide a placement at the training center the authorized representative selects.

4. Where fewer than 50 authorized representatives chose to remain in the training center, the center shall not be closed until such time as the Commonwealth has met all the conditions in sections 5 and 6.

5. On a regional basis, the community services boards serving the residents who wish to move into the community shall certify that:

i. There is sufficient private vendor capacity in the region to provide the intensive services needed to serve those residents;

i. There is in place adequate Medicaid reimbursement for day support, residential services, and other individually required services to cover the cost of services so as to assure adequate provider long-term economic viability; and

i. Vendor staff have sufficient specializations, training, skill, and on-site presence to provide appropriate medical, behavioral, and therapeutic care for the residents leaving the Training Centers.

6. On an individual basis, the community services boards serving the residents shall certify that all residents have successfully transitioned to the community. For purposes of this section, a successful transition means:

i. All supports called for in the transition plan, including those required by training center health professionals, are in place, and the community residence is staffed with fully trained and licensed personnel;

ii. The placement provides services and treatment equal to or better than those the resident was receiving in the training center, consistent with that person's needs, as determined by the person's health professionals in consultation with the person's authorized representative;

iii. Sufficient funding is available to sustain those supports for the foreseeable future, including both transitional funding and long-term supports; and

iv. These supports are provided within the region of family and friends, if the resident has local contacts to sustain."

Explanation:

(This language amendment requires the Commissioner of the the Department of Behavioral Health and Developmental Services to conduct surveys at the Commonwealth's five training centers to determine how many people wish to remain where they are. If at least 50 wish to remain, the Center would not be closed and the Department must develop a plan to lower the costs of the center. If fewer than 50 elect to remain, a follow-up survey must be conducted to determine whether the authorized representatives prefer a local community placement or a placement in another training center. The Department shall transition those who wish to move into

the community into a local placement and those who wish to move to another training center provide a placement at the training center to the extent feasible. Where fewer than 50 authorized representatives choose to remain in the training center, the center shall not be closed until the community services boards determine that a) there is sufficient private vendor capacity in each region to provide the intensive services needed to serve those residents, b) there are adequate, long-term Medicaid reimbursements for day support, residential services, and other individually-required services, and c) providers have sufficient capacity to provide timely and appropriate medical, behavioral, and therapeutic care. Further, budget language requires that community services boards certify that all residents have successfully transitioned to the community meaning that a) all supports in the transition plan are in place and the community residence is staffed with fully trained and licensed personnel, b) the placement provides services and treatment equal to or better than those the resident was receiving in the training center, consistent with that person's needs, as determined by the person's health professionals in consultation with the person's authorized representative, c) sufficient funding is available to sustain those supports for the foreseeable future, including both transitional funding and long-term supports, and d) these supports are provided within the region of family and friends, if the resident has local contacts to sustain.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Behavioral Health And Developmental Services	\$0	\$700,000	GF

Language:

Page 283, line 39, strike "\$60,026,435" and insert "\$60,726,435".

Page 285, after line 18, insert:

"M. Out of this appropriation, \$700,000 the second year from the general fund shall be used to develop Diversion Alternatives to Inpatient Treatment, Discharge and Community Support Alternatives to Inpatient Treatment, or Alternatives for Persons Who Are Not Guilty By Reason of Insanity in Northern Virginia."

Explanation:

(This amendment adds \$700,000 GF the second year to develop alternatives to inpatient mental health treatment at state mental health facilities consistent with findings from the Bed Capacity Study of Northern Virginia Mental Health Institute published on November 20, 2012. Funding will be used to begin the process of reducing the number of beds needed at Northern Virginia Mental Health Institute in future years.)

Chief Patron: Hanger

Item 315 #1s

Health And Human Resources

FY 12-13

FY 13-14

Grants To Localities

\$0

\$2,250,000 GF

Language:

Page 285, line 35, strike "\$325,471,560" and insert "\$327,721,560".

Page 289, line 21, strike "750,000" and insert "3,000,000".

Explanation:

(This amendment provides \$2.3 million GF the second year for discharge assistance planning (DAP) funding in addition to the \$750,000 GF the second year included in the introduced budget. This amendment would increase funding for DAP by \$3.0 million GF. Additional funding is requested to address a waiting list of individuals who are residing in state mental health facilities and awaiting discharge into the community.)

Health And Human Resources	FY 12-13	FY 13-14	
Grants To Localities	\$0	\$100,000	GF

Language:

Page 285, line 35, strike "\$325,471,560" and insert "\$325,571,560".

Page 286, line 47, after "J." insert "1."

Page 286, after line 53, insert:

"2. Out of this appropriation, \$100,000 the second year from the general fund shall be used for the specialized geriatric mental health services programs located in Health Planning Region II (Regional Older Adult Facilities Mental Health Support Team) to serve additional elderly individuals with mental illness who are transitioning from state mental health geriatric units to the community or who are at risk of admission to state mental health geriatric units."

Explanation:

(This amendment provides \$100,000 GF the second year to expand services to elderly individuals with severe mental illness who require assisted living services to discharge or divert individuals from placement in state psychiatric hospitals.)

Health And Human Resources	FY 12-13	FY 13-14	
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 GF the second year for psychiatry and crisis response services for children requiring mental health services. The introduced budget added \$1.0 million GF the second year for children's mental health crisis services. Last session, \$1.5 million GF the first year and \$1.8 million GF the second year was provided for child psychiatry and children's crisis response services.)

Chief Patron: Howell

Item 315 #4s

Health And Human Resources	FY 12-13	FY 13-14	
Grants To Localities	\$0	\$600,000	GF

Language:

Page 285, line 35, strike "\$325,471,560" and insert "\$326,071,560".

Page 289, line 12, strike the second "600,000" and insert "1,200,000".

Explanation:

(This amendment provides \$600,000 GF the second year to expand capacity for therapeutic assessment drop-off centers to provide an alternative to incarceration for people with serious mental illness. Priority for new funding shall be given to programs that have implemented Crisis Intervention Teams pursuant to § 9.1-102 and § 9.1-187 et seq. of the *Code of Virginia* and have undergone planning to implement drop-off centers. Last session, \$600,000 GF each year was provided for drop-off centers.)

Health And Human Resources	FY 12-13	FY 13-14	
Grants To Localities	\$0	\$7,000,000	GF

Language:

Page 285, line 35, strike "\$325,471,560" and insert "\$332,471,560".

Page 289, line 21, strike "750,000" and insert "7,750,000".

Explanation:

(This amendment provides \$7.0 million GF the second year for discharge assistance planning (DAP) funding in addition to the \$750,000 GF the second year included in the introduced budget. Additional funding is requested to address a waiting list of 136 individuals who are residing in state mental health facilities and awaiting discharge into the community. Funds will be used to support community-based housing and recovery-oriented mental health and support services to facilitate a successful transition into the community.)

Chief Patron: Howell

Item 315 #6s

Co-Patron(s): Colgan, Deeds, Edwards, Favola,
Northam, Vogel, Watkins, Miller

Health And Human Resources	FY 12-13	FY 13-14	
Grants To Localities	\$0	\$5,500,000	GF

Language:

Page 285, line 35, strike "\$325,471,560" and insert "\$330,971,560".

Page 286, line 16, strike "10,203,366" and insert "15,703,366".

Explanation:

(This amendment provides \$5.5 million GF the second year for Part C Early Intervention services for infants and toddlers with disabilities. The introduced budget added \$2.3 million GF the first year and \$3.0 million GF the second year to address a waiting list for Part C services. Additional funding will eliminate the waiting list for assessments and services as well as to resolve service-level restrictions that were implemented to manage the lack of funding. Early intervention services lead to early rapid brain development and assist families in coping skills and providing the best home environment for their child/children and support transition into the school system. Last year, 15,676 infants were served at an average cost of \$3,936 per child.)

Chief Patron: Howell

Item 315 #7s

Health And Human Resources

FY 12-13

FY 13-14

Grants To Localities

\$0

\$1,350,000 GF

Language:

Page 285, line 35, strike "\$325,471,560" and insert "\$326,821,560".

Explanation:

(This amendment adds \$1.4 million GF the second year to address a projected shortfall of funding for Inpatient Purchase of Services (LIPOS) in each of the seven mental health partnership regions. Funding will enable individuals with acute mental illness to be diverted from placement in state hospitals and instead be treated in acute private hospitals closer to their homes.)

Health And Human Resources	FY 12-13	FY 13-14	
Grants To Localities	\$0	\$2,500,000	GF

Language:

Page 285, line 35, strike "\$325,471,560" and insert "\$327,971,560".

Explanation:

(This amendment provides \$2.5 million GF the second year to the community services boards (CSBs) to dedicate up to four staff in each of the five Health Planning Regions to be trainers in Mental Health First Aid for the community including school employees. Funding will be used to cover the cost of the staff person 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.)

Chief Patron: Hanger

Item 315 #9s

Co-Patron(s): Ebbin, Favola, Herring, Howell, Norment,
Saslaw, Vogel, Watkins

Health And Human Resources	FY 12-13	FY 13-14	
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 GF the second year for psychiatry and crisis response services for children requiring mental health services. The introduced budget added \$1.0 million GF the second year for children's mental health crisis services. Last session, \$1.5 million GF the first year and \$1.8 million GF the second year was provided for child psychiatry and children's crisis response services.)

Chief Patron: Hanger

Item 315 #10s

Health And Human Resources

FY 12-13

FY 13-14

Grants To Localities

\$0

\$1,500,000 GF

Language:

Page 285, line 35, strike "\$325,471,560" and insert "\$326,971,560".

Explanation:

(This amendment provides \$1.5 million GF the second year for 10 youth violence prevention projects to be provided by five community services board Health Planning Regions using the existing regional management structures. Additional funding is designed to ensure that every jurisdiction in the Commonwealth is able to develop and sustain effective prevention initiatives that focus on mental health promotion and violence prevention through the work of local CSBs and regions, who will insure the implementation of evidence-based prevention programs and services using effective strategies.)

Chief Patron: Hanger

Item 315 #11s

Health And Human Resources

FY 12-13

FY 13-14

Grants To Localities

\$0

\$3,072,645 GF

Language:

Page 285, line 35, strike "\$325,471,560" and insert "\$328,544,205".

Explanation:

(This amendment provides \$3.1 million GF the second year to provide funding for medical detox beds for at least 2,048 individuals. Funding will replace the loss of medical detox beds in the Commonwealth and reduce a) the demand for off-hour uncompensated emergency room care, b) the number of substance-exposed newborns, and c) the number of individuals with substance use disorders who are homeless due to their addiction problems. The loss of medical detox beds has left localities with limited or no access for individuals who are in need of this service, which assures medically-supervised withdrawal.)

Health And Human Resources

Grants To Localities

Language

Language:

Page 289, after line 23, insert:

"AA. The Commissioner of the Department of Behavioral Health and Developmental Services shall ensure access to the Individual and Family Support program for any individual with an intellectual or developmental disability without regard to whether the individual is on a waiting list for community-based ID or DD waiver services."

Explanation:

(This amendment requires access to the Individual and Family Support program regardless of whether an individual with an intellectual or developmental disability is on a waiting list for ID or DD waiver services. Current regulation only provides access to the program if you are on a waiting list for the ID or DD waiver. This amendment will provide access to 935 individuals who need community-based services.)

Chief Patron: Howell

Item 319 #1s

Health And Human Resources	FY 12-13	FY 13-14	
Mental Health Treatment Centers	\$0	\$700,000	GF

Language:

Page 290, line 5, strike "\$189,062,510" and insert "\$189,762,510".

Page 290, line 15, strike "700,000" and insert "1,400,000".

Page 290, line 19, strike "13" and insert "19".

Explanation:

(This amendment adds \$700,000 GF the second year to increase funding for inpatient bed capacity at Northern Virginia Mental Health Institute from 13 to 19 beds. Funding for inpatient bed capacity at NVMHI was reduced through budget reductions in 2010.)

Chief Patron: Colgan

Item 319 #2s

Health And Human Resources	FY 12-13	FY 13-14	
Mental Health Treatment Centers	\$0	\$1,800,000	GF

Language:

Page 290, line 5, strike "\$189,062,510" and insert "\$190,862,510".

Page 290, line 15, strike "700,000" and insert "2,500,000".

Page 290, line 19, strike "13" and insert "19".

Explanation:

(This amendment adds \$1.8 million GF the second year to increase funding for inpatient bed capacity at Northern Virginia Mental Health Institute from 13 to 19 beds. Funding for inpatient bed capacity at NVMHI was reduced through budget reductions in 2010.)

Chief Patron: Howell

Item 330 #1s

Health And Human Resources

FY 12-13

FY 13-14

Department For Aging And
Rehabilitative Services

\$150,000

\$150,000 GF

Language:

Page 294, line 48, strike "\$97,492,683" and insert "\$97,642,683".

Page 294, line 48, strike "\$97,493,111" and insert "\$97,643,111".

Explanation:

(This amendment adds \$150,000 GF each year for the National Rehabilitation and Rediscovery Foundation to fund basic services needed for individuals (i.e., civilians and veterans) with traumatic brain injuries and other neurological disabilities to live independently and remain in the community without risk of institutionalization. Services include life skills training, financial organizational skills training, and other vital independent training services. Services will be provided to over 150 individuals annually.)

Chief Patron: Hanger

Item 330 #2s

Health And Human Resources

FY 12-13

FY 13-14

Department For Aging And
Rehabilitative Services

\$0

\$2,000,000 GF

Language:

Page 294, line 48, strike "\$97,493,111" and insert "\$99,493,111".

Explanation:

(This amendment provides \$2.0 million GF the second year to restore a minimum of one category of employment services for Virginians with disabilities currently in order of selection. Under order of selection, individuals are served based on the severity of their disability and are put on waiting lists if funding is insufficient to serve all individuals. There are currently 2,000 individuals with disabilities on waiting lists for employment services.)

Chief Patron: Colgan

Item 330 #3s

Health And Human Resources

FY 12-13

FY 13-14

Department For Aging And
Rehabilitative Services

\$0

\$862,463 GF

Language:

Page 294, line 48, strike "\$97,493,111" and insert "\$98,355,574".

Page 295, line 23, strike "4,387,672" and insert "5,250,135".

Explanation:

(This amendment provides \$862,463 GF the second year for centers for independent living (CIL). Funding will be used to establish two new centers for independent living, create four new satellite programs, expand two existing satellite programs and establish funding at the minimum level recommended for three CILs. CILs provide peer monitoring, independent living skills training, information and referral services, and advocacy.)

Chief Patron: Hanger

Item 330 #4s

Health And Human Resources

FY 12-13

FY 13-14

Department For Aging And
Rehabilitative Services

\$721,264

\$1,271,759 GF

Language:

Page 294, line 48, strike "\$97,492,683" and insert "\$98,213,947".

Page 294, line 48, strike "\$97,493,111" and insert "\$98,764,870".

Explanation:

(This amendment adds \$721,264 the first year and \$1.3 million the second year from the general fund for employment supports and job maintenance program. Long-term employment support services and extended employment services known as LTESS and EES, respectively, provide access to employment and supports for individuals with disabilities through partnerships with employment service organizations. Funding for these employment support services has been reduced by 26.9 percent since 2008.)

Chief Patron: Puller

Item 330 #5s

Health And Human Resources

FY 12-13

FY 13-14

Department For Aging And
Rehabilitative Services

\$0

\$750,000 GF

Language:

Page 294, line 48, strike "\$97,493,111" and insert "\$98,243,111".

Page 296, after line 30, insert:

"K. Out of this appropriation, \$750,000 the second year from the general fund shall be used to eliminate waiting lists for personal assistance services to individuals with disabilities."

Explanation:

(This amendment provides \$750,000 GF the second year to expand personal assistance services provided to 42 individuals who are on waiting lists for services. This proposal is a recommendation from the Disability Commission.)

Chief Patron: Hanger

Item 330 #6s

Health And Human Resources

FY 12-13

FY 13-14

Department For Aging And
Rehabilitative Services

\$0

\$306,866 GF

Language:

Page 294, line 48, strike "\$97,493,111" and insert "\$97,799,977".

Page 295, line 23, strike "4,387,672" and insert "4,694,538".

Explanation:

(This amendment restores \$306,866 GF the second year for centers for independent living (CIL). Funding for CILs was reduced by 7.5 percent in FY 2009. CILs provide peer monitoring, independent living skills training, information and referral services, and advocacy.)

Chief Patron: Favola

Item 330 #7s

Health And Human Resources

FY 12-13

FY 13-14

Department For Aging And

\$0

\$75,000 GF

Rehabilitative Services

Language:

Page 294, line 48, strike "\$97,493,111" and insert "\$97,568,111".

Explanation:

(This amendment provides \$75,000 GF the second year to restore funding for the Consumer Service Grant Program. Funding was eliminated in 2007. This "last resort" fund is used to meet the needs of individuals with disabilities seeking assistance for assistive technologies such as hearing aids, home modifications, mobility and communications devices and vehicle modifications.)

Health And Human Resources	FY 12-13	FY 13-14	
Department For Aging And Rehabilitative Services	\$2,500,000	\$2,500,000	GF

Language:

Page 294, line 48, strike "\$97,492,683" and insert "\$99,992,683".

Page 294, line 48, strike "\$97,493,111" and insert "\$99,993,111".

Page 296, after line 30, insert:

"K. Out of this appropriation, \$2,500,000 GF each year shall be used for brain injury services."

Explanation:

(This amendment adds \$2.5 million GF each year for brain injury services. Funding will be used to address waiting lists for services, secure infrastructure and workforce, and modernize outcomes management systems for existing core safety net services. Funding will also provide brain injury outreach and options counseling, personal assistance services, expansion of the Brain Injury Discretionary Services fund, and core services to unserved and underserved areas of the Commonwealth.)

Chief Patron: Favola

Item 330 #9s

Health And Human Resources

FY 12-13

FY 13-14

Department For Aging And
Rehabilitative Services

\$0

\$325,000 GF

Language:

Page 294, line 48, strike "\$97,493,111" and insert "\$97,818,111".

Explanation:

(This amendment provides \$325,000 GF the second year to provide assistance to individuals with disabilities seeking assistance in accessing assistive technology.)

Chief Patron: Hanger

Item 330.05 #1s

Health And Human Resources	FY 12-13	FY 13-14	
Department For Aging And Rehabilitative Services	\$126,200	\$50,469	GF

Language:

Page 296, line 31, strike "\$0" and insert "\$126,200".

Page 296, line 31, strike "\$31,898,716" and insert "\$31,949,185".

Page 297, line 19, after "appropriation," insert \$126,200 the first year and".

Page 297, line 19, strike "201,875" and insert "252,344".

Explanation:

(This amendment provides \$126,200 the first year and \$50,469 the second year from the general fund for SeniorNavigator, a public-private partnership that provides a comprehensive health and aging information system for Virginia's senior population, their families and caregivers. First year funding will help cover the cost of technology upgrades needed to continue serving consumers and service providers. The second year amount will assist with increased operational costs related with increase workload from serving multiple populations and service providers. SeniorNavigator has experienced a 25 percent increase in listings in their database since 2008 and a 20 percent annual increase in website visits linking older Virginians with caregivers and services.)

Chief Patron: Hanger

Item 330.05 #2s

Health And Human Resources

FY 12-13

FY 13-14

Department For Aging And
Rehabilitative Services

\$425,000

\$400,000 GF

Language:

Page 296, line 31, strike "\$0" and insert "\$425,000".

Page 296, line 31, strike "\$31,898,716" and insert "\$32,298,716".

Explanation:

(This amendment provides \$425,000 GF the first year and \$400,000 GF the second year to increase funding provided to area agencies on aging. Additional funding will be used for community-based services for the elderly including guardianship, family caregiver and support, and elder abuse/exploitation awareness training.)

Chief Patron: Favola

Item 330.05 #3s

Health And Human Resources

FY 12-13

FY 13-14

Department For Aging And
Rehabilitative Services

\$425,000

\$400,000 GF

Language:

Page 296, line 31, strike "\$0" and insert "\$425,000".

Page 296, line 31, strike "\$31,898,716" and insert "\$32,298,716".

Explanation:

(This amendment provides \$425,000 GF the first year and \$400,000 GF the second year to increase funding provided to area agencies on aging. Additional funding will be used for community-based services for the elderly including guardianship, family caregiver and support, and elder abuse/exploitation awareness training.)

Chief Patron: Ruff

Item 330.05 #4s

Health And Human Resources	FY 12-13	FY 13-14	
Department For Aging And	\$0	\$100,000	GF
Rehabilitative Services	0.00	1.00	FTE

Language:

Page 296, line 31, strike "\$31,898,716" and insert "\$31,998,716".

Page 297, after line 39, insert:

"K. Out of this appropriation, \$100,000 the second year from the general fund shall be used for a Dementia Services Coordinator (DSC)."

