

Revenues

Revenues

Language

Language:

Page 2, line 8, strike "\$10,200,000" and insert "\$14,600,839".

Page 2, line 9, strike "\$28,906,384" and "\$39,106,384" and insert "\$33,493,355" and "\$48,094,194".

Page 2, line 11, strike "\$10,780,807,733" and "11,337,857,887" and "\$22,118,665,620" and insert "\$10,788,081,319" and "\$11,355,725,502" and "\$22,143,806,821".

Page 2, line 13, strike "\$665,571,182" and "\$304,780,424" and "\$970,351,606" and insert "\$683,333,491" and "\$312,838,389" and "\$996,171,880".

Page 2, line 19, strike "\$12,154,880,726" and "\$12,152,757,084" and "\$24,307,637,810" and insert "\$12,184,503,592" and "\$12,183,083,503" and "\$24,367,587,095".

Page 2, line 26, strike "\$13,341,766,365" and "\$14,004,124,883" and "\$27,345,891,248" and insert "\$13,419,110,640" and "\$14,235,148,821" and "\$27,654,259,461".

Page 2, line 28, strike "\$761,379,371" and "\$210,615,000" and "\$971,994,371" and insert "\$814,435,371" and "\$237,615,000" and "\$1,052,050,371".

Page 2, line 31, strike "\$15,812,784,704" and "\$14,214,739,883" and "\$30,027,524,587" and insert "\$15,943,184,979" and "\$14,472,763,821" and "\$30,415,948,800".

Page 2, line 33, strike "\$27,967,665,430" and "\$26,367,496,967" and "\$54,335,162,397" and insert "\$28,127,688,571" and "\$26,655,847,324" and "\$54,783,535,895".

Explanation:

(This amendment reflects revenue adjustments included in approved amendments to House Bill 1400.)

Legislative Department

General Assembly Of Virginia

Language

Language:

Page 8, line 26, strike the first "and".

Amendments to House Bill 1400, as Introduced

Page 8, line 27, after "policy", insert:

"and (f) viability of statewide articulation agreements between four-year and two-year public institutions".

Explanation:

(This amendment is self-explanatory.)

Item 1 #2h

Legislative Department

General Assembly Of Virginia

Language

Language:

Page 6, line 16, strike "Reimbursement" and insert "Allowance".

Explanation:

(This amendment clarifies that the funding provided to members of the General Assembly for office expenses and supplies represents an allowance for such purchases and is not made on a reimbursement basis.)

Item 1 #3h

Legislative Department

General Assembly Of Virginia

Language

Language:

Page 6, line 10, after "thereof.", insert:

"The Clerk of the House of Delegates and the Clerk of the Senate are authorized to provide reimbursements to legislative commissions for per diem payments made for studies requested by the chairmen of standing committees of the respective bodies."

Explanation:

(This amendment clarifies that the Clerks of the House and Senate are authorized to pay per diems to members for attendance at meetings of studies authorized by Chairmen of standing committees of the respective houses.)

Item 11 #1h

Amendments to House Bill 1400, as Introduced

Legislative Department	FY 02-03	FY 03-04	
Joint Commission On Health Care	\$0	\$312,485	GF
	0.00	3.00	FTE

Language:

Page 12, line 35, strike "\$436,637" and insert "\$749,122".

Page 12, line 34, strike "Joint Commission on Health Care" and insert:
"Commission on Youth, Family Services and Health Care".

Page 13, line 1, strike "Joint Commission on Health Care" and insert:
"Commission on Youth, Family Services and Health Care".

Page 13, after line 12, insert:

"The appropriation for this item in the second year includes \$312,485 and three positions transferred from the Virginia Commission on Youth pursuant to House Bill 1959, 2003 Session of the General Assembly. All incumbents holding positions with either the Joint Commission on Health Care or the Virginia Commission on Youth shall retain positions in the consolidated Commission."

Explanation:

(This amendment transfers the positions and funding from the Virginia Commission on Youth to the Joint Health Care Commission and renames the Commission the Commission on Youth, Family Services and Health Care pursuant to the provisions of House Bill 1959.)

Item 16 #1h

Legislative Department	FY 02-03	FY 03-04	
Virginia Code Commission	(\$24,000)	(\$24,000)	GF
	\$24,000	\$24,000	NGF

Language:

Explanation:

(This amendment switches the fund source for the purchase of the Code of Virginia.)

Item 16 #2h

Amendments to House Bill 1400, as Introduced

Legislative Department	FY 02-03	FY 03-04	
Virginia Code Commission	\$0	(\$220,000)	GF

Language:

Page 14, line 11, strike "\$282,538" and insert "\$62,538".

Explanation:

(This amendment reduces the funding for DLS to represent savings generated by centralizing the purchase of Lexis Nexis services.)

Item 17 #1h

Legislative Department	FY 02-03	FY 03-04	
Virginia Commission On Youth	\$0	(\$312,485)	GF
	0.00	-3.00	FTE

Language:

Page 14, line 26, strike "\$312,485" and insert "\$0".

Page 14, after line 29, insert:

"Effective July 1, 2003, the Virginia Commission on Youth is eliminated pursuant to the provisions of House Bill 1959, 2003 Session of the General Assembly. All positions and funding of the Commission are transferred to the Joint Commission on Health Care. All incumbents of these positions shall be retained in the newly consolidated commission."

Explanation:

(This amendment eliminates the funding and positions for the Virginia Commission on Youth pursuant to the provisions of House Bill 1959. A companion amendment to Item 11 transfers the positions and funding to the Joint Commission on Health Care.)

Item 18 #1h

Legislative Department	FY 02-03	FY 03-04	
Virginia Crime Commission	(\$36,481)	(\$96,658)	NGF
	2.00	2.00	FTE

Language:

Amendments to House Bill 1400, as Introduced

Page 14, line 36, strike "\$591,380" and insert "\$554,899".

Page 14, line 36, strike "\$591,380" and insert "\$494,722".

Page 14, after line 40, insert:

"The Virginia Crime Commission is defined to be a "Criminal Justice Agency" under the provisions of § 9-269, Code of Virginia."

Explanation:

(This amendment corrects the nongeneral fund appropriation for the Crime Commission and the authority under which the Commission operates.)

Item 20 #1h

Legislative Department

FY 02-03

FY 03-04

Virginia Housing Study
Commission

\$0
\$0

(\$153,180) GF
\$153,180 NGF

Language:

Page 15, after line 25, insert:

"The amounts for this item include \$153,180 the first year from the general fund and \$153,180 the second year from special funds."

Explanation:

(This amendment switches the fund source for the Housing Study Commission in the second year.)

Item 23 #1h

Legislative Department

Legislative Department Reversion
Clearing Account

Language

Language:

Page 17, after line 41, insert:

"E. Out of this appropriation, the Joint Rules Committee shall release \$10,000 from the balances of the Dr. Martin Luther King Jr. Memorial Commission in the second year to coordinate and fund the statewide commemoration of the 50th anniversary of the Brown v. Board of Education decision in the Commonwealth."

Explanation:

Amendments to House Bill 1400, as Introduced

(This amendment directs Joint Rules to release \$10,000 of the balances of the MLK Commission to help fund the Brown v. Board of Education commemoration in 2004.)

Item 23 #2h

Legislative Department	FY 02-03	FY 03-04	
Legislative Department Reversion Clearing Account	(\$500,000)	(\$434,000)	GF

Language:

Page 17, line 5, strike "\$544,000" and insert "\$44,000".

Page 17, line 5, strike "(\$113,000)" and insert "(\$547,000)".

Page 17, strike lines 32 through 38.

Page 17, line 39, strike "2." and insert "D."

Page 17, after line 41, insert:

"E. On or before June 30 of each year the House Committee on Rules shall authorize the reversion to the general fund of \$800,000 from the Clerk of the House representing savings generated by the House in each year. On or before June 30 of each year, the Senate Committee on Rules shall authorize the reversion of \$700,000 from the Clerk of the Senate, representing savings generated by the Senate in each year.

F. On or before June 30, 2003, the Committee on Joint Rules shall authorize the reversion of \$1,722,373 to the general fund, representing savings generated by the legislative agencies. On or before June 30, 2004, the Committee on Joint Rules shall authorize the reversion of \$2,144,839 to the general fund, representing savings generated by the legislative agencies in the second year.

G. Balances from legislative accounts as of June 30, 2002, estimated to total \$1,388,598, are hereby transferred to this account for reversion to the general fund.

H. On or before June 30, 2004, the Committee on Joint Rules shall authorize a reversion of \$1,000,000 from the reversion clearing account to the general fund."

Explanation:

(This amendment transfers funds from legislative appropriations representing budget reduction savings for the legislative budgets. Legislative reductions offered in this item total \$10.2 million.)

Amendments to House Bill 1400, as Introduced

Item 24.10 #1h

Legislative Department	FY 02-03	FY 03-04	
Legislative Department Reversion Clearing Account	\$1,300,000	\$1,300,000	GF

Language:

Page 18, line 6, strike "\$1,300,000" and insert "\$0".

Page 18, line 6, strike "\$1,300,000" and insert "\$0".

Page 18, strike lines 5 through 20.

Explanation:

(This amendment eliminates a separate clearing account for legislative branch reductions so as to consolidate legislative savings actions into Item 23.)

Item 25 #1h

Judicial Department	FY 02-03	FY 03-04	
Supreme Court	\$0	\$106,403	GF

Language:

Page 19, line 4, strike "\$10,864,768" and insert "\$10,971,171".

Page 19, after line 42, insert:

"F. Out of this appropriation, \$106,403 in the second year from the general fund is provided for the estimated costs of a Judicial Performance Evaluation pilot project."

Explanation:

(This amendment provides funds for a Judicial Performance Evaluation pilot project, a year-long program designed to evaluate 25 judges.)

Item 32 #1h

Judicial Department
Circuit Courts

Language

Language:

Page 23, line 9, strike "18.2-31.6" and insert "18.2-36.1"

Page 23, line 12, after "\$100", insert "effective May 1, 2003".

Amendments to House Bill 1400, as Introduced

Page 23, line 15, strike "the Executive Secretary of" and insert:
"effective May 1, 2003, the fixed fee".

Page 23, strike line 16.

Page 23, line 18, after "17.1-275.9" strike "." and insert:

", Code of Virginia, is increased by one dollar and the Executive Secretary of the Supreme Court shall adjust the distribution formula set out in those sections accordingly."

Explanation:

(This amendment clarifies language increasing the IDEA court fee by one dollar. Because the IDEA fee is one component of a consolidated fixed fee, the fixed fee also needs to be increased to ensure that the distribution of the remainder of the fixed fee is not affected. This amendment also clarifies that the fee increase proposed in the introduced budget becomes effective May 1, 2003 and corrects an incorrect Code citation.)

Item 32 #2h

Judicial Department

Circuit Courts

Language

Language:

Page 23, after line 18, insert:

"G. Notwithstanding any other provision of law, all fines imposed for any local ordinance violation shall include a fine of not less than \$5 per mile-per-hour in excess of posted speed limits where the posted speed limit is 55 miles per hour or more on any (i) interstate highways, (ii) highways constructed pursuant to the Virginia Highway Corporation Act of 1988 (§ 56-535 et seq.), (iii) Virginia Route 288, (iv) the limited access portion of Virginia Route 37, (v) highways constructed pursuant to the Public Private Transportation Act of 1995 (§ 56-556 et seq.), and (vi) high-occupancy vehicle lanes if such lanes are physically separated from regular travel lanes. For all such fines collected, the Supreme Court shall return \$3 per mile-per-hour to the collecting locality and all additional funds shall be deposited to the Literary Fund."

Explanation:

(This amendment is self-explanatory.)

Item 33 #1h

Judicial Department

General District Courts

Language

Language:

Page 24, strike lines 24 through 26 and insert:

"To reflect this latter fee, effective May 1, 2003, the fixed fee set out in § 16.1-69.48:1, Code of Virginia, is increased by one dollar and the Executive Secretary of the Supreme Court shall adjust the distribution formula set out in that section accordingly."

Page 24, line 33, strike "18.2-31.6" and insert "18.2-36.1".

Page 24, line 36, after "\$100" insert "effective May 1, 2003".

Explanation:

(This amendment clarifies that the fee increase proposed in the introduced budget becomes effective May 1, 2003, and corrects an incorrect Code citation.)

Item 33 #2h

Judicial Department

General District Courts

Language

Language:

Page 24, after line 36, insert:

"H. Notwithstanding any other provision of law, all fines imposed for any local ordinance violation shall include a fine of not less than \$5 per mile-per-hour in excess of posted speed limits where the posted speed limit is 55 miles per hour or more on any (i) interstate highways, (ii) highways constructed pursuant to the Virginia Highway Corporation Act of 1988 (§ 56-535 et seq.), (iii) Virginia Route 288, (iv) the limited access portion of Virginia Route 37, (v) highways constructed pursuant to the Public Private Transportation Act of 1995 (§ 56-556 et seq.), and (vi) high-occupancy vehicle lanes if such lanes are physically separated from regular travel lanes. For all such fines collected, the Supreme Court shall return \$3 per mile-per-hour to the collecting locality and all additional funds shall be deposited to the Literary Fund."

Explanation:

(This amendment is self-explanatory.)

Judicial Department

Juvenile And Domestic Relations
District Courts

Language

Language:

Page 25, strike lines 42 through 44 and insert:

"To reflect this latter fee, effective May 1, 2003, the fixed fee set out in § 16.1-69.48:1, Code of Virginia, is increased by one dollar and the Executive Secretary of the Supreme Court shall adjust the distribution formula set out in that section accordingly."

Page 26, line 18, strike "18.2-31.6" and insert "18.2-36.1"

Page 26, line 21, after "\$100" insert "effective May 1, 2003".

Explanation:

(This amendment clarifies that the fee increase proposed in the introduced budget becomes effective May 1, 2003, and corrects an incorrect Code citation.)

Judicial Department

Juvenile And Domestic Relations
District Courts

Language

Language:

Page 26, after line 21, insert:

"I. Notwithstanding any other provision of law, all fines imposed for any local ordinance violation shall include a fine of not less than \$5 per mile-per-hour in excess of posted speed limits where the posted speed limit is 55 miles per hour or more on any (i) interstate highways, (ii) highways constructed pursuant to the Virginia Highway Corporation Act of 1988 (§ 56-535 et seq.), (iii) Virginia Route 288, (iv) the limited access portion of Virginia Route 37, (v) highways constructed pursuant to the Public Private Transportation Act of 1995 (§ 56-556 et seq.), and (vi) high-occupancy vehicle lanes if such lanes are physically separated from regular travel lanes. For all such fines collected, the Supreme Court shall return \$3 per mile-per-hour to the collecting locality and all additional funds shall be deposited to the Literary Fund."

Explanation:

(This amendment is self-explanatory.)

Item 35 #1h

Judicial Department

Combined District Courts

Language

Language:

Page 27, strike lines 18 through 20 and insert:

"To reflect this latter fee, effective May 1, 2003, the fixed fee set out in § 16.1-69.48:1, Code of Virginia, is increased by one dollar and the Executive Secretary of the Supreme Court shall adjust the distribution formula set out in that section accordingly."

Page 27, line 27, strike "18.2-31.6" and insert "18.2-36.1".

Page 27, line 30, after "\$100" insert "effective May 1, 2003."

Explanation:

(This amendment clarifies that the fee increase proposed in the introduced budget becomes effective May 1, 2003, and corrects an incorrect Code citation.)

Item 35 #2h

Judicial Department

Combined District Courts

Language

Language:

Page 27, after line 30, insert:

"H. Notwithstanding any other provision of law, all fines imposed for any local ordinance violation shall include a fine of not less than \$5 per mile-per-hour in excess of posted speed limits where the posted speed limit is 55 miles per hour or more on any (i) interstate highways, (ii) highways constructed pursuant to the Virginia Highway Corporation Act of 1988 (§ 56-535 et seq.), (iii) Virginia Route 288, (iv) the limited access portion of Virginia Route 37, (v) highways constructed pursuant to the Public Private Transportation Act of 1995 (§ 56-556 et seq.), and (vi) high-occupancy vehicle lanes if such lanes are physically separated from regular travel lanes. For all such fines collected, the Supreme Court shall return \$3 per mile-per-hour to the collecting locality and all additional funds shall be deposited to the Literary Fund."

Amendments to House Bill 1400, as Introduced

Explanation:

(This amendment is self-explanatory.)

Item 39 #1h

Judicial Department	FY 02-03	FY 03-04	
Public Defender Commission	\$0	\$1,391,331	GF
	0.00	23.00	FTE

Language:

Page 28, line 35, strike "\$22,666,785" and insert "\$24,058,116".

Page 28, line 40, before "Out", insert "A."

Page 29, after line 3, insert:

"B. Out of the amounts provided for criminal indigent defense, \$1,391,331 from the general fund shall be provided in the second year to establish and operate a public defender's office to service the City of Newport News."

Explanation:

(This amendment provides funding and positions to open a public defender's office to serve the City of Newport News. A companion amendment to Item 43 reduces appropriations to the Criminal Fund, resulting in a net savings of \$73,068 to the general fund. This amendment is contingent upon passage of House Bill 1571.)

Item 39 #2h

Judicial Department	FY 02-03	FY 03-04	
Public Defender Commission	\$0	\$1,027,048	GF
	0.00	20.00	FTE

Language:

Page 28, line 35, strike "\$22,666,785" and insert "\$23,693,833".

Page 28, line 40, before "Out", insert "A."

Page 29, after line 3, insert:

"B. Out of the amounts provided for criminal indigent defense, \$1,027,048 from the general fund shall be provided in the second year to establish and operate a public defender's office to service the City of Chesapeake."

Explanation:

Amendments to House Bill 1400, as Introduced

(This amendment provides funding and positions to open a public defender's office to serve the City of Chesapeake. A companion amendment to Item 43 reduces appropriations to the Criminal Fund, resulting in a net savings of \$102,540 to the general fund. This amendment is contingent upon passage of House Bill 1384.)

Item 42 #1h

Judicial Department	FY 02-03	FY 03-04	
Virginia State Bar	\$501,814	\$525,500	NGF
	2.00	2.00	FTE

Language:

Page 30, line 36, strike "\$7,991,879" and insert "\$8,493,693".

Page 30, line 36, strike "\$7,487,764" and insert "\$8,013,264".

Explanation:

(This amendment increases the nongeneral fund appropriation for the Virginia State Bar to allow for additional expenditure of moneys available from existing State Bar dues.)

Item 43 #1h

Judicial Department	FY 02-03	FY 03-04	
Judicial Department Reversion Clearing Account	\$0	(\$1,464,399)	GF

Language:

Page 31, line 10, strike "(\$2,806,799)" and insert "(\$4,271,198)".

Page 31, after line 23, insert:

"C. Included in this item for the second year are reductions to appropriations for the criminal fund to reflect reduced costs due to the creation of a new public defender office serving the City of Newport News. The criminal fund savings are estimated at \$1,464,399."

Explanation:

(This amendment directs the Supreme Court to reduce criminal fund allocations in an amount that reflects decreased costs due to the creation of a new public defender office to serve the City of Newport News. A companion amendment to Item 39

Amendments to House Bill 1400, as Introduced

would create the new office, contingent upon passage of House Bill 1571.)

Item 43 #2h

Judicial Department	FY 02-03	FY 03-04	
Judicial Department Reversion Clearing Account	\$0	(\$1,129,587)	GF

Language:

Page 31, line 10, strike "\$2,806,799" and insert "\$3,936,386".

Page 31, after line 23, insert:

"C. Included in this item for the second year are reductions to appropriations for the criminal fund to reflect reduced costs due to the creation of a new public defender office serving the City of Chesapeake. The criminal fund savings are estimated at \$1,129,587."

Explanation:

(This amendment directs the Supreme Court to reduce criminal fund allocations in an amount that reflects decreased costs due to the creation of a new public defender office to serve the City of Chesapeake. A companion amendment to Item 39 would create the new office, contingent upon passage of House Bill 1384.)

Item 48 #1h

Executive Offices	FY 02-03	FY 03-04	
Lieutenant Governor	\$0	(\$50,000)	GF

Language:

Page 33, line 49, strike "\$351,232" and insert "\$301,232".

Page 34, after line 12, insert:

"3. \$61,683 per calendar year for the compensation of one or more secretaries of the Lieutenant Governor. Salary increases shall be governed by the provisions of Item 511 of this act.

4. \$92,526 per calendar year for the compensation of one or more administrative assistants of the Lieutenant Governor. Salary increases shall be governed by the provisions of Item 511 of this act."

Explanation:

Amendments to House Bill 1400, as Introduced

(This amendment decreases the staffing allowance of the Lieutenant Governor (and his overall budget to reflect this reduction) to conform to the amounts provided to the Speaker of the House of Delegates.)

Item 49 #1h

Executive Offices	FY 02-03	FY 03-04	
Attorney General And Department Of Law	\$0	\$268,924	GF

Language:

Page 34, line 26, strike "\$20,624,509" and insert "\$20,893,433".

Explanation:

(This amendment makes a technical adjustment to fund the current rent calculations for the Office of the Attorney General.)

Item 49 #2h

Executive Offices

Attorney General And Department
Of Law

Language

Language:

Page 35, after line 29 insert:

"F. The Attorney General is authorized to expend funds deposited into the Legal Fee Reimbursement Fund created pursuant to § 2.2-507.2 for litigation costs and costs associated with services provided to every department, institution, division, commission, board, bureau, agency, or entity of the Commonwealth wherein such legal service provided is related to a financial transaction, including but not limited to the issuance of bonds or other debt."

Explanation:

(This amendment authorizes appropriation of funds pursuant to House Bill 2336 and allows the Attorney General to charge costs associated with legal services provided in support for financial transactions, including issuance of bonds. This amendment is contingent upon passage of House Bill 2336.)

Amendments to House Bill 1400, as Introduced

Item 49 #3h

Executive Offices	FY 02-03	FY 03-04	
Attorney General And Department Of Law	\$0 0.00	\$1,300,000 18.00	GF FTE

Language:

Page 34, line 26, strike "\$20,624,509" and insert "\$21,924,509".

Page 35, after line 29, insert:

"F. Out of the amounts for State Agency/Local Legal Assistance and Advice, \$1,300,000 the second year is designated for the division of debt collection, the Medicaid fraud control unit and to implement a program for the civil commitment and treatment of violent sexual predators."

Explanation:

(This amendment provides funding to the Office of the Attorney General to undertake enhanced debt collection, Medicaid fraud recoveries and to fund the civil commitment of sexual predators. The additional revenues for debt collection and Medicaid fraud control are anticipated to generate \$5.6 million in annual revenues for the general fund.)

Item 51 #1h

Executive Offices	FY 02-03	FY 03-04	
Attorney General And Department Of Law	\$0 0.00	(\$195,865) -2.00	GF FTE

Language:

Page 35, line 36, strike "\$2,089,797" and insert "\$1,893,932".

Page 35, line 43, strike "A."

Page 36, strike lines 3 through 18.

Explanation:

(This amendment removes two positions and funding for the Human Rights Council, which was transferred to the Office of the Attorney General in House Bill 1400, as introduced. A companion amendment to Item 91 restores two positions and funds to keep the Council as an independent agency under the Secretary of Administration.)

Amendments to House Bill 1400, as Introduced

Item 54 #1h

Executive Offices	FY 02-03	FY 03-04	
Secretary Of The Commonwealth	\$0	(\$1,251,410)	GF
	0.00	-19.00	FTE

Language:

Page 37, line 15, strike "\$1,251,410" and insert "\$0".

Page 37, strike lines 21 through 32 and insert:

"Notwithstanding any other provision of law, effective July 1, 2003, the Secretary of the Commonwealth's office, its funding, and positions are abolished. Pursuant to House Bill 1958, 2003 Session of the General Assembly, activities formerly undertaken by the Secretary of the Commonwealth will henceforth be undertaken by the Secretary of Administration."

Explanation:

(This amendment eliminates the funding and positions of the Secretary of the Commonwealth and transfers both the funding and positions to the Secretary of Administration who shall henceforth be responsible for the activities of the Secretary of the Commonwealth.)

Item 58 #1h

Office of Administration	FY 02-03	FY 03-04	
Secretary Of Administration	\$0	\$1,112,458	GF
	0.00	18.00	FTE

Language:

Page 40, line 4, strike "\$476,744" and insert "\$1,589,202".

Page 40, after line 28, insert:

"C. Pursuant to the provisions of House Bill 1958, 2003 Session of the General Assembly, the Secretary of the Commonwealth's position is hereby abolished, effective July 1, 2003. The powers and duties heretofore exercised by the Secretary shall hereafter be vested in the Office of the Secretary of Administration. The maximum employment level of the consolidated Secretariat shall be 31 positions effective July 1, 2003. The Secretary of the newly consolidated Secretariat shall be renamed the Secretary of the Commonwealth. The Director, Department of Planning and Budget, shall include implementation of the actions set forth in this item in Budget Bill submitted to the 2004 Session of the General Assembly. All references to the

Amendments to House Bill 1400, as Introduced

Secretary of Administration shall be amended to refer to the Secretary of the Commonwealth."

Explanation:

(This amendment reflects the consolidation of the offices of the Secretary of the Commonwealth and the Secretary of Administration pursuant to House Bill 1958. This consolidation results in a net savings to the general fund of \$138,952 in fiscal year 2004.)

Item 59.15 #1h

Office of Administration

Secretary Of Administration

Language

Language:

Page 41, line 8, after "C." insert "1."

Page 41, after line 20, insert:

"2.A. The Auditor of Public Accounts shall develop a comparative revenue and financial report covering the Greater Washington Educational Television Association (WETA), the Hampton Roads Educational Telecommunications Association, Shenandoah Valley Educational Television Corporation, Blue Ridge Public Television, Inc. and Commonwealth Public Broadcasting, and provide such information to the Secretary and the Board no later than June 30, 2003, so the findings of such report can be used to assist the Board and the Secretary of Administration in developing an appropriate and equitable formula for distributing the Community Service Grants in the second year. The report shall include a review of any Corporation for Public Broadcasting, or related federal agency, audits or assessments of the Virginia public broadcasting organizations.

B. The Secretary of Administration and the Virginia Public Broadcasting Board shall provide a report to the Chairmen of the House Appropriations and Senate Finance Committees on the formulas and allocation methods proposed to be used to distribute state funds in the second year to Virginia's public broadcasting entities no later than September 1, 2003.

C. It is the intent of the General Assembly that if agreement cannot be reached on an equitable distribution of funds prior to December 1, 2003, the General Assembly shall prescribe such formulas during the 2004 Session."

Explanation:

(This amendment directs the Virginia Public Broadcasting Board, based in part on the results of a study to be conducted by the Auditor of Public Accounts, to revise the formulas for the community service grants. If a formula is not developed prior to December 1, 2003, the General Assembly shall prescribe such formulas in the future.)

Item 61 #1h

Office of Administration

Commission On Local Government

Language

Language:

Page 43, strike lines 44 through 49 and insert:

"Notwithstanding Title 15.2, Chapter 29, and § 30-19.03, Code of Virginia, the staff, facilities, assets, and obligations of the Commission on Local Government are hereby consolidated with the Department of Housing and Community Development effective July 1, 2003. All powers and duties conferred on the Executive Director of the Commission on Local Government shall thereafter be exercised by the Director of the Department of Housing and Community Development. The Commission on Local Government shall continue in existence as a commission in the Department of Housing and Community Development. Staff support for the Commission on Local Government shall be provided by the Director and employees of the Department of Housing and Community Development. The Commission shall otherwise continue to exercise all powers and duties conferred upon it by the Code of Virginia. The Commissioners shall be compensated as provided in § 15.2-2904 from funds appropriated to the Department of Housing and Community Development."

Explanation:

(This amendment makes clear the intent that the staff, assets and obligations of the Commission on Local Government are to be consolidated with the Department of Housing and Community Development. Further, the language specifically continues the Commission on Local Government as a commission and clarifies that staff support for the commission will be provided by the Department of Housing and Community Development.)

Item 64 #1h

Office of Administration

FY 02-03

FY 03-04

Amendments to House Bill 1400, as Introduced

Compensation Board	(\$500,000)	(\$1,000,000)	GF
	\$500,000	\$1,000,000	NGF

Language:

Page 52, after line 38, insert:

"L. Notwithstanding the provisions of Article 7, Chapter 15, Title 56, code of Virginia, \$500,000 the first year and \$1,000,000 the second year from the Wireless E-911 Fund is included in this appropriation for telecommunications to offset dispatch center operations and related costs incurred for answering 911 telephone calls."

Explanation:

(This amendment is self-explanatory.)

Item 66 #1h

Office of Administration

Compensation Board

Language

Language:

Page 56, after line 14, insert:

"I. Notwithstanding § 17.1-287, Code of Virginia, any elected official funded through this item shall have the ability to elect to relinquish any portion of their state funded salary established in paragraph A.1. of this item. In any office where the official elects this option, the Compensation Board shall ensure the amount relinquished is used fund salaries of other office staff."

Explanation:

(This amendment authorizes Circuit Court Clerks to elect to relinquish a portion of their state-funded salaries to help fund salaries of other office staff.)

Item 66 #2h

Office of Administration

Compensation Board

FY 02-03

\$0

FY 03-04

(\$1,300,000) GF

Language:

Page 54, line 21, strike "\$37,473,370" and insert "\$36,173,370".

Page 56, after line 14, insert:

"I. In allocating funding to circuit court clerks' offices, the Compensation Board shall

Amendments to House Bill 1400, as Introduced

not consider recordation of deeds in determining staffing needs of Clerks offices."

Explanation:

(This amendment requires the Compensation Board to exclude recordation of deeds in determining staffing needs and allocating state funding for staff positions.)

Item 66 #3h

Office of Administration	FY 02-03	FY 03-04	
Compensation Board	\$0	(\$460,000)	GF

Language:

Page 54, line 21, strike "\$37,473,370" and insert "\$37,013,370".

Page 56, after line 14, insert:

"I. The Department of Corrections shall provide the Compensation Board, by the tenth workday of each month, a report identifying all felony sentencing orders which were not submitted within the 30-day period prescribed by § 19.2-310, Code of Virginia. The Compensation Board shall reduce the monthly reimbursement due any circuit court clerk by \$100 for each instance of noncompliance in accordance with the provisions of § 19.2-310, Code of Virginia."

Explanation:

(This amendment implements the provisions of current law, which requires the clerk to forfeit \$100 for each sentencing order not submitted within the time period required by law. The amount of the reduction in funds is based on the number of felony sentencing orders that were not received by the Department of Corrections within 35 days of sentencing during the past year, multiplied by \$100.)

Item 66 #4h

Office of Administration	
Compensation Board	Language

Language:

Page 56, line 12, strike "\$1,489,213" and insert "\$2,789,213"

Explanation:

(This amendment authorizes the Compensation Board to utilize up to \$1,300,000 from the Technology Trust Fund to offset reductions for Circuit Court Clerks'

Amendments to House Bill 1400, as Introduced

Offices.)

Item 67 #1h

Office of Administration

Compensation Board

Language

Language:

Page 56, line 31, strike "the Compensation Board" and insert:

"any amounts remaining as of June 1, 2003, and June 1, 2004, may be reallocated among localities on a pro rata basis according to such deficiency."

Page 56, strike lines 32 through 46.

Explanation:

(This amendment restores deleted language associated with local and regional jail per diem reimbursements and deletes language that gave priority to state responsible inmates.)

Item 67 #2h

Office of Administration

Compensation Board

FY 02-03

\$0

FY 03-04

(\$3,039,020) GF

Language:

Page 56, line 17, strike "\$56,018,693" and insert "\$52,979,673".

Page 59, strike lines 18 through 21.

Explanation:

(This amendment eliminates the current federal cost recovery exemption.)

Item 67 #3h

Office of Administration

Compensation Board

FY 02-03

\$0

FY 03-04

(\$1,000,000) GF

Language:

Page 56, line 17, strike "\$56,018,693" and insert "\$55,018,693".

Page 60, after line 43, insert:

Amendments to House Bill 1400, as Introduced

"L. The State Compensation Board is authorized to transfer to the Department of Criminal Justice Services an amount not to exceed \$1,500,000 from this item for reimbursement to localities for inmates who participate in the Community Corrections pilot program established pursuant to Item 432 C.4. of this act. Localities shall be reimbursed at a rate of \$4 per inmate day. Information concerning all inmates participating in this program shall be maintained in the Local Inmate Data System for the duration of their participation in the program."

Explanation:

(This amendment provides reimbursement to localities which participate in a pilot Community Corrections program. A companion amendment to Item 432 establishes the program.)

Item 69 #1h

Office of Administration	FY 02-03	FY 03-04	
Compensation Board	\$0	(\$2,211,737)	GF

Language:

Page 61, line 7, strike "\$21,292,317" and insert "\$19,080,580".

Page 62, line 9, after "Virginia.", insert:

"No funding shall be made available for this program in the second year."

Page 62, after line 19, insert:

"D. In allocating funding to treasurers' offices, the Compensation Board shall not consider activities related to the collection and processing of income taxes in determining staffing needs of treasurers' offices."

Explanation:

(This amendment reduces Compensation Board reimbursements to treasurers to reflect amounts paid for state tax duties. These duties can be more cost-effectively undertaken by the Department of Taxation which already receives 71 percent of the returns filed by citizens of the Commonwealth.)

Item 70 #1h

Office of Administration	FY 02-03	FY 03-04	
Compensation Board	\$0	(\$2,456,965)	GF

Language:

Amendments to House Bill 1400, as Introduced

Page 62, line 21, strike "\$15,689,889" and insert "\$13,232,924".

Page 62, after line 47, insert:

"C. In allocating funding to commissioners of revenue offices, the Compensation Board shall not consider activities related to the collection and processing of income taxes in determining staffing needs of commissioners of revenue offices."

Explanation:

(This amendment reduces Compensation Board reimbursements to commissioners of revenue to reflect amounts paid for state tax duties. These duties can be more cost-effectively undertaken by the Department of Taxation which already receives 71 percent of the returns filed by citizens of the Commonwealth.)

Item 77 #1h

Office of Administration

Department Of General Services

Language

Language:

Page 68, after line 29, insert:

"F. The Department of General Services shall compile an inventory of all state-owned office space and other facilities by jurisdiction that includes the type and square footage of vacant space available by facility. All state agencies shall provide information regarding space under their control in the form and manner prescribed by the Department of General Services. This inventory shall be made available to all state agencies via the Department of General Services' web site and the existence of such list shall be communicated to all state entities. Upon the expiration of any existing lease, all state entities shall review the office space inventory to determine if suitable state-owned facilities exist prior to entering into any contract or lease for any privately held space."

Explanation:

(This amendment directs DGS to develop an office space inventory list to be used to promote the co-location of state agencies in the same facilities where feasible.)

Item 77 #2h

Office of Administration

Department Of General Services

Language

Amendments to House Bill 1400, as Introduced

Language:

Page 68, line 1, after "C.", insert "1."

Page 68, line 16, strike "\$312,521" and insert, "\$158,513".

Page 68, after line 19, insert:

"2. Beginning in the second year, the appropriation from the Virginia Museum of Fine Arts for Payments in Lieu of Taxes shall not exceed 2.5 percent of its annual general fund appropriation."

Explanation:

(This amendment reduces the payment in lieu of taxes provided to the City of Richmond by the Virginia Museum of Fine Arts from \$312,521 to \$158,513 in the second year representing 2.5 percent of the general fund appropriation for the museum.)

Item 80 #1h

Office of Administration

Department Of General Services

Language

Language:

Page 69, at the beginning of line 4, insert "A."

Page 69, after line 7, insert:

"B. The Department of General Services shall seek consultation from within or outside of state government in order to modify agency operations of the Virginia Distribution Center to reflect modern procurement, operation and distributional methods. A summary report of recommendations shall be submitted to the Chairmen of the House Appropriations and Senate Finance Committees no later than December 1, 2003.

C. The Department of General Services, in consultation with the Auditor of Public Accounts, shall undertake a comparative analysis of the costs associated with procuring, purchasing, delivering and maintaining the food and janitorial commodities required to operate a major correctional facility in the Commonwealth run by the Department of Corrections which utilizes the services of the Virginia Distribution Center with the costs associated with the same activities for a similar prison not currently utilizing the Virginia Distribution Center.

D. A summary report of findings and recommendations made pursuant to paragraphs A and B of this item shall be submitted to the Chairmen of the House Appropriations

Amendments to House Bill 1400, as Introduced

and Senate Finance Committees no later than December 1, 2003."

Explanation:

(This amendment is self-explanatory.)

