

**Revenues**

Revenues

Language

**Language:**

Page 1, Line 33, strike "\$43,595,396" insert "\$43,845,396".

Page 1, Line 33, strike "\$46,436,472 " insert "\$46,186,472 ".

Page 1, Line 35, strike "\$15,726,601,262 " insert "\$15,719,975,847 ".

Page 1, Line 35, strike "\$30,445,087,991 " insert "\$30,438,462,576 ".

Page 1, Line 37, strike "\$420,855,811 " insert "\$420,652,614 ".

Page 1, Line 37, strike "\$843,992,256 " insert "\$843,789,059 ".

Page 1, Line 40, strike "\$16,103,861,677 " insert "\$16,096,783,065 ".

Page 1, Line 40, strike "\$32,402,499,172 " insert "\$32,395,420,560 ".

Page 2, Line 8, strike "\$41,433,675,572 " insert "\$41,426,596,960 ".

Page 2, Line 8, strike "\$85,924,771,458" insert "\$85,917,692,846".

**Explanation:**

(This amendment reflects various proposed changes in general fund resources on page one of the budget bill. Specifically, these changes include a \$250,000 reduction in additions to balance resulting from the reappropriation of amounts for Veterans Care Center site evaluation, a reduction in revenue of \$6.6 million resulting from the movement of the earned income tax credit from fiscal year 2013 to fiscal year 2012, a reduction in revenue of \$25,415 resulting from allowing the Parking Fund in the Department of General Services to retain interest earned, a reduction in transfers to the general fund of \$2,689 resulting from the restoration of reverted amounts to the State Asset Forfeiture Fund in the Department of Agriculture and Consumer Services, and a reduction in transfers to the general fund of \$200,508 from the restoration of reverted amounts to the State and Local Law Enforcement Equipment Procurement Program in the Department of State Police.)

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<b>Administration</b>	<b>FY 10-11</b>	<b>FY 11-12</b>	
Compensation Board	\$0	(\$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).)

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

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**Education: Elementary &  
Secondary**

**FY 10-11**

**FY 11-12**

Direct Aid To Public Education

\$0

(\$108,099) GF

**Language:**

Page 38, line 11, strike "\$5,493,100,904" and insert "\$5,492,992,805".

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 House Bill/Senate Bill 29, 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.)

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**Education: Higher Education**

Virginia Community College  
System

Language

**Language:**

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 \$21,520 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, \$78,480 the second year from the general fund shall be provided to the Southside Virginia Community College to support the Center of Nursing Excellence."

**Explanation:**

(This amendment transfers \$78,480 from the Heavy Equipment Operator program to the Center of Nursing Excellence at Southside Virginia Community College in FY 2012. This item is drawn to Chapter 890.)

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**Finance**

Department Of Accounts Transfer  
Payments

Language

**Language:**

Page 79, line 42 after "Fund" insert:

", nor shall it be required to contribute to the costs incurred or associated, directly or indirectly, with the administration, management and investment of the Fund".

**Explanation:**

(This amendment specifies that a nonparticipating employer is not responsible for paying for costs associated with the administration, management and investment of the Line of Duty Act Fund.)

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**Finance**

Department Of Accounts Transfer  
Payments

Language

**Language:**

Page 80, line 34, strike "G." and insert "G.1."

Page 80, after line 41, insert:

“2. The Governor is hereby authorized to use a portion of the unappropriated balance in this act to provide assistance to offset local Line of Duty costs. This provision may be executed provided the Governor agrees with recommendations made by the workgroup established by paragraph 1, above, responsible for reviewing the Line of Duty Act to implement meaningful changes that support the program's stability.”

**Explanation:**

(This amendment provides language permitting the use of a portion of the unappropriated balance to assist with Line of Duty Act costs. The potential use of these funds is dependent upon the outcome of current stakeholder group discussions surrounding potential reform of the Line of Duty Act program.)

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**Health And Human Resources**

Department Of Health

Language

**Language:**

Page 95, after line 17, insert:

"2. Financial Assistance to Community Human Services Organizations (49200)

14,107,030	<del>13,167,793</del>
	13,742,793

Payments to Human Services Organizations (49200)

14,107,030	<del>13,167,793</del>
	13,742,793

Funding Sources: General

14,107,030	<del>13,167,793</del>
	13,242,793

Special	0	0
Federal Trust	0	500,000

Authority: § 32.1-2, Code of Virginia

A.1. Out of this appropriation, \$2,359,504 the first year and \$1,515,892 the second year from the general fund *and \$500,000 the second year from the federal Temporary Assistance for Needy Families block grant* is provided to the Comprehensive Health Investment Project (CHIP) of Virginia.