Explanation:

(This amendment adds \$100,000 GF the second year to establish funding for a Dementia Services Coordinator. The Coordinator will review the existing program and work with agencies to create a dementia-capable service delivery system. The DSC will identify gaps as well as duplication of services. The Coordinator will disseminate information on services and activities related to dementia to families, health care professionals, educators, caregivers, advocacy organizations and the public. The DSC shall establish liaisons with state agencies. This amendment is in support of SB 953 (Ruff).)

Chief Patron: Favola

Item 337 #1s

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$0	\$138,930	NGF

Language:

Page 301, line 50, strike "\$268,063,141" and insert "\$268,202,071".

Explanation:

(This amendment provides \$138,930 NGF the second year from the federal TANF block grant to provide cash assistance to an individual who was denied eligibility because of a felony offense for possession of a controlled substance. In order to be eligible for assistance the individual must comply with all obligations imposed by the court and the Department of Social Services and he or she must be actively engaged in or has completed substance abuse treatment and participating in drug screenings. Funding is contingent upon passage of Senate Bill 835 (Favola).)

Chief Patron: Norment

Item 338 #1s

Co-Patron(s): Deeds

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$0	\$2,174,763	GF
	\$0	\$3,106,804	NGF

Language:

Page 304, line 6, strike "\$377,659,072" and insert "\$382,940,639".

Explanation:

(This amendment provides \$2.2 million GF and \$3.1 million from nongeneral funds the second year to restore funding for operations at local Departments of Social Services that was reduced during the recession. Local DSS offices have handled significant increases in demand for food stamps, health care and social services since 2008.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$0	\$1,984,752	GF

Language:

Page 305, line 33, strike "\$37,976,417" and insert "\$39,961,169".

Page 305, line 46, strike "July 1, 2012" and insert "January 1, 2013".

Page 306, after line 10, insert:

"4. Effective July 1, 2013, the Department of Social Services is authorized to base approved licensed assisted living facility rates for individual facilities on an occupancy rate of 85 percent of licensed capacity, not to exceed a maximum rate of \$1,196 per month, which rate is also applied to approved adult foster care homes, unless modified as indicated below. The department may add a 15 percent differential to the maximum amount for licensed assisted living facilities and adult foster care homes in Planning District Eight."

Explanation:

(This amendment provides \$2.0 million GF the second year to increase by three percent the maximum rate allowed for assisted living facilities that accept auxiliary grant recipients. The introduced budget proposed an increase of 1.0 percent but inadvertently made the increase retroactive to July 1, 2012; this amendment corrects the date of the proposed increase of 1.0 percent to January 1, 2013. Similarly, a proposed \$1.00 increase in the personal care allowance is corrected to be effective on January 1, 2013.)

Chief Patron: Favola

Item 341 #1s

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$0	\$85,507	GF

Language:

Page 306, line 31, strike "\$175,237,067" and insert "\$175,322,574".

Explanation:

(This amendment adds \$85,507 GF the second year to provide independent living services to individuals between the age of 18 and 21 who were in the custody of the Department of Social Services prior to a commitment to the Department of Juvenile Justice, who are in the process of transitioning from a commitment, and who has requested independent living services. Funding is contingent upon final passage of SB 863 (Favola).)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$0	\$249,398	GF

Language:

Page 306, line 31, strike "\$175,237,067" and insert "\$175,486,465".

Explanation:

(This amendment adds \$249,398 GF the second year to restore independent living services for individuals who previously indicated they wanted to terminate services if the individual submits the request within 180 days of the decision to terminate services. Independent living services may be provided by local departments of social services and child placing agencies to any person between the age of 18 and 21 who is in the process of transition from foster care to self-sufficiency. Under current law, such individuals may choose to discontinue receiving independent living services any time before their 21st birthday. Funding is contingent upon final passage of SB 862 (Favola).)

Chief Patron: Colgan

Item 343 #1s

Health And Human Resources

Department Of Social Services

Language

Language:

Page 309, line 28, strike "County of Prince William" and insert "Youth for Tomorrow".

Explanation:

(This amendment modifies budget language that currently directs \$100,000 GF each year to Prince William County for distribution to establish a pilot program that improves services and performance at facilities located within the county that are licensed residential treatment centers for children eligible for pool funding under the Comprehensive Services Act. This language amendment removes the reference to Prince William County and directs the funding to Youth for Tomorrow.)

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.)

Chief Patron: Colgan

Item 343 #2s

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$0	\$100,000	GF

Language:

Page 307, line 42, strike "\$24,150,789" and insert "\$24,250,789".

Page 309, after line 36, insert:

"K. Out of this appropriation, \$100,000 the second year from the general fund shall be provided to Hearth and Home Adult Day Healthcare Services in Prince William County."

Explanation:

(This amendment provides \$100,000 GF the second year to Hearth and Home Adult Day Healthcare Services to increase services for frail elderly citizens residing in the Manassas area.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$0	\$1,000,000	GF

Language:

Page 307, line 42, strike "\$24,150,789" and insert "\$25,150,789".

Page 308, line 21, after "year" insert "and "\$1,000,000 the second year"

Explanation:

(This amendment provides \$1,000,000 GF the second year for services provided through community action agencies. Thirty-one community action agencies provide services to 226,000 low-income individuals in families and communities across the Commonwealth.)

Chief Patron: Lucas

Item 343 #4s

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$0	\$1,500,000	GF

Language:

Page 307, line 42, strike "\$24,150,789" and insert "\$25,650,789".

Page 308, line 21, after "year" insert "and "\$1,500,000 the second year"

Explanation:

(This amendment provides \$1,500,000 GF the second year for services provided through community action agencies. Thirty-one community action agencies provide services to 226,000 low-income individuals in families and communities across the Commonwealth.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$0	\$1,500,000	GF

Language:

Page 307, line 42, strike "\$24,150,789" and insert "\$25,650,789".

Page 308, line 21, after "year" insert "and "\$1,500,000 the second year"

Explanation:

(This amendment provides \$1,500,000 GF the second year for services provided through community action agencies. Thirty-one community action agencies provide services to 226,000 low-income individuals in families and communities across the Commonwealth.)

Chief Patron: Norment

Item 343 #6s

Co-Patron(s): Deeds, Hanger, Locke, Northam, Ruff

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$1,000,000	\$1,000,000	NGF

Language:

Page 307, line 41, strike "\$24,150,789" and insert "\$25,150,789".

Page 307, line 42, strike "\$24,150,789" and insert "\$25,150,789".

Page 309, after line 36, insert:

"K. Out of this appropriation, \$1,000,000 the first year and \$1,000,000 the second year from the Temporary Assistance to Needy Families (TANF) block grant shall be provided to the Virginia Alliance of Boys and Girls Clubs to expand community-based prevention and mentoring programs to alleviate conditions that lead to juvenile crime, school failure, truancy and drop outs, and measurable improvement in academic achievement of at risk children who are eligible for TANF."

Explanation:

(This amendment provides \$1,000,000 each year from the Temporary Assistance to Needy Families (TANF) block grant to Boys and Girls Clubs to expand community-based prevention and mentoring programs. This funding will create access to services for at least 1,500 children in more than 50 communities throughout the Commonwealth, including public housing, in schools and on military bases. These services are consistent with findings from the Commission on Youth and the Virginia State Crime Commission related to findings on truancy, delinquency and community-based programs.)

Chief Patron: Colgan

Item 343 #7s

Health And Human Resources
Department Of Social Services

FY 12-13
\$0

FY 13-14
\$4,000,000 NGF

Language:

Page 307, line 42, strike "\$24,150,789" and insert "\$28,150,789".

Explanation:

(This amendment provides \$4,000,000 NGF the second year from the federal TANF block grant for a grant of \$100 on behalf of each child in a TANF-eligible family attending school from kindergarten through 12th grade. Funding will allow children living in poverty to acquire school supplies and clothing at the start of each school year.)

Chief Patron: Howell

Item 343 #8s

Co-Patron(s): Barker, Colgan, Deeds, Ebbin, Favola,
Hanger, Herring, Locke, Marsden, Marsh, McEachin,
Miller, Northam, Petersen, Puller, Ruff, Saslaw, Vogel,
Wagner, Watkins, Norment

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$0	\$190,000	GF

Language:

Page 307, line 42, strike "\$24,150,789" and insert "\$24,340,789".

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

Explanation:

(This amendment adds \$190,000 GF the second year to restore partial 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 deliver preventive services for at-risk families from before birth to age five.)

Health And Human Resources	FY 12-13	FY 13-14	
Department Of Social Services	\$0	\$637,500	NGF

Language:

Page 307, line 42, strike "\$24,150,789" and insert "\$24,788,289".

Page 309, after line 36, insert:

"K. Out of this appropriation, \$637,000 the second year from the Temporary Assistance to Needy Families (TANF) block grant shall be provided to the Centers for Employment and Training to support employment programs for economically disadvantaged persons and to promote self-sufficiency."

Explanation:

(This amendment provides \$637,500 in fiscal year 2014 from the Temporary Assistance to Needy Families (TANF) block grant to the Centers for Employment and Training (CET) to provide employment and training programs for economically disadvantaged persons. The CET programs serve low-income individuals with incomes up to 200 percent of the federal poverty level, including individuals who qualify for the TANF and Supplemental Nutrition Assistance Program (SNAP, formerly Food Stamp), dislocated workers, unemployed or underemployed individuals and individuals that do not have the skills to achieve self-sufficiency. Services include job readiness training, job skills training, Certified Nurse Assistant training, computer skills training, job development, and job placement. A companion amendment in item 215 provides an additional amount of \$150,000 the second year from the federal Workforce Investment Act funds to provide employment and training services for those individuals who are not eligible or at-risk of being eligible for the TANF program or the Virginia Initiative for Employment not Welfare. TANF Funding for CET was eliminated during the recession when TANF caseloads increased dramatically.)

Chief Patron: Watkins

Item 360 #1s

Natural Resources

FY 12-13

FY 13-14

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 is a technical amendment to provide the second year appropriation for funds received from the sale of "Friends of the Chesapeake" license plates, which are to be used pursuant to the recommendations of the Chesapeake Bay Restoration Fund Advisory Committee.)

Chief Patron: Hanger

Item 360 #2s

Natural Resources

Department Of Conservation And
Recreation

Language

Language:

Page 320, line 7, after "repair.", insert:

"Out of these amounts, funding for Todd Lake Dam renovation and repair shall be allocated."

Explanation:

(This amendment provides that funds from the existing dam safety appropriation shall be provided for the Todd Lake Dam project.)

Chief Patron: Hanger

Item 360 #3s

Natural Resources

FY 12-13

FY 13-14

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, line 2, strike the second "\$600,000" and insert "\$854,000".

Explanation:

(This amendment provides additional funding for 104 small watershed dams owned and operated by 12 Soil and Water Conservation Districts. Included in this amount is \$104,000 for annual maintenance and \$150,00 for small dam repairs to meet continuing needs.)

Chief Patron: Colgan

Item 360 #4s

Natural Resources

FY 12-13

FY 13-14

Department Of Conservation And
Recreation

\$0

\$1,000,000 GF

Language:

Page 318, line 16, strike "\$56,405,430" and insert "\$57,405,430".

Page 320, line 2, strike the second "\$600,000" and insert "\$1,600,000".

Page 320, after line 20, insert:

"4. Included in these amounts is \$1,000,000 in the second year from the general fund to make repairs to the Lake Jackson Dam in Prince William County."

Explanation:

(This amendment provides funding to repair the Lake Jackson Dam in Prince William County.)

Natural Resources	FY 12-13	FY 13-14	
Department Of Conservation And Recreation	\$0	\$1,807,875	GF

Language:

Page 318, line 16, strike "\$56,405,430" and insert "\$58,213,305".

Page 318, line 37, strike "\$6,387,091" and insert "\$8,194,966".

Page 318, line 45, after "(TMDLs).", insert:

"No funds from these amounts shall be used by the Department for administrative or information technology expenditures. All such funds shall be provided to districts as approved by the Soil and Water Conservation Board."

Explanation:

(This amendment provides additional support for local soil and water conservation districts to meet the goal of providing the Board approved minimum operations support of \$124,500 for each district. The amendment further mandates that all funds in this appropriation shall be provided to the districts as approved by the Board.)

Chief Patron: Hanger

Item 360 #6s

Natural Resources

Department Of Conservation And
Recreation

FY 12-13
\$21,300,000

FY 13-14
\$0 GF

Language:

Page 318, line 16, strike "\$85,413,687" and insert "\$106,713,687".

Page 321, after line 20, insert:

"3. Also included in these amounts is an additional \$21,300,000 the first year from the general fund to be deposited into the Virginia Natural Resources Commitment Fund to be disbursed in accordance with § 10.1-2128.1, Code of Virginia."

Explanation:

(This amendment provides additional funding for agricultural best management practices to meet the level of funding as identified in the Department of Conservation and Recreation's needs assessment to meet the requirements of the Chesapeake Bay Watershed Implementation Plan as well as the Southern Rivers clean up goals.)

Natural Resources

Department Of Conservation And
Recreation

Language

Language:

Page 318, line 46, after "a" insert "continuing".

Page 319, line 2, strike "make" and insert "publish a report making".

Page 319, line 4, strike ", 2012" and insert "of each year".

Page 319, after line 19, insert:

"4. The Department shall provide a quarterly report to the Secretary of Natural Resources and the Chairmen of the House Appropriations and Senate Finance Committees of the amount of funds dispersed during the preceding quarter and the amount planned to be expended for the upcoming quarter to each soil and water conservation district for each of the following programs:

- a. Conservation Reserve Enhancement Program (CREP);
- b. Agricultural Best Management Practices for TMDL Expenditures;
- c. Agricultural Best Management Practices Cost Share Program; and
- d. Technical Assistance to districts."

Explanation:

(This amendment continues the stakeholder group established by the 2012 General Assembly to continue the evaluation of funding needs for soil and water conservation districts and implementation of agricultural best management practices and establishes the the requirement for a quarterly report of related expenditures.)

Chief Patron: Governor McDonnell

Item 360 #7g

Natural Resources

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.)

Natural Resources	FY 12-13	FY 13-14	
Department Of Conservation And Recreation	\$0	\$300,000	GF

Language:

Page 322, line 5, strike "\$56,338,180" and insert "\$56,638,180".

Page 323, after line 19, insert:

"G. Included in these amounts is \$300,000 the second year from the general fund for the Virginia Recreational Facilities Authority established pursuant to § 10.1-1601, Code of Virginia, to support the reopening of Virginia's Explore Park."

Explanation:

(This amendment provides funding to the VRFA to support the reopening of Explore Park. Included in this funding is \$100,000 for operations, \$150,000 for capital improvements and \$50,000 for economic development professional services.)

Chief Patron: Hanger

Item 361 #2s

Natural Resources

FY 12-13

FY 13-14

Department Of Conservation And
Recreation

\$0

\$500,000 GF

Language:

Page 322, line 5, strike "\$56,338,180" and insert "\$56,838,180".

Explanation:

(This amendment provides an additional \$500,000 GF the second year in an effort to continue to restore prior-years budget reductions for operation and maintenance of Virginia State Parks.)

Chief Patron: Carrico

Item 361 #3s

Natural Resources	FY 12-13	FY 13-14	
Department Of Conservation And Recreation	\$0 0.00	\$288,597 1.00	GF FTE

Language:

Page 322, line 5, strike "\$56,338,180" and insert "\$56,626,777".

Explanation:

(This amendment provides funding in the second year to include \$253,498 for annual operation, \$53,100 in one-time funding for a vehicle and equipment and one FTE position for State Parks to establish a ranger position in Duffield, Virginia to manage the Daniel Boone Wilderness Trail.)

Chief Patron: Puller

Item 364 #1s

Co-Patron(s): Ebbin, Hanger, Howell, Marsden,
McEachin, Petersen

Natural Resources	FY 12-13	FY 13-14	
Department Of Environmental Quality	\$0	\$100,000	GF

Language:

Page 324, line 13, strike "\$30,997,036" and insert "\$31,097,036".

Page 324, line 49, after "Basin.", insert:

"Included in these amounts is \$100,000 the second year from the general fund for dues to participate in the Commission."

Explanation:

(This amendment restores funding for dues for Virginia's participation in the Interstate Commission on the Potomac River Basin.)

Chief Patron: Howell

Item 364 #2s

Co-Patron(s): Barker, Ebbin, Favola, Herring, Marsden,
McEachin, Petersen, Puller, Saslaw

Natural Resources	FY 12-13	FY 13-14	
Department Of Environmental Quality	\$156,000	\$156,000	GF

Language:

Page 324, line 12, strike "\$31,201,648" and insert "\$31,357,648".

Page 324, line 13, strike "\$30,997,036" and insert "\$31,153,036".

Page 324, line 49, after "Basin.", insert:

"Included in these amounts is \$156,000 the first year and \$156,000 the second year from the general fund for dues to participate in the Commission."

Explanation:

(This amendment restores funding for dues for Virginia's participation in the Interstate Commission on the Potomac River Basin.)

Chief Patron: Watkins

Item 364 #3s

Natural Resources

FY 12-13

FY 13-14

Department Of Environmental
Quality

\$0

\$80,000 GF

Language:

Page 324, line 13, strike "\$30,997,036" and insert "\$31,077,036".

Page 324, line 46, after "year", insert "and \$80,000 the second year".

Explanation:

(This amendment restores the second year funding for the Chesapeake Bay Foundation to support Chesapeake Bay education field studies.)

Chief Patron: Watkins

Item 366 #1s

Co-Patron(s): Garrett, Newman

Natural Resources

Department Of Environmental
Quality

Language

Language:

Page 326, line 30, strike "\$165,000,000" and insert "\$184,000,000".

Page 326, line 44, strike "\$59,000,000" and insert "\$78,000,000".

Page 326, line 51, strike "\$19,000,000" and insert "\$28,000,000".

Page 326, line 52, strike "\$40,000,000" and insert "\$50,000,000".

Explanation:

(This amendment increases funding for the Combined Sewer Overflow Projects from \$59.0 million to \$78.0 million. Out of this amount, \$28.0 million is for the City of Lynchburg and \$50.0 million is for the City of Richmond, consistent with levels of funding approved by the Senate in 2012.)

Chief Patron: Watkins

Item 367 #1s

Natural Resources

Department Of Environmental
Quality

Language

Language:

Page 327, line 34, strike "It is".

Page 327, strike lines 35 and 35.

Explanation:

(This amendment strikes language requesting the 2013 General Assembly to consider eliminating the waste tire fee. The most recent report from the Department of Environmental Quality indicates that there is still a substantial need for funding to continue to address the problem of disposal of waste tires and the elimination of illegal waste tire dump sites.)

Chief Patron: Deeds

Item 368 #1s

Natural Resources	FY 12-13	FY 13-14	
Department Of Game And Inland Fisheries	48.00	48.00	FTE

Language:

Page 328, after line 10, insert:

"Out of these amounts, the Department of Game and Inland Fisheries shall provide \$25,000,000 from existing nongeneral fund appropriations for use by the agency's law enforcement division. The Department shall provide for 28 additional sworn Conservation Police Officers, for a total of 210, and 20 additional law enforcement support staff positions out of current appropriations."

Explanation:

(This amendment will enhance the agency's response to calls for service and public safety. The support staff positions are required to adequately staff the agency' law enforcement communications center.)

Chief Patron: Governor McDonnell

Item 370 #1g

Natural Resources

Department Of Game And Inland
Fisheries

FY 12-13

\$439,000

FY 13-14

\$1,704,158 GF

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.)

Chief Patron: Vogel

Item 372 #1s

Natural Resources

FY 12-13

FY 13-14

Department Of Historic Resources

\$0

\$10,560 GF

Language:

Page 329, line 9, strike "\$5,944,497" and insert "\$5,955,057".

Explanation:

(This amendment provides funding for the care and maintenance of 2112 Confederate graves located at Mount Hebron Cemetery, Stonewall Confederate Section. Companion legislation will clarify in the Code that these graves are located in the Mount Hebron Cemetery.)

Chief Patron: Miller, John

Item 372 #2s

Co-Patron(s): Norment

Natural Resources	FY 12-13	FY 13-14	
Department Of Historic Resources	\$0	\$100,000	GF

Language:

Page 329, line 9, strike "\$5,944,497" and insert "\$6,044,497".

Page 330, after line 32, insert:

"K. Included in these amounts is \$100,000 the second year from the general fund for the purpose of undertaking the stabilization and repair of the Historic Jamestowne's colonial church tower. The Department is authorized to make and enter into all contracts and agreements necessary to accomplish this undertaking."

Explanation:

(This amendment provides funding for the stabilization and repair of the Historic Jamestowne's colonial church tower. As the last standing remnant of Virginia's first capitol, this 17th century structure holds a unique place in Virginia's social and political history and that of the nation. The structure has deteriorated and these repairs are critical to preserving the integrity of the site.)

