

Revenues

Revenues

Language

Language:

Page 1, strike lines 28 through 40 and insert:

"

	First Year	Second Year	Total
Unreserved Balance, June 30 2010	1,066,982,453	-	1,066,982,453
Additions to Balance	90,031,868	(27,336,261)	62,695,607
Official Revenue Estimates	14,718,486,729	15,723,612,262	30,442,098,991
Transfers	423,136,445	423,069,978	846,206,423
Total General Fund Resources			
Available for Appropriation	16,298,637,495	16,119,345,979	32,417,983,474

"

Explanation:

(This amendment updates the front page of HB 1300, as introduced, to reflect changes to general fund revenues.)

Administration

Compensation Board

FY 10-11

\$0

FY 11-12

(\$944,200) GF

Language:

Page 15, line 7, strike "\$405,794,654" and insert "\$404,850,454".

Page 18, line 5, strike "\$2,294,794" and insert "\$1,744,981".

Explanation:

(This amendment removes funding due to the delay in the opening of the Loudoun County Jail expansion (\$394,387) until February 1, 2012, as well as removing the remaining fiscal year 2012 funding that supports the Pittsylvania County Jail expansion (\$549,813).)

Item 68 #1s

Administration	FY 10-11	FY 11-12	
Department Of General Services	\$0	\$62,500	GF
	0.00	1.00	FTE

Language:

Page 21, line 11, strike "\$27,166,196" and insert "\$27,228,696".

Explanation:

(This amendment provides \$62,500 GF and 1.00 FTE position the second year for continued operation of the Facility Inventory and Condition System (FICAS).)

Item 111 #1s

Commerce And Trade

Department Of Mines, Minerals
And Energy

Language

Language:

Page 31, line 19, after "natural gas," insert ", electricity,".

Explanation:

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

Item 131 #1s

Education: Elementary & Secondary	FY 10-11	FY 11-12	
Direct Aid To Public Education	\$0	\$50,000	GF

Language:

Page 36, line 16, strike "\$7,421,611" and insert "\$7,471,611".

Page 37, line 1, after "and" strike "\$58,905" and insert "\$108,905".

Explanation:

(This amendment adds \$50,000 for the Southside Virginia Regional Technology Consortium in FY 2012.)

Item 132 #1s

Education: Elementary & Secondary**FY 10-11****FY 11-12**

Direct Aid To Public Education

\$0

(\$108,105) GF

Language:

Page 38, line 11, strike "\$5,493,100,904" and insert "\$5,492,992,799".

Page 39, line 38, strike "\$70,210,396" and insert "\$70,102,297".

Page 39, line 40, strike "\$88,352,590" and insert "\$88,244,491".

Page 40, line 33, strike "Support for School Construction and" and insert: "Supplemental Support for School".

Page 67, line 35, strike "\$70,210,396" and insert "\$70,102,297".

Explanation:

(This amendment adjusts the funded per pupil amount to \$129.62 for the Supplemental Support for School Operating Costs account. The funded per pupil amount was increased to \$129.78 in the budget as introduced, to account for a lower average daily membership projection for fiscal year 2012. However, existing language in the budget states that payments for this account shall be paid on the basis of the original per pupil amount of \$129.62.)

Item 132 #2s

Education: Elementary & Secondary**FY 10-11****FY 11-12**

Direct Aid To Public Education

\$0

\$77,832 GF

Language:

Page 38, line 11, strike "\$5,493,100,904" and insert "\$5,493,178,736".

Explanation:

(This amendment reflects the net effect of four technical adjustments: a) a savings of \$21,039 based on submitted spring enrollment figures for A. Linwood Holton Governor's School; b) savings of \$24,415 based on Spotsylvania's adjustment to K-3

Class Size electing to eliminate the participation of one grade level in an elementary school; c) a correction to Prince George's VPSA Technology allocation due to an ineligible jail that was erroneously included in their list of eligible schools; and d) a cost of \$127,393 to accurately reflect Fauquier and Richmond County's participation in the Virginia Preschool Initiative. These changes result in a \$4,107 reduction due to the split funding of textbooks and an as yet unallocated amount of Lottery Proceeds.)

Item 132 #3s

Education: Elementary & Secondary	FY 10-11	FY 11-12	
Direct Aid To Public Education	\$0	(\$7,000,096)	GF
	\$0	\$7,000,000	NGF

Language:

Page 38, line 11, strike "\$5,493,100,904" and insert "\$5,493,100,808".

Page 47, line 38, strike "\$454,400,000" and insert "\$461,400,000".

Page 67, line 35, strike "\$70,210,396" and insert "\$63,210,396."

Page 67, line 36, strike "\$17,479,966" and insert "\$24,479,966."

Explanation:

(This amendment reflects an anticipated increase of \$7 million in the Lottery Proceeds Fund for FY 2012. This will bring the total cash transfers to the Lottery Proceeds fund to \$461.4 million. The Lottery Board indicates that good weather and jackpot growth, along with the expansion of retailer outlets, have contributed to stronger than originally forecast sales and profits. The availability of the additional Nongeneral Funds reduces, by a like amount, the General Funds needed for the Supplemental Support for School Operating Costs account.)

Item 132 #4s

Education: Elementary & Secondary	FY 10-11	FY 11-12	
Direct Aid To Public Education	\$0	(\$3,000,000)	GF

Language:

Page 38, line 11, strike "\$5,493,100,904" and insert "\$5,490,100,904".

Page 67, strike lines 25 through 33.

Explanation:

(This amendment removes from FY 2012 the funding for the Performance Pay Pilots since the bonus payments will be made in FY 2013 rather than in FY 2012. A companion amendment to the 2012-14 biennial budget includes \$1 million based on the nine schools participating in the pilot that are supported with the state funds.)

Item 203 #1s

Education: Higher Education

FY 10-11

FY 11-12

Virginia Community College System

\$0

(\$50,000) GF

Language:

Page 70, line 24, strike "\$787,221,959" and insert "\$787,171,959".

Page 70, line 24, strike "Not set out."

Drawn to Chapter 890:

Page 191, strike paragraph "Q." and insert:

"Q. Out of this appropriation, \$100,000 from the general fund and \$100,000 from nongeneral funds the first year and \$30,000 from the general fund and \$100,000 from nongeneral funds the second year is provided for the Heavy Equipment Operator program at Southside Virginia Community College."

Page 192, prior to Item 204, insert:

"W. Out of this appropriation, \$20,000 the second year from the general fund shall be provided to the Southside Virginia Community College. Out of this amount, \$8,000 the second year from the general fund shall be provided to the Estes Community Center in Chase City, \$8,000 the second year from the general fund shall be provided to the Lake Country Advanced Knowledge Center in South Hill, and \$4,000 the second year from the general fund shall be provided to the Clarksville Enrichment Complex."

