

Revenues

Revenues

Language

Language:

Page 1, line 43, strike "\$52,808,094" and insert: "\$100,150,801"

Page 1, line 43, strike "\$172,735,009" and insert: "\$220,077,716".

Page 1, line 45, strike "\$11,189,142,626" and insert: "\$10,908,360,720".

Page 1, line 45, strike "\$22,548,649,761" and insert: "\$22,267,867,855".

Page 1, line 47, strike "\$633,125,386" and insert "\$681,335,122".

Page 1, line 47, strike "\$992,552,519" and insert "\$1,040,762,255".

Page 2, line 1, strike "\$12,342,076,106" and insert: "\$12,156,846,643".

Page 2, line 1, strike "\$24,833,905,253" and insert: "\$24,648,675,790".

Page 2, line 4, strike "\$10,973,581,918" and insert "\$10,980,081,918".

Page 2, line 5, strike "\$12,416,910,808" and insert: "\$12,540,108,828".

Page 2, line 5, strike "\$23,390,492,726" and insert: "\$23,520,190,746".

Page 2, line 9, strike "\$12,678,632,008" and insert: "\$12,685,132,008".

Page 2, line 10, strike "\$12,777,082,316" and insert: "\$12,900,280,336".

Page 2, line 10, strike "\$25,455,714,324" and insert: "\$25,585,412,344".

Page 2, line 12, strike "\$25,170,461,155" and insert: "\$25,176,961,155".

Page 2, line 12, strike "\$25,119,158,422" and insert: "\$25,057,126,979".

Page 2, line 12, strike "\$50,289,619,577" and insert: "\$50,234,088,134".

Page 2, line 44, strike "\$24,522,079,727" and insert: "\$24,335,632,691".

Page 2, line 44, strike "\$22,461,096,229" and insert: "\$22,512,939,020".

Page 2, line 44, strike "\$46,983,175,956" and insert: "\$46,848,571,711".

Page 2, line 46, strike "\$105,307,723" and insert: "\$105,594,133".

Page 2, line 46, strike "\$110,830,278" and insert: "\$111,116,688".

Page 2, line 48, strike "\$543,489,856" and insert: "\$546,687,712".

Page 2, line 48, strike "\$565,156,728" and insert: "\$568,354,584".

Page 3, line 2, strike "\$23,836,854,957" and insert: "\$23,646,923,655".

Page 3, line 2, strike "\$22,059,380,197" and insert: "\$22,111,222,988".

Page 3, line 2, strike "\$45,895,235,154" and insert: "\$45,758,146,643".

Page 3, line 8, strike "\$238,575,834" and insert: "\$237,075,834".

Page 3, line 8, strike "\$1,023,219,174" and insert: "\$1,089,074,403".

Page 3, line 8, strike "\$1,261,795,008" and insert: "\$1,326,150,237".

Page 3, line 10, strike "\$24,760,655,561" and insert: "\$24,573,145,882".

Page 3, line 10, strike "\$23,484,315,403" and insert: "\$23,976,540,028".

Page 3, line 10, strike "\$48,244,970,964" and insert: "\$48,549,685,910".

Explanation:

(This amendment shows the adjustments to revenues and appropriations in the Senate amendments to SB 29.)

Item 1 #2s

Legislative Department

General Assembly Of Virginia

Language

Language:

Page 8, after line 44, insert:

"H.1. The Chairmen of the Senate Finance, Senate Transportation, House Finance, House Appropriations, and House Transportation Committees shall each appoint two members from their respective committees to the Joint Transportation Finance Oversight Commission, in order to review and evaluate on-going transportation financing activities and develop and recommend transportation financing policies to the General Assembly and Governor. The Commission shall 1) review the biennial, six-year, and longer range transportation finance plans developed by the Commonwealth Transportation Board, Virginia Port Authority, and the Virginia Aviation Board to ensure that they are in accordance with the *Code of Virginia* and the Appropriation Act; 2) actively engage in seeking solutions to transportation funding issues in the Commonwealth by reporting to the respective standing committees; 3) recommend to the General Assembly and Governor legislative options, including a Special Session, to address issues in transportation financing; and 4) conduct such other studies and review such other transportation-related subjects as the Commission deems necessary for providing an adequate, modern, safe, and efficient transportation network in the Commonwealth.