Natural Resources

Marine Resources Commission

Language

Language:

Page 331, after line 45, insert:

"H. Because (i) the Commonwealth has an indivisible and indirect ownership of property of the interstate fisheries commissions that are located in the Commonwealth and identified in paragraphs A and B of this item, (ii) the commissions have been established in accordance with federal law, and (iii) the commissions perform an essential government function of the Commonwealth, the property owned by these commissions in the Commonwealth shall not be subject to any local real or personal property taxes."

Explanation:

(This amendment exempts properties owned by the Atlantic States Marine Fisheries Commission and the Potomac River Fisheries Commission from local real and personal property taxes.)

Public Safety

Department Of Corrections

Language

Language:

Page 341, line 2, after "medical expenses." insert:

"The Departments of Corrections, Medical Assistance Services, and Social Services shall work with local and regional jails to establish procedures for enrolling eligible local and regional jail inmates in Medicaid, with coverage to start July 1, 2013, or as soon thereafter as permitted under state and federal law. A report on the coverage of eligible state- and local-responsible offenders in Medicaid shall be provided to the Governor and the Chairmen of the Senate Finance and House Appropriations Committees by June 30, 2013."

Explanation:

(This amendment directs the Departments of Corrections, Medical Assistance Services, and Social Services to establish procedures to enroll local and regional jail inmates in Medicaid.)

Public Safety	FY 12-13	FY 13-14	
Department Of Corrections	(\$376,470)	(\$10,224,674)	GF
	0.00	6.00	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.)

Public Safety	FY 12-13	FY 13-14	
Department Of Corrections	\$0	\$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.)

Chief Patron: Marsh

Item 389 #1s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$50,000 GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 1001, to require all sellers of firearms at firearms shows to secure a criminal history background check of all purchasers before sale of a firearm -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 1001 as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Chief Patron: Deeds

Item 389 #2s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$50,000 GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 1281, to require all sellers of firearms to secure a criminal history background check of all purchasers before sale of a firearm -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 1281 as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Chief Patron: McDougle

Item 389 #3s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$50,000 GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 1152, to expand the definition of sex offenses prohibiting proximity to children -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 1152 as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Chief Patron: McDougle

Item 389 #4s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$50,000 GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 1113, concerning the filing of fraudulent liens or encumbrances in public records -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 1113 as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Chief Patron: McDougle

Item 389 #5s

Public Safety	FY 12-13	FY 13-14	
Department Of Corrections	\$0	\$50,000	GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill XX, concerning the issuance of restrictive licenses after driving while intoxicated -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill XX as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Chief Patron: Howell

Item 389 #6s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$50,000 GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 1017, concerning the penalty for possession with intent to distribute tax-paid cigarettes by a person other than an authorized holder -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 1017 as introduced, pursuant to Section 30-19.1:4, Code of Virginia. This bill is a recommendation of the Virginia State Crime Commission.)

Chief Patron: Howell

Item 389 #7s

Public Safety	FY 12-13	FY 13-14	
Department Of Corrections	\$0	\$50,000	GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 1018, concerning the penalty for distribution or possession with intent to distribute counterfeit cigarettes -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 1018 as introduced, pursuant to Section 30-19.1:4, Code of Virginia. This bill is a recommendation of the Virginia State Crime Commission.)

Public Safety	FY 12-13	FY 13-14	
Department Of Corrections	\$0	\$50,000	GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 1020, concerning the penalty for possession with intent to distribute tax-paid contraband cigarettes as a qualifying offense under the Virginia Racketeer Influenced and Corrupt Organization (RICO) Act -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 1020 as introduced, pursuant to Section 30-19.1:4, Code of Virginia. This bill is a recommendation of the Virginia State Crime Commission.)

Chief Patron: Howell

Item 389 #9s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$50,000 GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 1019, concerning the penalty for selling, purchasing, transporting, receiving, or possession of unstamped cigarettes -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 1019 as introduced, pursuant to Section 30-19.1:4, Code of Virginia. This bill is a recommendation of the Virginia State Crime Commission.)

Chief Patron: Herring

Item 389 #10s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$50,000 GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill XX, concerning the penalty for stalking by electronic means -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill XX as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Chief Patron: Herring

Item 389 #11s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$50,000 GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 1258, concerning the penalty for abuse of elderly or incapacitated adults -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 1258 as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Chief Patron: Herring

Item 389 #12s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$50,000 GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 1083, concerning the regulation of synthetic cannabinoids and research chemicals -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 1083 as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Chief Patron: Edwards

Item 389 #13s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$50,000 GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 763, concerning the publication of unlawful video or still images on the internet -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 763 as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Chief Patron: Stuart

Item 389 #14s

Public Safety	FY 12-13	FY 13-14	
Department Of Corrections	\$0	\$26,523	GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,303,511".

Page 343, line 39, strike "1,924,661" and insert "1,951,184".

Page 344, after line 17, insert:

"11. Senate Bill 763, concerning hoax explosive materials -- \$26,523."

Explanation:

(This amendment provides \$25,523 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 763 as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Public Safety	FY 12-13	FY 13-14	
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 \$1,375,113 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of proposed 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. Section 30-19.1:4 of the Code of Virginia 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.)

Chief Patron: Stuart

Item 389 #15s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$743,967 GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$95,020,955".

Page 343, line 39, strike "1,924,661" and insert "2,668,628".

Page 344, after line 17, insert:

"11. Senate Bill 832, concerning the requirement that all mandatory minimum terms run consecutively with any other sentence received -- \$743,967."

Explanation:

(This amendment provides \$743,967 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 832 as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Chief Patron: Stuart

Item 389 #16s

Public Safety	FY 12-13	FY 13-14	
Department Of Corrections	\$0	\$50,000	GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 1214, concerning the definition of a violent felony offense for purposes of Virginia's sentencing guidelines -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 1214 as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Chief Patron: Reeves

Item 389 #17s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$50,000 GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 1032, concerning the list of crimes for which an offender must register with the sex offender registry -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 1032 as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Public Safety	FY 12-13	FY 13-14	
Department Of Corrections	\$0	\$50,000	GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 1130, concerning the inclusion of step-parents, step-grandparents, step-children, and step-grandchildren in the definition of incest -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 1130 as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Public Safety	FY 12-13	FY 13-14	
Department Of Corrections	\$0	\$50,000	GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 1222, concerning the penalty for reckless driving while using a hand-held communications device -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 1222 as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Chief Patron: Smith

Item 389 #20s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$50,000 GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill XX, concerning the addition of new identified chemical compounds and synthetic drugs -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill XX as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Chief Patron: Stanley

Item 389 #21s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$50,000 GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,326,988".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 746, concerning the abuse and neglect of children -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 746 as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Chief Patron: Ebbin

Item 389 #22s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$7,680 GF

Language:

Page 341, line 18, strike "\$94,276,988" and insert "\$94,284,668".

Page 343, line 39, strike "1,924,661" and insert "1,974,661".

Page 344, after line 17, insert:

"11. Senate Bill 966, concerning the penalty for assault and battery of a magistrate -- \$50,000."

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the required deposit to the Corrections Special Reserve Fund to address the corrections bedspace fiscal impact of Senate Bill 966 as introduced, pursuant to Section 30-19.1:4, Code of Virginia.)

Public Safety

Department Of Corrections

Language

Language:

Page 343, line 29, strike "O" and insert "O.1".

Page 343, following line 38, insert:

"2. The Department of Corrections shall return the property consisting of the Mecklenburg Correctional Center to Mecklenburg County with the exception of the property consisting of the Firing Range and Bachelor Officers Quarters (estimated at 30 acres). The department shall have the Firing Range and BOQ surveyed and separated from the original property. Mecklenburg County and the Department of Corrections shall enter into an agreement to allow the Mecklenburg County Sheriff's Office to use the firing range and BOQ for training.

3. The Department of Corrections shall utilize inmate labor, to the maximum extent feasible, in site clearing and demolition. Mecklenburg County shall be responsible for the selection of buildings for demolition. The Department of Corrections shall be responsible for all costs associated with the selected building demolition."

Explanation:

(This amendment provides language outlining the process for the disposition of the property of the former Mecklenburg Correctional Center.)

Chief Patron: Norment

Item 393 #1s

Public Safety

FY 12-13

FY 13-14

Department Of Criminal Justice
Services

\$0

\$100,000 NGF

Language:

Page 345, line 14, strike "\$76,506,602" and insert "\$76,606,602".

Page 346, line 47, after "75,000" insert "the first year and \$100,000 the second year from such federal funds as may be available".

Explanation:

(This amendment provides \$100,000 NGF the second year from federal funds to continue support for the Drive-to-Work program, to provide assistance to low-income and previously incarcerated persons to restore their driving privileges so that they can drive to work and keep a job.)

Chief Patron: Governor McDonnell

Item 393 #3g

Public Safety

Department Of Criminal Justice
Services

Language

Language:

Page 346, line 17, strike the second "\$2,100,780" and insert "\$2,286,144".

Explanation:

(This amendment corrects embedded language to account for additional funding provided for offender reentry and transition services in the Governor's introduced budget.)

Public Safety	FY 12-13	FY 13-14	
Department Of Criminal Justice Services	\$0	\$240,000	GF

Language:

Page 345, line 14, strike "\$76,506,602" and insert "\$76,746,602".

Page 347, following line 53, insert:

"I. Included in this appropriation is \$240,000 the second year for up to three grants to selected local or regional jails for expansion of prisoner reentry and substance abuse programs that have demonstrated a record of effectiveness in reducing offender recidivism. A report on the evaluation of existing programs, including the Kingdom Life Ministries program at the Richmond City Jail, and the award of new grants shall be provided to the Secretary of Public Safety and the Chairmen of the Senate Finance and House Appropriations Committees by January 1, 2014."

Explanation:

(This amendment provides \$240,000 from the general fund the second year for up to three grants to support the expansion of prisoner reentry and drug and alcohol abuse treatment programs, based on the successful volunteer-based model developed by Kingdom Life Ministries in the Richmond City Jail.)

Chief Patron: Howell

Item 395 #1s

Public Safety

FY 12-13

FY 13-14

Department Of Criminal Justice
Services

\$0

\$7,068,926 GF

Language:

Page 348, line 9, strike "\$172,412,837" and insert "\$179,481,763".

Page 348, line 21, strike "172,412,837" and insert "179,481,763".

Explanation:

(This amendment provides \$7,068,926 from the general fund the second year for a 4.1 percent increase in state aid to localities with police departments, otherwise known as the HB 599 program.)

Public Safety	FY 12-13	FY 13-14	
Department Of Juvenile Justice	\$0	(\$1,000,000)	GF
	0.00	-25.00	FTE

Language:

Page 354, line 2, strike "\$22,783,397" and insert "\$21,783,397".

Page 354, following line 10, insert:

"The Department of Juvenile Justice, with the assistance of the Department of Education, shall complete a program review and staffing analysis to determine the appropriate teaching staffing ratios for the state-operated juvenile correctional centers and local and regional juvenile detention facilities. The review and analysis shall be provided to the Secretaries of Public Safety and Education and to the Chairmen of the Senate Finance and House Appropriations Committees by September 1, 2013."

Explanation:

(This amendment reduces funding by \$1,000,000 from the general fund and 25 positions the second year in the state-operated juvenile correctional centers to reflect a reduction in the number of juvenile offenders held in the facilities. Current staffing ratios suggest there is approximately one teacher for every three juveniles in the state facilities. Language is included requesting the department to complete a staffing study to determine the most appropriate staffing ratios in view of the current and projected facility population.)

Public Safety

Department Of Juvenile Justice

Language

Language:

Page 356, line 30, strike "B" and insert "B.1".

Page 356, following line 37, insert:

"2. Out of the savings recognized from the downsizing, re-purposing or closure of Hanover Juvenile Correctional Center, at least seventy-five (75) percent of the savings shall be used to: a) fund mental health services under the Mental Health Initiative (MHI) fund for children and adolescents with serious emotional disturbances and related disorders, provided such children are not mandated for services under the Comprehensive Services Act for At-Risk Youth, and b) to fund any fiscal impact from legislation in the 2013 Session of the General Assembly relating to mental health screenings and assessments of juveniles as provided for in Sections 16.1-248.2, 16.1-273, 16.1-274, and 16.1-278.8 of the Code of Virginia."

Explanation:

(This amendment provides language directing the disposition of savings from the downsizing, re-purposing or closing of Hanover Juvenile Correctional Center.)

Public Safety	FY 12-13	FY 13-14	
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 \$663,757 from the general fund the second year 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 the Department of Corrections. This separation from the adult population is required to meet new federal regulations under the Prison Rape Elimination Act.)

Chief Patron: Blevins

Item 411 #1s

Public Safety

FY 12-13

FY 13-14

Department Of Military Affairs

\$0

\$1,000,000 GF

Language:

Page 357, line 24, strike "\$3,014,944" and insert "\$4,014,944".

Explanation:

(This amendment provides \$1,000,000 from the general fund the second year to expand eligibility for in-state tuition to certain military dependents of active duty personnel or active or temporarily mobilized reservists and guard members who are assigned unaccompanied orders with Virginia listed as the designated next duty station. This amendment is contingent upon final passage of Senate Bill 857 by the 2013 Session of the General Assembly.)

Chief Patron: Reeves

Item 416 #1s

Co-Patron(s): Garrett

Public Safety	FY 12-13	FY 13-14	
Department Of State Police	\$50,000	\$50,000	GF

Language:

Page 358, line 45, strike "\$48,252,165" and insert "\$48,302,165".

Page 358, line 45, strike "\$47,296,078" and insert "\$47,346,078".

Explanation:

(This amendment provides \$50,000 from the general fund each year to purchase state-of-the-art automated systems to train teams of officers from the Department of State Police and other Virginia law enforcement agencies in highly realistic, interactive simulated environments. The training systems will provide mission briefing, scenario control, and after-action reviews of trainee performance.)

Chief Patron: Vogel

Item 417 #1s

Public Safety	FY 12-13	FY 13-14	
Department Of State Police	\$0	\$803,314	GF
	\$0	\$24,743	NGF

Language:

Page 360, line 13, strike "\$225,623,693" and insert "\$226,451,750".

Explanation:

(This amendment provides \$803,314 from the general fund and \$24,743 from nongeneral funds the second year to extend the Northern Virginia 24.95 percent salary differential to both sworn and non-sworn employees whose duty station is located in Area 13, consisting of Clarke, Frederick, and Warren Counties and the City of Winchester. The source of the nongeneral funds is Special Funds.)

Chief Patron: McDougle

Item 417 #2s

Public Safety

FY 12-13

FY 13-14

Department Of State Police

\$0

\$5,436,729 GF

Language:

Page 360, line 13, strike "\$225,623,693" and insert "\$231,060,422".

Explanation:

(This amendment provides \$5,436,729 from the general fund the second year to implement the Department of State Police proposed sworn employee pay equity and retention plan to address salary compression.)

Chief Patron: McDougle

Item 423 #1s

Technology	FY 12-13	FY 13-14	
Innovation And Entrepreneurship Investment Authority	\$0	\$2,600,000	GF

Language:

Page 364, line 13, strike "\$5,782,500" and insert "\$8,382,500".

Page 365, insert:

"M. Out of the appropriation for this Item, \$2,600,000 the second year from the general fund is provided to establish a Cybersecurity Accelerator for the continued efforts in the development of cybersecurity for the Commonwealth."

Explanation:

(This amendment provides funding for the creation of a Cybersecurity Accelerator.)

Technology	FY 12-13	FY 13-14	
Innovation And Entrepreneurship Investment Authority	\$0	\$50,000	GF

Language:

Page 364, line 13, strike "\$5,782,500" and insert "\$5,832,500".

Page 364, line 16, strike "\$3,813,434" and insert "\$3,863,434".

Page 365, insert:

"M. Out of the appropriation for this item, \$50,000 the second year from the general fund is provided for the development of an automated business tool to measure areas within the Commonwealth worthy of economic development and institutional focus in furtherance of the Commonwealth Research and Development Strategic Roadmap."

Explanation:

(This amendment provides funding for the Commonwealth Innovation and Entrepreneurship Measurement System. The system will function as a tool to measure areas within the Commonwealth worthy of economic development and institutional focus in furtherance of the Commonwealth Research and Development Strategic Roadmap.)

Technology	FY 12-13	FY 13-14	
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 364, line 16, strike "\$3,813,434" and insert "\$6,313,434".

Page 365, insert:

"M. Out of the appropriation for this Item, \$2,500,000 the second year from the general fund is provided to establish a Cybersecurity Accelerator for the continued efforts in the development of cybersecurity for the Commonwealth."

Explanation:

(This amendment provides funding for the creation of a Cybersecurity Accelerator. The Center for Innovative Technology (CIT) has combined its expertise in entrepreneurship and technology to create the nation's first cybersecurity accelerator, modeled after the highly successful accelerator created in California. Since 2005, Silicon Valley's Y-Combinator Accelerator is credited with creating 449 companies and securing \$926 million in private investment for their development. The CIT accelerator will focus exclusively on cybersecurity company creation and will initially produce 10 to 20 new companies per year, bolstering Virginia's cyber assets and capabilities.)

Technology

Virginia Information Technologies
Agency

Language

Language:

Page 393, following line 36, insert:

"F. The Chief Information Officer shall provide the Governor and the Chairmen of the Senate Finance and House Appropriations Committees not later than December 1, 2013 an assessment of the current comprehensive infrastructure agreement. The assessment shall (i) include a detailed overview of agency infrastructure transition timelines and cost, (ii) provide a summary of the financial and contractual terms of the comprehensive agreement including any modifications thereto, and (iii) identify options available to the Commonwealth at the expiry of the current agreement."

Explanation:

(This amendment directs the Chief Information Officer to provide an assessment of the current information technology comprehensive agreement and the options available to the Commonwealth at the conclusion of the current contract.)

Chief Patron: Black

Item 430 #1s

Transportation

Secretary Of Transportation

Language

Language:

Page 398, following line 19, insert:

"N. The Comptroller is hereby directed to dedicate one percent of state general fund revenues, not including expenditures for salaries and benefits or current transportation allocations, and deposit to the Transportation Trust Fund. The Director of the Department of Planning and Budget is hereby authorized to make the required one percent reduction in general fund expenditures across all state general fund programs, not including salaries and benefits."

Explanation:

(This amendment directs the transfer of 1 percent of state general fund revenues to transportation.)

Chief Patron: Black

Item 430 #2s

Transportation

Secretary Of Transportation

Language

Language:

Page 398, following line 19, insert:

"N. The Comptroller is hereby directed to dedicate one-half of one percent of state general fund revenues, not including expenditures for salaries and benefits or current transportation allocations, and deposit to the Transportation Trust Fund. The Director of the Department of Planning and Budget is hereby authorized to make the required one-half of one percent reduction in general fund expenditures across all state general fund programs, not including salaries and benefits."

Explanation:

(This amendment directs the transfer of one-half of one percent of state general fund revenues to transportation.)

Transportation

Secretary Of Transportation

Language

Language:

Page 398, following line 19, insert:

"N. 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 in Virginia prior to completion of a comprehensive study of port operations by the House Appropriations and Senate Finance Committee, or by an agency or third party specifically designated by those committees, and provided that any such agreement has been subsequently authorized in the general appropriation act passed by the General Assembly."

Explanation:

(This amendment prohibits the sale, lease, or change in the operation of Virginia seaports without analysis by the legislative money committees and approval by the General Assembly.)

Transportation

Department Of Motor Vehicles

Language

Language:

Page 401, following line 19, insert:

"J. The Department of Motor Vehicles is hereby authorized to issue state identification cards to Virginia residents indicating veteran status consistent with the definition set out in 2.2-2001 (E) Code of Virginia to any individual that has served honorably in the US Armed Forces or any component unit thereof, including the Virginia National Guard. The state identification card shall not be used for determination of any federal benefit."

Explanation:

(This amendment allows individuals that have served honorably in the Virginia National Guard to be eligible to receive a Veteran's identification card as issued by the Department of Motor Vehicles.)

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 404, following line 42, insert:

"I. Funding appropriated for public transportation purposes in Loudoun County and Town of Leesburg shall not be reduced below levels for such purposes as of January 1, 2013. The transit provider shall work with the service area jurisdictions to determine a comprehensive operating model based on available federal funding to account for changes in regional census."

Explanation:

(This amendment continues funding for Loudoun County and the Town of Leesburg for one year at the current level and directs the provider to work with the affected jurisdictions to develop a long range funding model that accounts for recent changes in federal funding policy and population growth.)

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.)

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 404, following line 42, insert:

"I. From such funds appropriated for public transportation purposes, there is hereby allocated \$2,000,000 in the second year to conduct a transit study along the US Route 1 corridor in Fairfax County that (i) addresses current and projected future traffic deficiencies with a viable long-term transit solution for the corridor, (ii) transforms the area into transit-oriented and transit-supportive mixed use development near stations and stops, (iii) identifies a locally preferred alternative (LPA) that produces the greatest number of new transit riders taking into account cost and impact, (iv) supports the social and economic renewal of the corridor through public transportation investment, and develop recommendations for a financial plan to implement the LPA."