2. In addition, the CHIP of Virginia shall receive \$100,000 the first year and \$100,000 the second year from other nongeneral funds subject to the availability of foster care prevention funding transferred from the Department of Social Services.

3. The purpose of the program is to develop, expand, and operate a network of local public-private partnerships providing comprehensive care coordination, family support and preventive medical and dental services to low-income, at-risk children.

4. The general fund appropriation in this Item for the CHIP of Virginia projects shall not be used for administrative costs.

5. CHIP of Virginia shall continue to pursue raising funds and in-kind contributions from local communities. It is the intent of the General Assembly that the CHIP program increases its efforts to raise funds from local communities and other private or public sources with the goal of reducing reliance on general fund appropriations in the future.

6. Of this appropriation, from the amounts in paragraph A.1., \$49,358 the first year and \$49,358 the second year from the general fund is provided to the CHIP of



Roanoke and shall be used as matching funds to add three full-time equivalent public health nurse positions to expand services in the Roanoke Valley and Allegheny Highlands.

B. Out of this appropriation \$69,496 the first year and \$69,496 the second year from the general fund shall be provided to the Alexandria Neighborhood Health Services, Inc. The organization shall pursue raising funds and in-kind contributions from the local community.

C. Out of this appropriation \$7,809 the first year and \$7,809 the second year from the general fund shall be provided to the Louisa County Resource Council. The Council shall continue to pursue raising funds and in-kind contributions from the local community.

D. Out of this appropriation, \$10,230 the first year and \$10,230 the second year from the general fund shall be provided to the Olde Towne Medical Center.

E.1. Out of this appropriation, \$433,750 the first year and \$433,750 the second year from the general fund shall be provided to the Virginia Community Healthcare Association for the purchase of pharmaceuticals and medically necessary pharmacy supplies, and to provide pharmacy services to low-income, uninsured patients of the Community and Migrant Health Centers throughout Virginia. The uninsured patients served with these funds shall have family incomes no greater than 200 percent of the federal poverty level. The amount allocated to each Community and Migrant Health Center shall be determined through an allocation methodology developed by the Virginia Community Healthcare Association. The allocation methodology shall ensure that funds are distributed such that the Community and Migrant Health Centers are able to serve the pharmacy needs of the greatest number of low-income, uninsured persons. The Virginia Community Healthcare Association shall establish accounting and reporting mechanisms to track the disbursement and expenditure of these funds.

2. Out of this appropriation, \$175,000 the first year and \$175,000 the second year from the general fund shall be provided to the Virginia Community Healthcare Association to expand access to care provided through community health centers.

3. Out of this appropriation, \$1,800,000 the first year and \$1,800,000 the second year from the general fund shall be provided to the Virginia Community Healthcare Association to support community health center operating costs for services provided to uninsured clients. The amount allocated to each Community and Migrant Health Center shall be determined through an allocation methodology developed by the Virginia Community Healthcare Association. The allocation methodology shall ensure that funds are distributed such that the Community and Migrant Health Centers are able to serve the needs of the greatest number of uninsured persons. The Virginia Community Healthcare Association shall establish

accounting and reporting mechanisms to track the disbursement and expenditure of these funds.

F.1. Out of this appropriation, \$1,321,400 the first year and \$1,321,400 the second year from the general fund shall be provided to the Virginia Association of Free Clinics for the purchase of pharmaceuticals and medically necessary pharmacy supplies, and to provide pharmacy services to low-income, uninsured patients of the Free Clinics throughout Virginia. The amount allocated to each Free Clinic shall be determined through an allocation methodology developed by the Virginia Association of Free Clinics. The allocation methodology shall ensure that funds are distributed such that the Free Clinics are able to serve the pharmacy needs of the greatest number of low-income, uninsured adults. The Virginia Association of Free Clinics shall establish accounting and reporting mechanisms to track the disbursement and expenditure of these funds.

2. Out of this appropriation, \$175,000 the first year and \$175,000 the second year from the general fund shall be provided to the Virginia Association of Free Clinics to expand access to health care services.

3. Out of this appropriation, \$1,700,000 the first year and \$1,700,000 the second year from the general fund shall be provided to the Virginia Association of Free Clinics to support free clinic operating costs for services provided to uninsured clients. The amount allocated to each free clinic shall be determined through an allocation methodology developed by the Virginia Association of Free Clinics. The allocation methodology shall ensure that funds are distributed such that the free clinics are able to serve the needs of the greatest number of uninsured persons. The Virginia Association of Free Clinics shall establish accounting and reporting mechanisms to track the disbursement and expenditure of these funds.