Explanation:

(This amendment provides a net transfer of \$70,000 from the Heavy Equipment Operator program to three other programs at Southside Virginia Community College and to the Southside Virginia Regional Technology Consortium in FY 2012.)

Item 258 #1s

Finance

Department Of Accounts Transfer

Language

Payments

Language:

Page 80, line 34, strike lines 34 to 41.

Explanation:

(This amendment strikes language authorizing unspecified revisions to the Line of Duty Act. A companion amendment to HB 1301 establishes a working group to make recommendations on the Line of Duty Act to the Governor and General Assembly.)

Item 297 #1s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Medical Assistance Services	\$0	(\$26,729,489)	GF

Language:

Page 97, line 49, strike "\$6,973,579,404" and insert "\$6,946,849,915".

Explanation:

(This amendment reduces general fund support for Medicaid by \$26.7 million and replaces it with funding from a federal bonus payment that was awarded on December 28, 2011. This bonus was authorized by the Children's Health Insurance Program Reauthorization Act (CHIPRA) of 2009, and is based on the change in children's enrollment in Medicaid. Last year's budget, Chapter 890, 2011 Acts of Assembly, assumed general fund savings estimated at \$9.9 million. However, the introduced budget removed the estimated general fund savings. This amendment reflects actual general fund savings, based on the amount received from the federal government.)

Item 329 #1s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Social Services	\$0	(\$2,500,000)	GF
	\$0	\$2,500,000	NGF

Language:

Explanation:

(This amendment reduces \$2.5 million GF the second year and replaces it with \$2.5 million NGF to reflect rising payments from retained TANF collections that are used to provide resources for child support enforcement. The introduced budget assumes general fund savings of \$2.5 million each year in FY 2013 and FY 2014 based on an increase in retained TANF collections; those savings should also be reflected in FY 2012. TANF collections in excess of \$100 each month are returned to the child support program if the family is receiving cash assistance. It is the intent of the General Assembly that this item be set out during the enrollment of House Bill 1300.)

Item 355 #1s

Natural Resources	FY 10-11	FY 11-12	
Department Of Environmental Quality	\$0	\$151,000	GF

Language:

Page 132, line 9, strike "\$44,544,690" and insert "\$44,695,690".

Page 132, line 27, unstrike "and \$156,000 the second year".

Explanation:

(This amendment restores funding in FY 2012 for dues for the Interstate Commission on the Potomac River Basin. As a non-regulatory agency, the Commission promotes ways to stop stream pollution and conserve and wisely use water and associated land resources in the basin through regional and interstate cooperation. The ICPRB Section for Cooperative Water Supply Operations on the Potomac River (CO-OP) provides technical and managerial services to coordinate drought-related operations of the major public water supply utilities of Maryland, Virginia, and the District of Columbia in the Washington Metropolitan Area, and participates in planning to ensure adequate water supplies into the future.)

Item 379 #1s

Public Safety	FY 10-11	FY 11-12	
Department Of Corrections	\$0	\$95,000	GF

Language:

Page 135, line 13, strike "\$835,513,109" and insert "\$835,608,109".

Page 138, following line 21, insert:

"S. Included in the appropriation for this Item is \$95,000 the second year from the general fund to provide transitional assistance to the Town of Boydton during the closure of Mecklenburg Correctional Center. The Department of Corrections shall make two monthly transitional payments to the Town of Boydton, beginning in May, 2012, which, when added to the amounts actually paid by DOC to the Town for sewage treatment services for FY 2012, will equal the level of expenditures made by DOC for sewage treatment services during FY 2011. The second payment shall be reduced on a dollar for dollar basis by any increased amounts of revenue accruing to the Town of Boydton in FY 2012 from expanded sewage treatment services for any new economic development projects in Mecklenburg County, including, but not limited to, the new Microsoft data center. No payment shall be made for this purpose prior to the certification by the Auditor of Public Accounts that the amount to be paid is consistent with this item."

Explanation:

(This amendment provides transitional support to the Town of Boydton during the closure of Mecklenburg Correctional Center.)

Item 448 #1s

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 147, line 14, strike "Not set out."

Drawn to Chapter 890:

Page 408, strike paragraph G.1. to paragraph G.4 and insert:

"G.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 public 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 in the City of Fredericksburg ~~and~~ *or* Spotsylvania County. 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.

3. Not later than September 1, 2011, and December 31, 2011, the director, Department of Rail and Public Transportation, shall report to the Chairmen of the Senate Finance and House Appropriations Committees on the progress in implementing these improvements. The report shall include specific dates by which infrastructure improvements or other means of reducing average dwell times of hazardous material shipments are anticipated to be implemented or placed in service. In addition, this report shall also assess the adequacy of training provided by CSX Transportation to local first responders and regional hazmat response teams and establish a plan for enhanced training on addressing railroad and hazmat incidents including the development of a comprehensive emergency response plan.

4. In implementing this report, the Director, Department of Rail and Public Transportation, shall solicit the input and involvement of the affected jurisdictions. All agencies of the Commonwealth, upon request, shall provide necessary technical expertise."

Explanation:

(This amendment modifies language related to the use of Rail Industrial Access Funds to include public safety improvements at the Mayfield Yard in the City of Fredericksburg. Additionally, the language eliminates the requirement that these funds be used for improvements that reduce the storage time of hazardous materials to 24 hours. Current federal law requires that these materials be stored in one location not longer than 48 hours.)

Item 452 #1s

Transportation

Language:

Page 149, line 47, strike "and \$67,241,000 the".

Page 149, line 48, strike "second year".

Page 150, line 2, strike "and the FY 2011 general".

Page 150, line 3, strike "fund surplus".

Page 150, following line 23, insert:

"K. Out of the amount contained in this Item, \$57,356,573 the second year from the general fund, designated in accordance with the provisions of § 2.2-1514, Code of Virginia, shall be deposited in the Intercity Passenger Rail Operating and Capital Fund created pursuant to Chapter 868 of the 2011 Acts of Assembly. This deposit shall be permanent and nonreverting, and not subject to the provisions of § 33.1-23:02:2, Code of Virginia. This funding shall only be used for the operation and capital needs of Virginia intercity passenger rail services."

Explanation:

(This amendment eliminates the proposed deposit of \$67.2 million to the Virginia Transportation Infrastructure Bank from FY 2011 General Fund surplus amounts and directs that a portion of this deposit instead be used for the one-time capitalization of the Intercity Passenger Rail Operating and Capital Fund that was established by the 2011 General Assembly. Statute requires that surplus revenues be deposited to the Transportation Trust Fund, however, Appropriation Act language currently overrides this provision and directs these funds to be deposited to the Virginia Transportation Infrastructure Bank.)

Item 452 #2s

Transportation**Language:**

Page 149, line 47, strike "\$67,241,000" and insert "\$57,356,573".