Explanation:

(This amendment dedicates \$2.0 million from the Commonwealth Mass Transit Funds to implement a Route 1 Transit Corridor Study and Alternatives Analysis.)

Transportation	FY 12-13	FY 13-14	
Department Of Rail And Public Transportation	\$150,000	\$150,000	GF

Language:

Page 403, line 6, strike "\$313,725,346" and insert "\$313,875,346".

Page 403, line 7, strike "\$321,533,800" and insert "\$321,683,800".

Page 404, following line 42, insert:

"I. From such funds appropriated for public transportation purposes, there is hereby allocated \$150,000 in the first year and \$150,000 in the second year from the general fund for the continued operation of the GRTC I-95 Express Route service between Petersburg and Richmond."

Explanation:

(This amendment provides a total of \$300,000 GF for the continued provision of GRTC I-95 Express Services between Petersburg and Richmond.)

Chief Patron: Wagner

Item 441 #4s

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 404, line 25, following "year", insert"
"and \$200,000 the second year".

Explanation:

(This amendment provides an additional \$200,000 NGF for the Hampton Roads
Fast Ferry Demonstration Project,)

Transportation	FY 12-13	FY 13-14	
Department Of Rail And Public Transportation	\$0	\$7,000,000	GF

Language:

Page 404, line 43, strike "\$50,062,000" and insert "\$57,062,000".

Page 405, following line 28, insert:

"F. Included in the amounts for Passenger and Freight Rail Financial Assistance, \$7,000,000 in the second year from the general fund is provided to the Virginia Railway Express for costs associated with the expansion of core capacity on the Fredericksburg Line and to advance design of capacity improvements for the Gainesville-Haymarket extension."

Explanation:

(This amendment provides \$7.0 million GF in the second year to the Virginia Railway Express for capacity expansion projects.)

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 § 33.1-22.1:1, 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 need 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.)

Transportation

Department Of Transportation

Language

Language:

Page 408, following line 5, insert:

"G. Included in the amounts for dedicated and statewide construction, the Commonwealth Transportation Board shall set aside \$5,000,000 in the first year and \$5,000,000 in the second year to advance the environmental and preliminary engineering of the High Rise Bridge in the City of Chesapeake."

Explanation:

(This amendment provides a net total of \$10,000,000 in Commonwealth Transportation Funds for the High Rise Bridge in Chesapeake.)

Chief Patron: Stuart

Item 446 #2s

Co-Patron(s): Reeves

Transportation	FY 12-13	FY 13-14	
Department Of Transportation	\$0	\$32,000,000	GF

Language:

Page 407, line 12, strike "\$1,388,027,944" and insert "\$1,420,027,944".

Page 408, following line 5, insert:

"G. In conjunction with the I-95 High Occupancy Toll Lanes Project, there is hereby appropriated \$32,000,000 in the second year for the conversion of existing shoulders to accommodate peak travel demand from Exit 143 to mile marker 139."

Explanation:

(This amendment provides \$32.0 million GF for the conversion of shoulder lanes to travel lanes in order to minimize bottlenecks that could be associated with merge points from the I-95 Express lanes.)

Transportation

Department Of Transportation

Language

Language:

Page 408, following line 5, insert:

" G. In order to mitigate toll rate increases on the Dulles Toll Road, there is hereby appropriated \$150,000,000 in the second year for allocation by the Commonwealth Transportation Board to be used in the payment of debt service on Dulles Toll Road Revenue Bonds issued to fund construction of the Dulles Corridor Metrorail Project, and/or in the payment of Dulles Corridor Metrorail Project construction costs. It is the intention of the General Assembly that not less than \$450,000,000 in Commonwealth Transportation Funds will be allocated for this project through FY 2016. In developing the Six Year Improvement Program, the Commonwealth Transportation Board shall include not less than \$150,000,000 in each fiscal year through FY 2016. The Director, Department of Planning and Budget, is directed to include not less than \$300,000,000 in the development of the general appropriations act for the FY 2015 biennium."

Explanation:

(This amendment directs a total of \$450 million for the Dulles Metro Silver Line extension project.)

Chief Patron: Blevins

Item 446 #4s

Transportation

Department Of Transportation

Language

Language:

Page 408, following Line 5, insert:

"G. Included in the amounts for dedicated and statewide construction, the Commonwealth Transportation Board shall set aside \$5,000,000 in the second year to advance the environmental and preliminary engineering of the High Rise Bridge in the City of Chesapeake."

Explanation:

(This amendment provides \$5.0 million in Commonwealth Transportation Funds for the High Rise Bridge in Chesapeake.)

Transportation

Department Of Transportation

Language

Language:

Page 408, following line 5, insert:

" G. In order to mitigate toll rate increases on the Dulles Toll Road, there is hereby appropriated \$150,000,000 in the second year for allocation by the Commonwealth Transportation Board to be used in the payment of debt service on Dulles Toll Road Revenue Bonds issued to fund construction of the Dulles Corridor Metrorail Project, and/or in the payment of Dulles Corridor Metrorail Project construction costs. It is the intention of the General Assembly that not less than \$450,000,000 in Commonwealth Transportation Funds will be allocated for this project through FY 2016. In developing the Six Year Improvement Program, the Commonwealth Transportation Board shall include not less than \$150,000,000 in each fiscal year through FY 2016. The Director, Department of Planning and Budget, is directed to include not less than \$300,000,000 in the development of the general appropriations act for the FY 2015 biennium."

Explanation:

(This amendment directs a total of \$450 million for the Dulles Metro Silver Line extension project.)

Transportation

Department Of Transportation

Language

Language:

Page 408, following line 5, insert:

"G.1 Prior to the adoption of the Six Year Improvement Program for the fiscal year beginning July 1, 3013, the Commonwealth Transportation Board shall annually determine an amount, not less than \$1,000,000 and not to exceed \$5,000,000, from state transportation revenues deposited to the Commonwealth Transportation Fund to maintain a program for the enhancement of statewide transportation assets including Virginia Byways.

2. From the amounts allocated by the Commonwealth Transportation Board to the fund set set forth in paragraph 1, \$1,000,000 in the second year shall be provided for transportation enhancements consistent with the Route 15 "Journey Through Hallowed Grounds" corridor master plan. This funding shall be available for improvements related to comprehensive wayfinding signage, pull-offs, the "Living Legacy" tree planting program, and other enhancement projects consistent with the master plan and approved by the department.

Explanation:

(This amendment directs the Commonwealth Transportation Board to establish a state funded transportation enhancement program for Virginia Byways and dedicates \$1.0 million to the Route 15 "Journey Through Hallowed Grounds" project.)

Transportation

Department Of Transportation

Language

Language:

Page 408, following line 5, insert:

"G.1 Prior to the adoption of the Six Year Improvement Program for the fiscal year beginning July 1, 3013, the Commonwealth Transportation Board shall annually determine an amount, not less than \$1,000,000 and not to exceed \$5,000,000, from state transportation revenues deposited to the Commonwealth Transportation Fund to maintain a program for the enhancement of statewide transportation assets including Virginia Byways.

2. From the amounts allocated by the Commonwealth Transportation Board to the fund set set forth in paragraph 1, \$1,000,000 in the second year shall be provided for transportation enhancements consistent with the Route 15 "Journey Through Hallowed Grounds" corridor master plan. This funding shall be available for improvements related to comprehensive wayfinding signage, pull-offs, the "Living Legacy" tree planting program, and other enhancement projects consistent with the master plan and approved by the department.

Explanation:

(This amendment directs the Commonwealth Transportation Board to establish a state funded transportation enhancement program for Virginia Byways and dedicates \$1.0 million to the Route 15 "Journey Through Hallowed Grounds" project.)

Chief Patron: Governor McDonnell

Item 447 #1g

Transportation

FY 12-13

FY 13-14

Department Of Transportation

\$0

\$900,000 GF

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.)

Chief Patron: Alexander

Item 457 #1s

Transportation

FY 12-13

FY 13-14

Virginia Port Authority

\$0

\$5,153,002 GF

Language:

Page 417, line 12, strike "\$3,107,625" and insert "\$8,260,627".

Page 417, line 19, strike "\$950,000 the second year" and insert "6,103,002."

Explanation:

(This amendment provides an additional \$5.1 million GF in the second year to fund the Port of Virginia Payment in Lieu of Taxes to host localities in Hampton Roads.)

Transportation	FY 12-13	FY 13-14	
Virginia Port Authority	\$0	\$1,000,000	GF

Language:

Page 417, line 12, strike "\$3,107,625" and insert "\$4,107,625".

Page 417, line 13, strike the second "\$1,000,000" and insert "\$2,000,000".

Page 417, line 19, at the beginning of the line, insert "A."

Page 417, after line 30, insert

"B. Of the amounts in this item, \$1,000,000 the second year from the general fund shall be deposited in the Port of Virginia Economic and Infrastructure Development Zone Grant Fund, created pursuant to § 62.1-132.3:2, Code of Virginia. The Executive Director of the Virginia Port Authority shall disburse the funding in the form of grants to qualified companies in accordance with the provisions of § 62.1-132.3:2."

Explanation:

(This amendment provides \$1,000,000 from the general fund to the Port of Virginia Economic and Infrastructure Development Zone Grant Fund to be disbursed as grants to qualified companies locating or expanding facilities within the Port of Virginia Economic and Infrastructure Development Zone.)

Chief Patron: Puller

Item 462 #1s

Veterans Affairs And Homeland Security	FY 12-13	FY 13-14	
Department Of Veterans Services	\$0	\$150,000	GF

Language:

Page 420, line 26, strike "\$7,566,622" and insert "\$7,716,622".

Explanation:

(This amendment provides an additional \$150,000 from the general fund the second year for the Virginia Values Veterans (V3) program to encourage employers to hire veterans.)

Chief Patron: Watkins

Item 468 #1s

Central Appropriations

Central Appropriations

Language

Language:

Page 428, remove lines 20 to 24.

Explanation:

(This amendment restores the requirements of § 2.2-3205(A) Code of Virginia that terminating agencies must pay the VRS costs of any enhanced retirement benefits due for involuntarily separated employees.)

Chief Patron: Northam

Item 468 #2s

Co-Patron(s): Alexander, Barker, Carrico, Deeds, Ebbin, Edwards, Favola, Garrett, Herring, Howell, Locke, Lucas, Marsden, Marsh, McEachin, Miller, John, Petersen, Puckett, Puller, Reeves, Saslaw, Stuart, Wagner

Central Appropriations	FY 12-13	FY 13-14	
Central Appropriations	\$0	\$22,530,406	GF

Language:

Page 425, line 5, strike "\$219,730,394" and insert "\$242,260,800".

Page 432, after line 23, insert:

"S.1. In addition to, and compounded by, the two percent salary increase included in paragraph R.1. of this item, the base salary of the following employees shall be increased by five percent on August 1, 2013:

- a. Locally-elected constitutional officers;
- b. Full-time employees of locally-elected constitutional officers, with the exception of Assistant Commonwealth's Attorneys.

2. Out of this appropriation for Supplements to Employee Compensation is included \$22,530,406 from the general fund the second year to support the costs associated with the salary increase provided in this paragraph."

Explanation:

(This amendment provides \$22,530,406 from the general fund the second year for an additional five percent base salary increase for constitutional officers and their full-time employees, with the exception of Assistant Commonwealth's Attorneys, effective August 1, 2013. The annualized cost of this amendment in fiscal year 2015 would be \$27,036,487.)

Central Appropriations

Central Appropriations

Language

Language:

Page 430, after line 4, insert:

"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 contribution 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 amends a provision added to § 51.1-145, Code of Virginia, in 2012 that could allow the VRS Board to place a surcharge on institutions of higher education that have employees enrolled in defined contribution plans/optional retirement plans. UVA estimates the potential fiscal impact of the current statute to UVA, including the medical center, to be over \$150 million over the next eight years.)

Central Appropriations	FY 12-13	FY 13-14	
Central Appropriations	\$0	\$22,530,406	GF

Language:

Page 425, line 5, strike "\$219,730,394" and insert "\$242,260,800".

Page 432, after line 23, insert:

"S.1. In addition to, and compounded by, the two percent salary increase included in paragraph R.1. of this item, the base salary of the following employees shall be increased by five percent on August 1, 2013:

- a. Locally-elected constitutional officers;
- b. Full-time employees of locally-elected constitutional officers, with the exception of Assistant Commonwealth's Attorneys.

2. Out of this appropriation for Supplements to Employee Compensation is included \$22,530,406 from the general fund the second year to support the costs associated with the salary increase provided in this paragraph."

Explanation:

(This amendment provides \$22,530,406 from the general fund the second year for an additional five percent base salary increase for constitutional officers and their full-time employees, with the exception of Assistant Commonwealth's Attorneys, effective August 1, 2013. The annualized cost of this amendment in fiscal year 2015 would be \$27,036,487.)

Chief Patron: Stanley

Item 468 #3s

Co-Patron(s): Reeves

Central Appropriations

FY 12-13

FY 13-14

Central Appropriations

\$0

\$22,530,406 GF

Language:

Page 425, line 5, strike "\$219,730,394" and insert "\$242,260,800".

Page 432, after line 23, insert:

"S.1. In addition to, and compounded by, the two percent salary increase included in paragraph R.1. of this item, the base salary of the following employees shall be increased by five percent on August 1, 2013:

- a. Locally-elected constitutional officers;
- b. Full-time employees of locally-elected constitutional officers, with the exception of Assistant Commonwealth's Attorneys.

2. Out of this appropriation for Supplements to Employee Compensation is included \$22,530,406 from the general fund the second year to support the costs associated with the salary increase provided in this paragraph."

Explanation:

(This amendment provides \$22,530,406 from the general fund the second year for an additional five percent base salary increase for constitutional officers and their full-time employees, with the exception of Assistant Commonwealth's Attorneys, effective August 1, 2013. The annualized cost of this amendment in fiscal year 2015 would be \$27,036,487.)

Chief Patron: Colgan

Item 468 #3s

Central Appropriations

FY 12-13

FY 13-14

Central Appropriations

\$0

\$58,674,819 GF

Language:

Page 425, line 5, strike "\$219,730,394" and insert "\$278,405,213".

Page 430, line 52, strike "2 percent" and insert "5 percent".

Explanation:

(This amendment provides funding to state agencies and institutions for an additional 3 percent across the board salary increase.)

Central Appropriations	FY 12-13	FY 13-14	
Central Appropriations	\$0	\$22,530,406	GF

Language:

Page 425, line 5, strike "\$219,730,394" and insert "\$242,260,800".

Page 432, after line 23, insert:

"S.1. In addition to, and compounded by, the two percent salary increase included in paragraph R.1. of this item, the base salary of the following employees shall be increased by five percent on August 1, 2013:

- a. Locally-elected constitutional officers;
 - b. Full-time employees of locally-elected constitutional officers, with the exception of Assistant Commonwealth's Attorneys.
2. Out of this appropriation for Supplements to Employee Compensation is included \$22,530,406 from the general fund the second year to support the costs associated with the salary increase provided in this paragraph."

Explanation:

(This amendment provides \$22,530,406 from the general fund the second year for an additional five percent base salary increase for constitutional officers and their full-time employees, with the exception of Assistant Commonwealth's Attorneys, effective August 1, 2013. The annualized cost of this amendment in fiscal year 2015 would be \$27,036,487.)

Central Appropriations	FY 12-13	FY 13-14	
Central Appropriations	\$0	\$454,560	GF

Language:

Page 425, line 5, strike "\$219,730,394" and insert "\$220,184,954".

Page 425, line 7, 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.)

Chief Patron: Lucas

Item 468 #5s

Co-Patron(s): Locke

Central Appropriations

FY 12-13

FY 13-14

Central Appropriations

\$0

\$1,752,625 GF

Language:

Page 425, line 5, strike "\$219,730,394" and insert "\$221,483,019".

Page 432, line 15, after "officers" insert ", except full-time employees of locally-elected clerks of the circuit court whose base salary shall be increased by seven percent on August 1, 2013."

Explanation:

(This amendment provides \$1,752,625 from the general fund the second year for an additional five percent base salary increase for full-time employees of locally-elected clerks of the circuit court, effective August 1, 2013.)

Chief Patron: Governor McDonnell

Item 468 #5g

Central Appropriations

Central Appropriations

Language

Language:

Page 426, line 18, delete "\$125,785,395" and insert "\$120,490,395".

Explanation:

(This amendment corrects the amount embedded in budget bill language for the general fund share of premium changes for the state employee health insurance plan.)

Chief Patron: Herring

Item 469 #1s

Central Appropriations

Central Appropriations

Language

Language:

Page 435, after line 42, insert:

"M. No state funds, regardless of source, shall be expended from this or any item in this act for the regulation, development, or study of regulation of uranium mining, until and unless the General Assembly amends the provisions of § 45.1-283, Code of Virginia, or otherwise provides for a program for the permitting of uranium mining, and only from such funds as specifically appropriated by the General Assembly for this purpose."

Explanation:

(This amendment prohibits the expenditure of any state funds for the regulation, development, or study of regulation of uranium mining.)

Central Appropriations	FY 12-13	FY 13-14
Central Appropriations	\$20,000,000	\$0 GF

Language:

Page 432, line 26, strike "\$7,988,609" and insert "\$27,988,609".

Page 435, after line 25, insert:

"4. Out of the appropriation for this item, \$20,000,000 the first year from the general fund is provided for the Federal Action Contingency Trust (FACT) Fund."

Explanation:

(This amendment provides additional funding for the Federal Action Contingency Trust (FACT) Fund in light of the uncertainty in the Federal budget.)

Central Appropriations	FY 12-13	FY 13-14	
Central Appropriations	\$0	\$9,700,000	GF

Language:

Page 432, line 26, strike "\$6,262,287" and insert "\$15,962,287".

Page 434, line 47, strike "I." and insert "I.1."

Page 434, following line 50, insert:

"2. Out of the general fund appropriation for this Item, \$9,700,000 is included in the second year to reestablish the Line of Duty Act health insurance program as a state funded program. The Director, Department of Planning and Budget, is authorized to negotiate with localities and existing insurance program providers resumption of funding for this program through either a state managed program or by making payments on behalf of those localities currently insured through other providers."

Explanation:

(This amendment reestablishes the Line of Duty Act benefits program as a state funded program.)

Chief Patron: Norment

Item 469 #2s

Co-Patron(s): Locke

Central Appropriations

Central Appropriations

Language

Language:

Page 435, after line 25, insert:

"4. Out of these amounts shall be paid \$3,000,000 the first year and \$3,000,000 the second year to assist a locality in which a United States Air Force Base is located to mitigate adverse impacts on military operations and employment levels caused by encroachment of incompatible uses, in advance of further actions of the Base Realignment and Closure Commission or any similar federal actions. All such funds shall be matched equally by the locality."

Explanation:

(This amendment provides funding from the FACT Fund for mitigation of encroachment around Langley Air Force Base.)

Chief Patron: Wagner

Item 469 #3s

Central Appropriations

Central Appropriations

Language

Language:

Page 435, line 7, after "recommendations", insert:

"; or (iv) localities that are working in advance to avoid a BRAC or BRAC-like action".

Explanation:

(This amendment makes the FACT Fund available to localities seeking to avoid a military base realignment or closure.)

Chief Patron: Wagner

Item 469 #4s

Central Appropriations

Central Appropriations

Language

Language:

Page 435, after line 25, insert:

"4. Out of these amounts shall be paid \$3,000,000 the first year and \$3,000,000 the second year to assist a locality in which a United States Air Force Base is located to mitigate adverse impacts on military operations and employment levels caused by encroachment of incompatible uses, in advance of further actions of the Base Realignment and Closure Commission or any similar federal actions. All such funds shall be matched equally by the locality."

Explanation:

(This amendment provides funding from the FACT Fund for mitigation of encroachment around Langley Air Force Base.)

Chief Patron: Watkins

Item 476.1 #1s

Independent Agencies	FY 12-13	FY 13-14	
State Corporation Commission	\$0	\$1,200,000	GF
	0.00	13.00	FTE

Language:

Page 440, after line 45

"476.1.

\$1,200,000

Fund Sources: General

\$1,200,000."

Page 440, after line 45, insert:

"There is hereby appropriated to the State Corporation Commission (Commission) an amount not to exceed \$1,200,000 to pay for the implementation costs of the plan management functions authorized in Senate Bill 922, including an amount not to exceed \$1,200,000 to pay for the ongoing annual costs to carry out such functions. By June 30 of each fiscal year, the Commission shall reimburse the general fund for the plan management activities performed by the Commission as part of the Federal - State Health Benefit Exchange Partnership. The Commission shall reimburse the general fund only for those funds that have been reimbursed by the Federally Facilitated Exchange for carrying out the plan management activities as part of the Federal - State Health Benefit Exchange Partnership."

Explanation:

(This language sets out the funding mechanism for using general funds for start-up and ongoing costs to perform the plan management functions in a Federal - State Health Benefit Exchange Partnership within the Bureau of Insurance as well as reimbursement requirements once the federal government has reimbursed the Commission. The Commission will be required to reimburse the general fund only the amounts expended for plan management activities that have been reimbursed by the federal government.)

