

Revenues

Revenues

Language

Language:

Page 1, strike lines 37 through 49 and insert:

"

	First Year	Second Year	Total
Unreserved Balance, June 30, 2010	\$491,244,000	\$0	\$491,244,000
Additions to Balance	\$85,512,262	\$193,479,663	\$278,991,925
Official Revenue Estimates	\$14,766,949,909	\$15,543,669,990	\$30,310,619,899
Transfers	\$425,103,371	\$468,575,442	\$893,678,813
Total General Fund Resources Available for Appropriation	\$15,768,809,542	\$16,205,725,095	\$31,974,534,637 ."

Explanation:

(This amendment reflects general fund revenue adjustments included in amendments to SB 800, as introduced.)

Legislative Department

General Assembly Of Virginia

Language

Language:

Page 5, strike lines 21 through 32 and insert:

"6.a. All compensation and reimbursement of expenses to members of the General Assembly and non-General Assembly members for attending a meeting described in paragraphs B.6.c., B.6.d., B.7., and B.8. shall be paid solely as provided pursuant to this item.

b. The provisions of paragraphs B.6.c. and B.6.d. of this item shall not apply during any regular session of the General Assembly or extension thereof, or during any special session of the General Assembly; provided, however, that the provisions of such paragraphs shall apply during any recess of the same.

c. Notwithstanding any other provision of law, each General Assembly member shall receive compensation for each day, or portion thereof, of attendance at an official meeting of any joint subcommittee, board, commission, authority, council, compact,

or other body that has been created or established by the General Assembly or by resolution of a house of the General Assembly, provided that the member has been appointed to, or designated an official member of, such joint subcommittee, board, commission, authority, council, compact, or other body pursuant to an act of the General Assembly or a resolution of a house of the General Assembly that provides for the appointment or designation.

Notwithstanding any other provision of law, each General Assembly member shall also receive compensation for each day, or portion thereof, of attendance at an official meeting of (i) any standing committee or subcommittee thereof of the House of Delegates to which the member has been appointed; (ii) any standing committee or subcommittee thereof or Committee on Rules of the Senate to which the member has been appointed; or (iii) the Joint Rules Committee of the General Assembly. Any official meeting of a subcommittee of any of the committees described in clauses (i), (ii), or (iii) shall also be an official meeting for which the member shall receive compensation.

Notwithstanding any other provision of law, any General Assembly member whose attendance in the written opinion of the chairman of (a) any joint subcommittee, board, commission, authority, council, or other body that has been created or established in the legislative branch of state government by the General Assembly or by resolution of a house of the General Assembly; (b) any such standing committee or subcommittee thereof of the House of Delegates or of the Senate; (c) the Committee on Rules of the Senate; or (d) the Joint Rules Committee of the General Assembly, is required at an official meeting of the body shall also receive compensation for each day, or portion thereof, of attendance at such official meeting.

Any General Assembly member receiving compensation pursuant to this paragraph for attending an official meeting shall be reimbursed for his or her reasonable and necessary expenses incurred in attending such meeting. Notwithstanding any other provision of law, the reimbursement shall be provided by the respective body holding the meeting or by the entity that supports the work of the body.

d. Compensation to General Assembly members for attendance at any official meeting described under B.6.c. of this item shall be at the rate of \$200 for each day, or portion thereof, of attendance. In no case shall a member be paid more than an aggregate of \$200 in compensation for each day, or portion thereof, regardless if the member attends more than one official meeting during the day. The payment of such compensation shall be subject to the restrictions and limitations set forth in subsections B., C., and G. of Section 30-19.12 of the Code of Virginia. Notwithstanding any other provision of law, compensation to General Assembly members for attendance at such official meetings shall be paid by the offices of the Clerk of the House of Delegates or Clerk of the Senate, as applicable. The body

holding the meeting shall as soon as practicable report the member's attendance at any official meeting of such body to the Clerk of the House of Delegates or the Clerk of the Senate, as applicable, in order to facilitate payment of the compensation. Such body shall report the member's attendance in such manner as prescribed by the respective Clerk.

7. Notwithstanding any other provision of law, whenever any General Assembly member is required to travel for official attendance as a representative of the General Assembly at any meeting, conference, seminar, workshop, or conclave, which is not conducted by the Commonwealth of Virginia or any of its agencies or instrumentalities, such member shall be entitled to (i) compensation in an amount not to exceed the per day rate set forth in paragraph B.6.d., and (ii) reimbursement for reasonable and necessary expenses incurred. Such compensation and reimbursement for expenses shall be set by the Speaker of the House of Delegates for members of the House of Delegates and by the Senate Committee on Rules for members of the Senate.

8. The provisions of this paragraph shall apply only to non-General Assembly members (hereinafter, "citizen members") of any (i) board, commission, authority, council, or other body created or established in the legislative branch of state government by the General Assembly or by resolution of a house of the General Assembly, or (ii) joint legislative committee or subcommittee.

Notwithstanding any other provision of law, any citizen member of any body described in this paragraph who is appointed at the state level, or designated an official member of such body, pursuant to an act of the General Assembly or a resolution of a house of the General Assembly that provides for the appointment or designation, shall receive compensation solely for each day, or portion thereof, of attendance at an official meeting of the same. In no event shall any citizen member be paid compensation for attending a meeting of any advisory committee or other advisory body. Subject to any contrary law that provides for a higher amount of compensation to be paid, compensation shall be paid at the rate of \$50 for each day, or portion thereof, of attendance at an official meeting.

Such citizen members shall also be reimbursed for reasonable and necessary expenses incurred in attending (i) an official meeting of any body described in this paragraph, or (ii) a meeting of an advisory committee or advisory body of any body described in this paragraph.

Compensation and reimbursement of expenses to such citizen members shall be paid by the body holding the meeting (or for meetings of advisory committees or advisory bodies, the body on whose behalf the meeting is being held) or by the entity that supports the work of the body.

A citizen member, however, who is a full-time employee of the Commonwealth or

any of its local political subdivisions, including any full-time faculty members of a public institution of higher education, shall not be entitled to compensation under this paragraph and shall be limited to reimbursement for his reasonable and necessary expenses incurred, which shall be reimbursed by his employer.

9. Pursuant to Section 30-19.13 of the Code of Virginia, allowances for expenses of members of the General Assembly during any regular session of the General Assembly or extension thereof or during any special session of the General Assembly in an amount not to exceed the maximum daily amount permitted by the Internal Revenue Service under rates established by the U.S. General Services Administration."

Page 5, line 33, strike "8" and insert "10".

Page 492, strike lines 49 and 50 and insert:

"C. PAYMENTS TO CITIZEN MEMBERS OF NONLEGISLATIVE BODIES:

Notwithstanding any other provision of law, executive branch agencies shall not pay compensation to citizen members of boards, commissions, authorities, councils, or other bodies from any fund for the performance of such members' duties in the work of the board, commission, authority, council, or other body."

Explanation:

(This amendment clarifies current policies for members of the General Assembly for compensation and reimbursement of expenses for attending meetings.)

Item 1 #2s

Legislative Department	FY 10-11	FY 11-12	
General Assembly Of Virginia	\$0	\$190,000	GF

Language:

Page 4, line 5, strike "\$33,752,907" and insert "\$33,942,907".

Page 7, following line 35, insert:

"L. The operations of the Capitol Guides program shall be jointly administered by the Clerk of the House of Delegates and the Clerk of the Senate. Out of this appropriation, \$190,000 in the second year is provided for the Capitol Guides program. Of this amount, \$95,000 shall be provided to the Clerk of the House of Delegates and \$95,000 shall be provided to the Clerk of the Senate, to pay the salaries and fringe benefits for part-time and full time guides. Supervision of the Capitol

Tour Guides, including employment, shall be shared jointly between the Clerk of the House of Delegates and the Clerk of the Senate."

Explanation:

(This amendment provides \$190,000 from the general fund the second year to support the Capitol Guides program. A companion amendment to Item 6 transfers these funds from the Division of Legislative Services.)

Item 1 #3s

Legislative Department	FY 10-11	FY 11-12	
General Assembly Of Virginia	\$50,000	\$50,000	GF

Language:

Page 4, line 5, strike "\$33,752,907" and insert "\$33,802,907".
Page 4, line 5, strike "\$33,752,907" and insert "\$33,802,907".

Explanation:

(This amendment transfers \$50,000 each year in funds provided for consulting fees from the Division of Legislative Services.)

Item 1 #4s

Legislative Department	FY 10-11	FY 11-12	
General Assembly Of Virginia	\$0	\$101,000	GF

Language:

Page 4, line 5, strike "\$33,752,907" and insert "\$33,853,907".

Explanation:

(This amendment provides \$101,000 from the general fund the second year to the Senate Clerk's Office to cover compensation for those Members of the Senate who sit on executive branch boards, authorities, or commissions. Previously, those entities had reimbursed the Clerk's Office for the members' compensation, but will no longer do so.)

Item 1 #5s

Legislative Department

General Assembly Of Virginia

Language

Language:

Page 7, strike lines 19 through 25 and insert:

"2. The Joint Subcommittee on Elementary and Secondary Education Funding shall study on-line and blended learning issues and options for funding virtual education practices in Virginia, to include consideration of appropriate state per pupil funding and state/local shares for full-time online programs. In addition, the Joint Subcommittee shall review proposed mechanisms for handling the proceeds from the sale of online educational resources developed by the Virginia Department of Education. The Joint Subcommittee shall report its findings to the Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2011."

Explanation:

(This amendment directs the Joint Subcommittee on Elementary and Secondary Education Funding to study options for funding virtual education in Virginia and to report its findings by October 1, 2011.)

Item 2 #1s

Legislative Department

Auditor Of Public Accounts

Language

Language:

Page 8, following line 13, insert:

"D. The Auditor of Public Accounts shall audit the extent to which localities are enforcing local ordinances and collecting fines related to those ordinances, which parallel state statutes and related penalties for the same offense. A report on this audit shall be provided to the Chairmen of the Senate Finance and House Appropriations Committees by October 1, 2011."

Explanation:

(This amendment directs the Auditor of Public Accounts to determine the extent to which localities are collecting fines on the basis of local ordinances which parallel state statutes and penalties for the same offenses.)

Item 6 #1s

Legislative Department	FY 10-11	FY 11-12	
Division Of Legislative Services	\$0	(\$190,000)	GF

Language:

Page 9, line 21, strike "\$6,015,667" and insert "\$5,825,667".

Explanation:

(This amendment transfers \$190,000 from the general fund the second year from the Division of Legislative Services to the General Assembly to support the Capitol Guides program. The companion amendment to Item 1 specifies that this program is to be jointly supervised by the Clerk of the House of Delegates and the Clerk of the Senate.)

Item 6 #2s

Legislative Department	FY 10-11	FY 11-12	
Division Of Legislative Services	\$45,712	\$0	GF

Language:

Page 9, line 21, strike "\$6,015,667" and insert "\$6,061,379".

Explanation:

(This amendment provides \$45,712 from the general fund the first year for expenses associated with redistricting, including computer-assisted mapping and additional travel, printing and other costs to support the Privileges and Elections Committees of the Senate and the House of Delegates. This funding will also support the cost of documentation for submissions to the U.S. Department of Justice and other potential legal proceedings during the 2011 redistricting.)

Item 6 #3s

Legislative Department	FY 10-11	FY 11-12	
Division Of Legislative Services	\$0	\$6,300	GF

Language:

Page 9, line 21, strike "\$6,015,667" and insert "\$6,021,967".

Page 15, following line 32, insert:

"29.20 Autism Advisory Council	\$0	\$6,300	
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29.20 Health, Research, Planning and
Coordination (40600)

Fund Sources: General \$0 \$6,300."

Explanation:

(This amendment provides \$6,300 the second year from the general fund for the Autism Advisory Council established by Senate Bill 1269 of the 2011 General Assembly. This amendment is contingent upon final passage of Senate Bill 1269.)

Item 6 #4s

Legislative Department

Division Of Legislative Services

FY 10-11

(\$50,000)

FY 11-12

(\$50,000) GF

Language:

Page 9, line 21, strike "\$6,015,667" and insert "\$5,965,667".

Page 9, line 21, strike "\$6,015,667" and insert "\$5,965,667".

Explanation:

(This amendment transfers \$50,000 in funds provided for consulting fees from the Division of Legislative Services to the General Assembly.)

Item 6 #5s

Legislative Department

Division Of Legislative Services

Language

Language:

Page 9, line 26, before "Out" insert "A.".

Page 9, after line 27, insert:

"B. Notwithstanding the salary set out in paragraph A. of this item, the Committee on Joint Rules may establish a salary range for the Director, Division of Legislative Services."

Explanation:

(This amendment clarifies that the Committee on Joint Rules may establish a salary range when determining the compensation for the Director of the Division of Legislative Services.)

Item 10 #1s

Legislative Department

Dr. Martin Luther King, Jr.
Memorial Commission

FY 10-11

\$0

FY 11-12

\$25,000 GF

Language:

Page 10, line 24, strike "\$50,349" and insert "\$75,349".

Explanation:

(This amendment provides \$25,000 from the general fund the second year for the statewide commemoration of the 150th anniversary of the Emancipation Proclamation.)

Item 30 #1s

Legislative Department

Joint Legislative Audit And
Review Commission

Language

Language:

Page 17, following line 45, insert:

"H. The Joint Legislative Audit and Review Commission shall study the system for determinations of eligibility for disability claims under the Virginia Retirement System. The study shall examine both the system operating when the determinations were made by Virginia physicians and the current system whereby such determinations are made by a contractor. The study shall include but not be limited to differences in approval and denial rates and the rationale for those differences and a review of decisions made by hearing officers of appeals of denials."

Explanation:

(This amendment directs JLARC to study the system utilized by the Virginia Retirement System for determining disability.)

Item 30 #2s

Legislative Department

Language:

Page 17, following line 45, insert:

"H. 1. The Joint Legislative Audit and Review Commission shall examine the activities of the Office of the Attorney General and Department of Law to determine how these duties and responsibilities compare to other states' Attorneys General and whether certain services are more appropriately the responsibility of other Executive Branch agencies. Further, JLARC shall determine if the Attorney General and Department of Law have the expertise and staffing to perform all duties and responsibilities.

2. The Attorney General and Department of Law are exempt from certain administrative processes for certain transactions. JLARC shall determine if these exemptions are appropriate and should continue. Further, JLARC shall recommend how such transactions should be made available under the Freedom of Information Act.

3. JLARC shall submit a report with its findings and recommendations to the General Assembly by December 1, 2011."

Explanation:

(This amendment directs JLARC to study the duties and responsibilities of the Office of the Attorney General.)

Item 41 #1s

Judicial Department

Circuit Courts

Language

Language:

Page 23, line 43, strike "\$108,451,447" and "\$108,451,447" and insert: "\$108,751,447" and "\$108,751,447".

Explanation:

(This amendment modifies the language referencing total funding available for the Criminal Fund, to account for the amounts proposed in the budget as introduced.)

Item 52 #1s

Judicial Department

Judicial Department Reversion
Clearing Account

Language

Language:

Page 31, strike lines 11 through 20.

Page 31, at the beginning of line 21, strike "3." and insert "C."

Page 31, strike lines 25 through 28.

Explanation:

(This amendment eliminates the transfer to the general fund of a projected balance of \$4,795,898 from the Judicial Department Reversion Clearing Account in the second year, and eliminates language requiring budgetary savings in the court system which were to have been realized by not filling judicial vacancies in fiscal year 2012. A companion amendment to the revenue page reduces projected general fund balances by \$4,795,898 in the second year.)

Item 58 #1s

Executive Offices

FY 10-11

FY 11-12

Attorney General And Department
Of Law

\$0
-2.00

(\$184,000) GF
-2.00 FTE

Language:

Page 33, line 30, strike "\$27,074,916" and insert "\$26,890,916".

Explanation:

(This amendment continues a first year savings of \$184,000 from the general fund in the second year by holding vacant the position of Senior Counsel to the Attorney General, and eliminates two positions added in the budget as introduced for support of the redistricting process.)

Item 58 #2s

Executive Offices

FY 10-11

FY 11-12

Attorney General And Department
Of Law

\$0

\$6,110 GF

Language:

Page 33, line 30, strike "\$27,074,916" and insert "\$27,081,026".

Explanation:

(This amendment provides \$6,110 from the general fund the second year to expand the Address Confidentiality Program. When the program was begun in 2007 it was limited to one pilot locality. In 2008 the program was expanded to 17 additional localities. Pursuant to Chapter 649 of the 2008 General Assembly, further statewide expansion of the program was conditioned on approval of an appropriation during the 2011 Session, following an evaluation of the program by the Office of the Attorney General. Based on that evaluation, the Attorney General has requested these funds in order to expand the program statewide.)

Item 58 #3s

Executive Offices

Attorney General And Department
Of Law

Language

Language:

Page 34, following line 24, insert:

"F. The Office of the Attorney General shall fully implement a project time management system for tracking the time spent on all activities of its staff, including administrative activities. The Office should develop policies and procedures to identify all projects or services provided by the Office, which may take in excess of 100 work hours and ensure that all staff accurately and on a timely basis record work performed in the project time management system. The Auditor of Public Accounts shall review the activity recorded in the project management system as part of its annual audit of the Office."

Explanation:

(This amendment directs the Office of the Attorney General to implement a project time management system.)

Item 67.20 #1s

Administration

Compensation Board

FY 10-11

\$0

FY 11-12

\$6,500,000 GF

Language:

Page 40, line 4, strike "\$401,169,052" and insert "\$407,669,052".

Explanation:

(This amendment provides \$6.5 million GF the second year to restore funding for sheriffs.)

Item 67.90 #1s

Administration

Compensation Board

Language

Language:

Page 55, line 24, following "Virginia" insert:

"or the consolidation of a city and a county into a single city pursuant to the provisions of Chapter 35 (§15.2-3500 et seq.) of Title 15.2, Code of Virginia".

Page 55, line 27, following "paragraph" strike "F" and insert "E".

Page 55, line 28, following "city" insert "or former county".

Page 55, line 28, following "transition" insert "or consolidation".

Page 55, line 30, following "situated" insert "or to the consolidated city".

Page 55, line 32, following "county" insert "or to the consolidated city".

Explanation:

(This amendment permits the Compensation Board to allocate positions of a former city to a newly formed consolidated city.)

Item 67.90 #2s

Administration

Compensation Board

Language

Language:

Page 56, after line 15, insert:

"4. The second year retirement benefits rate reimbursed by the Compensation Board to localities and regional jails shall not exceed the rate identified for fiscal year 2011 in Item 469, paragraph I.1. of this act."

Explanation:

(This amendment adds language to maintain current reimbursement rates for constitutional officer and staff retirement costs.)

Administration

Department Of General Services

Language

Language:

Page 58, following line 22, insert:

“F. The Department of General Services shall advance an enterprise-wide surplus material reuse, sale, and disposal services model. The Department is to solicit and consider surplus material management services available from the private sector that may be used to support such an enterprise model. This enterprise model, as contemplated in the Governor’s Government Reform & Restructuring initiative, is to include participation by state agencies and is to be made available to local government entities. The intent of this model is to leverage the Commonwealth's state and local public entities' surplus material inventory to maximize reuse among public bodies, revenue from sales to owning agencies, reduction of property disposed of in landfills, and result in operational efficiencies and cost savings to public entities for the management of surplus material. The Department shall release its solicitation no later than August 1, 2011. The status of this effort will be reported in the Department’s report due no later than October 1, 2011 to the Shared Services Committee of the Governor’s Government Reform & Restructuring initiative, as required by the December 1, 2010 Government Reform & Restructuring report.”

Explanation:

(This amendment requires the Department of General Services to solicit proposals for an enterprise-wide surplus property model.)

Agriculture And Forestry

FY 10-11

FY 11-12

Department Of Agriculture And
Consumer Services

\$0

\$32,900 GF

Language:

Page 68, line 27, strike "\$16,482,280" and insert "\$16,515,180".

Page 69, after line 37, insert:

"G. Included in these amounts is \$32,900 in the second year for the State Fair of

Virginia. The funds shall only be used to support 4-H and Future Farmers of America youth participation costs and shall not be used for administrative costs by the State Fair."

Explanation:

(This amendment restores funding that was erroneously eliminated in the introduced budget, which provides support for 4-H and FFA youth participation in State Fair agricultural competitions.)

Item 84 #2s

Agriculture And Forestry	FY 10-11	FY 11-12	
Department Of Agriculture And Consumer Services	\$0	\$56,843	GF

Language:

Page 68, line 27, strike "\$16,482,280" and insert "\$16,539,123".

Page 68, line 29, strike "\$5,590,016" and insert "\$5,646,859".

Explanation:

(This amendment makes a technical correction to reflect a savings strategy that was placed in the incorrect item in the second year. Specifically, this amendment restores \$56,843 in general fund appropriation to Item 84, Grading and Certification of Virginia Products service area (53201), where the savings strategy to support agency administrative expenses by supplanting general fund support with nongeneral fund support from the Milk Commission is accounted for in Senate Bill 800. A companion amendment reduces the general fund appropriation in Item 92, General Management and Direction service area (59901), by \$56,843 to properly reflect the savings strategy. The two amendments net to zero.)

Item 84 #3s

Agriculture And Forestry	FY 10-11	FY 11-12	
Department Of Agriculture And Consumer Services	\$0	(\$9,883)	GF

Language:

Page 68, line 27, strike "\$16,482,280" and insert "\$16,472,397".

Page 68, line 31, strike the second "\$260,450" and insert "250,567".

Explanation:

(This amendment makes a technical correction to reflect a savings strategy that was placed in the incorrect item in the second year. Specifically, this amendment reduces the general fund appropriation in Item 84, Marketing Research service area (53205), by \$9,883 to properly reflect the savings strategy affecting the Agricultural Statistics Service program. A companion amendment restores the general fund appropriation to Item 87, Consumer Affairs-Regulation and Consumer Education service area (55001), from which this savings strategy is accounted for in Senate Bill 800. The two amendments net to zero.)

Item 84 #4s

Agriculture And Forestry	FY 10-11	FY 11-12	
Department Of Agriculture And Consumer Services	\$0	\$1,000,000	GF

Language:

Page 68, line 27, strike "\$16,482,280" and insert "\$17,482,280".

Explanation:

(This amendment restores \$1.0 million in the second year for the Purchase of Development Rights Program in the Office of Farmland Preservation that had been cut in prior budgets.)

Item 87 #1s

Agriculture And Forestry	FY 10-11	FY 11-12	
Department Of Agriculture And Consumer Services	\$0	\$9,883	GF

Language:

Page 70, line 13, strike "\$2,166,240" and insert "\$2,176,123".

Explanation:

(This amendment makes a technical correction to reflect a savings strategy that was placed in the incorrect item in the second year. Specifically, this amendment restores \$9,883 in general fund appropriation to Item 87, Consumer

Affairs-Regulation and Consumer Education service area (55001), where the savings strategy affecting the Agricultural Statistics Service program is accounted for in Senate Bill 800. A companion amendment reduces the general fund appropriation in Item 84, Marketing Research service area (53205), by \$9,883 to properly reflect the savings strategy. The two amendments net to zero.)

Item 88 #1s

Agriculture And Forestry	FY 10-11	FY 11-12	
Department Of Agriculture And	\$0	(\$1,631,682)	GF
Consumer Services	\$0	\$3,800,000	NGF

Language:

Page 70, line 23, strike "\$2,294,663" and insert "\$4,462,981".

Explanation:

(This amendment provides an increase of \$3.8 million from nongeneral funds in the second year. The source of the nongeneral funds is revenue from the weights and measures fee imposed by Senate Bill 973 of the 2011 Session. The bill provides for a requirement that each weights and measures device in the Commonwealth be inspected at least annually. This amendment also recognizes general fund savings of \$1.6 million in the second year as the fee provides sufficient revenue for the inspection of gasoline pumps. This amendment is contingent on final passage of Senate Bill 973.)

Item 89 #1s

Agriculture And Forestry	
Department Of Agriculture And	Language
Consumer Services	

Language:

Page 71, line 19, after "fee." insert:

"Also, a producer of fruits and herbs that are dried, without the addition of any other ingredients, and sold only at a local farmers' market shall be exempt from the fee."

Explanation:

(This amendment exempts producers of dried fruits and herbs sold at farmers' markets from paying the food inspection fee.)

Item 91 #1s

Agriculture And Forestry	FY 10-11	FY 11-12	
Department Of Agriculture And Consumer Services	\$0	(\$62,806)	GF

Language:

Page 71, line 32, strike "\$1,722,316" and insert "\$1,659,510".

Explanation:

(This amendment makes a technical correction to reflect a savings strategy that was placed in the incorrect item in the second year. Specifically, this amendment reduces the general fund appropriation in Item 91, Charitable Gaming Regulation and Enforcement service area (55907) by \$62,806 to properly reflect the savings strategy to eliminate the Charitable Gaming bingo manager/caller licensing system contract in Senate Bill 800. A companion amendment restores general fund appropriation to Item 92, General Management and Direction service area (59901) from which this savings strategy accounted for in Senate Bill 800. The two amendments net to zero.)

Item 92 #1s

Agriculture And Forestry	FY 10-11	FY 11-12	
Department Of Agriculture And Consumer Services	0.00	6.00	FTE

Language:

Page 72, line 16, strike "185.91" and insert "191.91".

Explanation:

(This amendment is a technical correction of the agency's nongeneral fund position level. Included in Senate Bill 800 is a nongeneral fund position decrease of three positions that should have been an increase of three nongeneral fund positions. Accordingly, this amendment increases the nongeneral fund position level by six to increase the agency's final maximum employment level to 191.91 in the second year.)

Item 92 #2s

Agriculture And Forestry	FY 10-11	FY 11-12	
Department Of Agriculture And Consumer Services	\$0	(\$56,843)	GF

Language:

Page 72, line 2, strike "\$8,320,667" and insert "\$8,263,824".

Explanation:

(This amendment makes a technical correction to reflect a savings strategy that was placed in the incorrect item in the second year. Specifically, this amendment reduces the general fund appropriation in Item 92, General Management and Direction service area (59901) by \$56,843 to properly reflect the savings strategy to support agency administrative expenses by supplanting general fund support with nongeneral fund support from the Milk Commission. A companion amendment restores general fund appropriation to Item 84, Grading and Certification of Virginia Products service area (53201) from which this savings strategy is accounted for in Senate Bill 800. The two amendments net to zero.)

Item 92 #3s

Agriculture And Forestry	FY 10-11	FY 11-12	
Department Of Agriculture And Consumer Services	\$0	\$62,806	GF

Language:

Page 72, line 2, strike "\$8,320,667" and insert "\$8,383,473".

Explanation:

(This amendment makes a technical correction to reflect a savings strategy that was placed in the incorrect item in the second year. Specifically, this amendment restores \$62,806 in general fund appropriation to Item 92, General Management and Direction service area (59901), where the savings strategy to eliminate the Charitable Gaming bingo manager/caller licensing system contract is accounted for in Senate Bill 800. A companion amendment reduces the general fund appropriation in Item 91, Charitable Gaming Regulation and Enforcement service area (55907) by \$62,806 to properly reflect the savings strategy. The two amendments net to zero.)

Item 93 #1s

Agriculture And Forestry	FY 10-11	FY 11-12	
Department Of Forestry	\$0	\$300,000	GF
	0.00	4.00	FTE

Language:

Page 72, line 29, strike "\$26,063,702" and insert "\$26,363,702".

Explanation:

(This amendment restores \$300,000 from the general fund in the second year and four FTE positions for foresters and firefighters, which were cut in the introduced budget.)