Item 83 #1h

Office of Administration

Department Of Human Resource
Management

Language

Language:

Page 71, after line 11, insert:

"E. The institutions of higher education shall be exempt from the centralized advertising requirements identified in Executive Order 73 (01)."

Explanation:

(This amendment is self-explanatory.)

Item 91 #1h

Office of Administration

Human Rights Council

FY 02-03

\$0
0.00

FY 03-04

\$195,865 GF
2.00 FTE

Language:

Page 74, line 11, strike "\$0" and insert "\$195,865".

Page 74, strike lines 21 through 26.

Explanation:

(This amendment restores the Human Rights Council as an independent agency. A companion amendment to Item 51 in the Office of the Attorney General eliminates the transfer to that office as proposed in House Bill 1400, as introduced.)

Item 92 #1h

Office of Administration

State Board Of Elections

Language

Amendments to House Bill 1400, as Introduced

Language:

Page 75, line 11, strike "the United States Bureau of the Census".

Page 75, line 12, strike "or".

Explanation:

(This amendment requires that in determining the salary and normal days of service per week for general registrars, the Board of Elections shall use the most recent population estimate from the Center for Public Service at the University of Virginia.)

Item 96 #1h

Office of Commerce and Trade

Secretary Of Commerce And Trade

Language

Language:

Page 83, after line 3, insert:

"C. The Secretary shall review the existing Regional Competitiveness Program as defined under §§ 15.2-1306 through 15.2-1310, Code of Virginia, and propose a plan that can be used to reestablish the Regional Competitiveness Program. In completing the plan, the Secretary is encouraged to identify and review the structure and relationships that have been established under the Regional Competitiveness Act. The Secretary shall also identify existing options that will continue the Commonwealth's efforts to encourage regional strategic economic development planning which identifies and addresses critical issues of economic competitiveness for the regions of Virginia. All agencies of the Commonwealth shall provide assistance to the Secretary in the development of this plan, upon request. The Secretary shall submit his final report to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees by November 14, 2003."

Explanation:

(This amendment requires the Secretary of Commerce and Trade to develop a plan to reestablish the Regional Competitiveness Program.)

Item 98 #1h

Office of Commerce and Trade

Department Of Agriculture And
Consumer Services

FY 02-03

\$0

FY 03-04

\$120,000 GF

Amendments to House Bill 1400, as Introduced

Language:

Page 83, line 32, strike "\$6,736,909" and insert "\$6,856,909".
Page 84, line 3 unstrike "and \$150,000 and 3 positions the second".
Page 84, line 4, unstrike "year".
Page 84, line 3, strike "\$150,000" and insert "\$120,000".

Explanation:

(This amendment restores funding for agriculture education specialists less a 20 percent reduction from fiscal year 2003.)

Item 101 #1h

Office of Commerce and Trade	FY 02-03	FY 03-04	
Department Of Agriculture And Consumer Services	\$0	\$35,000	GF

Language:

Page 85, line 42, strike "\$4,254,709" and insert "\$4,289,709".

Explanation:

(This amendment restores \$35,000 the second year from the general fund for the Coyote Control Program in order to continue to receive federal match funding for the program.)

Item 106 #1h

Office of Commerce and Trade	FY 02-03	FY 03-04	
Department Of Agriculture And Consumer Services	\$0 0.00	\$1,031,396 49.00	GF FTE

Language:

Page 87, line 24, strike "\$4,292,870" and insert "\$5,324,266".

Explanation:

(This amendment restores \$1,031,396 in the second year from the general fund to continue the meat inspection program administered by the Virginia Department of Agriculture and Consumer Services.)

Office of Commerce and Trade

Department Of Agriculture And
Consumer Services

Language

Language:

Page 89, line 5, strike "Director, Department of Planning and Budget" and insert:
"Commissioner of the Virginia Department of Agriculture and Consumer Services".

Page 89, line 9, after "2003.", insert:

"In developing the operating plan for the structure and operation of the Milk Commission, the Commissioner shall seek input from representatives of the affected industry. The Secretary of Commerce and Trade shall review and approve the final plan. The approved plan shall be submitted to the Chairmen of the House Appropriations and Senate Finance Committees by June 1, 2003."

Page 89, line 13, strike "Item" and insert "item".

Page 89, line 13, after "Item.", insert:

"It is also the intent of the General Assembly that proposed legislation to effectuate the merger shall ensure that the Milk Commission's current core operations continue in form and function separate from those of the Virginia Department of Agriculture and Consumer Services."

Explanation:

(This amendment provides additional guidance regarding the consolidation of the Milk Commission into the Department of Agriculture and Consumer Services.)

Office of Commerce and Trade

Department Of Business Assistance

FY 02-03

\$0

FY 03-04

\$148,700 GF

Language:

Page 89, line 35, strike "\$12,406,814" and insert "\$12,555,514".

Page 90, line 7, after "year", insert "and \$148,700 the second year".

Explanation:

(This amendment provides \$148,700 the second year from the general fund to restore state support for the Virginia-Israel Advisory Board.)

Amendments to House Bill 1400, as Introduced

Item 108 #2h

Office of Commerce and Trade	FY 02-03	FY 03-04	
Department Of Business Assistance	\$0	(\$150,000)	GF

Language:

Page 89, line 35, strike "\$12,406,814" and insert "\$12,256,814".

Page 90, line 15, strike "\$560,000" and insert "\$410,000".

Explanation:

(This amendment reduces funding for the incubator grant program by \$150,000 the second year.)

Item 108 #3h

Office of Commerce and Trade	FY 02-03	FY 03-04	
Department Of Business Assistance	\$0	(\$500,000)	GF

Language:

Page 89, line 35, strike "\$12,406,814" and insert "\$11,906,814".

Explanation:

(This amendment sweeps savings remaining from the Department of Business Assistance transfer of the Small Business Development Center to George Mason University.)

Item 111 #1h

Office of Commerce and Trade	
Department Of Housing And Community Development	Language

Language:

Page 95, strike lines 19 through 53 and insert:

G.1. The Director of the Department of Housing and Community Development shall enter into an agreement with the Virginia Housing Development Authority, whereby the Authority shall purchase the portfolio of outstanding loans and other assets composing the Virginia Housing Partnership Revolving Loan Fund upon such terms

Amendments to House Bill 1400, as Introduced

as shall be mutually agreed to by the Department and the Authority.

2. The Authority shall contract with a third party, subject to approval by the Secretary of Commerce and Trade, to review the underwriting and pricing of the portfolio with the costs of such review to be paid by the Authority. In selecting the third-party reviewer, the Secretary shall take into consideration the candidates' experience in the underwriting, pricing or sale of community development loan portfolios.

3. The agreement shall set out the details of the transfer of the responsibilities and functions of the housing finance activities of the Department to the Authority. As part of the agreement, any residual balances from the sale of the Virginia Housing Partnership Revolving Loan Fund shall be transferred to the Authority to be used in conjunction with existing resources to provide affordable housing to low-income Virginians not currently served by existing Authority programs.

4. Before the execution of such agreement, the Secretary of Commerce and Trade shall provide the House Appropriations and Senate Finance Committees the opportunity to review the agreement. For this review, the Secretary shall also include information identifying the options and alternatives reviewed for carrying out the purposes of § 36-142, Code of Virginia, as well as the rationale for selecting the option incorporated in the draft agreement. In developing and assessing options, the Secretary shall consult with representatives of the housing industry, including the Virginia Housing Coalition.

5. The draft agreement submitted by the Secretary of Commerce and Trade shall also include the discount rate to be applied in calculating the market value of the loan portfolio, and other pertinent items.

6. Upon execution of the agreement, the Authority shall deposit the proceeds of the sale into the Virginia Housing Partnership Revolving Loan Fund. Notwithstanding the provisions of §§ 36-141 through 36.151, Code of Virginia, the Director of the Department of Housing and Community Development is directed to pay from the proceeds of the sale of the Virginia Housing Partnership Revolving Loan Fund in the amount of \$40,822,000 to the general fund prior to June 30, 2003.”

Explanation:

(This amendment sets out the policies and procedures for the sale of the Virginia Housing Partnership Revolving Loan portfolio.)

Amendments to House Bill 1400, as Introduced

Item 112 #1h

Office of Commerce and Trade	FY 02-03	FY 03-04	
Department Of Housing And Community Development	\$0	(\$300,000)	GF

Language:

Page 95, line 56, strike "\$41,596,393" and insert "\$41,296,393".

Explanation:

(This amendment reduces funding for the Virginia Enterprise Initiative Program.)

Item 123 #1h

Office of Commerce and Trade	FY 02-03	FY 03-04	
Department Of Mines, Minerals And Energy	\$0	(\$1,647,636)	GF

Language:

Page 103, line 40, strike "\$2,274,404" and insert "\$626,768".

Page 103, strike line 52 and line 53.

Page 104, strike line 1 and line 2.

Page 104, line 3, strike "Virginia and insert "B.".

Page 104, line 6, strike "2004" and insert "2005".

Explanation:

(This amendment defers the incentive grant payments available through the Solar Photovoltaic Grant program until fiscal year 2005.)

Item 125 #1h

Office of Commerce and Trade	
Department Of Minority Business Enterprise	Language

Language:

Page 105, after line 4, insert:

"The Department of Minority Business Enterprise, in conjunction with the

Amendments to House Bill 1400, as Introduced

Department of General Services, the Virginia Employment Commission and the Virginia Department of Transportation, is authorized to conduct analyses of the availability of minority business enterprises in Virginia and the utilization of such businesses by the Commonwealth of Virginia, localities or private industry in the acquisition of goods and services. To carry out such analyses, the Department is authorized to receive and accept from the United States government, or any agency thereof, and from any other source, private or public, any and all gifts, grants, allotments, bequests or devises of any nature that would assist the Department in conducting such analyses or otherwise strengthen its services to minority business enterprises. The Department is further authorized to create and hold an institutional fund for its exclusive use and purposes into which it may deposit the proceeds of any gift, grant, bequest, allotment, or devise of any nature received from private sources. Such fund shall be subject to the Uniform Management of Institutional Funds Act (§ 55-268.1 et seq., Code of Virginia).The fund and the income from such fund shall not be subject to the provisions of § 2.2-1802, Code of Virginia. The availability of such fund shall not be taken into consideration in, nor be used to reduce, state appropriations or payments, but such funds shall be used in accordance with the wishes of the donors thereof to offset the costs of conducting analyses of the availability and utilization of minority business enterprises or otherwise strengthen the services rendered by the Department to minority business enterprises in the Commonwealth. The Director, Department of Planning and Budget, is authorized to establish a nongeneral fund appropriation for the purposes of expending revenues that may be received for this program."

Explanation:

(This amendment authorizes the Department to accept and receive donations in effectuating the purposes of this amendment.)

Item 127 #1h

Office of Commerce and Trade

Milk Commission

Language

Language:

Page 106, line 23, strike "is hereby abolished" and insert:

"shall be merged into the Department of Agriculture and Consumer Services".

Explanation:

Amendments to House Bill 1400, as Introduced

(This amendment clarifies language regarding the merger of the Milk Commission into the Virginia Department of Agriculture and Consumer Services.)

Item 129 #1h

Office of Commerce and Trade	FY 02-03	FY 03-04	
Virginia Economic Development Partnership	\$0	(\$1,000,000)	GF

Language:

Page 107, line 3, strike "\$16,986,241" and insert "\$15,986,241".

Page 108, line 44, strike "\$2,500,000" and insert "\$1,500,000".

Explanation:

(This amendment reduces the operating grant for the Virginia Advanced Shipbuilding and Carrier Integration Center by \$1,000,000 the second year from the general fund.)

Item 135 #1h

Office of Commerce and Trade	FY 02-03	FY 03-04	
Virginia Tourism Authority	\$0	\$1,000,000	GF

Language:

Page 112, line 47, strike "\$10,357,758" and insert "\$11,357,758".

Page 113, line 15, unstrike "and".

Page 113, line 16, unstrike "\$4,500,000 the second year".

Page 113, line 16, strike "\$4,500,000" and insert "\$1,000,000",

Explanation:

(This amendment restores \$1,000,000 the second year from the general fund for the cooperative advertising program.)

Item 135 #2h

Office of Commerce and Trade
Virginia Tourism Authority

Language

Amendments to House Bill 1400, as Introduced

Language:

Page 113, unstrike lines 30 through 39.

Page 113, line 31, strike "\$200,000 the first year" and insert:
"\$160,000 the second year".

Page 113, line 34, after "Broadcasters.", insert:

"The "See Virginia First" program shall be operated under the guidelines in effect on June 30, 2000."

Explanation:

(This amendment provides \$160,000 the second year from the general fund for the "See Virginia First" cooperative advertising program operated by the Virginia Association of Broadcasters.)

Item 135 #3h

Office of Commerce and Trade

Virginia Tourism Authority

Language

Language:

Page 115, line 33, strike "Tourist Promotion" and insert:
"the cooperative advertising program".

Page 115, line 34, after "provided" strike "\$250,000".

Page 115, line 34, unstrike "and \$250,000 the".

Page 115, line 34, unstrike "second year".

Page 115, line 34, after "and" strike "\$250,000" and insert "\$150,000".

Explanation:

(This amendment restores \$150,000 in the second year from the cooperative advertising program to support the activities of the Tredegar National Civil War Museum.)

Item 135 #4h

Office of Commerce and Trade

Virginia Tourism Authority

Language

Language:

Page 115, line 47, after "year", insert "and \$50,000 the second year".

Amendments to House Bill 1400, as Introduced

Explanation:

(This amendment restores \$50,000 from the cooperative advertising program to support the activities of the Coalfield Regional Tourism Authority.)

Item 135 #5h

Office of Commerce and Trade

FY 02-03

FY 03-04

Virginia Tourism Authority

\$50,000

\$50,000 GF

Language:

Page 112, line 47, strike "\$13,285,857" and insert "\$13,335,857".

Page 112, line 47, strike "\$10,357,758" and insert "\$10,407,758".

Page 114, line 51, strike "\$100,000" and insert "\$150,000".

Page 114 line 52, strike "\$100,000" and insert "\$150,000".

Explanation:

(This amendment limits the reduction to the African-American Heritage Trails in Virginia program to 25 percent.)

Item 136 #1h

**Education: Elementary &
Secondary**

Secretary Of Education

Language

Language:

Page 119, strike lines 56 and 57.

Page 120, strike lines 1 through 16.

Explanation:

(This amendment eliminates a study related to Richard Bland College.)

Item 136 #2h

**Education: Elementary &
Secondary**

Secretary Of Education

Language

Language:

Page 118, strike lines 24 through 60.

Page 119, strike lines 1 through 20.

Page 118, after line 23, insert:

"E.1. Consistent with the authorization provided in § 4-2.01 b of this act, the boards of visitors or other governing bodies of institutions of higher education shall determine tuition, fees, and charges for each fiscal year. However, tuition increases for undergraduate in-state students shall not exceed nine percent per year.

2. In determining tuition and mandatory educational and general fee charges, the boards of visitors or other governing bodies of institutions of higher education shall (a) not charge resident undergraduate students a tuition and fee rate greater than 25 percent of the cost of their education; (b) charge all nonresident undergraduate students a tuition and fee rate of at least 115 percent of the cost of their education, if the proportion of out-of-state students exceeds 18 percent; (c) charge all nonresident undergraduate students a tuition and fee rate of at least 105 percent of the cost of their education, if the proportion of out-of-state students is less than 18 percent; and (d) charge all other student groups a free market-determined tuition and fee rate. The total cost of education shall reflect the findings and recommendations in the November 2001 report of the Joint Subcommittee on Higher Education Funding Policies. The State Council of Higher Education shall determine the appropriate total cost amounts for each institution.

3. (a) Until such time as the Commonwealth fully funds the recommendations of the November 2001 report of the Joint Subcommittee on Higher Education Funding Policies, the boards of visitors may consider the maximization of revenues by setting tuition at market rate. However, tuition increases for undergraduate in-state students shall not exceed nine percent per year.

(b) The boards of visitors or other governing bodies of institutions of higher education shall set aside a portion of the revenues derived from tuition increases to provide additional financial aid resources, in combination with state, federal, and private resources. In addition, any action or surcharge increasing the cost for resident undergraduates shall be equally applied to all student groups.

(c) As additional general funds are provided consistent with the recommendations in the November 2001 report of the Joint Subcommittee on Higher Education Funding Policies, the boards of visitors or other governing bodies of institutions of higher

Amendments to House Bill 1400, as Introduced

education shall begin reducing tuition for undergraduate in-state students correspondingly, consistent with the parameters in subparagraph E.2.(a).

4. In determining tuition and fee charges, the boards of visitors or other governing bodies of institutions of higher education shall not increase the current proportion of nonresident undergraduate students if the institution's nonresident undergraduate enrollment exceeds 25 percent.

5. Norfolk State University, Virginia State University and two-year public institutions are exempt from the restrictions contained in subparagraph 2(b) and 2(c) above.

6. Norfolk State University, Virginia Military Institute, and Virginia State University and two-year public institutions are exempt from the restrictions contained in subparagraph 4 above.

7. Each institution shall communicate its tuition and fee charges, as approved by its board of visitors, to the Secretary of Education, the State Council of Higher Education, and the Chairmen of the House Appropriations and Senate Finance Committees by May 15 of each fiscal year. In addition, each institution shall report to the State Council of Higher Education, in a format prescribed by the State Council of Higher Education, the amount of nongeneral fund revenues derived annually. The State Council of Higher Education shall report to the Chairmen of the House Appropriations and Senate Finance Committees by September 15 of each fiscal year the results of the nongeneral fund survey. This report shall serve as the foundation for required nongeneral fund appropriation adjustments made by the Department of Planning and Budget.

8. Each biennium, beginning in fiscal year 2005, the State Council of Higher Education shall conduct a review of each institution's tuition and fee charges for consistency with the recommendations in the November 2001 report of the Joint Subcommittee on Higher Education Funding Policies. The State Council of Higher Education shall report the results of such a review to Chairmen of the House Appropriations and Senate Finance Committees by November 15."

Explanation:

(This amendment modifies the tuition and fee policy for higher education institutions.)

Amendments to House Bill 1400, as Introduced

Item 137 #1h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Department Of Education, Central
Office Operations

\$0

\$2,000,000 NGF

Language:

Page 120, line 28, strike "\$34,886,678" and insert "\$36,886,678".

Explanation:

(This amendment provides additional federal funding of \$2.0 million under Title II-A Teacher/Principal Training and Recruitment to reflect continuation of the grant in fiscal year 2004.)

Item 137 #2h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Department Of Education, Central
Office Operations

\$0

\$550,000 NGF

Language:

Page 120, line 28, strike "\$34,886,678" and insert "\$35,436,678".

Explanation:

(This amendment provides additional federal funding of \$550,000 under Title II-D Technology to reflect continuation of the grant in fiscal year 2004.)

Item 137 #3h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Department Of Education, Central
Office Operations

\$0

\$460,000 NGF

Language:

Amendments to House Bill 1400, as Introduced

Page 120, line 28, strike "\$34,886,678" and insert "\$35,346,678".

Explanation:

(This amendment provides additional federal funding of \$460,000 under Title IV-B 21st Century Community Learning Centers due to a new federal grant award in fiscal year 2004.)

Item 137 #4h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Department Of Education, Central
Office Operations

\$0

\$2,000,000 NGF

Language:

Page 120, line 28, strike "\$34,886,678" and insert "\$36,886,678".

Explanation:

(This amendment provides additional federal funding of \$2.0 million under IDEA Special Education due to an increase in the grant amounts for Virginia in fiscal year 2004.)

Item 137 #5h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Department Of Education, Central
Office Operations

\$0

\$979,085 NGF

Language:

Page 120, line 28, strike "\$34,886,678" and insert "\$35,865,763".

Explanation:

(This amendment provides additional federal funding of \$979,085 under Title IV-A Community Service for Expelled or Suspended Students due to a new federal grant award in fiscal year 2004.)

Amendments to House Bill 1400, as Introduced

Item 137 #6h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Department Of Education, Central
Office Operations

\$0

\$1,100,000 NGF

Language:

Page 120, line 28, strike "\$34,886,678" and insert "\$35,986,678".

Explanation:

(This amendment provides funding of \$1,100,000 for the Teacher Quality Enhancement grant to reflect the grant award in fiscal year 2004.)

Item 138 #1h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Department Of Education, Central
Office Operations

\$0

\$2,834,904 GF

Language:

Page 121, line 11, strike "\$31,355,176" and insert "\$34,190,080".

Page 122, line 23, strike "\$19,096,966" and insert "\$21,931,870".

Page 124, strike lines 50 through 54.

Page 124, line 55, strike "R" and insert "Q".

Explanation:

(This amendment provides funding to administer separate History Standards of Learning tests in grades 6 through 8. Funding for development of the tests (\$977,985) was removed in the introduced budget. No funding was provided for the administration of the tests in Chapter 899. Both the development and administration costs would be covered with the adoption of this amendment. In addition, language in the introduced budget overriding the Code of Virginia, which currently requires the separate tests, is removed.)

Item 138 #2h

Amendments to House Bill 1400, as Introduced

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Department Of Education, Central
Office Operations

\$0

\$425,000 GF

Language:

Page 121, line 11, strike "\$31,355,176" and insert "\$31,780,176".

Explanation:

(This amendment restores funding for the state-supplied Algebra Readiness diagnostic test. Second-year funding for the test was eliminated in the introduced budget. The amount restored (\$425,000) is less than the amount removed in the introduced budget (\$600,000) because the contract for the test was recently renegotiated and the renegotiated price is lower. A companion amendment in Item 147 restores the language concerning the test in the Standards of Learning Algebra Readiness program.)

Item 138 #3h

**Education: Elementary &
Secondary**

Department Of Education, Central
Office Operations

Language

Language:

Page 124, after line 58, insert:

"S.1. The Board of Education and the Superintendent of Public Education shall convene a task force to develop a plan for consolidating services for the deaf and/or blind and multi-disabled students served by Virginia's two schools for these students. The task force shall include at least one member of the board of visitors of the Virginia School for the Deaf and the Blind at Staunton; the board of visitors of the Virginia School for the Deaf, Blind, and Multi-Disabled at Hampton; and the Advisory Commission on the Virginia Schools for the Deaf and the Blind, as well as a parent representative from each school.

2. The plan shall include an examination of appropriate academic programs, staffing requirements, facilities requirements, student transportation requirements, and

Amendments to House Bill 1400, as Introduced

individual arrangements necessary for all students currently receiving services to continue receiving services. All options for serving students shall be considered. The plan shall also include the steps necessary to achieve consolidation, funding requirements and/or savings, alternative uses of facilities, and a suggested timeline for achieving consolidation.

3. All agencies of the Commonwealth shall provide assistance to the task force in its development of the plan, upon request. The task force shall submit its plan to the Governor and the Chairmen of the House Appropriations, House Education, Senate Finance, and Senate Education and Health Committees by November 1, 2003."

Explanation:

(This amendment is self-explanatory.)

Item 138 #4h

**Education: Elementary &
Secondary**

Department Of Education, Central
Office Operations

Language

Language:

Page 124, after line 58, insert:

"S. The Board of Education shall consider the caseload standards for speech-language pathologists as part of its review of the Standards of Quality, pursuant to § 22.1-18.01, Code of Virginia."

Explanation:

(This amendment would require the Board of Education to consider caseload standards for speech-language pathologists in its current review of the adequacy of the Standards of Quality.)

Item 138 #5h

**Education: Elementary &
Secondary**

Department Of Education, Central
Office Operations

FY 02-03

FY 03-04

\$0

\$8,200,000 NGF

Amendments to House Bill 1400, as Introduced

Language:

Page 121, line 11, strike "\$31,355,176" and insert "\$39,555,176".

Page 122, line 29, after "year", insert:

"and "\$8,200,000 the second year".

Explanation:

(This amendment provides additional federal funding of \$8.2 million under Title VI-A State Assessment to reflect continuation of the federal funding in fiscal year 2004.)

Item 142 #1h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Department Of Education, Central
Office Operations

(\$165,000)

(\$297,500) GF

Language:

Page 125, line 20, strike "\$4,259,909" and insert "\$4,094,909".

Page 125, line 20, strike "\$9,490,641" and insert "\$9,193,141".

Page 126, line 61, strike "\$1,032,500" and insert "\$867,500".

Page 126, line 61, strike "\$1,677,500" and insert "\$1,380,000".

Explanation:

(This amendment captures balances in the amounts set aside for bonuses to teachers receiving certification through the National Board of Professional Teaching Standards. Updated certifications from school divisions show that the actual number of Virginia public school teachers eligible for the bonuses is lower than had been projected.)

Item 145 #1h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Direct Aid To Public Education

\$49,625

\$0 GF

Language:

Page 128, line 18, strike "\$448,891,723" and insert "\$448,941,348".

Explanation:

(This amendment corrects an error in the introduced budget. It would correct for a formula error in the calculation of the fiscal year 2003 Homebound payment affecting the reimbursement due Washington County Public Schools.)

Item 145 #2h

Education: Elementary & Secondary

Direct Aid To Public Education

Language

Language:

Page 131, line 49, after "147", insert:

"(Basic Aid Payments)".

Page 131, line 51, strike "Student Achievement Grants" and insert:

"Health Insurance Premiums Supplement".

Page 132, line 4, after "Prevention", strike "unless".

Page 132, strike lines 5 and 6 and insert "."

Explanation:

(This amendment would use the funding proposed for a Student Achievement Block Grant in the introduced budget to instead fund increased health insurance premium costs in Basic Aid under the Standards of Quality. Funding inflation for health care insurance premiums was a recommendation of the Joint Legislative Audit and Review Commission report, *Review of Elementary and Secondary School Funding*. A companion amendment in Item 147 establishes the Health Insurance Premiums Supplement.)

Item 145 #3h

Education: Elementary & Secondary

FY 02-03

FY 03-04

Direct Aid To Public Education

\$0

(\$849,060) GF

Language:

Page 128, line 18, strike "\$430,859,009" and insert "\$430,009,949".

Page 130, line 31, strike "and \$998,894 \$849,060 the second year".

Amendments to House Bill 1400, as Introduced

Explanation:

(This amendment would eliminate state funding for Project Discovery for fiscal year 2004.)

Item 145 #4h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Direct Aid To Public Education

\$0

(\$209,950) GF

Language:

Page 128, line 18, strike "\$430,859,009" and insert "\$430,649,059".

Page 130, line 52, strike "\$307,700" and insert "\$97,750".

Explanation:

(This amendment eliminates state funding for the Southwest Virginia Public Education Consortium in fiscal year 2004. Companion amendments in this item and in Item 532 move the remaining second-year funding of \$97,750 for the William King Art Center to nonstate agencies.)

Item 145 #5h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Direct Aid To Public Education

\$0

(\$182,750) GF

Language:

Page 128, line 18, strike "\$430,859,009" and insert "\$430,676,259".

Page 131, line 8, strike "and \$215,000 \$182,750 the second year".

Explanation:

(This amendment eliminates state funding for the Southside Virginia Public Education Consortium in fiscal year 2004.)

Item 145 #6h

Education: Elementary &

FY 02-03

FY 03-04

Amendments to House Bill 1400, as Introduced

Secondary

Direct Aid To Public Education	\$0	(\$63,750)	GF
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Language:

Page 128, line 18, strike "\$430,859,009" and insert "\$430,795,259".

Page 131, line 14, strike "and \$75,000".

Page 131, line 15, strike "\$63,750 the second year".

Explanation:

(This amendment eliminates state funding for the Western Virginia Public Education Consortium in fiscal year 2004.)

Item 145 #7h

Education: Elementary &

FY 02-03

FY 03-04

Secondary

Direct Aid To Public Education	\$0	\$18,000,000	NGF
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Language:

Page 128, line 18, strike "\$430,859,009" and insert "\$448,859,009".

Explanation:

(This amendment provides additional federal funding of \$18.0 million to local school divisions under IDEA Special Education due to an increase in federal funding for fiscal year 2004.)

Item 145 #8h

Education: Elementary &

FY 02-03

FY 03-04

Secondary

Direct Aid To Public Education	\$0	\$4,000,000	NGF
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Language:

Page 128, line 18, strike "\$430,859,009" and insert "\$434,859,009".

Explanation:

(This amendment provides additional federal funding of \$4.0 million to local

Amendments to House Bill 1400, as Introduced

school divisions under Title III-A English Language Acquisition due to an increase in federal funding for fiscal year 2004.)

Item 145 #9h

Education: Elementary & Secondary	FY 02-03	FY 03-04	
Direct Aid To Public Education	\$0	\$8,750,000	NGF

Language:

Page 128, line 18, strike "\$430,859,009" and insert "\$439,609,009".

Explanation:

(This amendment provides additional federal funding of \$8.75 million to local school divisions under Title IV-B 21st Century Community Learning Centers to reflect a new federal grant award for fiscal year 2004.)

Item 145 #10h

Education: Elementary & Secondary	FY 02-03	FY 03-04	
Direct Aid To Public Education	\$0	(\$97,750)	GF

Language:

Page 128, line 18, strike "\$430,859,009" and insert "\$430,761,259".

Page 131, line 1, strike "and \$115,000 \$97,750 the second year".

Explanation:

(This amendment is one of two to achieve the intent of moving second-year state funding for the William King Arts Center to the nonstate agency item of the budget.)

Item 145 #11h

Education: Elementary & Secondary	FY 02-03	FY 03-04	
Direct Aid To Public Education	\$0	(\$300,000)	GF

Amendments to House Bill 1400, as Introduced

Language:

Page 128, line 18, strike "\$430,859,009" and insert "\$430,559,009".

Page 129, line 22, strike "in each year" and insert "the first year".

Explanation:

(This amendment would eliminate second-year state funding for Migrant Education grants. The funding is not a match for Virginia's federal Migrant Education funding.)

Item 145 #12h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Direct Aid To Public Education

\$0

(\$449,810) GF

Language:

Page 128, line 18, strike "\$430,859,009" and insert "\$430,409,199".

Page 129, line 40, strike "\$23,198,581" and insert "\$22,748,771".

Explanation:

(This amendment captures balances in state operated programs (hospitals, clinics and detention homes). Actual contracts indicate that the additional funding will not be needed to fully fund the program.)

Item 146 #1h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Direct Aid To Public Education

\$0

\$8,000,000 GF

\$0

(\$8,000,000) NGF

Language:

Page 134, line 28, strike "\$125,704,700" and insert "\$117,704,700".

Explanation:

(This amendment restores \$8.0 million to the general fund to pay for teacher retirement, freeing up \$8.0 million in Literary Fund revenue to flow back into the Fund. A companion amendment in Item 147 uses this Literary Fund revenue (and \$4.0 million from other sources) for a \$12.0 million Virginia Public School Authority (VPSA) interest rate subsidy program.)

Item 147 #1h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Direct Aid To Public Education

\$0

(\$2,508,520) GF

Language:

Page 134, line 39, strike "\$2,699,348,781" and insert "\$2,696,840,261".

Explanation:

(This amendment provides an offset to basic aid payments based on an increase in the one-cent sales tax distribution for fiscal year 2004. Another amendment in this item shows the offset to enrollment loss payments. Finally, there is a companion amendment that increases the estimated sales tax distribution in Item 148.)

Item 147 #2h

**Education: Elementary &
Secondary**

Direct Aid To Public Education

Language

Language:

Page 141, line 15, strike "and".

Page 141, line 16, strike "Standards of Learning remediation".

Page 155, after line 20, insert:

"e. Funds provided through the Standards of Learning Remediation program are subject to the reporting requirements established by § 22.1-199.2, Code of Virginia, and set out in the Board of Education's regulations (8-VAC-20-630)."

Explanation:

(This amendment would remove the provision that allowed Standards of Learning Remediation funding to be block granted with the Standards of Quality remediation funding school divisions receive, in order to restore reporting requirements on the use of the Standards of Learning Remediation funding.)

Item 147 #3h

**Education: Elementary &
Secondary**

Direct Aid To Public Education

Language

Language:

Page 143, after line 37, insert:

"k. 1) From the amounts transferred to this item from the Dropout Prevention program, the School Health Incentive Payments program, and the Technology Support Payments program, a total estimated at \$16,915,113 the second year from the general fund shall be dispersed to school divisions in the same manner as it would have been paid to school divisions under each of the originating programs. These payments to school divisions shall constitute the state's share of funding for a Health Insurance Premiums Supplement payment for the state share of increased health insurance premium costs experienced by school divisions.

2) Local governments shall match these funds based on the composite index of local ability-to-pay."

Page 156, line 5, strike "Item", insert:

"item to Basic Aid Payments".

Page 156, line 6, strike "Student Achievement Grants" and insert:

"Health Insurance Premiums Supplement".

Page 156, line 11, after "Payments", strike the remainder of line and insert "."

Page 156, strike line 12

Page 157, line 29, strike "Item" and insert:

"item to Basic Aid Payments".

Page 157, line 30, strike "Student Achievement Grants" and insert:

"Health Insurance Premiums Supplement".

Page 157, line 35, after "Payments", strike the remainder of line and insert "."

Page 157, strike line 36.

Page 158, strike lines 14 through 52.

Page 159, strike lines 1 through 4.

Explanation:

(This amendment would use the funding proposed for a Student Achievement Block Grant in the introduced budget to instead fund increased health insurance premium costs in Basic Aid under the Standards of Quality. Funding inflation for health care insurance premiums was a recommendation of the Joint Legislative Audit and Review Commission report, *Review of Elementary and Secondary School Funding*.)

Amendments to House Bill 1400, as Introduced

Item 147 #4h

Education: Elementary & Secondary	FY 02-03	FY 03-04	
Direct Aid To Public Education	\$0	\$50,200,000	NGF

Language:

Page 134, line 39, strike "\$2,699,348,781" and insert "\$2,749,548,781".

Page 158, line 11, after "year", insert:

"and \$50,200,000 the second year".

Explanation:

(This amendment provides additional federal funding of \$50.2 million to local school divisions under Title II-A Teacher/Principal Training and Recruitment to reflect continuation of the federal funding for fiscal year 2004.)

Item 147 #5h

Education: Elementary & Secondary	FY 02-03	FY 03-04	
Direct Aid To Public Education	\$0	\$10,100,000	NGF

Language:

Page 134, line 39, strike "\$2,699,348,781" and insert "\$2,709,448,781".

Explanation:

(This amendment provides additional federal funding of \$10.1 million to local school divisions under Title II-D Technology to reflect continuation of the federal funding for fiscal year 2004.)

Item 147 #6h

Education: Elementary & Secondary	FY 02-03	FY 03-04	
Direct Aid To Public Education	(\$69,735)	\$0	GF

Language:

Page 134, line 39, strike "\$2,667,079,321" and insert "\$2,667,009,586".

Amendments to House Bill 1400, as Introduced

Page 146, line 34, strike "\$62,552,437" and insert "\$62,482,702".

Explanation:

(This amendment captures balances in the K-3 Reduced Class Size payments to reflect updated actual enrollment. All certifications from school divisions have now been submitted and the funding will not be needed to fully fund the program.)

Item 147 #7h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Direct Aid To Public Education

\$0

\$78,331 GF

Language:

Page 134, line 39, strike "\$2,699,348,781" and insert "\$2,699,427,112".

Page 146, line 6, strike "\$20,864,410" and insert "\$20,942,741".

Explanation:

(This amendment would allow Winchester City Public Schools to receive the state share of payments for a Summer School program. The school division indicated that it intended to participate in the program after the budget was introduced.)

Item 147 #8h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Direct Aid To Public Education

\$69,725

\$0 GF

Language:

Page 134, line 39, strike "\$2,667,079,321" and insert "\$2,667,149,046".

Explanation:

(This amendment updates At-risk Four-Year-Olds payments to reflect actual enrollment. Warren County has reported that it is now eligible for funding in the program and \$94,031 is added specifically for Warren County. However, updated enrollment in other divisions shows that \$24,306 will not be needed to fully fund these programs. Therefore, a net of \$69,725 is added to reflect the new actual enrollment in the program.)

Amendments to House Bill 1400, as Introduced

Item 147 #9h

Education: Elementary & Secondary	FY 02-03	FY 03-04	
Direct Aid To Public Education	\$0	(\$48,635)	GF

Language:

Page 134, line 39, strike "\$2,699,348,781" and insert "\$2,699,300,146".

Page 153, line 41, strike "\$10,226,881" and insert "\$10,178,246".

Explanation:

(This amendment captures anticipated balances in the Early Reading Intervention program payments to reflect the decision of a school division not to participate in the program in fiscal year 2004. Normally, these balances would be higher, but Prince William County has indicated it plans to participate in the program for the first time in fiscal year 2004.)