Chief Patron:

Item 490 #1s

Co-Patron(s): Colgan, Edwards, Howell, Marsh,
Petersen, Saslaw, Vogel

Nonstate Agencies	FY 12-13	FY 13-14	
State Grants To Nonstate Entities-Nonstate Agencies	\$700,000	\$4,563,850	GF

Language:

Page 446, line 4, strike "\$0" and insert "\$700,000".

Page 446, line 4, strike "\$0" and insert "\$4,563,850".

Page 446, after line 22, insert:

<u>Non-state agency</u>	<u>FY 2013</u>	<u>FY 2014</u>	<u>Patron</u>
Discovery of Flight Foundation		\$ 500,000	Colgan
Flory Small Business Center		\$ 600,000	Colgan
Park West Lions Club		\$ 150,000	Colgan
Prince William County Museum at Rippon Lodge		\$ 450,000	Colgan
The Arc of Greater Prince William		\$ 750,000	Colgan
Center in the Square	\$ 500,000	\$ 500,000	Edwards
Science Museum of Western Virginia		\$ 38,850	Edwards
Virginia Foundation for the Humanities		\$ 500,000	Howell
Virginia Repertory Theatre		\$ 250,000	Marsh
Korean Bell Garden	\$ 100,000		Petersen
National Institute for Family Counseling of Fairfax County	\$ 100,000		Petersen
Tinner Hill Historic Park & Creative Cauldron		\$ 75,000	Saslaw
Belle Grove Plantation		\$ 50,000	Vogel
Discovery of Flight Foundation		\$ 500,000	Vogel

Northern Virginia 4-H Educational and Conference Center		\$ 200,000	Vogel
Totals	\$700,000	\$4,563,850	

Explanation:

(This amendment provides funding for various nonstate entities.)

Chief Patron: Governor McDonnell

Item C-1 #1g

General Conditions

General Conditions

Language

Language:

Page 453, delete lines 29 to 34.

Explanation:

(This amendment corrects a technical error in the printing of the introduced bill. Specifically, the agency title and redundant totals for an item that had previously been omitted were printed when they should not have been.)

Chief Patron: Miller, John

Item C-1.90 #1s

Education: Higher Education

FY 12-13

FY 13-14

Christopher Newport University

\$0

\$500,000 NGF

Language:

Page 454, after line 20, insert:

"§ 2-3.50 CHRISTOPHER NEWPORT UNIVERSITY (242)"

"C-1.90. Planning: Preplanning Construct
and Renovate Fine Arts and Rehearsal

\$0

\$500,000

Space

Fund Sources: Higher Education Operating

\$0".

\$500,000".

Explanation:

(This amendment requests nongeneral fund authority to conduct a preplanning study for Construct and Renovate Fine Arts and Rehearsal Space project.)

Chief Patron: Miller, John

Item C-1.90 #2s

Education: Higher Education

FY 12-13

FY 13-14

Christopher Newport University

\$0

\$2,258,000 GF

Language:

Page 454, after line 20, insert:

"§ 2-3.50 CHRISTOPHER NEWPORT UNIVERSITY (242)"

"C-1.90. Planning: Planning Library Phase

\$2,258,000

II

Fund Sources: General

\$2,258,000".

Explanation:

(This amendment requests funding to move to working drawings for the Library, Phase II project.)

Chief Patron: Norment

Item C-3.20 #1s

Education: Higher Education

The College Of William And Mary
In Virginia

FY 12-13

\$14,000,000

FY 13-14

\$0 NGF

Language:

Page 454, after line 29, insert:

"C-3.20. Improvements: Expand and
Renovate Marshall-Wythe School of Law

\$14,000,000

Fund Sources: Higher Education Operating
Bond Proceeds

\$2,000,000

\$12,000,000".

Explanation:

(This amendment requests 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.)

Chief Patron: Colgan

Item C-7.20 #1s

Co-Patron(s): Barker, Black, Ebbin, Favola, Herring,
Howell, Marsden, Puller, Saslaw

Education: Higher Education	FY 12-13	FY 13-14
George Mason University	\$0	\$4,000,000 GF

Language:

Page 455, after line 36

"C-7.20. Improvements: Hilton Performing Arts Center, New Addition" \$4,000,000

Fund Sources: General \$4,000,000".

Explanation:

(This amendment provides funding for an addition to the Hilton Performing Arts Center on the Prince William Campus of George Mason University. This addition is needed for a practice facility for the community and university artists and to provide additional needed space.)

Chief Patron: Governor McDonnell

Item C-8.15 #1g

Education: Higher Education

George Mason University

FY 12-13

\$0

FY 13-14

(\$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. A companion amendment reduces the appropriation reference listed under Item C-41.)

Chief Patron: Hanger

Item C-13.20 #1s

Education: Higher Education

FY 12-13

FY 13-14

James Madison University

\$0

\$4,250,000 NGF

Language:

Page 456, after line 27, insert:

"C-13.20. New Construction: Field Hockey
Stadium

\$0

\$4,250,000

Fund Sources: Higher Education Operating

\$0".

\$4,250,000".

Explanation:

(This amendment requests nongeneral fund authority from auxiliary reserves to construct a field hockey stadium.)

Chief Patron: Hanger

Item C-13.20 #2s

Education: Higher Education

James Madison University

FY 12-13

\$0

FY 13-14

\$1,131,740 NGF

Language:

Page 456, after line 27, insert:

"C-13.20. Planning: Renovate Madison
Hall

\$0

\$1,131,740

Fund Sources: Higher Education Operating

\$0".

\$1,131,740".

Explanation:

(This amendment requests nongeneral fund authority to plan the renovation of Madison Hall.)

Chief Patron: Ruff

Item C-13.40 #1s

Education: Higher Education

FY 12-13

FY 13-14

Longwood University

\$0

\$10,000,000 NGF

Language:

Page 456, after line 30, insert:

"§ 2-8.50 LONGWOOD UNIVERSITY (214)"

"C-13.40. Improvements: Renovate Stubbs

\$10,000,000

Hall

Fund Sources: Higher Education Operating

\$10,000,000".

Explanation:

(This amendment requests 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.)

Chief Patron: Ruff

Item C-13.40 #2s

Education: Higher Education

FY 12-13

FY 13-14

Longwood University

\$0

\$426,000 GF

Language:

Page 456, after line 30, insert:

"§ 2-8.50 LONGWOOD UNIVERSITY (214)"

"C-13.40. Planning: Admissions Office

\$426,000

Fund Sources: General

\$426,000".

Explanation:

(This amendment requests general fund for planning for a new Admissions Office.)

Chief Patron: Ruff

Item C-13.40 #3s

Education: Higher Education

FY 12-13

FY 13-14

Longwood University

\$0

\$1,043,000 GF

Language:

Page 456, after line 30, insert:

"§ 2-8.50 LONGWOOD UNIVERSITY (214)"

"C-13.40. Planning: Multipurpose Building

\$1,043,000

Fund Sources: General

\$1,043,000".

Explanation:

(This amendment requests general fund for preplanning and detailed planning for a new multipurpose classroom building.)

Chief Patron: Deeds

Item C-24.10 #1s

Education: Higher Education

FY 12-13

FY 13-14

University Of Virginia

\$0

\$1,800,000 GF

Language:

Page 458, after line 18, insert:

"C-24.10. Planning: Renovate Gilmer Hall
and Chemistry Building

\$0

\$1,800,000

Fund Sources: General

\$0".

\$1,800,000".

Explanation:

(This amendment requests general fund to begin planning the renovation of
Gilmer Hall and Chemistry Building.)

Chief Patron: Hanger

Item C-25.10 #1s

Co-Patron(s): Howell

Education: Higher Education
Virginia Commonwealth University

FY 12-13
\$0

FY 13-14
\$5,000,000 GF

Language:

Page 458, after line 26, insert:

"C-25.10. Planning: New Virginia
Treatment Center for Children

\$0 \$5,000,000

Fund Sources: General

\$0". \$5,000,000".

Explanation:

(This amendment requests general fund to continue detailed planning for a new Virginia Treatment Center for Children.)

Chief Patron: Colgan

Item C-31.20 #4s

Co-Patron(s): Black

Education: Higher Education

FY 12-13

FY 13-14

Virginia Community College
System

\$0

\$500,000 GF

Language:

Page 459, after line 15

"C-31.20. Improvements: Renovation and
Expansion, The Barn, Fauquier Campus,
Lord Fairfax."

\$500,000

Fund Sources: General

\$500,000".

Explanation:

(This amendment provides funding for renovation and expansion of the
Barn-Fauquier Campus.)

Chief Patron: Vogel

Item C-31.20 #5s

Education: Higher Education

FY 12-13

FY 13-14

Virginia Community College
System

\$0

\$500,000 GF

Language:

Page 459, after line 15

"C-31.20. Improvements: Renovation and
Expansion, The Barn, Fauquier Campus,
Lord Fairfax.

\$500,000

Fund Sources: General

\$500,000".

Explanation:

(This amendment provides funding for renovation and expansion of the
Barn-Fauquier Campus.)

Chief Patron: Colgan

Item C-31.20 #6s

Education: Higher Education

FY 12-13

FY 13-14

Virginia Community College
System

\$0

\$1,813,000 GF

Language:

Page 459, after line 15

"C-31.20. Planning: Godwin Building
Renovation, Annandale Campus, Northern
Virginia.

\$1,813,000

Fund Sources: General

\$1,813,000".

Explanation:

(This amendment provides funding for planning for the Godwin Building renovation project.)

Chief Patron: Colgan

Item C-31.20 #7s

Education: Higher Education

FY 12-13

FY 13-14

Virginia Community College
System

\$0

\$2,275,000 GF

Language:

Page 459, after line 15

"C-31.20. Planning: Howsmon Hall and
Communications, Technologies and Social
Scienes Building Renovation, Manassas
Campus, Northern Virginia.

\$2,275,000

Fund Sources: General

\$2,275,000".

Explanation:

(This amendment provides funding for planning for Howsmon Hall and the
Communications, Technologies and Social Sciences Building renovation projects.)

Chief Patron: Norment

Item C-31.50 #1s

Co-Patron(s): Deeds, Northam

Education: Higher Education

Virginia Military Institute

Language

Language:

Page 459, after line 19

"C-31.50. Acquisition: George C. Marshall

Research Library Building, Virginia

Military Institute.

Fund Sources:

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 FY 2013. The gift contains a parcel of 0.5 acres with improvements including a 26,750 square foot facility.

Explanation:

(This amendment would authorize 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.)

Chief Patron: Norment

Item C-31.60 #1s

Co-Patron(s): Deeds, Northam

Education: Higher Education

Virginia Military Institute

Language

Language:

Page 459, after line 19

"C-31.60. Improvements: Renovate and
Repair Post Facilities, Virginia Military
Institute.

\$4,000,000

Fund Sources: Bond Proceeds

\$4,000,000".

Explanation:

(This amendment would authorize \$4.0 million in 9(d) revenue bonds in FY 2013 to be issued under the Virginia College Building Authority for the purpose of improving Post Facilities at Virginia Military Institute. The facilities impacted would be the swimming pool, barracks turrets and parapets, Educational Resource Center, and the Crozet Hall floor.)

Education: Higher Education

Virginia State University

Language

Language:

Page 459, after line 34, insert:

"C-32.55. 1. 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.

2. 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."

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.)

Chief Patron: Governor McDonnell

Item C-33.40 #1g

Natural Resources

FY 12-13

FY 13-14

Department Of Game And Inland
Fisheries

\$0

\$2,525,000 NGF

Language:

Page 461, after line 8, insert:

"C-33.40. Improvements to Wildlife Management

Area Facilities

\$0 \$2,525,000

Fund Sources: Dedicated Special Revenue

\$0

\$631,250

Federal Trust

\$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.)

Chief Patron: Watkins

Item C-33.71 #1s

Public Safety

FY 12-13

FY 13-14

Department Of Corrections

\$0

\$2,500,000 GF

Language:

Page 461, after line 41

"C-33.71.

\$2,500,000

Fund Sources: General

\$2,500,000".

"There is hereby established a capital project for the Department of Corrections entitled "Powhatan County Waterline" to replace, reroute, and expand the size of the existing waterline that crosses the James River from Goochland to Powhatan County to serve the Beaumont Juvenile Correctional Center and the Virginia Correctional Center for Women, as well as the County of Powhatan. The Department of Corrections shall seek to develop an agreement for Powhatan County to provide for the portion of the cost of the project attributable to the increase related to the County's needs."

Explanation:

(This amendment establishes a new capital project to replace an aging water line and add needed capacity to the line.)

Chief Patron: Obenshain

Item C-33.80 #1s

Public Safety

FY 12-13

FY 13-14

Department Of State Police

\$0

\$1,216,000 GF

Language:

Page 461, after line 43

"C-33.80. Acquisition: Relocation of Area
14 and Area 16 Offices

\$1,216,000

Fund Sources: General

\$1,216,000".

"Included in these amounts is \$525,000 the second year from the general fund for relocation of the Virginia State Police Area 14 (Luray) Office and \$691,000 the second year from the general fund for relocation of the Virginia State Police Area 16 (Harrisonburg) Office."

Explanation:

(This amendment provides funding for relocation of the State Police Area 14 and Area 16 Offices.)

Veterans Affairs And Homeland Security

Department Of Veterans Services

Language

Language:

Page 462, line 16, after "cost", 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 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.")

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 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.")

Central Appropriations	FY 12-13	FY 13-14
Central Capital Outlay	\$0	\$1,000,000 NGF

Language:

Page 463, line 22, strike "\$61,026,092" and insert "\$62,026,092".

Page 463, line 25, strike "\$61,026,092" and insert "\$62,026,092".

Page 464, line 42, strike the second "\$90,000" and insert "\$1,090,000".

Page 465, line 4, strike "\$61,026,092" and insert "\$62,026,092".

Explanation:

(This amendment increases the appropriation for central maintenance reserve and the allocation for the Roanoke Higher Education Center by the same amount. The additional appropriation is needed due to a cost overrun on an agency roof replacement project. The appropriation is being transferred from a central accounts construction project because using maintenance reserve funding is more appropriate for this project. A companion amendment deletes the appropriation from the other project.)

Transportation

Department Of Transportation

Language

Language:

Page 463, after line 5, insert:

"C-35.30.

Fund Sources:

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.)

Chief Patron: Colgan

Item C-38 #1s

Central Appropriations

FY 12-13

FY 13-14

Central Capital Outlay

\$0

\$3,800,000 NGF

Language:

Page 466, line 16, strike "\$0" and insert "\$3,800,000".

Page 466, line, 17, strike "\$0" and insert "\$3,800,000".

Page 466, line 36, after "first year" insert "and \$3,800,000 the second year".

Page 466, after line 50, insert:

"Construct Lab Building, Prince William (17848)".

Explanation:

(This amendment provides funding to equip and furnish George Mason's new Prince William life sciences research facility.)

Central Appropriations	FY 12-13	FY 13-14
Central Capital Outlay	\$0	\$750,000 NGF

Language:

Page 466, line 16, strike "\$0" and insert "\$750,000".

Page 466, line 36, after "year" insert "and \$750,000 the second year".

Page 467, after line 2, insert:

"New College Institute (938)

Construct New Manufacturing Facility (18045)".

Explanation:

(This amendment provides funding for equipment for new advanced manufacturing facility at the New College Institute.)

Chief Patron: Governor McDonnell

Item C-38 #2g

Central Appropriations

FY 12-13

FY 13-14

Central Capital Outlay

\$0

\$3,800,000 NGF

Language:

Page 466, line 16, strike "\$0" and insert "\$3,800,000".

Page 466, line 36, after "year" insert "and \$3,800,000 the second year".

Page 466, after line 50, insert:

"Construct Lab Building, Prince William (17848)"..

Explanation:

(This amendment provides funding to equip and furnish George Mason's new Prince William life sciences research facility.)

Chief Patron: Marsh

Item C-38.10 #1s

Central Appropriations

Central Capital Outlay

Language

Language:

Page 468, after line 46, insert:

"5. When the projects contained in Item C-39.05, paragraphs A, B, and C move to the construction phase, the Director, Department of Planning and Budget shall ensure that the Virginia Commonwealth University Information Commons and Libraries project is in the first tranche of funding."

Explanation:

(This amendment places the Information Commons and Libraries project at Virginia Commonwealth University in the first tranche of construction funding for projects that were approved for detailed planning in the Appropriations Act.)

Chief Patron: Miller, John

Item C-38.10 #1s

Central Appropriations

Central Capital Outlay

Language

Language:

Page 468, after line 46, insert:

"5. When the projects contained in Item C-39.05, paragraphs A, B, and C move to the construction phase, the Director, Department of Planning and Budget shall ensure that the Christopher Newport University Student Success Center project is in the first tranche of funding."

Explanation:

(This amendment places the Student Success Center project at Christopher Newport University in the first tranche of construction funding for projects that were approved for detailed planning in the Appropriations Act.)

Central Appropriations

Central Capital Outlay

Language

Language:

Page 468, after line 46, insert:

"5. When the projects contained in Item C-39.05, paragraphs A, B, and C move to the construction phase, the Director, Department of Planning and Budget shall ensure that the University of Virginia Renovate the Rotunda project is in the first tranche of funding."

Explanation:

(This amendment places the Renovate the Rotunda project at the University of Virginia in the first tranche of construction funding for projects that were approved for detailed planning in the Appropriations Act.)

Chief Patron: Norment

Item C-38.10 #3s

Central Appropriations

Central Capital Outlay

Language

Language:

Page 468, after line 46, insert:

"5. When the projects contained in Item C-39.05, paragraphs A, B, and C move to the construction phase, the Director, Department of Planning and Budget shall ensure that the College of William and Mary Renovate Tyler Hall project is in the first tranche of funding."

Explanation:

(This amendment places the Renovate Tyler Hall project at College of William and Mary in the first tranche of construction funding for projects that were approved for detailed planning in the Appropriations Act.)

Central Appropriations	FY 12-13	FY 13-14
Central Capital Outlay	\$0	(\$1,000,000) NGF

Language:

Page 467, line 5, strike "\$263,829,000" and insert "\$262,829,000".

Page 467, line 17, strike "\$337,197,856" and insert "\$336,197,856".

Explanation:

(This amendment decreases the appropriation for the Capital Outlay Project Pool. The amendment is part of a pair of actions that transfers the appropriation from the pool project to central maintenance reserve. The intent of the appropriation was to provide funding for a cost overrun on a roof replacement project for the Roanoke Higher Education Center and it would be more appropriate to do that through maintenance reserve.)

Chief Patron: Marsh

Item C-38.20 #1s

Central Appropriations

FY 12-13

FY 13-14

Central Capital Outlay

\$5,020,760

\$9,915,240 GF

Language:

Page 468, line 47, strike "\$0" and insert "\$5,020,760".

Page 468, line 47, strike "\$0" and insert "\$9,915,240".

Page 468, beginning of line 47, insert:

"Capital Outlay Project Pool Supplemental".

Explanation:

(This amendment provides supplemental general fund support for the Virginia State University project "Replace Water Storage Tank" to provide for replacement of deteriorated campus water distribution piping associated with replacing the water storage tank.)

Chief Patron: Northam

Item C-39.05 #1s

Co-Patron(s): Norment

Central Appropriations

Central Capital Outlay

Language

Language:

Page 471, after line 18, insert:

"268 Virginia Institute of Marine Science Construct Facilities Management Building".

Explanation:

(This amendment adds a new project to the list of projects that are approved for detailed planning under the process outlined in Item C-39.05 of the Appropriations Act.)

Chief Patron: Watkins

Item C-39.05 #2s

Central Appropriations

Central Capital Outlay

Language

Language:

Page 471, after line 8, insert:

"229 Virginia Cooperative Extension and Agricultural Experiment Station
Renovate Kentland Facilities Building".

Explanation:

(This amendment adds a new project to the list of projects that are approved for detailed planning under the process outlined in Item C-39.05 of the Appropriations Act.)

Central Appropriations

9(D) Revenue Bonds

Language

Language:

Page 473, line 41, strike "\$563,615,000" and insert "\$560,928,000".

Page 473, line 49, strike "\$9,536,000" and insert "\$6,849,000".

Page 474, line 28, strike "\$563,615,000" and insert "\$560,928,000".

Explanation:

(This amendment reduces the appropriation from \$9,536,000 to \$6,849,000 in the 9(d) bond table under Item C-41. The change adjusts an error in the introduced budget for the George Mason University's Expand Central Utility Plant capital project. A companion amendment reduces the appropriation under Item C-8.15.)

Transfers

Interfund Transfers

Language

Language:

Page 480, line 49, strike the second "10,518,587" and insert "9,518,587".