Page 150, following line 23, insert:

"K. Of the amounts contained in this Item, \$9,884,427 the second year from the general fund shall be deposited to the Mass Transit Trust Fund in accordance with the provisions of §§ 2.2-1514 and 33.1-23:02:2, Code of Virginia."

Explanation:

(This amendment reduces the proposed deposit of \$67.2 million to the Virginia

Transportation Infrastructure Bank by 14.7 percent to account for the Mass Transit Trust Fund share of the FY 2011 general fund surplus. Statute requires that surplus revenues be deposited to the Transportation Trust Fund, however, Appropriation Act language currently overrides this provision and directs these funds to be deposited to the Virginia Transportation Infrastructure Bank.)

Item 452 #3s

Transportation

Department Of Transportation

Language

Language:

Page 150, after line 23 insert:

"K. Notwithstanding any other provision of law and consistent with the authority granted to the responsible public entity to implement user fees pursuant to the Public-Private Transportation Act (PPTA), the Virginia Department of Transportation is directed to undertake negotiations with its PPTA partner, Elizabeth River Crossings, to develop a strategy to delay the initiation of the collection of tolls from the public on the Downtown and Midtown Tunnels in Portsmouth and Norfolk, Virginia, until January 1, 2014. No toll shall be levied prior to the implementation and incorporation of this strategy into the Comprehensive Agreement for the project. The Secretary of Transportation shall report to the Chairmen of the Senate Committee on Finance and the House Appropriations Committee on the development and implementation of this strategy not later than May 15, 2012 and every three months thereafter until such provisions are executed."

Explanation:

(This amendment delays the implementation and collection of tolls on the Downtown and Midtown Tunnels in Portsmouth and Norfolk until January 1, 2014.)

Item 455 #1s

Transportation

Department Of Transportation

Language

Language:

Page 151, line 45, strike "and \$1,500,000 the second year".

Explanation:

(This technical amendment removes second year funding language for the Recreational Access Roads program. The funding was eliminated during budget development, but the language was not removed.)

Item 469 #1s

Central Appropriations	FY 10-11	FY 11-12
Central Appropriations	\$0	\$5,000,000 GF

Language:

Page 158, line 8, strike "\$59,471,557" and insert "\$64,471,557".

Page 158, line 8, strike "Not set out." and insert:

“Compensation and Benefit Adjustments (75700)	-4,680,268	59,471,557 64,471,557
Adjustments to Employee Compensation (75701)	-5,927,794	97,283,744 102,283,744
Adjustments to Employee Benefits (75702)	1,247,526	-37,812,187
Fund Sources: General	-4,680,268	59,471,557 64,471,557

Authority: Discretionary Inclusion.

A. Transfers to or from this Item may be made to decrease or supplement general fund appropriations to state agencies for:

1. Adjustments to base rates of pay;
2. Adjustments to rates of pay for budgeted overtime of salaried employees;
3. Salary changes for positions with salaries listed elsewhere in this act;
4. Salary changes for locally elected constitutional officers and their employees;
5. In-band salary adjustments for employees subject to the Virginia Personnel Act to recognize changes in duties or professional skill development, establish internal alignment (equitable salary relationships), or respond to labor market conditions (retention);
6. Employer costs of employee benefit programs when required by salary-based pay adjustments;
7. Salary changes for local employees supported by the Commonwealth, other than those funded through appropriations to the Department of Education; and

8. Adjustments to the cost of employee benefits to include but not limited to health insurance premiums and retirement and related contribution rates.

B. Transfers from this Item may be made when appropriations to the state agencies concerned are insufficient for the purposes stated in paragraph A of this Item, as determined by the Department of Planning and Budget, and subject to guidelines prescribed by the department. Further, the Department of Planning and Budget may transfer appropriations within this Item from the second year of the biennium to the first year, when necessary to accomplish the purposes stated in paragraph A of this Item.

C. Except as provided for elsewhere in this Item, agencies supported in whole or in part by nongeneral fund sources, shall pay the proportionate share of changes in salaries and benefits as required by this Item, subject to the rules and regulations prescribed by the appointing or governing authority of such agencies. Nongeneral fund revenues and balances required for this purpose are hereby appropriated.

D. The Governor is hereby authorized to transfer funds from agency appropriations to the accounts of participating state employees in such amounts as may be necessary to match the contributions of the qualified participating employees, consistent with the requirements of the Code of Virginia governing the deferred compensation cash match program. Such transfers shall be made consistent with the following:

1. The maximum cash match provided to eligible employees shall not be less than \$10.00 per pay period, or \$20.00 per month in the first year, and \$20.00 per pay period, or \$40.00 per month in the second year. The Governor may direct the agencies of the Commonwealth to utilize funds contained within their existing appropriations to meet these requirements.

2. The Governor may direct agencies supported in whole or in part with nongeneral funds to utilize existing agency appropriations to meet these requirements. Such nongeneral revenues and balances are hereby appropriated for this purpose, subject to the provisions of § 4-2.01 b of this act. The use of such nongeneral funds shall be consistent with any existing conditions and restrictions otherwise placed upon such nongeneral funds.

3. Employees who are otherwise eligible but whose 403 (b) provider does not participate in the cash match program by establishing a 401 (a) account are ineligible to receive a cash match.

4. The procurement of services related to the implementation of this program shall be governed by standards set forth in § 51.1-124.30 C, Code of Virginia, and shall not be subject to the provisions of Chapter 7 (§ 11-35 et seq.), Title 11, Code of Virginia.

5. Pursuant to § 3-1.01 of this act, amounts estimated at \$3,491,632 the first year shall be transferred from eligible nongeneral fund accounts to the general fund, representing nongeneral fund savings associated with a reduction in the level of state

match, from \$20 per pay period to \$10 per pay period, in the first year.

E. The Secretary of Administration, in conjunction with the Secretary of Finance, may establish a program that allows for the sharing of cost savings from improved productivity and performance with agencies and employees. Such gain sharing programs require a management philosophy of open communication encouraging employee participation; a system which seeks, evaluates and implements employee input on increasing productivity; and a formula for measuring productivity gains and sharing these gains between employees and the agency. The Department of Human Resource Management, in conjunction with the Department of Planning and Budget, shall develop specific gain sharing program guidelines for use by agencies. The Department of Human Resource Management shall provide to the Governor, the Chairmen of the House Appropriations and Senate Finance Committees an annual report no later than October 1 of each year detailing identified savings and their usage.

F.1. Out of the appropriation for this Item, amounts estimated at \$11,376,638 the first year and \$12,227,009 the second year from the general fund shall be transferred to state agencies and institutions of higher education to support the general fund portion of costs associated with changes in the employer's share of premiums paid for the Commonwealth's health benefit plans.