Item 147 #10h

Education: Elementary & Secondary	FY 02-03	FY 03-04	
Direct Aid To Public Education	\$0	(\$400,000)	GF

Language:

Page 134, line 39, strike "\$2,699,348,781" and insert "\$2,698,948,781".

Page 144, line 30, strike "and \$400,000 the second year".

Explanation:

(This amendment eliminates second-year funding for Small School Division Assistance grants. Currently, Highland County and Norton City receive the grants.)

Item 147 #11h

Education: Elementary & Secondary		
Direct Aid To Public Education		Language

Amendments to House Bill 1400, as Introduced

Language:

- Page 156, line 20, unstrike ", as".
- Page 156, unstrike lines 21 through 33.
- Page 156, line 46, unstrike "to such".
- Page 156, unstrike lines 47 and 48.
- Page 156, line 49, unstrike "school year".

Explanation:

(This amendment restores language under the Standards of Learning Algebra Readiness program concerning the state-provided diagnostic test used to determine which children need the intervention. A companion amendment in Item 138 restores the funding for the state-provided test.)

Item 147 #12h

Education: Elementary & Secondary	FY 02-03	FY 03-04	
Direct Aid To Public Education	\$0	(\$5,918)	GF

Language:

- Page 134, line 39, strike "\$2,699,348,781" and insert "\$2,699,342,863".

Explanation:

(This amendment provides an offset to enrollment loss payments based on an increase in the one-cent sales tax distribution for fiscal year 2004. Another amendment in this item shows the offset to basic aid payments. Finally, there is a companion amendment that increases the estimated sales tax distribution in Item 148.)

Item 147 #13h

Education: Elementary & Secondary	FY 02-03	FY 03-04	
Direct Aid To Public Education	(\$6,157)	(\$12,071)	GF

Language:

- Page 134, line 39, strike "\$2,667,079,321" and insert "\$2,667,073,164".
- Page 134, line 39, strike "\$2,699,348,781" and insert "\$2,699,336,710".

Amendments to House Bill 1400, as Introduced

Explanation:

(This amendment adjusts enrollment loss payments based on a correction to Fairfax County's count of school-aged children for the Triennial Census. Another amendment in this item makes the necessary adjustment to basic aid payments.)

Item 147 #14h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Direct Aid To Public Education	(\$1,376,324)	(\$2,783,403)	GF
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Language:

Page 134, line 39, strike "\$2,667,079,321" and insert "\$2,665,702,997".

Page 134, line 39, strike "\$2,699,348,781" and insert "\$2,696,565,378".

Explanation:

(This amendment adjusts basic aid payments based on a correction to Fairfax County's count of school-aged children for the Triennial Census.)

Item 148 #1h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Direct Aid To Public Education	\$0	\$4,500,000	GF
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Language:

Page 159, line 8, strike "\$1,195,910,149" and insert "\$1,200,410,149".

Explanation:

(This amendment increases the estimate of the one-cent sales tax distribution for fiscal year 2004 by \$4.5 million. This estimate includes the expected impact from vendor registration and corrects for the difference between the August reforecast and the December official estimate. There is a companion amendment that offsets basic aid in Item 147.)

Amendments to House Bill 1400, as Introduced

Item 150 #1h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Direct Aid To Public Education

\$0

\$4,232 GF

Language:

Page 161, line 23, strike "\$11,852,830" and insert "\$11,857,062".

Explanation:

(This amendment would correctly fund the New Horizons Governor's School for the state share of students attending the school from James City County. The students had been incorrectly reported as Williamsburg City students and Williamsburg has a higher composite index.)

Item 150 #2h

**Education: Elementary &
Secondary**

FY 02-03

FY 03-04

Direct Aid To Public Education

\$19,542

\$0 GF

Language:

Page 161, line 23, strike "\$11,102,408" and insert "\$11,121,950".

Explanation:

(This amendment would correctly fund the New Horizons Governor's School for the state share of students attending the school from Isle of Wight County. The School reported the students after the budget had been introduced. This is the first year Isle of Wight County students have attended the school.)

Item 159 #1h

**Education: Elementary &
Secondary**

Direct Aid To Public Education

Language

Language:

Amendments to House Bill 1400, as Introduced

Page 165, line 20, unstrike "and \$20,000,000 the second year".

Page 165, line 20, strike "\$20,000,000" and insert "\$12,000,000".

Explanation:

(This amendment restores \$12.0 million for a Virginia Public School Authority interest rate subsidy program. Funding for a \$20.0 million program had been eliminated in the introduced budget. The funding is partially restored through funding from the global settlement, from the passage of several House bills increasing Literary Fund revenue, and from amendments in items 32, 33, 34 and 35).

Item 164 #1h

Education: Higher Education

FY 02-03

FY 03-04

State Council Of Higher Education
For Virginia

\$0

\$2,500,000 GF

Language:

Page 168, line 26, strike "\$41,039,854" and insert "\$43,539,854".

Page 170, after line 27, insert:

"The State Council of Higher Education shall".

Page 170, unstrike lines 28 through 30.

Explanation:

(This amendment would restore budget reductions to the Tuition Assistance Grant Program in order to maintain the current award amount during the 2003-2004 academic year.)

Item 164 #2h

Education: Higher Education

FY 02-03

FY 03-04

State Council Of Higher Education
For Virginia

\$0

\$5,700,000 GF

Language:

Page 168, line 26, strike "\$41,039,854" and insert "\$46,739,854".

Page 170, after line 35, insert:

"G. Out of the appropriation in this item, \$5,700,000 the second year is provided to improve access to, and affordability of, higher education through increased

Amendments to House Bill 1400, as Introduced

need-based financial aid for Virginia resident undergraduate students. The funding shall be distributed to higher education institutions consistent with the needs of the students at those institutions. The Director, State Council of Higher Education for Virginia, shall submit a report by July 15, 2003, to the Chairmen of the House Appropriations and Senate Finance Committees setting out the distribution of these funds."

Explanation:

(This amendment provides additional general fund for Student Financial Assistance to meet additional student need resulting from recent tuition increases.)

Item 165 #1h

Education: Higher Education	FY 02-03	FY 03-04	
State Council Of Higher Education For Virginia	\$0	(\$3,200,000)	GF

Language:

Page 170, line 38, strike "\$7,175,065" and insert "\$3,975,065".

Page 171, line 11, after "2." insert "a."

Page 171, after line 15, insert:

"b. In the making recommendations for the distribution funds from the Eminent Scholars program, the State Council of Higher Education shall:

(1) not reduce the amounts provided to any institution with a 2002-03 allocation less than \$100,000;

(2) ensure that no allocation results in more than 25 percent of the funds in this program being designated for any one institution."

Explanation:

(This amendment reduces amounts for the Eminent Scholar program in fiscal year 2004 and provides criteria for the distribution of those reductions.)

Item 165 #2h

Education: Higher Education	FY 02-03	FY 03-04	
State Council Of Higher Education For Virginia	\$0	(\$68,000)	GF

Amendments to House Bill 1400, as Introduced

Language:

Page 170, line 38, strike "\$7,175,065" and insert "\$7,107,065".

Page 171, strike line 45.

Page 171, line 46, before "fund", insert "from the general".

Explanation:

(This amendment reduces the Eastern Shore tuition assistance regional grant and contract program consistent with the reductions levels applied to all other regional grants and contracts programs in the introduced budget.)

Item 165 #3h

Education: Higher Education

FY 02-03

FY 03-04

State Council Of Higher Education

\$0

\$200,000 GF

For Virginia

Language:

Page 170, line 38, strike "\$7,175,065" and insert "\$7,375,065".

Page 171, line 31, after "first", insert:

"and \$200,000 the second year".

Page 171, line 32, after ".", insert:

"No new or additional students shall be accepted into this program."

Explanation:

(This amendment restores funding for optometry scholarships in order to meet the current obligation for existing students in the program. No new or additional students will be accepted into the program.)

Item 166 #1h

Education: Higher Education

FY 02-03

FY 03-04

State Council Of Higher Education

\$0

\$547,000 GF

For Virginia

Language:

Page 172, line 41, strike "\$6,833,113" and insert "\$7,380,113".

Explanation:

Amendments to House Bill 1400, as Introduced

(This amendment restores second-year funding for the Virginia Women's Institute for Leadership.)

Item 166 #2h

Education: Higher Education	FY 02-03	FY 03-04	
State Council Of Higher Education	\$0	\$200,000	GF
For Virginia	0.00	2.00	FTE

Language:

Page 172, line 41, strike "\$6,833,113" and insert "\$7,033,113".

Explanation:

(This amendment restores budget reductions to the 15 percent level.)

Item 166 #3h

Education: Higher Education	FY 02-03	FY 03-04	
State Council Of Higher Education	\$0	(\$113,610)	GF
For Virginia			

Language:

Page 172, line 41, strike "\$6,833,113" and insert "\$6,719,503".

Page 174, line 8, strike "and \$113,610 the second year".

Explanation:

(This amendment eliminates the technology grants program in the second year.)

Item 174 #1h

Education: Higher Education	FY 02-03	FY 03-04	
The College Of William And Mary	(\$198,000)	(\$150,000)	NGF
In Virginia			

Language:

Page 177, line 42, strike "\$84,672,404" and insert "\$84,474,404".

Page 177, line 42, strike "\$85,793,882" and insert "\$85,643,882".

Amendments to House Bill 1400, as Introduced

Page 179, strike lines 14 through 17.

Page 179, line 18, strike "I" and insert "H".

Explanation:

(This amendment reduces unused nongeneral fund authorization.)

Item 184 #1h

Education: Higher Education

FY 02-03

FY 03-04

George Mason University

\$0

\$535,000 GF

Language:

Page 184, line 17, strike "\$186,457,101" and insert "\$186,992,101".

Explanation:

(This amendment requests operating support for a new academic building opening in the summer of 2003.)

Item 192 #1h

Education: Higher Education

FY 02-03

FY 03-04

Longwood University

\$0

\$200,000 GF

Language:

Page 188, line 39, strike "\$28,067,618" and insert "\$28,267,618".

Explanation:

(This amendment provides \$200,000 of general funds to continue funding the Southside Virginia Higher Education Center as provided in fiscal year 2002-03.)

Item 202 #1h

Education: Higher Education

FY 02-03

FY 03-04

Norfolk State University

\$0

\$250,000 NGF

Language:

Page 194, line 21, strike "\$67,961,966" and insert "\$68,211,966".

Amendments to House Bill 1400, as Introduced

Page 196, after line 14, insert:

"I. Out of this appropriation, \$250,000 the second year from nongeneral funds is designated to support the development of a SkillTek unit designed to familiarize and attract at-risk youth into construction industry jobs. Norfolk State University is authorized to seek Federal Surface Transportation Funds from the Virginia Department of Transportation subject to the conditions outlined in Federal Law (23 USC 140(b)) for use in this program."

Explanation:

(This amendment is self-explanatory.)

Item 206 #1h

Education: Higher Education

FY 02-03

FY 03-04

Old Dominion University

\$0

\$380,000 GF

0.00

8.00 FTE

Language:

Page 197, line 6, strike "\$132,046,576" and insert "\$132,426,576".

Explanation:

(This amendment requests additional general funds for operations and maintenance costs for the new Engineering and Computational Science facility and restores reductions for the Teletechnet site at Paul D. Camp Community College.)

Item 227 #1h

Education: Higher Education

Virginia Commonwealth University

Language

Language:

Page 211, line 28, after "designated", insert "solely".

Page 211, line 30, after "programs.", insert:

"Any changes in this appropriation are at the sole discretion of the Governor and the General Assembly. To the extent the University chooses to reduce general fund support for these programs as part of its budget reduction strategies for fiscal year 2004, the reduction shall be proportional to the percentage reduction in general fund support applied to the University's Educational and General budget."

Amendments to House Bill 1400, as Introduced

Explanation:

(This amendment provides direction to Virginia Commonwealth University regarding the family practice program and the distribution of budget reductions for fiscal year 2004.)

Item 232 #1h

Education: Higher Education

FY 02-03

FY 03-04

Virginia Community College
System

\$0
0.00

\$535,000 GF
5.00 FTE

Language:

Page 218, line 11, strike "\$415,697,370" and insert "\$416,232,370".

Explanation:

(This amendment provides operating support to provide security at the new Medical Education Campus of the Virginia Community College System.)

Item 232 #2h

Education: Higher Education

Virginia Community College
System

Language

Language:

Page 222, after line 56, insert:

"V. The State Board for Community Colleges is authorized to establish procedures whereby community college foundations will be eligible to create endowments for which the investment earnings on qualified gifts by donors would be eligible for up to a 100 percent match by the state, if such endowments are created for the purpose of enhancing selected academic offerings to provide education and training for high cost or demand occupations identified as critical to the economic vitality of the Commonwealth."

Explanation:

(This amendment is self-explanatory.)

Amendments to House Bill 1400, as Introduced

Item 242 #1h

Education: Higher Education	FY 02-03	FY 03-04
Virginia Military Institute	\$0	\$687,000 GF

Language:

Page 225, line 12, strike "\$4,357,795" and insert "\$5,044,795".

Explanation:

(This amendment provides funds to restore funding for the Unique Military Activities for the Virginia Tech Corps of Cadets and Mary Baldwin College.)

Item 248 #1h

Education: Higher Education	FY 02-03	FY 03-04
Virginia Cooperative Extension And Agricultural Experiment Station	\$0	\$1,050,000 GF

Language:

Page 230, line 48, strike "\$68,165,098" and insert "\$69,215,098".

Explanation:

(This amendment restores funding for 21 extension agents and 4 extension specialists throughout the state.)

Item 249 #1h

Education: Higher Education	
Virginia State University	Language

Language:

Page 234, after line 8, insert:

"H.1. Out of this appropriation, the following general fund sums shall be made available in accordance with the November 2001 agreement between the Commonwealth of Virginia and the U.S. Department of Education, Office of Civil Rights.

First Year	Second Year
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Amendments to House Bill 1400, as Introduced

Enhancement of Academic Programs	\$1,688,240	\$1,688,240
Historic Deficiencies	\$1,344,141	\$1,344,141
Management Plan	\$ 583,269	\$ 583,269
Total	\$3,615,650	\$3,615,650

2. Any unexpended balances in subparagraph 1 at the close of business on June 30, 2003, shall not revert to the surplus of the general fund but shall be carried forward on the books of the State Comptroller and reappropriated in the second year.

I.1. Out of this appropriation \$3,377,242 the first year and \$3,377,242 the second year is designated to sustain and consolidate seven specific initiatives for which appropriations were provided in previous years, and which illustrate initiatives to improve the quality of academic programs as acknowledged in the November 2001 Accord between the Commonwealth of Virginia and the U.S. Department of Education, Office of Civil Rights.

	First Year	Second Year
Expand technology applications by faculty	\$ 200,000	\$ 200,000
Maintenance of instructional equipment	\$ 250,000	\$ 250,000
Student Institute for Leadership Development	\$ 100,000	\$ 100,000
Improve quality of academic programs	\$1,737,761	\$1,737,761
Expand three existing and creat two new undergraduate programs	\$ 803,929	\$ 803,929
Strengthen academic programs to achieve accreditation	\$ 285,552	\$ 285,552
Total	\$3,377,242	\$3,377,242

2. Any unexpended balances in subparagraph 1 at the close of business on June 30, 2003, shall not revert to the surplus of the general fund but shall be carried forward on the books of the State Comptroller and reappropriated in the second year."

Explanation:

(This amendment is self-explanatory.)

Item 256 #1h

Education: Other

FY 02-03

FY 03-04

Amendments to House Bill 1400, as Introduced

Jamestown-Yorktown Foundation	\$0	\$350,000	GF
	0.00	3.00	FTE

Language:

Page 237, line 15, strike "\$10,146,553" and insert "\$10,496,553".

Explanation:

(This amendment provides general fund operating support for new facilities at Jamestown Settlement.)

Item 257 #1h

Education: Other

Jamestown 2007

Language

Language:

Page 239, line 40, strike "two" and insert "one".

Page 239, line 41, strike "dollars" and insert "dollar".

Page 239, line 44, strike "unless the registered".

Page 239, strike lines 45 and 46.

Page 239, line 47, before "special" insert "to support a".

Page 239, line 58, after "support" insert:

"educational programs sponsored or approved by the Jamestown-Yorktown Foundation,".

Page 239, line 59, strike "statewide".

Page 240, line 4, after ".", insert:

"This fee shall expire on June 30, 2008."

Explanation:

(This amendment reduces the vehicle registration fee collected on behalf of the Jamestown 2007 Commemorations from \$2 to \$1 and makes the fee mandatory for all new registrants.)

Item 262 #1h

Education: Other

The Science Museum Of Virginia

FY 02-03

FY 03-04

\$0

(\$1,513,966) GF

\$0

(\$444,601) NGF

Amendments to House Bill 1400, as Introduced

0.00 -33.00 FTE

Language:

Page 243, line 8, strike "\$8,524,354" and insert "\$6,565,787".
Page 243, strike lines 34 through 49 and insert "Omitted."

Explanation:

(This amendment removes the Museum of Natural History from the administration of the Science Museum. A companion amendment to Item 400 restores the Museum of Natural History under the Secretary of Natural Resources.)

Item 263 #1h

Education: Other

FY 02-03

FY 03-04

Virginia Commission For The Arts

\$0

\$500,000 GF

0.00

2.00 FTE

Language:

Page 244, line 16, strike "\$2,922,350" and insert "\$3,422,350".

Explanation:

(This amendment restores budget reductions for the Commission of the Arts.)

Item 270 #1h

Education: Higher Education

Virginia College Building Authority

Language

Language:

Page 250, line 27, strike "\$35,000,000" and insert "\$37,000,000".
Page 250, line 33, strike the second "\$2,016,731" and insert "\$4,016,731".

Explanation:

(This amendment allocates \$2.0 million through the Equipment Trust Fund for the Prince William III academic building project approved in the 2002 Session of the General Assembly.)

Finance

Department Of Accounts

Language

Language:

Page 253, after line 6, insert:

"The Comptroller of Virginia shall establish a special revenue account fund detail code for nongeneral funds donated to the Virginia Museum of Fine Arts by private donors and volunteers who sponsor fundraising activities to support the museum's general operations, exhibitions, and programs. Revenues included in this fund will be restricted for the uses specified by the donors and shall not be subject to interagency transfers or appropriation reductions."

Explanation:

(This amendment directs the Comptroller to establish a fund detail code for moneys donated to the Virginia Museum of Fine Arts by private donors.)

Finance

Department Of Accounts

FY 02-03

\$67,500

FY 03-04

\$135,000 GF

Language:

Page 255, line 15, strike "\$3,682,604" and insert "\$3,750,104".

Page 255, line 15, strike "\$3,436,126" and insert "\$3,571,126".

Explanation:

(This amendment eliminates the proposed fees charged to state employees for the cost of providing miscellaneous payroll deductions and provides general fund appropriations to cover the costs of administering the deductions.)

Finance

Department Of Accounts

Language

Language:

Amendments to House Bill 1400, as Introduced

Page 257, after line 32, insert:

"A. 1. For purposes of determining a transfer from the Revenue Stabilization Fund to the general fund as a result of a downward revision in general fund revenues, the general fund revenues appropriated shall be those that are contained in the revenue forecast in which the Appropriation Act, in effect, was based. Anticipated shortfalls in general fund revenues for fiscal years ending June 30, 2003 and June 30, 2004, shall be computed by comparing the revised general fund forecast presented to the General Assembly to total general fund revenues appropriated in Chapter 899 of the 2002 Acts of Assembly.

A.2. In accordance with Art. 10 § 8, Virginia Constitution, and § 2.2-1830, Code of Virginia, the amount of the transfer shall not exceed more than one-half of the balance of Revenue Stabilization Fund or more than one-half of the forecasted shortfall in revenues."

Page 257, line 33, strike "A." and insert "B."

Page 257, line 40, strike "B." and insert "C."

Explanation:

(This amendment clarifies the calculation of revenues available for deposit to and transfer from the revenue stabilization fund.)

Item 283 #1h

Finance

Department Of Taxation

Language

Language:

Page 260, strikes lines 3 through 5 and insert:

"The General Assembly declines to appropriate funds for the continuance of the lease of office space at 11166 Main Street, Fairfax, Virginia, by the Commonwealth of Virginia, Virginia Department of Taxation, for the period beginning July 1, 2003."

Explanation:

(This amendment clarifies language included relating to the cancellation of a lease by the Department of Taxation to ensure that the Commonwealth could, if it chose, use the facility for an alternative purpose.)

Item 285 #1h

Amendments to House Bill 1400, as Introduced

Finance

Department Of Taxation

Language

Language:

Page 262, line 17, after "program.", insert:

"In the second year, the Tax Commissioner shall expand the program that allows for the collection of unpaid fines and court costs to include any private debt collection firms with whom the selected commonwealth's attorneys have contracted for the collection of unpaid fines and court costs pursuant to § 19.2-349, Code of Virginia, to collect unpaid fines and court costs in the same manner and means as provided to the Department of Taxation in § 58.1-1804, Code of Virginia."

Explanation:

(This amendment expands the pilot program for court debt collection to allow commonwealth's attorneys to contract with any private debt collection firm and give such firms authority to utilize all remedies available to the Department of Taxation under the Code of Virginia.)

Item 285 #2h

Finance

Department Of Taxation

FY 02-03

(\$148,575)

FY 03-04

(\$372,000) GF

Language:

Page 260, line 40, strike "\$48,815,737" and insert "\$48,667,162".

Page 260, line 40, strike "\$54,956,986" and insert "\$54,584,986".

Explanation:

(This amendment reduces the additional appropriation for tax compliance efforts by \$520,575 to reflect adjustments to the tax compliance proposal.)

Item 285 #3h

Finance

Department Of Taxation

Language

Language:

Amendments to House Bill 1400, as Introduced

Page 265, after line 48, insert:

"K. For individual income tax returns filed on or after January 1, 2004, by taxpayers using the Department of Taxation's Internet filing system (iFile for Individual), the Department is prohibited from using data provided by taxpayers and saved as draft, except for the sole purpose of providing user assistance. Once a final return is completed and submitted by a user, all draft information shall be removed from the system. In providing assistance to taxpayers using the iFile system, the Department of Taxation shall only provide on-line the same type of information and questions that are contained in the tax booklets published annually by the Department or designed to minimize taxpayer errors in the filing of their return."

Explanation:

(This amendment clarifies that the Department of Taxation shall not provide online assistance to taxpayers using its iFile system that exceed the information provided to taxpayers in the annually published tax booklets.)

Item 296 #1h

Finance	FY 02-03	FY 03-04	
Treasury Board	(\$30,000)	(\$2,570,000)	GF

Language:

Page 273, line 8, strike "\$257,060,687" and insert "\$257,030,687".

Page 273, line 8, strike "\$286,714,948" and insert "\$284,144,948".

Explanation:

(This amendment reduces funding for debt service as a result of a refunding of previously issued bonds of the Virginia Public Building Authority.)

Item 296 #2h

Finance	FY 02-03	FY 03-04	
Treasury Board	\$0	(\$2,000,000)	GF
	\$0	\$2,000,000	NGF

Language:

Page 273, line 15, strike "278,419,540" and insert "276,419,540".

Page 273, line 17, strike "2,422,604" and insert "4,422,604".

Amendments to House Bill 1400, as Introduced

Explanation:

(This amendment provides for the transfer of \$2 million from nongeneral funds from institutions of higher education from a capital fee charged on out-of-state students for debt service costs on the recently approved capital bond package. The amounts are based on a \$1.67 per credit fee on out-of-state students at four-year institutions and a \$1.50 per credit fee on out-of-state students at two-year institutions.)

Item 296 #3h

Finance

Treasury Board

FY 02-03

\$0

FY 03-04

\$6,200,000 GF

Language:

Page 273, line 8, strike "\$286,714,948" and insert "\$292,914,948".

Explanation:

(This amendment provides \$6.0 million in debt service for maintenance reserve projects and \$0.2 million as a technical adjustment to the debt service appropriation.)

Item 298 #1h

Health And Human Resources

Secretary Of Health And Human
Resources

Language

Language:

Page 282, after line 12, insert:

"H.1. In order to assist the courts and other participating parties in the uniform and effective operation of the Commonwealth's involuntary civil commitment statutes, the Secretary of Health and Human Resources, in consultation with the Secretary of Public Safety and the Executive Secretary of the Supreme Court, shall appoint a committee on civil commitment procedures to establish statewide policies and guidelines that identify the party or parties responsible for the safety and security of individuals who are the subject of or who participate in involuntary detention and admission activities. These activities include transportation; custody of persons under judicial orders; medical evaluation, screening and treatment; and detention services. Such policies and guidelines shall recognize the varying resources of localities and the

Amendments to House Bill 1400, as Introduced

varying conditions and needs of individuals subject to temporary detention orders and protect their security; protect the security of patients, staff and employees of facilities providing emergency medical evaluation, treatment or detention services; and be consistent with the requirements of the Emergency Medical Treatment and Active Labor Act, 42 U.S.C. 1395dd, as amended, and its implementing regulations.

2. The committee shall include representatives of the agencies in the secretariats and the Supreme Court who are involved in these activities; community services boards; general district courts, including magistrates and special justices; law-enforcement agencies, including police and sheriff departments; facilities and practitioners providing emergency medical evaluations, treatment or temporary detention; state mental health facilities; local governments; and other entities as necessary.

3. The committee shall report these policies and guidelines to the Secretaries and to the General Assembly by November 1, 2003, and include recommendations for any legislative actions needed to implement the policies and guidelines. These policies and guidelines shall be used by the applicable local representatives or counterparts of the agencies and organizations represented on the committee to develop local procedures."

Explanation:

(This amendment adds language to develop policies and guidelines to determine how custody for patients involuntarily committed is handled to ensure safety and security during all phases of the detention and involuntary civil commitment process. Language is also added to require a report of any recommendations for legislative actions needed to implement the policies and guidelines by November 1, 2003.)

Item 299 #1h

Health And Human Resources	FY 02-03	FY 03-04	
Comprehensive Services For At-Risk Youth And Families	\$0	(\$1,000,000)	GF

Language:

Page 282, line 27, strike "\$204,399,398" and insert "\$203,399,398".

Page 287, after line 3, insert:

"K. Community Policy and Management Teams shall use Medicaid-funded services whenever available. Providers offering any service that can be funded through Medicaid shall become a Medicaid certified provider. Pool funds shall not be spent

Amendments to House Bill 1400, as Introduced

for any service that can be funded through Medicaid for Medicaid eligible children and youth."

Explanation:

(This amendment requires Community Policy and Management Teams (CPMTs) to use Medicaid funded services whenever they are available for the appropriate treatment of children and youth receiving CSA services. It also requires those CSA providers who offer services that can be funded through Medicaid to become Medicaid certified providers. Currently, some localities do not use appropriate Medicaid-funded services when available, resulting in increased general fund costs for the CSA program. Some CSA services providers who provide Medicaid fundable services are not Medicaid certified providers, so services cannot be billed to the Medicaid program. Therefore, matching federal Medicaid funds cannot be used to help offset a portion of the cost of services to the state and localities.)

Item 301 #1h

Health And Human Resources	FY 02-03	FY 03-04	
Department For The Aging	\$0	(\$22,224)	GF

Language:

Page 287, line 30, strike "\$25,699,574" and insert "\$25,677,350".
Page 289, line 1, after "year", strike "and".
Page 289, line 2, strike "\$22,224 the second year".

Explanation:

(This amendment transfers grant funding in fiscal year 2004 for the Mountain Empire Older Citizens, Inc., and the Junction Center for Independent Living, Inc., that is currently provided through the Department of the Aging for adult day care services to Item 532, which contains grants for nonstate agencies.)

Item 301 #2h

Health And Human Resources	FY 02-03	FY 03-04	
Department For The Aging	\$0	(\$148,014)	GF

Language:

Page 287, line 30, strike "\$25,699,574" and insert "\$25,551,560".
Page 288, line 3, strike "and \$148,014 the second year".

Amendments to House Bill 1400, as Introduced

Explanation:

(This amendment transfers grant funding in fiscal year 2004 for the Oxbow Center in Wise County that is currently provided through the Department of the Aging for adult day care services to Item 532, which contains grants for nonstate agencies.)

Item 301 #3h

Health And Human Resources	FY 02-03	FY 03-04	
Department For The Aging	\$0	(\$53,605)	GF

Language:

Page 287, line 30, strike "\$25,699,574" and insert "\$25,645,969".

Page 288, line 27, strike "and \$53,605 the second year".

Explanation:

(This amendment transfers grant funding in fiscal year 2004 for the Norfolk Senior Center that is currently provided through the Department of the Aging to Item 532, which contains grants for nonstate agencies.)

Item 301 #4h

Health And Human Resources	FY 02-03	FY 03-04	
Department For The Aging	\$0	(\$20,002)	GF

Language:

Page 287, line 30, strike "\$25,699,574" and insert "\$25,679,572".

Page 288, line 31, strike "and \$20,002 the second year".

Explanation:

(This amendment transfers grant funding in fiscal year 2004 for the Korean Intergenerational and Multi-purpose Senior Center that is currently provided through the Department of the Aging to Item 532, which contains grants for nonstate agencies.)

Item 301 #5h

Health And Human Resources	FY 02-03	FY 03-04	
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Item 303 #1h

Health And Human Resources

Department For The Aging

Language

Language:

Page 290, line 1, strike "25" and insert "40".

Explanation:

(This amendment authorizes the Director of the Department of Planning and Budget, at the request of the Commissioner of the Department for the Aging, to transfer up to 40 percent of funds from one category of elderly services to another, as allowed under federal regulation. No transfers from services to administration would be permitted. Currently, up to a 25 percent transfer is authorized. This is a recommendation of the Joint Commission on Health Care.)

Item 306 #1h

Health And Human Resources

Department Of Health

FY 02-03

\$0

FY 03-04

(\$295,920) GF

Language:

Page 291, line 18, strike "\$1,651,884" and insert "\$1,355,964".

Page 293, line 36, strike "and".

Page 293, line 37, strike "\$295,920 the second year".

Explanation:

(This amendment transfers grant funding in fiscal year 2004 for the Southwest Virginia Graduate Medical Education Consortium that is currently provided through the Department of the Health to Item 532, which contains grants for nonstate agencies.)

Item 307 #1h

Health And Human Resources

Department Of Health

Language

Amendments to House Bill 1400, as Introduced

Language:

- Page 294, unstrike lines 24 through 29.
- Page 294, line 29, strike "The".
- Page 294, strike lines 30 through 37.

Explanation:

(This amendment restores language that was stricken in the introduced budget which provides funding to the Virginia Association of Volunteer Rescue Squads from the emergency medical services special fund. It also strikes language in the introduced budget capping the amount of funding distributed to the Virginia Association of Volunteer Rescue Squads pursuant to § 46.2-694 A 13 a, Code of Virginia.)

Item 307 #2h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Health	\$1,045,375	\$1,045,375	NGF

Language:

- Page 293, line 44, strike "\$12,651,410" and insert "\$13,696,785".
- Page 293, line 44, strike "\$12,346,789" and insert "\$13,392,164".
- Page 294, strike lines 47 through 51.

Explanation:

(This amendment restores nongeneral funds each year in Rescue Squad Assistance Funds and strikes language transferring these funds to the Department of State Police for med-flight operations that was contained in House Bill 1400, as introduced. A companion amendment in Item 459 strikes language effecting this transfer in the Department of State Police.)

Item 310 #1h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Health	\$0	(\$114,750)	GF

Language:

- Page 295, line 26, strike "\$69,438,077" and insert "\$69,323,327".
- Page 296, line 6, after "year", strike "and".
- Page 296, line 7, strike "\$114,750 the second year".

Amendments to House Bill 1400, as Introduced

Explanation:

(This amendment transfers grant funding in fiscal year 2004 for the Arthur Ashe Health Center that is currently provided through the Department of the Health to Item 532, which contains grants for nonstate agencies.)

Item 310 #2h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Health	\$0	(\$22,500)	GF

Language:

Page 295, line 26, strike "\$69,438,077" and insert "\$69,415,577".

Page 296, line 14, after "year", strike "and".

Page 296, line 15, strike "\$22,500 the second year".

Explanation:

(This amendment transfers grant funding in fiscal year 2004 for the Fan Free Clinic in Richmond that is currently provided through the Department of the Health for AIDS-related services to Item 532, which contains grants for nonstate agencies.)

Item 312 #1h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Health	\$0	(\$95,625)	GF

Language:

Page 297, line 38, strike "\$5,663,427" and insert "\$5,567,802".

Page 298, line 35, strike "and \$95,625 the second year".

Explanation:

(This amendment transfers grant funding in fiscal year 2004 for the Arlandria Health Center for Women and Children in Northern Virginia that is currently provided through the Department of the Health for health care services to Item 532, which contains grants for nonstate agencies.)

Item 312 #2h

Amendments to House Bill 1400, as Introduced

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Health	\$0	(\$11,250)	GF

Language:

Page 297, line 38, strike "\$5,663,427" and insert "\$5,652,177".

Page 298, line 41, strike "and \$95,625 the second year".

Explanation:

(This amendment transfers grant funding in fiscal year 2004 for the Louisa County Resource Council that is currently provided through the Department of the Health to Item 532, which contains grants for nonstate agencies.)

Item 312 #3h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Health	\$0	(\$15,300)	GF

Language:

Page 297, line 38, strike "\$5,663,427" and insert "\$5,648,127".

Page 298, line 46, after "year", strike "and".

Page 298, line 47, strike "\$15,300 the second year".

Explanation:

(This amendment transfers grant funding in fiscal year 2004 for the Olde Towne Medical Center in Williamsburg that is currently provided through the Department of the Health for indigent health care services to Item 532, which contains grants for nonstate agencies.)

Item 314 #1h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Health	\$0	(\$26,775)	GF

Language:

Page 301, line 5, strike "\$161,582,988" and insert "\$161,556,213".

Page 302, line 16, strike "and \$26,775 in the second year".

Explanation:

Amendments to House Bill 1400, as Introduced

(This amendment transfers grant funding in fiscal year 2004 for the Chesapeake Adult General Medical Clinic that is currently provided through the Department of the Health for indigent adult health care services to Item 532, which contains grants for nonstate agencies.)

Item 314 #2h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Health	\$0	(\$1,800,571)	GF

Language:

Page 301, line 5, strike "\$161,582,988" and insert "\$159,782,417".

Page 301, line 36, strike "and \$1,800,571 the second".

Page 301, line 37, strike "year".

Explanation:

(This amendment transfers grant funding in fiscal year 2004 for the Virginia Health Care Foundation that is currently provided through the Department of the Health to Item 532, which contains grants for nonstate agencies.)

Item 322 #1h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 307, after line 28, insert:

"J. The Department of Medical Assistance Services shall monitor the impact of all new prior authorization requirements implemented in the fee-for-service program for Family Access to Medical Insurance Security and Medicaid services that take effect on or after July 1, 2003. The Department shall maintain data including the number of service denials, the number of prior authorization requests submitted, the number of requests approved and denied, the number of appeals from prior authorization denials, the outcome of those appeals, and all associated administrative costs. Such information shall be reported to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees on a quarterly basis beginning January 1, 2004."

Amendments to House Bill 1400, as Introduced

Explanation:

(This amendment requires DMAS to maintain and report data necessary to evaluate implementation of the new FAMIS prior authorization requirements.)

Item 323.10 #1h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Medical Assistance	\$0	(\$29,997,437)	GF
Services	\$0	(\$30,153,830)	NGF

Language:

Page 307, line 42, strike "\$60,151,267" and insert "\$0".

Page 307, strike line 42 and insert "Omitted."

Page 307, strike lines 43 through 54.

Page 308, strike lines 1 through 10.

Explanation:

(This amendment eliminates language and funding for the new Protecting Access to Healthcare program. The funding is redirected in Item 325 to restore a portion of the reductions to Medicaid providers contained in House Bill 1400, as introduced.)

Item 324 #1h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Medical Assistance	\$0	\$955,234	GF
Services	\$0	\$1,781,041	NGF

Language:

Page 308, line 13, strike "\$54,440,764" and insert "\$57,177,039".

Page 310, after line 50, insert:

"N. Out of this appropriation, \$955,234 from the general fund and \$1,781,041 from nongeneral funds shall be provided to managed care organizations for fiscal year 2004 inflation adjustments. The inflation adjustment provided to managed care organizations on July 1, 2003, shall be calculated in a manner to assure that the increase in payments does not exceed the funding provided in this amendment."

Explanation:

(This amendment restores 50 percent of the funding which was reduced for

Amendments to House Bill 1400, as Introduced

managed care organizations in House Bill 1400, as introduced. The funds will provide an inflation adjustment in fiscal year 2004 of approximately five percent.)