Explanation:

(This amendment reduces the transfer of \$10.5 million from the special emergency medical services fund to the general fund by \$1.0 million in fiscal year 2014 to provide additional funding to the Virginia Rescue Squad Assistance Fund for a grant program for local emergency medical services organizations to purchase 12-lead electrocardiograph (ECG) monitors. These monitors will help to identify patients suffering from a severe and often fatal heart attack known as a ST-segment elevation myocardial infarction (STEMI) and transport them rapidly to appropriate hospitals for timely treatment. A companion amendment to Item 290 provides additional funding for this effort by requiring the Commissioner of Health to work with the State EMS Advisory Board to prioritize up to \$1.0 million of the VRSAF for this new equipment.)

Chief Patron: Hanger

Item 3-3.03 #1s

General Fund Deposits

Interest Earnings

Language

Language:

Page 51, strike "7,593,169" and insert "7,440,091".

Page 488, strike line 18.

Explanation:

(This amendment lowers the amount of interest retained by the general fund from the Virginia Rescue Squad Assistance Fund (VRSF) in the Virginia Department of Health by \$153,578 in fiscal year 2014 and eliminates language in Part 3 which retains the interest from the VRSF. This funding will be used in awarding grants to nonprofit and volunteer emergency medical services organizations for recruitment, retention, training, and equipment.)

Chief Patron: Carrico

Item 3-3.03 #2s

General Fund Deposits

Interest Earnings

Language

Language:

Page 51, strike "7,593,169" and insert "7,440,091".

Page 488, strike line 18.

Explanation:

(This amendment lowers the amount of interest retained by the general fund from the Virginia Rescue Squad Assistance Fund (VRSAF) in the Virginia Department of Health by \$153,578 in fiscal year 2014 and eliminates language in Part 3 which retains the interest from the VRSAF. A separate amendment to Item 290 appropriates \$110,000 for national background checks required of applicants for volunteer and career EMS agencies.)

Adjustments and Modifications to Tax Collections

Discounts and Allowances

Language

Language:

Page 491, line 18, insert:

"D. The Senate Finance Committee, the House Appropriations Committee, and the Department of Taxation, with participation from impacted businesses, shall examine the costs and administrative burdens on retailers, telecommunications providers, and other entities related to the collection of taxes on behalf of the Commonwealth of Virginia, including the Sales and Use Tax and other taxes. The examination shall determine the benefits the Commonwealth obtains by having private entities collect taxes on its behalf. The analysis should include the cost impact of the imposition of mandatory electronic filing and whether or not the full funding of the "dealer discount" provisions of Virginia Code should be restored. Recommendations arising from this examination should be submitted to the Chairman of the Senate Finance Committee, the Chairman of the House Appropriations Committee, and the Secretary of Finance by October 1, 2013."

Explanation:

(This amendment directs the Senate Finance Committee, the House Appropriations Committee, and the Department of Taxation to analyze the efficacy of the Dealer Discount and submit recommendations to the chairmen of each committee by October 1, 2013.)

Chief Patron: McDougle

Item 3-6.04 #1s

Adjustments and Modifications to Fees

Qualified Equity and Subordinated Debt Investment
Tax Credit

Language

Language:

Page 492, line 9, strike "\$4,000,000" and insert "\$6,000,000."

Explanation:

(This amendment increases the cap on the Qualified Equity and Subordinated Debt Investment Tax Credit by \$2.0 million, for taxable years beginning on or after January 1, 2013. A companion amendment on the Revenue Page reduces the GF revenue estimate by \$2.0 million for FY 2014.)

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.)

Chief Patron: McDougle

Item 4-6.04 #1s

Positions and Employment

Charges

Language

Language:

Page 534, after line 18, insert:

"3. All state-owned surface parking included in Lot P1A of the Department of General Services, Capitol Area Site Plan shall be under the control of the General Assembly, to be assigned by the Clerk of the House and the Clerk of the Senate at the direction of the Committee on Joint Rules ."

Explanation:

(This amendment is self-explanatory.)

Effective Date

Effective Date

Language

Language:

Page 545, after line 41, insert:

"4. That §§ 33.1-23.03:1, 33.1-23.03:10, 33.1-221.1:1.3, 58.1-320, 58.1-602, 58.1-603, 58.1-2201, 58.1-2249, 58.1-2261, and 58.1-2289, as it is currently effective and as it may become effective, of the Code of Virginia are amended and reenacted and that the Code of Virginia is amended by adding a section numbered 58.1-2259.1 and by adding in Chapter 22 of Title 58.1 an article numbered 8.1, consisting of a section numbered 58.1-2288.1, as follows:

§ 33.1-23.03:1. Transportation Trust Fund.

There is hereby created in the Department of the Treasury a special nonreverting fund to be known as the Transportation Trust Fund, consisting of:

1. Funds remaining for highway construction purposes, among the several highway systems pursuant to § 33.1-23.1.
2. [Repealed.]
3. The additional revenues generated by enactments of Chapters 11, 12 and 15 of the Acts of Assembly, 1986 Special Session, and designated for this fund.
4. Tolls and other revenues derived from the projects financed or refinanced pursuant to this title which are payable into the state treasury and tolls and other revenues derived from other transportation projects, which may include upon the request of the applicable appointed governing body, as soon as their obligations have been satisfied, such tolls and revenue derived for transportation projects pursuant to §33.1-253 (Chesapeake Bay Bridge and Tunnel District) and to the Richmond Metropolitan Authority, established in Chapter 70 (§ 15.2-7000 et seq.) of Title 15.2, or if the appointed governing body requests refunding or advanced refunding by the Board and such refunding or advanced refunding is approved by the General Assembly. Such funds shall be held in separate subaccounts of the Transportation Trust Fund to the extent required by law or the Board.

5. Tolls and other revenues derived from the Richmond-Petersburg Turnpike, provided that such funds shall be held in a separate subaccount of the Transportation Trust Fund and allocated as set forth in Chapter 574 of the Acts of Assembly of 1983 until expiration of that Act.

6. Such other funds as may be appropriated by the General Assembly from time to time, and designated for this fund.

7. All interest, dividends and appreciation which may accrue to the Transportation Trust Fund and the Highway Maintenance and Construction Fund, except that interest on funds becoming part of the Transportation Trust Fund under subdivision 1 and the Highway Maintenance and Construction Fund shall not become part of the Transportation Trust Fund until July 1, 1988.

8. All amounts required by contract to be paid over to the Transportation Trust Fund.

9. Concession payments paid to the Commonwealth by a private entity pursuant to the Public-Private Transportation Act of 1995 (§ [56-556](#) et seq.).

10. *Revenues generated by § [58.1-2288.1](#) and designated for this fund pursuant to § [58.1-2289](#) .*

§ [33.1-23.03:10](#). Tolls for use of Interstate Highway System components.

A. Notwithstanding any contrary provision of this title and in accordance with all applicable federal and state statutes and requirements, the Commonwealth Transportation Board may impose and collect tolls from all classes of vehicles in amounts established by the Board for the use of any component of the Interstate Highway System within the Commonwealth. However, prior approval of the General Assembly shall be required prior to the imposition and collection of any toll for use of ~~all or any portion of Interstate Route 81~~ *existing component of the Interstate Highway System within the Commonwealth* . Such funds so collected shall be deposited into the Transportation Trust Fund established pursuant to § [33.1-23.03:1](#), subject to allocation by the Board as provided in this section.

B. The toll facilities authorized by this section shall be subject to the provisions of federal law for the purpose of tolling motor vehicles to finance interstate construction and reconstruction, promote efficiency in the use of highways, reduce

traffic congestion, improve air quality and for such other purposes as may be permitted by federal law.

C. In order to mitigate traffic congestion in the vicinity of the toll facilities, no toll facility shall be operated without high-speed automated toll collection technology designed to allow motorists to travel through the toll facilities without stopping to make payments. Nothing in this subsection shall be construed to prohibit a toll facility from retaining means of non-automated toll collection in some lanes of the facility. The Board shall also consider traffic congestion and mitigation thereof and the impact on local traffic movement as factors in determining the location of the toll facilities authorized pursuant to this section.

D. The revenues collected from each toll facility established pursuant to this section shall be deposited into segregated subaccounts in the Transportation Trust Fund and may be allocated by the Commonwealth Transportation Board as the Board deems appropriate to:

1. Pay or finance all or part of the costs of programs or projects, including without limitation the costs of planning, operation, maintenance and improvements incurred in connection with the toll facility provided that such allocations shall be limited to programs and projects that are reasonably related to or benefit the users of the toll facility. The priorities of metropolitan planning organizations, planning district commissions, local governments, and transportation corridors shall be considered by the Board in making project allocations from such revenues deposited into the Transportation Trust Fund.

2. Repay funds from the Toll Facilities Revolving Account or the Transportation Partnership Opportunity Fund.

3. Pay the Board's reasonable costs and expenses incurred in the administration and management of the Toll Facility.

§ **33.1-221.1:1.3**. Intercity Passenger Rail Operating and Capital Fund.

A. The General Assembly declares it to be in the public interest that developing and continuing intercity passenger rail operations and the development of rail infrastructure, rolling stock, and support facilities to support intercity passenger rail service are important elements of a balanced transportation system in the Commonwealth and further declares it to be in the public interest that the

retention, maintenance, improvement, and development of intercity passenger rail-related infrastructure improvements and operations are essential to the Commonwealth's continued economic growth, vitality, and competitiveness in national and world markets.

B. There is hereby created in the state treasury a special nonreverting fund to be known as the Intercity Passenger Rail Operating and Capital Fund, which shall be considered a special fund within the Transportation Trust Fund. The Intercity Passenger Rail Operating and Capital Fund shall be established on the books of the Comptroller and shall consist of funds as may be set forth in the appropriation act, *revenues generated by § [58.1-2288.1](#) and designated for the Fund pursuant to § [58.1-2289](#)*, and ~~by allocation of funds~~ *allocated* for operations and projects pursuant to this section by the Commonwealth Transportation Board in accordance with § [33.1-23.1](#). Interest earned on moneys in the Intercity Passenger Rail Operating and Capital Fund shall remain in the Intercity Passenger Rail Operating and Capital Fund and be credited to it. Any moneys remaining in the Intercity Passenger Rail Operating and Capital Fund, including interest thereon, at the end of each fiscal year shall not revert to the general fund but shall remain in the Intercity Passenger Rail Operating and Capital Fund. Moneys in the Intercity Passenger Rail Operating and Capital Fund shall be used solely as provided in this section. Expenditures and disbursements from the Intercity Passenger Rail Operating and Capital Fund shall be made by the State Treasurer on warrants issued by the Comptroller upon written request signed by the Director of the Virginia Department of Rail and Public Transportation or his designee.

C. The Director of the Virginia Department of Rail and Public Transportation or his designee shall administer and expend or commit, subject to the approval of the Commonwealth Transportation Board, the Intercity Passenger Rail Operating and Capital Fund to support the cost of operating intercity passenger rail service; acquiring, leasing, and/or improving railways or railroad equipment, rolling stock, rights-of-way, or facilities; or assisting other appropriate entities to acquire, lease, or improve railways or railroad equipment, rolling stock, rights-of-way, or facilities for intercity passenger rail transportation purposes whenever the Board shall have determined that such acquisition, lease, and/or improvement is for the common good of a region of the Commonwealth or the Commonwealth as a whole. Funds provided in this section may also be used as matching funds for federal grants to support intercity passenger rail projects.

D. Capital projects including tracks and facilities constructed and property,

equipment, and rolling stock purchased with funds under this section shall be the property of the Commonwealth for the useful life of the project, as determined by the Director of the Department of Rail and Public Transportation, and shall be made available for use by all intercity passenger rail operations and common carriers using the railway system to which they connect under the trackage rights or operating agreements between the parties. Projects undertaken pursuant to this section shall be limited to those of a region of the Commonwealth or the Commonwealth as a whole. Such projects undertaken pursuant to this section shall not require a matching contribution; however, projects proposed with matching funds may receive more favorable consideration. Matching funds may be provided from any source except Commonwealth Transportation Fund revenues.

§ 58.1-320. Imposition of tax.

A tax is hereby annually imposed on the Virginia taxable income for each taxable year of every individual as follows:

Two percent on income not exceeding \$3,000 *for taxable years beginning before January 1, 2014* ;

Three percent on income in excess of \$3,000, but not in excess of \$5,000 *for taxable years beginning before January 1, 2014* ;

Three-quarters of one percent on income not exceeding \$5,000 for taxable years beginning on and after January 1, 2014;

Five percent on income in excess of \$5,000, but not in excess of \$12,000 for taxable years beginning before January 1, 1987;

Five percent on income in excess of \$5,000 but not in excess of \$14,000 for taxable years beginning January 1, 1987, through December 31, 1987;

Five percent on income in excess of \$5,000 but not in excess of \$15,000 for taxable years beginning January 1, 1988, through December 31, 1988;

Five percent on income in excess of \$5,000 but not in excess of \$16,000 for taxable years beginning January 1, 1989, through December 31, 1989;

Five percent on income in excess of \$5,000 but not in excess of \$17,000 for

taxable years beginning January 1, 1990 *through December 31, 2013* ;

Four and one-half percent on income in excess of \$5,000 but not in excess of \$17,000 for taxable years beginning on and after January 1, 2014;

Five and three-quarters percent on income in excess of \$12,000 for taxable years beginning before January 1, 1987;

Five and three-quarters percent on income in excess of \$14,000 for taxable years beginning January 1, 1987, through December 31, 1987;

Five and three-quarters percent on income in excess of \$15,000 for taxable years beginning January 1, 1988, through December 31, 1988;

Five and three-quarters percent on income in excess of \$16,000 for taxable years beginning January 1, 1989, through December 31, 1989; and

Five and three-quarters percent on income in excess of \$17,000 for taxable years beginning on and after January 1, 1990.

§ 58.1-602. Definitions.

As used in this chapter, unless the context clearly shows otherwise, the term or phrase:

"Advertising" means the planning, creating, or placing of advertising in newspapers, magazines, billboards, broadcasting and other media, including, without limitation, the providing of concept, writing, graphic design, mechanical art, photography and production supervision. Any person providing advertising as defined herein shall be deemed to be the user or consumer of all tangible personal property purchased for use in such advertising.

"Amplification, transmission and distribution equipment" means, but is not limited to, production, distribution, and other equipment used to provide Internet-access services, such as computer and communications equipment and software used for storing, processing and retrieving end-user subscribers' requests.

"Armored car services" means the service of picking up and delivering money, receipts, or other valuable items while using personnel and equipment to protect

such properties while in transit.

"Auto repairs" means repair and maintenance services for motor vehicles, including diagnosis and repair of mechanical and electrical systems for motor vehicles, repair to motor vehicle interiors, and paint or repair of motor vehicle exteriors.

"Auto washing" means the service of cleaning, washing, or waxing motor vehicles.

"Business" includes any activity engaged in by any person, or caused to be engaged in by him, with the object of gain, benefit or advantage, either directly or indirectly.

"Cost price" means the actual cost of an item or article of tangible personal property computed in the same manner as the sales price as defined in this section without any deductions therefrom on account of the cost of materials used, labor, or service costs, transportation charges, or any expenses whatsoever.

"Courier services" means local delivery of parcels and documents, whether delivered by foot, bicycle, automobile, small truck, or van.

"Custom program" means a computer program which is specifically designed and developed only for one customer. The combining of two or more prewritten programs does not constitute a custom computer program. A prewritten program that is modified to any degree remains a prewritten program and does not become custom.

"Distribution" means the transfer or delivery of tangible personal property for use, consumption, or storage by the distributee, and the use, consumption, or storage of tangible personal property by a person who has processed, manufactured, refined, or converted such property, but does not include the transfer or delivery of tangible personal property for resale or any use, consumption, or storage otherwise exempt under this chapter.

"Employment services" means services related to listing employment vacancies and referring or placing applicants for employment; providing executive search, recruitment, and placement services; or supplying workers to clients' businesses for limited periods of time to supplement the clients' workforce.

"Gross proceeds" means the charges made or voluntary contributions received for the lease or rental of tangible personal property or for furnishing services, computed with the same deductions, where applicable, as for sales price as defined in this section over the term of the lease, rental, service, or use, but not less frequently than monthly.

"Gross sales" means the sum total of all retail sales of tangible personal property or services as defined in this chapter, without any deduction, except as provided in this chapter. "Gross sales" shall not include the federal retailers' excise tax or the federal diesel fuel excise tax imposed in § 4091 of the Internal Revenue Code if the excise tax is billed to the purchaser separately from the selling price of the article, or the Virginia retail sales or use tax, or any sales or use tax imposed by any county or city under § [58.1-605](#) or [58.1-606](#).

"Import" and "imported" are words applicable to tangible personal property imported into the Commonwealth from other states as well as from foreign countries, and "export" and "exported" are words applicable to tangible personal property exported from the Commonwealth to other states as well as to foreign countries.

"In this Commonwealth" or "in the Commonwealth" means within the limits of the Commonwealth of Virginia and includes all territory within these limits owned by or ceded to the United States of America.

"Integrated process," when used in relation to semiconductor manufacturing, means a process that begins with the research or development of semiconductor products, equipment, or processes, includes the handling and storage of raw materials at a plant site, and continues to the point that the product is packaged for final sale and either shipped or conveyed to a warehouse. Without limiting the foregoing, any semiconductor equipment, fuel, power, energy, supplies, or other tangible personal property shall be deemed used as part of the integrated process if its use contributes, before, during, or after production, to higher product quality, production yields, or process efficiencies. Except as otherwise provided by law, such term shall not mean general maintenance or administration.

"Internet" means collectively, the myriad of computer and telecommunications facilities, which comprise the interconnected world-wide network of computer networks.

"Internet service" means a service that enables users to access proprietary and other content, information electronic mail, and the Internet as part of a package of services sold to end-user subscribers.

"Lease or rental" means the leasing or renting of tangible personal property and the possession or use thereof by the lessee or renter for a consideration, without transfer of the title to such property.

"Manufacturing, processing, refining, or conversion" includes the production line of the plant starting with the handling and storage of raw materials at the plant site and continuing through the last step of production where the product is finished or completed for sale and conveyed to a warehouse at the production site, and also includes equipment and supplies used for production line testing and quality control. The term "manufacturing" shall also include the necessary ancillary activities of newspaper and magazine printing when such activities are performed by the publisher of any newspaper or magazine for sale daily or regularly at average intervals not exceeding three months.

The determination whether any manufacturing, mining, processing, refining or conversion activity is industrial in nature shall be made without regard to plant size, existence or size of finished product inventory, degree of mechanization, amount of capital investment, number of employees or other factors relating principally to the size of the business. Further, "industrial in nature" shall include, but not be limited to, those businesses classified in codes 10 through 14 and 20 through 39 published in the Standard Industrial Classification Manual for 1972 and any supplements issued thereafter.

"Marina services" means operating a docking or storage facility for pleasure boats.

"Modular building" means, but shall not be limited to, single and multifamily houses, apartment units, commercial buildings, and permanent additions thereof, comprised of one or more sections that are intended to become real property, primarily constructed at a location other than the permanent site, built to comply with the Virginia Industrialized Building Safety Law (§ [36-70](#) et seq.) as regulated by the Virginia Department of Housing and Community Development, and shipped with most permanent components in place to the site of final assembly. For purposes of this chapter, a modular building shall not include a mobile office as defined in § [58.1-2401](#) or any manufactured building subject to and certified

under the provisions of the National Manufactured Housing Construction and Safety Standards Act of 1974 (42 U.S.C. § 5401 et seq.).

"Modular building manufacturer" means a person or corporation who owns or operates a manufacturing facility and is engaged in the fabrication, construction and assembling of building supplies and materials into modular buildings, as defined in this section, at a location other than at the site where the modular building will be assembled on the permanent foundation and may or may not be engaged in the process of affixing the modules to the foundation at the permanent site.

"Modular building retailer" means any person who purchases or acquires a modular building from a modular building manufacturer, or from another person, for subsequent sale to a customer residing within or outside of the Commonwealth, with or without installation of the modular building to the foundation at the permanent site.

"Motor vehicle" means a "motor vehicle" as defined in § [58.1-2401](#), taxable under the provisions of the Virginia Motor Vehicles Sales and Use Tax Act (§ [58.1-2400](#) et seq.) and upon the sale of which all applicable motor vehicle sales and use taxes have been paid.

"Occasional sale" means a sale of tangible personal property not held or used by a seller in the course of an activity for which he is required to hold a certificate of registration, including the sale or exchange of all or substantially all the assets of any business and the reorganization or liquidation of any business, provided such sale or exchange is not one of a series of sales and exchanges sufficient in number, scope and character to constitute an activity requiring the holding of a certificate of registration.

"Open video system" means an open video system authorized pursuant to 47 U.S.C. § 573 and, for purposes of this chapter only, shall also include Internet service regardless of whether the provider of such service is also a telephone common carrier.

"Person" includes any individual, firm, copartnership, cooperative, nonprofit membership corporation, joint venture, association, corporation, estate, trust, business trust, trustee in bankruptcy, receiver, auctioneer, syndicate, assignee, club, society, or other group or combination acting as a unit, body politic or

political subdivision, whether public or private, or quasi-public, and the plural of such term shall mean the same as the singular.