2. Notwithstanding any contrary provision of law, the health benefit plans for state employees resulting from the additional funding in this Item shall allow for a portion of employee medical premiums to be charged to employees.

3. The Department of Human Resources Management shall explore options within the health insurance plan for state employees to promote value-based health choices aimed at creating greater employee satisfaction with lower overall health care costs. It is the General Assembly's intent that any savings associated with this employee health care initiative be retained and used towards funding state employee salary or fringe benefit cost increases.

4. Notwithstanding any provision of law, effective July 1, 2009, coverage for lap band and gastric bypass surgery under the state employee health insurance program shall be conditional on the successful participation in a progressive weight management program to be developed by the Department of Human Resource Management.

5. Notwithstanding any provision of law, the funding included in this Item pursuant to this Paragraph for state employee health insurance assumes the cessation of coverage for non-sedating antihistamines and erectile dysfunction drugs.

6. Included in this appropriation in the second year is funding to adjust the employer premiums for the state employee health insurance program to reflect the enactment of House Bill 2467 and Senate Bill 1062 of the 2011 General Assembly Session.

G. Out of the general fund appropriation for this Item is included \$3,077,123 the first year and \$3,692,986 the second year to support the general fund portion of the costs associated with changes in premiums paid by state agencies on behalf of their employees for workers compensation coverage. The Director, Department of Planning and Budget, is authorized to transfer these funds to the impacted state agencies based upon new workers compensation premiums as provided by the Department of Human Resource Management. Also, the Director, Department of Planning and Budget, is authorized to transfer funds between agencies based on these new premiums.

H.1. On July 1, 2010, the State Comptroller shall establish a fund on the books of the Commonwealth to be known as the Virginia Retirement System Suspense Payment Fund. For the purposes of the provisions of § 2.2-813, Code of Virginia, this fund shall be considered part of the general fund and shall contain all payments made to it by agencies of the Commonwealth and any appropriations or other deposits directed to be made to it by the General Assembly. Within this fund, the State Comptroller shall establish separate fund details for each of the programs (retirement, group life insurance, retiree health care credit, and the Virginia Sickness and Disability Program) for which payment is required to be made to the Virginia Retirement System (VRS). All funds remaining in this fund at the close of any fiscal year shall become part of the general fund balance.

2. Effective July 1, 2010, any agency that participates in a program sponsored by VRS shall make its contribution payment for each program to the Department of Accounts for deposit into the Virginia Retirement System Suspense Payment Fund. Such payments may be made either by payment through the state's payroll system or by direct payment from the agency. Payments made to the Department of Accounts shall be based upon the funded rates which are set out below:

Retirement	FY 2011	FY 2012
Regular VRS	6.58%	6.58%
SPORS	21.16%	21.16%
VaLORS	13.09%	13.09%
JRS	42.58%	42.58%
Other Post Employment Benefits		
Group Life	1.02%	1.02%
Retiree Health Care Credit	0.99%	0.99%
Virginia Sickness and Disability Program	0.66%	0.66%

3. Out of the general fund appropriation for this item is included \$6,839,113 the first

year and \$7,136,455 the second year from the general fund to support the general fund portion of the net costs resulting from changes in employer contributions for state employee retirement as provided in the above table.

4. Pursuant to § 3-1.01 of this act, amounts estimated at \$258,636 the first year and \$269,882 the second year shall be transferred from eligible nongeneral fund accounts to the general fund, representing nongeneral fund savings associated with reductions in employer contributions for the Virginia Law Officers Retirement System as provided in the above table.

5. The Director, Department of Planning and Budget, shall withhold and transfer to this item, amounts estimated at \$983,313 the first year and \$1,026,049 the second year from the general fund appropriations of state agencies and institutions of higher education, representing the net savings resulting from changes in contribution rates for state employee Other Post Employment Benefits as provided in the above table.

6. Pursuant to § 3-1.01 of this act, amounts estimated at \$4,855,893 the first year and \$5,066,977 the second year shall be transferred from eligible nongeneral fund accounts to the general fund, representing nongeneral fund savings associated with savings resulting from changes in contribution rates for state employee Other Post Employment Benefits as provided in the above table.

I. The payments prescribed in paragraph H.2. above shall be made according to a schedule approved by the State Comptroller for each agency.

1. From these funds, the State Comptroller shall make payment to VRS for all programs in accordance with the rates approved by the General Assembly and set out below:

Retirement	FY 2011	FY 2012
Regular VRS	2.13%	2.08%
SPORS	7.76%	7.73%
VaLORS	5.12%	5.07%
JRS	28.81%	28.65%
Other Post Employment Benefits		
Group Life	0.28%	0.28%
Retiree Health Care Credit	0.10%	0.10%
Virginia Sickness and Disability Program	0.00%	0.00%

Such payment shall be made after the tenth day following the close of each quarter of the fiscal year. Beginning July 1, 2011, such payments shall be made no later than the tenth day following the close of each month.

2. For pay periods effective on or after March 25, 2012 the payments to VRS for the retirement programs as shown in I.1. above shall be increased to 6.58 percent for Regular VRS, 21.16 percent for SPORS, 13.09 percent for VaLORS, and 42.58 percent for JRS.

3. The State Comptroller shall transfer any excess balances paid into the fund that are not needed to make the payments set out in paragraph 1 above and that are attributable to federal trust funds, transportation funds from the Virginia Department of Transportation, bond funded capital projects, and the appropriate federal portion of Internal Service funds to the agencies and fund sources from which they were derived.

4. Notwithstanding any contrary provision of law, on or before June 30 of each fiscal year, the State Comptroller shall deposit to the general fund all excess balances in the fund, less any amounts needed to make payments pursuant to paragraphs 1 and 2 above. Such deposits are estimated at \$245,727,423 the first year and \$224,149,479 the second year. These amounts represent the savings associated with reduced employer contribution rates for retirement, group life insurance, retiree health care credit, and the Virginia Sickness and Disability Program for these fiscal years.

5. Notwithstanding any contrary provision of law, the State Comptroller shall have broad authority to establish the policies and procedures needed to execute the provisions of this section in order to maintain its intended objective and to comply with any accounting standards or requirements of federal law.

6. The Virginia Retirement System Board of Trustees shall account for the employer retirement contribution payments deferred for the 2010-2012 biennium based on limiting employer retirement contributions to the Virginia Retirement System to the actuarial normal cost. In setting the employer retirement contribution rates for the 2012-2014 biennium, and subsequent biennia, the Board shall calculate a separate, supplemental employer contribution rate that will amortize such deferred payments over a period of ten years using the Board's assumed long-term rate of return. The Governor shall include funds to support payment of such Board-approved, supplemental employer contribution rates in the budget submitted to the General Assembly.