Item 325 #1h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 327, line 3, after "utilization.", insert:

"Such amendments shall become effective within 280 days or less from the enactment of this act."

Explanation:

(This amendment ensures that the Department of Medical Assistance Services has the authority to implement emergency regulations to modify the State Plan for Medicaid reimbursement to hospitals.)

Item 325 #2h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 326, line 51, after "using", insert "state".

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

"If a provider's cost report data are not available, the most recent year's available cost report data shall be used."

Explanation:

(This amendment clarifies that the Department of Medical Assistance Services shall use the most current available cost report data if the fiscal year 2002 cost report data are not available at the time the rebasing calculation is being completed.)

Item 325 #3h

Amendments to House Bill 1400, as Introduced

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Medical Assistance	\$0	(\$459,518)	GF
Services	\$0	(\$469,364)	NGF

Language:

Page 310, line 52, strike "\$3,463,427,364" and insert "\$3,462,498,482".

Page 327, after line 3, insert:

"UUU. Effective July 1, 2003, the Department of Medical Assistance Services shall amend its State Plan for Medical Assistance to eliminate Medicaid coverage of circumcisions, unless they are deemed medically necessary."

Explanation:

(This amendment reduces funding for medically unnecessary circumcisions and directs the Department of Medical Assistance Services to modify the State Plan to eliminate Medicaid coverage of these services.)

Item 325 #4h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Medical Assistance	\$0	\$3,000,000	GF
Services	\$0	\$3,064,281	NGF

Language:

Page 310, line 52, strike "\$3,463,427,364" and insert "\$3,469,491,645".

Page 311, line 48, strike "\$130,308,375" and insert "\$133,308,375".

Page 311, line 49, "\$130,987,745" and insert "\$134,052,026".

Explanation:

(This amendment provides an additional \$3.0 million in general funds and \$3.0 million in nongeneral funds for an additional 150 mental retardation waiver slots. The slots will be used to provide services to individuals on the urgent care waiting list. Currently, there are almost 800 individuals on the urgent care waiting list who are in immediate need of community residential or other supportive services and at risk of institutionalization.)

Item 325 #5h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 323, line 37, after "responsibility.", insert:

"These maximum amounts shall not be lower than the highest amounts reimbursed by Medicare or Medicaid for the same non-covered medical service."

Explanation:

(This amendment clarifies that out-of-pocket medical expenditures that count toward Medicaid eligibility for nursing facility services or that Medicaid recipients contribute toward their cost of care in a nursing facility are recognized as the highest amount paid by either Medicare or Medicaid for reimbursement of those services. Currently, Medicaid-eligible nursing facility residents may keep \$30 of their monthly income as a personal needs allowance, for miscellaneous personal expenses. The rest of their income is paid to the nursing facility towards the cost of their care. When nursing facility residents have expenses for medical services which are not covered by Medicaid, they are allowed to use additional amounts of their income to cover those expenses. The introduced budget allows the Department to recognize these expenses as the amount that Medicaid would have paid for the services instead of the gross charge for these services.)

Item 325 #6h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 322, line 7, after "stakeholders.", insert:

"In the event a recipient of a waiver slot under the Independence Plus Home and Community Based Services Waiver exits the program, funding for the slot shall revert to the waiver program from which the recipient came."

Explanation:

(This amendment ensures that funding for the Independence Plus waiver slot will return to either the Mental Retardation Home- and Community-based Waiver program or the Individual and Family Developmental Disabilities Support Waiver program in the event that an individual exits the waiver program. Currently, no additional funding

is provided for the new Independence Plus Home and Community Based Services Waiver; therefore, these new waiver services would only be available to individuals currently receiving services under an existing waiver program who voluntarily choose to transfer to the new waiver program.)

Item 325 #7h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 322, strike lines 56 through 58.

Page 322, after line 55, insert:

"ZZ.1. Notwithstanding § 32.1-331.12 et seq., Code of Virginia, the Department of Medical Assistance Services, in consultation with the Department of Mental Health, Mental Retardation and Substance Abuse Services, shall amend the State Plan for Medical Assistance Services to modify the delivery system of pharmaceutical products to include a Preferred Drug List program. In developing the modifications, the Department shall consider input from physicians, pharmacists, pharmaceutical manufacturers, patient advocates, and others, as appropriate.

2. The Department shall utilize a Pharmacy and Therapeutics Committee to assist in the development and ongoing administration of the Preferred Drug List program. The Pharmacy and Therapeutics Committee shall be composed of 8 to 12 members, including the Commissioner of the Department of Mental Health, Mental Retardation and Substance Abuse Services, or his designee. The membership shall include a ratio of physicians to pharmacists of 2:1. Physicians on the Committee shall be licensed in Virginia, one of whom shall be a psychiatrist. Pharmacists on the Committee shall be licensed in Virginia, one of whom shall have clinical expertise in mental health drugs. The Pharmacy and Therapeutics Committee shall recommend to the Department (i) which therapeutic classes of drugs should be subject to the Preferred Drug List program and prior authorization requirements; (ii) specific drugs within each therapeutic class to be included on the preferred drug list; (iii) appropriate exclusions for medications used for the treatment of serious mental illnesses, brain disorders, cancer and HIV-related conditions; and (iv) appropriate exclusions for therapeutic classes in which there is only one drug in the therapeutic class or there is very low utilization, or for which it is not cost-effective to include in the Preferred Drug List

Amendments to House Bill 1400, as Introduced

program.

3. The Department shall establish a process for acting on the recommendations made by the Pharmacy and Therapeutics Committee, including documentation of any decisions which deviate from the recommendations of the Committee.

4. The Preferred Drug List program shall include provisions for (i) the dispensing of a 72-hour emergency supply of the prescribed drug when requested by a physician and a dispensing fee to be paid to the pharmacy for such supply; (ii) prior authorization decisions to be made within 24 hours and timely notification of the recipient and/or the prescribing physician of any delays or negative decisions; (iii) an expedited review process of denials by the department; and (iv) consumer and provider education, training and information regarding the Preferred Drug List prior to implementation, and ongoing communications to include computer access to information and multilingual material.

5. The Preferred Drug List program shall generate savings as determined by the Department that are net of any administrative expenses to implement and administer the program of not less than \$9,000,000 in general funds in fiscal year 2004 and not less than \$18,000,000 in general funds in each fiscal year thereafter. The final design of the program, including all operational components, shall be completed no later than April 2, 2003.

6. Notwithstanding § 32.1-331.12 et seq., Code of Virginia, to implement these changes, the Department of Medical Assistance Services shall promulgate emergency regulations to become effective within 280 days or less from the enactment of this act. With respect to such state plan amendments and regulations, the provisions of § 32.1-331.12 et seq., Code of Virginia, shall not apply."

Page 323, strike lines 1 through 23.

Explanation:

(This amendment adds language setting forth criteria for the design of the Medicaid Preferred Drug List program. It directs the Department of Medical Assistance Services to use a Pharmacy and Therapeutics Committee composed of physicians and pharmacists to recommend the therapeutic categories to be included on the Preferred Drug List and requires them to develop appropriate exclusions for the certain medications used to treat serious mental illness, brain disorders, cancer, and HIV-related conditions. It requires the Department to document any decisions regarding the development of the Preferred Drug List which deviate from the

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recommendations of the Pharmacy and Therapeutics Committee. It also adds language allowing for a limited supply of an individual's prescription to be covered in an emergency and requires immediate prior authorization decisions and notification of negative decisions to patients and their physicians. It requires patient and physician education and training, and ongoing communications on the program. The design of the program requires savings to the Medicaid pharmacy program of approximately \$18 million in general funds annually, net of administrative expenses; however, only \$9 million in general fund savings are assumed in fiscal year 2004, since the program would not be implemented until January 1, 2004. Finally, language is added to allow for the issuance of emergency regulations to implement the program.)

Item 325 #8h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Medical Assistance	\$0	(\$750,000)	GF
Services	\$0	(\$766,070)	NGF

Language:

Page 310, line 52, strike "\$3,463,427,364" and insert "\$3,461,911,294".

Page 327, after line 3, insert:

"UUU. The Department of Medical Assistance Services shall develop, with eligible not-for-profit hospitals whose Medicare disproportionate share adjustment percentages are greater than 11.75 percent, memoranda of understanding that enable these hospitals to qualify under the federal statute and participate in the federal 340B drug-pricing program. The memoranda of understanding shall be established so that an eligible hospital becomes government-affiliated in accordance with federal guidelines (see Criteria For Hospital Participation in the 340B Drug-Pricing Program: PHSA § 340(B)(a)(4)(L)(i); 42 U.S.C. § 256b(4)(L)(i)). The Department shall report on completion of these efforts or the status of these efforts to the Governor and Chairmen of the House Appropriations and Senate Finance Committees by September 1, 2003."

Explanation:

(This amendment requires the Department of Medical Assistance Services to establish formal relationships with interested not-for-profit hospitals to enable them to become eligible to purchase drugs through the federal 340B Drug Pricing Program to receive discount prices, estimated to save the Medicaid program \$750,000 in general funds and \$766,070 in matching federal Medicaid funds in the second year. This is a recommendation of the Joint Legislative Audit and Review Commission from their

Amendments to House Bill 1400, as Introduced

special report "State Spending on Medical Supplies and Pharmaceuticals" in response to House Joint Resolution 773, 2001 General Assembly.)

Item 325 #9h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 313, line 31, after "increased.", insert:

"Efforts to maximize federal upper payment limits for the state academic health systems and academic health systems that operate under a state authority that result in cost savings to the Medicaid program shall be passed through to those health systems."

Explanation:

(This amendment requires the Department of Medical Assistance Services to pass through any cost savings in Medicaid that are achieved through efforts to maximize the federal upper payment limits for academic health systems.)

Item 325 #10h

Health And Human Resources

Department Of Medical Assistance
Services

FY 02-03

FY 03-04

\$0 (\$1,000,000) GF

\$0 (\$1,021,427) NGF

Language:

Page 310, line 52, strike "\$3,463,427,364" and insert "\$3,461,405,937".

Page 327, after line 3, insert:

"UUU. The Department of Medical Assistance Services shall work with the Virginia Pharmacists Association and the Medical Society of Virginia to begin an initiative with pharmacies and physicians to encourage the utilization of over-the-counter products when non-sedating antihistamines are needed. Savings yielded by this effort estimated at \$1,000,000 from the general fund and \$1,021,427 from nongeneral funds the second year shall be used to restore a portion of the pharmacy dispensing fee to \$4.25 per prescription per month."

Explanation:

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(This amendment directs the Department of Medical Assistance Services to work with pharmacists and physicians to obtain savings in the Medicaid pharmacy program through greater use of over-the-counter non-sedating antihistamines. The savings from this effort will be used to restore a portion of the dispensing fees which were reduced in House Bill 1400, as introduced. A companion amendment in Item 325 provides funding using these savings and other funds to fully restore the pharmacy dispensing fee.)

Item 325 #11h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 327, after line 3, insert:

"UUU. In the event that the Department of Medical Assistance Services decides to contract for pharmaceutical benefit management services to administer, develop, manage, or implement Medicaid pharmacy benefits, the Department shall establish the fee paid to any such contractor based on the reasonable cost of services provided. The Department may not offer or pay directly or indirectly any material inducement, bonus, or other financial incentive to a program contractor based on the denial or administrative delay of medically appropriate prescription drug therapy, or on the decreased use of a particular drug or class of drugs, or a reduction in the proportion of beneficiaries who receive prescription drug therapy under the Medicaid program. Bonuses cannot be based on the percentage of cost savings generated under the benefit management of services."

Explanation:

(This amendment adds language that would prohibit the Department of Medical Assistance Services from offering or paying incentives to any potential contractor for pharmacy benefit management services based on denying or delaying medically appropriate prescription drug therapy, should the Department decide to contract for these services.)

Item 325 #12h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 325, strike lines 34 through 42 and insert:

"LLL. The Department of Medical Assistance Services shall amend its State Plan for Medical Assistance governing Medicaid reimbursement for nursing facilities to eliminate reimbursement for Traumatic Brain Injury Units and coverage of rehabilitation services and complex care services from the Specialized Care program, except for pediatric Specialized Care. The Department shall amend the ventilator services component of the Specialized Care program to include individuals who have a tracheostomy and who meet certain additional criteria. The Department shall clarify that continuous positive airway pressure and bilevel positive airway pressure, except for pediatric specialized care, are not included in ventilator services for Specialized Care. Such amendments to the State Plan shall become effective within 280 days or less from the enactment of this act."

Explanation:

(This amendment ensures that the Department of Medical Assistance Services continues the Specialized Care program for pediatric specialized care and for certain Medicaid recipients who have a tracheostomy and meet additional criteria. The Specialized Care program provides additional reimbursement for patients with special care needs. The new reimbursement methodology for nursing facilities will factor in patient acuity levels and their attendant care costs, alleviating the need for a additional reimbursement under the Specialized Care program for many nursing home patients. Continuous positive airway pressure and bilevel positive airway pressure devices would be excluded in most instances, as they are non-continuous ventilators and are generally used to assist individuals with sleep apnea.)

Item 325 #13h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 327, after line 3, insert:

"UUU. The Department of Medical Assistance Services shall amend the State Plan for Medical Assistance to provide that per diem rates of freestanding psychiatric facilities

Amendments to House Bill 1400, as Introduced

licensed as hospitals shall not be rebased effective July 1, 2003. The Department shall provide that the per diem rates in effect for these facilities in fiscal year 2003 shall continue to apply. Such amendments to the State Plan shall become effective within 280 days or less from the enactment of this act."

Explanation:

(This amendment eliminates rebasing of the rates for freestanding psychiatric facilities licensed as hospitals, in order to collect better data and analyze it prior to rebasing the current rates. Current data on these facilities indicates that their rates would drop dramatically under rebasing. This delay will allow the Department and the facilities to determine why the rebasing has this effect on their rates.)

Item 325 #14h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Medical Assistance	\$0	\$17,066,273	GF
Services	\$0	\$17,155,249	NGF

Language:

Page 310, line 52, strike "\$3,463,427,364" and insert "\$3,497,648,886".

Page 327, after line 3, insert:

"UUU. Out of this appropriation, \$17,066,273 from the general fund and \$17,155,249 from nongeneral funds the second year shall be provided to managed care organizations for fiscal year 2004 inflation adjustments. The inflation adjustment provided to managed care organizations on July 1, 2003, shall be calculated in a manner to ensure that the increase in payments does not exceed the funding provided in this amendment."

Explanation:

(This amendment restores 50 percent of the funding to managed care organizations for an inflation adjustment in fiscal year 2004, which was reduced in House Bill 1400, as introduced. The Medicaid forecast had assumed payments to these organizations would grow about 10 percent in fiscal year 2004. This amendment provides an inflation adjustment of approximately five percent.)

Item 325 #15h

Health And Human Resources	FY 02-03	FY 03-04	
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Department Of Medical Assistance	\$0	\$8,768,125	GF
Services	\$0	\$8,813,839	NGF

Language:

Page 310, line 52, strike "\$3,463,427,364" and insert "\$3,481,009,328".

Page 327, after line 3, insert:

"UUU. Out of this appropriation, \$8,768,125 from the general fund and \$8,813,839 from nongeneral funds the second year shall be provided to nursing facilities for fiscal year 2004 direct care inflation adjustments. The inflation adjustment provided to nursing facilities effective on July 1, 2003, shall be calculated in a manner to ensure that the increase in payments does not exceed the funding provided in this amendment."

Explanation:

(This amendment restores 100 percent of the reduction in funding to nursing facilities for an inflation adjustment for direct care services in fiscal year 2004. House Bill 1400, as introduced, eliminated this adjustment for fiscal year 2004. This amendment provides an inflation adjustment of approximately six percent.)

Item 325 #16h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Medical Assistance	\$0	\$1,554,290	GF
Services	\$0	\$1,562,393	NGF

Language:

Page 310, line 52, strike "\$3,463,427,364" and insert "\$3,466,544,047".

Page 327, after line 3, insert:

"UUU. Out of this appropriation, \$1,554,290 from the general fund and \$1,562,393 from nongeneral funds the second year shall be provided to nursing facilities for fiscal year 2004 for indirect care inflation adjustments. The inflation adjustment provided to nursing facilities effective on July 1, 2003, shall be calculated in a manner to ensure that the increase in payments does not exceed the funding provided in this amendment."

Explanation:

(This amendment restores 20 percent of the reduction in funding to nursing facilities for an inflation adjustment for indirect care services in fiscal year 2004. House Bill 1400, as introduced, eliminated this adjustment in fiscal year 2004. This

Amendments to House Bill 1400, as Introduced

amendment provides an inflation adjustment of approximately one percent.)

Item 325 #17h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Medical Assistance	\$0	\$4,334,052	GF
Services	\$0	\$4,356,647	NGF

Language:

Page 310, line 52, strike "\$3,463,427,364" and insert "\$3,472,118,063".

Page 327, after line 3, insert:

"UUU. Out of this appropriation, \$4,334,052 from the general fund and \$4,356,647 from nongeneral funds shall be provided to inpatient hospitals for fiscal year 2004 for inflation adjustments. The inflation adjustment provided to inpatient hospitals effective on July 1, 2003 shall be calculated in a manner to ensure that the increase in payments does not exceed the funding provided in this amendment."

Explanation:

(This amendment restores 100 percent of the funding to inpatient hospitals for an inflation adjustment in fiscal year 2004 which was eliminated in House Bill 1400, as introduced. This amendment provides an inflation adjustment of approximately four percent.)

Item 325 #18h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Medical Assistance	\$0	\$4,009,179	GF
Services	\$0	\$4,030,081	NGF

Language:

Page 310, line 52, strike "\$3,463,427,364" and insert "\$3,471,466,624".

Page 322, strike lines 50 through 55.

Page 322, line 56, strike "ZZ" and insert "YY".

Page 323, line 24, strike "AAA" and insert "ZZ".

Page 323, line 33, strike "BBB" and insert "AAA".

Page 323, line 40, strike "CCC" and insert "BBB".

Page 323, line 50, strike "DDD" and insert "CCC".

Page 324, line 10, strike "EEE" and insert "DDD".

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Page 324, line 19, strike "FFF" and insert "EEE".
Page 324, line 29, strike "GGG" and insert "FFF".
Page 324, line 36, strike "HHH" and insert "GGG".
Page 324, line 44, strike "III" and insert "HHH".
Page 324, line 58, strike "JJJ" and insert "III".
Page 325, line 26, strike "KKK" and insert "JJJ".
Page 325, line 34, strike "LLL" and insert "KKK".
Page 325, line 43, strike "MMM" and insert "LLL".
Page 325, line 51, strike "NNN" and insert "MMM".
Page 326, line 2, strike "OOO" and insert "NNN".
Page 326, line 11, strike "PPP" and insert "OOO".
Page 326, line 24, strike "QQQ" and insert "PPP".
Page 326, line 36, strike "RRR" and insert "QQQ".
Page 326, line 48, strike "SSS" and insert "RRR".
Page 326, line 56, strike "TTT" and insert "SSS".

Explanation:

(This amendment deletes language reducing the dispensing fee paid to pharmacists from \$4.25 to \$3.25 per prescription per month. It provides funding to fully restore the dispensing fee to \$4.25 per prescription per month. A companion amendment in Item 325 captures savings from an initiative to increase the use of over-the-counter non-sedating antihistamines, which will be used to fund a portion of this restored amount.)

Item 326 #1h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Medical Assistance Services	\$0	(\$5,000,000)	GF

Language:

Page 327, line 4, strike "\$10,000,000" and insert "\$5,000,000".
Page 327, line 26, after "Services", strike "is authorized to" and insert "shall".
Page 327, line 26, after "transfer", strike "such funds" and insert:
"\$5,000,000 the second year from the general fund".
Page 327, line 28, after "hospitals.", insert:
"Such amendments shall become effective within 280 days or less from the enactment of this act."
Page 327, strike lines 29 through 34.

Amendments to House Bill 1400, as Introduced

Explanation:

(This amendment requires the transfer of \$5.0 million in fiscal year 2004 in general funds from the Indigent Health Care Trust Fund into Item 325 for Medicaid services. Companion amendments in Item 325 appropriate these funds along with funds from Item 323.10 to mitigate reductions for Type II hospitals and optimize federal Medicaid reimbursement.)

Item 328 #1h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Medical Assistance Services	\$0	(\$367,126)	GF

Language:

Page 327, line 49, strike "\$14,306,044" and insert "\$13,938,918".
Page 328, line 12, strike "25" and insert "27".

Explanation:

(This amendment increases the local share of funding for the State and Local Hospitalization program from 25 percent to 27 percent in fiscal year 2004.)

Item 331 #1h

Health And Human Resources	FY 02-03	FY 03-04	
Department Of Mental Health, Mental Retardation And Substance Abuse Services	\$100,000	\$200,000	GF

Language:

Page 332, line 33, strike "\$18,461,078" and insert "\$18,561,078".
Page 332, line 33, strike "\$14,440,834" and insert "\$14,640,834".
Page 333, strike lines 17 through 28 and insert:
"C.1. The provisions of Article 1.1, Chapter 2, of Title 37.1, Code of Virginia, shall be effective upon passage of this act."
Page 333, line 46, strike "\$300,000" and insert:
"\$100,000 the first year and \$500,000 the second year from the general fund".

Explanation:

Amendments to House Bill 1400, as Introduced

(This amendment provides \$100,000 in the first year and increases funding to \$500,000 in the second year for the treatment of violent sexual predators who have been civilly committed pursuant to § 37.1-70.1, et. seq., Code of Virginia, and makes the effective date of the program upon passage of the Appropriation Act.)

Item 334 #1h

Health And Human Resources	FY 02-03	FY 03-04	
Grants To Localities	\$0	(\$200,000)	GF

Language:

Page 335, line 3, strike "\$207,253,750" and insert "\$207,053,750".

Page 336, line 23, strike "and \$200,000 in the second year".

Explanation:

(This amendment transfers grant funding for the Virginia Autism Resource Center in fiscal year 2004 to Item 532, Grants to Nonstate Agencies.)

Item 334 #2h

Health And Human Resources	
Grants To Localities	Language

Language:

Page 337, line 10, after "2.", insert "a."

Page 337, after line 22, insert:

"b. The regional reinvestment projects in this item do not shift financial responsibility to local governing bodies. The Commonwealth retains its long-standing financial responsibility for acute inpatient public psychiatric services. The Governor, in recommending future funding levels for the regional reinvestment projects, shall adjust for projected increases in patient volume and for medical inflation in order to avoid a cost shift to local governments. The Commissioner shall also retain the current responsibilities set forth in the Code of Virginia for identifying and funding acute inpatient beds.

c. The Commissioner shall provide the Governor and the Chairmen of the House Appropriations and Senate Finance Committees annual information on the cost of purchasing private sector acute inpatient bed days beginning June 30, 2004. This

Amendments to House Bill 1400, as Introduced

information shall include detailed justification for projected increases in private sector bed day costs. Any balances remaining at the end of each fiscal year for these regional reinvestment projects shall be carried over to finance these projects in the next fiscal year and shall not revert to the general fund. Any cost savings as a result of these regional reinvestment projects shall be retained in the same geographic region for improvement in community services for persons with mental disabilities."

Explanation:

(This amendment clarifies language in the introduced budget regarding the reinvestment of facility funds into community mental health, mental retardation and substance abuse services. Language is added to ensure adequate funding is available in the future from the Commonwealth to continue support for these community-based services. Language also requires the Commissioner of Mental Health, Mental Retardation and Substance Abuse Services to provide annual information to the Governor and the General Assembly on the cost of these services beginning June 30, 2004. A companion amendment in Item 338, Mental Health Treatment Centers, duplicates this language.)

Item 334 #3h

Health And Human Resources	FY 02-03	FY 03-04
Grants To Localities	\$2,000,000	\$0 GF

Language:

Page 335, line 3, strike "\$221,415,566" and insert "\$223,415,566".

Explanation:

(This amendment restores \$2.0 million in general funds in fiscal year 2003 for community substance abuse services. House Bill 1400, as introduced, reduced funding for these services by \$3.7 million in fiscal year 2003 and \$4.3 million in fiscal year 2004. The added general funds are necessary to ensure that Virginia does not lose matching federal block grant dollars for substance abuse treatment. Currently, Virginia receives \$41.0 million in federal substance abuse treatment funding.)

Item 338 #1h

Health And Human Resources	
Mental Health Treatment Centers	Language

Language:

Page 339, line 10, after "2.", insert "a."

Page 339, after line 22, insert:

"b. The regional reinvestment projects in this item do not shift financial responsibility to local governing bodies. The Commonwealth retains its long-standing financial responsibility for acute inpatient public psychiatric services. The Governor, in recommending future funding levels for the regional reinvestment projects, shall adjust for projected increases in patient volume and for medical inflation in order to avoid a cost shift to local governments. The Commissioner shall also retain the current responsibilities set forth in the Code of Virginia for identifying and funding acute inpatient beds.

c. The Commissioner shall provide the Governor and the Chairmen of the House Appropriations and Senate Finance Committees annual information on the cost of purchasing private sector acute inpatient bed days beginning June 30, 2004. This information shall include detailed justification for projected increases in private sector bed day costs. Any balances remaining at the end of each fiscal year for these regional reinvestment projects shall be carried over to finance these projects in the next fiscal year and shall not revert to the general fund. Any cost savings as a result of these regional reinvestment projects shall be retained in the same geographic region for improvement in community services for persons with mental disabilities."

Explanation:

(This amendment clarifies language in the introduced budget regarding the reinvestment of facility funds into community mental health, mental retardation and substance abuse services. Language is added to ensure adequate funding is available in the future from the Commonwealth to continue support for these community-based services. Language also requires the Commissioner of Mental Health, Mental Retardation and Substance Abuse Services to provide annual information to the Governor and the General Assembly on the cost of these services beginning June 30, 2004. A companion amendment in Item 334, Grants to Localities, duplicates this language.)

Item 347 #1h

Health And Human Resources

FY 02-03

FY 03-04

Department Of Rehabilitative
Services

\$0

\$195,000 GF

Amendments to House Bill 1400, as Introduced

Language:

Page 343, line 24, strike "\$78,848,925" and insert "\$79,043,925".

Explanation:

(This amendment restores \$195,000 in fiscal year 2004 for long-term employment support services. House Bill 1400, as introduced, reduced funding for LTESS by \$362,094 in fiscal year 2003 and \$325,944 in fiscal year 2004. This amount will restore approximately 60 percent of the second year reduction.)

Item 347 #2h

Health And Human Resources

Department Of Rehabilitative
Services

Language

Language:

Page 344, after line 6, insert:

"E. Recovery of administrative costs for the long-term employment support services program shall remain at the fiscal year 2002 level."

Explanation:

(This amendment requires the Department of Rehabilitative Services (DRS) to limit its administrative overhead costs for the long-term employment support services (LTESS) program to the amount recovered in fiscal year 2002. In implementing the across-the-board reductions contained in Chapter 899 of the 2002 Acts of Assembly, DRS had increased the amount recovered from the LTESS for administrative overhead from \$37,000 to \$213,000, thus reducing the amount available for employment services for disabled individuals.)

Item 347 #3h

Health And Human Resources

Department Of Rehabilitative
Services

FY 02-03

\$0

FY 03-04

\$291,000 GF

Language:

Page 343, line 24, strike "\$78,848,925" and insert "\$79,139,925".

Amendments to House Bill 1400, as Introduced

Page 343, line 37, strike "3,385,210" and insert "3,676,210".

Page 343, line 39, after "allocated for", strike "sheltered".

Page 343, line 40, strike "workshop" and insert "economic development".

Page 343, line 40, strike "600,000" and insert "628,000".

Page 343, line 41, after "recipients of", insert:

"Extended Employment Services and".

Explanation:

(This amendment restores \$291,000 in fiscal year 2004 for extended employment services provided in the community. House Bill 1400, as introduced, reduced funding for these services by \$486,450 in fiscal year 2003 and \$486,450 in fiscal year 2004. This amount will restore approximately 60 percent of the second year reduction. Language is also added to restore funding to Extended Employment Services and Long Term Employment Support Services from the Department of Rehabilitative Services Economic Development Fund, which is reserved for employment service organizations.)

Item 347 #4h

Health And Human Resources

Department Of Rehabilitative
Services

Language

Language:

Page 344, after line 6, insert:

"E. Funds for Extended Employment Services, Long Term Employment Support Services (LTESS) and Economic Development within the Department of Rehabilitative Services shall be allocated based on recommendations from the established Employment Service Organizations/LTESS Steering Committee."

Explanation:

(This amendment clarifies the role of the established ESO/LTESS Steering Committee for the allocation of employment service funds provided to the Department of Rehabilitative Services.)

Item 347 #5h

Health And Human Resources

Department Of Rehabilitative

FY 02-03

\$0

FY 03-04

\$114,000 GF

Amendments to House Bill 1400, as Introduced

Services

Language:

Page 343, line 24, strike "\$78,848,925" and insert "\$78,962,925".

Page 344, line 3, strike "\$1,119,926" and insert "1,233,926".

Explanation:

(This amendment restores \$114,000 in fiscal year 2004 for services for persons with brain injuries to assist them in returning to work and community living. These funds were reduced by approximately 15 percent each year in the Governor's October budget actions. This restores about 60 percent of the reduction in the second year.)

Item 347 #6h

Health And Human Resources

Department Of Rehabilitative
Services

Language

Language:

Page 344, after line 6, insert:

"E. The Commissioner of the Department of Rehabilitative Services is directed to work with the Employment Services Organizations (ESOs) to develop recommendations for administration and program efficiencies, to ensure the funding provided to the ESOs serves the maximum number of eligible citizens. The recommendations shall address the expenditure of funds for Extended Employment Services, Long Term Employment Support Services and Economic Development within the Department of Rehabilitative Services and the appropriate role of the established ESO/LTESS Steering Committee. The Commissioner shall report to the Secretary of Health and Human Resources and the Chairmen of the House Appropriations and Senate Finance Committees on the recommendations by September 1, 2003."

Explanation:

(This amendment is self-explanatory.)

Item 352 #1h

Health And Human Resources

Department Of Social Services

Language

Language:

Page 348, strike lines 19 through 25 and insert:

"G. As a condition of this appropriation, effective July 1, 2003, the Department of Social Services shall, to the extent permitted by federal law, implement semi-annual reporting. Households subject to semi-annual reporting shall have 12-month certification periods; however, if a household subject to semi-annual reporting includes (i) able-bodied adults without dependents who are subject to the food stamp time limit, (ii) homeless persons, or (iii) migrants, it may be assigned to a shorter certification period. Households not included in semi-annual reporting shall have certification periods based on guidelines from federal regulations."

Explanation:

(This amendment allows reporting on food stamp eligibility every six months instead of every time income changes, a new federal option under the Food Stamp Reauthorization Act of 2002 (Title IV of Public Law 107-171)).

Item 354 #1h

Health And Human Resources

Department Of Social Services

Language

Language:

Page 348, after line 38, insert:

"J. As a condition of this appropriation, effective July 1, 2003, the Department of Social Services shall, to the extent permitted by federal law, provide five months of transitional food stamps for households whose TANF cash assistance is terminated."

Explanation:

(This amendment would allow TANF recipients who lose eligibility for cash assistance to receive five months of federally funded food stamp assistance upon termination of their cash assistance. This is a new federal option under the Food Stamp Reauthorization Act of 2002.)

Item 358 #1h

Health And Human Resources

Department Of Social Services

Language

Amendments to House Bill 1400, as Introduced

Language:

Page 356, after line 57, insert:

"H. The Department of Social Services shall contract with community employment service organizations for the provision of employment services to disabled Temporary Assistance to Needy Families (TANF) recipients, rather than using the Department of Rehabilitative Services as an intermediary."

Explanation:

(This amendment requires the Department of Social Services (DSS) to contract directly with community employment service organizations to provide employment services to TANF recipients. DSS uses an intermediary, the Department of Rehabilitative Services, to contract for these services. Currently, \$837,500 in federal TANF funds are allocated in each year for these services.)

Item 359 #1h

Health And Human Resources

Department Of Social Services

Language

Language:

Page 357, after line 57, insert:

"E. The Division of Child Support Enforcement shall develop cooperative agreements with Sheriffs and Commonwealth's Attorneys to enhance the collection of past due child support payments. Such agreements shall contain provisions to expedite needed information to Sheriffs and Commonwealth's Attorneys to enable them to better locate absent noncustodial parents and assist in the collection of past due child support payments. Sheriffs and Commonwealth's Attorneys may enter into agreements with private corporations to collect delinquent child support."

Explanation:

(This amendment is self-explanatory.)

Item 360 #1h

Health And Human Resources

Department Of Social Services

FY 02-03

\$0

FY 03-04

(\$500,000) NGF

Language:

Page 358, line 3, strike "\$250,247,524" and insert "\$249,747,524".

Page 360, line 34, strike "and \$500,000 the second year".

Explanation:

(This amendment eliminates funding from the Child Care and Development block grant for contracting with a statewide network of resource and referral agencies. The Department of Social Services allocates \$6.0 million from the block grant for quality initiatives, of which resource and referral is one. Information regarding child care is also readily available on the Department's website and can be accessed from public libraries.)

Item 363 #1h

Health And Human Resources

Department Of Social Services

Language

Language:

Page 362, line 26, strike "0", and insert "5,843,071".

Page 362, line 30, strike "4,929,845" and insert "4,190,368".

Page 362, line 49, after "\$3,000,000", strike "each year" and insert:
"the first year and \$2,550,000 the second year".

Page 362, line 54, after "and", strike "2,900,000" and insert "2,813,150".

Page 362, line 58, strike "5,000,000" and insert "4,250,000".

Page 362, line 59, after "2,500,000", strike "each year" and insert:
"the first year and \$2,125,000 the second year".

Page 362, after line 59, insert:

"4. The Department of Social Services shall implement 15 percent reductions in TANF grants included under Expanded TANF Programming estimated at \$5,843,071 for fiscal year 2004."

Page 362, line 60, strike "4" and insert "5".

Page 362, line 60, after "annually" insert "on September 15".

Explanation:

(This amendment reduces the federal Temporary Assistance to Needy Families (TANF) grants to community organizations by 15 percent in fiscal year 2004 and provides for a TANF balance totaling \$5,843,071 on June 30, 2004. A reserve is necessary to mitigate anticipated reductions in spending for these organization in the 2004-06 biennium. Currently, spending in the TANF block grant is expected to be greater than the anticipated grant amount Virginia will receive once the TANF program is reauthorized by the U.S. Congress.)

Item 377 #1h

Natural Resources

Chesapeake Bay Local Assistance
Department

Language

Language:

Page 370, strike lines 11 through 14.

Explanation:

(This amendment strikes language delaying the merger of the Chesapeake Bay Local Assistance Department, as a separate division, into the Department of Conservation and Recreation until fiscal year 2005. Striking the language will permit the merger prior to fiscal year 2005.)

Item 377 #2h

Natural Resources

Chesapeake Bay Local Assistance
Department

Language

Language:

Page 370, line 5, strike "Planning and Budget" and insert:
"Conservation and Recreation".

Explanation:

(This amendment changes the requirement for preparing a report on the merger of CBLAD into DCR.)

Item 380 #1h

Natural Resources

Department Of Conservation And
Recreation

FY 02-03

\$370,879

FY 03-04

\$0 NGF

Language:

Page 371, line 24, strike "\$23,755,473" and insert "\$24,126,352".

Amendments to House Bill 1400, as Introduced

Page 373, after line 10, insert:

"I. Out of the appropriation for Land Management, \$370,879 the first year from special funds derived from the sale of "Friend of the Chesapeake" license tags is allocated to carry out the recommendations of the Chesapeake Bay Restoration Fund Advisory Committee."

Explanation:

(This amendment provides \$370,879 in special funds derived from the sale of "Friend of the Chesapeake" license tags to the Department of Conservation and Recreation to implement the recommendations of the Chesapeake Bay Restoration Fund Advisory Committee.)

Item 380 #2h

Natural Resources

Department Of Conservation And
Recreation

Language

Language:

Page 373, line 5, after "sources.", insert:

"If the Commission elects as its chairman a member of the General Assesbly, the Division of Legislative Services is hereby authorized to provide reasonable staff and technical assistance to the Commission."

Explanation:

(This amendment provides staffing and technical support for the Rappahannock River Basin Commission to address issues of common and regional interest.)

Item 380 #3h

Natural Resources

Department Of Conservation And
Recreation

FY 02-03

\$0

FY 03-04

\$1,349,722 NGF

Language:

Page 371, line 24, strike "\$18,674,631" and insert "\$20,024,353".