Item 94 #1s

Agriculture And Forestry	
Agricultural Council	Language

Language:

Page 73, strike line 46 and line 47.
Page 74, strike line 1 through line 12.

Explanation:

(This amendment makes a technical correction for totals for the Virginia Agricultural Council and the Department of Agriculture and Consumer Services. The totals from the two agencies were combined by mistake in the introduced budget.)

Item 96 #1s

Commerce And Trade	FY 10-11	FY 11-12	
Economic Development Incentive Payments	\$0	(\$15,000,000)	GF

Language:

Page 76, line 3, strike "\$76,650,384" and insert "\$61,650,384".
Page 78, line 57, strike "\$25,000,000" and insert "\$10,000,000"
Page 79, line 1, strike "Virginia Research and Technology Investment Fund. This" and insert:

"Commonwealth Research Commercialization Fund established pursuant to § 2.2-2233.1, Code of Virginia. Out of these amounts, a minimum of \$2,000,000 shall be provided to the SBIR matching funds program. The initial guidelines for grants from the fund shall be developed in consultation with the Chairmen or a member designated by the Chairmen of the Joint Commission on Technology and Science, the Senate General Laws and Technology Committee, and the House Science and Technology Committee. "

Page 79, strike line 2 and line 3.

Explanation:

(This amendment provides a net of \$10.0 million from the general fund in the second year for the Commonwealth Research Commercialization Fund (CRCF), to be used for purposes as specified in § 2.2-2233.1, Code of Virginia. The introduced budget included \$25.0 million to be deposited in the Virginia Research and Technology Investment Fund, but legislation introduced to create this new fund was amended to modify the existing CRCF.)

Item 96 #2s

Commerce And Trade	FY 10-11	FY 11-12	
Economic Development Incentive Payments	\$0	(\$7,500,000)	GF

Language:

Page 76, line 3, strike "\$76,650,384" and insert "\$69,150,384".
 Page 78, line 1, strike "and \$7,500,000 in the".
 Page 78, line 2, strike "second year".

Explanation:

(This amendment eliminates \$7.5 million from the general fund in the second year for payments related to the 2005 Base Realignment and Closure Commission actions to mitigate encroachment around Oceana Naval Air Station. To date the Commonwealth has provided \$37.5 million for this purpose and it was the intent of the 2010 General Assembly to discontinue these payments after fiscal year 2011.)

Item 98 #1s

Commerce And Trade	
Department Of Business Assistance	Language

Language:

Page 80, unstrike line 11 through line 13.

Explanation:

(This amendment restores mandatory carry forward language for year-end balances in the Virginia Jobs Investment Program.)

Item 98 #2s

Commerce And Trade

Department Of Business Assistance

Language

Language:

Page 80, line 33, after "Assistance" insert:

"The Virginia Small Business Finance Authority is authorized to insure additional loans for eligible small businesses, pursuant to § 2.2-2290, Code of Virginia, up to an aggregate amount not to exceed four times the principal amount in the Insurance or Guarantee Fund, or up to an aggregate amount of \$10,000,000, whichever is less. In the event that the authority is called upon to pay on guaranties of loans of more than 10 percent of the aggregate amount of all outstanding insured loans, the authority shall not insure any further loans and shall immediately notify the Governor and the Chairmen of the House Appropriations and Senate Finance Committees. Pursuant to § 4-1.03.5 of this Act, the Director of the Department of Planning and Budget is authorized to transfer a sum sufficient to the Insurance or Guarantee Fund in the event the amount in the fund falls below the amount needed to honor any guarantee."

Explanation:

(This amendment authorizes the Virginia Small Business Finance Authority to insure additional loans for small businesses. The current balance in the Insurance or Guarantee Fund is approximately \$2.0 million and the Authority has limited the aggregate amount of guaranteed loans to the balance in the fund. However, the historic default rate on outstanding loans has been less than two percent. The amendment would allow the authority to issue additional loans subject to certain conditions.)

Item 99 #1s

Commerce And Trade

Department Of Housing And

FY 10-11

\$0

FY 11-12

\$250,000 GF

Community Development

Language:

Page 81, line 3, strike "\$48,533,821" and insert "\$48,783,821".

Explanation:

(This amendment provides funding for a rapid re-housing program to be administered through the Department of Housing and Community Development.)

Item 99 #2s

Commerce And Trade

Department Of Housing And
Community Development

Language

Language:

Page 81, line 23, after "sources.", unstrike the remainder of the line.
Page 81, unstrike line 24 and line 25.

Explanation:

(This amendment restores mandatory carry forward language for year-end balances for Housing Assistance Services.)

Item 100 #1s

Commerce And Trade

Department Of Housing And
Community Development

FY 10-11

\$0

FY 11-12

\$300,000 GF

Language:

Page 81, line 46, strike "\$59,389,810" and insert "\$59,689,810".
Page 83, line 20, strike "\$668,442" and insert "\$968,442."

Explanation:

(This amendment restores \$300,000 from the general fund in the second year for the Southeast Rural Community Assistance Project (RCAP), which had been reduced in prior budgets. The RCAP program provides funding for drinking water and wastewater services for low-income rural residents across the state.)

Commerce And Trade	FY 10-11	FY 11-12	
Department Of Housing And Community Development	\$0	\$232,869	GF

Language:

Page 81, line 46, strike "\$59,389,810" and insert "\$59,622,679".

Explanation:

(This amendment provides \$232,869 from the general fund in the second year for an additional 15 percent for each Planning District Commission to restore previous reductions. It is the intent of the General Assembly that the amount for each commission be adjusted accordingly during final enrolling of the Appropriation Act.)

Commerce And Trade	FY 10-11	FY 11-12	
Department Of Housing And Community Development	\$0	\$6,500,000	GF

Language:

Page 84, line 48, strike "\$13,423,354" and insert "\$19,923,354".
Page 85, line 2, strike "\$13,150,000" and insert "\$19,650,000".

Explanation:

(This amendment provides \$6.5 million from the general fund in the second year to fully fund the Enterprise Zone Program . The program provides grants for real property investment and job creation in economically distressed areas. The program has been consistently over-subscribed and during the past year grants have been prorated at 62 cents for each dollar of qualified projects due to a lack of adequate funding.)

Commerce And Trade	FY 10-11	FY 11-12	
Department Of Labor And Industry	\$0	\$253,220	GF
	\$0	(\$253,220)	NGF

Language:

Page 86, strike line 2 through line 5.

Explanation:

(This amendment eliminates the authority for the Department of Labor and Industry to charge an annual fee of up to \$55 for participants enrolled in apprenticeship programs. The amendment replaces the nongeneral funds from the fee with a general fund appropriation that was reduced when the fee was imposed. The fee was recommended in the 2010 introduced budget and approved by the 2010 General Assembly.)

Item 111 #1s

Commerce And Trade	FY 10-11	FY 11-12	
Department Of Mines, Minerals And Energy	\$0	\$500,000	GF

Language:

Page 87, line 50, strike "\$2,750,473" and insert "\$3,250,473".

Page 88, after line 20, insert:

"D. Out of this appropriation, \$500,000 the second year from the general fund shall be provided for the Virginia Offshore Wind Development Authority to assist in efforts to secure the location of the proposed National Offshore Wind Technology Center in Virginia."

Explanation:

(This amendment provides a general fund appropriation within the Department of Mines, Minerals and Energy to serve as pass-through funding to the Virginia Offshore Wind Development Authority established by the 2010 General Assembly. This funding will be used to secure professional staff and other contractual resources necessary to assist the authority in competing for the location of the proposed National Offshore Wind Technology Center in Virginia.)

Item 111 #2s

Commerce And Trade	FY 10-11	FY 11-12	
Department Of Mines, Minerals And Energy	\$0	(\$263,500)	GF

Language:

Page 87, line 50, strike "\$2,750,473" and insert "\$2,486,973".

Page 88, line 15, strike "\$337,500" and insert "\$74,000"

Explanation:

(This amendment removes excess funding for the Solar Photovoltaic Manufacturing Incentive Grant Fund based on a revised production schedule from the eligible manufacturer.)

Item 114 #1s

Commerce And Trade	FY 10-11	FY 11-12	
Virginia Economic Development Partnership	\$0	\$2,000,000	GF

Language:

Page 89, line 31, strike "\$20,178,808" and insert "\$22,178,808".

Page 92, after line 3, insert:

"S. Out of the amounts for Economic Development Services shall be provided \$2,000,000 in the second year from the general fund to be deposited in the Brownfields Restoration and Economic Development Fund established pursuant to § 10.1-1237, Code of Virginia."

Explanation:

(This amendment provides \$2.0 million from the general fund in the second year for the restoration and redevelopment of brownfield sites to address environmental problems or obstacles to reuse brownfield properties so that these sites can be effectively marketed to new economic development prospects.)

Item 114 #2s

Commerce And Trade	FY 10-11	FY 11-12	
Virginia Economic Development Partnership	\$0	(\$1,379,095)	GF

Language:

Page 89, line 31, strike "\$20,178,808" and insert "\$18,799,713".

Page 90, line 41, strike "and \$1,379,095 the second year".

Explanation:

(This amendment eliminates the second year general fund appropriation to the

Virginia Commercial Spaceflight Authority. A companion amendment in Item 437 transfers funding of the authority to the Department of Aviation and increases its budget to \$2.0 million for fiscal year 2012.)

Item 114 #3s

Commerce And Trade	FY 10-11	FY 11-12	
Virginia Economic Development Partnership	\$0	(\$900,000)	GF

Language:

Page 89, line 31, strike "\$20,178,808" and insert "\$19,278,808".

Page 91, line 11, strike "\$900,000 in the second year".

Explanation:

(This amendment eliminates funding in the second year for the Biotechnology Wet Laboratory Program. There is no planned use for these funds and no known qualified applicant for the funds.)

Item 114 #4s

Commerce And Trade	
Virginia Economic Development Partnership	Language

Language:

Page 92, after line 3, insert:

"S. The Virginia Economic Development Partnership shall enter into a memorandum of understanding with any data center operator, on behalf of itself and its tenants, who collectively meet the requirements of § 58.1-609.3(18), Code of Virginia."

Explanation:

(This amendment clarifies that a data center operator that also leases space within the call center to other tenants will qualify for the sales tax exemption on computer equipment and enabling software, as long as the operator and the tenants collectively meet the thresholds for job creation and capital investment required by current law.)

Item 115 #1s

Commerce And Trade

FY 10-11

FY 11-12

Virginia Employment Commission

\$0

(\$8,900,000) GF

Language:

Page 92, line 10, strike "\$831,107,231" and insert "\$822,207,231".

Page 92, strike line 45 through line 47 and insert:

"E.1. It is the intent of the General Assembly that the Virginia Liaison Office shall work with the Virginia Congressional Delegation to seek the approval of the Congress to reinstate the policy for deferral of interest for calendar year 2011 and calendar year 2012 on funds borrowed from the Federal Unemployment Account.

2. If Congress does not extend the deferral of interest, the Governor is authorized to use \$8,900,000 the second year from the general fund from Item 256 of this Act, and \$3,000,000 out of this appropriation the second year from nongeneral funds for payment on interest due September 30, 2011 to the federal government."

Explanation:

(This amendment requires the Virginia Liaison Office to seek the continued deferral of interest payments to the federal government. To date, Virginia has borrowed \$347.0 million from the Federal Unemployment Account to cover shortfalls in the Unemployment Insurance Trust Fund due to an unprecedented number of unemployment claims. Congress forgave the interest accrual in 2010 but the deferral ended on January 1, 2011. If Congress does not extend the deferral, Virginia will owe an interest payment to the federal government of \$11.9 million due September 30, 2011. This amendment also provides for a contingent appropriation for the interest payment if Congress does not extend the deferral.)

Item 120 #1s

Commerce And Trade

Virginia Tourism Authority

Language

Language:

Page 95, unstrike line 6 through line 10.

Explanation:

(This amendment restores funding of \$85,500 each year for outdoor advertising for tourism promotion, to be matched by in-kind support of at least \$256,500 each

year from the Outdoor Advertising Association. The funds will come from existing Tourist Promotion funds.)

Item 120 #2s

Commerce And Trade	FY 10-11	FY 11-12	
Virginia Tourism Authority	\$0	\$100,000	GF

Language:

Page 94, line 16, strike "\$19,808,135" and insert "\$19,908,135".

Page 95, line 17, strike "\$45,000" and insert "\$145,000".

Explanation:

(This amendment increases funding in the second year for the Coalfield Regional Tourism Development Authority, which is to be provided for the Heart of Appalachia Tourism Authority.)

Item 120 #3s

Commerce And Trade	FY 10-11	FY 11-12	
Virginia Tourism Authority	\$0	\$1,000,000	GF

Language:

Page 94, line 16, strike "\$19,808,135" and insert "\$20,808,135".

Page 96, line 16, after "provided" insert "to the City of Norfolk for support"

Page 96, after line 17, insert:

"P. Out of this appropriation, \$1,000,000 the second year from the general fund shall be provided to the City of Portsmouth for support of the Virginia Sports Hall of Fame."

Explanation:

(This amendment provides funding for the City of Portsmouth to support the Virginia Sports Hall of Fame. It also clarifies that funding to support OpSail 2012 is provided to the City of Norfolk.)

Item 121 #1s

**Education: Elementary &
Secondary**

Language:

Page 97, after line 37, insert:

"D. The Secretary of Education, in consultation with the Secretary of Agriculture and Forestry, shall examine the operations of the Virginia Cooperative Extension and Agricultural Experiment Station and shall report the findings to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2011. The Secretary shall determine appropriate reporting requirements for the agency so that the source of funds and the activities that the funds support are transparent."

Explanation:

(This amendment would provide language for an examination of the operations of the Cooperative Extension program by the Secretary of Education, in consultation with the Secretary of Agriculture and Forestry.)

Item 121 #2s

Education: Elementary & Secondary

FY 10-11

FY 11-12

Secretary Of Education

\$0

(\$300,000) GF

Language:

Page 97, line 4, strike "\$1,201,141" and insert "\$901,141".

Page 97, line 32, strike "\$600,000" and insert "\$300,000".

Explanation:

(This amendment reduces proposed new funding for grants to institutions of higher education selected by the Secretary of Education for planning for college partnership lab schools by half, from \$600,000 to \$300,000.)

Item 122 #1s

Education: Elementary & Secondary

FY 10-11

FY 11-12

Secretary Of Education

\$0

\$730,000 GF

Language:

Page 97, line 40, strike "\$957,871" and insert "\$1,687,871".

Page 97, in lines 38 and 39 strike "Educational, Cultural, Community, and Artistic Affairs" and insert:

"Educational, Economic Development, and Public Safety Programming".

Page 97, in lines 41 and 42, strike "Educational, Economic, and Cultural Programming" and insert:

"Educational, Economic Development, and Public Safety Programming".

Page 97, in lines 45 and 46, strike "Educational, Economic, and Cultural Programming" and insert:

"Educational, Economic Development, and Public Safety Programming".

Page 97, strike lines 50-52.

Page 98, strike lines 1-2 and insert:

"A. Grants to public television stations shall be used to develop, acquire, produce, and deliver programs that support preschool and adult education, disseminate information on governmental and public affairs issues, prepare the public regarding severe weather, natural disasters, responding to manmade threats such as radiological, hazardous materials or terrorist incidents, or other public health advisories, and promote tourism and economic development within the Commonwealth."

Explanation:

(This amendment restores \$730,000 for community service grants to Virginia public television stations and also updates the purposes to include emergency and public safety purposes.)

Item 123 #1s

Education: Elementary & Secondary

FY 10-11

FY 11-12

Secretary Of Education

\$0

\$1,948,377 GF

Language:

Page 98, line 24, strike "\$1,110,668" and insert "\$3,059,045".

Page 98, line 26, strike "\$990,505" and insert "\$2,938,882".

Explanation:

(This amendment restores funding for educational telecommunications services provided by public television stations through regional schools contracting and planning committees.)

Item 123 #2s

Education: Elementary & Secondary	FY 10-11	FY 11-12	
Secretary Of Education	\$0	(\$120,163)	GF

Language:

Page 98, line 24, strike "\$1,110,668" and insert "\$990,505".

Page 98, line 29, strike the second "\$120,163" and insert "\$0".

Explanation:

(This amendment transfers funding for Radio Reading Services from the Secretary of Education to the Department for the Blind and Vision Impaired.)

Item 132 #1s

Education: Elementary & Secondary	FY 10-11	FY 11-12	
Direct Aid To Public Education	\$0	\$87,695,575	GF

Language:

Page 105, line 16, strike "\$5,439,278,512" and insert "\$5,526,974,087".

Page 106, line 10, strike "\$6,765,455" and insert "\$32,733,731".

Page 106, after line 26, insert:

"Remedial Summer School (split funded) \$0 \$21,496,705

English as a Second Language (split funded) \$0 \$40,233,058".

Page 107, line 29 strike "\$21,496,705" and insert "\$0".

Page 107, line 32, strike "\$40,233,058" and insert "\$0".

Page 107, line 34, strike "\$25,968,276" and insert "\$0".

Page 107, after line 34, insert "Support for School Operating and Construction Costs \$0 \$87,695,575".

Page 110, line 7, strike "In addition, the Department of".

Page 110, strike lines 8 through 10.

Page 116, line 53, strike "and \$25,968,276 the second year".

Page 116, line 53, after "Lottery Proceeds Fund" insert ""and \$25,968,276 the second year from the general fund".

Page 120, line 16, after "the first year" insert "from the Lottery Proceeds Fund".

Page 120, line 17, strike "Lottery Proceeds Fund" and insert "General Fund".

Page 127, line 49, after "the first year" insert "from the Lottery Proceeds Fund".

Page 127, line 50, strike "Lottery Proceeds Fund" and insert "General Fund".

Page 135, after line 19, insert:

"34. Support for School Operating and Construction Costs

Out of this appropriation an estimated \$87,695,575 the second year from the Lottery Proceeds Fund shall be disbursed by the Department of Education to local school divisions for use solely for educational purposes based on the state's share of \$129.81 per pupil. These estimated amounts may be prorated to account for any shortfall in the Lottery Proceeds."

Explanation:

(This amendment provides \$87.7 million the second year from the general fund, appropriating the state's share of \$129.81 per pupil from the Lottery Proceeds Fund to school divisions solely for educational use and restoring the general fund dollars for Standards of Quality textbooks, English as a second language, and remedial summer school. A companion amendment provides \$16.6 million for the remaining amounts required to "make whole" the localities affected by the "Composite Index hold harmless" payments in the 2010 adopted budget as adjusted for final 2010 actions and revised projected enrollment.)

Item 132 #2s

**Education: Elementary &
Secondary**

FY 10-11

FY 11-12

Direct Aid To Public Education

\$0

\$14,560,612 GF

Language:

Page 105, line 16, strike "\$5,439,278,512" and insert "\$5,453,839,124".

Page 106, line 44, strike "\$0" and insert "\$14,560,612".

Page 107, line 7, strike "\$67,104,439" and insert "\$65,104,439".

Page 107, line 36, strike "\$0" and insert "\$2,000,000".

Page 135, after line 10, insert:

"33. Second Year Composite Index Hold Harmless

Out of this appropriation, \$14,560,612 the second year from the general fund and \$2,000,000 the second year from the Lottery Proceeds Fund shall be used to provide remaining partial hold harmless grants related to the change in the 2010-12 Composite Index to the following school divisions specified below.

ALBEMARLE	\$ 1,927,410
AMELIA	\$ 1,625
APPOMATTOX	\$ 11,358
BEDFORD	\$ 796,942

BUCKINGHAM	\$ 40,974
ESSEX	\$ 356,561
GRAYSON	\$ 206,625
GREENE	\$ 23,500
HALIFAX	\$ 167,637
HIGHLAND	\$ 36,801
JAMES CITY	\$ 531,437
KING & QUEEN	\$ 92,992
KING WILLIAM	\$ 61,216
LANCASTER	\$ 34,290
MADISON	\$ 65,727
MATHEWS	\$ 129,385
MECKLENBURG	\$ 310,204
MIDDLESEX	\$ 195,189
NORTHUMBERLAND	\$ 268,132
NOTTOWAY	\$ 35,688
PRINCE EDWARD	\$ 38,889
ROCKBRIDGE	\$ 80,744
SOUTHAMPTON	\$ 39,834
SURRY	\$ 58,326
SUSSEX	\$ 81,328
CHARLOTTESVILLE	\$ 415,542
HAMPTON	\$ 172,547
LYNCHBURG	\$ 127,727
NORFOLK	\$ 1,406,251
PORTSMOUTH	\$ 431,705
RADFORD	\$ 56,639
RICHMOND CITY	\$ 3,863,563
SUFFOLK	\$ 750,378
VIRGINIA BEACH	\$ 1,720,723
FRANKLIN CITY	\$ 51,323
CHESAPEAKE CITY	\$ 1,899,111
LEXINGTON	\$ 58,672
POQUOSON	\$ 13,617
TOTAL:	\$ 16,560,612

".

Page 135, line 11, strike "33." and insert "34."

Explanation:

(This amendment, in combination with the \$87.7 million in the previous amendment, "makes whole" all 97 school divisions due to receive "hold harmless" payments in the 2010 adopted budget as adjusted for final 2010 actions and revised projected enrollment. This amendment also reflects additional estimated savings of \$2.0 million in the Virginia Preschool Initiative for at-risk four-year-olds based on current participation levels, and so the remaining "hold harmless" payments are split-funded with \$14.6 million from the general fund and \$2.0 million from the Lottery Proceeds Fund.)

Item 132 #3s

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

Direct Aid To Public Education	\$0	\$18,381,737	GF
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Language:

Page 105, line 16, strike "\$5,439,278,512" and insert "\$5,457,660,249".

Page 106, after line 26, insert:

"Textbooks \$0 \$18,381,737".

Page 117, line 1, strike "\$48.38" and insert "\$75.55".

Explanation:

(This amendment provides \$18.4 million to restore full funding for Standards of Quality textbooks costs of \$75.55 per student in the second year.)

Item 132 #4s

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

Direct Aid To Public Education	\$0	(\$2,000,000)	GF
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Language:

Page 105, line 16, strike "\$5,439,278,512" and insert "\$5,437,278,512".

Page 135, line 12, strike "\$3,000,000" and insert "\$1,000,000".

Explanation:

(This amendment reduces proposed new funding for performance pay pilots in hard-to-staff schools by \$2.0 million, leaving \$1.0 million for this purpose.)

**Education: Elementary &
Secondary**

FY 10-11

FY 11-12

Direct Aid To Public Education

\$0

\$1,500,000 GF

Language:

Page 105, line 16, strike "\$5,439,278,512" and insert "\$5,440,778,512".

Page 106, line 52, strike "\$2,356,908" and insert "\$3,856,908".

Explanation:

(This amendment provides additional funding for the Virtual Virginia program in order to increase the number of course sections offered and to develop additional course offerings. As of September 2010, Virtual Virginia had 3,305 students statewide enrolled in online Advanced Placement and foreign language courses.)

**Education: Elementary &
Secondary**

Direct Aid To Public Education

Language

Language:

Page 108, after line 13, insert:

"f. (i) Enrollment in the full-time virtual public school program that operated in the first year and that enrolled out-of-division students that counted for state funding purposes as students residing in the school division operating the program, shall be capped at 350 students. (ii) For any other full-time virtual public school program operating in the second year, the state's share of funding for the students enrolled shall continue to be based on the composite index of the enrolling student's locality of residence, consistent with the state share of funding that would have been provided had the student enrolled in their resident school division."

Explanation:

(This amendment: (i) freezes the 100 percent state-funded enrollment in the full-time on-line program currently operating through Carroll County at 350 students, consistent with its enrollment level as of January 2011 and (ii) for any other programs, for FY 2012 state per pupil funding will be based on the student's locality of residence. A companion amendment in Item 1 directs the legislative Joint

Subcommittee on Elementary and Secondary Education Funding to study funding options for virtual education.)

Item 132 #7s

**Education: Elementary &
Secondary**

FY 10-11

FY 11-12

Direct Aid To Public Education

\$0

\$500,000 GF

Language:

Page 105, line 16, strike "\$5,439,278,512" and insert "\$5,439,778,512".

Page 135, after line 19, insert:

"35. Cooperative Procurement Initiative

a. Out of this appropriation, \$400,000 the second year from the general fund shall be distributed by the Department of Education for grants to groups of school divisions that submit proposals for regional cooperative purchasing efforts. In addition to any other information as specified by the department, proposals shall indicate the school divisions included, the types of purchases they would include, and the types of cooperative procurement methods they would pursue with the position.

b. Out of this appropriation, up to \$100,000 the second year from the general fund shall be available for costs incurred by the Department of Education or the Department of Human Resource Management associated with an actuarial analysis of the impact of a statewide program of health insurance for employees of local school divisions.

c. For the second year, in conjunction with an existing data collection administered by the Department of Education, each school division shall certify that cooperative procurement options, such as joint purchases with other school divisions or with local governments or open contracts, were considered."

Explanation:

(This amendment reflects several recommendations from JLARC's December 2010 report *Use of Cooperative Procurement in Virginia School Divisions*, pursuant to House Joint Resolution 60 of 2010.)

Item 132 #8s

**Education: Elementary &
Secondary**

Direct Aid To Public Education

Language

Language:

Page 104, line 23, strike "\$4,970,000" and insert "\$4,677,500".
Page 104, line 23, unstrike "\$4,970,000".
Page 104, line 24, strike "\$4,677,500".
Page 133, line 46, strike "\$352,291" and insert "\$447,702".
Page 133, line 48, strike "\$1,909,629" and insert "\$230,578".
Page 133, line 50, strike "\$1,909,629" and insert "\$270,735".
Page 133, line 52, strike "\$1,909,629" and insert "\$346,255".
Page 133, line 54, strike "\$1,909,629" and insert "\$194,420".
Page 133, line 56, strike "\$197,086" and insert "\$70,873".
Page 133, line 58, strike "\$5,456,849" and insert "\$432,294".
Page 133, line 60, strike "\$706,676" and insert "\$257,184".
Page 133, line 62, strike "\$706,676" and insert "\$973,225".
Page 133, line 64, strike "\$706,676" and insert "\$37,619".
Page 134, line 2, strike "\$706,676" and insert "\$112,025".
Page 134, line 4, strike "\$706,676" and insert "\$319,913".
Page 134, line 6, strike "\$0" and insert "\$103,957".
Page 134, line 8, strike "\$0" and insert "\$195,156".
Page 134, line 10, strike "\$0" and insert "\$340,850".
Page 134, line 12, strike "\$63,768" and insert "\$157,509".
Page 134, line 14, strike "\$63,768" and insert "\$268,290".
Page 134, line 16, strike "\$63,768" and insert "\$314,220".
Page 134, line 19, strike "\$207,512" and insert "\$613,531".
Page 134, line 21, strike "\$0" and insert "\$114,867".
Page 134, line 23, strike "\$99,304" and insert "\$147,436".
Page 134, line 25, strike "\$0" and insert "\$30,080".
Page 134, line 27, strike "\$732,631" and insert "\$2,211,614".
Page 134, line 29, strike "\$365,475" and insert "\$45,832".
Page 134, line 31, strike "\$49,814" and insert "\$56,600".
Page 134, line 33, strike "\$92,823" and insert "\$862,753".
Page 134, line 35, strike "\$195,682" and insert "\$2,497".
Page 134, line 37, strike "\$212,176" and insert "\$2,287,189".
Page 134, line 39, strike "\$212,176" and insert "\$4,374,811".
Page 134, line 53, strike "\$0" and insert "\$2,100,636".
Page 134, line 55, strike "\$0" and insert "\$7,347,886".
Page 134, line 57, strike "\$0" and insert "\$248,109".
Page 134, line 59, strike "\$294,788" and insert "\$166,283".
Page 134, line 61, strike "\$207,512" and insert "\$5,506,327".
Page 134, line 63, strike "\$177,576" and insert "\$109,480".