"Prewritten program" means a computer program that is prepared, held or existing for general or repeated sale or lease, including a computer program developed for in-house use and subsequently sold or leased to unrelated third parties.

"Railroad rolling stock" means locomotives, of whatever motive power, autocars, railroad cars of every kind and description, and all other equipment determined by the Tax Commissioner to constitute railroad rolling stock.

"Retail sale" or a "sale at retail" means a sale to any person for any purpose other than for resale in the form of tangible personal property or services taxable under this chapter, and shall include any such transaction as the Tax Commissioner upon investigation finds to be in lieu of a sale. All sales for resale must be made in strict compliance with regulations applicable to this chapter. Any dealer making a sale for resale which is not in strict compliance with such regulations shall be personally liable for payment of the tax.

The terms "retail sale" and a "sale at retail" shall specifically include the following: (i) the sale or charges for any room or rooms, lodgings, or accommodations furnished to transients for less than 90 continuous days by any hotel, motel, inn, tourist camp, tourist cabin, camping grounds, club, or any other place in which rooms, lodging, space, or accommodations are regularly furnished to transients for a consideration; (ii) sales of tangible personal property to persons for resale when because of the operation of the business, or its very nature, or the lack of a place of business in which to display a certificate of registration, or the lack of a place of business in which to keep records, or the lack of adequate records, or because such persons are minors or transients, or because such persons are engaged in essentially service businesses, or for any other reason there is likelihood that the Commonwealth will lose tax funds due to the difficulty of policing such business operations; and (iii) the separately stated charge made for automotive refinish repair materials that are permanently applied to or affixed to a motor vehicle during its repair. The Tax Commissioner is authorized to promulgate regulations requiring vendors of or sellers to such persons to collect the tax imposed by this chapter on the cost price of such tangible personal property to such persons and may refuse to issue certificates of registration to such persons.

The term "transient" shall not include a purchaser of camping memberships, time-shares, condominiums, or other similar contracts or interests that permit the use of, or constitute an interest in, real estate, however created or sold and whether registered with the Commonwealth or not. Further, a purchaser of a right or license which entitles the purchaser to use the amenities and facilities of a specific real estate project on an ongoing basis throughout its term shall not be deemed a transient; provided, however, that the term or time period involved is for seven years or more.

The terms "retail sale" and "sale at retail" shall not include a transfer of title to tangible personal property after its use as tools, tooling, machinery or equipment, including dies, molds, and patterns, if (i) at the time of purchase, the purchaser is obligated, under the terms of a written contract, to make the transfer and (ii) the transfer is made for the same or a greater consideration to the person for whom the purchaser manufactures goods.

"Retailer" means every person engaged in the business of making sales at retail, or for distribution, use, consumption, or storage to be used or consumed in the Commonwealth.

"Sale" means any transfer of title or possession, or both, exchange, barter, lease or rental, conditional or otherwise, in any manner or by any means whatsoever, of tangible personal property and any rendition of a taxable service for a consideration, and includes the fabrication of tangible personal property for consumers who furnish, either directly or indirectly, the materials used in fabrication, and the furnishing, preparing, or serving for a consideration of any tangible personal property consumed on the premises of the person furnishing, preparing, or serving such tangible personal property. A transaction whereby the possession of property is transferred but the seller retains title as security for the payment of the price shall be deemed a sale.

"Sales price" means the total amount for which tangible personal property or services are sold, including any services that are a part of the sale, valued in money, whether paid in money or otherwise, and includes any amount for which credit is given to the purchaser, consumer, or lessee by the dealer, without any deduction therefrom on account of the cost of the property sold, the cost of materials used, labor or service costs, losses or any other expenses whatsoever.

"Sales price" shall not include (i) any cash discount allowed and taken; (ii) finance charges, carrying charges, service charges or interest from credit extended on sales

of tangible personal property under conditional sale contracts or other conditional contracts providing for deferred payments of the purchase price; (iii) separately stated local property taxes collected; (iv) that portion of the amount paid by the purchaser as a discretionary gratuity added to the price of a meal; or (v) that portion of the amount paid by the purchaser as a mandatory gratuity or service charge added by a restaurant to the price of a meal, but only to the extent that such mandatory gratuity or service charge does not exceed 20% of the price of the meal. Where used articles are taken in trade, or in a series of trades as a credit or part payment on the sale of new or used articles, the tax levied by this chapter shall be paid on the net difference between the sales price of the new or used articles and the credit for the used articles.

"Semiconductor cleanrooms" means the integrated systems, fixtures, piping, partitions, flooring, lighting, equipment, and all other property used to reduce contamination or to control airflow, temperature, humidity, vibration, or other environmental conditions required for the integrated process of semiconductor manufacturing.

"Semiconductor equipment" means (i) machinery or tools or repair parts or replacements thereof; (ii) the related accessories, components, pedestals, bases, or foundations used in connection with the operation of the equipment, without regard to the proximity to the equipment, the method of attachment, or whether the equipment or accessories are affixed to the realty; (iii) semiconductor wafers and other property or supplies used to install, test, calibrate or recalibrate, characterize, condition, measure, or maintain the equipment and settings thereof; and (iv) equipment and supplies used for quality control testing of product, materials, equipment, or processes; or the measurement of equipment performance or production parameters regardless of where or when the quality control, testing, or measuring activity takes place, how the activity affects the operation of equipment, or whether the equipment and supplies come into contact with the product.

"Storage" means any keeping or retention of tangible personal property for use, consumption or distribution in the Commonwealth, or for any purpose other than sale at retail in the regular course of business.

"Tangible personal property" means personal property which may be seen, weighed, measured, felt, or touched, or is in any other manner perceptible to the senses. The term "tangible personal property" shall not include stocks, bonds,

notes, insurance or other obligations or securities. The term "tangible personal property" shall include (i) telephone calling cards upon their initial sale, which shall be exempt from all other state and local utility taxes, and (ii) manufactured signs.

"Taxi and limousine services" means providing passenger transportation by automobile or van, not operated over regular routes or on regular schedules.

"Taxi and limousine services" includes specialty and luxury passenger transportation services using limousine or luxury sedans, generally on a reserved basis.

"Travel services" means services related to selling travel, tour, and accommodation services to the general public or commercial clients.

"Use" means the exercise of any right or power over tangible personal property incident to the ownership thereof, except that it does not include the sale at retail of that property in the regular course of business. The term does not include the exercise of any right or power, including use, distribution, or storage, over any tangible personal property sold to a nonresident donor for delivery outside of the Commonwealth to a nonresident recipient pursuant to an order placed by the donor from outside the Commonwealth via mail or telephone. The term does not include any sale determined to be a gift transaction, subject to tax under § [58.1-604.6](#).

"Use tax" refers to the tax imposed upon the use, consumption, distribution, and storage as herein defined.

"Used directly," when used in relation to manufacturing, processing, refining, or conversion, refers to those activities which are an integral part of the production of a product, including all steps of an integrated manufacturing or mining process, but not including ancillary activities such as general maintenance or administration. When used in relation to mining, it shall refer to the activities specified above, and in addition, any reclamation activity of the land previously mined by the mining company required by state or federal law.

"Video programmer" means a person or entity that provides video programming to end-user subscribers.

"Video programming" means video and/or information programming provided by

or generally considered comparable to programming provided by a cable operator including, but not limited to, Internet service.

§ **58.1-603**. Imposition of sales tax.

There is hereby levied and imposed, in addition to all other taxes and fees of every kind now imposed by law, a license or privilege tax upon every person who engages in the business of selling at retail or distributing tangible personal property in this Commonwealth, or who rents or furnishes any of the things or services taxable under this chapter, or who stores for use or consumption in this Commonwealth any item or article of tangible personal property as defined in this chapter, or who leases or rents such property within this Commonwealth, in the amount of three and one-half percent through midnight on July 31, 2004, and four percent beginning on and after August 1, 2004:

1. Of the gross sales price of each item or article of tangible personal property when sold at retail or distributed in this Commonwealth.
2. Of the gross proceeds derived from the lease or rental of tangible personal property, where the lease or rental of such property is an established business, or part of an established business, or the same is incidental or germane to such business.
3. Of the cost price of each item or article of tangible personal property stored in this Commonwealth for use or consumption in this Commonwealth.
4. Of the gross proceeds derived from the sale or charges for rooms, lodgings or accommodations furnished to transients as set out in the definition of "retail sale" in § **58.1-602**.
5. Of the gross sales of any services which are expressly stated as taxable within this chapter.
6. *Effective July 1, 2013, of the gross sales of armored car services, auto repairs, auto washing, courier services, employment services, marina services, taxi and limousine services, and travel services.*

§ **58.1-2201**. Definitions.

As used in this chapter, unless the context requires otherwise:

"Alternative fuel" means a combustible gas, liquid or other energy source that can be used to generate power to operate a highway vehicle and that is neither a motor fuel nor electricity used to recharge an electric motor vehicle.

"Assessment" means a written determination by the Department of the amount of taxes owed by a taxpayer. Assessments made by the Department shall be deemed to be made when a written notice of assessment is delivered to the taxpayer by the Department or is mailed to the taxpayer at the last known address appearing in the Commissioner's files.

"Aviation consumer" means any person who uses in excess of 100,000 gallons of aviation jet fuel in any fiscal year and is licensed pursuant to Article 2 (§ [58.1-2204](#) et seq.) of this chapter.

"Aviation fuel" means aviation gasoline or aviation jet fuel.

"Aviation gasoline" means fuel designed for use in the operation of aircraft other than jet aircraft, and sold or used for that purpose.

"Aviation jet fuel" means fuel designed for use in the operation of jet or turbo-prop aircraft, and sold or used for that purpose.

"Blended fuel" means a mixture composed of gasoline or diesel fuel and another liquid, other than a de minimis amount of a product such as carburetor detergent or oxidation inhibitor, that can be used as a fuel in a highway vehicle.

"Blender" means a person who produces blended fuel outside the terminal transfer system.

"Bonded aviation jet fuel" means aviation jet fuel held in bonded storage under United States Customs Law and delivered into a fuel tank of aircraft operated by certificated air carriers on international flights.

"Bonded importer" means a person, other than a supplier, who imports, by transport truck or another means of transfer outside the terminal transfer system, motor fuel removed from a terminal located in another state in which (i) the state from which the fuel is imported does not require the seller of the fuel to collect

motor fuel tax on the removal either at that state's rate or the rate of the destination state; (ii) the supplier of the fuel is not an elective supplier; or (iii) the supplier of the fuel is not a permissive supplier.

"Bulk plant" means a motor fuel storage and distribution facility that is not a terminal and from which motor fuel may be removed at a rack.

"Bulk user" means a person who maintains storage facilities for motor fuel and uses part or all of the stored fuel to operate a highway vehicle, watercraft, or aircraft.

"Bulk user of alternative fuel" means a person who maintains storage facilities for alternative fuel and uses part or all of the stored fuel to operate a highway vehicle.

"Commercial watercraft" means a watercraft employed in the business of commercial fishing, transporting persons or property for compensation or hire, or any other trade or business unless the watercraft is used in an activity of a type generally considered entertainment, amusement, or recreation. The definition shall include a watercraft owned by a private business and used in the conduct of its own business or operations, including but not limited to the transport of persons or property.

"Commissioner" means the Commissioner of the Department of Motor Vehicles.

"Corporate or partnership officer" means an officer or director of a corporation, partner of a partnership, or member of a limited liability company, who as such officer, director, partner or member is under a duty to perform on behalf of the corporation, partnership, or limited liability company the tax collection, accounting, or remitting obligations.

"Department" means the Department of Motor Vehicles, acting directly or through its duly authorized officers and agents.

"Designated inspection site" means any state highway inspection station, weigh station, agricultural inspection station, mobile station, or other location designated by the Commissioner or his designee to be used as a fuel inspection site.

"Destination state" means the state, territory, or foreign country to which motor fuel is directed for delivery into a storage facility, a receptacle, a container, or a

type of transportation equipment for the purpose of resale or use. The term shall not include a tribal reservation of any recognized Native American tribe.

"Diesel fuel" means any liquid that is suitable for use as a fuel in a diesel-powered highway vehicle or watercraft. The term shall include undyed #1 fuel oil and undyed #2 fuel oil, but shall not include gasoline or aviation jet fuel.

"Distributor" means a person who acquires motor fuel from a supplier or from another distributor for subsequent sale.

"Dyed diesel fuel" means diesel fuel that meets the dyeing and marking requirements of 26 U.S.C. § 4082.

"Elective supplier" means a supplier who (i) is required to be licensed in the Commonwealth and (ii) elects to collect the tax due the Commonwealth on motor fuel that is removed at a terminal located in another state and has Virginia as its destination state.

"Electric motor vehicle" means a motor vehicle that uses electricity as its only source of motive power.

"End seller" means the person who sells fuel to the ultimate user of the fuel.

"Export" means to obtain motor fuel in Virginia for sale or distribution in another state, territory, or foreign country. Motor fuel delivered out-of-state by or for the seller constitutes an export by the seller, and motor fuel delivered out-of-state by or for the purchaser constitutes an export by the purchaser.

"Exporter" means a person who obtains motor fuel in Virginia for sale or distribution in another state, territory, or foreign country.

"Fuel" includes motor fuel and alternative fuel.

"Fuel alcohol" means methanol or fuel grade ethanol.

"Fuel alcohol provider" means a person who (i) produces fuel alcohol or (ii) imports fuel alcohol outside the terminal transfer system by means of a marine vessel, a transport truck, a tank wagon, or a railroad tank car.

"Gasohol" means a blended fuel composed of gasoline and fuel grade ethanol.

"Gasoline" means (i) all products that are commonly or commercially known or sold as gasoline and are suitable for use as a fuel in a highway vehicle, aircraft, or watercraft, other than products that have an American Society for Testing Materials octane number of less than 75 as determined by the motor method; (ii) a petroleum product component of gasoline, such as naphtha, reformate, or toluene; (iii) gasohol; and (iv) fuel grade ethanol. The term does not include aviation gasoline sold for use in an aircraft engine.

"Governmental entity" means (i) the Commonwealth or any political subdivision thereof or (ii) the United States or its departments, agencies, and instrumentalities.

"Gross gallons" means an amount of motor fuel measured in gallons, exclusive of any temperature, pressure, or other adjustments.

"Heating oil" means any combustible liquid, including but not limited to dyed #1 fuel oil, dyed #2 fuel oil, and kerosene, that is burned in a boiler, furnace, or stove for heating or for industrial processing purposes.

"Highway" means every way or place of whatever nature open to the use of the public for purposes of vehicular travel in the Commonwealth, including the streets and alleys in towns and cities.

"Highway vehicle" means a self-propelled vehicle designed for use on a highway.

"Hybrid electric motor vehicle" means a motor vehicle that uses electricity and another source of motive power.

"Import" means to bring motor fuel into Virginia by any means of conveyance other than in the fuel supply tank of a highway vehicle. Motor fuel delivered into Virginia from out-of-state by or for the seller constitutes an import by the seller, and motor fuel delivered into Virginia from out-of-state by or for the purchaser constitutes an import by the purchaser.

"Importer" means a person who obtains motor fuel outside of Virginia and brings that motor fuel into Virginia by any means of conveyance other than in the fuel tank of a highway vehicle. For purposes of this chapter, a motor fuel transporter

shall not be considered an importer.

"In-state-only supplier" means (i) a supplier who is required to have a license and who elects not to collect the tax due the Commonwealth on motor fuel that is removed by that supplier at a terminal located in another state and has Virginia as its destination state or (ii) a supplier who does business only in Virginia.

"Licensee" means any person licensed by the Commissioner pursuant to Article 2 (§ [58.1-2204](#) et seq.) of this chapter or § [58.1-2244](#).

"Liquid" means any substance that is liquid above its freezing point.

"Motor fuel" means gasoline, diesel fuel, blended fuel, and aviation fuel.

"Motor fuel transporter" means a person who transports motor fuel for hire by means of a pipeline, a tank wagon, a transport truck, a railroad tank car, or a marine vessel.

"Net gallons" means the amount of motor fuel measured in gallons when adjusted to a temperature of 60 degrees Fahrenheit and a pressure of 14.7 pounds per square inch.

"Occasional importer" means any person who (i) imports motor fuel by any means outside the terminal transfer system and (ii) is not required to be licensed as a bonded importer.

"Permissive supplier" means an out-of-state supplier who elects, but is not required, to have a supplier's license under this chapter.

"Person" means any individual; firm; cooperative; association; corporation; limited liability company; trust; business trust; syndicate; partnership; limited liability partnership; joint venture; receiver; trustee in bankruptcy; club, society or other group or combination acting as a unit; or public body, including but not limited to the Commonwealth, any other state, and any agency, department, institution, political subdivision or instrumentality of the Commonwealth or any other state.

"Position holder" means a person who holds an inventory position of motor fuel in a terminal, as reflected on the records of the terminal operator. A person holds an

"inventory position of motor fuel" when he has a contract with the terminal operator for the use of storage facilities and terminaling services for fuel at the terminal. The term includes a terminal operator who owns fuel in the terminal.

"Principal" means (i) if a partnership, all its partners; (ii) if a corporation, all its officers, directors, and controlling direct or indirect owners; (iii) if a limited liability company, all its members; and (iv) or an individual.

"Provider of alternative fuel" means a person who (i) acquires alternative fuel for sale or delivery to a bulk user or a retailer; (ii) maintains storage facilities for alternative fuel, part or all of which the person sells to someone other than a bulk user or a retailer to operate a highway vehicle; (iii) sells alternative fuel and uses part of the fuel acquired for sale to operate a highway vehicle by means of a fuel supply line from the cargo tank of the vehicle to the engine of the vehicle; or (iv) imports alternative fuel into Virginia, by a means other than the usual tank or receptacle connected with the engine of a highway vehicle, for sale or use by that person to operate a highway vehicle.

"Rack" means a facility that contains a mechanism for delivering motor fuel from a refinery, terminal, or bulk plant into a transport truck, railroad tank car, or other means of transfer that is outside the terminal transfer system.

"Refiner" means any person who owns, operates, or otherwise controls a refinery.

"Refinery" means a facility for the manufacture or reprocessing of finished or unfinished petroleum products usable as motor fuel and from which motor fuel may be removed by pipeline or marine vessel or at a rack.

"Removal" means a physical transfer other than by evaporation, loss, or destruction. A physical transfer to a transport truck or other means of conveyance outside the terminal transfer system is complete upon delivery into the means of conveyance.

"Retailer" means a person who (i) maintains storage facilities for motor fuel and (ii) sells the fuel at retail or dispenses the fuel at a retail location.

"Retailer of alternative fuel" means a person who (i) maintains storage facilities for alternative fuel and (ii) sells or dispenses the fuel at retail, to be used to generate power to operate a highway vehicle.

"Supplier" means (i) a position holder, or (ii) a person who receives motor fuel pursuant to a two-party exchange. A licensed supplier includes a licensed elective supplier and licensed permissive supplier.

"System transfer" means a transfer (i) of motor fuel within the terminal transfer system or (ii) of fuel grade ethanol by transport truck or railroad tank car.

"Tank wagon" means a straight truck or straight truck/trailer combination designed or used to carry fuel and having a capacity of less than 6,000 gallons.

"Terminal" means a motor fuel storage and distribution facility (i) to which a terminal control number has been assigned by the Internal Revenue Service, (ii) to which motor fuel is supplied by pipeline or marine vessel, and (iii) from which motor fuel may be removed at a rack.

"Terminal operator" means a person who owns, operates, or otherwise controls a terminal.

"Terminal transfer system" means a motor fuel distribution system consisting of refineries, pipelines, marine vessels, and terminals, and which is a "bulk transfer/terminal system" under 26 C.F.R. Part [48.4081-1](#).

"Transmix" means (i) the buffer or interface between two different products in a pipeline shipment or (ii) a mix of two different products within a refinery or terminal that results in an off-grade mixture.

"Transport truck" means a tractor truck/semitrailer combination designed or used to transport cargoes of motor fuel over a highway.

"Trustee" means a person who (i) is licensed as a supplier, an elective supplier, or a permissive supplier and receives tax payments from and on behalf of a licensed or unlicensed distributor, or other person pursuant to § [58.1-2231](#) or (ii) is licensed as a provider of alternative fuel and receives tax payments from and on behalf of a bulk user of alternative fuel, retailer of alternative fuel or other person pursuant to § [58.1-2252](#).

"Two-party exchange" means a transaction in which fuel is transferred from one licensed supplier to another licensed supplier pursuant to an exchange agreement, which transaction (i) includes a transfer from the person who holds the inventory

position in taxable motor fuel in the terminal as reflected on the records of the terminal operator and (ii) is completed prior to removal of the product from the terminal by the receiving exchange partner.

"Undyed diesel fuel" means diesel fuel that is not subject to the United States Environmental Protection Agency or Internal Revenue Service fuel-dyeing requirements.