J.1 Retirement contribution rates paid for public school teachers, excluding the five percent employee portion, shall be 3.93 percent in the first year and 6.33 percent in the second year.

2. Contribution rates paid for public school teachers for the retiree health care credit shall be 0.60 percent in the first and the second year.

K.1. Pursuant to the enactment of House Bill 1189, 2010 Session of the General Assembly, the Director, Department of Planning and Budget, shall withhold and transfer to this item, amounts estimated at \$4,283,243 the first year and \$11,491,947

the second year, from the general fund appropriations of state agencies and institutions of higher education, representing savings from the provision requiring employees hired on or after July 1, 2010, with no prior service, to pay the five percent employee contribution for their retirement benefit.

2. Pursuant to § 3-1.01 of this act, amounts estimated at \$2,890,092 the first year and \$8,370,859 the second year shall be transferred from eligible nongeneral fund accounts to the general fund, representing nongeneral fund savings associated with the requirement for new employees to pay the 5 percent employee contribution.

L.1 Pursuant to the enactment of House Bill 1189 of the 2010 General Assembly Session, the Director of Department of Planning and Budget shall withhold and transfer to this item, amounts estimated at \$379,321 the first year and \$716,999 the second year, from the general fund appropriations of state agencies and institutions of higher education, representing savings from the provision decreasing the state's contribution into the optional retirement plans for employees hired on or after July 1, 2010, with no prior service.

2. Pursuant to § 3-1.01 of this act, amounts estimated at \$414,365 the first year and \$793,825 the second year shall be transferred from eligible nongeneral fund accounts to the general fund, representing nongeneral fund savings associated with the decrease in the contribution rates into the optional retirement plans for employees hired on or after July 1, 2010, with no prior service.

M.1 Notwithstanding any provision to the contrary, any references to a period of 14 days or a period of 28 days in §§ 51.1-1111, -1112, -1122, and -1123 of the Virginia Sickness and Disability Program (VSDP) are hereby changed to a period of 45 days. Moreover, the period of 45 days shall be consecutive days that the participating employee is (i) actively at work and (ii) fully released to return to work full time, full duty. The Virginia Retirement System shall develop policies and procedures to administer the effects of the 45-day period in connection with participants who are deemed to have a major chronic condition.

2. Notwithstanding any provision to the contrary, any eligible employee commencing employment or re-employment on or after July 1, 2009, shall not be entitled to receive Virginia Sickness and Disability Program benefits under Article 3, Chapter 11, Title 51.1, Code of Virginia, (Nonwork Related Disability Benefits) until the employee completes one continuous year of active employment or re-employment.

3. Notwithstanding any provision to the contrary, for all eligible employees commencing employment or re-employment on or after July 1, 2009, short-term disability coverage under the Virginia Sickness and Disability Program shall provide income replacement for no more than 60 percent of a participating employee's creditable compensation for the first 60 months of continuous state service after employment or re-employment.

N. Notwithstanding the provisions of § 2.2-3205(A), Code of Virginia, the terminating agency shall not be required to pay the Virginia Retirement System the costs of enhanced retirement benefits provided for in § 2.2-3204(A), Code of Virginia. Instead, the entire cost of such benefits for involuntarily separated employees shall be factored into the employer contribution rates paid to the Virginia Retirement System beginning with the June 30, 2011, actuarial valuation.

O. Notwithstanding any other provisions of law, the State Comptroller shall delay the transfer of all employer-paid retirement contributions under all defined benefit plans administered by VRS for the final five paydays of fiscal year 2011 to fiscal year 2012. The applicable transfers shall occur no later than July 10, 2011.

2. The Director, Department of Planning and Budget, shall withhold and transfer to this item amounts estimated at \$14,399,470 the first year from the general fund appropriations of state agencies and institutions of higher education, representing savings from the delay in payments provided for in this paragraph.

3. Out of the general fund appropriation for this item, \$41,725,458 in the second year is available to be transferred to state agencies and institutions of higher education to support the general fund cost, and if necessary to offset any one-time non-general fund cost incurred by the institutions of higher education, related to eliminating the delay in the transfer of employer paid retirement payments beginning in fiscal year 2012.

P. The election of a Virginia Retirement System employer to pay, for any employee who was a Virginia Retirement System member on or before June 30, 2010, an equivalent amount in lieu of all member contributions under the provisions of § 51.1-144F is irrevocable. The provisions of this paragraph are declaratory of existing public policy and law

Q. The purpose of this paragraph is to provide a transitional severance benefit, under the conditions specified, to eligible city, county, school division or other political subdivision employees who are involuntarily separated from employment with their employer.

1.a. "Involuntary separation" includes, but is not limited to, terminations and layoffs from employment with the employer, or being placed on leave without pay-layoff or equivalent status, due to budget reductions, employer reorganizations, workforce downsizings, or other causes not related to the job performance or misconduct of the employee, but shall not include voluntary resignations. As used in this paragraph, a "terminated employee" shall mean an employee who is involuntarily separated from employment with his employer.

b. The governing authority of a city, county, school division or other political subdivision electing to cover its employees under the provisions of this paragraph shall adopt a resolution, as prescribed by the Board of Trustees of the Virginia

Retirement System, to that effect. An election by a school division shall be evidenced by a resolution approved by the Board of such school division and its local governing authority.

2.a. Any (i) “eligible employee” as defined in § 51.1-132, (ii) “teacher” as defined in § 51.1-124.3, and (iii) any “local officer” as defined in § 51.1.124.3 except for the treasurer, commissioner of the revenue, attorney for the Commonwealth, clerk of a circuit court, or sheriff of any county or city, and (a) for whom reemployment with his employer is not possible because there is no available position for which the employee is qualified or the position offered to the employee requires relocation or a reduction in salary and (b) whose involuntary separation was due to causes other than job performance or misconduct, shall be eligible, under the conditions specified, for the transitional severance benefit conferred by this paragraph. The date of involuntary separation shall mean the date an employee was terminated from employment or placed on leave without pay-layoff or equivalent status.

b. Eligibility shall commence on the date of involuntary separation.