2. The Commonwealth Transportation Board and/or the Department of Transportation shall submit, at least 45 days prior to its scheduled final adoption, the Transportation Development Plan, or any such similar statewide plan, so that the Commission can review, evaluate, and recommend proposed financial adjustments prior to its final adoption by the Board. The Board shall not act on a statewide development plan until it has received the Commission's written analysis. All transportation agencies shall submit monthly reports, beginning August 15, 2002, to

the Commission on the expended cash for the year, the anticipated remaining cash outlay for the year for all programs and activities, revenue collections to date from local, state, and federal sources, and those estimated to be received by the end of the fiscal year. The Commission shall seek support from the staff of the Senate Finance, House Appropriations, Joint Legislative Audit and Review Commission, and Division of Legislative Services. All state agencies, Boards, political subdivisions and their staffs are directed to provide technical assistance, access to information databases, and any other requested information, data, and materials to the Commission as it deems necessary."

Explanation:

(This amendment is self-explanatory.)

Item 1 #3s

Legislative Department	FY 00-01	FY 01-02	
General Assembly Of Virginia	\$0	\$135,000	GF

Language:

Page 4, line 5, strike "\$25,622,456" and insert "\$25,757,456".

Explanation:

(This amendment provides \$135,000 in the second year from the general fund for the Clerk of the Senate for unbudgeted redistricting costs.)

Item 1 #4s

Legislative Department	FY 00-01	FY 01-02	
General Assembly Of Virginia	\$0	\$151,410	GF

Language:

Page 4, line 5, strike "\$25,622,456" and insert "\$25,773,866".

Explanation:

(This amendment provides \$151,410 in the second year from the general fund for the Clerk of the Senate for increased service charges by the Department of General Services for maintenance of the Capitol and the General Assembly Building.)

Item 22.1 #1s

Legislative Department

Legislative Department Reversion
Clearing Account

Language

Language:

Page 19, line 39, following "\$953,118." insert:

"The amount of \$1,070,680 from fiscal year 2001 legislative agency balances that was reappropriated per § 4-1.06 of this Act, shall be unallotted in accordance with the report on FY 2001 Legislative Agency Balances approved by the Joint Rules Committee on December 18, 2001. Said amount shall be applied to offset the reduction contained in this item."

Explanation:

(This amendment implements a recommendation of the Joint Rules Committee.)

Item 41.1 #1s

Judicial Department

Judicial Department Reversion
Clearing Account

FY 00-01

\$0

FY 01-02

\$3,197,856 GF

Language:

Page 30, line 24, strike "\$3,197,856" and insert "\$6,395,712".

Page 30, strike lines 23-33.

Explanation:

(This amendment provides \$3,197,856 from the general fund the second year to eliminate the proposed reversion clearing account in the Judicial Department for fiscal year 2002, thereby eliminating the across-the-board, unspecified reductions of two percent in the Judicial Department in Senate Bill 29, as introduced.)

Item 55 #1s

Administration

Secretary Of Administration

Language

Language:

Page 38, strike lines 5 through 14.

Explanation:

(This amendment deletes a proposed study of the long-term care benefit previously authorized by the General Assembly. This benefit has been codified in SB 120.)

Item 55 #2s

Administration

Secretary Of Administration

Language

Language:

Page 38, after line 14, insert:

"D. The Secretary of Administration, with the assistance of the Secretary of Public Safety, the Secretary of Education and the Secretary of Finance, shall evaluate alternative steam and hot water supply sources for the Virginia School for the Deaf and the Blind at Staunton and recommend a funding source for the creation of an on-going steam and hot water production facility for the School. An interim report shall be presented to the Chairmen of the Senate Finance and House Appropriations Committees before June 1, 2002."

Explanation:

(This amendment directs the Secretary of Administration to study alternative sources of steam heat for the Virginia School for the Deaf and Blind at Staunton.)

Item 60 #1s

Administration

Compensation Board

Language

Language:

Page 40 line 11, following "62" insert "63"

Page 48, line 51, following "3" strike "the" and insert "Except as provided in Item 63.A.2, the"

Explanation:

(This amendment allows local salary supplements for Circuit Court Clerks.)

Item 61 #1s

Administration	FY 00-01	FY 01-02	
Compensation Board	\$0	(\$988,973)	GF

Language:

Page 43, line 51, strike "\$336,650,691" and insert "\$335,661,718".

Explanation:

(This amendment reduces the reimbursement to sheriffs' offices due to reduced Virginia Retirement System rates.)