"Use" means the actual consumption or receipt of motor fuel by any person into a highway vehicle, aircraft, or watercraft.

"Watercraft" means any vehicle used on waterways.

§ 58.1-2249. Tax on alternative fuel.

A. (Contingent expiration date - see Editor's notes) There is hereby levied a tax at the rate of seventeen and one-half cents (*\$0.175*) per gallon on liquid alternative fuel used to operate a highway vehicle by means of a vehicle supply tank that stores fuel only for the purpose of supplying fuel to operate the vehicle. There is hereby levied a tax at a rate equivalent to seventeen and one-half cents (*\$0.175*) per gallon on all other alternative fuel used to operate a highway vehicle. The Commissioner shall determine the equivalent rate applicable to such other alternative fuels.

A. (Contingent effective date - see Editor's notes) There is hereby levied a tax at the rate of sixteen cents (*\$0.16*) per gallon on liquid alternative fuel used to operate a highway vehicle by means of a vehicle supply tank that stores fuel only for the purpose of supplying fuel to operate the vehicle. There is hereby levied a tax at a rate equivalent to sixteen cents (*\$0.16*) per gallon on all other alternative fuel used to operate a highway vehicle. The Commissioner shall determine the equivalent rate applicable to such other alternative fuels.

B. In addition to any tax imposed by this article, there is hereby levied an annual license tax of ~~\$50~~ *\$102* per vehicle on each highway vehicle registered in Virginia that is an electric motor vehicle *or a hybrid electric motor vehicle* . If such a highway vehicle is registered for a period other than one year as provided under § 46.2-646, the license tax shall be multiplied by the number of years or fraction thereof that the vehicle will be registered.

§ 58.1-2259.1 . Refund for hybrid electric motor vehicles.

A refund of the tax paid pursuant to § 58.1-2288.1 for the purchase of fuel shall be granted in accordance with the provisions of § 58.1-2261 to any person who establishes to the satisfaction of the Commissioner that such person has paid the tax levied pursuant to § 58.1-2288.1 upon any fuel used to fuel a hybrid electric motor vehicle for which a current annual license tax has been paid pursuant to subsection B of § 58.1-2249 .

§ 58.1-2261. Refund procedure; investigations.

A. Any person entitled to a refund pursuant to § 58.1-2259 or 58.1-2259.1 shall file with the Commissioner an application on a form prepared and furnished by the Commissioner. Such application shall contain the information and certifications required by the Commissioner. The applicant shall set forth the basis for the claimed refund, the total amount of such fuel purchased and used by such applicant, and how such fuel was used. The applicant shall retain the paid ticket, invoice, or other document from the seller documenting the purchase of the fuel on which a refund is claimed for a period of time to be determined by the Commissioner. *For a refund pursuant to § 58.1-2259.1 , the applicant shall also present a copy of a current Virginia vehicle registration for a hybrid electric motor vehicle for which the annual license has been paid.* The Commissioner, upon the presentation of such application shall refund to the claimant the proper amount of the tax paid as provided in this chapter, subject to the provisions of subsection D. A ticket issued to the holder of a credit card as evidence of the delivery to such holder of tax-paid fuel shall, for the purpose of this section, be a paid ticket or invoice. Tickets or invoices marked "duplicate" shall not be acceptable.

B. The application for a refund shall be filed within one year from the date of the sale as shown on the paid ticket or invoice. For those that pay the motor fuels tax in accordance with § 58.1-2200, if the refund amount certified by the Commissioner is different from the amount requested by the applicant, the Commissioner shall provide an explanation to the applicant of why the refund amount differs from the amount requested.

C. In the event an assessment is rendered for failure to report and pay the tax imposed as provided in § 58.1-2217 or § 58.1-2249 and such fuel is subject to refund under the provisions of § 58.1-2259 or 58.1-2259.1 , the application for a

refund shall be filed with the Commissioner by the person entitled to such refund within one year from the date such assessment is paid and shall be accompanied by invoices covering the sale of the fuel and billing of tax to such person.

D. The Department may make any investigation it considers necessary before refunding the fuels tax to a person, and may investigate a refund after the refund has been issued and within the time frame for adjusting tax under this chapter. As a part of such investigation, the Department may require that the person provide the paid ticket, invoice, or other document from the seller documenting the purchase of the fuel on which a refund is claimed. Failure to provide a ticket, invoice, or other document evidencing the purchase of such fuel on which a refund is requested or was previously granted will result in the denial or reversal of that refund.

E. In accordance with § 58.1-609.1, any person who is refunded tax pursuant to § 58.1-2259 or 58.1-2259.1 shall be subject to the taxes imposed by Chapter 6 (§ 58.1-600 et seq.) of this title, unless such transaction is specifically exempted pursuant to § 58.1-609.1.

*Article 8.1.
Additional Taxes.*

§ 58.1-2288.1 . *Additional taxes on fuels.*

A. Beginning July 1, 2013, and thereafter, any licensee or person required to precollect the tax imposed on fuels under § 58.1-2217 or 58.1-2249 shall also be required to precollect an additional tax, which is hereby imposed at the rate established in subsection B, on the number of gallons of gasoline, gasohol, diesel fuel, blended fuel, or alternative fuel for which the licensee or person is precollecting the tax under such section or sections. The tax imposed under this section shall be in addition to all other taxes and fees of every kind now imposed by law.

B. The tax imposed under subsection A shall be imposed at a cents-per-gallon rate determined by the Commissioner. Such tax shall be imposed at a cents-per-gallon rate equal to five percent of the stateside average wholesale price of a gallon of self-serve unleaded regular gasoline for the applicable base period, excluding federal and state excise taxes, as determined by the Commissioner rounded up to the nearest one-tenth of one cent.

In computing the cents-per-gallon tax, the Commissioner shall use four base periods. The period from March 1 through May 31 shall be the base period for the purpose of determining the cents-per-gallon tax for the immediately following period beginning July 1 and ending September 30, inclusive. The period from June 1 through August 31 shall be the base period for determining the cents-per-gallon tax for the immediately following period beginning October 1 and ending December 31, inclusive. The period from September 1 through November 30 shall be the base period for determining the cents-per-gallon tax for the immediately following period beginning January 1 and ending March 31, inclusive. The period from December 1 through the last day of February shall be the base period for determining the cents-per-gallon tax for the immediately following period beginning April 1 and ending June 30, inclusive.

C. The tax imposed under this section on gallons of fuel for which the licensee or person is precollecting the tax under § [58.1-2217](#) or [58.1-2249](#) is imposed on the ultimate consumer but shall be precollected as prescribed herein, and the levies and assessments imposed on the licensee or person for such tax are imposed on licensee or person as agents of the Commonwealth for the precollection of the tax.

D. The tax imposed by subsection A shall be due and paid by such licensee or person at the same time that the tax under § [58.1-2217](#) or [58.1-2249](#) , as applicable, is due. All provisions of this chapter, including return filing and reporting requirements, payment requirements and due dates for payment of tax, requirements to precollect tax, late payment penalties and interest, jeopardy assessments, civil penalties, discounts, deductions, and exemptions from tax, shall apply mutatis mutandis to the additional tax imposed under this section.

§ [58.1-2289](#). (Contingent expiration date) Disposition of tax revenue generally.

A. Unless otherwise provided in this section, all taxes and fees, including civil penalties, collected by the Commissioner pursuant to this chapter, less a reasonable amount to be allocated for refunds, shall be promptly paid into the state treasury and shall constitute special funds within the Commonwealth Transportation Fund. Any balances remaining in these funds at the end of the year shall be available for use in subsequent years for the purposes set forth in this chapter, and any interest income on such funds shall accrue to these funds. Except as provided in § [33.1-23.03:1](#), no portion of the revenue derived from taxes collected pursuant to §§ § [58.1-2217](#), [58.1-2249](#), or [58.1-2701](#), and remaining

after authorized refunds for nonhighway use of fuel, shall be used for any purpose other than the construction, reconstruction or maintenance of the roads and projects comprising the State Highway System, the Interstate System and the secondary system of state highways and expenditures directly and necessarily required for such purposes, including the retirement of revenue bonds.

Revenues collected under this chapter may be also used for (i) contributions toward the construction, reconstruction or maintenance of streets in cities and towns of such sums as may be provided by law and (ii) expenditures for the operation and maintenance of the Department of Transportation, the Department of Rail and Public Transportation, the Department of Aviation, the Virginia Port Authority, and the Department of Motor Vehicles as may be provided by law.

The Governor is hereby authorized to transfer out of such fund an amount necessary for the inspection of gasoline and motor grease measuring and distributing equipment, and for the inspection and analysis of gasoline for purity.

B. Except as provided in ~~subsection~~ *subsections F and G*, the tax collected on each gallon of aviation fuel sold and delivered or used in this Commonwealth, less refunds, shall be paid into a special fund of the state treasury. Proceeds of this special fund within the Commonwealth Transportation Fund shall be disbursed upon order of the Department of Aviation, on warrants of the Comptroller, to defray the cost of the administration of the laws of this Commonwealth relating to aviation, for the construction, maintenance and improvement of airports and landing fields to which the public now has or which it is proposed shall have access, and for the promotion of aviation in the interest of operators and the public generally.

C. One-half cent (*\$0.005*) of the tax collected on each gallon of fuel on which a refund has been paid for gasoline, gasohol, diesel fuel, blended fuel, or alternative fuel, for fuel consumed in tractors and unlicensed equipment used for agricultural purposes shall be paid into a special fund of the state treasury, known as the Virginia Agricultural Foundation Fund, to be disbursed to make certain refunds and defray the costs of the research and educational phases of the agricultural program, including supplemental salary payments to certain employees at Virginia Polytechnic Institute and State University, the Department of Agriculture and Consumer Services and the Virginia Truck and Ornamentals Research Station, including reasonable expenses of the Virginia Agricultural Council.

D. One and one-half cents (*\$0.015*) of the tax collected on each gallon of fuel used to propel a commercial watercraft upon which a refund has been paid shall be paid to the credit of the Game Protection Fund of the state treasury to be made available to the Board of Game and Inland Fisheries until expended for the purposes provided generally in subsection C of § [29.1-701](#), including acquisition, construction, improvement and maintenance of public boating access areas on the public waters of this Commonwealth and for other activities and purposes of direct benefit and interest to the boating public and for no other purpose. However, one and one-half cents (*\$0.015*) per gallon on fuel used by commercial fishing, oystering, clamming, and crabbing boats shall be paid to the Department of Transportation to be used for the construction, repair, improvement and maintenance of the public docks of this Commonwealth used by said commercial watercraft. Any expenditures for the acquisition, construction, improvement and maintenance of the public docks shall be made according to a plan developed by the Virginia Marine Resources Commission.

From the tax collected pursuant to the provisions of this chapter from the sales of gasoline used for the propelling of watercraft, after deduction for lawful refunds *and after deduction for the revenues distributed pursuant to subsection G*, there shall be paid into the state treasury for use by the Marine Resources Commission, the Virginia Soil and Water Conservation Board, the State Water Control Board, and the Commonwealth Transportation Board to (i) improve the public docks as specified in this section, (ii) improve commercial and sports fisheries in Virginia's tidal waters, (iii) make environmental improvements including, without limitation, fisheries management and habitat enhancement in the Chesapeake and its tributaries, and (iv) further the purposes set forth in § [33.1-223](#), a sum as established by the General Assembly.

E. Notwithstanding other provisions of this section, there shall be transferred from moneys collected pursuant to this section to a special fund within the Commonwealth Transportation Fund in the state treasury, to be used to meet the necessary expenses of the Department of Motor Vehicles, an amount equal to one percent of a sum to be calculated as follows: the tax revenues collected pursuant to this chapter, at the tax rates in effect on December 31, 1986, less refunds authorized by this chapter and less taxes collected for aviation fuels.

F. The additional revenues, less any additional refunds authorized, generated by increases in the rates of taxes under this chapter pursuant to enactments of the 2007 Session of the General Assembly shall be collected pursuant to Article 4 (§

58.1-2230 et seq.) ~~of this chapter~~ and deposited into the Highway Maintenance and Operating Fund.

G. 1. The additional revenues (less any additional refunds authorized and the direct costs of administration by the Department in collecting such additional revenues) generated by the additional tax under § 58.1-2288.1 shall be collected pursuant to Article 4 (§ 58.1-2230 et seq.) and distributed as follows:

a. An amount equal to a three percent tax imposed pursuant to § 58.1-2288.1 shall be deposited in the Highway Maintenance and Operating Fund;

b. An amount equal to a one percent tax imposed pursuant to § 58.1-2288.1 shall be deposited in the Transportation Trust Fund established pursuant to § 33.1-23.03:1 ;

c. An amount equal to a 0.34 percent tax imposed pursuant to § 58.1-2288.1 shall be deposited in the Intercity Passenger and Rail Operating and Capital Fund established pursuant to § 33.1-221.1:1.3 ; and

d. An amount equal to a 0.66 percent tax imposed pursuant to § 58.1-2288.1 shall be distributed to counties and cities in the Commonwealth. A county or city receiving funds pursuant to this subdivision may expend the funds for any transportation purpose in the locality, but shall not use the funds for any other purpose. Funds shall be credited to the account of each particular county or city based on the same proportions and formulas used to distribute local sales tax pursuant to § 58.1-605 .

2. For purposes of such deposits pursuant to this subsection, the Commissioner shall provide a monthly certification to the Comptroller reporting the net revenues generated by such tax in the most recently ended month for which such net revenues have been collected. The monthly certification shall be provided to the Comptroller no later than the twenty-fifth of each month. The Comptroller shall deposit an amount equal to each month's net revenues (as reported in the Commissioner's certification) into the funds specified herein no later than the last day of the same month in which the certification was made by the Commissioner.

§ 58.1-2289. (Contingent effective date - see Editor's notes) Disposition of tax revenue generally.

A. Unless otherwise provided in this section, all taxes and fees, including civil penalties, collected by the Commissioner pursuant to this chapter, less a reasonable amount to be allocated for refunds, shall be promptly paid into the state treasury and shall constitute special funds within the Commonwealth Transportation Fund. Any balances remaining in these funds at the end of the year shall be available for use in subsequent years for the purposes set forth in this chapter, and any interest income on such funds shall accrue to these funds. Except as provided in § 33.1-23.03:1, no portion of the revenue derived from taxes collected pursuant to §§ § 58.1-2217, 58.1-2249, or ~~§~~58.1-2701, and remaining after authorized refunds for nonhighway use of fuel, shall be used for any purpose other than the construction, reconstruction or maintenance of the roads and projects comprising the State Highway System, the Interstate System and the secondary system of state highways and expenditures directly and necessarily required for such purposes, including the retirement of revenue bonds.

Revenues collected under this chapter may be also used for (i) contributions toward the construction, reconstruction or maintenance of streets in cities and towns of such sums as may be provided by law and (ii) expenditures for the operation and maintenance of the Department of Transportation, the Department of Rail and Public Transportation, the Department of Aviation, the Virginia Port Authority, and the Department of Motor Vehicles as may be provided by law.

The Governor is hereby authorized to transfer out of such fund an amount necessary for the inspection of gasoline and motor grease measuring and distributing equipment, and for the inspection and analysis of gasoline for purity.

B. ~~The~~ *Except as provided in subsection F, the* tax collected on each gallon of aviation fuel sold and delivered or used in this Commonwealth, less refunds, shall be paid into a special fund of the state treasury. Proceeds of this special fund within the Commonwealth Transportation Fund shall be disbursed upon order of the Department of Aviation, on warrants of the Comptroller, to defray the cost of the administration of the laws of this Commonwealth relating to aviation, for the construction, maintenance and improvement of airports and landing fields to which the public now has or which it is proposed shall have access, and for the promotion of aviation in the interest of operators and the public generally.

C. One-half cent ($\$0.005$) of the tax collected on each gallon of fuel on which the refund has been paid at the rate of seventeen cents ($\$0.17$) per gallon, or in the case of diesel fuel, fifteen and one-half cents ($\$0.155$) per gallon, for fuel

consumed in tractors and unlicensed equipment used for agricultural purposes shall be paid into a special fund of the state treasury, known as the Virginia Agricultural Foundation Fund, to be disbursed to make certain refunds and defray the costs of the research and educational phases of the agricultural program, including supplemental salary payments to certain employees at Virginia Polytechnic Institute and State University, the Department of Agriculture and Consumer Services and the Virginia Truck and Ornamentals Research Station, including reasonable expenses of the Virginia Agricultural Council.

D. One and one-half cents (*\$0.015*) of the tax collected on each gallon of fuel used to propel a commercial watercraft upon which a refund has been paid shall be paid to the credit of the Game Protection Fund of the state treasury to be made available to the Board of Game and Inland Fisheries until expended for the purposes provided generally in subsection C of § [29.1-701](#), including acquisition, construction, improvement and maintenance of public boating access areas on the public waters of this Commonwealth and for other activities and purposes of direct benefit and interest to the boating public and for no other purpose. However, one and one-half cents (*\$0.015*) per gallon on fuel used by commercial fishing, oystering, clamming, and crabbing boats shall be paid to the Department of Transportation to be used for the construction, repair, improvement and maintenance of the public docks of this Commonwealth used by said commercial watercraft. Any expenditures for the acquisition, construction, improvement and maintenance of the public docks shall be made according to a plan developed by the Virginia Marine Resources Commission.

From the tax collected pursuant to the provisions of this chapter from the sales of gasoline used for the propelling of watercraft, after deduction for lawful refunds *and after deduction for the revenues distributed pursuant to subsection F*, there shall be paid into the state treasury for use by the Marine Resources Commission, the Virginia Soil and Water Conservation Board, the State Water Control Board, and the Commonwealth Transportation Board to (i) improve the public docks as specified in this section, (ii) improve commercial and sports fisheries in Virginia's tidal waters, (iii) make environmental improvements including, without limitation, fisheries management and habitat enhancement in the Chesapeake and its tributaries, and (iv) further the purposes set forth in § [33.1-223](#), a sum as established by the General Assembly.

E. Notwithstanding other provisions of this section, there shall be transferred from moneys collected pursuant to this section to a special fund within the

Commonwealth Transportation Fund in the state treasury, to be used to meet the necessary expenses of the Department of Motor Vehicles, an amount equal to one percent of a sum to be calculated as follows: the tax revenues collected pursuant to this chapter, at the tax rates in effect on December 31, 1986, less refunds authorized by this chapter and less taxes collected for aviation fuels.

F. 1. The additional revenues (less any additional refunds authorized and the direct costs of administration by the Department in collecting such additional revenues) generated by the additional tax under § [58.1-2288.1](#) shall be collected pursuant to Article 4 (§ [58.1-2230](#) et seq.) and distributed as follows:

a. An amount equal to a three percent tax imposed pursuant to § [58.1-2288.1](#) . shall be deposited in the Highway Maintenance and Operating Fund;

b. An amount equal to a one percent tax imposed pursuant to § [58.1-2288.1](#) shall be deposited in the Transportation Trust Fund established pursuant to § [33.1-23.03:1](#) ;

c. An amount equal to a 0.34 percent tax imposed pursuant to § [58.1-2288.1](#) shall be deposited in the Intercity Passenger and Rail Operating and Capital Fund established pursuant to § [33.1-221.1:1.3](#) ; and

d. An amount equal to a 0.66 percent tax imposed pursuant to § [58.1-2288.1](#) shall be distributed to counties and cities in the Commonwealth. A county or city receiving funds pursuant to this subdivision may expended the funds for any transportation purpose in the locality, but shall not use the funds for any other purpose. Funds shall be credited to the account of each particular county or city based on the same proportions and formulas used to distribute local sales tax pursuant to § [58.1-605](#) .

2. For purposes of such deposits pursuant to this subsection, the Commissioner shall provide a monthly certification to the Comptroller reporting the net revenues generated by such tax in the most recently ended month for which such net revenues have been collected. The monthly certification shall be provided to the Comptroller no later than the twenty-fifth of each month. The Comptroller shall deposit an amount equal to each month's net revenues (as reported in the Commissioner's certification) into the funds specified herein no later than the last day of the same month in which the certification was made by the Commissioner.

2. That §§ 58.1-438.1, 58.1-439.1, and 58.1-439.12:02 of the Code of Virginia are repealed, effective for taxable years beginning on or after January 1, 2013. However, nothing in this enactment shall affect the validity of any credit earned pursuant to § 58.1-438.1, 58.1-439.1, or 58.1-439.12:02 in a taxable year beginning before January 1, 2013, or the administration thereof.

3. That the Department of Taxation shall develop guidelines concerning the services subject to the sales tax pursuant to the amendments to § 58.1-603 of the Code of Virginia set forth in this Act. Such guidelines shall be made available no later than July 1, 2013."

Page 545, line 42, strike "4." and insert "5."

Page 545, line 43, following "third", insert "and fourth".

Explanation:

(This amendment implements the provisions of SB 717 of the 2013 Session of the General Assembly.)