Page 373, after line 10, insert:

"I. Included in this appropriations is an amount estimated at \$1,349,722 the second year in nongeneral funds for the Best Management Practices cost-share program. The

Amendments to House Bill 1400, as Introduced

source of the nongeneral funds is from dredging royalties collected by the Marine Resources Commission pursuant to § 28.2-1206, Code of Virginia and deposited into the Marine Habitat and Waterways Improvement Fund."

Explanation:

(This amendment provides support in the second year from nongeneral funds for the Best Management Practices cost-share program to support statewide efforts to curb nonpoint source pollution and enhance through a voluntary incentive-based approach. Under this program, the costs for conservation measures are shared between the state and individual landowners.)

Item 380 #4h

Natural Resources	FY 02-03	FY 03-04	
Department Of Conservation And Recreation	\$400,000	\$1,000,000	GF

Language:

Page 371, line 24, strike "\$23,755,473" and insert "\$24,155,473".

Page 371, line 24, strike "\$18,674,631" and insert "\$19,674,631".

Explanation:

(This amendment restores funding that was eliminated in House Bill 1400, as introduced for grants to the 47 Soil and Water Conservation Districts throughout the state. These grants support local staff and core district operations to deliver nonpoint pollution control programs to landowners and pollution prevention and education programs.)

Item 381 #1h

Natural Resources	FY 02-03	FY 03-04	
Department Of Conservation And Recreation	\$100,000	\$100,000	GF

Language:

Page 373, line 12, strike "\$22,337,903" and insert "\$22,437,903".

Page 373, line 12, strike "\$22,504,718" and insert "\$22,604,718".

Page 374, line 28, strike "\$400,000" and insert "\$500,000".

Amendments to House Bill 1400, as Introduced

Page 374, line 29, strike "\$400,000" and insert "\$500,000".

Explanation:

(This amendment restores 50 percent of the reduction proposed in House Bill 1400, as introduced, for the Virginia Outdoors Foundation.)

Item 381 #2h

Natural Resources

Department Of Conservation And
Recreation

Language

Language:

Page 375, after line 8, insert:

"L. The Upper Valley Regional Park Authority shall submit a plan for the inclusion of the Grand Caverns and Natural Chimneys Parks into the state park system to the Secretary of Natural Resources and the Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2003. The plan shall include an update of the projected capital improvement and operational costs to the Commonwealth as stated in Senate Document No. 32 (2000). The plan shall propose conditions for conveyance of the properties to the Commonwealth and continued possible local support for operation of the facilities. The Department of Conservation and Recreation shall cooperate with the Authority in developing the plan. Nothing in this paragraph shall be construed as to obligate the Commonwealth to accept conveyance of the properties."

Explanation:

(This amendment is self-explanatory.)

Item 381 #3h

Natural Resources

Department Of Conservation And
Recreation

Language

Language:

Page 375, after line 8, insert:

"L. On or before June 30, 2003, the Department of Conservation and Recreation shall complete the transfer of title to a minimum of 1,500 acres, to include river frontage, of

Amendments to House Bill 1400, as Introduced

property adjacent to the Beaumont Juvenile Correctional Center in Powhatan County from the Department of Juvenile Justice for the development of a state park as previously authorized by Item 440 of Chapter 899 of the 2002 Acts of Assembly. The transfer shall be accomplished pursuant to the Department's report dated December 3, 2003, to the Secretaries of Natural Resources and Public Safety and the Chairmen of the House Appropriations and Senate Finance Committees. The Department of Conservation and Recreation shall notify the Chairmen of the House Appropriations and Senate Finance Committees once the transfer is complete."

Explanation:

(This amendment completes transfer of property from the Department of Juvenile Justice to the Department of Conservation and Recreation as previously authorized by the 2002 Appropriation Act.)

Item 381 #4h

Natural Resources	FY 02-03	FY 03-04	
Department Of Conservation And Recreation	\$500,000	\$1,000,000	GF

Language:

Page 373, line 12, strike "\$22,337,903" and insert "\$22,837,903".
Page 373, line 12, strike "\$22,504,718" and insert "\$23,504,718".

Explanation:

(This amendment restores funding for operations and 15 wage positions for False Cape, Sky Meadows, Southwest Virginia Museum and Caledon State Parks and the operation of the campground at Clinch Mountain Wildlife Management Area. These parks' hours of operation were substantially reduced in House Bill 1400, as introduced. This amendment will allow these parks to reopen on their previous schedules. The amendment restores an additional portion of the total cuts proposed to statewide park operations. House Bill 1400, as introduced, reduced general fund support for state parks by \$1.8 million the first year and \$2.4 million the second year.)

Item 381 #5h

Natural Resources	FY 02-03	FY 03-04	
Department Of Conservation And Recreation	\$25,000	\$25,000	GF

Amendments to House Bill 1400, as Introduced

Recreation

Language:

Page 373, line 12, strike "\$22,337,903" and insert "\$22,362,903".

Page 373, line 12, strike "\$22,504,718" and insert "\$22,529,718".

Page 373, line 38, strike "\$200,000" and insert "\$225,000".

Page 373, line 39, strike "\$200,000" and insert "\$225,000".

Explanation:

(This amendment restores \$25,000 each year in operational funding for Breaks Interstate Park that was cut in House Bill 1400, as introduced.)

Item 381 #6h

Natural Resources

Department Of Conservation And
Recreation

Language

Language:

Page 375, after line 8, insert:

"L. The Director of the Department of Conservation and Recreation is authorized to accept on the behalf of the Commonwealth a gift of property know as Walnut Valley Farm, which is adjacent to the Chippokes Plantation State Park in Surry County."

Explanation:

(This amendment authorizes DCR to accept a gift of property contiguous to Chippokes State Park. The property, known as Walnut Valley Farm, is a 265-acre historic farm between Chippokes and Bacon's Castle. The Reasor family has owned the property for some 30 years and want to preserve it from development.)

Item 381.15 #1h

Natural Resources

Department Of Conservation And
Recreation

Language

Language:

Page 375, line 20, strike "Planning and Budget" and insert:

"Conservation and Recreation".

Explanation:

(This amendment changes the requirement for preparing a report on the merger of Chippokes into DCR.)

Item 382 #1h

Natural Resources

Department Of Environmental
Quality

Language

Language:

Page 376, line 31, after "projects.", insert:

"These local matching funds shall include, but not be limited to, costs for ongoing maintenance, personnel, inspection functions, outside service contracts, administrative functions, purchase or value of land or easements, debt service payments and any other costs related to the Combined Sewer Overflow projects for which the U.S. Environmental Protection Agency will accept to meet match requirements."

Explanation:

(This amendment broadens the definition of local matching funds to be considered by the EPA to meet the match requirement for federal CSO grants.)

Item 383 #1h

Natural Resources

Department Of Environmental
Quality

Language

Language:

Page 378, after line 10, insert:

"F.1. The Department of Environmental Quality shall initiate, beginning January 1, 2004, a program for on-road testing of motor vehicle emissions pursuant to § 46.2-1178.1, Code of Virginia, in all areas designated nonattainment for the 1-hour ozone air quality standard as of January 1, 2003. The Department shall develop a plan for implementation of this program and shall include a schedule to phase in on-road testing to replace the current emissions inspection program, consistent with the federal Clean Air Act. The Department may also initiate programs for on-road testing of motor vehicle emissions as part of a plan developed pursuant to an Early Action

Amendments to House Bill 1400, as Introduced

Compact for Ozone. The State Air Pollution Control Board may promulgate any regulations necessary to implement these provisions. Such regulations shall be adopted as final prior to the January 1, 2003, implementation.

2. The Department shall also develop a plan to implement a program for on-road testing of motor vehicle emissions pursuant to § 46.2-1178.1, Code of Virginia, in all areas designated nonattainment for the 8-hour ozone air quality standard as of July 1, 2004. This plan may also include on-road testing of emissions in areas that opt into Early Action Compacts for ozone and jurisdictions that are contiguous to designated ozone nonattainment areas. The plan shall include recommendations as to any amendments necessary to the Code of Virginia to implement and provide adequate funding for the program.

3. The Department shall work with the U.S. Environmental Protection Agency to secure approval of on-road sensing to replace the current emissions inspection program and shall identify any barriers to such approval.

4. In completing these plans and implementing the provisions of subparagraph 1, the Department is authorized to expend such funds as may be required from the Vehicle Emissions Inspection Program Fund. All such expenditures shall be approved by the Secretary of Natural Resources. In completing these plans, DEQ shall contract with a private sector vendor which has experience in remote vehicle emission testing.

5. The Department shall provide these plans to the Governor and the Chairmen of the House Agriculture, Chesapeake and Natural Resources, Appropriations, Science and Technology and Transportation Committees and the Senate Agriculture, Conservation and Natural Resources, Finance and Transportation Committees, and the Joint Commission on Technology and Science by October 1, 2003."

Explanation:

(This amendment requires DEQ to implement a remote vehicle emission testing program in current ambient air quality nonattainment areas and develop a plan for implementing a similar program in areas that will likely become nonattainment areas in the next year. The goal of the program is to more efficiently identify those vehicles violating emission standards and causing the most pollution while phasing out the requirement for biennial testing of all other vehicles operating in compliance with standards in the current nonattainment areas of Northern Virginia. The program is further proposed to avoid imposing a requirement to test all vehicles in those areas that are likely to be declared nonattainment in the future. The remote on-road testing

Amendments to House Bill 1400, as Introduced

program can be accomplished utilizing the latest technology and equipment while vehicles are in their normal operation and without any inconvenience or requirement for the driver to stop for the test.)

Item 385 #1h

Natural Resources	FY 02-03	FY 03-04	
Department Of Environmental Quality	\$0	\$325,000	NGF

Language:

Page 378, line 30, strike "\$7,431,316" and insert "\$7,756,316".

Page 378, line 49, after "fund", insert "and \$325,000 the second year from nongeneral funds."

Page 378, line 55, after "practices." insert:

"The source of the nongeneral funds is from dredging royalties collected by the Marine Resources Commission pursuant to § 28.2-1206, Code of Virginia, and deposited into the Marine Habitat and Waterways Improvement Fund."

Explanation:

(This amendment restores funding for the clean up and monitoring of the Elizabeth River that was eliminated in House Bill 1400, as introduced.)

Item 386 #1h

Natural Resources	FY 02-03	FY 03-04	
Department Of Environmental Quality	\$0	\$35,000	GF

Language:

Page 379, line 7, strike "\$37,690,101" and insert "\$37,725,101".

Page 379, line 39, after "year", insert " and \$35,000 the second year".

Explanation:

(This amendment restores funding for the Smith Mountain Lake Volunteer Water Quality Monitoring Project that was eliminated in House Bill 1400, as introduced.)

Item 386 #2h

Amendments to House Bill 1400, as Introduced

Natural Resources

Department Of Environmental
Quality

Language

Language:

Page 379, after line 55, insert:

"E. The Department of Environmental Quality is authorized to make a loan to the City of Staunton from the Wastewater Treatment Revolving Loan Fund to assist in the environmental clean-up for the reuse of the property at the former Staunton Correctional Center."

Explanation:

(This amendment is self-explanatory.)

Item 386 #3h

Natural Resources

Department Of Environmental
Quality

FY 02-03

\$0

FY 03-04

\$25,000 NGF

Language:

Page 379, line 7, strike "\$37,690,101" and insert "\$37,715,101".

Page 379, line 45, after "fund", insert:

"and \$25,000 the second year in nongeneral funds. The source of the nongeneral funds is from dredging royalties collected by the Marine Resources Commission pursuant to § 28.2-1206, Code of Virginia, and deposited into the Marine Habitat and Waterways Improvement Fund."

Explanation:

(This amendment restores second year funding for the Izaak Walton League's Save Our Streams program, which was eliminated in House Bill 1400, as introduced.)

Item 386 #4h

Natural Resources

Department Of Environmental
Quality

FY 02-03

\$0

FY 03-04

\$106,000 NGF

Amendments to House Bill 1400, as Introduced

Language:

Page 379, line 7, strike "\$37,690,101" and insert "\$37,796,101".

Page 379, after line 55, insert:

"E. Included in this appropriation is \$106,000 the second year in nongeneral funds for citizen water quality monitoring. The source of the nongeneral funds is from dredging royalties collected by the Marine Resources Commission pursuant to § 28.2-1206, Code of Virginia, and deposited into the Marine Habitat and Waterways Improvement Fund."

Explanation:

(This amendment restores funding for citizen water quality monitoring.)

Item 389 #1h

Natural Resources

Department Of Environmental
Quality

Language

Language:

Page 381, line 15, before "It", insert "A."

Page 381, line 15, after "intent", insert "of the General Assembly".

Page 381, after line 18, insert:

"B. It is the intent of the General Assembly that all qualified environmental remediation costs for redevelopment of the former Staunton Correctional Center property in the City of Staunton shall be a high priority for any such funds available through the Brownfield Restoration and Land Renewal Act of 2002."

Explanation:

(This amendment is self-explanatory.)

Item 391 #1h

Natural Resources

Department Of Game And Inland
Fisheries

FY 02-03

\$0

FY 03-04

\$363,000 NGF

Language:

Page 382, line 24, strike "\$29,594,490" and insert "\$29,957,490".

Amendments to House Bill 1400, as Introduced

Page 382, after line 55, insert:

"C. The Department of Game and Inland Fisheries shall continue to operate the Montebello Fish Hatchery in Nelson County."

Explanation:

(This amendment requires DGIF to continue operation of the Montebello Fish Hatchery with existing resources. The Governor's October reduction plans indicated the fish hatchery was to be closed to meet budget reductions. The amendment further appropriates funds anticipated from the passage of House Bill 1663.)

Item 395 #1h

Natural Resources	FY 02-03	FY 03-04	
Department Of Historic Resources	\$0	\$100,000	NGF
	0.00	2.00	FTE

Language:

Page 384, line 10, strike "\$2,372,429" and insert "\$2,472,429".

Page 385, after line 11, insert:

"E. Included in this appropriation is \$100,000 the second year in nongeneral funds from the Transportation Trust Fund to support the Department of Historic Resources' required reviews of transportation projects."

Explanation:

(This amendment restores funding for the agency that was eliminated in House Bill 1400, as introduced. The funds provided are from the Transportation Trust Fund to allow the agency to perform necessary reviews of transportation projects.)

Item 395 #2h

Natural Resources	FY 02-03	FY 03-04	
Department Of Historic Resources	\$0	\$65	GF

Language:

Page 384, line 10, strike "\$2,372,429" and insert "\$2,372,494".

Explanation:

(This amendment provides funding for the care of additional confederate graves as

Amendments to House Bill 1400, as Introduced

identified in House Bill 1419.)

Item 397 #1h

Natural Resources	FY 02-03	FY 03-04	
Marine Resources Commission	\$0	\$580,000	NGF

Language:

Page 386, line 2, strike "\$11,291,382" and insert "\$11,871,382".

Page 387, after line 27, insert:

"K. Included in the amounts for Oyster Propagation and Habitat Improvement is \$580,000 the second year in nongeneral funds. The source of the nongeneral funds is from dredging royalties collected by the Marine Resources Commission pursuant to § 28.2-1206, Code of Virginia, and deposited into the Marine Habitat and Waterways Improvement Fund."

Explanation:

(This amendment restores funding for oyster reef restoration that was eliminated in House Bill 1400, as introduced. These funds can be used to match federal funds at a rate of 25 percent state funds versus 75 percent federal funds. Failure to provide matching state funds will result in the loss of federal funds.)

Item 397 #2h

Natural Resources

Marine Resources Commission

Language

Language:

Page 387, line 44, after "Virginia", insert:

"; however, pursuant to § 28.2-1206, Code of Virginia, the maximum royalty that shall be fixed by the Commission when granting a permit for the removal of bottom material for a project in excess of 7.5 million cubic yards involving the use of state-owned bottom lands for a privately operated port facility shall be 20 cents."

Explanation:

(This amendment caps the amount of royalty that would need to be paid for the development of a private port facility if the dredge materials have no commercial value.)

Amendments to House Bill 1400, as Introduced

Item 400 #1h

Natural Resources	FY 02-03	FY 03-04	
Virginia Museum Of Natural History	\$0	\$1,513,966	GF
	\$0	\$444,601	NGF
	0.00	33.00	FTE

Language:

Page 388, line 23, strike "\$0" and insert "\$1,958,567".

Page 388, unstrike lines 38 through 44.

Page 388, strike lines 45 through 49.

Explanation:

(This amendment restores the Museum of Natural History under the Secretary of Natural Resources. A companion amendment to Item 262.10 removes the Museum of Natural History from the administration of the Science Museum.)

Item 401 #1h

Public Safety

Secretary Of Public Safety

Language

Language:

Page 390, strike lines 28 through 46.

Explanation:

(This amendment eliminates a study of privatization of ABC retail operations that was in House Bill 1400, as introduced.)

Item 401 #2h

Public Safety

Secretary Of Public Safety

Language

Language:

Page 390, after line 46, insert:

"D. The Secretary of Public Safety shall review the feasibility of merging the Bureau of Law Enforcement Operations of the Department Alcoholic Beverage Control into the Department of State Police. The review shall consider the savings to the

Amendments to House Bill 1400, as Introduced

Commonwealth by consolidating regional offices, chains of command, human resources and training operations with existing State Police operations. The Secretary shall submit his findings to the Chairmen of the House Committees on Appropriations and Militia, Police and Public Safety and the Senate Committees on Finance and Courts of Justice by October 1, 2003."

Explanation:

(This amendment is self-explanatory.)

Item 402 #1h

Public Safety

FY 02-03

FY 03-04

Commonwealth's Attorneys'

\$0

(\$418,469) GF

Services Council

\$0

\$500,000 NGF

Language:

Page 391, line 8, strike "\$456,919" and insert "\$538,450".

Page 391, after line 15, insert:

"The Commonwealth's Attorneys' Services Council shall apply to the Department of Criminal Justice Services for a grant to provide training and technical assistance services to commonwealth's attorneys. The Council is hereby authorized to charge appropriate fees for any such services provided. Any required match for grant funds may be provided by fees paid for these services, as well as private donations."

Explanation:

(This amendment is self-explanatory.)

Item 403 #1h

Public Safety

FY 02-03

FY 03-04

Department Of Alcoholic Beverage

(\$331,735)

(\$1,317,942) NGF

Control

Language:

Page 391, line 30, strike "\$13,269,425" and insert "\$12,937,690".

Page 391, line 30, strike "\$13,179,425" and insert "\$11,861,483".

Explanation:

Amendments to House Bill 1400, as Introduced

(This amendment implements a 10% reduction in ABC Law Enforcement and Regulation, consistent with reductions imposed for sheriffs for the biennium. A companion amendment in Part 3 transfers these funds to the general fund.)

Item 408 #1h

Public Safety

Department Of Corrections, Central
Activities

Language

Language:

Page 395, strike lines 26 through 31 and insert:

"F. All residential staff housing properties owned by the Commonwealth and in the possession of the Department of Corrections are authorized to be sold as surplus property pursuant to § 2.2-1156, Code of Virginia. Notwithstanding the provisions of § 2.2-1156 D, Code of Virginia, all net proceeds from the sale of such property after provision is made for any bonds outstanding on such property, as appropriate, estimated at \$1,910,000, shall be deposited into the general fund."

Explanation:

(This amendment clarifies the language directing the sale of residences used by the Department of Corrections to house staff. In addition, the amount projected to be deposited into the general fund is reduced to account for any bonds outstanding on those properties purchased with revenues from VPBA bonds.)

Item 417 #1h

Public Safety

Division Of Community
Corrections

Language

Language:

Page 399, line 14, after "Justice", insert:

", or to address those projects for which contracts for design, including architectural and engineering services, of a local or regional jail facility had been signed as of March 1, 1996".

Explanation:

(This amendment exempts the Prince William-Manassas Regional Jail from the

Amendments to House Bill 1400, as Introduced

moratorium on additional jail construction because the facility was approved prior to imposition of the moratorium.)

Item 418 #1h

Public Safety	FY 02-03	FY 03-04	
Division Of Community	\$0	(\$1,000,000)	GF
Corrections	\$0	\$1,000,000	NGF

Language:

Page 399, line 49, strike "\$1,000,000" and insert "\$2,000,000".

Explanation:

(This amendment increases the nongeneral fund appropriation for operating expenses of diversion centers operated by the Department of Corrections based on the Department increasing the fee charged to probationers from \$10 per day to \$20 per day.)

Item 420 #1h

Public Safety	FY 02-03	FY 03-04	
Division Of Institutions	\$0	(\$1,600,000)	GF

Language:

Page 400, line 31, strike "\$214,145,205" and insert "\$212,545,205".

Page 400, line 50, before "Included", insert "A."

Page 401, after line 6, insert:

"B. The Department of Corrections shall develop a relationship with a federally qualified 340B provider in order to access the Public Health Services Act (340B) drug discount pricing program for specified populations, including patients with HIV/AIDS, patients suffering from mental illness, and individuals with hemophilia. The relationship shall be established such that the individuals will be considered "patients" of the 340B hospital in accordance with federal guidelines (see Federal Register Notice, "Patient and Entity Eligibility," October 24, 1996, p55157, Item (C))."

Explanation:

(This amendment requires the Department of Corrections to purchase certain drugs through a 340B provider to receive discount prices estimated to save the Commonwealth \$1.6 million in the second year. This is a recommendation of JLARC

Amendments to House Bill 1400, as Introduced

from their special report, "State Spending on Medical Supplies and Pharmaceuticals," in response to House Joint Resolution 773, 2001 General Assembly.)

Item 421 #1h

Public Safety	FY 02-03	FY 03-04	
Division Of Institutions	\$325,823	\$503,292	GF
	10.00	10.00	FTE

Language:

Page 401, line 8, strike "\$371,672,593" and insert "\$371,998,416".

Page 401, line 8, strike "\$362,318,285" and insert "\$362,821,577".

Page 403, after line 43, insert:

"H.1. The Department of Corrections shall provide an existing facility that is not within the perimeter of any correctional institution for the use of the Department of Mental Health, Mental Retardation and Substance Abuse Services to house individuals who have been civilly committed pursuant to § 37.1-70.1, et. seq., Code of Virginia. Such individuals shall be separated by sight and sound from any prisoner incarcerated in other Department of Corrections facilities. Included in these amounts is \$101,842 the first year and \$407,367 the second year from the general fund for the perimeter security of the facility and \$23,981 the first year and \$95,925 the second year from the general fund for direct resident costs, to include food and medical care. Also included in these amounts is \$200,000 the first year from the general fund for the installation of necessary security equipment and upgrades at the facility.

2. The provisions of Article 1.1, Chapter 2, of Title 37.1, Code of Virginia, shall be effective upon passage of this act."

Explanation:

(This amendment provides funding, positions and language for the Department of Corrections to provide a facility and exterior security for the civil commitment of sexually violent predators pursuant to Article 1.1, Chapter 2, of Title 37.1, Code of Virginia, and provides that the provisions of this article shall be effective upon passage of the appropriations act. A companion amendment to Item 331 provides funding for the Department of Mental Health, Mental Retardation and Substance Abuse Services for the housing and treatment of individuals committed under these provisions.)

Amendments to House Bill 1400, as Introduced

Item 422.1 #1h

Public Safety	FY 02-03	FY 03-04	
Division Of Institutions	\$0	\$8,402	GF

Language:

Page 403, after line 54 insert:

"Item 422.1 Corrections Special Reserve Fund	\$0	\$8,402	
Fund Sources: General.....	\$0	\$8,402	

Included in this amount is \$8,402 the second year from the general fund to be deposited to the Corrections Special Reserve Fund pursuant to § 30-19.1:4, Code of Virginia, for the projected impact on adult prison beds due to House Bill 1576 by the 2003 Session of the General Assembly."

Explanation:

(This amendment funds the correctional impact of House Bill 1576. The estimated amount of necessary appropriation for periods of incarceration as a result of enacting House Bill 2457 is \$150,228.)

Item 428 #1h

Public Safety		
Department Of Criminal Justice Services		Language

Language:

Page 408, line 17, after "year", unstrike "and \$50,000 the second year"

Explanation:

(This amendment corrects a mistake made in the introduced budget which struck the wrong language.)

Item 432 #1h

Public Safety		
Department Of Criminal Justice Services		Language

Language:

Page 412, after line 43, insert:

"4. Included in the amounts in subparagraph 2 of this item is \$44,000 for the Supreme Court of Virginia and \$37,500 for the State Police in the second year from federal grant funds to implement the provisions of House Bill 2541 regarding the unification of Virginia Crime Codes."

Explanation:

(This amendment provides funds from the Integrated Criminal Justice Information System to be used to unify Virginia Crime Codes, a fundamental step in implementing the ICJIS project.)

Item 432 #2h

Public Safety

Department Of Criminal Justice
Services

Language

Language:

Page 410, after line 49, insert:

"4. The Secretary of Public Safety, with the assistance of the Department of Criminal Justice Services and the State Compensation Board, shall develop a pilot program for alternative sentencing of nonviolent misdemeanants and local-responsible felons pursuant to § 53.1-131 and § 9.1-173, et. seq., Code of Virginia, for offenders who are serving six months or less in jail. The program shall be piloted in localities only upon approval by the local Community Criminal Justice Board established pursuant to § 9.1-178, Code of Virginia. The fiscal agent for participating local community corrections programs shall be reimbursed at a rate of \$4 per inmate day for each inmate participating in the alternative sentencing program, pursuant to Item 67 L of this act. The Secretary of Public Safety shall provide a report to the Chairmen of the House Appropriations and Senate Finance Committees by December 1, 2003, as to the progress of implementation of the pilot program."

Explanation:

(This amendment provides for a pilot alternative sentencing program. A companion amendment to Item 67 provides funding for the program.)

Item 434 #1g

Amendments to House Bill 1400, as Introduced

Public Safety	FY 02-03	FY 03-04	
Department Of Criminal Justice Services	\$0	(\$5,500,000)	GF

Language:

Page 413, line 13, strike "\$174,274,876" and insert "\$168,774,876".

Page 413, line 23, strike "\$174,274,876" and insert "\$168,774,876".

Explanation:

(This amendment provides level funding from the first year to the second year appropriation for the Aid to Localities with Police Departments (House Bill 599) program.)

Item 438 #1h

Public Safety			
Department Of Fire Programs			Language

Language:

Page 415, strike lines 23 through 28 and insert:

"Virginia, the department shall transfer \$1,649,930 in the first year and \$1,581,473 in the second year from revenues above the amounts appropriated in this item to the general fund. Further, the department shall defer payments to localities for the construction of fire training structures to the extent necessary to realize savings in the amounts of \$285,707 in the first year and \$291,808 in the second year, which shall also be transferred to the general fund."

Explanation:

(This amendment clarifies that the amounts to be transferred to the general fund come from revenue growth above what was appropriated during the 2002 session, and that funds available for burn building grants have not been reduced.)

Item 438 #2h

Public Safety	FY 02-03	FY 03-04	
Department Of Fire Programs	\$135,600	\$135,600	NGF

Language:

Amendments to House Bill 1400, as Introduced

Page 415, line 14, strike "\$10,556,175" and insert "\$10,691,775".

Page 415, line 14, strike "\$10,556,175" and insert "\$10,691,775".

Explanation:

(This amendment provides additional funds for the Fire Programs Fund to be distributed to localities based on an assumed 1.3 percent increase in fire insurance policies over projections in House Bill 1400, as introduced.)

Item 444 #1h

Public Safety	FY 02-03	FY 03-04	
Department Of Juvenile Justice	\$0	(\$2,000,000)	GF
	\$0	\$2,000,000	NGF

Language:

Explanation:

(This amendment increases the nongeneral fund appropriation for the Department of Juvenile Justice by \$2.0 million while reducing the general fund appropriation by the same amount. The source of the nongeneral funds is from Title IV E of the Social Security Act. This amendment will require the Department to work with the Department of Social Services to maximize the use of available federal funds.)

Item 456 #1h

Public Safety

Department Of State Police

Language

Language:

Page 424, line 45, strike "\$881,570" and insert:

"\$544,770 and from Item 460 \$336,800".

Page 424, line 45, strike "\$1,206,500" and insert:

"from Item 459 \$544,700 and from Item 460 \$661,800".

Explanation:

(This amendment clarifies that transfer of nongeneral funds is to come from two appropriation items, rather than one.)

Amendments to House Bill 1400, as Introduced

Item 459 #1h

Public Safety	FY 02-03	FY 03-04	
Department Of State Police	\$1,045,375	\$1,045,375	GF
	(\$1,045,375)	(\$1,045,375)	NGF

Language:

Page 427, strike lines 31 through 34 and insert:

"F. The Department of State Police shall develop a mechanism to recover costs for its med-flight operations through reimbursement from Medicare, Medicaid and private insurers. The Department shall examine the feasibility of second-party billing through hospitals receiving patients or through the creation of an independent billing authority. All funds so recovered shall be deposited into the General Fund of the state treasury."

Explanation:

(This amendment eliminates the transfer of money from the Rescue Squad Assistance Fund to support the Department of State Police med-flight operations, restores general funds that were eliminated in House Bill 1400, as introduced, and requires the Department to attempt to recover some of these funds through reimbursement for services provided.)

Item 459 #2h

Public Safety	FY 02-03	FY 03-04	
Department Of State Police	(\$641,668)	\$747,132	NGF

Language:

Page 426, line 8, strike "\$155,048,555" and insert "\$154,406,887".

Page 426, line 8, strike "\$150,957,187" and insert "\$151,704,319".

Page 427, strike lines 14 through 30, and insert:

"E. Included in this appropriation is \$5,475,872 the first year and \$5,475,872 the second year from Section 154 and Section 164 Federal Highway Funds. The Secretary of Transportation, with the assistance of the Secretary of Public Safety, the Commissioner of the Department of Motor Vehicles, and the Superintendent of the Department of State Police, shall develop a plan for DUI-related enforcement and education programs to be supported with these funds and shall complete an Application for Highway Safety Project Grant to be submitted to the U.S. Department of Transportation, National Highway Traffic Safety Administration. The Secretary of Transportation shall provide a copy of this plan, the grant application and the

Amendments to House Bill 1400, as Introduced

response from the U.S. Department of Transportation to the Chairmen of the House Appropriations and Senate Finance Committees as soon as they are available."

Explanation:

(This amendment provides \$5,475,872 in federal highway funds each year to be used for DUI-related enforcement.)

Item 464 #1h

Technology

Secretary Of Technology

Language

Language:

Page 430, line 12, before "The", insert "A."

Page 430, after line 27, insert:

"B. The Secretary of Technology, Secretary of Education, and Chancellor of the Virginia Community College System shall prepare an operating plan that details the merger of the A.L. Philpott Manufacturing Extension Partnership into the Center for Innovative Technology. The focus of the operating plan shall address (i) the extent to which any similar functions or programs operated by both entities can be combined to generate cost savings or enhance the delivery of services, (ii) the elimination of duplicative administrative activities, (ii) the consolidation or merger of regional offices to effectuate cost savings and enhance the delivery of services statewide, and (iv) the need to maintain the Manufacturing Extension Partnership at its current location. The report shall be submitted by November 13, 2003, to the Chairmen of the House Appropriation and Senate Finance Committees and the Joint Commission on Technology and Science. The Innovative Technology Authority, the Department of Planning and Budget, and the Virginia Community College System shall cooperate and provide assistance upon request."

Explanation:

(This amendment is self-explanatory.)

Item 470 #1h

Technology

Innovative Technology Authority

Language

Language:

Page 436, after line 14, insert:

"J. The Center for Innovative Technology shall continue to support efforts of public and quasi-public bodies within the Commonwealth to enhance or facilitate the prompt availability of and access to advanced electronic communications services, commonly known as broadband, throughout the Commonwealth, monitoring trends and advances in advanced electronic communications technology to plan and forecast future needs for such technology, and identify funding options."

Explanation:

(This amendment requires the Center for Innovative Technology to continue to support efforts to expand the availability of broadband services.)

Item 470 #2h

Technology

Innovative Technology Authority

Language

Language:

"Page 436, after line 14, insert:

J.1.a. Notwithstanding the provisions of § 2.2-2515, Code of Virginia, from such funds as may be appropriated by the General Assembly and any gifts, grants, or donations from public or private sources, there is created in the state treasury a special nonreverting, permanent fund, to be known as the Commonwealth Technology Research Fund ("the Fund"), to be administered by the Authority. The Fund shall be established on the books of the Comptroller. Interest earned on moneys in the Fund shall remain in the Fund and be credited to it. Any moneys remaining in the Fund at the end of each fiscal year, including interest thereon, shall not revert to the general fund but shall remain in the Fund. Expenditures and disbursements from the Fund, which may consist of grants or loans, shall be made by the State Treasurer on warrants issued by the Comptroller upon written request bearing the signature of the chairman or the vice-chairman of the Authority, or, if so authorized by the Authority, bearing his facsimile signature, and the official seal of the Authority, subject to any restrictions listed in Item 512 of this act.

b. Moneys in the Fund shall be used for the sole purpose of attracting public and private research funding for institutions of higher education, in order to increase technological and economic development in Virginia. Awards from the Fund shall be made to Virginia public institutions of higher education or to their associated intellectual property foundations.

Amendments to House Bill 1400, as Introduced

2.a. For purposes of awards, the Fund shall have four components: (i) a matching funds program to leverage federal and private research dollars; (ii) a strategic enhancement program to upgrade the research capacity of those academic departments that have demonstrated the ability to perform innovative research in technology fields that has strong potential to contribute to economic development in the Commonwealth; (iii) a program to upgrade research capacity in key departments of the institutions in order to attract specific companies to locate or expand in Virginia; and (iv) a program to enhance the capability of the institutions of higher education to commercialize technologies developed through their research.

b. Awards for the matching funds component shall be contingent upon the approval of the institution's grant proposal for federal or private funds. Awards from the Fund shall be matched on at least a dollar-for-dollar basis by the respective institution of higher education, with private funds, or combinations thereof. However, for good cause, this requirement may be waived, in whole or in part, by the chairman of the Authority, provided that such action is reported to the Chairmen of the House Appropriations and Senate Finance Committees at least 10 days prior to the award or disbursement of such funds for such purpose.

3.a. Awards shall be based on the scientific merit and economic development potential of research programs in the following fields: aerospace, biotechnology, energy, environmental and information technologies, high performance manufacturing, telecommunications, and transportation. However, for good cause, awards supporting research in other relevant fields or disciplines may be made by the chairman of the Authority, provided that such action is reported to the Chairmen of the House Appropriations and Senate Finance Committees at least 10 days prior to the award or disbursement of such funds for such purpose.

b. Specific guidelines for the award of funds from this program shall be established and maintained by the Authority, in consultation with the Virginia Economic Development Partnership and the State Council of Higher Education. These guidelines shall address, at a minimum, the application process, and the composition and operation of proposal review panels, and give special emphasis to fostering collaboration between institutions of higher education and partnerships between institutions of higher education and business and industry.

c. The chairman of the Authority shall coordinate the evaluation of proposals, to be conducted by review panels with the appropriate science and technology expertise

Amendments to House Bill 1400, as Introduced

drawn from federal agencies and academic and industrial research institutions across the country.

d. Recommendations on the grants shall be made by representatives from the Virginia Research and Technology Advisory Commission pursuant to § 2.2-2515, Code of Virginia, the Virginia Economic Development Partnership, and the State Council of Higher Education, based on the recommendations of the review panels.

4. The chairman of the Authority shall provide the Governor and the General Assembly with an annual report which shall include a detailed list of awards committed, the amount of each approved award, a description of the approved proposals, the amount of federal or private matching funds anticipated where applicable, and an assessment of the effectiveness of the Fund in attracting public and private research funding and increasing technological and economic development in Virginia."

Explanation:

(This amendment places responsibility for administering the Technology Research Fund on the Center for Innovative Technology, as required by House Bill 2284.)

Item 471.10 #1h

Technology

Virginia Information Technologies
Agency

Language

Language:

Page 438, after line 49, insert:

"5. At least 60 days prior to implementing any consolidation of the procurement and operational functions of information technology, which includes but is not limited to servers and networks, from state agencies as authorized in the sixth enactment clause of House Bill 1926, 2003 Session, the Secretary of Technology shall prepare a report on the operating plan that will be used to implement the consolidation. The report shall be submitted to the Chairmen of the House Appropriations, Senate Finance, Senate General Laws, and House Science and Technology Committees. The report shall include but not be limited to the following items: (i) a listing by agency of the equipment that has been identified for transfer to the Virginia Information Technologies Agency; (ii) a listing by agency of the position description for each position to be transferred to the Virginia Information Technologies Agency; (iii) the

Amendments to House Bill 1400, as Introduced

methodology used to determine the staff and equipment to be transferred to the Virginia Information Technologies Agency; and (iv) discussion on the manner in which procurement and operational functions of information technology services will continue to be provided to each agency affected by the consolidation."