G. Out of this appropriation, \$38,250 the first year and \$38,250 the second year from the general fund shall be provided to expand services at the Jeanie Schmidt Free Clinic.

H. Out of this appropriation, \$215,060 the first year and \$215,060 the second year from the general fund shall be provided to the Southwest Virginia Graduate Medical Education Consortium to create and support medical residency preceptor sites in rural and underserved communities in Southwest Virginia.

I. Out of this appropriation, \$464,110 the first year and \$464,110 the second year from the general fund shall be provided to the regional AIDS resource and consultation centers and one local early intervention and treatment center.

J. Out of this appropriation, \$75,660 the first year and \$75,660 the second year from the general fund shall be provided to the Arthur Ashe Health Center in Richmond.

K. Out of this appropriation, \$13,919 the first year and \$13,919 the second year

from the general fund shall be provided to the Fan Free Clinic for AIDS related services.

L.1. Out of this appropriation, \$4,080,571 the first year and \$4,080,571 the second year from the general fund shall be provided to the Virginia Health Care Foundation. These funds shall be matched with local public and private resources and shall be awarded to proposals which enhance access to primary health care for Virginia's uninsured and medically underserved residents, through innovative service delivery models. The foundation, in coordination with the Virginia Department of Health, the Area Health Education Centers program, the Joint Commission on Health Care, and other appropriate organizations, is encouraged to undertake initiatives to reduce health care workforce shortages. The foundation shall account for the expenditure of these funds by providing the Governor, the Secretary of Health and Human Resources, the Chairmen of the House Appropriations and Senate Finance Committees, the State Health Commissioner, and the Chairman of the Joint Commission on Health Care with a certified audit and full report on the foundation's initiatives and results, including evaluation findings, not later than October 1 of each year for the preceding fiscal year ending June 30.

2. On or before October 1 of each year, the foundation shall submit to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees a report on the actual amount, by fiscal year, of private and local government funds received by the foundation since its inception. The report shall include certification that an amount equal to the state appropriation for the preceding fiscal year ending June 30 has been matched from private and local government sources during that fiscal year.

3. Of this appropriation, from the amounts in paragraph in L.1., \$125,000 the first year and \$125,000 the second year from the general fund shall be provided to the Virginia Health Care Foundation to expand the Pharmacy Connection software program to unserved or underserved regions of the Commonwealth.

4. Of this appropriation, as noted in L.1., \$105,000 the first year and \$105,000 the second year from the general fund shall be provided to the Virginia Health Care Foundation for the Rx Partnership to improve access to free medications for low-income Virginians.

5. Of this appropriation, from the amounts in paragraph in L.1., \$1,850,000 the first year and \$1,850,000 the second year from the general fund shall be provided to the Virginia Health Care Foundation to increase the capacity of the Commonwealth's health safety net providers to expand services to unserved or underserved Virginians. Of this amount, (i) \$850,000 the first year and \$850,000 the second year shall be used to underwrite service expansions and/or increase the

number of patients served at existing sites or at new sites, (ii) \$850,000 the first year and \$850,000 the second year shall be used for Medication Assistance Coordinators who provide outreach assistance, and (iii) \$150,000 the first year and \$150,000 the second year shall be made available for locations with existing medication assistance programs.

M. Out of this appropriation, \$17,371 the first year and \$17,371 the second year from the general fund shall be provided to the Chesapeake Adult General Medical Clinic.

N. Out of this appropriation, \$247,313 the first year and \$247,313 the second year from the general fund is provided to support the administration of the patient level data base, including the outpatient data reporting system.

O. Out of this appropriation, \$76,712 the first year and \$76,712 the second year from the general fund shall be provided to the St. Mary's Health Wagon.

P. The Governor shall establish an Advisory Committee on Electronic Health Records for the purpose of developing recommendations for the design and implementation of electronic health records systems in Virginia that will advance interoperability while protecting patient privacy. Members of the Advisory Committee shall be appointed by the Governor and shall be composed of a representative from the hospital industry, a practicing physician, a representative of a pharmaceutical manufacturer, a representative of a licensed health insurance carrier, a corporate purchaser of health care, consumers, the Department of Medical Assistance Services, the Department of Behavioral Health and Development Services, the Virginia Information Technologies Agency, the Department of Human Resource Management, and other members as appointed by the Governor. The Secretary of Health and Human Resources and the Secretary of Technology shall serve as co-chairs of the Advisory Committee. The Advisory Committee shall submit to the Governor and the General Assembly an annual report of its activities, findings and recommendations by October 1 of each year.