Page 135, line 1, strike "\$157,410" and insert "\$7,337".
Page 135, line 3, strike "\$1,707,192" and insert "\$38,151".
Page 135, line 5, strike "\$352,291" and insert "\$240,514".

Explanation:

(This amendment corrects printing errors in the introduced budget. This is a technical amendment that replaces incorrect strike-through amounts with amounts approved in Chapter 874, 2010 Acts of Assembly and corrects an error in the paragraph on national board certification.)

Item 132 #9s

Education: Elementary & Secondary	FY 10-11	FY 11-12	
Direct Aid To Public Education	\$0	(\$53,247,608)	GF

Language:

Page 105, line 16, strike "\$5,439,278,512" and insert "\$5,386,030,904".

Explanation:

(This amendment reverses the state's share of funding for the change in the employer teacher retirement contribution rate to 7.16 percent proposed in the introduced budget. A companion amendment restores \$31.0 million, reflecting a net state savings of \$22.3 million against the introduced budget. These amendments are based on a second year employer teacher retirement contribution rate of 6.33 percent, which represents an increase of 2.4 percent over the first year rate of 3.93 percent.)

Item 132 #10s

Education: Elementary & Secondary	FY 10-11	FY 11-12	
Direct Aid To Public Education	\$0	\$30,959,938	GF

Language:

Page 105, line 16, strike "\$5,439,278,512" and insert "\$5,470,238,450".
Page 406, line 31, strike "7.16 percent" and insert "6.33 percent".

Explanation:

(This amendment restores \$31.0 million for the state's share of the increase in the

employer teacher retirement contribution rate. A companion amendment reverses the \$53.2 million for the increase to 7.16 percent proposed in the introduced budget, reflecting a net state savings of \$22.3 million against the introduced budget. These amendments are based on a second year employer teacher retirement contribution rate of 6.33 percent, which represents an increase of 2.4 percent over the first year rate of 3.93 percent.)

Item 137 #1s

Education: Higher Education	FY 10-11	FY 11-12	
State Council Of Higher Education For Virginia	\$0	\$1,700,000	GF

Language:

Page 137, line 14, strike "\$64,523,955" and insert "\$66,223,955".

Page 139, line 31, strike "\$750,000 each year" and insert "\$750,000 the first year and \$2,450,000 the second year".

Explanation:

(This amendment provides additional funding of \$1.7 million GF in FY 2012 for the two-year transfer grant program. The Virginia Community College System anticipates enrollment growth in the program for FY 2012, creating need of \$750,000. The additional funding of \$950,000 would be used to enhance the amount of the award by \$500 and increase the number of students eligible for the grant by raising the maximum Expected Family Contribution to \$12,000. This is a companion budget amendment to SB 1363.)

Item 137 #2s

Education: Higher Education	
State Council Of Higher Education For Virginia	Language

Language:

Page 137, line 47, strike "\$2,000" and insert "\$5,000".

Explanation:

(This amendment would increase the maximum award amount from \$2,000 per student to \$5,000 per student for Virginia students who attend schools and colleges of optometry.)

Item 137 #3s

Education: Higher Education	FY 10-11	FY 11-12	
State Council Of Higher Education For Virginia	\$0	\$350,000	GF

Language:

Page 137, line 14, strike "\$64,523,955" and insert "\$64,873,955".

Page 137, line 44, after "and" strike "\$245,000" and insert "\$595,000".

Explanation:

(This amendment provides \$350,000 in FY 2012 as matching funds for the Virginia Space Grant Consortium program that is offered in partnership with NASA.)

Item 137 #4s

Education: Higher Education	FY 10-11	FY 11-12	
State Council Of Higher Education For Virginia	\$235,000	\$500,000	GF

Language:

Page 137, line 14, strike "\$62,023,955" and insert "\$62,258,955".

Page 137, line 14, strike "\$64,523,955" and insert "\$65,023,955".

Page 139, line 11, after "," strike "\$1,000,000" and insert "\$1,235,000".

Page 139, line 11, after "and" strike "\$1,000,000" and insert "\$1,500,000".

Explanation:

(This amendment provides \$235,000 in FY 2011 and \$500,000 in FY 2012 for growth in the Virginia Military Survivors and Dependents program. The program provides funding to offset some higher education costs for qualified survivors and dependents of military service members.)

Item 137 #5s

Education: Higher Education	
State Council Of Higher Education For Virginia	Language

Language:

Page 138, unstrike line 11 through line 13.
Page 139, unstrike line 28 through line 30.

Explanation:

(This amendment eliminates the strike-through on reappropriation language under the State Council for the Tuition Assistance Grant program and the Virginia Military Survivors and Dependents program.)

Item 137 #6s

Education: Higher Education	FY 10-11	FY 11-12	
State Council Of Higher Education	\$0	\$290,000	NGF
For Virginia	0.00	2.00	FTE

Language:

Page 137, line 14, strike "\$64,523,955" and insert "\$64,813,955".

Page 142, following line 36, insert:

"O.1. Higher Education Coordination and Review includes an internal service fund to support review of capital project review. This internal service fund shall consist of fees imposed upon capital projects approved for institutions of higher education for the review of proposed capital outlay projects. The estimated total amount to be collected by this fund is a sum sufficient estimated at \$290,000 in the second year.

2. In administering this internal service fund, the State Council of Higher Education for Virginia shall provide capital project review services to institutions of higher education and produce capital project analysis work products for the Department of Planning and Budget, and the General Assembly."

Explanation:

(This amendment provides \$290,000 NGF and 2.00 FTE positions the second year for support of the six-year capital planning process.)

Item 139 #1s

Education: Higher Education	FY 10-11	FY 11-12	
State Council Of Higher Education	\$0	\$250,000	GF
For Virginia	0.00	3.00	FTE

Language:

Page 140, line 28, strike "\$11,900,840" and insert "\$12,150,840".

Explanation:

(This amendment provides funding of \$250,000 GF in the second year and 3.00 GF FTE positions to eliminate the additional targeted reduction included in SB 800 and to provide funding to recognize the increased workload related to the "Top Jobs" legislation.)

Item 139 #2s

Education: Higher Education

State Council Of Higher Education
For Virginia

Language

Language:

Page 142, after line 36, insert:

"O. 1. In consultation with the Secretary of Education, the Secretary of Finance, and the Chairmen of the House Appropriations Committee and Senate Finance Committee, or their designees, the State Council of Higher Education for Virginia shall review, and if necessary, update institutional peer groups giving consideration to the impact of the cost of living increase on the current cohort of peer institutions as well as the impact of enrollment patterns where the percentage of graduate degrees conferred has increased by more than 10 percentage points between 1997 and 2007 concurrent with a like decrease in the percentage of undergraduate degrees conferred during the same period.

2. The State Council shall report its findings and recommendations to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees no later than September 1, 2011."

Explanation:

(This amendment is self-explanatory.)

Item 146 #1s

Education: Higher Education

The College Of William And Mary
In Virginia

Language

Language:

Page 146, after line 3, insert:

"F. Notwithstanding the provisions of § 2.2-1156 of the Code of Virginia, the College of William and Mary Sailing Team shall retain all revenues from the sale or disposition of any of its boats or equipment, so long as all such revenues are utilized solely for the purposes of the Sailing Team."

Explanation:

(This amendment is self-explanatory.)

Item 157 #1s

Education: Higher Education	FY 10-11	FY 11-12	
George Mason University	\$0	\$250,000	GF

Language:

Page 150, line 24, strike "\$343,091,283" and insert "\$343,341,283".

Explanation:

(This amendment provides \$250,000 GF in FY 2012 for activities at the Hylton Center for Performing Arts.)

Item 157 #2s

Education: Higher Education	FY 10-11	FY 11-12	
George Mason University	\$0	\$4,527,000	NGF

Language:

Page 150, line 24, strike "\$343,091,283" and insert "\$347,618,283".

Explanation:

(This amendment provides for \$4.5 million NGF from tuition revenue from planned enrollment growth through FY 2012 at George Mason University.)

Item 157 #3s

Education: Higher Education	FY 10-11	FY 11-12	
George Mason University	\$0	\$1,076,000	NGF

Language:

Page 150, line 24, strike "\$343,091,283" and insert "\$344,167,283".

Explanation:

(This amendment provides \$1.1 million NGF from student fees from planned enrollment growth through FY 2012 at George Mason University.)

Item 165 #1s

Education: Higher Education	FY 10-11	FY 11-12	
Longwood University	0.00	11.00	FTE

Language:

Explanation:

(This amendment provides eleven nongeneral fund positions, supporting accreditation, international studies, sponsored programs and new programs at Fort Lee. The funding to support these positions can be accommodated in the institution's fiscal year 2012 budget.)

Item 187 #1s

Education: Higher Education	FY 10-11	FY 11-12	
University Of Virginia	\$5,630	\$22,817	GF

Language:

Page 165, line 15, strike "\$498,586,902" and insert "\$498,592,532".
Page 165, line 14, strike "\$461,809,231" and insert "\$461,832,048".
Page 166, line 21, strike "\$150,767" and insert "\$156,397".
Page 166, line 21, strike "\$133,580" and insert "\$156,397".

Explanation:

(This amendment provides funding of \$5,630 GF in FY 2011 and \$22,817 in FY 2012 to restore reductions that have been passed through the University of Virginia to the Virginia Center for Diabetes Professional Education. This Center provides free statewide services to prevent diabetes and provide telehealth-based education for people with diabetes.)

Item 187 #2s

Education: Higher Education	FY 10-11	FY 11-12	
University Of Virginia	\$26,059,531	\$19,460,527	NGF

Language:

Page 165, line 15, strike "\$498,586,902" and insert "\$524,646,433".

Page 165, line 14, strike "\$461,809,231" and insert "\$481,269,758".

Explanation:

(This amendment adjusts the nongeneral fund appropriation to reflect additional tuition and fee revenue as approved by the Board of Visitors last spring.)

Item 188 #1s

Education: Higher Education	FY 10-11	FY 11-12	
University Of Virginia	\$0	\$9,400,000	NGF

Language:

Page 167, line 12, strike "\$59,513,569" and insert "\$68,913,569".

Explanation:

(This amendment increases the nongeneral fund appropriation for student financial assistance. The increase will be funded from tuition and fee revenues.)

Item 189 #1s

Education: Higher Education	FY 10-11	FY 11-12	
University Of Virginia	\$0	\$5,000,000	GF

Language:

Page 167, line 27, strike "\$337,322,877" and insert "\$342,322,877".

Page 167, line 38, strike "\$881,720" and insert "\$5,881,720".

Explanation:

(This amendment provides \$5.0 million GF in FY 2012 for cancer research funding at the University of Virginia. This funding would help the University attain National Cancer Institute comprehensive status.)

Item 198 #1s

Education: Higher Education	FY 10-11	FY 11-12	
Virginia Commonwealth University	\$3,300,000	\$20,475,399	NGF

Language:

Page 171, line 18, strike "\$517,471,803" and insert "\$520,771,803".

Page 171, line 18, strike "\$457,531,159" and insert "\$478,006,558".

Explanation:

(This amendment provides NGF authority to reflect actual enrollment in Fall 2010 and projected tuition revenues and enrollment for FY 2012.)

Item 198 #2s

Education: Higher Education	FY 10-11	FY 11-12	
Virginia Commonwealth University	\$13,401	\$41,000	GF

Language:

Page 171, line 18, strike "\$517,471,803" and insert "\$517,485,204".

Page 171, line 18, strike "\$457,531,159" and insert "\$457,572,159".

Page 172, line 26, strike "\$230,274" and insert "\$243,675".

Page 172, line 26, strike "\$202,675" and insert "\$243,675".

Explanation:

(This amendment restores reductions that were passed through VCU's budget to the Virginia Council on Economic Education.)

Item 206 #1s

Education: Higher Education	FY 10-11	FY 11-12	
Virginia Community College System	\$0	(\$1,500,000)	GF

Language:

Page 179, line 2, strike "\$53,062,611" and insert "\$51,562,611".

Page 179, line 14, strike "\$3,000,000" and insert "\$1,500,000".

Explanation:

(This amendment reduces and redirects the \$3.0 million GF in FY 2012 for non-credit courses that was included in the introduced budget to \$1.5 million GF in FY 2012 for other funding priorities related to the agency.)

Item 219 #1s

Education: Higher Education

Virginia Cooperative Extension
And Agricultural Experiment
Station

Language

Language:

Page 186, after line 8, insert:

"G. Virginia Cooperative Extension shall not implement the Virginia Cooperative Extension Restructuring Plan dated October 2010. If the Virginia Cooperative Extension decides to have a revised restructuring plan, they must have agricultural industry stakeholders, local governments, and local agents represented on the plan committee, which must have geographical balance across the Commonwealth."

Explanation:

(This amendment provides language to address the previous restructuring plan and a potential revised restructuring plan for the Virginia Cooperative Extension and Agricultural Experiment Station.)

Item 219 #2s

Education: Higher Education

Virginia Cooperative Extension
And Agricultural Experiment
Station

Language

Language:

Page 185, line 9, strike "\$33,351,123" and insert "\$32,856,713".

Page 185, line 10, strike "\$42,396,026" and insert "\$42,890,436".

Page 185, line 31, after "funds.", insert:

"Additional guidance on further transparency in reporting of appropriations and expenditures by this agency will be provided by the Secretary of Education, in consultation with the Secretary of Agriculture and Forestry, by October 1, 2011."

Explanation:

(This amendment specifies that the Secretary of Education will give guidance to strengthen the transparency of the funding at the Virginia Cooperative Extension and Agricultural Experiment Station through additional reporting requirements. It is the intent of the General Assembly that during enrolling the extension and research functions will be separated into two separate items, move the language in the item appropriately, and further delineate the various functions of the agency. This amendment also moves the proposed \$494,410 GF in FY 2012 recommended in SB 800 from Higher Education Research to Higher Education Public Services.)

Item 219 #3s

Education: Higher Education	FY 10-11	FY 11-12	
Virginia Cooperative Extension	\$0	\$2,000,000	GF
And Agricultural Experiment Station	0.00	50.00	FTE

Language:

Page 185, line 7, strike "\$77,078,426" and insert "\$79,078,426".

Page 185, line 10, strike "\$42,396,026" and insert "\$44,396,026".

Page 186, after line 8, insert:

"G. Out of this appropriation, \$2,000,000 the second year from the general fund is designated to support 50 extension agent positions."

Explanation:

(This amendment would provide additional funding of \$2.0 million GF and 50.00 GF extension agent positions in FY 2012 to the Virginia Cooperative Extension and Agricultural Experiment Station. The funding would be matched by local governments according to the current formula.)

Item 220 #1s

Education: Higher Education	FY 10-11	FY 11-12	
Virginia State University	\$0	\$2,300,000	NGF

Language:

Page 186, line 35, strike "\$59,625,086" and insert "\$61,925,086".

Explanation:

(This amendment adjusts the nongeneral fund appropriation authority to reflect

additional tuition and fee revenue as approved by the Board of Visitors last spring and additional student enrollment realized in the 2010 fall semester.)

Item 225 #1s

Education: Other	FY 10-11	FY 11-12	
Frontier Culture Museum Of Virginia	\$0	(\$90,000)	NGF

Language:

Page 189, line 43, strike "\$1,890,216" and insert "\$1,800,216".

Explanation:

(This is a technical amendment to adjust the nongeneral fund appropriation based on anticipated revenues generated by the museum.)

Item 226 #1s

Education: Other	
Gunston Hall	Language

Language:

Page 190, after line 26, insert:

"The Secretary of Education, in consultation with the Director of Gunston Hall, the Department of Planning and Budget, the Department of Human Resource Management, the Board of Regents, the Board of Visitors, and with input from local interested parties, shall develop a strategic budget plan for the agency's fulfillment of its mission as an education institution of the Commonwealth. The Secretary shall submit the plan to the Governor and the Chairmen of the Senate Finance and House Appropriations Committees no later than July 15, 2011."

Explanation:

(This amendment is self-explanatory.)

Item 227 #1s

Education: Other	FY 10-11	FY 11-12	
Jamestown-Yorktown Foundation	\$0	\$399,922	GF

Language:

Page 190, line 37, strike "\$14,772,680" and insert "\$15,172,602".

Explanation:

(This amendment adds \$266,224 to support interpreters, educational programming, training, custodians, ground maintenance, and services and supplies for exhibits; \$86,098 for other maintenance/operational support; and \$47,600 for web-based education/tourism support to help maintain visitor satisfaction in order to continue to generate ticket revenue and attract visitors to the area.)

Item 233 #1s

Education: Other

FY 10-11

FY 11-12

Virginia Commission For The Arts

\$0

\$732,390 GF

Language:

Page 193, line 33, strike "\$4,050,153" and insert "\$4,782,543".

Page 193, line 37, strike "\$3,286,478" and insert "\$4,018,868".

Explanation:

(This amendment adds \$732,390 to bring the level of state funds for grants to arts organizations up to approximately \$0.50 per capita. The Commonwealth's goal for arts grants funding, per the Appropriation Act, is \$1.00 per Virginia resident.)

Item 235 #1s

Education: Other

FY 10-11

FY 11-12

Virginia Museum Of Fine Arts

11.50

0.00 FTE

Language:

Page 195, line 4, strike "122.00" and insert "133.50".

Explanation:

(This amendment restores 11.5 positions to the general fund maximum employment level (MEL) for the museum that were removed in the introduced budget.)

Item 235 #2s

Education: Other	FY 10-11	FY 11-12	
Virginia Museum Of Fine Arts	\$50,000	\$100,000	GF

Language:

Page 194, line 21, strike "\$26,358,977" and insert "\$26,408,977".

Page 194, line 21, strike "\$27,129,038" and insert "\$27,229,038".

Explanation:

(This amendment provides funds to offset the additional cost due to benefits for gift shop and food services/special events employees converted to the museum's state operating budget.)

Item 243 #1s

Education: Higher Education	FY 10-11	FY 11-12	
Jefferson Science Associates, Llc	\$11,499	\$11,499	GF

Language:

Page 198, line 7, strike "\$1,138,392" and insert "\$1,149,891".

Page 198, line 7, strike "\$1,138,392" and insert "\$1,149,891".

Explanation:

(This amendment restores the additional targeted reduction included in the introduced budget of \$11,499 in each fiscal year to the Jefferson Lab. The reduction would have reduced free electron laser use.)

Item 256 #1s

Finance	FY 10-11	FY 11-12	
Department Of Accounts Transfer Payments	\$0	\$20,300,000	GF

Language:

Page 206, line 31, strike "\$50,000,000" and insert "\$70,300,000".

Page 206, line 41, following "year," strike "\$50,000,000" and insert "\$70,300,000".

Explanation:

(This amendment provides an additional \$20.3 million from the general fund to be

held in reserve for the Revenue Stabilization Fund deposit required in FY 2013.)

Item 258 #1s

Finance

Department Of Accounts Transfer
Payments

Language

Language:

Page 208, line 16, following, "self-fund" insert:

"including participation in a group self-insurance risk licensed under §15.2-2700 of the Code of Virginia".

Page 208, line 25, following, "payments" insert:

"on behalf of participating employers".

Page 208, line 42, following, "body" insert:

"and has had their membership eligibility requirements accepted by the governing body".

Page 209, line 8, following, "an" strike, "irrevocable", and insert:

"election on or before July 1, 2011 which becomes irrevocable on July 1, 2013 if not exercised by the political subdivision,".

Page 209, line 9, following, "its" strike, "past and".

Page 209, line 10, following, "employees" insert:

"occurring on or after July 1, 2011".

Page 209, line 14, following, "(c)" insert:

"Nonparticipating employers choosing to fund benefits under § 15.2-2700 shall not be subject to this paragraph 4(c) and shall be permitted to pay and administer benefits under the Line of Duty Act.".

Page 209, line 14, following, "payments" insert:

"on behalf of nonparticipating employers".

Page 209, line 36, following, "Fund" insert:

"or the fund established by a nonparticipating employer, whichever is applicable, or".

Explanation:

(This amendment allows for the provision of Line of Duty Act benefits under alternative programs at the option of political subdivisions.)

Item 261 #1s

Finance

Language:

Page 213, following line 31, insert:

"C. The Department of Taxation shall examine potential statutory changes necessary to establish sales tax nexus for internet retailers who offer goods for sale in the Commonwealth of Virginia and also utilize a warehouse or distribution facility located in the Commonwealth, where some level of common ownership exists between the retailer or its subsidiaries or related companies, and the owner of the warehouse or distribution facility or its subsidiaries or related companies. The Department shall report its findings to the Chairmen of the House Appropriations and Senate Finance Committees by November 1, 2011."

Explanation:

(This amendment is self-explanatory.)

Item 273 #1s

Health And Human Resources

FY 10-11

FY 11-12

Secretary Of Health And Human Resources

\$0

(\$1,350,000) GF

Language:

Page 226, line 4, strike "\$2,884,700" and insert "\$1,534,700".

Page 227, strike lines 21 through 24.

Explanation:

(This amendment eliminates \$1.4 million from the general fund the second year and removes language requiring funding for independent operational and programmatic reviews of the Department of Medical Assistance Services, Health, Social Services, and Behavioral Health and Developmental Services.)

Item 273 #2s

Health And Human Resources

Secretary Of Health And Human Resources

Language

Language:

Page 227, after line 24, insert:

"H. Beginning October 1, 2011 and each year thereafter, the Secretary of Health and Human Services shall require agencies within the Secretariat to report contracts negotiated with private providers when such contracts require automatic increases in funding. The Secretary shall report to the Chairmen of the House Appropriations and Senate Finance Committees with details on these contracts including the amount of funding involved, the duration of the contract and services delivered."

Explanation:

(This amendment requires the Secretary to report agency contracts that have been negotiated with private providers when such contracts include automatic increases in funding.)

Item 274 #1s

Health And Human Resources	FY 10-11	FY 11-12	
Comprehensive Services For At-Risk Youth And Families	\$0	\$5,000,000	GF

Language:

Page 227, line 33, strike "\$310,168,561" and insert "\$315,168,561".
 Page 228, line 16, unstrike "\$66,119,312" and strike "\$61,119,312".

Explanation:

(This amendment restores funding that was eliminated in the introduced budget for services provided through the Comprehensive Services Act to children who are not considered to be part of a mandatory population group. The "non-mandated" service group typically includes youth involved with the juvenile justice system or community services boards. Language is modified to reflect the restored amount.)

Item 274 #2s

Health And Human Resources	FY 10-11	FY 11-12	
Comprehensive Services For At-Risk Youth And Families	\$0	\$7,500,000	GF

Language:

Page 227, line 33, strike "\$310,168,561" and insert "\$317,668,561".
 Page 230, line 5, unstrike "Beginning July 1, 2011, the local".
 Page 230, unstrike line 6.
 Page 230, line 7, unstrike "fiscal year 2007 base."

Page 230, line 7, strike "For services provided after June 30, 2011, the definition of "residential".

Page 230, strike line 8.

Explanation:

(This amendment modifies language and provides \$7.5 million the second year from the general fund to reverse the action in the introduced budget which would reclassify therapeutic foster care services provided through the Comprehensive Services Act (CSA) as a residential service, resulting in an increase in the match rate for localities.)

Item 274 #3s

Health And Human Resources

Comprehensive Services For
At-Risk Youth And Families

Language

Language:

Page 231, after line 30, insert:

"M. The State Executive Council (SEC) shall authorize the use of regional contracts for the provision of therapeutic foster care (TFC) services, and direct the Office of Comprehensive Services to work as requested with community planning and management teams and local CSA coordinators to develop regional contracts for the provision of TFC with the goal of decreasing the unit cost of services and maintaining or increasing the quality and effectiveness of the services. The SEC shall focus its attention on rural areas and areas with few service providers. The Director of the Office of Comprehensive Services shall report its progress on these efforts to the SEC at its regularly scheduled meetings."

Explanation:

(This amendment adds language requiring the SEC to authorize regional contracts for the provision of therapeutic foster care services to increase the quality and effectiveness of these services.)

Item 274 #4s

Health And Human Resources

Comprehensive Services For
At-Risk Youth And Families

Language

Language:

Page 231, after line 30, insert:

"M.1. The Office of Comprehensive Services (OCS) shall report on funding for therapeutic foster care services including but not limited to the number of children served annually, average cost of care, type of service provided, length of stay, referral source, and ultimate disposition. In addition, the OCS shall provide guidance and training to assist localities in negotiating contracts with therapeutic foster care providers.

2. The Office of Comprehensive Services (OCS) shall report on funding for special education day treatment, residential services, and services provided in public schools, including but not limited to the number of children served annually, average cost of care, type of service provided, length of stay, referral source, and ultimate disposition.

3. The Office of Comprehensive Services shall report the information included in this paragraph to the Chairmen of the House Appropriations and Senate Finance Committees beginning September 1, 2011 and each year thereafter."

Explanation:

(This amendment requires the Office of Comprehensive Services to provide detailed information on therapeutic foster care and special education services.)

Item 275 #1s

Health And Human Resources

FY 10-11

FY 11-12

Department For The Aging

\$0

\$11,000 GF

Language:

Page 231, line 47, strike "\$30,977,514" and insert "\$30,988,514".

Page 233, after line 27, insert:

"Q. Out of this appropriation, \$11,000 the second year from the general fund shall be provided to the Prince William Area Agency on Aging for their Care Coordination for the Elderly Virginians Program."

Explanation:

(This amendment provides \$11,000 from the general fund the second year for care coordination services in Prince William County. Care coordination is a case management program for seniors who are at the highest risk of institutionalization.)

Item 275 #2s

Health And Human Resources	FY 10-11	FY 11-12	
Department For The Aging	\$0	\$88,000	GF

Language:

Page 231, line 47, strike "\$30,977,514" and insert "\$31,065,514".
Page 232, line 31, after "year" insert "and \$88,000 the second year".
Page 232, line 32, strike "adult".

Explanation:

(This amendment restores funding to the Oxbow Center in Wise County. The introduced budget reduced funding the first year and eliminated the remaining funding the second year for adult day care services which are no longer being provided at the Center. The Oxbow Center will use reduced funding to provide child day care services.)

Item 280 #1s

Health And Human Resources	
Department Of Health	Language

Language:

Page 235, lines 35 through 37, unstrike the stricken language.

Explanation:

(This amendment restores language that was stricken in the introduced budget that allows unspent funds for financial incentives for nursing scholarships and loans to be carried forward to the next year. Removing the carry forward language for this program that receives \$50,000 from the general fund each year may prove difficult for the program to manage.)

Item 282 #1s

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

Language:

Explanation:

(This amendment reduces \$2.5 million from the general fund the second year for the Office of the Chief Medical Examiner (OCME) and replaces it with nongeneral fund revenue of \$2.5 million. A separate amendment to Item 283 increases vital records fees from \$12.00 to \$20.00 in order to generate the revenue that will be transferred to the OCME to maintain current operations).

Item 283 #1s

Health And Human Resources

Department Of Health

Language

Language:

Page 236, strike lines 45 and 46 and insert:

"A.1. Effective July 1, 2011, the standard vital records search fee shall be \$20.00 and the expedited search fee shall be an additional \$9.00 plus the costs associated with online identity verification and any requested expedited mailing. Increases associated with the online identity verification and expedited mailing are subject to change without notice by the private vendor.