Explanation:

(This amendment requires a report by the Secretary of Technology at least 60 days prior to any consolidation of staff and equipment as authorized by House Bill 1926.)

Item 471.10 #2h

Technology

Virginia Information Technologies
Agency

Language

Language:

Page 438, after line 49, insert:

"5. The Secretary of Technology shall provide a report by August 1, 2003, to the Chairmen of the House Appropriations, Senate Finance, Senate General Laws, and the House Science and Technology Committees that details a draft of the memorandum of agreement that is proposed to be used to guide the provision of information technology equipment and operating support by the Virginia Information Technologies Agency to each affected state agency. The report shall also detail how service levels will be determined, the input affected agencies will have in ensuring service levels are maintained, and mechanisms available to agencies with concerns about services provided by the Virginia Information Technologies Agency. No memorandum of agreement shall be executed between the Virginia Information Technologies Agency and any state agency prior to the Committees cited having the opportunity to review and comment upon the draft memorandum of agreement."

Explanation:

(This amendment requires that the Secretary of Technology provide a report on the proposed memorandum of agreement to be used to determine the type and level of services to be provided by the Virginia Information Technologies Agency.)

Item 471.10 #3h

Technology

Virginia Information Technologies

Language

Amendments to House Bill 1400, as Introduced

Agency

Language:

Page 438, after line 49, insert:

"5. Notwithstanding the effective date of House Bill 1926, 2003 Session, the Governor and the Joint Rules Committee are authorized to appoint their respective members to the Information Technology Investment Board prior to July 1, 2003. However, the powers and authorities granted to the Board shall not become effective until July 1, 2003."

Explanation:

(This amendment authorizes the Governor and the Joint Rules Committee to appoint individuals to the Information Technology Investment Board prior to the effective date of House Bill 1926.)

Item 471.10 #4h

Technology

Virginia Information Technologies
Agency

Language

Language:

Page 438, after line 49, insert:

"5. Notwithstanding the reporting requirements of House Bill 1926, 2003 Session, the Chief Information Officer shall report quarterly on the activities of the Virginia Information Technologies Agency, the status of any consolidations of state agency information technology operations and staff, the status of cost saving initiatives, and any other information that may be requested by the Chairmen of the House Appropriations, Senate Finance, Senate General Laws, and House Science and Technology Committees."

Explanation:

(This amendment requires quarterly reports from the Chief Information Officer regarding the activities of the Virginia Information Technologies Agency.)

Item 471.10 #5h

Technology

Virginia Information Technologies

Language

Amendments to House Bill 1400, as Introduced

Agency

Language:

Page 437, strike lines 1 through 11.

Page 437, line 12, strike "B" and Insert "A".

Page 437, line 12, after "a.", strike "The" and insert:

"Consistent with the provisions of House Bill 1926, the".

Page 437, line 18, after "Agency." strike "An information technology".

Page 437, strike lines 19 to 22.

Page 437, strike lines 35 to 58.

Page 438, strike lines 1 to 49.

Page 438, line 50, strike "D" and insert "B".

Explanation:

(This amendment makes corrections to language included in the budget, as introduced, to conform to the provisions of technology reform legislation approved by the House.)

Item 471.25 #2h

Technology

FY 02-03

FY 03-04

Virginia Information Technologies

\$0

(\$13,985,906) GF

Agency

Language:

Page 439, line 26, strike "\$21,616,889" and insert "\$7,630,983".

Explanation:

(This amendment is one of two that transfer the amounts budgeted for implementation of technology reform to the Central Appropriations.)

Item 472 #1h

Transportation

Secretary Of Transportation

Language

Language:

Page 445, after line 37, insert:

Amendments to House Bill 1400, as Introduced

"G. Funds apportioned under federal law for the Bridge Replacement and Rehabilitation program shall be allocated as required by federal law and to bridge projects across the Commonwealth. All funds apportioned to the Commonwealth through the federal Bridge Replacement and Rehabilitation Program shall be programmed for bridge projects, and the Commonwealth's full apportionment of such funds shall be allocated for such purposes each year. No federal bridge funds may be transferred to any other funding program, regardless of the provisions of federal law. The Secretary of Transportation shall report the chairmen of the House Appropriations and Senate Finance Committees no later than July 1, 2003, on the Department of Transportation's efforts to expedite the expenditure of available bridge funds."

Explanation:

(This amendment states that no federal bridge funds available to the Commonwealth may be used for other purposes and directs the Secretary of Transportation to report on his efforts to expedite VDOT's utilization of bridge funds.)

Item 476 #1h

Transportation

Department Of Aviation

Language

Language:

Page 446, line 45, strike the first "\$250,000" and insert "\$370,000".

Page 446, line 45, strike the second "\$250,000" and insert "\$370,000".

Explanation:

(This amendment increases the appropriation for the Washington Airports Task Force from \$250,000 each year to \$370,000 each year. The introduced Budget Bill reduced funding for this activity by 50 percent each year. The remaining reduction is 26 percent each year over Chapter 899 levels.)

Item 480 #1h

Transportation

Department Of Motor Vehicles

FY 02-03

\$1,603,571

302.00

FY 03-04

\$16,155,307

302.00

NGF

FTE

Amendments to House Bill 1400, as Introduced

Language:

Page 448, line 43, strike "\$113,432,764" and insert "\$115,036,335".

Page 448, line 43, strike "\$100,573,362" and insert "\$116,728,669".

Page 449, strike lines 16 through 27.

Page 449, line 28, strike "shall be sold" and insert:

"B. The motor vehicle dealer center adjacent to the Franconia Customer Service Center and the mobile customer service centers shall be sold."

Page 449, line 30, strike "\$2,725,360" and insert "\$1,091,300".

Page 449, strike lines 32 through 54.

Page 450, strike lines 1 through 7.

Page 449, after line 31, insert:

"C. Included in this appropriation is \$137,884 the first year and \$5,098,550 the second year to reopen the 12 Department of Motor Vehicles Customer Service Centers (Warrenton, West Henrico, Gloucester, Sterling, Bedford, Rocky Mount, Bristol, Woodstock, Northern Virginia Dealer Center, Norfolk Military Circle, Chesterfield and Fair Oaks Mall) closed pursuant to the Governor's October 2002 budget reduction plans. The first year's funding shall be supplemented by appropriations available under this item that had been set aside for Workforce Transition Act payments, had the facilities not reopened. In addition, 121 full-time equivalent positions and 25 part-time positions are included. In the case of the Warrenton and Fair Oaks Mall customer service centers, the Department shall seek new facilities in close proximity to these locations to open customer service centers to replace the facilities for which leases have been relinquished. In the case of the Northern Virginia Dealer Center, the full-time equivalent positions are restored, and the operations shall be consolidated into the Franconia Customer Service Center.

D. Included in the appropriation for this item is \$514,069 in the first year and \$4,381,154 in the second year to restore Wednesday operations at all Department of Motor Vehicle Customer Service Centers. Also provided are 60 full-time equivalent and 106 part-time positions. The first year's funding shall be supplemented by appropriations available under this item that had been set aside for Workforce Transition Act payments but are no longer required because the operational hours are restored.

E. Included in the appropriation for this item is \$220,000 in the first year and \$419,405 in the second year to restore operations of the Aldie Weigh Station in Loudoun County and the Middletown Weigh Station in Frederick County. Also provided are 7 full-time equivalent positions.

Amendments to House Bill 1400, as Introduced

F. Included in the appropriation for this item is \$5,056,198 the second year to restore the headquarters personnel necessary to support the expanded field services. Out of these amounts, \$10,000 shall be utilized to fund any systems modifications required pursuant to the provisions of House Bill 1521, 2003 Session of the General Assembly. Up to 114 full-time equivalent positions may be filled to support these activities.

G. Included in the appropriation for this item is \$400,000 in the second year to implement the provisions of House Bill 1954, 2003 Session of the General Assembly. It is the intent of the General Assembly that the additional positions provided in paragraphs C, D and F of this item shall further be used to implement these provisions.

H. In order to encourage the use of alternative service delivery methods, the Department of Motor Vehicles shall not charge its customers for the use of credit cards for internet or other types of transactions."

Explanation:

(This amendment restores funding and positions to DMV to reopen the 12 customer service centers closed as a result of the Governor's October budget reduction proposals, re-establish Wednesday service at all customer service centers, reopen two truck weigh stations and fund sufficient support personnel in the headquarters to operate the restored services effective April, 2003.)

Item 482 #1h

Transportation	FY 02-03	FY 03-04	
Department Of Motor Vehicles	\$1,600,000	\$2,080,000	NGF

Language:

Page 450, line 18, strike "\$41,200,000" and insert "\$42,800,000".

Page 450, line 18, strike "\$40,360,000" and insert "\$42,440,000".

Page 450, line 22, strike "\$30,400,000" and insert "\$32,000,000".

Page 450, line 22, strike "\$29,920,000" and insert "\$32,000,000".

Explanation:

(This amendment correctly lists the amounts appropriated for the distribution of rental vehicle taxes to reflect the amounts estimated to be available for localities based on their Code-specified share of the eight percent rental car tax.)

Transportation

Department Of Rail And Public
Transportation

Language

Language:

Page 452, line 11, strike "shall be" and insert:

"may be used to support transportation demand management projects, public transportation safety, training, technical assistance, planning, marketing and promotion, demonstration projects, and other public transportation projects as approved by the Commonwealth Transportation Board."

Page 454, strike lines 12 through 13.

Explanation:

(This amendment clarifies the use of special project grant funding.)

Transportation

Department Of Transportation

Language

Language:

Page 455, after line 33, insert:

"Out of the amounts provided for Ground Transportation System Planning and Research, the Department of Transportation, through the Virginia Transportation Research Council, shall allocate such amounts as may be required to continue its evaluation of the use of soil stabilizers as an alternative to paving low-volume secondary roads. The evaluation shall include the analysis of sufficient road samples for the Department to establish a policy facilitating the use of soil stabilizers wherever cost-effective. Findings of the evaluation shall be reported to the Chairmen of the House Appropriations and Senate Finance Committees no later than December 1, 2003."

Explanation:

(This amendment directs VDOT's Virginia Transportation Research Council to continue its evaluation of the use of soil stabilizers as an alternate to paving low-volume secondary roads.)

Transportation

Department Of Transportation

Language

Language:

Page 457, after line 42, insert:

"5. The Commissioner of the Department of Transportation shall report on or before July 1 of each year to the Chairmen of the House Appropriations and Senate Finance Committees on the cash balances in the Route 58 Corridor Development Fund. In addition, the report shall include the following: i) allocations and expenditures from the Fund for the preceding fiscal year by project and district; ii) a comparison of actual spending to allocations by project and district; and iii) a six-year plan for planned future expenditures from the Fund by project and district."

Explanation:

(This amendment directs VDOT to report to the House Appropriations and Senate Finance Committees concerning the cash balance in the Route 58 Corridor Development Fund. This plan must include a presentation of where funds are currently being expended and a plan for future allocations from the fund.)

Transportation

Department Of Transportation

Language

Language:

Page 461, line 33, after "2000.", insert:

"Additionally, notwithstanding Enactment 6 of Chapters 1019 and 1044, Acts of Assembly of 2000, out of the amounts provided for this item in the second year, an amount equivalent to the debt service payment requirements on the Federal Highway Reimbursement Anticipation Notes, exclusive of general funds provided for that same purpose, shall be set aside from the highway portion of the Transportation Trust Fund prior to making the formula allocations required by § 33.1-23.1 B for budgetary accounting purposes."

Explanation:

(This amendment directs VDOT to allocate any transportation funds required to support debt service on FRANs issued in support of VTA projects "off-the-top"

prior to allocations to the primary, secondary and urban systems.)

Item 491 #3h

Transportation	FY 02-03	FY 03-04	
Department Of Transportation	\$0	\$11,500,000	GF

Language:

Page 455, line 35, strike "\$1,647,053,580" and insert "\$1,658,553,580".

Page 455, line 52, strike "50,076,669" and insert "61,576,669".

Page 461, after line 50, insert:

"N. 1. The Commonwealth Transportation Board shall maintain the Northern Virginia Investment Program Fund, Eastern Virginia Investment Program Fund and Western Virginia Investment Program Fund created pursuant to the Commonwealth Private Investment Inducement Act of 2003, for so long as the Funds are required. To support the issuance of bonds, the fund shall include at least the following elements:

a. \$11,500,000 the second year shall be paid from the general fund to the Northern Virginia Investment Program, Eastern Virginia Investment Program and Western Virginia Investment Program for the debt service payments on the bonds issued pursuant to the Commonwealth Private Investment Inducement Act of 2003. In accordance with the provisions of Enactment 6 of the Commonwealth Private Investment Inducement Act of 2003, the maximum debt issuance in the second year is limited to \$150 million, \$50 million of which shall be available to each of the Investment Programs established by such Act.

b. It is the intent of the General Assembly that the Investment Programs shall be funded so that the Programs are able to support the full amount of authorized debt.

2. The Fund shall support the issuance of bonds at a total authorized level of \$1,050,000,000 for the purposes provided in the Commonwealth Private Investment Inducement Act of 2003, subject to the provisions of Enactment 6 of that Act.

3. Should the actual distribution of insurance premium tax revenues to the Investment Funds be less than the amount required to pay debt service on the bonds, the Commonwealth Transportation Board is authorized to meet such deficiency, to the extent required, from funds identified in Enactments 2, 3 and 4 of the Commonwealth Private Investment Inducement Act of 2003."

Explanation:

(This amendment provides \$11.5 million from the general fund for the debt service requirements of the \$150 million bond issuance authorized for fiscal year 2004 by House Bill 2750.)

Item 499 #1h

Transportation

Motor Vehicle Dealer Board

Language

Language:

Page 464, strike lines 30 through 36.

Explanation:

(This amendment strikes language eliminating the Motor Vehicle Transaction Recovery Fund. House Bill 2604 amends language relating to the fund which would allow for voluntary payment into the fund or, alternatively, individual bonding. A companion amendment to Part 3 decreases the Governor's proposed balance sweep from the fund to ensure that a \$500,000 balance is maintained in the fund to support claims against those who elect to continue operating under the Fund.)

Item 501 #1h

Transportation

Virginia Port Authority

Language

Language:

Page 466, line 55, after "407-16644)", insert:

", and the construction of security related facilities at Norfolk International Terminals (North) and Portsmouth Marine Terminal."

Explanation:

(This amendment allows revenue bonds to be used also for the new construction of security facilities.)

Item 504 #1h

Central Appropriations

Central Appropriations

Language

Language:

Page 472, line 10, strike "and October 1, 2003".

Page 472, after line 10, insert:

"6. The Director of the Department of Human Resource Management shall report to the Chairmen of the House Appropriations and Senate Finance Committees by October 15, 2003, on the status of the state employee health insurance program. The report shall include but not be limited to the following items:

- a. enrollment statistics and plan demographics, program experience by benefit category and comparison to the plan administrator's book of business averages for the same categories, and the plan's cost drivers covering the most recent five fiscal years;
- b. the state employee health insurance fund's operating statements on both a cash and accrual basis for the most recent five fiscal years;
- c. a description of the plan's renewal projections for the upcoming plan year;
- d. potential changes to the plan based on renewal projections including plan design changes, projected premiums, and the projected general and nongeneral fund cost increase."

Explanation:

(This amendment requires the Department of Human Resource Management to report on the status of the state employees' health insurance program.)

Item 510 #1h

Central Appropriations

FY 02-03

FY 03-04

Central Appropriations

\$0

\$26,790 GF

Language:

Page 475, line 56, strike "\$920,689,232" and insert "\$920,716,022".

Explanation:

(Pursuant to the provisions of House Bill 1582, this amendment provides \$26,790

Amendments to House Bill 1400, as Introduced

in the second year to fund Personal Property Tax Relief increases due to a redefinition of "privately owned" vehicle to include vehicles held in trust.)

Item 510.10 #1h

Central Appropriations

Central Appropriations

Language

Language:

Page 476, after line 24, insert:

"510.10. Technology Reform

"A. Consistent with the provisions of House Bill 1926, 2003 Session, the Director, Department of Planning and Budget, is authorized to transfer general fund and nongeneral fund appropriations from Executive Department agencies, other than institutions of higher education, to this item. These transfers shall be from such savings as the Secretary of Technology, or the Chief Information Officer upon his hiring, may identify from actions such as (i) consolidation of servers, networks, desktop support, help desk operations, and desktop and server licenses; (ii) centralization of procurement; (iii) conversion of contract positions to full-time or part-time state employment; (iv) centralization of access management; and (v) promulgation of a revised telecommunications usage policy, including dedicated private lines. The State Comptroller shall transfer cash consistent with these appropriation transfers.

B. The Department of Planning and Budget shall increase the position level and make adjustments within the line items of any agency of the Commonwealth to the extent necessary to carry out the provisions of paragraph A(iii) of this item."

Explanation:

(This amendment captures savings resulting from implementation of technology reform consistent with the provisions of House Bill 1926.)

Item 510.10 #2h

Central Appropriations

Central Appropriations

FY 02-03

\$0

FY 03-04

\$13,985,906 GF

Language:

Amendments to House Bill 1400, as Introduced

Page 476, after line 24, Insert:

"510.10. Technology Reform	\$13,985,906
Fund Sources: General	\$13,985,906."

"Consistent with the provisions of House Bill 1926, 2003 Session, transfers from this item may be made to the Virginia Information Technologies Agency, or any other agency of the Commonwealth, to implement the technology reform measures provided for in House Bill 1926."

Explanation:

(This amendment is one of two that transfer the amounts budgeted for implementation of technology reform to the Central Appropriations.)

Item 511 #1h

Central Appropriations

Central Appropriations

Language

Language:

Page 480, after line 23, insert:

"M.1. The Department of Human Resource Management shall prepare a report on the feasibility of establishing an Internal Revenue Service approved Special Pay Plan that is qualified under section 401(a) of the Internal Revenue Code for separating state employees. The purpose of the report shall be to determine whether such a pay plan would be of value to state employees and the extent to which state employees have identified the need for such a benefit plan.

2. As part of the review, the Department shall identify the benefits of such plans, including a determination of cost savings that may accrue to both the employer and employee.

3. The Department shall also determine whether this benefit should be available to all employees or a subgroup of employees based on factors including but not limited to amount and type of separation pay.

4. In completing this review, the Department shall seek input from an appropriate cross-section of state employees.

5. The Virginia Retirement System shall provided technical assistance to the

Amendments to House Bill 1400, as Introduced

Department of Human Resource Management upon request.

6. The results of this review shall be provided to the Chairmen of the House Appropriations and Senate Finance Committees by November 14, 2003."

Explanation:

(This amendment requires a review of special pay plans as qualified by the Internal Revenue Service for separating state employees.)

Item 511 #2h

Central Appropriations

FY 02-03

FY 03-04

Central Appropriations

\$0

\$51,747,253 GF

Language:

Page 476, line 26, strike "\$16,723,273)" and insert "\$35,023,980".

Page 480, after line 23, insert:

"M.1. There is hereby appropriated a sum of \$51,747,253 to provide for a 2.5 percent base salary adjustment respectively for:

2. Classified state employees, agency heads, cabinet secretaries, other salaried employees of the Executive, Legislative, and Judicial branches, and salaried employees of Independent agencies, an amount estimated at \$28,137,008 the second year from the general fund for a November 25, 2003, salary adjustment.

3. State-supported local employees including those funded through Item 64, Item 65, and Item 66 of this act an amount estimated at \$9,053,087 the second year from the general fund for a December 1, 2003, salary adjustment.

4. Faculty of state-supported higher education institutions, an amount estimated at \$14,557,158 the second year from the general fund for a November 25, 2003, salary adjustment. The amounts for faculty at state-supported institutions assume the use of \$3,327,368 the second year from nongeneral funds to be derived from tuition and fees paid by out-of-state students.

5. To the extent necessary to offset downward revisions of the FY 2004 general fund revenue estimate, the Governor, after determining such action is necessary, is authorized to allocate such amounts as necessary from this item to address the downward revision in general fund revenue subject to the requirements of § 4-1.04 of

Amendments to House Bill 1400, as Introduced

this act."

Explanation:

(This amendment provides for a revenue reserve in the event of a downward revision of the official general fund revenue estimate. If such funds are not used for this purpose, the Governor shall use the appropriation to provide a 2.5 percent salary increase for state employees, state-supported local employees, and state-supported higher education faculty.)

Item 511 #3h

Central Appropriations

FY 02-03

FY 03-04

Central Appropriations

\$0

\$341,702 GF

Language:

Page 476, line 26, strike "\$16,723,273" and insert "\$16,381,571)".

Page 480, after line 23, insert:

"M. There is hereby appropriated a sum of \$341,702 to provide for a 2.5 percent base salary adjustment on December 1, 2003, respectively for Officers and staff funded through Item 69 of this act. To the extent necessary to offset downward revisions of the fiscal year 2004 general fund revenue estimate, the Governor, after determining such action is necessary, is authorized to allocate such amounts as necessary from this item to address the downward revision in general fund revenue subject to the requirements of § 4-1.04 of this act."

Explanation:

(This amendment provides for a revenue reserve in the event of a downward revision of the official general fund revenue estimate. If such funds are not used for this purpose, the Governor shall use the appropriation to provide a 2.5 percent salary increase for local treasurers and their employees.)

Item 511 #4h

Central Appropriations

FY 02-03

FY 03-04

Central Appropriations

\$0

\$259,494 GF

Language:

Page 476, line 26, strike "\$16,723,273" and insert "\$16,463,779)".

Page 480, after line 23, insert:

Amendments to House Bill 1400, as Introduced

"M. There is hereby appropriated a sum of \$259,494 to provide for a 2.5 percent base salary adjustment on December 1, 2003, respectively for Officers and staff funded through Item 70 of this act. To the extent necessary to offset downward revisions of the fiscal year 2004 general fund revenue estimate, the Governor, after determining such action is necessary, is authorized to allocate such amounts as necessary from this item to address the downward revision in general fund revenue subject to the requirements of § 4-1.04 of this act."

Explanation:

(This amendment provides for a revenue reserve in the event of a downward revision of the official general fund revenue estimate. If such funds are not used for this purpose, the Governor shall use the appropriation to provide a 2.5 percent salary increase for local Commissioners of the Revenue and their employees.)

Item 512 #1h

Central Appropriations	FY 02-03	FY 03-04	
Central Appropriations	\$0	\$1,260,000	GF

Language:

Page 480, line 25, strike "\$22,893,238" and insert "\$24,153,238".

Page 484, line 38, after "year", insert "and \$1,260,000 the second year".

Explanation:

(This amendment restores \$1,260,000 the second year from the general fund to the Virginia Equine Center Foundation for the Virginia Horse Centers' debt service payment.)

Item 512 #2h

Central Appropriations	
Central Appropriations	Language

Language:

Page 480, line 30, strike "1."

Page 480, strike lines 41 through 46.

Explanation:

(This amendment strikes language proposed in the introduced budget allowing the

Amendments to House Bill 1400, as Introduced

Governor to fund Virginia's share of the cost of establishing a National World War II Memorial from the unappropriated balance in the current year. The language is not necessary because a companion amendment in Item 532 directly funds Virginia's share.)

Item 512 #4h

Central Appropriations

Central Appropriations

Language

Language:

Page 485, line 11, after "Services.", insert:

"In developing the guidelines to allocate payments, the Commissioner of the Department of Agriculture and Consumer Services shall consult with representatives of the affected industries."

Explanation:

(This amendment requires the Department of Agriculture and Consumer Services to seek input from the poultry industry in developing guidelines for the distribution of the indemnity payments.)

Item 512 #5h

Central Appropriations

Central Appropriations

Language

Language:

Page 482, line 33, after "Fund.", strike the remainder of line.

Page 482, strike lines 34 through 38.

Page 482, line 39, strike "Expenditures" and insert:

"2. Notwithstanding § 2.2-233.1, Code of Virginia, expenditures".

Page 482, strike lines 43 through 58.

Page 483, strike lines 1 through 57.

Page 484, strike lines 1 through 19.

Explanation:

(This amendment modifies the administration of the Commonwealth Technology Research Fund and is contingent upon passage of House Bill 2284.)

Amendments to House Bill 1400, as Introduced

Item 512 #6h

Central Appropriations	FY 02-03	FY 03-04	
Central Appropriations	\$0	(\$2,500,000)	GF

Language:

Page 480, line 25, strike "\$22,893,238" and insert "\$20,393,238".

Page 482, line 31, strike "\$7,667,049" and insert "\$5,167,049".

Explanation:

(This amendment reduces the Commonwealth Technology Research Fund in the second year.)

Item 512 #7h

Central Appropriations	FY 02-03	FY 03-04	
Central Appropriations	\$0	\$2,606,871	GF

Language:

Page 480, line 25, strike "\$22,893,238" and insert "\$25,500,109".

Page 479, line 38, unstrike "\$644,185" and strike "\$3,251,056".

Explanation:

(This amendment restores reductions to VRS' budget proposed in the introduced budget.)

Item 512 #8h

Central Appropriations	
Central Appropriations	Language

Language:

Page 481, line 42, after "balances.", insert:

"Interest totaling \$500,000 is deferred until fiscal year 2005."

Explanation:

(This amendment defers \$500,000 of interest until fiscal year 2005.)

Amendments to House Bill 1400, as Introduced

Item 512.25 #1h

Central Appropriations	FY 02-03	FY 03-04
Central Appropriations	\$0	(\$4,760,000) GF

Language:

Page 485, after line 11, insert:

"512.25. Reversion Clearing Account - (\$4,760,000)

Research and Public Service Centers

Fund Sources: General (\$4,760,000)."

"A. It is the intent of the Governor and the General Assembly that direct general fund support of special purpose research and public service centers and projects in higher education not be continued indefinitely and that institutions of higher education secure nongeneral fund support of such activities. General fund reductions of \$4,760,000 the second year from research and public service activities shown below reflect the expectation that additional private and other nongeneral funds be solicited to augment nongeneral fund support:

Institution	Center Name	FY 04 Reduction
CNU	Applied Research Center	(99,900)
CWM	Applied Research Center	(174,420)
CWM	Jefferson Accelerator Facility	(120,000)
CWM	Institute for Early American History and Culture	(83,714)
GMU	School of Law Special Funding	(125,000)
GMU	Center for Conflict Resolution	(50,000)
LU	Teachers Institute	(242,253)
LU	Center for Economics Education	(8,449)
ODU	Physical Oceanography Commonwealth Center	(150,000)
ODU	Applied Research Center	(250,000)
ODU	Lamberts Point	(67,500)
ODU	CHANCE Program	(66,600)
UVA	O'Brien Center of Excellence in Urology	(270,000)
UVA	Fishery Resource Grant Fund	(270,000)
UVA	Institute for Nuclear and Particle Physics	(414,386)
UVA	Center for Politics	(216,000)
UVA	Virginia Youth Leadership	(40,000)
UVA	Virginia Institute of Government	(315,000)

Amendments to House Bill 1400, as Introduced

UVA	State Climatologist	(10,000)
VCU	Center on Aging	(130,000)
VCU	Council on Economic Education	(175,000)
VCU	Commonwealth Center for Head Injury	(51,488)
VCU	Center for the Advancement of Generalist Medicine	(238,136)
VCU	Virginia Labor Center	(177,154)
VCU	Center on Urban Development	(150,000)
VCU	Education Policy Institute	(15,000)
VCU	Gang Prevention Project	(100,000)
VCU	Virginia Executive Institute	(10,000)
VIMS	Aquaculture Genetics and Breeding Program	(205,000)
VIMS	Scientific Research into Port Development	(45,000)
VPI	Center for Organizational and Technological Advancement	(425,000)
VPI	Center for Coal and Energy Research	(10,000)
VPI	Virginia Water Resources Center	(10,000)
VPI	Reynolds Homestead Continuing Education	(45,000)
Total annual amounts		(4,760,000)".

Explanation:

(This amendment reduces general funds for special purpose research centers in anticipation of nongeneral sources replacing the funds.)

Item 514 #1h

Independent Agencies

State Corporation Commission

Language

Language:

Page 488, line 37, strike "suspend all" and insert "curtail".

Explanation:

(This amendment amends language to allow the State Corporation Commission to continue some services of the consumer education program for electricity deregulation such as maintaining a website and toll-free number for this program.)

Amendments to House Bill 1400, as Introduced

Item 532 #1h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 500, after line 62, insert:

"Poquoson Museum 0 25,000."

Explanation:

(This amendment would provide \$25,000 in the second year to the Poquoson Museum.)

Item 532 #2h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 500, line 49, strike "0" and insert "50,000".

Explanation:

(This amendment provides second-year funding to Our Health, a project co-locating several public and private agencies on a community services campus in downtown Winchester.)

Item 532 #3h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Amendments to House Bill 1400, as Introduced

Page 501, after line 28, insert:

"Shenandoah Valley Discovery Museum 0 50,000".

Explanation:

(This amendment provides second-year funding of \$50,000 for Shenandoah Valley Discovery Museum.)

Item 532 #4h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 499, line 26, strike "0" and insert "50,000".

Explanation:

(This amendment provides second-year funding to the George C. Marshall Foundation for operating expenses.)

Item 532 #5h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$100,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$100,000".

Page 498, line 26, strike "0" and insert "100,000".

Explanation:

(This amendment would provide second-year funding to the Western Virginia Foundation for the Arts and Sciences for Center in the Square.)

Item 532 #6h

Nonstate Agencies	FY 02-03	FY 03-04	
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Amendments to House Bill 1400, as Introduced

State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$100,000	GF
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Language:

Page 497, line 4, strike "\$0" and insert "\$100,000".

Page 497, line 51, strike "0" and insert "100,000".

Explanation:

(This amendment would provide second-year funding to the Art Museum of Western Virginia.)

Item 532 #7h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 499, line 10, strike "0" and insert "25,000".

Explanation:

(This amendment would provide second-year funding to the Virginia Recreational Facilities Authority for Explore Park.)

Item 532 #8h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 501, line 16, strike "0" and insert "25,000".

Explanation:

(This amendment would provide second-year funding to the Science Museum of Western Virginia.)

Amendments to House Bill 1400, as Introduced

Item 532 #9h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$100,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$100,000".

Page 498, line 15, strike "0" and insert "100,000".

Explanation:

(This amendment would provide second-year funding to the Blue Ridge Zoological Society of Virginia for Mill Mountain Zoo.)

Item 532 #10h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 497, line 53, strike "0" and insert "25,000".

Explanation:

(This amendment provides second-year funding for the Artisans Center of Virginia.)

Item 532 #11h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 498, line 54, strike "0" and insert "25,000".

Explanation:

Amendments to House Bill 1400, as Introduced

(This amendment provides second-year funding for the Cold War Museum.)

Item 532 #12h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$275,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$275,000".

Page 502, line 32, strike "0" and insert "275,000".

Explanation:

(This amendment provides second-year funding for the Wolf Trap Foundation for the Performing Arts.)

Item 532 #13h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$100,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$100,000".

Page 502, after line 8, insert:

"Virginia Living Museum 0 100,000".

Explanation:

(This amendment provides second-year funding for the expansion of the Virginia Living Museum.)

Item 532 #14h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$150,000	GF

Language:

Amendments to House Bill 1400, as Introduced

Page 497, line 4, strike "\$0" and insert "\$150,000".

Page 500, line 14, strike "0" and insert "150,000".

Explanation:

(This amendment provides second-year funding for the construction of the U.S.S. Monitor Center at the Mariners' Museum.)

Item 532 #15h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 499, line 64, strike "0" and insert "25,000".

Explanation:

(This amendment provides second-year funding for the relocation of the Lee Hall Train Depot.)

Item 532 #16h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 499, after line 63, insert:

"Lee Hall Mansion 0 50,000".

Explanation:

(This amendment provides second-year funding for capital improvements to Lee Hall Mansion.)

Item 532 #17h

Amendments to House Bill 1400, as Introduced

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 499, line 4, strike "0" and insert "25,000".

Explanation:

(This amendment provides second-year funding for capital improvements to Endview Plantation.)

Item 532 #18h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 498, line 36, strike "0" and insert "50,000".

Explanation:

(This amendment provides second-year funding for the Christiansburg Industrial Institute, for the Edgar Long Building.)

Item 532 #19h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$20,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$20,000".

Page 497, line 55, strike "0" and insert "20,000".

Explanation:

(This amendment provides second-year funding for the Ash Lawn-Highland

Amendments to House Bill 1400, as Introduced

Summer Festival.)

Item 532 #20h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 498, line 11, strike "0" and insert "25,000".

Explanation:

(This amendment provides second-year funding to the Board of Historic Fairfax, Inc., for the restoration of Blenheim House.)

Item 532 #21h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$10,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$10,000".

Page 499, after line 13, insert:

"Fairfax Museum and Visitor Center 0 10,000".

Explanation:

(This amendment provides second-year funding to help create a permanent exhibition of Fairfax history for the Fairfax Museum and Visitor Center Bicentennial.)

Item 532 #22h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Amendments to House Bill 1400, as Introduced

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 499, line 60, strike "0" and insert "25,000".

Explanation:

(This amendment provides second-year funding for construction of the Mosby House Museum by the John S. Mosby Foundation.)

Item 532 #23h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 501, after line 32, insert:

"St. Lukes Community Health Clinic 0 25,000".

Explanation:

(This amendment provides second-year funding for construction of a free health care facility for indigents by the St. Lukes Community Health Clinic.)

Item 532 #24h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$10,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$10,000".

Page 500, line 45, strike "Old School, to Stephens City for" and insert:

"Old Stephens City High School, to the Peter B. Stickley Foundation for".

Page 500, line 45, strike "0" and insert "10,000".

Explanation:

(This amendment provides second-year funding to the Peter B. Stickley Foundation for construction/renovation of the Old Stephens City High School.)

Amendments to House Bill 1400, as Introduced

Item 532 #25h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$334,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$334,000".

Page 500, after line 35, insert:

"National World War II Memorial, to the
American Battle Monuments Commission for 0 334,000".

Explanation:

(This amendment provides funding in the second year to pay Virginia's share of the cost of establishing the National World War II Memorial. A companion amendment removes language in Item 512 of the introduced budget giving the Governor authority to spend up to \$340,000 of the unappropriated balance for this purpose.)

Item 532 #26h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 499, line 14, strike "0" and insert "25,000".

Explanation:

(This amendment provides second-year funding for the Fairfax Partnership for Youth.)

Item 532 #27h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$28,731	GF

Amendments to House Bill 1400, as Introduced

Language:

Page 497, line 4, strike "\$0" and insert "\$28,731".

Page 500, line 31, strike "0" and insert "28,731".

Explanation:

(This amendment provides second-year funding for operations of the Museum of Culpeper History.)

Item 532 #28h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$42,556	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$42,556".

Page 500, line 26, strike "0" and insert \$42,556".

Explanation:

(This amendment provides second-year funding for operating and capital expenses at James Madison's Montpelier.)

Item 532 #29h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$100,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$100,000".

Page 499, line 22, strike "0" and insert "100,000".

Explanation:

(This amendment provides second-year funding for Freedom Museum, Inc.)

Item 532 #30h

Nonstate Agencies	FY 02-03	FY 03-04	
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Amendments to House Bill 1400, as Introduced

State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF
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Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 498, after line 1, insert:

"Avoca Museum and Historical Society 0 25,000".

Explanation:

(This amendment provides second-year funding for the Avoca Museum.)

Item 532 #31h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 498, line 50, strike "0" and insert "50,000".

Explanation:

(This amendment will provide second-year funding to the City of Virginia Beach to help pay operating costs of a Labor Day event.)

Item 532 #32h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 499, after line 3, insert:

"Eastern Shore Library, to the Friends of the
Northampton Free Library for 0 50,000".

Explanation:

(This amendment provides second-year funding to the Friends of the Northampton

Amendments to House Bill 1400, as Introduced

Free Library for construction of a new library building.)

Item 532 #33h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$20,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$20,000".
Page 500, line 51, strike "0" and insert "20,000".

Explanation:

(This amendment provides second-year funding for the Paramount Theatre.)

Item 532 #34h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$28,371	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$28,371".
Page 500, line 53, strike "0" and insert "28,371".

Explanation:

(This amendment provides second-year funding for the Paxton House Historical Society.)

Item 532 #35h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$14,185	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$14,185".
Page 502, line 17, strike "0" and insert "14,185".

Amendments to House Bill 1400, as Introduced

Explanation:

(This amendment provides second-year funding for the Virginia Rural Water Association.)

Item 532 #36h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$33,430	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$33,430".

Page 499, line 46, strike "0" and insert "33,430".