Q. Out of this appropriation, \$90,000 the first year and \$90,000 the second year from the general fund shall be provided to the *Statewide Sickle Cell Chapters of Virginia (SSCCV)* for grants to community-based programs that provide patient assistance, education, and family-centered support for individuals suffering from sickle cell disease. The ~~department~~SSCCV shall develop criteria for distributing these funds including specific goals and outcome measures. A report shall be submitted to the Chairmen of the House Appropriations and Senate Finance Committees detailing program outcomes by June 30 of each year.

R. Out of this appropriation, \$21,250 the first year and \$21,250 the second year from the general fund shall be provided to the Virginia Dental Health Foundation for the Mission of Mercy (M.O.M.) dental project.

S. Out of this appropriation, \$76,500 the first year and \$76,500 the second year from the general fund shall be provided to the Bedford Hospice House, Inc.

T. Out of this appropriation, \$95,625 the first year from the general fund shall be provided to the Patient Advocate Foundation.

U. Out of this appropriation, \$500,000 the first year and \$500,000 the second year from the general fund shall be provided to fund the Poison Control Centers.

V. Out of this appropriation, \$42,500 the first year and \$42,500 the second year from the general fund shall be provided to the Community Health Center of the Rappahannock Region.

*W. Out of this appropriation, \$75,000 the second year from the general fund shall be provided to the Food & Friends to establish a pilot project to provide meals to individuals living with life-challenging illnesses.*

**Explanation:**

(This amendment provides \$75,000 in fiscal year 2012 from the general fund for the Health Department to enter into an agreement with Food & Friends to establish a pilot project to expand meal delivery services in conjunction with nutrition counseling to individuals with life-challenging illnesses. All meals provided through this pilot project must be prepared and delivered free of charge, must be prepared with the oversight of a trained dietician, must be appropriate for the individuals' medical needs and must be provided to persons who fall below the poverty line. Food & Friends is required to match these funds on a one-to-one basis and shall report data to the Department of Health by December 1 2012 on the number of individuals and meals served through the pilot project. This amendment will replace language in Item 288, Chapter 890, Acts of Assembly of 2011, during enrolling of House Bill 29.)

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Chief Patron: Saslaw

Item 297 #1s

<b>Health And Human Resources</b>	<b>FY 10-11</b>	<b>FY 11-12</b>	
Department Of Medical Assistance Services	\$0	\$2,141,778	GF

**Language:**

Page 97, line 49, strike "\$6,973,579,404" and insert "\$6,975,721,182".

**Explanation:**

(This amendment provides \$2.1 million from the general fund in fiscal year 2012 to restore disproportionate hospital payments through the Medicaid program to Children's National Medical Center located in Washington, DC. Chapter 874 of the 2010 Acts of Assembly changed the reimbursement methodology for these payments to out of state hospitals.)

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<b>Health And Human Resources</b>	<b>FY 10-11</b>	<b>FY 11-12</b>	
Department Of Medical Assistance Services	\$0	\$2,297,880	GF

**Language:**

Page 97, line 49, strike "\$6,973,579,404" and insert "\$6,975,877,284".

**Explanation:**

(This amendment provides \$2.3 million from the general fund each year to restore indirect medical education payments through the Medicaid program to Children's National Medical Center located in Washington, DC. Chapter 874 of the 2010 Acts of Assembly changed the reimbursement methodology for these payments to out of state hospitals.)

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<b>Health And Human Resources</b>	<b>FY 10-11</b>	<b>FY 11-12</b>	
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 supplants general fund for Medicaid from a federal bonus payment of \$26,729,489 that was awarded on December 28, 2011. This bonus was authorized by the Children's Health Insurance Program Reauthorization Act (CHIPRA) of 2009. The bonus is based on the change in children's enrollment in Medicaid. Last year the budget included savings in fiscal year 2012 of an estimated bonus of \$9,898,348. However, the full amount of the bonus is available to be captured because the Medicaid forecast this year did not include the estimated savings.)

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<b>Natural Resources</b>	<b>FY 10-11</b>	<b>FY 11-12</b>	
Department Of Environmental Quality	\$0	\$156,000	GF

**Language:**

Page 132, line 9, strike "\$44,544,690" and insert "\$44,700,690".