2. Notwithstanding § 32.1-273.1, Code of Virginia, \$2,500,000 the second year from the revenue collected from the vital records search fee increase shall be provided to the Office of the Chief Medical Examiner."

Explanation:

(This amendment increases the fee associated with birth and death records from \$12.00 to \$20.00 and provides \$2.5 million from the increase to the Office of the Chief Medical Examiner in order to maintain current operations.)

Item 284 #1s

Health And Human Resources

Department Of Health

FY 10-11

\$0

FY 11-12

(\$15,000) GF

Language:

Page 237, line 5, strike "\$50,786,301" and insert "\$50,771,301".

Page 237, line 45, strike "Out of" and insert "Of".

Explanation:

(This amendment removes \$15,000 from the general fund the second year for the Lyme Disease Task Force. Budget language is modified requiring the department to perform this function within its existing general fund appropriation.)

Item 284 #2s

Health And Human Resources

Department Of Health

Language

Language:

Page 237, line 6, unstrike the first "\$6,295,435".

Page 237, line 6, unstrike the second "\$6,295,435".

Page 237, line 7, strike the first "\$9,895,435".

Page 237, line 7, strike the second "\$9,895,435".

Page 237, line 14, strike "\$32,419,190" and insert "\$36,019,190".

Page 237, line 15, strike "\$33,073,086" and insert "\$36,673,086".

Explanation:

(This technical amendment corrects an error in the introduced budget by transferring funding provided for the AIDS Drug Assistance Program from the Immunization Program service area to HIV/AIDS Prevention and Treatment Services.)

Item 284 #3s

Health And Human Resources

Department Of Health

Language

Language:

Page 237, after line 49, insert:

"G. The Commissioner of Health shall monitor patients who have been removed or diverted from the Virginia AIDS Drug Assistance Program due to budget considerations. At a minimum the Commissioner shall monitor patients to see if they have been successfully enrolled in a private Pharmacy Assistance Program or other programs to receive appropriate anti-retroviral medications and whether a waiting list develops for services provided through the ADAP program. The Commissioner shall report this information to the Chairmen of the House Appropriations and Senate Finance Committees annually beginning October 1, 2011."

Explanation:

(This language amendment requires the Commissioner of Health to report on the removal or diversion of individuals from the AIDS Drug Assistance Program and any waiting lists that may develop.)

Item 286 #1s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Health	\$0	\$1,000,000	GF

Language:

Page 239, line 9, strike "\$114,221,975" and insert "\$115,221,975".

Explanation:

(This amendment restores \$1.0 million from the general fund the second year for the Department to Health to maintain current operations. The introduced budget included general fund savings in excess of what the Department can absorb and still continue to provide core public health services. Without these funds, the agency may need to reduce children's dental services or services provided through child development clinics.)

Item 286 #2s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Health	\$500,000	(\$500,000)	GF

Language:

Page 239, line 9, strike "\$115,483,364" and insert "\$115,983,364".

Page 239, line 9, strike "\$114,221,975" and insert "\$113,721,975".

Page 240, after line 7, insert:

"F. Out of this appropriation, \$500,000 the first year from the general fund shall be used to increase enrollment in the Plan First program. Any unexpended funds to expand access to the Plan First program the first year shall be available for appropriation in the second year."

Explanation:

(This amendment moves funding proposed in the introduced budget for Plan First to the first year of the biennium and allows unspent funds to carry forward from the first year to the second. A companion amendment to Item 297 (Medicaid Program Services) includes savings from the expansion of Plan First.)

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Health	\$0	(\$382,688)	GF
	\$1,284,733	(\$507,285)	NGF

Language:

Page 239, line 9, strike "\$115,483,364" and insert "\$116,768,097".

Page 239, line 9, strike "\$114,221,975" and insert "\$113,332,002".

Page 240, after line 7, insert:

"F. Out of this appropriation, \$1,284,733 the first year from nongeneral funds shall be used to implement the State Personal Responsibility Education Program. At least thirty days prior to implementation, the Commissioner shall report to the Chairmen of the House Appropriations and Senate Finance Committees how these funds will be used to educate adolescents on abstinence and contraception and at least three of the adult preparation skills required under the federal grant."

Explanation:

(This amendment removes \$382,688 from the general fund and \$507,285 in federal matching funds for abstinence-based prevention activities. Instead the amendment adds \$1.3 million in federal funding that requires no state general fund match for the State Personal Responsibility Education Program (PREP). The available funding shall be used to educate adolescents on both abstinence and contraception to prevent pregnancy and sexually transmitted infections and at least three of the following adulthood preparation subjects: 1) healthy relationships, 2) adolescent development, 3) financial literacy, 4) parent-child communication, 5) educational and career success, and 6) healthy life skills such as goal-setting, stress management and interpersonal skills. All programs must replicate "evidence-based" programs or incorporate elements of effective programs based on scientific research to change behavior).

Health And Human Resources	
Department Of Health	Language

Language:

Page 241, line 8, after "B." insert "1."

Page 241, after line 17, insert:

"2. Within the limits of the revenues collected pursuant to this paragraph, the Commissioner of Health shall develop a sliding scale fee schedule based on the size of the establishments subject to inspection and the complexity of the inspection such that smaller establishments with less complex operations will be charged less and larger more complex operations more. The impact of local fees may also be taken into consideration when adjusting the fee schedule. The Commissioner shall make these changes effective July 1, 2011."

Explanation:

(This amendment requires the Commissioner of Health to create a sliding scale for restaurant inspection fees based on the size and complexity of the establishments subject to inspection.)

Item 287 #2s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Health	0.00	95.00	FTE

Language:

Explanation:

(This amendment authorizes 95 FTEs to ensure adequate staffing in all health districts to integrate the Child and Adult Feeding Program and the Summer Feeding program and expand WIC participation to improve enrollment and utilization of the available federal funding to meet the needs of eligible citizens.)

Item 288 #1s

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

Language:

Page 241, line 30, strike "\$13,667,793" and insert "\$13,167,793".
Page 244, strike lines 37 and 38.

Explanation:

(This amendment removes budget language and eliminates \$500,000 from the general fund the second year for Operation Smile. Funding was included in the

introduced budget to assist the company in constructing a new headquarters in Virginia Beach.)

Item 288 #2s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Health	\$0	\$800,000	NGF

Language:

Page 241, line 30, strike "\$13,667,793" and insert "\$14,467,793".

Page 241, line 37, after "fund" insert:

"and \$800,000 from the federal Temporary Assistance for Needy Families block grant".

Explanation:

(This amendment restores \$800,000 from federal TANF funds the second year to the Comprehensive Health Investment Project (CHIP) of Virginia. General fund support for CHIP was reduced by \$843,612 in Chapter 874 of the 2010 Virginia Acts of Assembly. CHIP of Virginia is a statewide network of local public/private partnerships which provide registered nurses and community outreach workers to visit at-risk families to provide access to a medical home, health supervision and family support for children and pregnant women.)

Item 288 #3s

Health And Human Resources	
Department Of Health	Language

Language:

Page 244, line 20, after "provided" insert:

"to the Statewide Sickle Cell Chapters of Virginia (SSCCV)".

Page 244, line 22, strike "department" and insert "SSCCV".

Explanation:

(This language clarifies that funding for grants to community-based sickle cell services from this allocation shall be provided through the Statewide Sickle Cell Chapters of Virginia as originally intended.)

Item 288 #4s

Health And Human Resources

Department Of Health

Language

Language:

Page 242, line 46, after "funds." insert:

"Funding shall be provided to organizations that do not meet the definition of a free clinic but who distribute pharmaceutical products to low-income Virginians through the services of volunteer pharmacists or provide access to pro-bono specialty health care for "safety net" patients."

Explanation:

(This language amendment requires the Virginia Association of Free Clinics to provide funding to NOVA Scripts Central, Inc. or other similar organizations that provide access to pharmacy services for low-income, uninsured Virginians and Project Access of Northern Virginia who provides free specialty care services.)

Item 290 #1s

Health And Human Resources

Department Of Health

Language

Language:

Page 245, line 26, before "Out" insert "A."

Page 245, after line 27, insert:

"B. The Commissioner shall work with the Director of the Department of Environmental Quality to review opportunities to expand the reuse of wastewater with the goal of reducing nutrient pollution of the surface waters of the Commonwealth. The review shall include the establishment of an appropriate committee of stakeholders to assist in identifying potential opportunities. The review shall include an examination of the practices in other states that have developed policies and programs to reduce surface water discharges by way of beneficial reuse of wastewater. The Commissioner shall report the recommendations to the Governor and General Assembly by October, 2011."

Explanation:

(This amendment adds language to require the Commissioner of Health to work with the Director of the Department of Environmental Quality to review reuse of wastewater, thereby reducing nutrient pollution in Virginia. A report on the review is due by October, 2011.)

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 247, after line 4, insert:

"295.1.. Financial Assistance for Health Research and Improving Health Services (40700)	\$0	\$20,000,000
Fund Sources: Federal Trust	\$0	\$20,000,000."

Authority: P.L. 111-5.

Explanation:

(This amendment provides \$20 million the second year from nongeneral funds for the Medicaid Electronic Health Records (EHR) incentive program. This amendment provides the necessary appropriation to begin making payments in the second year. The program provides 100 percent federal funding through incentive payments to eligible professionals and hospitals to assist in adopting EHR technology. Eligible providers may receive incentive payments for up to six years. The Department of Medical Assistance Services will administer the program and the first payments are expected in fiscal year 2012. Over the six year period, an estimated \$250 million in federal funds is available for Virginia providers to adopt EHR technology.)

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 248, strike lines 17 through 23 and re-letter the remaining paragraphs.

Explanation:

(This amendment modifies language to authorize funding for podiatry services under the FAMIS program. The proposed amendments to the budget do not include funding to restore this service which was scheduled for elimination on July 1, 2011. A separate amendment to Item 297 (Medicaid Program Services) authorizes podiatry services for Medicaid recipients and provides funding to restore services in both

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Medical Assistance	\$0	(\$1,315,800)	GF
Services	\$0	(\$1,315,800)	NGF

Language:

Page 249, line 7, strike "\$7,244,217,237" and insert "\$7,241,585,637".

Page 259, line 12, strike "275" and insert "up to 75 waiver slots for Medicaid recipients exiting state intellectual disabilities training centers and 100 waiver slots to address the community waiting list".

Page 259, after line 12, insert:

"5. The Department of Medical Assistance Services shall add 100 waiver slots under the Individual and Family Developmental Disabilities waiver program effective July 1, 2011."

Explanation:

(This amendment reduces \$1.3 million from the general fund and \$1.3 million from federal Medicaid matching funds by reallocating proposed funding for additional intellectual disability (ID) waiver slots. The introduced budget included \$9.8 million from the general fund and a similar amount of federal Medicaid matching funds for 275 ID waiver slots. This amendment allocates funding for 175 ID waiver slots and 100 DD waiver slots. Slots have not been added to the DD waiver program since 2007.)

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Medical Assistance	\$0	(\$250,000)	GF
Services	\$0	(\$250,000)	NGF

Language:

Page 249, line 7, strike "\$7,244,217,237" and insert "\$7,243,717,237".

Page 261, line 37, after "MMM." insert "1".

Page 261, after line 45, insert:

"2. The Department of Medical Assistance Services shall amend the State Plan for Medical Assistance governing Medicaid reimbursements for hospitals to provide an

increase in Indirect Medical Education payments for non-state owned hospitals that do not meet the criteria to receive Medicaid payments pursuant to paragraph 1 of this item, but who have Medicaid Neonatal Intensive Care Unit (NICU) utilization greater than 4,500 Medicaid NICU inpatient days using base year 2003 data, as reported to the Department as of March 1, 2005. Out of this appropriation, \$250,000 from the general fund and \$250,000 from nongeneral funds the second year shall be provided for this purpose. The department shall have the authority to implement this reimbursement change effective July 1, 2011, and prior to the completion of any regulatory process undertaken in order to effect such change.

3. The Department of Medical Assistance Services shall amend the State Plan for Medical Assistance to provide for an additional IME payment not to exceed \$200,000 for all Type Two hospitals who had Medicaid NICU utilization in excess of 50 percent as reported to the Department as of March 1, 2004, have total Medicaid utilization under 50 percent and who do not otherwise receive an additional IME payment. The department shall have the authority to implement this reimbursement change effective July 1, 2011, and prior to the completion of any regulatory process undertaken in order to effect such change."

Page 266, strike lines 23 through 30 and re-letter the remaining paragraphs.

Explanation:

(This amendment reduces \$250,000 from the general fund and \$250,000 from nongeneral funds for hospitals with high-volume neonatal intensive care units. The introduced budget included \$1.0 million from the general fund for Children's Hospital of the King's Daughters (CHKD) including \$400,000 by increasing special indirect medical education payments and \$600,000 by establishing a supplemental payment program for physicians speciality groups. This amendment removes language and eliminates funding for the supplemental payment program. This amendment also provides \$250,000 from the general fund for INOVA Hospital in Fairfax and \$100,000 from the general fund for Johnson City Memorial. These hospitals have received supplemental payments to offset the cost of operating NICUs that serve a high volume of Virginia Medicaid patients.)

Item 297 #3s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Medical Assistance	\$0	\$487,500	GF
Services	\$0	\$487,500	NGF

Language:

Page 249, line 7, strike "\$7,244,217,237" and insert "\$7,245,192,237".
Page 261, strike lines 51 through 58.

Explanation:

(This amendment restores funding for podiatry services under the Medicaid program. The proposed amendments to the budget do not include funding to restore this service which was scheduled for elimination on July 1, 2011. A separate amendment to Item 296 (FAMIS) authorizes funding for podiatry services to low-income children and pregnant women.)

Item 297 #4s

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 268, after line 55, insert:

"YYYY. Effective January 1, 2012, the Department of Medical Assistance Services shall have the authority to amend the State Plan for Medical Assistance to convert the current cost-based reimbursement methodology for outpatient hospitals to an Enhanced Ambulatory Patient Group (EAPG) methodology. Reimbursement for laboratory services shall be included in the new outpatient hospital reimbursement methodology. The new EAPG reimbursement methodology shall be implemented in a budget neutral manner. The department shall have the authority to implement this action effective January 1, 2012, and promulgate regulations to become effective within 280 days or less from the enactment of this act."

Explanation:

(This amendment authorizes the Department of Medical Assistance Services to adopt a new prospective payment system for outpatient hospital services, similar to the current system for inpatient services. The current cost-based reimbursement system is antiquated and inefficient; a prospective payment system will provide better incentives for hospitals.)

Item 297 #5s

Health And Human Resources

Department Of Medical Assistance

Language

Services

Language:

Page 268, after line 55, insert:

"YYYY. Notwithstanding Item 297 GG of this act, the department shall seek federal authority to move the family planning eligibility group from a demonstration waiver to the State Plan for Medicaid Assistance, effective April 2011. The department shall seek approval of coverage under this new state plan option for individuals with income up to 200 percent of the federal poverty level. For the purposes of this section, family planning services shall not cover payment for abortion services and no funds shall be used to perform, assist, encourage or make direct referrals for abortions. The department shall have authority to implement necessary changes upon federal approval and prior to the completion of any regulatory process undertaken in order to effect such change.

ZZZZ. Effective July 1, 2011, the Department of Medical Assistance Services (DMAS) shall have the authority to amend the State Plan for Medical Assistance to enroll and reimburse freestanding birthing centers. Provider qualifications for enrollment shall be determined by DMAS. Reimbursement shall be based on the Enhanced Ambulatory Patient Group methodology applied in a manner similar to the reimbursement methodology for ambulatory surgery centers. The department shall have authority to implement necessary changes upon federal approval and prior to the completion of any regulatory process undertaken in order to effect such change."

Explanation:

(This amendment authorizes the Department of Medical Assistance Services (DMAS) to move family planning services under the "Plan First" program (which covers men and women not eligible for full-Medicaid coverage) from a waiver to the State Plan for Medical Assistance. The federal Patient Protection and Affordable Care Act (P.L. 111-148) adds these optional services to Medicaid and will no longer allow Virginia to operate Plan First as a demonstration waiver. Therefore, DMAS must make any family planning services eligible under the state plan if they are to be continued. In addition, the same federal law requires states to reimburse freestanding birthing centers under Medicaid. It is anticipated that these new federal requirements will have a negligible impact on Medicaid expenditures.)

Item 297 #6s

Department Of Medical Assistance	\$0	\$625,306	GF
Services	\$0	\$625,306	NGF

Language:

Page 249, line 7, strike "\$7,244,217,237" and insert "\$7,245,467,849".

Page 263, line 50, after "Item." insert: "No additional change shall be made to the annual amount effective October 1, 2010."

Explanation:

(This amendment modifies language included in the introduced budget that reduces funding for environmental modifications and assistive technology services provided under Medicaid Home and Community-Based Waiver Services. Funding is restored effective October 1, 2010.)

Item 297 #7s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Medical Assistance	\$0	\$14,369,028	GF
Services	\$0	\$14,369,028	NGF

Language:

Page 249, line 7, strike "\$7,244,217,237" and insert "\$7,272,955,293".

Page 261, line 47, after "NNN." insert "1."

Page 261, after line 50, insert:

"2. Effective July 1, 2011, the Department of Medical Assistance Services shall reduce the rates for home and community-based care waiver services by one percent below the rates effective October 1, 2010, except for skilled nursing rates for services delivered to recipients in the Technology Assisted Waiver. Other than the specific exemption above, these rate reductions apply to these services whether provided to waiver recipients or to any other Medicaid or FAMIS eligible individuals."

Explanation:

(This amendment restores \$14.4 million from the general fund and \$14.4 million from federal Medicaid matching funds for the rates paid to providers of home and community-based waiver services. The introduced budget includes a reduction of five percent effective July 1, 2011. This amendment restores funding to reduce the planned reduction from five to one percent.)

Item 297 #8s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Medical Assistance	\$0	\$65,769,790	GF
Services	\$0	\$62,219,790	NGF

Language:

Page 249, line 7, strike "\$7,244,217,237" and insert "\$7,372,206,817".

Page 250, line 1, strike "69,559,795" and insert "71,781,889".

Page 250, line 14, strike "41,568,366" and insert "42,896,272".

Page 259, line 13, after "AAA." insert "1."

Page 259, after line 23, insert:

"2. No additional changes shall be made to the incentive plan effective October 1, 2010."

Page 260, line 6, unstrike "8.5" and strike "8.0".

Page 260, strike lines 7 through 9.

Page 264, strike lines 22 through 28.

Page 264, line 29, strike "3." and insert "2."

Page 264, after line 32, insert: "3. No additional changes shall be made to adjustment factors effective October 1, 2010."

Page 264, line 42, strike "reduce" and insert "adjust".

Page 264, line 43, strike "from 77 percent of cost to 76" and insert "to 78".

Page 264, line 44, strike "from 91.2 percent of operating cost to 90.2 percent and from 87".

Page 264, line 45, strike "percent of capital cost to 86" and insert:

"to 92.2 percent of operating cost and to 88 percent of capital cost".

Page 264, line 48, after "expenditures." insert:

"The department shall have the authority to implement these reimbursement changes effective July 1, 2011, and prior to the completion of any regulatory process undertaken in order to effect such change."

Page 264, line 55, strike "reduce by 4 percent rates determined under" and insert:

"calculate the annual update to rates determined under RBRVS in 12 VAC 30-80-190 as if the reduction in subparagraph 1 had not been taken. The department shall have the authority to implement these reimbursement changes effective July 1, 2011, and prior to the completion of any regulatory process undertaken in order to effect such change."

Page 265, strike lines 1 and 2.

Page 265, line 7, strike "1."

Page 265, strike lines 9 and 10.

Page 265, line 11, strike "3" and insert "2".

Page 265, after line 14, insert "3. No additional changes shall be made to dental rates effective October 1, 2010."

Page 265, line 44, strike "reduce" and insert "adjust".

Page 265, line 45, strike "71" and insert "73".

Page 265, line 46, strike "76" and insert "78".

Page 265, line 47, strike "96" and insert "98".

Page 265, line 50, after "expenditures." insert:

"The department shall have the authority to implement these reimbursement changes effective July 1, 2011, and prior to the completion of any regulatory process undertaken in order to effect such change."

Explanation:

(This amendment provides \$65.8 million from the general fund and \$62.2 million nongeneral funds from federal Medicaid matching funds to restore funding for providers of Medicaid services. Without action, many Medicaid providers are facing a four percent reduction to their operating rates beginning July 1, 2011. The introduced budget includes a general fund reduction of \$7.1 million in FY 2012 for indigent health care costs at VCU and UVA Hospitals. This amendment restores 50 percent or \$3.6 million to the academic teaching hospitals the second year. The introduced budget also includes a four percent reduction to the rates paid to hospitals for inpatient, outpatient, and capital reimbursements as well as physician and dental services in FY 2012. This amendment restores full funding for inpatient hospital rates as well as physician and dental services; the reduction to outpatient hospital services and capital reimbursement rates will be reduced by two percentage points. The introduced budget includes a three percent reduction to nursing homes in FY 2012 as well as a further reduction to capital reimbursement rates. This amendment restores full funding for nursing home operating rates and eliminates the additional proposed reduction for nursing home capital reimbursements. Finally, the introduced budget eliminated an incentive payment for long-stay rehabilitation hospitals; this amendment restores full funding for the incentive payment.)

Item 297 #9s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Medical Assistance	\$0	\$992,900	GF
Services	\$0	\$992,900	NGF

Language:

Page 249, line 7, strike "\$7,244,217,237" and insert "\$7,246,203,037".

Page 260, line 21, strike the first "1,985,800" and insert "992,900".

Page 260, line 21, strike the second "1,985,800" and insert "992,900".

Explanation:

(This amendment restores \$992,900 from the general fund and \$992,900 from federal Medicaid matching funds the second year for providers of residential psychiatric facility services. The introduced budget includes a four percent reduction for these services beginning July 1, 2011. This amendment reduces the reduction to two percent.)

Item 297 #10s

Health And Human Resources

FY 10-11

FY 11-12

Department Of Medical Assistance
Services

\$0	\$21,238,946	GF
\$0	\$21,238,946	NGF

Language:

Page 249, line 7, strike "\$7,244,217,237" and insert "\$7,286,695,129".

Page 258, line 28, after "WW." insert "1."

Page 258, line 34, unstrike "January" and strike "July".

Page 258, after line 35, insert:

"2. The Department of Medical Assistance Services shall amend the 1915 (c) home-and-community based waivers and the Children's Mental Health demonstration grant to establish annual respite care hours at 720. The 1915 (c) waivers shall include the Alzheimer's Assisted Living, Day Support, Elderly or Disabled with Consumer Direction, Individual and Family Developmental Disabilities Support, Intellectual Disabilities, Technology Assisted, and HIV/AIDs Waivers. The department shall implement this change effective July 1, 2011, and prior to the completion of any regulatory process undertaken in order to effect such change."

Explanation:

(This amendment restores \$21.2 million from the general fund and \$21.2 million NGF from federal Medicaid matching funds to restore the number of hours of respite care that can be provided to the caregiver of a waiver recipient from 240 to 720 hours per year. The introduced budget includes a reduction in the hours of respite care that can be provided from 720 to 240 hours beginning July 1, 2011. This amendment provides full funding to restore respite care services to individuals on Medicaid home and community-based waiver programs.)

Item 297 #11s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Medical Assistance	\$0	\$1,126,802	GF
Services	\$0	\$1,126,802	NGF

Language:

Page 249, line 7, strike "\$7,244,217,237" and insert "\$7,246,470,841".

Page 266, line 15, strike "four" and insert "two".

Explanation:

(This amendment adds funding and modifies language in the introduced budget that would have reduced the reimbursement rates for therapeutic day treatment services provided to children by four percent effective July 1, 2011. The amendment provides \$1.1 million from the general fund and \$1.1 million from federal Medicaid matching funds to reduce the reduction to two percent.)

Item 297 #12s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Medical Assistance	\$0	(\$1,467,956)	GF
Services	\$0	(\$1,467,956)	NGF

Language:

Page 249, line 7, strike "\$7,244,217,237" and insert "\$7,241,281,325".

Explanation:

(This amendment includes Medicaid savings of \$1.5 million from the general fund and \$1.5 million from federal Medicaid matching funds beginning the second year from the expansion of the Plan First program included in the introduced budget. Expansion of the Plan First program is expected to increase enrollment in Medicaid's family planning waiver, resulting in fewer pregnancies requiring hospital deliveries paid for by Medicaid.)

Item 297 #13s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Medical Assistance	(\$415,751)	\$0	GF
Services	(\$616,145)	\$0	NGF

Language:

Page 249, line 7, strike "\$6,897,802,196" and insert "\$6,896,770,300".

Page 249, line 39, strike "\$99,663,148" and insert "\$90,410,493".

Page 249, line 40, strike "\$125,768,085" and insert "\$133,988,844".

Explanation:

(This amendment captures excess Medicaid appropriation for the Department of Behavioral Health and Developmental Services associated with the decertification of the Hancock Geriatric facility. In addition, numbers embedded in budget language are corrected to reflect the \$8,836,904 general funds supplanted with federal funds as a result of the federal six-month extension of FMAP.)

Item 297 #14s

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 268, line 54, strike "11" and insert "8".

Explanation:

(This amendment modifies budget language to align general fund savings with a proposal to reduce reimbursement rates for Residential Level A and B Services (i.e., group homes) by three percent effective July 1, 2011. Chapter 874 (2010 Acts of Assembly) reduces reimbursement rates for group homes by five percent effective July 1, 2011. The introduced budget included a proposal to reduce group home rates by an additional three percent to eight percent. However, budget language erroneously reduced rates by an additional six percent to eleven percent; this amendment corrects the oversight and modifies budget language.)

Item 297 #15s

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 267, strike lines 41 through 53, and insert:

"OOOO. Effective July 1, 2011, the Department of Medical Assistance Services shall amend the State Plans under Title XIX and XXI of the Social Security Act to require an independent assessment of children or adolescents who may be in need of intensive in-home, therapeutic day treatment, residential levels A and B services, and mental health support services. Independent assessments shall be conducted by a licensed or licensed-eligible mental health professional, who will not directly provide or supervise the direct service provision of the recommended service, or shall be conducted by a qualified employee of the Community Services Board or Behavioral Health Authority (CSB/BHA) serving the locality where the child resides. If the CSB/BHA performing the assessment will also provide the service, the person performing the assessment cannot be the direct service provider or the supervisor of the direct service provider. If a child or adolescent is already involved with a Family Assessment and Planning Team (FAPT), the FAPT team's referral, where appropriate, may be used in lieu of an independent assessment. If the child or adolescent is a member of a Medicaid-contracted managed care organization, that organization shall provide for the assessment with appropriately credentialed personnel, which may include public or private providers. These services, other than case management, shall not be provided until the assessment is completed and determined that the individual meets the medical necessity criteria for the service(s). This process shall also include the following principles:

- 1) The independent assessment shall establish medical necessity of the individual for services listed herein. The assessment shall, at a minimum, contain standardized elements as determined by the Departments of Medical Assistance Services and Behavioral Health and Developmental Services in consultation with stakeholders.
- 2) Service providers seeking prior authorization for services listed herein will no longer be required to provide evidence of previous behavioral interventions to the Department of Medical Assistance Services or its authorizing agent.
- 3) The Department of Medical Assistance Services, in consultation with stakeholders, shall develop a variance process if there is no independent assessor available to conduct a timely assessment. This variance process will define what is a timely assessment, what constitutes written justification for the variance, and will allow a Licensed Mental Health Professional (LMHP) or LMHP eligible clinician working for a service provider to conduct the assessment and still allow the service provider to render services to the individual.
- 4) If the independent assessor determines a child/youth qualifies for the services

listed herein, the independent assessor shall inform the child/youth and family of available service options. Once the family chooses the service option, the assessor will also provide a choice of service providers. The family shall make a choice of service providers. Both service and provider choice shall be documented in writing.