3.a. On his date of involuntary separation, an eligible employee with (i) two years' service or less to the employer shall be entitled to receive a transitional severance benefit equivalent to four weeks of salary; (ii) three years through and including nine years of consecutive service to the employer shall be entitled to receive a transitional severance benefit equivalent to four weeks of salary plus one additional week of salary for every year of service over two years; (iii) ten years through and including fourteen years of consecutive service to the employer shall be entitled to receive a transitional severance benefit equivalent to twelve weeks of salary plus two additional weeks of salary for every year of service over nine years; or (iv) fifteen years or more of consecutive service to the employer shall be entitled to receive a transitional severance benefit equivalent to two weeks of salary for every year of service, not to exceed thirty-six weeks of salary.

b. Transitional severance benefits shall be computed by the terminating employer's payroll department. Partial years of service shall be rounded up to the next highest year of service.

c. Transitional severance benefits shall be paid by the employer in the same manner as normal salary. In accordance with § 60.2-229, transitional severance benefits shall be allocated to the date of involuntary separation. The right of any employee who receives a transitional severance benefit to also receive unemployment compensation pursuant to § 60.2-100 et seq. shall not be denied, abridged, or modified in any way due to receipt of the transitional severance benefit; however, any employee who is entitled to unemployment compensation shall have his transitional severance benefit reduced by the amount of such unemployment compensation. Any offset to a terminated employee's transitional severance benefit due to reductions for

unemployment compensation shall be paid in one lump sum at the time the last transitional severance benefit payment is made.

d. For twelve months after the employee's date of involuntary separation, the employee shall continue to be covered under the (i) health insurance plan administered by the employer for its employees, if he participated in such plan prior to his date of involuntary separation, and (ii) group life insurance plan administered by the Virginia Retirement System pursuant to Chapter 5 (§ 51.1-500 et seq.) of Title 51.1, or such other group life insurance plan as may be administered by the employer. During such twelve months, the terminating employer shall continue to pay its share of the terminated employee's premiums. Upon expiration of such twelve month period, the terminated employee shall be eligible to purchase continuing health insurance coverage under COBRA.

e. Transitional severance benefit payments shall cease if a terminated employee is reemployed or hired in an individual capacity as an independent contractor or consultant by the employer during the time he is receiving such payments.

f. All transitional severance benefits payable pursuant to this section shall be subject to applicable federal laws and regulations.

4.a. In lieu of the transitional severance benefit provided in subparagraph 3 of this paragraph, any otherwise eligible employee who, on the date of involuntary separation, is also (i) a vested member of the Virginia Retirement System, including a member eligible for the benefits described in subsection B of § 51.1-138, and (ii) at least fifty years of age, may elect to have the employer purchase on his behalf years to be credited to either his age or creditable service or a combination of age and creditable service, except that any years of credit purchased on behalf of a member of the Virginia Retirement System, including a member eligible for the benefits described in subsection B of § 51.1-138, who is eligible for unreduced retirement shall be added to his creditable service and not his age. The cost of each year of age or creditable service purchased by the employer shall be equal to fifteen percent of the employee's present annual compensation. The number of years of age or creditable service to be purchased by the employer shall be equal to the quotient obtained by dividing (i) the cash value of the benefits to which the employee would be entitled under subparagraphs 3.a. and 3.d. of this paragraph by (ii) the cost of each year of age or creditable service. Partial years shall be rounded up to the next highest year. Deferred retirement under the provisions of subsection C of §§ 51.1-153 and 51.1-205, and disability retirement under the provisions of § 51.1-156 et seq., shall not be available under this paragraph.

b. In lieu of the (i) transitional severance benefit provided in subparagraph 3 of this paragraph and (ii) the retirement program provided in this subsection, any employee who is otherwise eligible may take immediate retirement pursuant to §§ 51.1-155.1 or

51.1-155.2.

c. The retirement allowance for any employee electing to retire under this paragraph who, by adding years to his age, is between ages fifty-five and sixty-five, shall be reduced on the actuarial basis provided in subdivision A. 2. of § 51.1-155.

d. The retirement program provided in this subparagraph shall be otherwise governed by policies and procedures developed by the Virginia Retirement System.

e. Costs associated with the provisions of this subparagraph shall be factored into the employer contribution rates paid to the Virginia Retirement System beginning with the June 30, 2011 actuarial evaluation.

R. Out of the general fund appropriation for this Item, \$3,400,000 in the second year shall be transferred to state agencies and institutions of higher education to support the general fund portion of costs associated with benefits provided pursuant to the Line of Duty Act.

S.1. All classified employees of the Executive branch and other full-time employees of the Commonwealth, except elected officials, who were employed on June 30, 2010 and remain employed until at least December 1, 2010, shall receive a one-time bonus payment equal to three percent of base pay on December 1, 2010, contingent upon additional general fund resources equaling or exceeding \$82,200,000 from the combination of actual general fund revenue collections for FY 2010 exceeding the official FY 2010 revenue estimate contained in the first enactment of HB 29 of the 2010 session of the General Assembly, and by any discretionary unspent general fund appropriations recommended by the Governor for reversion at the end of FY 2010. If the combination of additional general fund revenue collections and year-end general fund balances recommended for reversion by the Governor for FY 2010 exceed the official revenue estimate by less than \$82,200,000, the one-time bonus payment shall be prorated to a percent of base pay for the general fund payroll that equates to the amount of excess resources collected.

2. For purposes of paying the general fund share of the December 1, 2010, one-time bonus, the State Comptroller shall reserve \$82,200,000 on the balance sheet for the general fund attributable to FY 2010 general fund revenue collections in excess of the official revenue estimate and discretionary general fund balances recommended for reversion by the Governor.

3. The Director of the Department of Planning and Budget shall administratively increase nongeneral fund appropriations as required to implement the one-time bonus payment.

T.1. Every:(i) "state employee," as defined in § 51.1-124.3, Code of Virginia, except an elected official, who is a member covered by the defined benefit plan of the Virginia Retirement System established under Chapter 1 of Title 51.1 (§ 51.1-100 et seq.), (ii) member of the State Police Officers' Retirement System under Chapter 2 of

Title 51.1 (§ 51.1-200 et seq.), or (iii) member of the Virginia Law Officers' Retirement System under Chapter 2.1 of Title 51.1 (§ 51.1-211 et seq.), who is not a "person who becomes a member on or after July 1, 2010," as defined in § 51.1-124.3, Code of Virginia, shall be required to pay member contributions on a salary reduction basis in accordance with § 414(h) of the Internal Revenue Code in the amount of five percent of creditable compensation, effective June 25, 2011.

2. The base salary of employees described in subparagraph T.1. above shall be increased by five percent effective on June 25, 2011.

3. Out of the general fund appropriation for this item, \$15,057,664 in the second year shall be transferred to state agencies and institutions of higher education to support the net general fund cost as a result of the actions described in paragraphs 1 and 2 above.

U. The Director, Department of Planning and Budget, shall withhold and transfer to this item, amounts estimated at ~~\$10,533,020~~ \$5,533,020 the second year from the general fund and various nongeneral fund appropriations of state agencies representing savings associated with the freeze on new hires in Executive Department agencies. The Secretary of Finance shall establish the procedures to be used in determining the amounts to be reverted from impacted agencies."

Explanation:

(This amendment reduces the estimated savings associated with the freeze on new hires in Executive Department agencies by \$5.0 million GF in FY 2012.)