Explanation:

(This amendment increases first-year funding for improvements to the Weston Manor by the Historic Hopewell Foundation.)

Item 532 #37h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 498, line 5, strike "0" and insert "25,000".

Explanation:

(This amendment provides second-year funding for improvements to the Beacon Theatre by Hopewell Preservation, Inc.)

Item 532 #38h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$5,000	GF

Amendments to House Bill 1400, as Introduced

Language:

Page 497, line 4, strike "\$0" and insert "\$5,000".

Page 498, line 56, strike "0" and insert "5,000".

Explanation:

(This amendment provides second-year funding for the Contemporary Arts Center of Virginia.)

Item 532 #39h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 502, line 9, strike "0" and insert "50,000".

Explanation:

(This amendment provides second-year funding to the City of Virginia Beach for the Virginia Marine Science Museum. These funds will provide operating revenue for an upcoming environmental education initiative.)

Item 532 #40h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 499, line 58, strike "0" and insert "50,000".

Explanation:

(This amendment provides second-year funding to the Association for the Preservation of Virginia Antiquities for the Jamestown Rediscovery project.)

Amendments to House Bill 1400, as Introduced

Item 532 #41h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 501, line 25, strike "Theater".

Page 501, line 25, strike "0" and insert "25,000".

Explanation:

(This amendment provides second-year funding for Shenandoah Shakespeare, and corrects the name of the organization.)

Item 532 #42h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 502, line 13, strike "0" and insert "25,000".

Explanation:

(This amendment provides second-year funding for the Virginia Opera.)

Item 532 #43h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$15,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$15,000".

Page 499, line 8, strike "0" and insert "15,000".

Explanation:

Amendments to House Bill 1400, as Introduced

(This amendment provides second-year funding for Essex County Museum, Inc.)

Item 532 #44h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 502, line 11, strike "0" and insert "50,000".

Explanation:

(This amendment would provide second-year funding for the Virginia Museum of Transportation.)

Item 532 #45h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 499, line 48, strike "0" and insert "50,000".

Explanation:

(This amendment would provide second-year funding to the History Museum and Historical Society of Western Virginia.)

Item 532 #46h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Amendments to House Bill 1400, as Introduced

Page 501, line 12, strike "0" and insert "25,000".

Explanation:

(This amendment would provide second-year funding to the Salem Museum and Historical Society.)

Item 532 #47h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 501, after line 2, insert:

"Pythian Castle, to the Portsmouth Development
Corporation for 0 25,000".

Explanation:

(This amendment provides second-year funding for the removal, repair, and reinstallation of original wood, and double hung windows to the Portsmouth Development Corporation for the Pythian Castle.)

Item 532 #48h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$10,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$10,000".

Page 499, line 50, strike "0" and insert "10,000".

Explanation:

(This amendment provides second-year funding to the Holiday House of Portsmouth, Inc., for operating costs and other needs such as wheelchairs and therapy equipment.)

Amendments to House Bill 1400, as Introduced

"Causey's Mill, to the City of Newport News for 0 25,000".

Explanation:

(This amendment provides second-year funding for Causey's Mill in Newport News.)

Item 532 #52h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 502, line 7, strike "0" and insert "25,000".

Explanation:

(This amendment provides second-year funding for an upgrade to the temperature control system and auditorium audio, video, and lighting controls of the Virginia Holocaust Museum in Richmond, Virginia.)

Item 532 #53h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$500	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$500".

Page 500, line 43, strike "0" and insert "500".

Explanation:

(This amendment provides second-year funding to the Town of Pocahontas to aid in the restoration of the Old Presbyterian Church.)

Item 532 #54h

Nonstate Agencies	FY 02-03	FY 03-04	
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Amendments to House Bill 1400, as Introduced

State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$9,000	GF
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Language:

Page 497, line 4, strike "\$0" and insert "\$9,000".

Page 500, line 57, strike "0" and insert "9,000".

Explanation:

(This amendment provides second-year funding to Historic Pocahontas, Inc., for the maintenance and preservation of Pocahontas Cemetery.)

Item 532 #55h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$15,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$15,000".

Page 500, after line 42, insert:

"Oatlands, to the National Trust for Historic Preservation for 0 15,000".

Explanation:

(This amendment provides second-year funding to the National Trust for Historic Preservation for Oatlands.)

Item 532 #56h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$10,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$10,000".

Page 501, after line 38, insert:

"The Barns at Rose Hill 0 10,000".

Explanation:

(This amendment provides second-year funding for The Barns at Rose Hill.)

Amendments to House Bill 1400, as Introduced

Item 532 #57h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 498, line 34, strike "0" and insert "50,000".

Explanation:

(This amendment provides second-year funding to the Children's Museum of Virginia for a collaborative museum in-school and after school program with other museums in the City of Portsmouth.)

Item 532 #58h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$20,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$20,000".

Page 498, after line 18, insert:

"Brush Mountain Coal Miners Memorial,
to Coal Miners Association for

0

20,000".

Explanation:

(This amendment provides second-year funding for the construction and grounds beautification of the Brush Mountain Coal Miner's Memorial by the Coal Miner's Association.)

Item 532 #59h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$40,000	GF

Amendments to House Bill 1400, as Introduced

Language:

Page 497, line 4, strike "\$0" and insert "\$40,000".

Page 498, line 19, strike "0" and insert "40,000".

Explanation:

(This amendment provides second-year funding for Camp Baker.)

Item 532 #60h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate	\$0	\$25,000	GF
Entities-Nonstate Agencies			

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 499, after line 33, insert:

"Hand Workshop Art Center 0 25,000".

Explanation:

(This amendment provides second-year funding for the Hand Workshop Art Center.)

Item 532 #61h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate	\$0	\$50,000	GF
Entities-Nonstate Agencies			

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 500, line 20, strike "0" and insert "50,000".

Explanation:

(This amendment provides second-year funding for capital improvements and operating expenses to the Maymont Foundation.)

Item 532 #62h

Amendments to House Bill 1400, as Introduced

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate	\$0	\$25,000	GF
Entities-Nonstate Agencies			

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 497, line 43, strike "0" and insert "25,000".

Explanation:

(This amendment provides second-year funding to promote home ownership by the Alliance to Conserve Old Richmond Neighborhoods (ACORN). ACORN emphasizes rehabilitation and use of vacant and abandoned buildings in old and blighted Richmond neighborhoods.)

Item 532 #63h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate	\$0	\$10,000	GF
Entities-Nonstate Agencies			

Language:

Page 497, line 4, strike "\$0" and insert "\$10,000".

Page 500, line 59, strike "0" and insert "10,000".

Explanation:

(This amendment provides second-year funding to the Poe Foundation, Inc. for the Poe Museum.)

Item 532 #64h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate	\$0	\$50,000	GF
Entities-Nonstate Agencies			

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 498, line 32, strike "0" and insert "50,000".

Amendments to House Bill 1400, as Introduced

Explanation:

(This amendment provides second-year funding to the Children's Museum of Richmond.)

Item 532 #65h

Nonstate Agencies	FY 02-03	FY 03-04
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$35,000 GF

Language:

Page 497, line 4, strike "\$0" and insert "\$35,000".

Page 501, line 31, strike "0" and insert "35,000".

Explanation:

(This amendment provides second-year funding for the Special Olympics of Virginia, Inc., to assist mentally retarded youth in Virginia to participate in sporting activities.)

Item 532 #66h

Nonstate Agencies	FY 02-03	FY 03-04
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$10,000 GF

Language:

Page 497, line 4, strike "\$0" and insert "\$10,000".

Page 499, after line 3, insert:

"Elegba Folklore Society 0 10,000".

Explanation:

(This amendment provides for provides funding in the second year for the Elegba Folklore Society.)

Item 532 #67h

Nonstate Agencies	FY 02-03	FY 03-04
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Amendments to House Bill 1400, as Introduced

State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$40,000	GF
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Language:

Page 497, line 4, strike "\$0" and insert "\$40,000".

Page 500, line 39, strike "0" and insert "40,000".

Explanation:

(This amendment provides second-year funding for Newsome House's Jones Exhibit Building Renovation. The renovation will provide exhibit and office space for the preservation of regional African-American historic resources.)

Item 532 #68h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 499, line 44, strike "0" and insert "25,000".

Explanation:

(This amendment provides second-year funding for the Historic Crab Orchard Museum's educational programs.)

Item 532 #69h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 500, line 63, strike "0" and insert "50,000".

Explanation:

(This amendment would provide second-year funding to Prestwoud Plantation in Mecklenburg County for repair and renovation expenses.)

Amendments to House Bill 1400, as Introduced

Item 532 #70h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 501, line 59, strike "0" and insert "25,000".

Explanation:

(This amendment would provide second-year funding to Vanguard Services, to assist with completing the new Phoenix Program building.)

Item 532 #71h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 497, after line 48, insert:

"Andrew Johnston House, to the Giles County
Historical Society for 0

25,000".

Explanation:

(This amendment would provide second-year funding to operate the Andrew Johnston House and Museum, and for an acquisition fund to purchase historical materials.)

Item 532 #72h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Amendments to House Bill 1400, as Introduced

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 501, after line 32, insert:

"St. John's Church Foundation 0 50,000".

Explanation:

(This amendment provides second-year funding to St. John's Church Foundation. The funding would be used to improve handicapped access to the church and for preservation work at the historic structure.)

Item 532 #73h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate	\$0	\$25,000	GF
Entities-Nonstate Agencies			

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 501, line 53, strike 0 and insert "25,000".

Explanation:

(This amendment provides second-year funding to the Town of Pound for continued development of a park for the community.)

Item 532 #74h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate	\$0	\$36,173	GF
Entities-Nonstate Agencies			

Language:

Page 497, line 4, strike "\$0" and insert "\$36,173".

Page 501, line 57, strike "0" and insert "36,173".

Explanation:

(This amendment provides second-year funding to the Valentine Museum for the Richmond History Center.)

Amendments to House Bill 1400, as Introduced

Item 532 #75h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 501, line 43, strike "0" and insert "25,000".

Explanation:

(This amendment provides second-year funding to Theatre IV.)

Item 532 #76h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$40,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$40,000".

Page 498, line 58, strike "0" and insert "40,000".

Explanation:

(This amendment provides second-year funding to the Council for America's First Freedom.)

Item 532 #77h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 498, line 9, strike "0" and insert "50,000".

Explanation:

(This amendment provides second-year funding to the Black History Museum and

Amendments to House Bill 1400, as Introduced

Cultural Center.)

Item 532 #78h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$15,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$15,000".

Page 501, after line 54, insert:

"Town of St. Paul 0 15,000".

Explanation:

(This amendment would provide second-year funding to the Town of St. Paul, for a water conservation program.)

Item 532 #79h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 501, after line 54, insert:

"Tangier Island Jetty, to the Town of Tangier for 0 25,000".

Explanation:

(This amendment will provide second-year funding to the Town of Tangier for a jetty on the northern part of Tangier Island to protect the island from further erosion.)

Item 532 #80h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Amendments to House Bill 1400, as Introduced

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 502, line 5, strike "0" and insert "50,000".

Explanation:

(This amendment provides second-year funding for the Virginia Historical Society.)

Item 532 #81h

Nonstate Agencies

State Grants to Nonstate
Entities-Nonstate Agencies

Language

Language:

Page 501, line 61, after "Center", insert "Foundation".

Page 501, after line 62, insert:

"The Virginia Agriculture & Nature Center Foundation shall not be subject to match provisions."

Explanation:

(This amendment clarifies that it is the Foundation that receives the grant for the Virginia Agriculture & Nature Center. Further, language is added that specifies the Foundation would not be subject to matching requirements on the grant.)

Item 532 #82h

Nonstate Agencies

State Grants to Nonstate
Entities-Nonstate Agencies

FY 02-03

\$0

FY 03-04

\$25,000 GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 500, after line 23, insert:

"Mineral Historical Association 0 25,000".

Explanation:

(This amendment provides second-year funding for the Mineral Historical Association.)

Amendments to House Bill 1400, as Introduced

Item 532 #83h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate	\$0	\$97,750	GF
Entities-Nonstate Agencies			

Language:

Page 497, line 4, strike "\$0" and insert "\$97,750".

Page 502, after line 29, insert:

"William King Arts Center 0 97,750".

Explanation:

(This amendment moves second-year funding contained in the introduced budget for the William King Arts Center from Direct Aid to Public Education to the nonstate agency item.)

Item 532 #84h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate	\$0	\$329,809	GF
Entities-Nonstate Agencies			

Language:

Page 497, line 4, strike "\$0" and insert "\$329,809".

Page 500, after line 54, insert:

"Pharmacy Connect Program, to Mountain
Empire Older Citizens, Inc. for 0 329,809".

Explanation:

(This amendment moves second-year funding contained in the introduced budget for Mountain Empire Older Citizens, Inc., from the Department for the Aging to the nonstate agency item.)

Item 532 #85h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate	\$0	\$80,008	GF

Amendments to House Bill 1400, as Introduced

Entities-Nonstate Agencies

Language:

Page 497, line 4, strike "\$0" and insert "\$80,008".

Page 498, after line 55, insert:

"Companion Care Pilot Project, to Mountain
Empire Older Citizens, Inc. for 0 80,008".

Explanation:

(This amendment moves second-year funding contained in the introduced budget for Mountain Empire Older Citizens, Inc., from the Department for the Aging to the nonstate agency item.)

Item 532 #86h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$22,224	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$22,224".

Page 500, after line 30, insert:

"Mountain Empire Older Citizens, Inc. 0 22,224".

Explanation:

(This amendment moves second-year funding contained in the introduced budget for adult day care services provided through Mountain Empire Older Citizens, Inc. and the Junction Center for Independent Living, Inc., from the Department for the Aging to the nonstate agency item.)

Item 532 #87h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$148,014	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$148,014".

Page 500, after line 50, insert:

Amendments to House Bill 1400, as Introduced

Item 532 #90h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$98,009	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$98,009".

Page 499, after line 59, insert:

"Jewish Family Service of Tidewater 0 98,009".

Explanation:

(This amendment moves second-year funding contained in the introduced budget for Jewish Family Service of Tidewater from the Department for the Aging to the nonstate agency item.)

Item 532 #91h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$114,750	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$114,750".

Page 497, after line 52, insert:

"Arthur Ashe Health Center 0 114,750".

Explanation:

(This amendment moves second-year funding contained in the introduced budget for the Arthur Ashe Health Center from the Department of Health to the nonstate agency item.)

Item 532 #92h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$22,500	GF

Amendments to House Bill 1400, as Introduced

Language:

Page 497, line 4, strike "\$0" and insert "\$22,500".

Page 499, after line 17, insert:

"Fan Free Clinic 0 22,500".

Explanation:

(This amendment moves second-year funding contained in the introduced budget for the Fan Free Clinic from the Department of Health to the nonstate agency item.)

Item 532 #93h

Nonstate Agencies

FY 02-03

FY 03-04

State Grants to Nonstate

\$0

\$95,625 GF

Entities-Nonstate Agencies

Language:

Page 497, line 4, strike "\$0" and insert "\$95,625".

Page 497, after line 50, insert:

"Arlandria Health Center 0 95,625".

Explanation:

(This amendment moves second-year funding contained in the introduced budget for the Arlandria Health Center from the Department of Health to the nonstate agency item.)

Item 532 #94h

Nonstate Agencies

FY 02-03

FY 03-04

State Grants to Nonstate

\$0

\$11,250 GF

Entities-Nonstate Agencies

Language:

Page 497, line 4, strike "\$0" and insert "\$11,250".

Page 500, after line 9, insert:

"Louisa County Resource Council 0 11,250".

Explanation:

(This amendment moves second-year funding contained in the introduced budget for the Louisa County Resource Council from the Department of Health to the

Amendments to House Bill 1400, as Introduced

nonstate agency item.)

Item 532 #95h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate	\$0	\$15,300	GF
Entities-Nonstate Agencies			

Language:

Page 497, line 4, strike "\$0" and insert "\$15,300".

Page 500, after line 46, insert:

"Olde Towne Medical Center 0 15,300".

Explanation:

(This amendment moves second-year funding contained in the introduced budget for Olde Towne Medical Center from the Department of Health to the nonstate agency item.)

Item 532 #96h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate	\$0	\$26,775	GF
Entities-Nonstate Agencies			

Language:

Page 497, line 4, strike "\$0" and insert "\$26,775".

Page 498, after line 29, insert:

"Chesapeake Adult General Medical
Clinic, to the City of Chesapeake for 0 26,775".

Explanation:

(This amendment moves second-year funding contained in the introduced budget for the Chesapeake Adult General Medical Clinic from the Department of Health to the nonstate agency item.)

Item 532 #97h

Nonstate Agencies	FY 02-03	FY 03-04	
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Amendments to House Bill 1400, as Introduced

State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$60,000	GF
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Language:

Page 497, line 4, strike "\$0" and insert "\$60,000".

Page 497, line 47, strike "0" and insert "60,000".

Explanation:

(This amendment provides second-year funding for An Achievable Dream).

Item 532 #98h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$2,411	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$2,411".

Page 498, line 3, strike "0" and insert "2,411".

Explanation:

(This amendment provides second-year funding to the Mathews School of Country Arts for the Bay School Cultural Arts Center).

Item 532 #99h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 498, line 62, strike "0" and insert "50,000".

Explanation:

(This amendment provides second-year funding to the City of Norfolk for the Crispus Attucks Theatre).

Amendments to House Bill 1400, as Introduced

Item 532 #100h

Nonstate Agencies	FY 02-03	FY 03-04
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000 GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 499, line 2, strike "0" and insert "50,000".

Explanation:

(This amendment provides second-year funding to the Mid-Atlantic Caring Enterprise, Inc., for the Dinwiddie Educational and Wellness Center).

Item 532 #101h

Nonstate Agencies	FY 02-03	FY 03-04
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$14,470 GF

Language:

Page 497, line 4, strike "\$0" and insert "\$14,470".

Page 499, line 62, strike "0" and insert "14,470".

Explanation:

(This amendment provides second-year funding to King William County for the King William Courthouse).

Item 532 #102h

Nonstate Agencies	FY 02-03	FY 03-04
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000 GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 500, line 10, strike "0" and insert "25,000".

Explanation:

Amendments to House Bill 1400, as Introduced

(This amendment provides second-year funding for the Lynchburg Academy of Music).

Item 532 #103h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$2,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$2,000".

Page 500, line 22, strike "0" and insert "2,000".

Explanation:

(This amendment provides second-year funding for the Miles B. Carpenter Museum).

Item 532 #104h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$295,920	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$295,920".

Page 501, after line 30, insert:

"Southwest Virginia Graduate Medical

Education Consortium 0 295,920".

Explanation:

(This amendment moves second-year funding contained in the introduced budget for the Southwest Virginia Graduate Medical Education Consortium from the Department of Health to the nonstate agency item.)

Item 532 #105h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate	\$0	\$1,800,571	GF

Amendments to House Bill 1400, as Introduced

Entities-Nonstate Agencies

Language:

Page 497, line 4, strike "\$0" and insert "\$1,800,571".

Page 502, after line 4, insert:

"Virginia Health Care Foundation 0 1,800,571".

Explanation:

(This amendment moves second-year funding contained in the introduced budget for the Virginia Health Care Foundation from the Department of Health to the nonstate agency item.)

Item 532 #106h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$200,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$200,000".

Page 501, after line 64, insert:

"Virginia Autism Resource Center 0 200,000".

Explanation:

(This amendment moves second-year funding contained in the introduced budget for the Virginia Autism Resource Center from the Department of Mental Health, Mental Retardation and Substance Abuse Services to the nonstate agency item.)

Item 532 #107h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 500, line 61, strike "0" and insert "50,000".

Explanation:

Amendments to House Bill 1400, as Introduced

(This amendment provides second-year funding for Poplar Forest).

Item 532 #108h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$13,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$13,000".

Page 501, line 4, strike "0" and insert "13,000".

Explanation:

(This amendment provides second-year funding to the Southampton County Historical Society for the Rebecca Vaughn House.)

Item 532 #109h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$35,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$35,000".

Page 502, line 21, strike "0" and insert "35,000".

Explanation:

(This amendment provides second-year funding for the Virginia Sports Hall of Fame).

Item 532 #110h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$5,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$5,000".

Amendments to House Bill 1400, as Introduced

Page 501, line 41, strike "0" and insert "5,000".

Explanation:

(This amendment provides second-year funding for The Wakefield Foundation, Inc.).

Item 532 #111h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$10,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$10,000".

Page 497, after line 50, insert:

"Art League 0 10,000".

Explanation:

(This amendment provides second-year funding to the Art League.)

Item 532 #112h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$10,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$10,000".

Page 498, after line 24, insert:

"Carpenter Shelter 0 10,000".

Explanation:

(This amendment provides second-year funding to the Carpenter Shelter.)

Item 532 #113h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate	\$0	\$50,000	GF

Amendments to House Bill 1400, as Introduced

Entities-Nonstate Agencies

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 498, after line 31, insert:

"Children's Center of Suffolk 0 50,000".

Explanation:

(This amendment provides second-year funding to the Children's Center of Suffolk.)

Item 532 #114h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$20,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$20,000".

Page 499, after line 17, insert:

"For Kids, Inc. 0 20,000".

Explanation:

(This amendment provides second-year funding to For Kids, Inc.)

Item 532 #115h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$10,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$10,000".

Page 499, after line 31, insert:

"Hampton Roads Youth Center 0 10,000".

Explanation:

(This amendment provides second-year funding to the Hampton Roads Youth Center.)

Amendments to House Bill 1400, as Introduced

Item 532 #116h

Nonstate Agencies	FY 02-03	FY 03-04
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$10,000 GF

Language:

Page 497, line 4, strike "\$0" and insert "\$10,000".

Page 500, after line 21, insert:

"Middlesex County Museum 0 10,000".

Explanation:

(This amendment provides second-year funding to the Middlesex County Museum.)

Item 532 #117h

Nonstate Agencies	FY 02-03	FY 03-04
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$10,000 GF

Language:

Page 497, line 4, strike "\$0" and insert "\$10,000".

Page 500, after line 27, insert:

"Moton Conference Center 0 10,000".

Explanation:

(This amendment provides second-year funding to the Moton Conference Center.)

Item 532 #118h

Nonstate Agencies	FY 02-03	FY 03-04
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000 GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Amendments to House Bill 1400, as Introduced

Page 501, after line 11, insert:

"Rosewell Foundation 0 25,000".

Explanation:

(This amendment provides second-year funding to the Rosewell Foundation.)

Item 532 #119h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$25,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$25,000".

Page 501, line 21, strike "0" and insert "25,000".

Explanation:

(This amendment provides second-year funding to the Sedalia Center.)

Item 532 #120h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate Entities-Nonstate Agencies	\$0	\$50,000	GF

Language:

Page 497, line 4, strike "\$0" and insert "\$50,000".

Page 502, after line 4, insert:

"Virginia Foundation for Housing Preservation 0 50,000".

Explanation:

(This amendment provides second-year funding for the Virginia Foundation for Housing Preservation.)

Item 532 #121h

Nonstate Agencies	FY 02-03	FY 03-04	
State Grants to Nonstate	\$0	\$20,000	GF

Amendments to House Bill 1400, as Introduced

(This amendment reverts \$1,290,000 in general fund appropriation from the maintenance reserve capital project of the Department of Corrections to the general fund. A companion amendment replaces the general fund appropriation with a nongeneral fund appropriation.)

Item C-0 #2h

General Conditions

General Conditions

Language

Language:

Page 504, strike lines 51 through 54.

Page 505, strike lines 1 through 8 and insert:

"E. Expenditures from items in this act identified as "Maintenance Reserve" are to be made only for the maintenance of property, plant and equipment to the extent that funds included in the appropriation to the agency for this purpose in Part 1 of this act are insufficient. Institutions of higher education can expend up to \$1,000,000 for a single repair or project through the maintenance reserve appropriation without a separate appropriation. Such expenditures shall be subject to rules and regulations prescribed by the Governor. To the extent an institution of higher education has identified a potential project that exceeds this threshold, the Director of the Department of Planning and Budget can provide exemptions to the threshold as long as the project still meets the definition of a maintenance reserve project as defined by the Department of Planning and Budget. Only facilities supported wholly or in part by the general fund maintenance reserve appropriations shall utilize general fund maintenance reserve appropriations. Facilities totally supported by nongeneral funds shall accomplish maintenance through the use of nongeneral funds."

Explanation:

(This amendment is self-explanatory.)

Item C-6.25 #1h

Education: Higher Education

Christopher Newport University

FY 02-03

\$4,000,000

FY 03-04

\$0 NGF

Language:

Page 511, after line 4, insert:

"C-6.25. Acquisition: Master Plan

\$4,000,000

\$0

Amendments to House Bill 1400, as Introduced

Properties (16518)

Fund Sources: Higher Education Operating \$4,000,000". \$0".

Explanation:

(This amendment provides nongeneral fund authorization to supplement property acquisition within the University's Master Site Plan.)

Item C-11.35 #1h

Education: Higher Education

FY 02-03

FY 03-04

The College Of William And Mary
In Virginia

\$5,200,000

\$0 NGF

Language:

Page 511, after line 37, insert:

"C-11.35. Improvements: Renovate /
Expand Rogers Hall

\$5,200,000

\$0

Fund Sources: Higher Education Operating
Bond Proceeds

\$3,100,000

\$0

\$2,100,000".

\$0".

Explanation:

(This amendment provides additional bond and nongeneral fund authorization for the renovation of Rogers Hall to correct an error in a previous allocation.)

Item C-11.35 #2h

Education: Higher Education

FY 02-03

FY 03-04

The College Of William And Mary
In Virginia

\$5,000,000

\$0 NGF

Language:

Page 511, after line 37, insert:

"C-11.35. Improvements: Renovate /
Expand Marshall Wythe Law Library

\$5,000,000

\$0

Fund Sources: Higher Education Operating

\$5,000,000".

\$0".

Explanation:

(This amendment provides additional nongeneral fund authorization for the

Amendments to House Bill 1400, as Introduced

renovation of the Marshall Wythe Law Library. Funding for the project will be provided through private gifts and grants.)

Item C-11.60 #1h

Education: Higher Education	FY 02-03	FY 03-04
Virginia Institute Of Marine Science	\$200,000	\$0 NGF

Language:

Page 512, after line 10, insert:

"C-11.60. New Construction: Marine Research Building Complex (16522)	\$200,000	\$0
Fund Sources: Higher Education Operating	\$200,000".	\$0".

Explanation:

(This amendment provides supplemental nongeneral funds to plan the Marine Research Building Complex project previously authorized in Chapter 859, 2002 Acts of Assembly. Funding for this project will be provided from research grants.)

Item C-18 #1h

Education: Higher Education	FY 02-03	FY 03-04
George Mason University	\$2,856,000	\$0 NGF

Language:

Page 513, line 4, strike "\$15,000,000" and insert "\$17,856,000".

Explanation:

(This amendment provides additional 9 (d) revenue bond authority to add an additional 200 parking spaces to accommodate greater-than-expected student enrollments.)

Item C-20.50 #1h

Education: Higher Education	FY 02-03	FY 03-04
George Mason University	\$0	\$2,000,000 NGF

Language:

Page 514, line 23, strike "\$0" and insert "\$2,000,000".

Explanation:

(This amendment provides additional 9 (d) revenue bond authority for the Patriot Center renovation project.)

Item C-24.25 #1h

Education: Higher Education

James Madison University

Language

Language:

Page 515, after line 31, insert:

"C-24.25. James Madison University is hereby granted authorization to enter into a no cost exchange of land with the City of Harrisonburg. This exchange transfers to the City of Harrisonburg title to land area adjacent to its Resource Recovery Facility sufficient to support the expansion of the facility. In consideration of the transfer to the City of Harrisonburg, the City conveys that portion of land attributable to James Madison University resulting from the closure of an alley contiguous to James Madison University property that runs east-west, parallel to Patterson Street."

Explanation:

(This amendment provides for the exchange of property between the City of Harrisonburg and James Madison University, at no cost to either party. The exchange has already been approved by Harrisonburg's City Council along with the University's Board of Visitors.)

Item C-24.25 #2h

Education: Higher Education

James Madison University

Language

Language:

Page 515, after line 31, insert:

"C-24.25.

1. The General Assembly authorizes James Madison University, with the approval of the Governor, to explore and evaluate an alternative financing scenario to provide additional parking, student housing, and/or operational related facilities. The project shall be consistent with the guidelines of the Department of General Services and

Amendments to House Bill 1400, as Introduced

comply with Treasury Board Guidelines issued pursuant to § 23-19(d)(4), Code of Virginia.

2. The General Assembly authorizes James Madison University to enter into a written agreement with a public or private entity to design, construct, and finance a facility or facilities to provide additional parking, student housing, and/or operational related facilities. The facility or facilities may be located on property owned by the Commonwealth. All project proposals and approvals shall be in accordance with the guidelines cited in paragraph 1 of this item. James Madison University is also authorized to enter into a written agreement with the public or private entity to lease all or a portion of the facilities.

3. The General Assembly further authorizes James Madison University to enter into a written agreement with the public or private entity for the support of such parking, student housing, and/or operational related facilities by including the facilities in the University's facility inventory and managing their operation and maintenance; by assigning parking authorizations, students, and/or operations to the facility or facilities in preference to other University facilities; by restricting construction of competing projects; and by otherwise supporting the facilities consistent with law, provided that the University shall not be required to take any action that would constitute a breach of the University's obligations under any documents or other instruments constituting or securing bonds or other indebtedness of the University or the Commonwealth of Virginia."

Explanation:

(This amendment provides James Madison University with the authority to explore, evaluate and enter into alternative financing agreements with public or private entities.)

Item C-25.05 #1h

Education: Higher Education

Longwood University

Language

Language:

Page 515, after line 41, insert:

"C-25.05.

1. The General Assembly authorizes Longwood University to enter into a written agreement or agreements with the Longwood University Real Estate Foundation (LUREF) to support student housing projects.

Amendments to House Bill 1400, as Introduced

2. Longwood University is further authorized to enter into written agreements with LUREF to support such student housing facilities; the support may include agreements to (i) include the student housing facilities in the University's student housing inventory; (ii) manage the operation and maintenance of the facilities, including collection of rental fees as if those students occupied University-owned housing; (iii) assign students to the facilities in preference to other University-owned facilities; (iv) restrict construction of competing student housing projects; (v) seek to obtain police power over the student housing as provided by law; and (vi) otherwise support the student housing facilities consistent with law, provided that the University shall not be required to take any action that would constitute a breach of the University's obligations under any documents or other instruments constituting or securing bonds or other indebtedness of the University or the Commonwealth of Virginia."

Explanation:

(This amendment allows Longwood University to enter into a public-private partnership for \$44 million of student housing.)

Item C-28 #1h

Education: Higher Education	FY 02-03	FY 03-04
Norfolk State University	\$0	(\$856,285) GF
	\$0	\$856,285 NGF

Language:

Page 516, line 25, strike "General" and insert "Bond Proceeds".

Explanation:

(This amendment supplants general fund with bond proceeds for maintenance projects at Norfolk State University.)

Item C-28.25 #1h

Education: Higher Education	FY 02-03	FY 03-04
Norfolk State University	\$500,000	\$0 NGF

Language:

Page 517, line 1, strike "\$2,500,000" and insert "\$3,000,000".

Explanation:

(This amendment provides supplemental funding from bond proceeds to purchase the hospital property located adjacent to Norfolk State University's campus.)

Item C-28.30 #1h

Education: Higher Education

Norfolk State University

Language

Language:

Page 517, after line 2, insert:

"C-28.30.

"1. The General Assembly authorizes Norfolk State University to enter into a written agreement or agreements with the Norfolk State University Foundation (NSUF) for the development of one or more student housing projects adjacent to campus, subject to the conditions outlined in the Public-Private Education Facilities Infrastructure Act of 2002.

2. Norfolk State University is further authorized to enter into written agreements with NSUF to support such student housing facilities; the support may include agreements to (i) include the student housing facilities in the University's student housing inventory; (ii) manage the operation and maintenance of the facilities, including collection of rental fees as if those students occupied University-owned housing; (iii) assign students to the facilities in preference to other University-owned facilities; (iv) restrict construction of competing student housing projects; (v) seek to obtain police power over the student housing as provided by law; and (vi) otherwise support the student housing facilities consistent with law, provided that the University shall not be required to take any action that would constitute a breach of the University's obligations under any documents or other instruments constituting or securing bonds or other indebtedness of the University or the Commonwealth of Virginia."

Explanation:

(This amendment is self-explanatory.)

Item C-28.30 #2h

Education: Higher Education

Norfolk State University

Language

Amendments to House Bill 1400, as Introduced

Language:

Page 517, after line 2, insert:
"C-28.30. New Construction: RISE I
Facility

1. The General Assembly authorizes Norfolk State University to enter into a written agreement or agreements with the Norfolk State Enterprise and Empowerment Foundation (E2F) to construct and deliver the RISE I facility, a project authorized under Chapter 859, 2002 Acts of Assembly.

2. Norfolk State University is further authorized to purchase the RISE I facility from E2F at a not-to-exceed price of \$18 million subject to the facility meeting code requirements."

Explanation:

(This amendment is self-explanatory.)

Item C-34.05 #1h

Education: Higher Education

FY 02-03

FY 03-04

University Of Virginia

\$10,800,000

\$0 NGF

Language:

Page 519, line 18, strike "\$21,000,000" and insert "\$31,800,000".

Page 519, after line 18, insert:

"The operations and maintenance costs for this facility shall be the responsibility of nongeneral fund sources."

Explanation:

(This amendment requests an increase in nongeneral funds for the Medical Research Building (MR-6) project in order to fund the fit-out of 30,000 gross square feet of space. The space will be used for laboratory facilities. Funding will be provided by higher education operating funds.)

Item C-47.20 #1h

Education: Higher Education

FY 02-03

FY 03-04

University Of Virginia

\$36,100,000

\$0 NGF

Language:

Amendments to House Bill 1400, as Introduced

Page 520, line 37, strike "\$6,900,000" and insert "\$43,000,000".

Page 520, after line 38, insert:

"The operations and maintenance costs for this facility shall be the responsibility of nongeneral fund sources."

Explanation:

(This amendment requests additional nongeneral fund authority to support a 115,000 gross square foot addition to the rear of Rouss Hall and the demolition of Varsity Hall. The addition will house the McIntire School of Commerce. Funding will be provided by \$33 million of 9 (d) nongeneral fund bonds and \$3.1 million of gifts and grant funds.)

Item C-47.95 #1h

Education: Higher Education

FY 02-03

FY 03-04

University Of Virginia

\$3,000,000

\$0 NGF

Language:

Page 521, after line 28, insert:

"C-47.95. Maintenance Reserve: Auxiliary \$3,000,000

Enterprise Projects

Fund Sources: Higher Education Operating \$3,000,000".

Explanation:

(This amendment provides additional nongeneral fund appropriation at the University of Virginia for concrete repair projects to Scott Stadium. The source of the nongeneral funds will be auxiliary enterprise funds.)

Item C-47.95 #2h

Education: Higher Education

FY 02-03

FY 03-04

University Of Virginia

\$1,500,000

\$0 NGF

Language:

Page 521, after line 28, insert:

"C-47.95. New Construction: Swing Space \$1,500,000

Fund Sources: Higher Education Operating \$1,500,000".

"The operations and maintenance costs for this facility shall be the responsibility of nongeneral fund sources."

Amendments to House Bill 1400, as Introduced

Explanation:

(This amendment requests nongeneral fund authority to construct 12,000 to 18,000 gross square feet of swing space that will be needed during the next six to eight years as the University renovates major academic buildings. A feasibility study indicates that this approach is more cost effective than renting trailers or leasing temporary space. Funding will be provided through higher education operating funds.)

Item C-47.95 #3h

Education: Higher Education

FY 02-03

FY 03-04

University Of Virginia

\$22,000,000

\$0 NGF

Language:

Page 521, after line 28, insert:

"C-47.95. New Construction: Concert Hall (16380)

\$22,000,000

Fund Sources: Higher Education Operating \$22,000,000".

"The operations and maintenance costs for this facility shall be the responsibility of nongeneral fund sources."

Explanation:

(This amendment requests a supplement for the Concert Hall project in order to provide academic and support space for the Music Department. Funding will be provided by gifts and grant funds.)

Item C-48 #1h

Education: Higher Education

FY 02-03

FY 03-04

University Of Virginia Medical Center

\$7,600,000

\$0 NGF

Language:

Page 521, line 36, strike "\$54,000,000" and insert "\$61,600,000".