5) Subsequent re-evaluations to determine continued medical necessity for the service shall be conducted by the service provider.

6) The Departments of Medical Assistance Services and Behavioral Health and Developmental Services, in consultation with stakeholders shall create outcome measures that will ensure value and quality.

7) The Department of Medical Assistance Services and the Department of Behavioral Health and Developmental Services, in consultation with stakeholders, shall establish a training process for independent assessors. The department shall have the authority to implement necessary changes upon federal approval and prior to the completion of any regulatory process undertaken to effect such change."

Explanation:

(This amendment replaces language included in the proposed amendment requiring all children to receive an assessment before receiving community-based mental health rehabilitative services. The amendment defines who will be responsible for the independent assessment. The amendment also lays out principles regarding independent assessments for the Department of Medical Assistance Services and Department of Behavioral Health and Developmental Services to work out in consultation with stakeholders.)

Item 297 #16s

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 268, after line 55, insert:

"YYYY. The Department of Medical Assistance Services shall develop a plan to implement a Health Home Program for Chronic Kidney Disease utilizing available funding included in the Patient Protection and Affordability Care Act of 2010. The Department shall create a plan to establish the program and report the parameters of

the program as well as any costs that may be incurred or savings that might be achieved to the Chairmen of the House Appropriations and Senate Finance Committees by November 15, 2011."

Explanation:

(This language amendment requires the Department of Medical Assistance Services to develop a plan to implement a specialized program to manage the chronic health care needs of individuals with kidney disease who are enrolled in Medicaid. Funding for the program is included in the federal health care reform law enacted in March 2010.)

Item 297 #17s

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 266, strike lines 31 through 56.

Page 267, strike lines 1 through 35, and insert:

"MMMM.1. The Department of Medical Assistance Services shall seek federal authority through the necessary waiver(s) and/or State Plan authorization under Titles XIX and XXI of the Social Security Act to expand principles of care coordination to all geographic areas, populations, and services under programs administered by the department. The expansion of care coordination shall be based on the principles of shared financial risk such as shared savings, performance benchmarks or risk and improving the value of care delivered by measuring outcomes, enhancing quality, and monitoring expenditures. The department shall engage stakeholders, including beneficiaries, advocates, providers, and health plans, during the development and implementation of the care coordination projects. Implementation shall include specific requirements for data collection to ensure the ability to monitor utilization, quality of care, outcomes, costs, and cost savings. The department shall report by November 1 of each year to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees detailing implementation progress including but not limited to the number of individuals enrolled in care coordination, the geographic areas, populations and services affected and cost savings achieved. Unless otherwise delineated, the department shall have authority to implement necessary changes upon federal approval and prior to the completion of any regulatory process undertaken in order to effect such change. The intent of this Item

may be achieved through several steps, including, but not limited to the following:

a. In fulfillment of this Item, the department may seek any necessary federal authority through amendment to the State Plans under Title XIX and XXI of the Social Security Act, and appropriate waivers to such, to expand the current managed care program, Medallion II, to all localities of the Commonwealth effective January 1, 2012. The department shall have authority to promulgate emergency regulations to implement this amendment within 280 days or less from the enactment of this act.

b. In fulfillment of this Item, the department may seek federal authority through amendment to the State Plans under Title XIX and XXI of the Social Security Act, and appropriate waivers to such, to allow, on a pilot basis, foster care children, under the custody of the City of Richmond Department of Social Services, to be enrolled in Medicaid managed care (Medallion II) effective July 1, 2011. The department shall have the authority to promulgate emergency regulations to implement this amendment within 280 days or less from the enactment date of this act.

c. In fulfillment of this item, the department may seek federal authority to implement a care coordination program for Elderly or Disabled with Consumer Direction (EDCD) waiver participants effective October 1, 2011. This service would be provided to adult EDCD waiver participants on a mandatory basis. The department shall have authority to promulgate emergency regulations to implement this amendment within 280 days or less from the enactment of this act.

d. In fulfillment of this item, the department may seek federal authority through amendment to the State Plan under Title XIX of the Social Security Act, and any necessary waivers, to allow individuals enrolled in Home and Community Based Care (HCBC) waivers to also be enrolled in contracted Medallion II managed care organizations for the purposes of receiving acute and medical care services effective January 1, 2012. The department shall have authority to promulgate emergency regulations to implement this amendment within 280 days or less from the enactment of this act.

e. In fulfillment of this item, the department and the Department of Behavioral Health and Developmental Services, in collaboration with the Community Services Boards and in consultation with appropriate stakeholders, shall develop a blueprint for the development and implementation of a care coordination model for individuals in need of behavioral health services not currently provided through a managed care organization. The overall goal of the project is to improve the value of behavioral

health services purchased by the Commonwealth of Virginia without compromising access to behavioral health services for vulnerable populations. Targeted case management services will continue to be the responsibility of the Community Services Boards. The blueprint shall: (i) describe the steps for development and implementation of the program model(s) including funding, populations served, services provided, timeframe for program implementation, and education of clients and providers; (ii) set the criteria for medical necessity for community mental health rehabilitation services; and (iii) include the following principles:

1. Improves value so that there is better access to care while improving equity.
2. Engages consumers as informed and responsible partners from enrollment to care delivery.
3. Provides consumer protections with respect to choice of providers and plans of care.
4. Improves satisfaction among providers and provides technical assistance and incentives for quality improvement.
5. Improves satisfaction among consumers by including consumer representatives on provider panels for the development of policy and planning decisions.
6. Improves quality, individual safety, health outcomes, and efficiency.
7. Develops direct linkages between medical and behavioral services in order to make it easier for consumers to obtain timely access to care and services, which could include up to full integration.
8. Builds upon current best practices in the delivery of behavioral health services.
9. Accounts for local circumstances and reflects familiarity with the community where services are provided.
10. Develops service capacity and payment system that reduces the need for involuntary commitments and prevents default (or diversion) to state hospitals.
11. Reduces and improves the interface of vulnerable populations with local law enforcement, courts, jails, and detention centers.

12. Supports the responsibilities defined in the Code of Virginia relating to Community Services Boards and Behavioral Health Authorities.

13. Promotes availability of access to vital supports such as housing and supported employment.

14. Achieves cost savings through decreasing avoidable episodes of care and hospitalizations, strengthening the discharge planning process, improving adherence to medication regimens, and utilizing community alternatives to hospitalizations and institutionalization.

15. Simplifies the administration of acute psychiatric, community mental health rehabilitation, and medical health services for the coordinating entity, providers, and consumers.

16. Requires standardized data collection, outcome measures, customer satisfaction surveys, and reports to track costs, utilization of services, and outcomes. Performance data should be explicit, benchmarked, standardized, publicly available, and validated.

17. Provides actionable data and feedback to providers.

18. In accordance with federal and state regulations, includes provisions for effective and timely grievances and appeals for consumers.

f. The department may seek the necessary waiver(s) and/or State Plan authorization under Titles XIX and XXI of the Social Security Act to develop and implement a care coordination model, that is consistent with the principles in Paragraph e, for individuals in need of behavioral health services not currently provided through managed care to be effective January 1, 2012. This model may be applied to individuals on a mandatory basis. The department shall have authority to promulgate emergency regulations to implement this amendment within 280 days or less from the enactment date of this act.

g. The department may seek the necessary waiver(s) and/or State Plan authorization under Title XIX of the Social Security Act to develop and implement a care coordination model for individuals dually eligible for services under both Medicare and Medicaid to be effective April 1, 2012. The department shall have authority to

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

h. The Department of Medical Assistance Services and the Department of Behavioral Health and Developmental Services, in consultation with appropriate stakeholders and national experts, shall research and work to improve and/or develop Medicaid waivers for individuals with intellectual disabilities and developmental disabilities that will increase efficiency and cost effectiveness, enable more individuals to be served, strengthen the delivery of person-centered supports, enable individuals with high medical needs and/or high behavioral support needs to remain in the community setting of their choice, and provide viable community alternatives to institutional placement. This initiative shall include a review of the current Intellectual Disabilities (ID) and Individual and Family Developmental Disabilities Supports (IFDDS) waivers to identify any improvements to these waivers that will achieve these same outcomes. The Department of Behavioral Health and Developmental Services and the Department of Medical Assistance Services shall report on the proposed waiver changes and associated costs to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2011."

Explanation:

(This amendment replaces language included in the introduced budget related to the development and implementation of care coordination services in Medicaid. Language is included to further define what is meant by quality of care as it relates to care coordination. The amendment delays by six months the expansion of Medallion II (i.e., Medicaid managed care) to southwest Virginia to provide additional time for networks to be developed. Budget language is modified related to care coordination for individuals in need of behavioral health services. The replacement language requires the development of a blueprint for behavioral health services in consultation with other stakeholders. The blueprint includes details on funding, populations served, services provided, time frame for program implementation, and education of clients and providers. In addition, the blueprint requires the inclusion of 18 principles for care coordination. Also, it ensures that the models developed and implemented do not result in more expensive and less appropriate placements. Language that would implement care coordination for individuals receiving services in the Mental Retardation/Intellectual Disabilities (MR/ID) waiver is removed and replaced with language to improve existing home and community-based waiver services.)

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 268, after line 55, insert:

"YYYY. The Department of Medical Assistance Services shall develop a methodology for conducting utilization and review audits of home and community based waiver services in consultation with service providers no later than September 30, 2011. The methodology shall consider inclusion of the following: 1) an audit shall extend for no longer than a continuous, six month period unless evidence of fraud or abuse requires additional time; 2) reviews shall involve a sampling of providers regardless of the size, number of claims, location, or amount of annual Medicaid revenue; 3) provider reviews shall be a random sample of no more than five percent of the Medicaid records; 4) providers found in substantial compliance, defined as conforming with regulations at least 80 percent of the time, will not be subject to a retraction; 5) Medicaid records that document substantial compliance shall be considered compliant with regulation; 6) additional documentation from a supervisor that provides a plan of corrective action prior to the audit or provides legitimate reasons for the difference between the care plan and services provided shall be considered compliant and will not be subject to retractions for non-compliance with regulations; 7) retractions shall only be assessed when the provider is not in substantial compliance. Any such retraction shall be only for the unit(s) which were deemed not in compliance. If during the utilization and review audit there is found to be suspected fraud, abuse or neglect it shall be reported to the appropriate agency."

Explanation:

(This amendment requires the Department of Medical Assistance Services to develop a methodology for home and community based utilization and review audits in consultation with provider groups. Language requires the consideration of seven factors in the development of the methodology including length of reviews, parameters around samples taken, and what constitutes compliance. Budget language requires evidence of fraud and abuse are grounds for retraction and not clerical errors and that retractions shall only be assessed when the provider or medical record is not in substantial compliance with regulations and only for the unit(s) deemed not in compliance.)

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 268, after line 9, insert:

"3. No less than 30 days prior to implementing the changes authorized in this paragraph, the Director of Medical Assistance Services shall report to the Chairmen of the House Appropriations and Senate Finance Committees the specific programmatic changes that will be made for intensive in-home and residential services including an estimate of the fiscal impact of the proposed changes."

Explanation:

(This amendment requires the Director of Medical Assistance Services to provide details to the House Appropriations and Senate Finance Committees on programmatic changes to community-based mental health services 30 days prior to implementing the changes.)

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 268, line 22, after "act." insert:

"No less than 30 days prior to implementing the changes authorized in this paragraph, the Director of Medical Assistance Services shall report to the Chairmen of the House Appropriations and Senate Finance Committees the specific programmatic changes that will be made to the recipient utilization program including an assessment of the impact of the proposed changes."

Explanation:

(This amendment requires the Director of Medical Assistance Services to provide details to the House Appropriations and Senate Finance Committees on programmatic changes to the recipient utilization program 30 days prior to implementing the changes.)

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 268, line 45, after "Fund." insert:

"Beginning November 1, 2011 and each year thereafter, the Director of Medical Assistance Services shall report to the Chairmen of the House Appropriations and Senate Finance Committees the increase in recoveries associated with this program as well as the areas of audit targeted by contractors."

Explanation:

(This amendment requires the Director of Medical Assistance Services to provide details to the House Appropriations and Senate Finance Committees on the increase in recoveries associated with additional program and service audits.)

Health And Human Resources

Department Of Behavioral Health
And Developmental Services

Language

Language:

Page 273, line 2, strike the second "\$878,050" and insert "\$1,388,423".

Page 273, line 4, strike the second "\$506,250" and insert "\$642,700".

Page 273, line 8, strike the second "\$260,200" and insert "\$529,465".

Page 273, line 9, strike the second "\$111,600" and insert "\$216,258".

Explanation:

(This technical amendment corrects an error in the introduced budget by adjusting the embedded earmarks for community monitoring of sexually violent predators to reflect reductions in previous years and account for a recommended increase in funding in the second year.)

Health And Human Resources

Department Of Behavioral Health

FY 10-11

\$0

FY 11-12

\$50,000

GF

And Developmental Services

Language:

Page 272, line 6, strike "\$43,441,383" and insert "\$43,491,383".

Explanation:

(This amendment adds \$50,000 the second year from the general fund for one-time systems costs related to licensing requirements for children's residential facilities. This appropriation is contingent upon the passage of Senate Bill 1451 (Deeds).)

Item 304 #3s

Health And Human Resources

Department Of Behavioral Health
And Developmental Services

Language

Language:

Page 274, line 50, after "programs." insert:

"No less than 30 days prior to implementing the changes authorized in this paragraph, the Commissioner of Behavioral Health and Developmental Services shall report to the Chairmen of the House Appropriations and Senate Finance Committees the proposed changes to the formulary and any additional costs or savings associated with the change."

Explanation:

(This amendment requires a report to the House Appropriations and Senate Finance Committees detailing changes to the drug formulary for offenders who are transitioning from incarceration in the criminal justice system to treatment in the community as well as any fiscal impact 30 days prior to implementation.)

Item 314 #1s

Health And Human Resources

Intellectual Disabilities Training
Centers

Language

Language:

Page 280, line 40, after "staff." insert:

"No less than 30 days prior to allocating funding authorized in this paragraph, the Commissioner of Behavioral Health and Developmental Services shall report to the Chairmen of the House Appropriations and Senate Finance Committees on the methodology for distributing funding to state facilities."

Explanation:

(This amendment requires a report to the House Appropriations and Senate Finance Committees detailing the allocation of funding to state intellectual disabilities training centers 30 days prior to implementation.)

Item 320 #1s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Rehabilitative Services	\$0	\$192,372	GF

Language:

Page 282, line 41, strike "\$90,251,955" and insert "\$90,444,327".

Explanation:

(This amendment adds \$192,372 the second year from the general fund to restore funding for Long Term Employment Support Services (LTESS). The introduced budget included reductions in the first and second year. This amendment only restores the second year reduction. Often referred to as Supported Employment, most of the people receiving LTESS work in the community and make minimum wage and above. Without "job coaching" supports they would be in danger of losing employment.)

Item 320 #2s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Rehabilitative Services	\$0	\$106,328	GF

Language:

Page 282, line 41, strike "\$90,251,955" and insert "\$90,358,283".

Explanation:

(This amendment includes \$106,328 the second year from the general fund to restore funding for the Extended Employment Services (EES) program. The introduced budget reduced funding for the program by \$71,201 the first year and \$106,328 the second year. This amendment restores funding in the second year only. The program funds extra supervision and other supports necessary for employees with very significant disabilities to maintain employment.)

Item 320 #3s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Rehabilitative Services	\$0	\$388,279	GF

Language:

Page 282, line 41, strike "\$90,251,955" and insert "\$90,640,234".

Page 284, after line 9, insert:

"L.1. Out of this appropriation, \$388,279 from the general fund the second year shall be allocated to the Long-term Rehabilitation Case Management Services Program.

2. Of this appropriation, \$200,000 from the general fund the second year shall be made available to Didlake for the expansion of vocational services for people with physical disabilities."

Explanation:

(This amendment includes \$388,279 the second year from the general fund for Long-term Rehabilitation Case Management Services. Of this appropriation, \$188,279 will be used to restore long-term rehabilitation case management services and \$200,000 will be used to expand services provided through Didlake an organization that provides vocational services for people with physical disabilities. Long-term rehabilitation case management provides case coordination of medical, psycho-social, vocational, rehabilitative, long-term care, and family and community support services for persons with functional and central nervous system disabilities to persons with severe physical and sensory disabilities who reside in the community as well as nursing homes.)

Item 320 #4s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Rehabilitative Services	\$0	\$194,931	GF

Services

Language:

Page 282, line 41, strike "\$90,251,955" and insert "\$90,446,886".

Page 283, line 15, strike the second "3,188,638" and insert "3,383,569".

Explanation:

(This amendment adds \$194,931 to the general fund the second year to restore funding for brain injury services that was reduced in Chapter 874 of the 2010 Virginia Acts of Assembly. Funding will be used to provide core safety net services for persons with brain injuries such as case management, transitional day programs, and resource coordination. Lack of access to these services significantly increases the level of disability and mortality, as well as health care costs from increased hospitalization, pharmacological interventions, medical equipment, and long-term care.)

Item 320 #5s

Health And Human Resources

FY 10-11

FY 11-12

Department Of Rehabilitative
Services

\$0
\$0

\$116,866 GF
\$350,000 NGF

Language:

Page 282, line 41, strike "\$90,251,955" and insert "\$90,718,821".

Page 283, line 3, after "B." insert "1."

Page 283, line 3, strike "4,227,672" and insert "4,344,538".

Page 283, after line 11, insert:

"2. Out of this appropriation, \$350,000 from nongeneral funds the second year shall be allocated to support Centers for Independent Living."

Explanation:

(This amendment provides \$466,866 to restore funding to the Centers for Independent Living that was reduced in Chapter 874 of the 2010 Virginia Acts of Assembly. Of this appropriation, \$116,866 is from general funds and \$350,000 is from an additional nongeneral fund appropriation for indirect cost recoveries that is included in the introduced budget. A separate amendment to Item 322 removes an appropriation of \$350,000 for administrative costs.)

Item 322 #1s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Rehabilitative Services	\$0	(\$350,000)	NGF

Language:

Page 284, line 32, strike "\$12,859,328" and insert "\$12,509,328".

Explanation:

(This amendment removes an appropriation of \$350,000 from nongeneral funds the second year from indirect cost recoveries. A separate amendment to Item 320 appropriates these funds to Centers for Independent Living.)

Item 327 #1s

Health And Human Resources
Department Of Social Services

Language

Language:

Page 289, after line 21, insert:

"P. The Commissioner shall establish a reasonable, automatic adjustment for inflation to increase the TANF cash assistance grant for eligible recipients. This provision shall apply only in fiscal years following a fiscal year in which salary increases are provided for state employees."

Explanation:

(This amendment adds language to require the Commissioner of Social Services to provide federal Temporary Assistance to Needy Families (TANF) funds for a cost-of-living increase in TANF cash assistance payments beginning in the fiscal year following a fiscal year in which a salary increase has been provided to state employees. The typical payment for a parent with two children would increase to \$320 per month. TANF payments have been increased only two times since 1974. Currently a family of three receives benefit payments that are less than one-fourth of the federal poverty income level.)

Item 328 #1s

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Social Services	\$0	\$5,799,369	GF

\$0 \$8,284,813 NGF

Language:

Page 289, line 24, strike "\$377,076,442" and insert "\$391,160,624".

Explanation:

(This amendment restores \$5.8 million the second year from the general fund and \$8.3 million the second year in matching federal funds to local social services departments that was reduced in Chapter 874 of the 2010 Acts of Assembly. Local departments of social services are facing a five percent reduction in funding in fiscal year 2012. Additional funding will help localities address the increased demand for public assistance programs due to the economic recession. Local DSS agencies have seen large caseload increases in the Supplemental Nutrition Assistance Program (SNAP, formerly Food Stamps), Temporary Assistance to Needy Families (TANF), Medicaid and FAMIS, and other public assistance programs.)

Item 329 #1s

Health And Human Resources

FY 10-11

FY 11-12

Department Of Social Services

(\$563,366)

(\$1,533,935) GF

Language:

Page 290, line 14, strike "\$764,587,590" and insert "\$764,024,224".

Page 290, line 15, strike "\$764,515,398" and insert "\$762,981,463".

Explanation:

(This amendment reduces \$563,366 the first year and \$1.5 million the second year from the general fund to reflect rising payments from retained TANF collections that are used to provide resources for child support enforcement. The introduced budget includes \$2.8 million the first year and \$4.1 million the second year from the general fund to offset a decline in retained TANF collections that have fallen due to the economic recession. TANF collections in excess of \$100 each month are returned to the child support program if the family is receiving cash assistance. In the first six months of FY 2011, TANF collections have risen 5.0 percent compared to the previous year. This amendment assumes 2.5 percent growth in TANF collections for the remainder of FY 2011 and 5.0 percent growth in FY 2012, resulting in a diminished need for general fund resources in the child support division.)

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Social Services	\$0	\$200,000	GF

Language:

Page 294, line 10, strike "\$30,663,448" and insert "\$30,863,448".

Page 295, after line 47, insert:

"H. Out of this appropriation \$200,000 from the general fund the second year shall be provided to Northern Virginia Family Services to provide comprehensive safety net services for children and families."

Explanation:

(This amendment provides \$200,000 from the general fund the second year for Northern Virginia Family Services to expand safety net services for children and families such as food, shelter, emergency assistance, parenting programs and housing.)

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Social Services	\$0	\$225,000	GF

Language:

Page 294, line 10, strike "\$30,663,448" and insert "\$30,888,448".

Page 295, line 6, strike the second "1,275,000" and insert "1,500,000".

Explanation:

(This amendment restores \$225,000 the second year from the general fund to the Virginia Early Childhood Foundation, which was reduced in Chapter 874 of the 2010 Virginia Acts of Assembly. This would restore funding for the Foundation back to the base level of \$1.5 million each year provided in the 2008-10 biennium. The funds are matched with local and private resources and are necessary for the Foundation to leverage its current grant opportunities.)

Health And Human Resources	FY 10-11	FY 11-12	
Department Of Social Services	\$0	\$1,000,000	NGF

Language:

Page 294, line 10, strike "\$30,663,448" and insert "\$31,663,448".

Page 294, line 47, strike "2,355,501" and insert "3,355,501".

Explanation:

(This amendment restores \$1.0 million the second year from the federal TANF block grant fund to Healthy Families Virginia. Funding for this program has been reduced by 41 percent in the second year of the biennium. Without additional funding 500 children may lose access to these services. Since 2010, three of the 38 Healthy Families sites across Virginia have closed due to funding cuts.)

Item 341 #1s

Health And Human Resources

FY 10-11

FY 11-12

Department For The Blind And
Vision Impaired

\$0

\$120,163 GF

Language:

Page 299, line 41, strike "\$900,831" and insert "\$1,020,994".

Explanation:

(This amendment transfers money used to fund radio reading services for the blind provided by Virginia Voice from Secretary of Education to the Department of Blind and Vision Impaired. A separate amendment eliminates funding with the Department of Education.)

Item 343 #1s

Health And Human Resources

FY 10-11

FY 11-12

Department For The Blind And
Vision Impaired

(\$1,000,000)

(\$4,000,000)

\$0 GF

\$0 NGF

Language:

Page 300, line 7, strike "\$15,932,474" and insert "\$10,932,474".

Explanation:

(This amendment reduces \$1.0 million from the general fund and \$4.0 million from nongeneral funds the first year for vocational rehabilitation services for the

blind and visually impaired. The introduced budget included \$1.0 million from the general fund and \$4.0 million from nongeneral funds each year for vocational rehabilitation services. Funding is retained in the second year only.)

Item 350 #1s

Natural Resources	FY 10-11	FY 11-12	
Chippokes Plantation Farm Foundation	\$0	\$45,089	GF

Language:

Page 303, line 38, strike "\$184,181" and insert "\$229,270".

Explanation:

(This amendment provides additional funding in the second year to restore the foundation's funding to the 2008-2010 biennial level in order to cover necessary maintenance expenses of Chippokes Plantation.)

Item 351 #1s

Natural Resources	
Department Of Conservation And Recreation	Language

Language:

Page 304, line 25, unstrike "The".

Page 304, unstrike line 26 and line 27.

Page 304, line 30, unstrike "Any unexpended general".

Page 304, unstrike line 31 and line 32.

Page 305, line 42, strike "\$14,000,000" and insert "\$27,798,700".

Explanation:

(This amendment provides that \$27.8 million of the \$32.8 million deposit to the Water Quality Improvement Fund (WQIF) be transferred to the Natural Resources Commitment Fund, which is devoted to priority agricultural best management practices. The introduced budget had proposed only \$14.0 million of the deposit be devoted to agricultural best management practices. The remaining \$5.0 million will be available for other nonpoint source water quality projects. The amendment also restores mandatory carry forward language for Soil and Water Conservation Districts

and the WQIF that had been eliminated in the introduced budget.)

Item 351 #2s

Natural Resources

Department Of Conservation And
Recreation

Language

Language:

Page 305, after line 48, insert:

“M. To achieve pollution reductions creditable toward Chesapeake Bay Total Maximum Daily Load water quality goals and to increase biofuel feedstock, out of the amounts provided for the Agricultural Best Management Practices Cost Share Program, the Department of Conservation and Recreation shall provide an additional incentive payment of \$10 per acre to program participants who produce feedstock under the harvestable cover crop practice requirements and certify that the crop was used for the production of biofuels in Virginia.”

Explanation:

(This amendment authorizes the Department of Conservation and Recreation to pay an incentive of \$10 per acre from the agricultural cost share fund for any harvestable cover crop that is used for the production of biofuels in Virginia, providing not only an environmental benefit but also an economic benefit to farmers that choose to participate. The Virginia Department of Conservation and Recreation (DCR) offers a program for harvestable cover crops, which provide an environmental benefit by reducing nutrient loading to waters and waterways. This amendment is intended to be included within the Virginia Agricultural Best Management Practice Cost-Share Program (VACS) that is administered by the Virginia Department of Conservation and Recreation (DCR) through local Soil and Water Conservation Districts (SWCD) to improve water quality in the Commonwealth's streams.)

Item 351 #3s

Natural Resources

Department Of Conservation And
Recreation

FY 10-11

\$0

FY 11-12

\$1,000,000 GF

Language:

Page 304, line 3, strike "\$62,595,053" and insert "\$63,595,053".

Page 304, line 12, strike the second "\$3,487,091" and insert "\$4,487,091."

Explanation:

(This amendment increases Soil and Water Conservation District operations funding for 47 districts. Soil and Water Conservation Districts are the essential player at the local level to implement nonpoint source programs to help accomplish water goals established by the General Assembly and the Administration. To meet the requirements of the Chesapeake Bay and Southern Rivers Total Maximum Daily Loads, districts must have adequate resources to educate, plan, design and implement nonpoint source pollution control programs.)

Item 351 #4s

Natural Resources	FY 10-11	FY 11-12	
Department Of Conservation And Recreation	\$1,000,000	\$0	GF

Language:

Page 304, line 3, strike "\$95,701,178" and insert "\$96,701,178".

Page 304, line 50, strike the first "\$600,000" and insert "\$1,600,000".

Page 305, line 2, after "repair." insert:

"Out of these amounts, a grant shall be given to a locality for 35 percent of a project for a high hazard dam operating under a condition certificate extension and that has received approval as of November 30, 2010 for federal funding from the U.S.D.A. Natural Resources Conservation Service for at least 65 percent of the cost of repair of a locally owned dam."