Item 469 #2s

Central Appropriations

Central Appropriations

Language

Language:

Page 158, line 8, insert:

""V.1. All classified employees of the Executive Branch and other full-time employees of the Commonwealth, except elected officials, who were employed on April 1, 2012 and remain employed until at least November 24, 2012, shall receive a one-time bonus payment equal to three percent of base pay on December 1, 2012, contingent upon additional general fund resources equaling or exceeding \$77,200,000 from the combination of actual general fund revenue collections for FY 2012 exceeding the official FY 2012 revenue estimate contained in the first enactment of the 2010-12 appropriations act, as amended by the 2012 session of the General Assembly, and by any discretionary unspent general fund appropriations recommended by the Governor for reversion at the end of FY 2012. In the event that

the total of all funds provided for in this paragraph are insufficient to fully fund the general fund cost of the three percent one-time bonus payment, such bonus payment shall be prorated to a percent of base pay for the general fund payroll that equates to the amount of total general fund resources provided.

2. For purposes of paying the general fund share of the December 1, 2012, one-time bonus, the State Comptroller shall reserve \$77,200,000 on the balance sheet for the general fund attributable to FY 2012 general fund revenue collections in excess of the official revenue estimate and discretionary general fund balances recommended for reversion by the Governor.

3. The Director of the Department of Planning and Budget shall administratively increase nongeneral fund appropriations as required to implement the one-time bonus payment."

Explanation:

(This amendment provides for a one-time three percent bonus for all state employees on December 1, 2012.)

Item 470 #1s

Central Appropriations

Central Appropriations

Language

Language:

Page 160, strike lines 53 and 54 and insert:

"K.1. Out of the appropriation for this item, \$30,000,000 the second year from the general fund is provided to capitalize a reserve to be known as the Federal Action Contingency Trust (FACT) Fund. The Governor is authorized to distribute amounts from this reserve to mitigate or address a variety of negative impacts of federal fiscal actions on the Commonwealth. Although not specifically limited to the following, the Governor may use this reserve to address the replacement of losses of direct federal grant funding, to provide incentives to retain or consolidate federal facilities in Virginia, to address federal tax policy changes from conformity that are deemed undesirable, and to assist businesses impacted by the cutback of federal procurement or defense contracts in obtaining new alternative customers.

2. There is hereby created an advisory committee to provide advice to the Governor concerning the use of the Federal Action Contingency Trust (FACT) Fund. The committee shall consist of six legislative members appointed by the Joint Rules

Committee one of which shall be from the Senate at large, and one of which shall be from the House at large, and two members of the Senate Committee on Finance and two members from the House Appropriations Committee. The secretaries of Commerce and Trade and Finance shall also serve as members of the advisory committee.

3. Prior to the distribution of any funds from the Federal Action Contingency Trust (FACT) Fund, the Governor shall consult with the advisory committee regarding the purpose of any proposed distribution and seek the advisory committee's guidance. The advisory committee shall respond to the Governor within five days after receiving a proposal from the Governor indicating their guidance to him about the proposed distribution. The Governor shall also notify the chairmen of the Senate Finance Committee and the House Appropriations Committee in writing within ten days concerning his decision to distribute money from the FACT reserve having previously received guidance from the advisory committee.

4. If the U.S. Congress substantially delays or amends the automatic \$1.2 trillion in federal budget reductions scheduled to take effect in January 2013 pursuant to the Budget Control Act of 2011; and, the Governor and the advisory committee determines that the result of any such action will not significantly impact the Commonwealth's revenues, certain contingent appropriations as identified in Item 105 of House Bill 1301 (2012) shall be provided from the Federal Action Contingency Trust (FACT) Fund."

Page 161, strike line 1.

Explanation:

(This amendment modifies language authorizing the Federal Action Contingency Trust (FACT) Fund in order to establish criteria for use of the funding as well as to establish an advisory committee.)

Item 470 #2s

Central Appropriations	FY 10-11	FY 11-12	
Central Appropriations	\$0	\$146,035	GF

Language:

Page 158, line 11, strike "\$55,533,368" and insert "\$55,679,403".

Page 161, following line 1, insert:

"L. Out of the appropriation for this Item, the Director, Department of Planning and

Budget, shall transfer to the General Assembly \$146,035 the second year, for Virginia's annual assessment to the Council of State Governments."

Explanation:

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

Item 473 #1s

Central Appropriations

Central Appropriations

Language

Language:

Page 161, following line 49, insert:

"G. In addition to the reversions required in Item 52, the State Comptroller shall transfer to the general fund an estimated balance of \$210,000 as of June 30, 2012."

Explanation:

(This amendment provides for the transfer of an additional general fund balance of \$210,000 as of June 30, 2012, from the Judicial Department Reversion Clearing Account to the general fund.)

Item 473 #2s

Central Appropriations

Central Appropriations

Language

Language:

Page 161, following line 49, insert:

"G. In addition to the reversions required in Item 32 of this Act, on or before June 30, 2012, the Committee on Joint Rules shall authorize the reversion to the general fund of \$2,799,135, representing additional savings within legislative agencies. This includes estimated savings within the legislative agencies as follows:

Auditor of Public Accounts (133) \$500,000

Capitol Police (961) \$423,406

Sesquicentennial of the American Civil War Commission (859) \$500,000

Division of Legislative Services (107) \$300,000

Division of Legislative Automated Services (109) \$575,000

Joint Legislative Audit and Review Commission (110) \$250,000

Virginia Code Commission (108) \$175,000

Commission on Youth (839) \$25,000
Joint Commission on Health Care (844) \$15,000
Virginia State Crime Commission (142) \$15,000
Commission on Prevention of Human Trafficking (866) \$18,720
Chesapeake Bay Commission (842) \$2,009".

Explanation:

(This amendment captures \$2,799,135 in additional balance reversions within the Legislative Department.)

Item 473 #3s

Central Appropriations

Central Appropriations

Language

Language:

Page 161, after line 49, insert:

"G. The Director of the Department of Planning and Budget shall, on or before June 30, 2012, authorize the reversion to the general fund the amount of \$1,500,000 representing savings from fiscal year 2011 year end balances from program 534 in Item 98.

H. The Director of the Department of Planning and Budget shall, on or before June 30, 2012, authorize the reversion to the general fund the amount of \$12,000,000 representing savings from fiscal year 2011 year end balances from Paragraph B in Item 96."

Explanation:

(This amendment transfer FY 2011 year end balances from the Virginia Jobs Investment Program and the Governor's Opportunity Fund to the general fund.)

Item 483 #1s

Independent Agencies

Virginia Retirement System

Language

Language:

Page 163, line 11, insert:

"D. The Virginia Retirement System shall make those changes administrative policies, procedures, and systems as are necessary for implementation of the public

employee retirement reforms provided for in SB 498. Such nongeneral funds as are required to implement these changes are hereby appropriated."