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.)

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Chief Patron: Favola

Item 355 #2s

Co-Patron(s): Barker, Ebbin, Howell, Marsden

<b>Natural Resources</b>	<b>FY 10-11</b>	<b>FY 11-12</b>	
Department Of Environmental Quality	\$0	\$156,000	GF

**Language:**

Page 132, line 9, strike "\$44,544,690" and insert "\$44,700,690".

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.)

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<b>Natural Resources</b>	<b>FY 10-11</b>	<b>FY 11-12</b>	
Department Of Environmental Quality	\$0	\$156,000	GF

**Language:**

Page 132, line 9, strike "\$44,544,690" and insert "\$44,700,690".

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.)

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<b>Public Safety</b>	<b>FY 10-11</b>	<b>FY 11-12</b>	
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 the new Microsoft data center in Mecklenburg County. 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.)

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**Transportation**

Department Of Rail And Public  
Transportation

Language

**Language:**

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

Drawn to Chapter 890:

Page 408, strike paragraphs "G.1. to 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 of 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.)

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**Transportation**

Department Of Transportation

Language

**Language:**

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

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

Page 150, following line 23, insert:

"K. Out of the amount contained in this Item, \$67,241,000 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 this deposit instead be used for the one-time capitalization of the Intercity Passenger Rail Operating and Capital Fund that was proposed by Governor McDonnell and approved by the 2011 General Assembly. Statute requires that surplus revenues be deposited to the Transportation Trust Fund, however Appropriations Act language currently overrides this provision and directs these funds to be deposited to the Virginia Transportation Infrastructure Bank.)

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<b>Transportation</b>	<b>FY 10-11</b>	<b>FY 11-12</b>	
Department Of Transportation	\$0	\$0	GFLanguage

**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 the 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 Appropriations Act language currently overrides this provision and directs these funds to be deposited to the Virginia Transportation Infrastructure Bank.)

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## 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 obtain 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.”

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.)

---

**Central Appropriations**

Central Appropriations

Language

**Language:**

Page 161, after line 50, insert:

"E. There is hereby appropriated in the first year an amount not to exceed \$50,000,000 from that portion of the general fund balance designated by the State Comptroller on June 30, 2012, for nonrecurring expenditures pursuant to §2.2 1514.B , Code of Virginia, to assist cities and counties to carry out state-mandated and other high-priority services."

**Explanation:**

(This amendment provides up to \$50,000,000 of the unexpended general fund balance to restore reductions in aid to localities.)

---

Chief Patron: Miller, John

Item C-5.10 #1s

**Education: Higher Education**

**FY 10-11**

**FY 11-12**

Christopher Newport University

\$0

\$2,000,000 NGF

**Language:**

Page 169, line 10, strike "\$1,000,000" and insert "\$3,000,000".

**Explanation:**

(This amendment provides an additional \$2.0 million NGF to continue planning of the student success center at Christopher Newport University through working drawings.)

---

Chief Patron: Stuart

Item C-37.10 #1s

Co-Patron(s): Reeves

**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.)

---

Chief Patron: Marsh

Item C-73.10 #1s

Co-Patron(s): Martin, Miller, Yvonne

**Education: Higher Education**

Virginia State University

**FY 10-11**

\$0

**FY 11-12**

\$4,500,000 NGF

**Language:**

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

**Explanation:**

(This amendment provides an additional \$4.5 million NGF for acquisition of property by Virginia State University.)

---

**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.)

---

Chief Patron: Marsh

Item C-73.30 #1s

Co-Patron(s): Martin, Miller, Yvonne

**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.)

---



Chief Patron: Governor McDonnell

Item C-73.30 #1g

**Education: Higher Education**

**FY 10-11**

**FY 11-12**

Virginia State University

\$0

\$642,000 NGF

**Language:**

Page 172, after line 22, insert:

"C-73.30 Construct Gateway Housing II (17531)

\$0 \$642,000

Fund Source: Bond Proceeds \$0 \$642,000"

**Explanation:**

(This amendment provides 9(d) bond authority for Virginia State University to construct a parking lot associated with a student housing project currently under construction.)

---

**Central Appropriations**

9(D) Revenue Bonds

Language

**Language:**

Page 174, line 21, after "C-89" strike "Not set out" and insert:

“1. This item authorizes the capital projects listed below to be financed pursuant to Article X, § 9(d), Constitution of Virginia.

2. The appropriations for said capital projects are contained in the appropriation items listed below and are subject to the conditions in § 2-0 F of this act.