Explanation:

(This amendment provides \$1.0 million from the general fund in the first year for the Dam Safety, Flood Prevention and Protection Fund to maintain and bring dams up to current standards.)

Item 351 #5s

Natural Resources	FY 10-11	FY 11-12	
Department Of Conservation And Recreation	\$0	\$311,777	NGF

Language:

Page 304, line 3, strike "\$62,595,053" and insert "\$62,906,830".

Page 305, line 27, after "year" insert "and \$311,777 the second year".

Explanation:

(This amendment provides the second year appropriation of nongeneral funds for the Chesapeake Bay Restoration Fund pursuant to the recommendation of the Chesapeake Bay Restoration Fund Advisory Committee. The source of the nongeneral funds is from the sale of the "Friends of the Chesapeake" license plates.)

Item 351 #6s

Natural Resources	FY 10-11	FY 11-12	
Department Of Conservation And Recreation	\$0 0.00	\$906,000 5.00	GF FTE

Language:

Page 304, line 3, strike "\$62,595,053" and insert "\$63,501,053".
Page 304, line 10, strike "\$3,178,567" and insert "\$4,084,567".

Explanation:

(This amendment provides \$906,000 from the general fund in the second year and five FTE positions to address emergency needs of the Natural Heritage Program. These positions include three Conservation Officers and two Natural Area Stewards to protect and manage critical needs of the State Natural Area Preserve System.)

Item 351 #7s

Natural Resources	FY 10-11	FY 11-12	
Department Of Conservation And Recreation	\$0	\$20,000	GF

Language:

Page 304, line 3, strike "\$62,595,053" and insert "\$62,615,053".

Explanation:

(This amendment provides \$20,000 from the general fund in the second year for the Rivanna River Basin Commission to support activities related to Phase II of the Chesapeake Bay Watershed Implementation Plan.)

Natural Resources

Department Of Conservation And
Recreation

Language

Language:

Page 307, after line 14, insert:

"F. The Virginia Recreational Facilities Authority shall provide a status report to the Governor and the General Assembly no later than December 1, 2011 regarding the continued utilization and management of the authority's property. The report shall include an update on implementation of the authority's management plan, financial condition and attainment of goals as specified in House Document No. 17 (2010) and shall include recommendations for future operation of Virginia's Explore Park."

Explanation:

(This amendment is self-explanatory.)

Natural Resources

Department Of Conservation And
Recreation

FY 10-11

\$0
0.00

FY 11-12

\$1,200,000
15.00

GF
FTE

Language:

Page 305, line 50, strike "\$54,942,744" and insert "\$56,142,744".

Page 306, line 6, strike "\$31,477,219" and insert "\$32,177,219."

Explanation:

(This amendment restores \$1.2 million from the general fund in the second year for State Park operations and 15 FTE positions that have been cut in prior budgets. These funds and positions are necessary to help address record State Park visitation and provided needed maintenance support. Since fiscal year 2008, general fund support for State Parks has been cut by about \$5.0 million so this amendment restores about 25 percent of the prior reductions.)

Natural Resources

Department Of Conservation And

FY 10-11

\$0

FY 11-12

\$250,000

GF

Recreation

Language:

Page 305, line 50, strike "\$54,942,744" and insert "\$55,192,744".

Explanation:

(This amendment provides \$250,000 from the general fund in the second year for the Southwest Regional Recreation Authority for operational funding and administrative costs for the Spearhead Trails to develop multi-use trails in Southwest Virginia.)

Item 355 #1s

Natural Resources	FY 10-11	FY 11-12	
Department Of Environmental Quality	\$0	\$80,000	GF

Language:

Page 308, line 24, strike "\$44,464,690" and insert "\$44,544,690".

Explanation:

(This amendment makes a technical correction to an error in the introduced budget and moves a reduction in funding for local water quality supply planning grants to the correct program. This adjustment, and the companion amendment in Item 357, net to zero.)

Item 355 #2s

Natural Resources	FY 10-11	FY 11-12	
Department Of Environmental Quality	(\$3,644,300)	\$0	GF

Language:

Page 308, line 24, strike "\$48,383,207" and insert "\$44,738,907".

Explanation:

(This amendment makes a technical correction to an error in the introduced budget by moving the Water Quality Improvement Fund deposit to the correct program. This

amendment, and a companion amendment in Item 357, net to zero.)

Item 356 #1s

Natural Resources	FY 10-11	FY 11-12	
Department Of Environmental Quality	\$0	\$827,815	GF

Language:

Page 309, line 14, strike "\$16,075,806" and insert "\$16,903,621".

Page 309, line 29, before "The", insert "A."

Page 309, after line 33, insert:

“B. Notwithstanding any other provision of law, up to \$1,000,000 of cash balances from the Vehicle Emissions Inspection Program Fund may be transferred to the Operating Permits Program Fund in the second year.”

Explanation:

(This amendment corrects an error in the introduced budget and provides authority for the use of nongeneral fund balances in the Vehicle Emissions Inspection Program Fund to support the Air Protection Program. A companion amendment in Part 3 transfers the same amount from nongeneral fund balances to the general fund.)

Item 357 #1s

Natural Resources		Language
Department Of Environmental Quality		

Language:

Page 310, after line 15, insert:

“3. Out of the amounts of this appropriation, the Department of Environmental Quality shall use an amount not to exceed \$3,000,000 from the Water Quality Improvement Fund to conduct the James River chlorophyll study pursuant to the approved Virginia Chesapeake Bay Total Maximum Daily Load, Phase I Watershed Implementation Plan. This amount shall be used solely for contractual support for (a) water quality monitoring and analysis in an amount not to exceed \$1,000,000 and (b) computer modeling in an amount not to exceed \$2,000,000. No portion of this funding may be used for administrative costs of the department.”

Explanation:

(The U.S. Environmental Protection Agency asserts in its final Chesapeake Bay Total Maximum Daily Load that “absent significant reductions from other pollution sources [beyond those specified in the Virginia Watershed Implementation Plan], it is estimated that every significant municipal and industrial wastewater treatment facility in the river basin (39 facilities) would have to install nutrient removal technologies at or below the limit of technology levels.” This would require estimated additional expenditures of between \$0.5 billion and \$1.0 billion to meet the James River’s unique Site-Specific Numeric Chlorophyll-a Criteria, according to the Virginia Watershed Implementation Plan. In light of new water quality data, additional scientific research, and the opportunity to improve the existing computer modeling, the Virginia Watershed Implementation Plan provides for a technical study designed to ensure the best science and regulatory approaches are used prior to determining whether to impose such additional expenditures. This amendment provides the resources to conduct this study and may result in substantial savings to the Water Quality Improvement Fund.)

Item 357 #2s

Natural Resources	FY 10-11	FY 11-12	
Department Of Environmental Quality	\$0	\$107,875,737	NGF

Language:

Page 309, line 34, strike "\$57,373,759" and insert "\$165,249,496".

Page 310, after line 15, insert:

“E.1.a. The Commonwealth’s share of the design and installation of nutrient removal technology at publicly owned wastewater treatment projects in paragraph G.2. of this Item is hereby authorized and may be financed in whole or in part through bonds of the Virginia Public Building Authority pursuant to §2.2-2263, Code of Virginia. The aggregate principle amounts will not exceed the amounts listed in paragraph E.2. below, plus amounts to fund related issuance costs, and other financing expenses, in accordance with § 2.2-2263, Code of Virginia.

b. The Director of the Department of Planning and Budget shall provide the Chairman of the Virginia Public Building Authority with the specific projects, as well as the amounts for these projects, to be financed by the authority within the dollar limit established by this authorization.

c. Debt service on the projects contained in this Item shall be provided from

appropriations to the Treasury Board. The appropriations for said capital projects are contained in this Item.

2. There is hereby appropriated \$107,875,737 the second year from bond proceeds of the Virginia Public Building Authority to provide funds for the Commonwealth's share of the design and installation of nutrient removal technology at publicly owned wastewater treatment projects pursuant to § 10.1-2128, et seq., Code of Virginia, that have signed Water Quality Improvement Grant agreements with the Department of Environmental Quality pursuant to § 10.1-2130, Code of Virginia."

Explanation:

(This amendment provides bond financing through the Virginia Public Building Authority in the second year for commitments the Commonwealth has previously made for the state share of biological nutrient removal technologies at publicly owned wastewater treatment plants, which are already under construction. The Department of Environmental Quality (DEQ) has signed grant agreements to reimburse local governments and regional authorities for the state's share of the costs of these upgrades necessary to meet water quality goals. The amount of funding is based on DEQ's most recent schedule of when projects will be completed and qualify for state reimbursement.)

Item 357 #3s

Natural Resources	FY 10-11	FY 11-12	
Department Of Environmental Quality	\$0	(\$80,000)	GF

Language:

Page 309, line 34, strike "\$57,373,759" and insert "\$57,293,759".

Explanation:

(This amendment makes a technical correction for an error in the introduced budget and moves a reduction in funding for local water quality supply planning grants to the correct program. This adjustment, and the companion amendment in Item 355, net to zero.)

Item 357 #4s

Natural Resources	FY 10-11	FY 11-12	
Department Of Environmental Quality	\$3,644,300	\$0	GF

Language:

Page 309, line 34, strike "\$57,373,759" and insert "\$61,018,059".

Explanation:

(This amendment makes a technical correction for an error in the introduced budget bill and moves the Water Quality Improvement Fund deposit provided to the correct program. This amendment, and a companion amendment in Item 355, net to zero.)

Item 358 #1s

Natural Resources	FY 10-11	FY 11-12	
Department Of Environmental Quality	0.00	-6.00	FTE

Language:

Page 310, line 40, strike "396.50" and insert "390.50".

Page 310, line 43, strike "900.00" and insert "894.00".

Explanation:

(This amendment is a technical amendment to adjust the agency's position level to correctly reflect a budget reduction strategy contained in the introduced budget bill. In the introduced budget bill positions were increased by three, but should have been reduced by three.)

Item 363 #1s

Natural Resources	FY 10-11	FY 11-12	
Department Of Historic Resources	\$0	\$1,550	GF

Language:

Page 312, line 9, strike "\$4,508,593" and insert "\$4,510,143".

Explanation:

(This amendment provides funding for the care of 310 Confederate graves identified at Fredericksburg Cemetery. Senate Bill 950 adds these graves to the list of confederate graves eligible for state funding pursuant to § 10.1-2211, Code of Virginia. This amendment is contingent on final passage of Senate Bill 950.)

Item 363 #2s

Natural Resources	FY 10-11	FY 11-12	
Department Of Historic Resources	\$0	\$2,035	GF

Language:

Page 312, line 9, strike "\$4,508,593" and insert "\$4,510,628".

Explanation:

(This amendment provides funding for the care of 407 Confederate graves identified at Portsmouth Cedar Grove Cemetery. Senate Bill 1410 adds these graves to the list of confederate graves eligible for state funding pursuant to § 10.1-2211, Code of Virginia. This amendment is contingent on final passage of Senate Bill 1410.)

Item 363 #3s

Natural Resources	FY 10-11	FY 11-12	
Department Of Historic Resources	\$0	\$105,000	GF

Language:

Page 312, line 9, strike "\$4,508,593" and insert "\$4,613,593".

Explanation:

(This amendment provides funding to the Southampton County Historical Society to match a federal T-21 grant of \$420,000 for a walking and driving tour of the path of the 1831 Nat Turner insurrection and renovation of the Rebecca Vaughan House.)

Item 363 #4s

Natural Resources	
Department Of Historic Resources	Language

Language:

Page 313, line 17, after "G." insert "1."

Page 313, after line 21, insert:

"2. It is the intent of the General Assembly that for the remaining term of the grant authorized by § 10.1-2213.1, Code of Virginia, that Montpelier shall receive the full amount of matching funds as provided by the Code."

Explanation:

(This amendment expresses the intent to fund the state portion of the matching grant for the Montpelier Foundation at \$0.20 for each \$1.00 of funds raised by the Foundation. A 15 percent reduction imposed on the state funds in the 2009 Session has carried forward each year. This amendment would require full funding as provided for in the Code of Virginia beginning in fiscal year 2013.)

Item 365 #1s

Natural Resources

Marine Resources Commission

Language

Language:

Page 314, unstrike line 24 through line 26.

Explanation:

(This amendment restores mandatory carry forward language for oyster restoration funds not expended by the end of each fiscal year.)

Item 366 #1s

Natural Resources

Marine Resources Commission

Language

Language:

Page 314, line 43, unstrike "Any".

Page 314, unstrike line 44 and line 45.

Explanation:

(This amendment restores mandatory carry forward language for seawall project funds not expended by the end of each fiscal year.)

Public Safety	FY 10-11	FY 11-12	
Department Of Correctional	\$0	\$1,000,000	GF
Education	0.00	12.00	FTE

Language:

Page 319, line 36, strike "\$49,376,626" and insert "\$50,376,626".

Explanation:

(This amendment provides \$1,000,000 from the general fund the second year and 12 positions to start up the correctional education school at the new prison in Grayson County. A companion amendment to Item 379 provides operating funds and 220 positions for the Department of Corrections to open this facility. Accordingly, the opening of this facility will provide a total of 232 jobs in Grayson County, not including the indirect impact on private sector employment in the area.)

Public Safety	
Department Of Corrections	Language

Language:

Page 321, following line 51, insert:

"3. The Board of Corrections may grant approval for the utilization by regional and local jails of temporary housing units, subject to the application of the Board's standards for community custody. Based on the application of these standards, the Board may grant temporary approval, for a period of up to five years, for temporary housing units to be constructed or installed at regional or local jails, subject to the following conditions: (i) the temporary units shall house only outside workforce (outside trustees), work and study release, and weekender inmates; (ii) temporary housing units shall not exceed 20 percent of a facility's rated capacity; (iii) no state reimbursement shall be provided for the capital cost of such temporary units; (iv) such temporary units may not be used to house inmates other than Virginia state- or local-responsible offenders, nor shall federal or other non-Virginia inmates comprise more than ten percent of the jail's overall rated capacity; (v) the Department of Corrections shall conduct at least one inspection of the facility each year; and (vi) the five-year approval period may not be extended without an exemption from the General Assembly. As part of the report provided as of October 1 of each year

pursuant to Paragraph B. of this item, the Board of Corrections shall provide information on any temporary facility approvals granted pursuant to this paragraph."

Explanation:

(This amendment provides the Board of Corrections with authority to grant approval for regional or local jails to add temporary housing units, subject to certain conditions. This is intended to encourage jails to pursue the least restrictive and least costly construction options that still provide for an appropriate level of security, for Virginia state- or local-responsible offenders.)

Item 377 #1s

Public Safety

Department Of Corrections

Language

Language:

Page 322, line 13, strike "A report on this revised measure of jail capacity" and insert: "A report including the double-bunking capacity, as well as the standard Board of Corrections measure of rated capacity, for each jail,".

Page 322, line 15, strike "October 15, 2010" and insert "October 1 of each year."

Explanation:

(This amendment directs the Board of Corrections to report each year on the double-bunking capacity of regional and local jails in Virginia. A preliminary study was completed during 2010.)

Item 379 #1s

Public Safety

Department Of Corrections

FY 10-11

FY 11-12

\$0

\$12,000,000 GF

0.00

220.00 FTE

Language:

Page 322, line 48, strike "\$827,716,927" and insert "\$839,716,927".

Page 325, following line 33, insert:

"P. 1. Included in this appropriation is \$12,000,000 from the general fund the second year and 220 positions to open the first two of four housing units at the new correctional facility in Grayson County, on or after July 1, 2011.

2. If the Governor determines that this facility is required to be opened at an earlier date in order to accommodate contractual obligations to house out-of-state inmates,

the Director, Department of Planning and Budget is authorized to approve a revenue anticipation loan from the Department of the Treasury to support the necessary start-up operations in an amount sufficient to accommodate the earlier opening date, subject to the approval of the Governor."

Explanation:

(This amendment provides \$12,000,000 from the general fund and 220 positions the second year to open the first two of the four housing units at the new adult medium security correctional facility in Grayson County. A companion amendment to Item 375 provides funds and 12 positions to the Department of Correctional Education to open the school at this new facility. Accordingly, the opening of this facility will provide a total of 232 jobs in Grayson County, not including the indirect impact on private sector employment in the area.)

Item 379 #2s

Public Safety

Department Of Corrections

FY 10-11

\$0

FY 11-12

\$150,000 NGF

Language:

Page 322, line 48, strike "\$827,716,927" and insert "\$827,866,927".

Page 325, after line 33, insert:

"P. Included in the appropriation for this item is \$150,000 the second year from nongeneral funds for a culinary arts program in which inmates are trained to operate food service activities serving agency staff and the general public. The source of the funds shall be revenues generated by the program. Any revenues so generated by the program shall not be subject to § 4-2.02 of this act and shall be used by the agency for the costs of operating the program."

Explanation:

(This amendment provides a nongeneral fund appropriation for the Department of Corrections to use in operating a culinary arts program in which inmates are trained to operate food service activities serving agency staff and the general public. The source of the funds will be the revenue generated by the program.)

Item 379 #3s

Public Safety

Department Of Corrections

Language

Language:

Page 325, line 25, after "Public Safety" insert "and the Chairmen of the Senate Finance and House Appropriations Committees".

Explanation:

(This amendment includes the Chairmen of the Senate Finance and House Appropriations Committees in the distribution list to receive a report on controlling inmate health care costs.)

Item 379 #4s

Public Safety	FY 10-11	FY 11-12	
Department Of Corrections	(\$1,300,000)	(\$200,000)	GF

Language:

Page 322, line 48, strike "\$830,891,107" and insert "\$829,591,107".
Page 322, line 48, strike "\$827,716,927" and insert "\$827,516,927".

Explanation:

(This amendment captures an estimated savings of \$1,300,000 the first year and \$200,000 the second year from the general fund resulting from the closure of James River Correctional Center as of April 1, 2011, instead of July 1, 2011.)

Item 380 #1s

Public Safety	FY 10-11	FY 11-12	
Department Of Corrections	\$0	\$1,221,831	GF

Language:

Page 325, line 35, strike "\$80,949,774" and insert "\$82,171,605".
Page 327, strike lines 2-4 and insert:
"H. Included within this appropriation is \$1,221,831 from the general fund the second year for the Department of Corrections to make payments in lieu of taxes to those localities to which payments were made in fiscal year 2010, pursuant to § 58.1-3403, Code of Virginia."

Explanation:

(This amendment provides \$1,221,831 from the general fund the second year to restore funding for payments in lieu of taxes which the Department of Corrections

previously paid to certain localities in which state correctional facilities are located.)

Item 380 #2s

Public Safety	FY 10-11	FY 11-12	
Department Of Corrections	\$0	\$50,000	GF

Language:

Page 325, line 35, strike "\$80,949,774" and insert "\$80,999,774".

Page 327, following line 33, insert:

"N. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating costs of adult correctional centers resulting from the enactment of Senate Bill 904 by the 2011 Session of the General Assembly. This amount shall be paid into the Corrections Special Reserve Fund, established in accordance with § 30-19.1:4, Code of Virginia."

Explanation:

(This amendment provides \$50,000 the second year from the general fund to address the estimated fiscal impact of Senate Bill 904, which expands the list of offenses that may be counted as prior convictions for purposes of enhancing the penalty for assault of a family or household member. This amendment is contingent upon final passage of Senate Bill 904 by the 2011 General Assembly.)

Item 380 #3s

Public Safety	FY 10-11	FY 11-12	
Department Of Corrections	\$0	\$75,543	GF

Language:

Page 325, line 35, strike "\$80,949,774" and insert "\$81,025,317".

Page 327, following line 33, insert:

"N. Included in the appropriation for this item is \$75,543 the second year from the general fund for the estimated net increase in the operating costs of adult correctional centers resulting from the enactment of Senate Bill 772 by the 2011 Session of the General Assembly. This amount shall be paid into the Corrections Special Reserve Fund, established in accordance with § 30-19.1:4, Code of Virginia."

Explanation:

(This amendment provides \$75,543 the second year from the general fund to address the estimated corrections bedspace impact of Senate Bill 772, which makes

assault or assault and battery of a fire marshal or deputy or assistant fire marshal who has police powers subject to the same penalties that apply when the victim is a law enforcement officer, correctional officer, firefighter, emergency medical services provider, or judge. This amendment is contingent upon final passage of Senate Bill 772 by the 2011 General Assembly.)

Item 380 #4s

Public Safety

Department Of Corrections

Language

Language:

Page 326, line 1, strike "\$484,250" and insert "\$984,250".

Page 326, line 1, strike "\$585,400" and insert "\$1,585,400".

Explanation:

(This amendment is a technical change in the budget language to reflect the additional nongeneral fund appropriation for the development of the inmate medical records information system. The source of the nongeneral funds is payments received for housing inmates from Pennsylvania.)

Item 380 #5s

Public Safety

Department Of Corrections

FY 10-11

FY 11-12

\$0

\$50,000 GF

Language:

Page 325, line 35, strike "\$80,949,774" and insert "\$80,999,774".

Page 327, following line 33, insert:

"N. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating costs of adult correctional centers resulting from the enactment of Senate Bill 745 by the 2011 Session of the General Assembly. This amount shall be paid into the Corrections Special Reserve Fund, established in accordance with § 30-19.1:4, Code of Virginia."

Explanation:

(This amendment provides \$50,000 the second year from the general fund to address the estimated corrections bedspace impact of Senate Bill 745, which provides criminal penalties related to synthetic marijuana. This amendment is contingent upon final passage of Senate Bill 745 by the 2011 General Assembly.)

Public Safety	FY 10-11	FY 11-12	
Department Of Corrections	\$0	\$50,000	GF

Language:

Page 325, line 35, strike "\$80,949,774" and insert "\$80,999,774".

Page 327, following line 33, insert:

"N. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating costs of adult correctional centers resulting from the enactment of Senate Bill 1185 by the 2011 Session of the General Assembly. This amount shall be paid into the Corrections Special Reserve Fund, established in accordance with § 30-19.1:4, Code of Virginia."

Explanation:

(This amendment provides \$50,000 the second year from the general fund to address the estimated corrections bedspace impact of Senate Bill 1185, which increases the penalties for certain sex offenses committed on school buses and property used for school activities. This amendment is contingent upon final passage of Senate Bill 1185 by the 2011 General Assembly.)

Public Safety	FY 10-11	FY 11-12	
Department Of Corrections	\$0	\$93,767	GF

Language:

Page 325, line 35, strike "\$80,949,774" and insert "\$81,043,541".

Page 327, following line 33, insert:

"N. Included in the appropriation for this item is \$93,767 the second year from the general fund for the estimated net increase in the operating costs of adult correctional centers resulting from the enactment of Senate Bill 1222 by the 2011 Session of the General Assembly. This amount shall be paid into the Corrections Special Reserve Fund, established in accordance with § 30-19.1:4, Code of Virginia."

Explanation:

(This amendment provides \$93,767 the second year from the general fund to address the estimated corrections bedspace impact of Senate Bill 1222, which increases the penalties for violations of stalking protective orders. This amendment is

contingent upon final passage of Senate Bill 1185 by the 2011 General Assembly.)

Item 380 #8s

Public Safety

Department Of Corrections

Language

Language:

Page 327, following line 33, insert:

"N. The Department of Corrections, with support from the Department of Medical Assistance Services, the Department of Behavioral Health and Developmental Services, the Virginia Criminal Sentencing Commission, the Virginia Parole Board, and the Department of Planning and Budget shall establish a task force to consider the feasibility of providing a geriatric parole release facility for older correctional inmates with special medical needs who could be released on parole on condition of living in this facility. The work group shall assess the extent to which other states may have addressed the requirements for housing older inmates, the extent to which federal funding for such a facility may be available, potential cost savings from such alternative facilities, and the potential availability of existing facilities within the Commonwealth which might be converted for such use. The preliminary findings of this review shall be provided to the Secretaries of Public Safety and Health and Human Resources, and the Chairmen of the Senate Finance and House Appropriations Committees, by October 15, 2011."

Explanation:

(This amendment directs the Department of Corrections to establish a task force to consider options for housing its growing geriatric inmate population.)

Item 384 #1s

Public Safety

Department Of Criminal Justice
Services

Language

Language:

Page 329, following line 40, insert:

"e. The Board of Criminal Justice Services may approve a new criminal justice academy for the City of Hampton, to be supported with local funds, consistent with the memorandum of understanding dated January 5, 2011, by and between the City of

Hampton and the Hampton Roads Criminal Justice Training Academy."

Explanation:

(This amendment permits the Board of Criminal Justice Services to authorize a new criminal justice training academy for the City of Hampton. No state funds are to be provided for the operation of this new academy.)

Item 384 #2s

Public Safety

Department Of Criminal Justice
Services

Language

Language:

Page 330, following line 15, insert:

"8. To the Virginia Center for Policing Innovation, \$300,000 for the development and implementation of a training program for law enforcement officers in the use of in-person and photo lineups, including legal and policy issues surrounding the use and conduct of police lineups, procedural issues, and recommended methodologies, ethical and diversity considerations, and other related issues as appropriate, consistent with the recommendations of the Virginia State Crime Commission. This training program is intended to reach the maximum number of law enforcement officers, and is to be provided at no charge to the agencies or law enforcement officers for whom the training is provided."

Explanation:

(This amendment directs the Department of Criminal Justice Services to provide federal Byrne Justice Assistance Grant funding for the Virginia Center for Policing Innovation to develop and deliver a training program for law enforcement officers on in-person and photo lineups.)

Item 384 #3s

Public Safety

Department Of Criminal Justice
Services

Language

Language:

Page 330, following line 15, insert:

"8. To the Virginia Center for Policing Innovation, \$75,000 for the development and

implementation of a training program for law enforcement officers in pursuit driving, consistent with the recommendations of the Virginia State Crime Commission. This training program is intended to reach the maximum number of law enforcement officers, and is to be provided at no charge to the agencies or law enforcement officers for whom the training is provided."

Explanation:

(This amendment directs the Department of Criminal Justice Services to provide federal Byrne Justice Assistance Grant funding for the Virginia Center for Policing Innovation to develop and deliver a training program for law enforcement officers to enhance the driving skills necessary for high-speed driving and pursuits.)

Item 384 #4s

Public Safety

Department Of Criminal Justice
Services

Language

Language:

Page 330, following line 15, insert:

"8. To Drive to Work, \$75,000 to provide assistance to low income and previously incarcerated persons to restore their driving privileges so they can drive to work and keep a job."

Explanation:

(This amendment directs the Department of Criminal Justice Services to provide federal Byrne Justice Assistance Grant funding for Drive to Work, to assist low income and previously incarcerated persons to restore their driving privileges so they can drive to work and keep a job.)

Item 384 #5s

Public Safety

Department Of Criminal Justice
Services

Language

Language:

Page 329, following line 40, insert:

"e. The Department of Criminal Justice Services, with the assistance of the Department of Planning and Budget and the Auditor of Public Accounts, shall

prepare an analysis of the current and projected financial operations and the financial outlook for the regional law enforcement training academies. Copies of this analysis shall be presented to the Secretary of Public Safety and the Chairmen of the Senate Finance and House Appropriations Committees by September 15, 2011."

Explanation:

(This amendment directs the Department of Criminal Justice Services to analyze the current and projected financial condition of the regional law enforcement training academies.)

Item 386 #1s

Public Safety	FY 10-11	FY 11-12	
Department Of Criminal Justice Services	\$0	\$18,673,282	GF

Language:

Page 331, line 28, strike "\$160,012,837" and insert "\$178,686,119".

Page 331, line 36, strike "160,012,837" and insert "178,686,119".