Explanation:

(This amendment requests additional nongeneral fund bond authority for the University of Virginia Hospital to expand the hospital for clinical offices and install a second chiller. Debt service will be provided through hospital revenues.)

Amendments to House Bill 1400, as Introduced

Item C-59 #1h

Education: Higher Education	FY 02-03	FY 03-04
Virginia Commonwealth University	\$7,000,000	\$0 NGF

Language:

Page 523, line 37, strike "\$22,000,000" and insert "\$29,000,000".

Explanation:

(This amendment supplements an existing project to construct student housing on the academic campus of Virginia Commonwealth University.)

Item C-67.55 #1h

Education: Higher Education	FY 02-03	FY 03-04
Virginia Community College System	\$0	\$300,000 NGF

Language:

Page 527, after line 34, insert:

"C-67.55. New Construction: Construct \$300,000
Greenhouse, Virginia Highlands
Fund Sources: Special \$300,000".

Explanation:

(This amendment provides nongeneral fund authority to construct a greenhouse to support the horticulture program at Virginia Highlands Community College. The Tobacco Indemnification and Community Revitalization Commission has approved funding for this project.)

Item C-67.55 #2h

Education: Higher Education	FY 02-03	FY 03-04
Virginia Community College System	\$10,000,000	\$0 NGF

Language:

Page 527, after line 34, insert:

Amendments to House Bill 1400, as Introduced

"C-67.55. New Construction: Relocation of Portsmouth Campus
Fund Sources: Trust and Agency \$10,000,000
\$10,000,000".

Explanation:

(This amendment provides nongeneral fund authority for the relocation of the Portsmouth Campus of Tidewater Community College. The project was authorized as part of the General Obligation Bond referendum. The nongeneral funds represent the funding provided by the locality for this project.)

Item C-67.55 #3h

Education: Higher Education Virginia Community College System	FY 02-03 \$1,000,000	FY 03-04 \$0 NGF
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Language:

Page 527, after line 34, insert:
"C-67.55. Improvements: Nursing Education
Fund Sources: Higher Education Operating \$1,000,000". \$0
\$0".

Explanation:

(This amendment provides nongeneral fund authority to renovate a portion of the downtown campus of J. Sargeant Reynolds Community College to add computer and clinical labs and classrooms for a shared nursing education program with John Tyler Community College. This will allow for an increase of 360 nursing graduates by fiscal year 2007. The source of the nongeneral funds is a grant from a local health care corporation.)

Item C-67.55 #4h

Education: Higher Education Virginia Community College System	Language
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Language:

Page 527, after line 34, insert:

Amendments to House Bill 1400, as Introduced

"C-67.55.

1. The State Board for Community Colleges, with the approval of the Governor or as otherwise provided by law, is authorized to accept title from the Danville Community College Educational Foundation, Inc., at no cost to the Commonwealth, certain real property described generally as 0.516 acres, more or less, contiguous to Chatham Avenue for use by Danville Community College in the development of the facilities provided for in Chapter 859, the Commonwealth of Virginia Educational Facilities Bond Act of 2002.

2. Prior to the conveyance described above, the Danville Community College Educational Foundation, Inc., shall provide assurance, satisfactory to the Virginia Community College System Board, that the property is free from hazardous materials and conditions."

Explanation:

(This amendment is self-explanatory.)

Item C-67.55 #5h

Education: Higher Education

Virginia Community College
System

Language

Language:

Page 527, after line 34, insert:

"C-67.55.

"1. The State Board for Community Colleges, with the approval of the Governor or as otherwise provided by law, is authorized to accept at no cost the title to certain real property described generally as up to 30 acres contiguous to the Middletown Campus of Lord Fairfax Community College, including a classroom/community cultural center of approximately 58,000 square feet and related improvements thereon."

Explanation:

(This amendment is self-explanatory.)

Item C-71.10 #1h

Education: Higher Education

Virginia Military Institute

FY 02-03

\$887,000

FY 03-04

\$0 NGF

Amendments to House Bill 1400, as Introduced

Language:

Page 528, after line 11, insert:

"C-71.10. Improvements: Renovate and \$887,000
 Enlarge Patchin Field House
 Fund Sources: Higher Education Operating \$887,000".

Explanation:

(This amendment provides nongeneral fund authority for the renovation and expansion of student locker room facilities at Patchin Field House. Funding will be provided through private gifts and auxiliary enterprise revenues.)

Item C-80.15 #1h

Education: Higher Education

FY 02-03

FY 03-04

Virginia Polytechnic Institute And State University	\$750,000	\$0 NGF
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Language:

Page 529, after line 22, insert:

"C-80.15. Improvements: Soccer / Lacrosse \$750,000
 Complex
 Fund Sources: Higher Education Operating \$750,000".

Explanation:

(This amendment provides additional nongeneral fund authority to add seating stands and restrooms for 1,000 fans. Funding will be provided from existing television ticket revenues.)

Item C-83 #1h

Education: Higher Education

FY 02-03

FY 03-04

Virginia State University	\$0	(\$1,575,691) GF
	\$0	\$1,575,691 NGF

Language:

Page 531, line 22, strike "\$1,575,691".

Page 531, after line 24, insert:

"Bond Proceeds.....\$1,575,691".

Amendments to House Bill 1400, as Introduced

Explanation:

(This amendment supplants general fund with bond proceeds for maintenance projects at Virginia State University.)

Item C-122.70 #1h

Public Safety

FY 02-03

FY 03-04

Department Of Corrections, Central
Activities

\$0

\$1,290,000 NGF

Language:

Page 539, line 20, strike "\$0" and insert "\$1,290,000".

Explanation:

(This amendment provides the Department of Corrections' maintenance reserve project with additional appropriation from VPBA excess proceeds funds. A companion amendment transfers an identical amount of general fund appropriation from the project to the general fund.)

Item C-148.10 #1h

Transportation

Virginia Port Authority

Language

Language:

Page 544, after line 34, insert:

"C-148.10. New Construction: Security
Facilities

"The Department of Planning and Budget may increase the appropriation for capital project 407-16644. The amount appropriated in this item plus C-148.05 shall not exceed the total amount provided in Item 501.b.2 for both projects."

Explanation:

(This amendment allows revenue bonds to also be used for the new construction of security facilities.)

Item C-149 #1h

Amendments to House Bill 1400, as Introduced

Central Appropriations

FY 02-03

FY 03-04

Central Capital Outlay

\$0

(\$12,459,229) GF

\$0

\$22,568,024 NGF

Language:

Page 545, line 4, strike "\$12,459,229" and insert "\$22,568,024".

Page 545, line 6, strike "\$12,459,229" and insert "\$0".

Page 545, after line 6, insert:

"Bond Proceeds.....\$22,568,024".

Page 545, line 8, strike "\$12,459,229" and insert "\$22,568,024".

Page 545, line 18, strike "\$101,182" and insert "\$179,122".

Page 545, line 20, strike "\$1,721" and insert "\$8,851".

Page 545, line 22, strike "\$2,140" and insert "\$8,851".

Page 545, line 24, strike "\$160,937" and insert "\$284,906".

Page 545, line 26, strike "\$37,049" and insert "\$65,588".

Page 545, line 28, strike "\$32,920" and insert "\$58,278".

Page 545, line 30, strike "\$489,767" and insert "\$867,034".

Page 545, line 32, strike "\$118,333" and insert "\$209,485".

Page 545, line 34, strike "\$208,510" and insert "\$369,125".

Page 545, line 36, strike "\$493,159" and insert "\$891,999".

Page 545, line 38, strike "\$1,563,255" and insert "\$3,166,863".

Page 545, line 40, strike "\$1,614,074" and insert "\$3,269,814".

Page 545, line 42, strike "\$268,227" and insert "\$543,376".

Page 545, line 48, strike "\$291,628" and insert "\$590,784".

Page 545, line 50, strike "\$108,294" and insert "\$219,383".

Page 545, line 52, strike "\$464,261" and insert "\$940,506".

Page 545, line 54, strike "\$197,342" and insert "\$399,777".

Page 546, line 2, strike "\$54,699" and insert "\$96,834".

Page 546, line 4, strike "\$2,150" and insert "\$8,851".

Page 546, line 6, strike "\$318,672" and insert "\$645,570".

Page 546, line 8, strike "\$1,013,500" and insert "\$2,053,163".

Page 546, line 10, strike "\$152,747" and insert "\$270,408".

Page 546, line 12, strike "\$19,342" and insert "\$34,241".

Page 546, line 14, strike "\$12,253" and insert "\$24,821".

Page 546, line 16, strike "\$88,566" and insert "\$179,418".

Page 546, line 18, strike "\$63,086" and insert "\$127,800".

Page 546, line 20, strike "\$562,483" and insert "\$1,139,487".

Page 546, line 22, strike "\$1,169,019" and insert "\$2,368,215".

Amendments to House Bill 1400, as Introduced

Page 546, line 24, strike "\$81,602" and insert "\$107,048".
Page 546, line 26, strike "\$33,753" and insert "\$59,753".
Page 546, line 28, strike "\$409" and insert "\$8,851".
Page 546, line 30, strike "\$30,244" and insert "\$53,541".
Page 546, line 32, strike "\$13,745" and insert "\$24,333".
Page 546, line 34, strike "\$127,196" and insert "\$225,175".
Page 546, line 36, strike "\$46,841" and insert "\$82,923".
Page 546, line 38, strike "\$1,288,153" and insert "\$2,280,416".
Page 546, line 40, strike "\$378,958" and insert "\$670,869".
Page 546, line 42, strike "\$840,154".
Page 546, line 44, strike "\$8,395" and insert "\$14,862".
Page 546, line 46, strike "\$463" and insert "\$8,851".
Page 546, after line 46, insert:
"935 Roanoke Higher Education Authority \$0 \$8,851".
Page 546, line 48, strike "\$12,459,229" and insert "\$22,568,024".

Explanation:

(This amendment supplants general fund with bond proceeds for maintenance projects.)

Item C-150 #1h

Central Appropriations	FY 02-03	FY 03-04
Central Capital Outlay	\$0	(\$500,000) GF

Language:

Page 547, line 34, strike "\$500,000" and insert "\$0".

Explanation:

(This amendment eliminates the small repair fund administered by the Department of Planning and Budget.)

Item C-154 #1h

Central Appropriations	
Nongeneral Obligation Bonds 9(D)	Language

Language:

Page 550, strike line 16.

Explanation:

(This amendment moves bond authority for this project from 9 (d) nongeneral fund bonds to Virginia College Building Authority bonds. A companion amendment is found under Item C-154.05.)

Item C-154.05 #1h

Central Appropriations

Nongeneral Obligation Bonds 9(D)

Language

Language:

Page 554, line 10, strike "\$5,790,057" and insert "\$8,040,057".

Explanation:

(This amendment moves bond authority for this project from 9 (d) nongeneral fund bonds to Virginia College Building Authority bonds. A companion amendment is found under Item C-154.)

Item 3-1.01 #1h

Transfers

Interfund Transfers

Language

Language:

Page 563, strike lines 45 and 46.

Page 563, line 48, strike "\$100,000" and insert "\$81,344".

Page 565, line 24, strike "\$118,549,074" and insert "\$118,380,418".

Explanation:

(This amendment reduces the amount to be transferred from the nongeneral fund balances of the Department of Housing and Community Development per § 3-1.01, paragraph U.1.)

Item 3-1.01 #2h

Transfers

Interfund Transfers

Language

Amendments to House Bill 1400, as Introduced

Language:

Page 569, line 55, strike "\$39,300,000 and insert "\$44,812,545".

Explanation:

(This amendment modifies the projected revenue generated from the tax amnesty program proposed in the introduced budget.)

Item 3-1.01 #3h

Transfers

Interfund Transfers

Language

Language:

Page 564, line 51, strike "\$3,466,950" and insert "\$2,684,086".

Page 564, line 51, strike "\$3,264,879" and insert "\$2,056,303".

Page 564, after line 51, insert:

"156 Department of State Police 0227 \$200,000 \$600,000".

Page 564, after line 55, insert:

"156 Department of State Police 0400 \$582,864 \$608,576".

Explanation:

(This amendment modifies the fund sources listed for the nongeneral fund cash transfer from the Department of State Police as shown in § 3-1.01, Paragraph U.1. This amendment has no impact on the total amount being transferred.)

Item 3-1.01 #4h

Transfers

Interfund Transfers

Language

Language:

Page 564, line 66, strike "\$902,000" and insert "\$0".

Page 564, after line 66, insert:

"136 Virginia Information Technologies Agency 0900 \$0 \$9,745,098".

Page 564, strike line 67.

Page 565, line 1, strike "\$0" and insert "\$6,956,273".

Page 565, line 1, strike "\$4,100,000" and insert "\$0".

Amendments to House Bill 1400, as Introduced

Explanation:

(This amendment modifies the transfers as shown in § 3-1.01, paragraph U.1., to reflect the new Virginia Information Technologies Agency and corrects the fund sources used to transfer amounts from the Department of Technology Planning. There is no impact on the total amount being transferred.)

Item 3-1.01 #5h

Transfers

Interfund Transfers

Language

Language:

Page 565, line 17, strike "\$4,389,922" and insert "\$3,889,922".

Explanation:

(This amendment decreases the proposed transfer of balances from the Motor Vehicle Dealer Board's Transaction Recovery Fund by \$500,000 to allow for continued operation of this fund for those motor vehicle dealers that elect to continue to contribute to the Fund.)

Item 3-1.01 #6h

Transfers

Interfund Transfers

Language

Language:

Page 565, italicize line 18.

Explanation:

(This amendment corrects a technical error in the introduced budget bill to appropriately designate a transfer from the DOAV as a new request.)

Item 3-1.01 #7h

Transfers

Interfund Transfers

Language

Amendments to House Bill 1400, as Introduced

Language:

Page 569, after line 56, insert:

"GGG. Notwithstanding any other provisions of law, prior to June 30, 2003, the State Comptroller shall transfer to the general fund \$2,300,000 from the Commonwealth Health Research Fund."

Explanation:

(This amendment is self-explanatory.)

Item 3-1.01 #8h

Transfers

Interfund Transfers

Language

Language:

Page 565, line 20, strike "\$2,402,437" and insert "\$6,652,437".

Explanation:

(This amendment increases the Governor's proposed transfer of balances in the Aviation Special Fund to the general fund from \$2.4 million to \$6.6 million.)

Item 3-1.01 #9h

Transfers

Interfund Transfers

Language

Language:

Page 568, line 43, after "1.", strike "The" and insert:

"Consistent with the provisions of House Bill 1926, 2003 Session, the".

Page 568, line 43, strike "the following amounts from the" and insert:

"an amount estimated at \$19,393,549".

Page 568, line 44, strike "state agencies and fund sources listed below,".

Page 568, strike lines 45 to 56.

Page 569, strike lines 1 to 48.

Explanation:

(This amendment provides the Comptroller with additional flexibility in

Amendments to House Bill 1400, as Introduced

achieving nongeneral fund transfers required in the budget for technology savings due to the implementation of the Virginia Information Technologies Authority from passage of House Bill 1926, 2003 Session.)

Item 3-1.01 #10h

Transfers

Interfund Transfers

Language

Language:

Page 560, line 3, unstrike "\$112,000".

Explanation:

(This amendment restores the second year federal cost recovery for the VDACS meat inspection program.)

Item 3-1.01 #11h

Transfers

Interfund Transfers

Language

Language:

Page 566, line 29, unstrike "\$644,185" and strike "\$2,938,015".

Explanation:

(This amendment restores nongeneral fund reductions to VRS' budget proposed in the introduced budget.)

Item 3-1.01 #12h

Transfers

Interfund Transfers

Language

Language:

Page 565, line 3, strike "\$14,018,329" and insert "8,873,022".

Explanation:

Amendments to House Bill 1400, as Introduced

(This amendment reduces transfers from DMV to reflect the restoration of funding provided by the House amendments to the 2002-2004 Budget Bill. The DMV restoration is accomplished in a companion amendment to Item 480.)

Item 3-1.01 #13h

Transfers

Interfund Transfers

Language

Language:

Page 565, line 9, strike "\$38,142,104" and insert "\$38,242,104".

Explanation:

(This amendment transfers \$100,000 from VDOT in the second year to the Department of Historic Resources to expedite the processing by Historic Resources of reviews required to undertake transportation projects.)

Item 3-1.01 #14h

Transfers

Interfund Transfers

Language

Language:

Page 569, after line 56, insert:

"GGG. On or before June 30, 2003, the State Comptroller shall transfer \$331,735 from the Alcoholic Beverage Control Enterprise Fund to the General Fund. On or before June 30, 2004, the State Comptroller shall transfer \$1,317,942 from the Alcoholic Beverage Control Enterprise Fund to the General Fund. These funds represent savings to implement a 10 percent reduction to ABC Law Enforcement and Regulation."

Explanation:

(This amendment is self-explanatory.)

Item 3-1.01 #15h

Transfers

Interfund Transfers

Language

Amendments to House Bill 1400, as Introduced

Language:

Page 559, line 20, strike "\$32,095,958" and insert "\$34,865,188".

Page 559, line 20, strike "\$40,829,407" and insert "\$48,214,022".

Explanation:

(This amendment increases the amounts transferred to the general fund from the Alcoholic Beverage Control Enterprise Fund for the expenses incurred for care, treatment, study and rehabilitation of alcoholics. This increase in funds is based on an additional 2.4 percent increase in the purchase price of alcoholic beverages. House Bill 1400, as introduced assumed an increase of 2.6 percent. With this amendment, the increase will be an average of 5.0 percent. These funds will be used to restore budget cuts to the Department of Mental Health, Mental Retardation and Substance Abuse Services and help cover increased treatment costs.)

Item 3-1.01 #16h

Transfers

Interfund Transfers

Language

Language:

Page 565, line 18, strike "\$3,988,762" and insert "\$3,868,762".

Page 565, line 18, strike "4,132,075" and insert "\$4,012,075".

Explanation:

(This amendment reduces the transfer from the Department of Aviation to the general fund in order to restore a portion of the funding for the Washington Airports Task Force.)

Item 3-1.01 #17h

Transfers

Interfund Transfers

Language

Language:

Page 569, after line 56, insert:

"GGG. On or before June 30, 2003, the State Comptroller shall transfer to the general fund an amount estimated at \$8,900,000 from the State Corporation Commission,

Amendments to House Bill 1400, as Introduced

received by the Commission as settlement payments, fines or monetary penalties under the Global Settlement Agreement related to the investigation of certain brokerage firms and financial analysts by the State of New York."

Explanation:

(This amendment specifies that Global Settlement payments would be transferred to the state's general fund. Companion amendments in Direct Aid to Public Education provides \$8.0 million dollars to restore Literary Fund revenues to be used for an interest rate subsidy loan program for school construction.)

Item 3-2.03 #1h

Working Capital Funds and Lines of Credit

Lines of Credit

Language

Language:

Page 571, strike lines 11 through 15.

Page 571, line 16, strike "c" and insert "b".

Explanation:

(This amendment eliminates a proposed \$30.0 million line of credit for the proposed Virginia Information Technologies Agency. It is the intent of the General Assembly that it have the opportunity to review and approve funding for major technology projects.)

Item 3-6.02 #1h

Adjustments and Modifications to Fees

Motor Vehicle Fees

Language

Language:

Page 573, line 40, strike "\$ 3-6.01" and insert "\$ 3-6.02".

Page 573, line 49, after "shall be," strike "three" and insert "four".

Page 573, line 49, after "year.", insert:

"The fee for a commercial driver's license or seasonal restricted commercial driver's license shall be seven dollars per year."

Explanation:

Amendments to House Bill 1400, as Introduced

(This amendment increases the fee for a driver's license by \$1 per year, increasing the five-year license cost from \$15 to \$20. The fees for a commercial driver's license would increase from \$30 to \$35. Revenues generated from this action will be used exclusively to restore DMV activities.)

Item 4-1.04 #1h

Appropriations

Appropriation Reductions

Language

Language:

Page 576, strike lines 6 through 15, and insert:

"4.a. During the period when the General Assembly is not in regular or special session and in the event that general fund revenues are estimated by the Governor to be insufficient to pay in full all general fund appropriations authorized by the General Assembly, including the currently estimated expenditures from sum sufficient appropriations, the Governor shall, subject to the qualifications herein contained, withhold general fund spending authority, by withholding allotments of appropriations to the extent necessary to prevent any expenditure in excess of the estimated general fund revenues. However, the Governor shall take no action to reduce general fund allotments of appropriations on account of reduced revenues until such time as a formal written re-estimate of general fund revenues for the current and next biennia, prepared within the previous 90 days, in accordance with the process specified in § 2.2-1503, Code of Virginia, has been reported to the Chairmen of the House Appropriations, House Finance, and Senate Finance Committees.

b. The Governor shall take no action to withhold allotments until a written plan detailing specific reduction actions approved by the Governor, identified by program and appropriation item, has been presented to the Chairmen of the House Appropriations and Senate Finance Committees. Subsequent modifications to the approved reduction plan also must be submitted to the Chairmen of the House Appropriations and Senate Finance Committees, prior to withholding allotments of appropriations. This reduction plan, with modifications thereto, shall be the sole basis for withholding spending authority due to reduced revenues.

c. In addition to the budget reduction plan approved by the Governor, all budget reduction proposals submitted by state agencies to the Governor or the Governor's staff, including but not limited to the Department of Planning and Budget, the

Amendments to House Bill 1400, as Introduced

Governor's Cabinet Secretaries, or the Chief of Staff, whether submitted electronically or otherwise, shall be forwarded within five calendar days of submission to the Chairmen of the Senate Finance and House Appropriations Committees."

Page 576, line 16, strike "b." and insert "d."

Page 576, strike lines 25 through 29 and insert:

"5. In effecting the reduction of expenditures for the above-stated purpose, the Governor shall not withhold allotment of appropriations for:

a) More than 15 percent of the annual general fund appropriation and 15 percent of the annual nongeneral fund appropriation for operating expenses of any one state or nonstate agency or institution designated in this act by title and a three-digit agency code, subject to § 4-1.02 c. of this act. The exact amount withheld, by state or nonstate agency or institution, shall be reported within five calendar days to the Chairmen of the House Appropriations and Senate Finance Committees. State agencies providing funds directly to grantees named in this Act shall not apportion a larger cut to the grantee than the proportional cut apportioned to the agency. The remaining appropriation to the grantee which is not subject to the cut, equal to at least 85 percent of the annual appropriation, shall then be paid in accordance with the normal conditions of the grant."

Explanation:

(This amendment clarifies the Governor's authority to withhold appropriations when estimated revenues are insufficient to cover appropriations.)

Item 4-4.01 #1h

Capital Projects

General

Language

Language:

Page 589, line 28, after "6.", insert "a)".

Page 589, after line 30, insert:

"b) All nongeneral fund repair or renovation projects at any institution of higher education costing up to \$1,000,000 shall be exempt from the capital outlay review and approval process provided no additional space is created by the project and the project does not involve the issuance of debt."

Explanation:

(This amendment is self-explanatory.)

Capital Projects

General

Language

Language:

Page 588, strike line 26, and insert:

"k. Change in Size and Scope: The scope of any capital project may not be increased or decreased by more than five percent in size beyond the plans and justification which".

Page 588, line 27, strike "supported the request and which".

Page 588, line 28, strike "increases" and insert "changes".

Explanation:

(This amendment requires the Department of General Services to review and approve any increases or decreases in the scope of a capital project that exceeds 5 percent. The Department currently has the authority only to review and approve increases in scope.)

Item 4-5.05 #1h

Special Conditions and Restrictions on Expenditures

Services and Clients

Language

Language:

Page 593, line 35, after "NEW", insert "OR EXISTING".

Page 593, after line 44, insert:

"4. No expenditures from general, special or other nongeneral fund sources may be made out of any appropriation by the General Assembly for services provided by any organization providing abortion or abortion counseling services."

Explanation:

(This amendment is self-explanatory.)

Item 4-5.06 #1h

Special Conditions and Restrictions on

Expenditures

Goods and Services

Language

Language:

Page 595, strike lines 39 through 43 and insert:

"1.a) No motor vehicles (including station wagons) shall be purchased or leased with public funds by the state or any officer or employee on behalf of the state without the prior written approval of the Director, Department of General Services.

b) The institutions of higher education shall be exempt from this provision but shall be required to report their entire inventory of purchased and leased vehicles including the cost of such to the Director of the Department of General Services by June 30 of each year. The Director of the Department of General Services shall compare the cost of vehicles acquired by institutions of higher education to like vehicles under the state contract.

c) The Director, Department of General Services, is hereby authorized to transfer surplus motor vehicles among the state agencies, and determine the value of such surplus equipment for the purchase of maintaining the financial accounts of the state agencies affected by such transfers."

Explanation:

(This amendment is self-explanatory.)

Item 4-5.06 #2h

Special Conditions and Restrictions on Expenditures

Goods and Services

Language

Language:

Page 594, line 49, strike "Director" and insert "Chief Information Officer".

Page 594, line 53, strike "Director" and insert "Chief Information Officer".

Explanation:

(This amendment makes technical corrections to conform language in the budget to the provisions of House Bill 1926.)

Special Conditions and Restrictions on Expenditures

Goods and Services

Language

Language:

Page 596, strike lines 12 through 21, and insert:

"2. The first 15,000 miles of use during each fiscal year of personal automobiles in the discharge of official duties within the continental limits of the United States shall be reimbursed at the rate of 32.5 cents per mile, or in the instance of a state employee, at the lesser of (a) 32.5 cents per mile or (b) the lowest rate charged by the Department of General Services, Office of Fleet Management Services, for the use of state-owned automobiles. If the head of the state agency concerned certifies that a state-owned vehicle was not available, or if, according to regulations issued by the State Comptroller, the use of a personal automobile in lieu of a state-owned automobile is considered to be an advantage to the state, the reimbursement shall be at the rate of 32.5 cents per mile. For such use in excess of 15,000 miles in each fiscal year, the reimbursement shall be at a rate of 13.0 cents per mile, unless a state-owned vehicle is not available; then the rate shall be 32.5 cents per mile;"

Explanation:

(This amendment restates the current policy of the state regarding the mileage reimbursement rate for state employees that must use personal vehicles in the discharge of their official duties when a state car is unavailable. The introduced budget had proposed lowering the reimbursement rate from 32.5 cents per mile to 19 cents per mile, with the Secretary of Administration authorized to allow the higher rate on a case-by-case basis. No savings were assumed from the action in the introduced budget, so there is no fiscal impact of restating the current policy and removing the additional duty for the Secretary of Administration.)

Special Conditions and Restrictions on Expenditures

Nonstate Agencies, Interstate Compacts and Organizational Memberships

Language

Language:

Page 596, line 43, strike "Secretary of".

Page 596, line 44, strike "Finance" and insert:

"Director, Department of Historic Resources,".

Page 596, strike line 48, and insert:

"4. Operating appropriations for nonstate agencies (nonhistorical) equal to or in excess of \$150,000 shall be disbursed to".

Page 596, line 50, after "year.", insert:

"Operating appropriations for nonstate agencies (nonhistorical) of less than \$150,000 shall be disbursed in one payment once the nonstate agency has successfully met the application and match requirements of the Department of Historic Resources."

Explanation:

(This amendment would streamline the current application process for nonstate agencies. Currently, these agencies have to submit paperwork certifying that they have met the match requirements through the Department of Historic Resources for certification by the Secretary of Finance. The new language would have the match certified directly by the Director of the Department of Historic Resources, reducing paperwork and expediting the process. In addition, the language clarifies the intent of the General Assembly regarding payments to these agencies.)

Item 4-5.08 #1h

Special Conditions and Restrictions on Expenditures

Delegation of Authority

Language

Language:

Page 597, after line 44, insert:

"f. The University of Virginia, with approval of its board of visitors, is hereby delegated authority on a pilot basis to acquire easements on property not owned by the University without prior approval by the Department of General Services."

Explanation:

(This amendment is self-explanatory.)

Item 4-5.08 #2h

Special Conditions and Restrictions on Expenditures

Delegation of Authority

Language

Language:

Page 597, after line 26, insert:

"d) Pursuant to § 4-5.08 b.1.a) of this act, institutions of higher education participating in the nongeneral fund capital outlay pilot program are hereby delegated the authority of the Department of General Services to approve the use of design-build or construction management as appropriate contract methods for nongeneral fund capital outlay projects.

e) Christopher Newport University, the College of William and Mary, Old Dominion University, Radford University, the University of Virginia, and Virginia Polytechnic Institute and State University are hereby delegated the authority of the Department of General Services to approve the use of design-build or construction management as appropriate contract methods for general fund capital outlay projects."

Explanation:

(This amendment is self-explanatory.)

Item 4-5.08 #3h

Special Conditions and Restrictions on Expenditures

Delegation of Authority

Language

Language:

Page 597, line 14, strike "For"

Page 597, strike lines 15-26, and insert:

"b) Pursuant to those provisions, Christopher Newport University, the College of William and Mary, Old Dominion University, Radford University, the University of Virginia, and Virginia Polytechnic Institute and State University are authorized to oversee the capital process for any nongeneral fund capital outlay project appropriated by the General Assembly.

c) The Department of General Services will conduct evaluations of all institutions participating in the nongeneral fund pilot program by July 1, 2003.

Amendments to House Bill 1400, as Introduced

d) If the Department of General Services finds an institution not to be in compliance with the policies and procedures currently in effect for the nongeneral fund capital outlay pilot programs, the institution shall report on its remediation efforts to the Governor and chairmen of the Senate Finance and House Appropriations Committees no later than October 1, 2003.

e) By January 1, 2004, the Auditor of Public Accounts shall conduct a follow-up audit of the delegated program at any institution found by the Department of General Services not to be in full compliance with the memorandum of understanding. The Auditor shall report any corrective action that has been taken to bring the institution into compliance to the chairmen of the Senate Finance and House Appropriations Committees.

f) The Secretary of Administration shall report annually to the General Assembly all institutions that have applied to participate in the nongeneral fund capital outlay pilot program and any institution that has been accepted into the program."

Explanation:

(This amendment requires the Department of General Services to conduct an evaluation of all institutions currently participating in the nongeneral fund capital outlay pilot program. In the event an institution is found not to be performing satisfactorily under the delegated authority, this amendment provides a process for remediating the institution. The amendment also requires the Secretary of Administration to report annually on any institutions seeking to participate in the pilot program.)

Item 4-5.08 #4h

Special Conditions and Restrictions on Expenditures

Delegation of Authority

Language

Language:

Page 597, delete lines 36 and 37, and insert:

"c.1. The provisions of § 4-5.08 c of Chapter 912 of the Acts of Assembly of 1996 pertaining to pilot programs for real property leases in selected institutions of higher education, including Old Dominion University, are hereby continued and expanded to include approval of income leases.

2. Virginia Tech shall be delegated authority for capital leases on a pilot basis, subject to the review and approval of the State Treasury Board and to the authorization by the General Assembly."

Explanation:

(This amendment is self-explanatory.)

Item 4-5.08 #5h

Special Conditions and Restrictions on Expenditures

Delegation of Authority

Language

Language:

Page 597, after line 44, insert:

"f. The College of William and Mary, Radford University, the University of Virginia, and Virginia Polytechnic Institute and State University are authorized to enter into a pilot project for selected capital outlay projects through which each named institution shall be delegated all post-appropriation review, approval, administrative, policy and procedural functions performed by the Departments of Planning and Budget and General Services for capital projects supported in part or in whole from the state general fund or state-supported debt. Delegation of authority under this pilot project is subject to the following stipulations and conditions:

1. The following capital projects shall be eligible for the pilot program:

Educational Facility	Project Description	Amount
College of William and Mary	Renovate/Expand Marshall-Wythe Law Library	\$11,821,000
Radford University	Renovate Young Hall	\$4,716,000
University of Virginia	Construct Materials Science Engineering and Nano-Technology Building	\$7,000,000
Virginia Polytechnic Institute and State University	Construct New Engineering Facility (VTRI Phase I)	\$13,996,000
Virginia Polytechnic Institute and State University	Improve/Expand Fine Arts Center and Renovate Henderson Hall	\$6,542,000

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2. The Board of Visitors of each institution shall develop policies, procedures and guidelines for carrying out these capital projects, subject to the review and approval of the Secretaries of Finance and Administration. The Secretaries of Finance and Administration shall approve the institutions policies and guidelines no later than October 1, 2003.
3. The cost of the project shall not exceed the appropriation or debt authorization provided in the Appropriation Act.
4. Each participating institution of higher education shall indemnify all capital projects entered into under the pilot program using any available nongeneral funds, or private resources, including endowment funds held by any foundation affiliated with the institution. Institutions are excluded from using any revenue from tuition and mandatory educational and general fees for this purpose.
5. The institution shall report to the Department of General Service the status of any capital project prior to the commencement of construction and at the time of acceptance of any such capital project.
6. Notwithstanding the provisions of § 2.2-4309, Code of Virginia, no approval of the Governor shall be required for contract modifications as specified therein for the pilot programs of the selected institutions of higher education referenced in paragraph 3, provided that contract modifications of such projects, including construction and architectural and engineering change orders, do not require a supplemental appropriation from the general fund or change the scope of the project;
7. Pursuant to § 4-4.01k. of this act, the Department of General Services must approve any increase or decrease in scope greater than five percent of the gross square footage of the building and any corresponding cost or savings associated with the requested scope change; and
8. The Department of General Services, acting through the Division of Engineering and Buildings, shall continue to function as the State Building Official pursuant to § 36-98.1, Code of Virginia for all capital outlay projects, excluding those at the University of Virginia Medical Center pursuant to § 23-77.4 B.1. Nothing in this section shall be deemed to relieve the institution of any reporting requirements pursuant to § 2.1-403 and § 2.1-404, Code of Virginia."

Explanation:

(This amendment establishes a pilot program to decentralize the post-appropriation capital outlay process for selected projects at four institutions. With the exception of final building inspection, institutions participating in this program will be exempted from central agency review of the project while under design and construction.)

Item 4-6.01 #1h

Positions and Employment

Employee Compensation

Language

Language:

Page 606, after line 42, insert:

"p.1. The payment of these salary amounts to positions listed in paragraphs b., c. 6. and c. 7. shall be contingent upon the adherence to reporting deadlines for fiscal analyses, plans, evaluations, or reports required by language contained in this act.

2. The Clerk of the House shall note the deadlines for the submission of such analyses, plans, evaluations, or reports required by language contained in this act and notify the Comptroller of the name and position of the responsible individual when such reporting deadline is not met. The Comptroller may withhold the payroll check for the individual until the Comptroller is notified by the Clerk that such report has been received.

3. If any required fiscal analysis, plan, evaluation, or report required by the language contained in this Act cannot be completed by the required deadline, a request for an extension of the deadline must be made in writing to the Chairman of the House Appropriations Committee and the Clerk of the House. The provisions of paragraph 2 above shall apply unless the Chairman of the Appropriations Committee and the Clerk of the House provide a written acceptance of the delay."

Explanation:

(This amendment requires the Clerk of the House to notify the Comptroller when reporting requirements required in the Appropriation Act are not met and allows the Comptroller to withhold the salary of the person responsible for the submission of the report until it is received.)

Positions and Employment

Employee Benefits

Language

Language:

Page 607, line 40, after "July 1, 2002", insert:

"and shall not apply to the Chief of the Capitol Police."

Explanation:

(This amendment allows the Chief of the Capitol Police to be a member of the Virginia Law Officers' Retirement System.)

Statewide Plans

Manpower Control Program

Language

Language:

Page 608, strike lines 45 through 47 and insert:

"2.a) The institutions of higher education shall submit information concerning salary and wage positions to the Director, Department of Human Resource Management. The Directors of the Departments of Planning and Budget and Human Resource Management, in consultation with the Executive Director of the State Council of Higher Education for Virginia, shall develop guidelines for collecting information quarterly from the institutions of higher education.

b) The information shall include, but not be limited to, the number of filled general fund and nongeneral fund positions in the educational and general, auxiliary, and sponsored research programs, as well as other pertinent information. Among faculty positions, institutions of higher education shall be required to report the number of full-time equivalent teaching and research positions, administrative positions, part-time faculty positions, and graduate teaching assistants filled within the educational and general program.

c) The data shall be used by the Director, Department of Planning and Budget, for recording employment in the state budget.

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d) The State Council of Higher Education for Virginia shall monitor trends in the data and report any substantive findings pursuant to Item 166.B.2."

Page 609, after line 14, insert:

"4. Positions assigned to educational and general programs in the institutions of higher education are for reference only and may fluctuate depending upon workload and funding availability. However, total general fund positions filled by an institution of higher education may not exceed 105 percent of the general fund positions appropriated without prior approval from the Director of the Department of Planning and Budget."

Explanation:

(This amendment is self-explanatory.)