3. The total amount listed in this item includes ~~\$315,164,293~~ \$315,806,293 in bond proceeds.

<b>Agency Name/ Project Title</b>	<b>Item #</b>	<b>Project Code</b>	<b>Section 9(d) Bonds</b>
<b>Christopher Newport University</b>			
Residence Hall Roof Replacement	C-5.20	17873	\$3,000,000
Expand Residential Dining Facility	C-5.30	17898	\$4,750,000
<b>College of William and Mary</b>			
Improve Athletic Facilities	C-8	17809	\$6,500,000
Reconstruct Ash Lawn-Highland Barn	C-9	17810	\$800,000
Cooling Plant & Utility Improvements, Phase III	C-10.10	17651	\$9,999,000
<b>George Mason University</b>			
Construct Addition to Student Union I	C-13	17485	\$2,400,000
Construct Campus Entrances, Fairfax	C-14	17838	\$8,547,000
Construct Campus Entrances, Prince William	C-15	17839	\$1,211,000
Construct New Global Center	C-16	17840	\$5,015,000
Renovate Concert Hall	C-18	17842	\$41,064,000
Renovate Field House	C-19	17843	\$9,186,000
Arlington Phase II	C-24.30	16523	\$3,835,293
Construct Smithsonian Conservation and Research Center Housing and Dining	C-24.40	17572	\$2,912,000
Enhance Fairfax Campus Dining	C-24.50	17917	\$17,000,000
<b>James Madison University</b>			
Renovate West Wing, Rockingham Hospital	C-25	17674	\$6,000,000
Construct Student Health Center/East Wing	C-29	17824	\$11,900,000

Grace Street Acquisition	C-31	17827	\$3,000,000
<b>Longwood University</b>			
Construct Addition and Renovation to Lankford Hall	C-32	17318	\$3,525,000
Construct University Center	C-33.10	17893	\$14,683,000
<b>University of Mary Washington</b>			
Construct Parking Lot, Battleground Athletic Complex	C-35	17819	\$1,800,000
Renovate Residence Halls	C-36	17820	\$12,000,000
Improve Battlefield Athletic Complex	C-37	17860	\$2,500,000
Construct Dining and Student Center	C-37.10	17909	\$45,000,000
<b>Norfolk State University</b>			
Construct Multi-Story Parking Structure	C-38	17314	\$18,000,000
<b>Virginia Commonwealth University</b>			
Construct West Grace Housing and Parking	C-52	17832	\$7,422,000
Renovate Siegel Center	C-55	17835	\$4,385,000
Acquire and Renovate BioTech I	C-55.10	17897	\$12,955,000
Refinance Ackell Residence Center I	C-55.30	16093	\$13,650,000
<b>Virginia Polytechnic Institute and State University</b>			
Construct Academic and Student Programs Building	C-70	17859	\$10,000,000
Construct New Visitors and Admissions Center	C-70.10	17899	\$7,100,000
<b>Virginia Community College System</b>			
Construct Parking Garage, Fredericksburg Campus, Germanna	C-68.10	17900	\$5,941,000
Renovate Student Life Center, Virginia Western	C-57	17853	\$7,542,000
<b>Virginia Military Institute</b>			
Construct Lackey Parking	C-68.50	17560	\$1,542,000
<b>Virginia State University</b>			
Construct Gateway II	C-73.30	17531	\$642,000
<b>Department of Game and Inland Fisheries</b>			
Construct Headquarters Facility	C-76.82	17783	\$10,000,000
<b>Total for Nongeneral Fund Obligation Bonds 9(d)</b>			<del>\$315,164,293</del>
			<b>\$315,806,293</b>

**Explanation:**

(This amendment provides 9(d) bond appropriation for Virginia State University to construct a parking lot associated with a student housing project currently under construction.)

---

Chief Patron: Lucas

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.)

---

**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.)

---

**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.)

---

**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.)

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**Adjustments and Modifications to Tax Collections**

Neighborhood Assistance Act Tax Credit

Language

**Language:**

Page 190, after line 14, insert:

"D. Notwithstanding any other provision of law, for purposes of this section, regulations or guidelines shall provide that at least 40 percent of the people served by the neighborhood organization are impoverished people as defined in §58.1-439.18 of the *Code of Virginia* .

**Explanation:**

(This amendment requires that at least 40 percent of the people served by a qualified neighborhood organization be impoverished, as opposed to the current requirement of 50 percent. Funding for the tax credit program is currently capped at \$11.9 million per year; this amendment does not change that amount.)

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