Page 332, following line 9, insert:

"E. It is the intention of the General Assembly that each individual locality receiving an allocation of state aid for localities with police departments in fiscal year 2011 shall receive the same allocation in fiscal year 2012."

Explanation:

(This amendment provides \$18,673,282 the second year from the general fund to support state aid to localities with police departments, pursuant to House Bill 599 of the 1979 General Assembly, at the same total level of funding in fiscal year 2012 as provided in fiscal year 2011, and to provide the same allocation to each participating locality in fiscal year 2012 as it received in fiscal year 2011.)

Item 386 #2s

Public Safety	
Department Of Criminal Justice Services	Language

Language:

Page 331, line 34, after "(HB 599)" insert:

", except that, in accordance with the requirements of § 15.2-1302, Code of Virginia,

such funds shall also be distributed to a city without a qualifying police force that was created by the consolidation of a city and a county subsequent to July 1, 2011, pursuant to the provisions of § 15.2-3500, et seq. of the Code of Virginia".

Page 331, line 38, after "FY 2010." insert:

"The amount to be distributed to such a city created by consolidation shall equal the sum distributed to the city during the year prior to the effective date of the consolidation, as adjusted in proportion to the increase or decrease in the total amount distributed to all localities during the applicable year."

Explanation:

(This amendment provides that the new City of Alleghany Highlands, if approved by voter referendum, will receive an allocation of state aid to localities with police departments, in an amount equal to the funds that would have otherwise been provided to the City of Covington. The referendum on the merger of Covington and Alleghany County is expected to be held before the end of calendar year 2011.)

Item 399 #1s

Public Safety	FY 10-11	FY 11-12	
Department Of Juvenile Justice	\$0	\$2,521,000	GF

Language:

Page 337, line 24, strike "\$47,188,620" and insert "\$49,709,620".

Page 338, line 9, strike "10,915,139" and insert "13,436,139".

Explanation:

(This amendment restores \$2,521,000 the second year from the general fund for local juvenile crime control programs under the Virginia Juvenile Community Crime Control Act program.)

Item 399 #2s

Public Safety		
Department Of Juvenile Justice		Language

Language:

Page 338, line 11, after "Code of Virginia." insert:

"Notwithstanding § 16.1-309.6 of the Code of Virginia, localities participating in this program and contributing through their local match an amount of local funds which is greater than they receive from the Commonwealth under this program are authorized,

but not required, to provide a contribution greater than the state general fund contribution. In no case shall their local match be less than their state share."

Explanation:

(This amendment authorizes localities participating in the Virginia Juvenile Community Crime Control Act (VJCCCA) program to reduce their local match to an amount equal to, but not less than, the state allocation for this program.)

Item 400 #1s

Public Safety

Department Of Juvenile Justice

Language

Language:

Page 339, following line 45, insert:

"D.1. The Department of Juvenile Justice shall prepare a report on the future of juvenile correctional centers (JCC's) in the Commonwealth. The report shall include: (1) an analysis of JCC utilization rates; (2) an analysis of local and regional secure juvenile detention center utilization rates; (3) a determination of the appropriate number and types of beds, including security levels, necessary to manage the projected state-responsible and local-responsible juvenile population; and (4) an analysis of options for providing regional transitional programs and re-entry services at selected local and regional juvenile secure detention facilities.

2. In preparing this report, the department shall consult with representatives of the following: (1) the Department of Correctional Education; (2) the Department of Education; (3) the Virginia Council on Juvenile Detention; (4) juvenile court service unit directors; (5) juvenile and domestic relations district court judges; (6) juvenile justice advocacy groups; (7) the Virginia Prisoner and Juvenile Offender Re-entry Council; (8) the Virginia Municipal League; and (9) the Virginia Association of Counties. This consultation shall address the prospect of implementing a plan for: (1) the closing of one state juvenile correctional center and reallocating the cost savings to regional transitional programs and reentry services at selected local and regional juvenile secure detention facilities; and (2) identifying funding to be transferred for the purpose of reinvesting in such programs and services. The report shall detail the feasibility and core components of such a plan and shall include a fiscal analysis of the impact on localities and on the department of the plan. The fiscal analysis shall address state responsibilities related to transportation, education, medication, assistance to support security services provided directly by the juvenile detention

facility, and comprehensive programming provided on a contractual basis by private, for-profit and nonprofit providers, based on evidence based practices.

3. The report shall be provided to the Governor, the Secretary of Public Safety, and the Chairmen of the Senate Finance and House Appropriations Committees on or before October 1, 2011."

Explanation:

(This amendment provides for the development of a plan for closing a state-operated juvenile correctional center and reallocating the cost savings to transitional programs and reentry services in selected regional or local juvenile secure detention facilities in the 2012-14 biennium.)

Item 407 #1s

Public Safety

Department Of State Police

Language

Language:

Page 346, line 4, strike "2,451.00" and insert "2,463.00".

Page 346, line 6, strike "398.00" and insert "386.00".

Explanation:

(This amendment is a technical adjustment that transfers positions under the State Agencies Radio System (STARS) from nongeneral funds to general funds, since the STARS maintenance activity is to be supported with general fund dollars.)

Item 408 #1s

Public Safety

Department Of State Police

FY 10-11

\$0

FY 11-12

\$2,988,795 GF

Language:

Page 343, line 9, strike "\$212,708,179" and insert "\$215,696,974".

Page 343, line 18, strike "\$122,405,151" and insert "\$125,393,946".

Explanation:

(This amendment provides \$2,988,795 from the general fund the second year to pay overtime to state troopers in lieu of compensatory leave. Funding overtime allows the deployment of more troopers to patrol Virginia's highways.)

Item 408 #2s

Public Safety

Department Of State Police

Language

Language:

Page 343, line 14, strike "\$19,999" and insert "2,423,085".

Page 343, line 20, strike "\$8,126,897" and "\$8,126,897" and insert:
"\$8,126,897" and "\$5,723,901".

Explanation:

(This amendment is a technical adjustment that transfers the appropriation reduction due to insufficient revenue from the Help Eliminate Auto Theft (HEAT) service area to the Insurance Fraud Program service area in the second year. The approved action was to reduce the appropriation for the Insurance Fraud service area but by mistake, the action was applied to the HEAT service area.)

Item 408 #3s

Public Safety

Department Of State Police

Language

Language:

Page 345, following line 21, insert:

"S. The Department of State Police shall review the feasibility of generating alternative sources of nongeneral fund revenue to support its med-flight program by seeking federal licensing as a commercial operation as compared to the current licensing process under general aviation regulations. A report on the costs and benefits of this proposed change shall be presented to the Secretary of Public Safety and the Chairmen of the Senate Finance and House Appropriations Committees by July 15, 2011."

Explanation:

(This amendment directs the Department of State Police to review the feasibility of generating alternative sources of nongeneral fund revenue to support its med-flight program. The agency is currently projected to receive \$1,045,375 in nongeneral funds in fiscal year 2012 from the Emergency Medical Services program in the Department of Health.)

Item 413 #1s

Public Safety	FY 10-11	FY 11-12	
Department Of Veterans Services	\$0	\$402,403	GF

Language:

Page 346, line 38, strike "\$5,753,032" and insert "\$6,155,435".

Explanation:

(This amendment restores \$402,403 from the general fund the second year to fully fund the regional benefits services offices of the Department of Veterans Services. This funding will enable the agency to fill seven vacant positions.)

Item 413 #2s

Public Safety	FY 10-11	FY 11-12	
Department Of Veterans Services	\$0	\$50,000	GF

Language:

Page 346, line 38, strike "\$5,753,032" and insert "\$5,803,032".

Explanation:

(This amendment provides \$50,000 from the general fund the second year to assist a selected local government in establishing a pilot claims office of the Department of Veterans Services to be located in a local government office building. This amendment is contingent upon final passage of Senate Bill 1357.)

Item 414 #1s

Public Safety	FY 10-11	FY 11-12	
Department Of Veterans Services	\$0	\$150,000	GF

Language:

Page 347, line 11, strike "\$2,352,921" and insert "\$2,502,921".

Page 347, strike line 12.

Page 347, line 16, strike "1,509,524" and insert "1,711,609".

Explanation:

(This amendment provides \$150,000 from the general fund the second year for operation and maintenance, including enhanced security services, for the Virginia War Memorial, including the new Paul and Phyllis Galanti Education Center, which opened in September 2010. This amendment also makes a technical correction at the sub-program level.)

Item 431 #1s

Technology

Virginia Information Technologies
Agency

Language

Language:

Page 352, line 36, strike the second "\$2,734,309" and insert "\$6,734,309".

Page 352, line 38, strike the second "\$30,540,251" and insert "\$27,740,251".

Page 352, line 42, strike the second "\$6,191,968" and insert "\$4,991,968".

Explanation:

(This amendment correctly redistributes E-911 appropriations based on policy approved by the Wireless Emergency-911 Services Board. The introduced budget included an amendment to redistribute funds among three E-911 service areas in the second year. This was done to conform to recently established policy set by the Wireless Emergency-911 Services Board where E-911 grant program funds are to be taken from the core service area rather than spread amongst the three service areas. Associated language changes were made, but erroneously, the changes to service area amounts were not reflected in the bill. Although the redistributions result in a zero-sum, they will ensure the transparent allocation of service grants to E-911 service centers and wireless providers.)

Item 433 #1s

Technology

Virginia Information Technologies
Agency

Language

Language:

Page 354, strike lines 3 and 4.

Explanation:

(This amendment eliminates two service areas from Item 433 that were moved to

Item 434 in the 2010 session, but are showing in both locations in the introduced bill.)

Item 436 #1s

Transportation

Secretary Of Transportation

Language

Language:

Page 377, following line 48, insert:

"11. From the amounts allocated to the Commonwealth by the Federal Highway Administration for Congestion Mitigation and Air Quality, the Commonwealth Transportation Board shall allocate up to \$1,500,000 in the second year to fulfill the intent of Senate Joint Resolution 292 as adopted by the 2011 General Assembly. These amounts shall be dedicated to such purpose regardless of any additional funding provided to assist impacted localities in addressing the recommendations of the 2005 Base Realignment and Closure Commission."

Explanation:

(This amendment directs the Commonwealth Transportation Board to utilize up to \$1.5 million of the federal Congestion Mitigation and Air Quality (CMAQ) funds available in the second year to assess transit improvements in the Route 1 corridor that could be implemented to help offset increased congestion in that region, pursuant to Senate Joint Resolution 292 adopted by the 2011 General Assembly.)

Item 437 #1s

Transportation

Department Of Aviation

Language

Language:

Page 379, following line 11, insert:

"E.1. The Department of Aviation, in its role supporting the Virginia Aerospace Advisory Council, shall take the necessary steps to develop and publish a Virginia Strategic Plan for Aerospace. The plan shall include, but not be limited to, a review of the adequacy of the current composition of the Board of Directors for the Virginia Commercial Spaceflight Authority. The plan shall be prepared for the Virginia Aerospace Advisory Council and presented to the Governor and the Chairman of the Senate Committees on Finance and Transportation and the House Committees on

Appropriations and Transportation by December 1, 2011.

2. In support of the Virginia Strategic Plan for Aerospace, the department will also include the aerospace industry in its competitive analysis of the aviation industry. The Virginia Aviation and Aerospace Industry Competitive Analysis will compare the Commonwealth's competitive standing for these two industry sectors within the region and nationally. Included within this analysis, the department shall identify other states which provide competition for commercial spaceflight investments and the corresponding government organizational structures and funding levels that support commercial aerospace activities.

F. Out of the amounts included in this item, \$2,000,000 the second year shall be provided to the Virginia Commercial Spaceflight Authority."

Explanation:

(This amendment synthesizes the complimentary roles of Virginia's Commercial Spaceflight Authority and the Transportation Secretariat. The Department of Aviation currently supports operations of the Aerospace Advisory Council. There is a companion amendment in Item 114 that transfers funding responsibility of the Virginia Commercial Spaceflight Authority to the Department of Aviation.)

Item 441 #1s

Transportation

Department Of Motor Vehicles

Language

Language:

Page 381, following line 3, insert:

"F. In operating the DMV Select program, and prior to making any changes to that program, the Commissioner shall consider: (i) the proximity of a DMV Select office to DMV Customer Service Centers, (ii) the length of time any existing DMV Select agent has served in that capacity, and (iii) the ability of a DMV Select office to meet both the current and future business needs of the program as determined by the Commissioner."

Explanation:

(This amendment requires DMV to analyze the location of DMV Select program offices and length of time DMV Select program agents have been providing services prior to making any change to the DMV Select program offices.)

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 383, following line 39, insert:

"E. All Commonwealth Mass Transit Funds appropriated for Financial Assistance for Public Transportation shall be used only for public transportation purposes outlined in § 58.1-638.4.b. through g.5., Code of Virginia, or as otherwise set out in this item."

Explanation:

(This amendment prohibits the transfer or expenditure of Commonwealth Mass Transit Funds for purposes other than public transportation purposes identified in the Code of Virginia.)

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 384, following line 19, insert:

"F.1. Prior to July 1, 2011 the Director, Department of Rail and Public Transportation, and CSX Transportation shall develop a plan for reducing the length of time hazardous material shipments subject to regulation under Title 49 CFR Part 174 et seq are stored within rail yards, depots, sidings, and other intermediate terminals or facilities and properties located in Spotsylvania County or the City of Fredericksburg. In developing this plan, the department shall solicit the input and involvement of the affected jurisdictions.

2. Not later than July 1, 2012, CSX shall limit the dwell time for hazardous material shipments subject to regulation under Title 49 CFR Part 174 et seq located in Spotsylvania County or the City of Fredericksburg to not more than 24 hours in any location or forfeit eligibility for receiving any state funding appropriated for Financial Assistance for Rail Programs, except those funds appropriated under Item 436 and Item 448 D. of this act."

Explanation:

(This amendment requires CSX to limit the amount of time that hazardous or explosive materials can be stored on rail properties to no longer than 24 hours or forfeit eligibility for Commonwealth Rail Enhancement Program Funds after July 1, 2012. The amendment exempts appropriations that support passenger rail capital and operating expenses of the Virginia Railway Express and the Richmond-Norfolk passenger rail demonstration project.)

Item 448 #2s

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 384, line 14, strike "E." and insert "E.1."

Page 384, following line 19, insert:

"2. Of the amount included in this item, \$150,000 in the second year is provided to the City of Roanoke for a one-year ridership demonstration project of this service."

Explanation:

(This amendment provides operating funding for a demonstration project to provide a "bus-bridge" connection service between Roanoke and the daily Northeast Corridor passenger rail service originating in Lynchburg.)

Item 452 #1s

Transportation

Department Of Transportation

Language

Language:

Page 387, line 17, strike "H.", insert "H.1."

Page 387, following line 19, insert:

"2. Included in this amount is \$4,000,000 in the second year for the replacement of a bridge with a posted weight limit of 12 tons on Genito Road over Tomahawk Creek in Chesterfield County."

Explanation:

(This amendment provides \$4.0 million NGF in funding from the proposed allocation to the Transportation Partnership Opportunity Fund for the replacement of a bridge on Genito Road at the Swift Creek Reservoir in Chesterfield County.)

Item 452 #2s

Transportation

Department Of Transportation

Language

Language:

Page 387, line 17, strike "H.", insert "H.1."

Page 387, following line 19, insert:

"2. Included in this amount is \$12,500 in the second year to fund up to four markers on State Route 522 and up to six markers on State Route 622 identifying the names of certain tributaries of Lake Anna."

Explanation:

(This is a companion amendment to Senate Bill 952 and serves to improve public safety by providing funding to place identification markers on eight bridges over certain tributaries of Lake Anna.)

Item 452 #3s

Transportation

Department Of Transportation

FY 10-11

(\$150,000,000)

FY 11-12

\$0 GF

Language:

Page 386, line 7, strike "\$1,215,144,626" and insert "\$1,065,144,626".

Page 386, line 20, strike "General.....\$150,000,000".

Page 387, strike line 2 through line 16, and insert:

"G.1. The Commonwealth Transportation Board may elect to deposit an amount not to exceed \$250,000,000 in Commonwealth Transportation Fund balances to the Virginia Transportation Infrastructure Bank established within the Virginia Resources Authority pursuant to Senate Bill 1446 of the 2011 General Assembly. Notwithstanding any other provision of law, this item shall be the sole authority for capitalizing the bank.

2. As a condition of this appropriation, and prior to the transfer of any Commonwealth Transportation Funds to the bank, the Secretary of Transportation

shall certify in writing to the Governor and the Chairman of the Senate Committees on Finance and Transportation and the House Committees on Appropriations and Transportation a plan that shall include, but not be limited to, identification by UPC number of all individual project balances to be transferred and the corresponding fund source, the status of such project within the Six-Year Construction Plan, and the effect of transferring any such project balances prior to the completion of the project.

H. Notwithstanding the provisions of § 2.2-1514, Code of Virginia, any general fund balances remaining as of the close of the fiscal year ending June 30, 2010 shall not be appropriated or designated for any transportation related purpose."

Page 387, line 17, strike "H" and insert "I".

Page 387, line 20, strike "I" and insert "J".

Explanation:

(This amendment eliminates any general fund deposits to the Virginia Transportation Infrastructure Bank and requires the Secretary of Transportation to certify to the Governor and the General Assembly all project balances that are proposed for transfer to the Transportation Infrastructure Bank.)

Item 462 #1s

Transportation

Virginia Port Authority

Language

Language:

Page 395, line 50, after "407-17513." insert:

"Such bonds may also be used for the purpose of constructing warehouses at the Newport News Marine Terminal."

Explanation:

(This amendment authorizes the Virginia Port Authority to use proceeds from the planned July 2011 issuance of Commonwealth Port Fund bonds for the construction of warehouses at the Newport News Marine Terminal.)

Item 462 #2s

Transportation

Virginia Port Authority

Language

Language:

Page 397, unstrike line 21 through line 24.

Explanation:

(This amendment retains language requiring the mandatory reappropriation of unexpended general fund balances appropriated for port construction.)

Item 465.10 #1s

Central Appropriations

FY 10-11

FY 11-12

Central Appropriations

\$0

(\$50,000,000) GF

Language:

Page 400, line 2, strike "\$50,000,000" and insert "\$0".

Page 400, strike line 7 through line 33.

Explanation:

(This amendment reallocates the \$50 million GF in FY 2012 included in SB 800 for higher education innovation and performance to allocations for higher education institutions for base operations, growth, operation and maintenance funding, and financial aid.)

Item 465.10 #2s

Central Appropriations

FY 10-11

FY 11-12

Central Appropriations

\$0

\$26,177,126 GF

Language:

Page 400, line 2, strike "\$50,000,000" and insert "\$76,177,126".

Page 400, after line 6, insert:

"A. Consistent with the goals of achieving 100,000 additional degrees over fifteen years and increasing access to higher education, this item includes \$26,177,126 the second year from the general fund. From this amount, funding of \$23,077,126 is provided for strengthening the base operations of the public higher education institutions, and \$3,100,000 for academic transformation through the use of technology and to enhance availability of on-line courses.

Institutions should examine their practices to enhance student enrollment, retention, and graduation, with a focus on increasing the number of students majoring in STEM

and health care disciplines, as well as appropriately strengthening their base operations. Allocations are as follows:

Institution	FY 2012 Base Adequacy Allocation
Christopher Newport University	\$411,039
College of William and Mary	\$150,000
George Mason University	\$2,829,018
James Madison University	\$1,691,309
Longwood University	\$389,306
University of Mary Washington	\$434,948
Norfolk State University	\$487,124
Old Dominion University	\$1,620,054
Radford University	\$693,232
University of Virginia	\$150,000
University of Virginia - Wise	\$150,000
Virginia Commonwealth University	\$3,457,121
Virginia Military Institute	\$150,000
Virginia State University	\$444,661
Virginia Polytechnic Institute & State University	\$3,799,403
Richard Bland College	\$150,000
Virginia Community College System	\$6,069,911
Total	\$23,077,126

B. Public institutions of higher education may provide proposals to the Secretary of Education for potential use of the \$3,100,000 for academic transformation through the use of technology and to enhance availability of on-line courses. The secretary shall evaluate any proposals, with consultation from staff of the State Council of

Higher Education for Virginia, House Appropriations Committee, Senate Finance Committee, and the Department of Planning and Budget, and determine the appropriate distribution of the funding. The criteria to award funding shall be consistent with the recommendations of the Governor's Commission on Higher Education Reform, Innovation and Investment and legislation resulting from the commission's recommendations. "

Explanation:

(This amendment provides funding of almost \$23.1 million GF for base adequacy at public higher education institutions and \$3.1 million GF for on-line courses and academic transformation in FY 2012.)

Item 465.20 #1s

Central Appropriations	FY 10-11	FY 11-12	
Central Appropriations	\$0	\$10,580,019	GF

Language:

Page 400, after line 33, insert:

"465.20. Higher Education Operation and Maintenance

Fund Sources: General \$10,580,019."

Page 400, after line 33, insert:

"A. Out of this appropriation, \$10,580,019 the second year from the general fund is designated for allocations to Virginia's public colleges and universities for operation and maintenance funding for new facilities coming on line. Allocations are as follows:

Institution	FY 2012 Operation and Maintenance Funding Allocation
Christopher Newport University	\$356,264
College of William & Mary	\$423,492
George Mason University	\$1,432,231
James Madison University	\$1,052,366
Longwood University	\$236,250
Norfolk State University	\$682,591
Old Dominion University	\$129,288
Radford University	\$100,219
University of Mary Washington	\$224,672
University of Virginia	\$3,024,581
University of Virginia - Wise	\$425,053

Virginia Commonwealth University	\$344,895
Virginia Military Institute	\$122,838
Virginia State University	\$34,911
Virginia Polytechnic Institute & State University	\$155,674
Richard Bland College	\$77,426
Virginia Community College System	\$1,692,074
Virginia Institute of Marine Science	\$65,194
Total	\$10,580,019

".

Explanation:

(This amendment provides funding of almost \$10.6 million GF in FY 2012 for operation and maintenance funding at public institutions of higher education. This amount is 50 percent of the costs reported in the State Council of Higher Education for Virginia survey for facilities coming on line in FY 2012.)

Item 465.30 #1s

Central Appropriations	FY 10-11	FY 11-12	
Central Appropriations	\$0	\$14,150,000	GF

Language:

Page 400, after line 33, insert:

"465.30. Higher Education Affordability	\$14,150,000
Fund Sources: General	\$14,150,000."

Page 400, after line 33, insert:

"A. Out of this appropriation, \$7.0 million in the second year from the general fund is designated for allocations to Virginia's public colleges and universities for low-income undergraduate financial aid as determined by the State Council of Higher Education for Virginia methodology to determine need.

B. Out of this appropriation, \$7.0 million in the second year from the general fund is designated for allocations to Virginia's public colleges and universities for middle-income undergraduate financial aid as determined by the State Council of Higher Education for Virginia methodology to determine need.

C. Allocations for the \$7.0 million in the second year from the general fund for low-income undergraduate financial aid and \$7.0 million in the second year from the general fund for

middle-income undergraduate financial aid are as follows:

Institution	FY 2012	FY 2012
	Low-Income Allocation	Middle-Income Allocation
Christopher Newport University	\$60,803	\$122,425
College of William & Mary	\$46,277	\$60,553
George Mason University	\$888,593	\$910,628
James Madison University	\$163,215	\$263,577
Longwood University	\$114,051	\$211,670
Norfolk State University	\$445,098	\$374,254
Old Dominion University	\$1,262,208	\$1,308,078
Radford University	\$80,866	\$107,797
University of Mary Washington	\$42,663	\$62,786
University of Virginia	\$56,420	\$88,674
University of Virginia - Wise	\$49,110	\$57,907
Virginia Commonwealth University	\$805,674	\$977,003
Virginia Military Institute	\$20,630	\$30,579
Virginia State University	\$697,849	\$566,879
Virginia Polytechnic Institute & State University	\$265,939	\$406,744
Richard Bland College	\$34,946	\$36,618
Virginia Community College System	\$1,965,658	\$1,413,828
Totals	\$7,000,000	\$7,000,000

D. Out of this appropriation, \$150,000 in the second year from the general fund is designated for a pilot program to provide grants to undergraduate students participating in public higher education institution programs at the higher education centers in Southwest and Southside Virginia that major in science, technology, engineering, math, health-care, or other programs designated as high need for that area. A requirement for the grant will be for these students to mentor K-12 students in Southwest and Southside Virginia to help increase interest in those areas of study. The pilot program will be developed by the Secretary of Education in consultation with the State Council of Higher Education for Virginia."

Explanation:

(This amendment provides financial aid funding of over \$14.1 million GF in FY 2012. Included in this funding is \$7.0 million GF for low-income undergraduate assistance, \$7.0 million GF for middle-income undergraduate assistance, and \$150,000 to provide a pilot program for high-demand majors in Southwest and Southside Virginia to receive grants for higher education with the requirement to

mentor K-12 students.)

Item 466 #1s

Central Appropriations	FY 10-11	FY 11-12	
Central Appropriations	\$0	(\$250,000)	GF

Language:

Page 400, line 35, strike "\$250,000" and insert "\$0".

Page 400, strike lines 49 through 54.

Page 401, strike lines 1 through 5.

Explanation:

(This amendment eliminates the second year appropriation to the Productivity Incentive Fund and associated language related to the use of the funding.)

Item 469 #1s

Central Appropriations	FY 10-11	FY 11-12	
Central Appropriations	\$0	(\$5,266,510)	GF

Language:

Page 402, line 7, strike "\$27,327,805" and insert "\$32,594,315)".

Page 411, after line 9, insert:

"V. The Director, Department of Planning and Budget shall withhold and transfer to this item, amounts estimated at \$5,266,510 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 reflects savings resulting from a hiring freeze for Executive branch agencies.)

Item 469 #2s

Central Appropriations	FY 10-11	FY 11-12	
Central Appropriations	\$0	\$99,879,471	GF

Language:

- Page 402, line 7, strike "\$27,327,805" and insert "\$72,551,666".
- Page 407, unstrike lines 38 to 41.
- Page 407, line 41, following "law.", strike "Each county, city,"
- Page 407, strike lines 42 to 53.
- Page 410, strike lines 3 to 12.
- Page 410, strike lines 15 to 33.

Explanation:

(This amendment restores \$99.9 million GF proposed to be saved from reinstatement of the five percent employee retirement contribution rate by employers, and eliminates related new language governing the payment of the five percent employee retirement contribution rate by employers. A transfer of \$18.2 million from nongeneral funds to the general fund for this purpose is also eliminated by this action.)

Item 469 #3s

Central Appropriations

FY 10-11

FY 11-12

Central Appropriations

\$0

(\$66,887,978) GF

Language:

- Page 402, line 7, strike "\$27,327,805" and insert "\$94,215,783".
- Page 410, strike lines 13 and 14.

Explanation:

(This amendment eliminates the proposed three percent employee salary increase, which would have partially offset the reinstatement of employee retirement contributions.)

Item 469 #4s

Central Appropriations

FY 10-11

FY 11-12

Central Appropriations

\$0

\$7,147,767 GF

Language:

- Page 402, line 7, strike "\$27,327,805" and insert "\$20,180,038".
- Page 410, strike lines 34 to 38.

Explanation:

(This amendment restores \$7.1 million GF the second year for payment of the full optional retirement rates as set out in HB 1189 and SB 232, the 2010 retirement reform legislation.)

Item 469 #5s

Central Appropriations

Central Appropriations

Language

Language:

Page 410, strike lines 39 to 55.

Page 411, strike lines 1 to 9.