Explanation:

(This amendment provides for implementation of the Senate's pension reform legislation, SB 498.)

Item C-37.10 #1s

Education: Higher Education	FY 10-11	FY 11-12
University Of Mary Washington	\$0	\$15,000,000 NGF

Language:

Page 170, line 30, strike "\$45,000,000" and insert "\$60,000,000".

Explanation:

(This amendment increases the appropriation for construction of the new dining and student center at Mary Washington University by \$15.0 million from 9(d) bond proceeds.)

Item C-73.10 #1s

Education: Higher Education	FY 10-11	FY 11-12
Virginia State University	\$0	\$4,500,000 NGF

Language:

Page 172, line 21, strike "\$0" and insert "\$4,500,000".

Page 172, line 21, after "C-73.10, strike "Not set out." and insert:

"Acquisition: Acquire Ettrick Property (17312)	\$5,840,000	\$0
		\$4,500,000
Fund Sources: Higher Education Operating	\$5,840,000	\$0
		\$4,500,000 "

Explanation:

(This amendment provides additional nongeneral fund appropriation authority to acquire real estate for Virginia State University's Multipurpose Center and its expansion into Ettrick. The acquisition costs of the properties have been higher than was originally projected thus making the need for additional appropriation authority necessary.)

Item C-73.30 #1s

Education: Higher Education

Virginia State University

Language

Language:

Page 172, following line 22, insert:

"C-73.30. New Construction: Gateway II

Fund Sources:

The existing appropriation of \$38,342,000 from 9(c) bond proceeds for the Gateway II student housing project is reduced to \$37,700,000 and \$642,000 is appropriated from 9(d) Virginia College Building Authority bond proceeds for construction of a parking deck adjacent to the Gateway II site."

Explanation:

(This amendment reduces the existing appropriation from 9(c) bond proceeds for construction of the Gateway II student housing project at Virginia State University by \$642,000 and appropriates \$642,000 from 9(d) bond proceeds.)

Item 3-1.01 #1s

Transfers

Interfund Transfers

Language

Language:

Page 175, line 31, strike "\$1,631" and insert "\$0".

Page 175, line 33, strike "\$8,308" and insert "\$0".

Page 180, strike line 5.

Explanation:

(This amendment reduces transfers from the Litter Control and Recycling Fund to the general fund by a total of \$264,939 in FY 2012.)

Item 3-1.01 #2s

Transfers

Interfund Transfers

Language

Language:

Page 182, after line 18, insert:

"WW. On or before June 30, 2012, the State Comptroller shall transfer \$200,508 from

the general fund to the Trust and Agency Fund (fund 0700) for the Department of State Police to restore revenue inadvertently deposited to the general fund in fiscal year 2011."

Explanation:

(This amendment restores nongeneral fund revenue inadvertently deposited to the general fund in fiscal year 2011.)

Item 3-1.01 #3s

Transfers

Interfund Transfers

Language

Language:

Page 182, after line 8, insert:

"6. On or before June 30, 2012, the State Comptroller shall restore \$2,689 from the general fund to the State Asset Forfeiture Fund (Fund 0233) in the Department of Agriculture and Consumer Services, pursuant to Section 4-1.05 b. of this act."

Explanation:

(This amendment restores amounts that were reverted from the State Asset Forfeiture Fund (Fund 0233) in the Department of Agriculture and Consumer Services.)

Item 3-1.01 #4s

Transfers

Interfund Transfers

Language

Language:

Page 175, line 52, strike "53,300,000" and insert "55,007,718".

Explanation:

(This amendment increases the estimated transfer of ABC profits to the general fund by \$1,707,718 in FY 2012. A companion amendment to Part 3 in House Bill 1301 increases the estimated transfer by \$1,307,718 in FY 2013 and \$1,007,718 in FY 2014.)

Item 3-1.01 #5s

Transfers

Interfund Transfers

Language

Language:

Page 182, following line 18, insert:

"WW. Notwithstanding the requirements of Item 60 of this act, any balance remaining in the Regulatory, Consumer Advocacy, Litigation and Enforcement Revolving Fund in the Office of the Attorney General in excess of \$1,300,000 as of June 30, 2012, shall be deposited to the credit of the general fund."

Explanation:

(This amendment increases the carry-forward balance in the Regulatory, Consumer Advocacy, Litigation and Enforcement Revolving Fund in the Office of the Attorney General from \$900,000 to \$1,300,000 as of June 30, 2012. A companion amendment to Item 61 in House Bill 1301 increases the carry-forward balance remaining in this fund to \$1,300,000 as of June 30, 2013, and \$1,300,000 as of June 30, 2014.)

Item 3-1.01 #6s

Transfers

Interfund Transfers

Language

Language:

Page 182, line 14, after "year" insert "and proceeds estimated at \$3,611,000 from the sale of the former Tax Department Building shall be deposited into the general fund in the second year."

Explanation:

(This amendment reflects the revenue realized in fiscal year 2012 from the sale of the former Tax Department Building. The introduced budget assumed the sale would occur in fiscal year 2013.)

Item 3-1.01 #7s

Transfers

Interfund Transfers

Language

Language:

Page 391, following line 3, insert:

"MM. On or before June 30, 2012, the Joint Committee on Rules shall authorize the transfer of \$1,000,000 to the general fund from unexpended nongeneral fund balances at the Commission on the Virginia Alcohol Safety Action Program."

Explanation:

(This amendment transfers nongeneral fund balances of \$1,000,000 from the Virginia Alcohol Safety Action Program (VASAP) to the general fund.)

Item 3-2.03 #1s

Working Capital Funds and Lines of Credit

Lines of Credit

Language

Language:

Page 183, following line 56, insert:

"f. The Secretary of Finance or his designee, consistent with any Executive Order signed by the Governor, may provide the Department of Emergency Management with anticipation loans in such amounts as may be needed to appropriately reimburse the department for disaster related costs. Such loans shall be based on the federal reimbursements anticipated in accordance with the Robert T. Stafford Disaster Relief and Emergency Assistance Act and, notwithstanding the provisions of § 4-3.02.b. of this act, may be extended for a period longer than twelve months, if necessary."

Explanation:

(This amendment provides authority for the Secretary of Finance to issue treasury loans for the Department of Emergency Management to cover disaster-related costs in anticipation of reimbursement by the Federal Emergency Management Agency. The language is needed because of delays in receiving FEMA reimbursement for expenses related to Hurricane Irene.)

Item 3-3.03 #1s

General Fund Deposits

Interest Earnings

Language

Language:

Page 184, line 12, strike the "\$16,675,169" and insert "\$16,649,754"

Page 185, strike line 30.

Explanation:

(This amendment allows the Parking Fund to retain its interest. All proceeds collected by the Parking Fund are made through fees charged to state employees. Any interest earnings help offset those fees.)