Explanation:

(This amendment eliminates the contingent two percent state employee bonus proposed for December 2011.)

Item 469 #6s

Central Appropriations

Central Appropriations

FY 10-11

FY 11-12

\$0

\$396,000 GF

Language:

Page 402, line 7, strike "\$27,327,805" and insert "\$26,931,805".

Explanation:

(This amendment provides \$396,000 GF the second year to add conservation officers of the Department of Conservation and Recreation as members of the Virginia Law Officers' Retirement System, as provided for in SB 1233.)

Item 469 #7s

Central Appropriations

Central Appropriations

FY 10-11

FY 11-12

\$0

\$400,000 GF

Language:

Page 402, line 7, strike "\$27,327,805" and insert "\$26,927,805".

Explanation:

(This amendment provides \$400,000 GF the second year for coverage of autism under the state employee health insurance program, as provided for in SB 1062.)

Item 469 #8s

Central Appropriations

Central Appropriations

FY 10-11

\$0

FY 11-12

(\$1,384,000) GF

Language:

Page 402, line 7, strike "\$27,327,805" and insert "\$28,711,805".

Explanation:

(This amendment captures savings of \$1.4 million the second year from an increase in the mandatory retirement age for judges, as provided for in SB 1066.)

Item 469 #9s

Central Appropriations

Central Appropriations

FY 10-11

\$0

FY 11-12

\$2,265,000 GF

Language:

Page 402, line 7, strike "\$27,327,805" and insert "\$25,062,805".

Explanation:

(This amendment provides \$2.3 million GF the second year to fund the early retirement supplement for members of the Virginia Law Officers' Retirement System to the Social Security retirement age, as provided for in SB 1155.)

Item 469 #10s

Central Appropriations

Central Appropriations

Language

Language:

Page 405, line 14, following "2.13%", unstrike "2.08%".

Page 405, line 15, strike "6.08%".

Page 405, line 17, following "7.76%", unstrike "7.73%".
 Page 405, line 18, strike "11.73%".
 Page 405, line 20, following "5.12%", unstrike "5.07%".
 Page 405, line 21, strike "9.07%".
 Page 405, line 23, following "28.81%", unstrike "28.65%".
 Page 405, line 24, strike "32.65%".
 Page 406, line 13, following "and", unstrike "\$258,333,980" and strike "\$135,467,080".
 Page 406, line 31, following "and", unstrike "5.16", and strike "7.16".

Explanation:

(This amendment makes a technical adjustment to restore VRS rates to those approved in Chapter 874, the 2010-12 appropriations act. A companion amendment increases the VRS rates for FY 2012 by 2.4 percent above the FY 2011 levels for state employees and teachers.)

Item 469 #11s

Central Appropriations

Central Appropriations

Language

Language:

Page 405, line 15, strike "6.08%" and insert "4.53%".
 Page 405, line 18, strike "11.73%" and insert "10.16%".
 Page 405, line 21, strike "9.07%" and insert "7.52%".
 Page 405, line 24, strike "32.65%" and insert "31.21%".
 Page 406, line 13, following "and", unstrike "\$258,333,980", strike "\$135,467,080", and insert "\$189,031,663".
 Page 406, line 31, following "~~5.16~~", strike "7.16" and insert "6.33".

Explanation:

(This amendment increases the VRS rates for FY 2012 by 2.4 percent above the FY 2011 levels, which results in a deferral of VRS employer contribution rates \$100 million less than originally approved in 2010.)

Item 473 #1s

Central Appropriations

Central Appropriations

FY 10-11

\$0

FY 11-12

\$210,412 GF

Language:

Page 414, line 25, strike "\$1,113,561" and insert "\$903,149".

Page 415, strike lines 12 through 16 and insert:

"E. The Director, Department of Planning and Budget shall withhold and transfer to this item, amounts totaling \$230,439 the second year from the general fund appropriations of the following executive branch agencies, representing savings realized through the elimination of organizational memberships or the negotiated reductions in annual membership dues paid by such agencies:

Department of Environmental Quality: Interstate Commission on the Potomac River Basin: \$151,500.

Department of Environmental Quality: Ohio River Valley Water Sanitation Commission: \$48,500.

Department of Environmental Quality: Southeastern Environmental Enforcement Network: \$10,000.

Executive Offices: Interstate Organization Contributions: Southern Governors' Association: \$20,439."

Explanation:

(This amendment restores \$210,412 from the general fund the second year to adjust the savings from eliminating certain organizational memberships. The language also clarifies that the authority of the Director, Department of Planning and Budget, to withhold and transfer amounts appropriated for organizational memberships is limited to the executive branch agencies as specified in this paragraph.)

Item 473.20 #1s

Central Appropriations

FY 10-11

FY 11-12

Central Appropriations

\$0

\$10,000,000 GF

Language:

Page 416, line 8, strike "\$10,000,000" and insert "\$0".

Explanation:

(This amendment eliminates the \$10.0 million GF reduction in FY 2012 in the higher education reversion clearing account.)

Item C-5.10 #1s

Education: Higher Education	FY 10-11	FY 11-12
Christopher Newport University	\$0	\$1,000,000 NGF

Language:

Page 429, line 37, strike "\$0" and insert "\$1,000,000".

Explanation:

(This amendment provides \$1.0 million NGF for completion of planning for the Student Success Center at Christopher Newport University.)

Item C-5.30 #1s

Education: Higher Education	FY 10-11	FY 11-12
Christopher Newport University	\$0	\$1,515,000 NGF

Language:

Page 430, line 10, strike "\$3,235,000" and insert "\$4,750,000".

Explanation:

(This amendment increases the appropriation for the expansion of the residential dining facility at Christopher Newport University by \$1.5 million from revenue supported 9(d) bonds.)

Item C-5.40 #1s

Education: Higher Education	
Christopher Newport University	

Language

Language:

Page 430, following line 11, insert:
"C-5.40. New Construction: Parking Deck
II and Surface Parking (17046)
Fund Sources:

Explanation:

(This amendment adds a surface parking lot to the title and scope of the existing project for construction of a parking deck at Christopher Newport University.)

Item C-5.40 #2s

Education: Higher Education

Christopher Newport University

Language

Language:

Page 430, following line 11, insert:

"C-5.40. New Construction: Construct

Ratcliffe Hall Addition

Fund Sources:

"Subproject 2 is authorized to proceed with 10,473 square feet of new construction and 5,880 square feet of renovated space."

Explanation:

(This amendment makes a technical change in the scope of the addition to Ratcliffe Hall at Christopher Newport University.)

Item C-5.40 #3s

Education: Higher Education

Christopher Newport University

FY 10-11

\$0

FY 11-12

\$2,500,000 NGF

Language:

Page 430, following line 11, insert:

"C-5.40. New Construction: Construct Bell

Tower

Fund Sources: Special

\$2,500,000

\$2,500,000".

Explanation:

(This amendment provides \$2.5 million NGF for construction of a bell tower at Christopher Newport University.)

Item C-10.90 #1s

Education: Higher Education

Richard Bland College

Language

Language:

Page 430, following line 36, insert:

C-10.90 Richard Bland college is authorized to enter into an agreement for the lease of Ernst Hall to the Southside Regional Medical Center School of Nursing to include renovation of such facility and use for nursing education."

Explanation:

(This amendment provides for the lease of Ernst Hall at Richard Bland College by the Southside Regional Medical Center School of Nursing.)

Item C-37.10 #1s

Education: Higher Education	FY 10-11	FY 11-12
University Of Mary Washington	\$0	\$45,000,000 NGF

Language:

Page 434, after line 28, insert:

"C-37.10. New Construction: Construct Dining and Student Center (17909) \$45,000,000

Fund Sources: Bond Proceeds \$45,000,000".

The General Assembly authorizes the University of Mary Washington to enter into a written agreement with a public or private entity to finance, design, construct, demolish or renovate a facility or facilities for a dining and student center on its campus. Such agreement(s) may include a short term ground lease to a private entity during a period of demolition and construction and the use of 9(d) revenue bond proceeds to purchase a newly constructed or renovated facility from a private entity. The project(s) shall be consistent with the guidelines of the Department of General Services and comply with Treasury Board Guidelines issued pursuant to Section 23-19(d)(4) of the Code of Virginia."

Explanation:

(This amendment authorizes the university to construct a dining and student center to be funded with school-supported 9(d) bond proceeds.)

Item C-37.20 #1s

Education: Higher Education	FY 10-11	FY 11-12
University Of Mary Washington	\$0	\$5,000,000 NGF

Language:

Page 434, after line 28, insert:

"C-37.20. Acquisition: Blanket Property Acquisition (17910)	\$5,000,000
Fund Sources: Higher Education Operating	\$5,000,000".

Explanation:

(This amendment authorizes the use of school-generated funds to purchase properties that become available for future campus expansion.)

Item C-39.10 #1s

Education: Higher Education

Norfolk State University

Language

Language:

Page 435, following line 1, insert:

"Norfolk State University is authorized to enter into a written agreement with the City of Norfolk, the Transportation District Commission of Hampton Roads, operating as Hampton Roads Transit, and the Norfolk Redevelopment and Housing Authority relating to the Norfolk Light Rail Transit Project, pursuant to which the university will convey to the City fee simple title to a parcel of land containing 0.98 acres, more or less, and will grant a number of easements to the City to serve the operational needs of Norfolk's light rail transit system. The transit system extends along, and adjacent to, the entire southern boundary of the university's campus. As part of the consideration and in exchange, and at no additional cost to the Commonwealth, the university is authorized to acquire from the City of Norfolk fee simple title to certain properties now comprising the McDemmond Center's improved parking lot, located at the southeast corner of the intersection of Reservoir and Claiborne Avenues, as well as various remnant parcels as described in the agreement, including parcels containing 1.373, 0.198, and 0.124 acres, more or less, and a parcel comprised of a narrow strip of land lying, in part, between the rail line corridor and the university's Ballentine parking lot, all primarily to serve the parking and open space needs of the university. Prior to acceptance thereof, assurances to the satisfaction of the Governor, or his designee, shall be obtained through an environmental study indicating the properties to be acquired are free from hazardous materials and conditions."

Explanation:

(This amendment allows Norfolk State University to convey land for construction

of the Norfolk light rail transit system, in exchange for certain parcels of land now owned by the City of Norfolk.)

Item C-55.05 #1s

Education: Higher Education

Virginia Commonwealth University

Language

Language:

Page 436, after line 28 insert:

"A. Virginia Commonwealth University shall remove all asphalt paving from the property prior to transfer to the City of Richmond, and the City shall assume all responsibility for further work.

B. The Director, Department of Planning and Budget, may transfer the funding provided in this item to the university's operating budget if deemed appropriate to meet the final settlement for the property associated with this project."

Explanation:

(This amendment requires Virginia Commonwealth University to remove asphalt paving from the property prior to transfer to the City of Richmond, and for the City to assume responsibility for further work. It also provides authority for the Director, Department of Planning and Budget, to transfer the funding included in this item to the university's operating budget to comply with the final settlement for the property associated with this project.)

Item C-55.30 #1s

Education: Higher Education

Virginia Commonwealth University

Language

Language:

Page 436, following line 33, insert:

"C-55.30 Virginia Commonwealth University is hereby authorized to refinance indebtedness of \$13,650,650 incurred in 2000 (pursuant to Part 2-23, Item C-81, Chapter 1073, 2000 Acts of Assembly) through the Industrial Development Authority of the City of Richmond to finance Ackell Residence Center on the Monroe Park Campus by the issuance of the university's own bonds, through the Virginia College Building Authority or otherwise, and to enter into appropriate agreements with the VCU Real Estate Foundation in connection therewith."

Explanation:

(This amendment provides \$13.7 million NGF from revenue supported bonds authority for refinancing of the Ackell Residence Center at Virginia Commonwealth University.)

Item C-89 #1s

Central Appropriations

9(D) Revenue Bonds

Language

Language:

Page 451, following line 50, insert:

"Refinance Ackell Residence Center C-55.30 16093 \$13,650,000".

Explanation:

(This amendment adds refinancing of the Ackell Residence Center at Virginia Commonwealth University to the list of projects authorized for financing with 9(d) revenue bonds.)

Item C-78 #1s

Public Safety

Department Of Corrections

Language

Language:

Page 441, strike lines 29-46 and insert:

"A. The Commonwealth shall construct and operate a wastewater treatment plant at Augusta Correctional Center to provide wastewater treatment for that facility. The plant shall also have sufficient capacity to serve the Town of Craigsville, provided that prior to March 15, 2011 the town does the following: (1) notifies the Department of Corrections in writing that it elects to have its wastewater treated by the department at the department's new plant; (2) deeds to the Commonwealth that land previously deeded by the Commonwealth to the town for the construction of the town's currently existing wastewater treatment plant; and (3) relinquishes the town's current treated wastewater discharge permit to provide for the transfer of the permit from the town to the Department of Corrections by the Department of Environmental Quality. As a further condition of this arrangement between the department and the town, the town shall continue to treat the wastewater from Augusta Correctional Center under its current contract with the department until such time as the

department's new wastewater treatment plant is operational. In return the department shall treat the town's wastewater at no cost for the first 36 months after the plant becomes operational and thereafter shall treat the town's wastewater at rates essentially the same, local conditions being considered, as the rates charged other municipalities for which it provides wastewater treatment."

Explanation:

(This amendment provides a policy framework for the construction of a new wastewater treatment plant at Augusta Correctional Center, with sufficient capacity to serve the needs of the Town of Craigsville. A companion amendment to Item C-85.10 provides \$11,500,000 in bond authorization through the Virginia Public Building Authority for this project.)

Item C-78.20 #1s

Public Safety	FY 10-11	FY 11-12
Department Of Corrections	\$0	\$1,927,000 GF

Language:

"C-78.20. Planning: Plan and Construct a Goochland Water Line	\$1,927,000
Fund Sources: General	\$1,927,000".

Explanation:

(This amendment provides \$1,927,000 from the general fund the second year to plan and construct a new water line from the Department of Corrections' water treatment plant to the Town of Goochland, and to plan for the replacement of two additional sections of the same water distribution system, including: (i) the Powhatan Correctional Center service, and (ii) the Virginia Correctional Center for Women, including on-site distribution, James River Detention Center, and Beaumont Juvenile Correctional Center service.)

Item C-83.10 #1s

Transportation	FY 10-11	FY 11-12
Virginia Port Authority	\$0	\$6,500,000 NGF

Language:

Page 443, after line 11, insert:

"C-83.10. New Construction: Cargo Handling Facilities (16048) Fund Sources: Bond Proceeds	\$6,500,000 \$6,500,000".
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Explanation:

(This amendment authorizes the Virginia Port Authority to construct additional warehouse space at the Newport News Marine Terminal.)

Item C-84.10 #1s

Central Appropriations

Central Capital Outlay

Language

Language:

Page 445, following line 44, insert:

"C-84.10 Notwithstanding any other priority, project 17709, project 17658, and other projects authorized in Items C-85 and C-85.10 shall be approved for bid solicitation and construction as soon as planning is approved and debt capacity is available."

Explanation:

(This amendment allows capital projects approved by the General Assembly, including the Workforce Training Center at the Woodbridge Campus of Northern Virginia Community College, and the Engineering Signature Building at Virginia Tech, to move forward to bid and construction as soon as planning is approved and debt capacity is available.)

Item C-85 #1s

Central Appropriations

Central Capital Outlay

FY 10-11

\$0

FY 11-12

\$4,675,000 NGF

Language:

Page 445, line 47, strike "\$1,132,050,000" and insert "\$1,136,725,000".

Page 446, after line 34, insert:

"James Madison University (216)

Construct Biotechnology/Centennial Hall (17673)"

Explanation:

(This amendment funds equipment for Biotechnology/Centennial Hall at James Madison University that is scheduled to open in June 2012.)

Item C-85 #2s

Central Appropriations	FY 10-11	FY 11-12
Central Capital Outlay	\$0	\$2,000,000 NGF

Language:

Page 445, line 47, strike "\$1,132,050,000" and insert "\$1,134,050,000".

Page 446, after line 34, insert:

"Radford University (217)

Construct School of Business (17618)"

Explanation:

(This amendment funds equipment for School of Business building at Radford University that is scheduled to open in 2012.)

Item C-85.10 #1s

Central Appropriations	FY 10-11	FY 11-12
Central Capital Outlay	\$0	\$577,022,225 NGF

Language:

Page 448, line 36, following "1." insert ", or such additional bond proceeds authorized in this Item."

Page 448, line 36, following "1." strike, "The projects in priority order are:" and insert:

" The Director shall authorize the projects to proceed to bid and construction, as planning is completed, and as debt capacity is available. Page 449, following line 8, insert:

Department of General Services

Renovate Main Hall, Virginia School for the Deaf and the Blind at Staunton

Seat of Government Renovation and Construction

Renovate 9th Street Office Building

Construct New Office Building at 9th & Broad

Construct 650 Space Parking Deck (140 Spaces reserved for General Assembly)

Renovate GAB

Christopher Newport University

Band Rehearsal Hall and Connector
College of William and Mary
 Renovate Brafferton Hall
George Mason University
 Construct Human and Health Services Building, Fairfax
 Construct Life Sciences Building, Prince William
Longwood University
 Renovate Stevens Hall
Norfolk State University
 Construct Campus Improvements
Radford University
 Renovate Carilion Roanoke Community Hospital for Nursing Program
University of Virginia
 Renovate the Rotunda
Virginia Military Institute
 Renovate and Construct Corps Physical Training Facilities, Phase I
Roanoke Higher Education Authority
 Renovate Roanoke Higher Education Center
Department of Corrections
 Construct Augusta Wastewater Treatment Plant
Department of State Police
 Construct Castlewood BCI Office."

Explanation:

(This amendment provides \$525.2 million from VCBA and VPBA bond proceeds and \$51.9 million NGF the second year for 14 capital projects.)

Item C-87.10 #1s

Central Appropriations	FY 10-11	FY 11-12
Central Capital Outlay	\$0	\$4,000,000 GF

Language:

Page 450, following line 7, insert:
 "C-87.10. Planning: Central Capital Planning Fund \$4,000,000
 Fund Sources: General \$4,000,000".
 "A. The following projects shall be funded for preplanning from amounts in the Central Capital Planning Fund established under § 2.2-1520 of the Code of Virginia

and the following amounts are hereby appropriated from the Central Capital Planning Fund for such purposes:

College of William and Mary

Renovate Tyler Hall

Norfolk State University

Renovate E. L. Hamm Building

Virginia Commonwealth University

Virginia Treatment Center for Children

Department of Behavioral Health and Developmental Services

Sexually Violent Predator Facility III

Virginia Community College System

Construct Phase III Building, Midlothian Campus, John Tyler Community College

Construct Phase VII Academic Building, Annandale Campus, Northern Virginia Community College

Construct Science and Engineering Building, Chesapeake Campus, Tidewater Community College

Renovate Bayside Building (Building B), Virginia Beach Campus, Tidewater Community College

Construct New Classroom and Administration (Student Services Support) Building, Blue Ridge Community College

Renovate Building B, Parham Road Campus, J. Sargeant Reynolds Community College

Renovate Phase I Academic/Administration Building, Eastern Shore Community College

Renovate Main Building, Middletown Campus, Lord Fairfax

Renovate Engineering and Industrial Technology Building, Danville Community College

Renovate Post Phase III Academic Building (Reynolds Building), Loudoun Campus, Northern Virginia Community College

B. Repayment of advances from the Central Capital Planning Fund for preplanning shall be made as provided for in § 2.2-1520 of the Code of Virginia."

Explanation:

(This amendment provides \$4.0 million GF the second year for preplanning 14 capital projects from the Central Capital Planning Fund.)

Item C-89 #1s

Central Appropriations

9(D) Revenue Bonds

Language

Language:

Page 451, line 6, strike "\$227,999,293" and insert "\$272,999,293".

Page 451, after line 42, insert:

"Construct Dining and Student Center C-37.10 17909 \$45,000,000".

Page 452, line 10, strike "\$227,999,293" and insert "\$272,999,293".

Explanation:

(This amendment amends the 9(d) bond table to properly account for the addition of capital project "Construct Dining and Student Center" for the University of Mary Washington University .)

Item 3-1.01 #1s

Transfers

Interfund Transfers

Language

Language:

Page 460, line 32, after "shall transfer to the general fund" strike "5,000,000" and insert "2,500,000".

Explanation:

(This amendment reduces from \$5,000,000 to \$2,500,000 the transfer to the general fund from dedicated special revenue fund balances at the Virginia State Bar.)

Item 3-1.01 #2s

Transfers

Interfund Transfers

Language

Language:

Page 460, line 38, strike "\$300,000" and insert "\$475,000".

Explanation:

(This amendment accounts for the final proceeds from the sale of the Richmond Women's Diversion Center. This surplus property was authorized for sale in the past biennium, but was not sold until this year. The proposed budget had an estimated amount from the proceeds of the sale of \$300,000. The final amount is \$475,000 after

accounting for sale-related costs.)

Item 3-1.01 #3s

Transfers

Interfund Transfers

Language

Language:

Page 458, line 59, strike "Juvenile Justice" and insert "Corrections".

Explanation:

(This amendment corrects a technical error.)

Item 3-1.01 #4s

Transfers

Interfund Transfers

Language

Language:

Page 458, strike lines 2 through 4 and insert:

"Y. On or before June 30, 2011, the State Comptroller shall transfer \$9,055,000 to the general fund from the Trauma Center Fund contained in the Department of Health's Financial Assistance for Non Profit Emergency Medical Services Organizations and Localities (40203). Beginning July 1, 2011, the State Comptroller shall transfer quarterly, one-half of the revenue received pursuant to Section 18.2-270.01, of the *Code of Virginia* and consistent with the provisions of Section 3-6.03 of this Act, to the general fund in an amount not to exceed \$9,055,000 from the Trauma Center Fund contained in the Department of Health's Financial Assistance for Non Profit Emergency Medical Services Organizations and Localities (40203)."

Explanation:

(This amendment replaces language already included in the budget regarding the annual transfer of \$9.1 million from Drivers License Reinstatement Fee Revenues to the general fund. Currently, \$9.1 million must be transferred to the general fund before being distributed to the Trauma Center Fund. The proposed amendment splits the revenue equally to the general fund and Trauma Center Fund with the amount that can be transferred to the general fund capped at \$9.1

million.)

Item 3-1.01 #5s

Transfers

Interfund Transfers

Language

Language:

Page 460, after line 42, insert:

"YY. On or before June 30, 2012, the State Comptroller shall transfer to the general fund \$827,815 from the Department of Environmental Quality, Vehicle Emissions Inspection Program Fund."

Explanation:

(This amendment is a technical correction for an error in the introduced budget and is a companion amendment to Item 356 #1.)

Item 3-1.01 #6s

Transfers

Interfund Transfers

Language

Language:

Page 460, strike lines 27 through 31.

Explanation:

(This amendment reverses a proposed transfer of \$18.2 million to the general fund from the sweeping of nongeneral funds related to savings generated by state employees assuming a 5 percent contribution to the VRS. Amendments to Item 469 reverse this action, therefore the transfer will not take place.)

Item 3-1.01 #7s

Transfers

Interfund Transfers

Language

Language:

Page 460, strike line 34 through line 37.

Page 460, line 38, strike "WW" and insert "VV".

Page 460, line 41, strike "XX" and insert "WW".

Explanation:

(This amendment eliminates proposed language that would give the Comptroller the authority to appropriate any unexpended general fund balances at the end of Fiscal Year 2011 that would be designated for transportation purposes under § 2.2-1514 as soon as the balances are available. Currently these balances must be appropriated to the Transportation Trust Fund by the General Assembly.)

Item 3-5.10 #1s

Adjustments And Modifications To Tax Collections

Treatment of Certain Cancellation of Debt Income

Language

Language:

Page 469, after line 40, insert:

"§3-5.10 TREATMENT OF CERTAIN CANCELLATION OF DEBT INCOME

Notwithstanding any other provision of law, income from the discharge of indebtedness in connection with the reacquisition of an "applicable debt instrument" under § 108 (i) of the Internal Revenue Code reacquired in taxable year 2010 may be included in the taxpayer's Virginia taxable income ratably over a 3-taxable-year period beginning with taxable year 2010 for transactions completed in taxable year 2010 on or before April 21, 2010. If the taxpayer does not elect to include such income ratably over the 3-taxable-year period, then such income shall be fully included in the taxpayer's Virginia taxable income for taxable year 2010."

Explanation:

(This amendment extends a provision of tax conformity related to "cancellation of debt" that was adopted last year in Chapter 874 (2010) to a portion of taxable year 2010 income. As part of the American Recovery and Reinvestment Act of 2009, Congress enacted a special treatment for certain "cancellation of debt" income under §108 (i) of the IRC. Under this provision, corporations that had income that would have been recognized and treated as taxable income from certain corporate restructurings were allowed the election to defer recognition of this income for five years and then include it in income over another five years. This special federal treatment was available for taxable years 2009 and 2010, and would have the same affect on taxable income in Virginia, if Virginia elected to conform to this federal change. Introduced SB 30 (2010) included legislation to deconform from this federal treatment to avoid a negative impact on general fund revenue in fiscal years 2010 through 2012. The adopted budget included action to lessen the impact on any company affected by this deconformity for

taxable year 2009, thereby allowing the option of spreading the 2009 taxable income over three years. This amendment allows the same taxpayer option for income generated in tax year 2010, up to the point that the matter was finally resolved at the April 2010 reconvened session.)

Item 4-1.03 #1s

Appropriations

Appropriation Transfers

Language

Language:

Page 475, line 12, following "et seq.)" insert:

"or the consolidation of a city and a county into a single city pursuant to the provisions of Chapter 35 of Title 15.2, Code of Virginia (§ 15.2-3500 et seq.)".

Page 475, line 13, following "situated" insert:

"or to the consolidated city".

Explanation:

(This amendment clarifies that the director of the Department of Planning and Budget may transfer funds between agencies as necessary when a city and county consolidate into a single city.)

Item 4-4.01 #1s

Capital Projects

General

Language

Language:

Page 490, line 17, following "expenses." insert:

"notwithstanding the above, if energy savings from a performance project offset the debt service, interest payments, and the cost of the project, the project shall not be subject to the capital budgeting process and total project cost shall not exceed \$10,000,000."

Explanation:

(This amendment increases the cap on energy conservation projects that are exempt from the capital budgeting process from \$3.0 million to \$10.0 million, under specified circumstances.)

Item 4-4.01 #2s

Capital Projects

General

Language

Language:

Page 489, line 6, following "to" strike "\$1,000,000" and insert "\$2,000,000".

Page 489, line 8, following "the" strike "\$1,000,000" and insert "\$2,000,000".

Explanation:

(This amendment increases the cap on capital projects at institutions of higher education that are exempt from the capital outlay review process from \$1.0 million to \$2.0 million.)

Item 4-6.01 #1s

Positions and Employment

Employee Compensation

Language

Language:

Page 509, strike lines 28 through 34.

Explanation:

(This amendment eliminates unnecessary language related to employee compensation.)

Item 4-6.03 #1s

Positions and Employment

Employee Benefits

Language

Language:

Page 510, following line 45, insert:

"j. Any employee in the Legislative Branch of government who (i) has 28 years or more of creditable service, (ii) is not enrolled in the Virginia Sickness and Disability Program, and (iii) retires directly from service shall be entitled to have their sick leave balance counted toward that person's creditable service in the Virginia Retirement System in lieu of any cash payout. The cost of such

additional creditable service shall be as provided for in Item 469, paragraph N, of this act."

Explanation:

(This amendment allows certain employees of the Legislative Branch of government to convert sick leave balances to retirement service credit upon retirement.)