Item 62 #1s

Administration	FY 00-01	FY 01-02	
Compensation Board	\$0	(\$128,440)	GF

Language:

Page 46, line 47, strike "\$47,355,462" and insert "\$47,227,022".

Explanation:

(This amendment reduces the reimbursement to Commonwealth attorneys' offices due to reduced Virginia Retirement System rates.)

Item 63 #1s

Administration	FY 00-01	FY 01-02	
Compensation Board	\$0	(\$37,315)	GF

Language:

Page 48, line 26, strike "\$42,746,806" and insert "\$42,709,491".

Explanation:

(This amendment reduces the reimbursement to circuit court clerks' offices due to reduced Virginia Retirement System rates.)

Item 66 #1s

Administration	FY 00-01	FY 01-02	
Compensation Board	\$0	(\$55,042)	GF

Language:

Page 54, line 40, strike "\$24,660,573" and insert "\$24,605,531".

Explanation:

(This amendment reduces the reimbursement to treasurers' offices due to reduced Virginia Retirement System rates.)

Item 67 #1s

Administration	FY 00-01	FY 01-02	
Compensation Board	\$0	(\$50,831)	GF

Language:

Page 56, line 4, strike "\$18,041,540" and insert "\$17,990,709".

Explanation:

(This amendment reduces the reimbursement requirement to commissioners of the revenue offices due to reduced Virginia Retirement System rates.)

Item 67.10 #1s

Administration	FY 00-01	FY 01-02	
Compensation Board	\$0	(\$1,566,791)	GF

Language:

Page 50, following line 39, insert:

"67.10 Executive Management (71300).....	\$0	(\$1,566,791)
Savings from Management Actions (71301).....	\$0	(\$1,566,791)

Fund Sources: General..... \$0 (\$1,566,791)

Authority: Discretionary Inclusion"

"67.10.

(\$1,566,791)

Fund Sources: General

(\$1,566,791)."

Explanation:

(This amendment reduces the reimbursement to locally elected constitutional officers offices due to reduced Virginia Retirement System rates.)

Item 543.07 #7s

Central Appropriations

Central Appropriations

Language

Language:

Page 430, following line 31, insert:

" The Department of Planning and Budget shall unallot \$9,452,405 from the Compensation Board's budget to reflect the negative outcome of appeal number 2 of reductions taken under EO 74.

Explanation:

(This amendment increases the FY 2002 general fund balance from the Compensation Board to reflect the negative outcome of appeal number 2 of reductions taken under EO 74.)

Item 75 #2s

Administration

Department Of General Services

Language

Language:

Page 59 line 43, following "system", strike "or fees levied upon vendors conducting business with the Commonwealth electronically"

Explanation:

(This amendment deletes proposed language that would allow the Department of General Services to charge vendor a fee to sell goods or services to the Commonwealth over the new automated purchasing system.)

Item 106 #1s

Commerce And Trade	FY 00-01	FY 01-02	
Department Of Housing And Community Development	\$0	(\$2,000,000)	NGF

Language:

Page 82, line 7, strike "\$41,706,411" and insert "\$39,706,411".

Page 82, line 45, after "and" strike "\$5,500,000" and insert "\$3,500,000".

Explanation:

(This amendment reduces the appropriation of federal TANF funds for housing programs, to more closely reflect utilization. In FY 2002, the remaining appropriation of TANF funds would be \$3,500,000. Amendments to Senate Bill 30 provide \$4,250,000 in FY 2003 and \$5,000,000 in FY 2004.)

Item 124 #3s

Commerce And Trade	FY 00-01	FY 01-02	
Virginia Economic Development Partnership	\$0	(\$7,000,000)	GF

Language:

Page 92, line 18, strike "\$28,646,229" and insert "\$21,646,229".

Page 95, strike lines 4 through 8.

Explanation:

(This amendment removes the \$7.0 million included in the Budget Bill for the Virginia Advanced Shipbuilding and Carrier Integration Center. The funds were for the Center's operations.)

Item 130 #1s

Commerce And Trade	FY 00-01	FY 01-02	
Virginia Tourism Authority	\$0	(\$500,000)	GF

Language:

Page 97, line 36, strike "\$20,536,356" and insert "\$20,036,356".

Explanation:

(This amendment removes \$500,000 of new spending from the Virginia Tourism Authority for marketing.)

Item 131 #1s

**Education: Elementary &
Secondary**

Secretary Of Education

Language

Language:

Page 104, strike lines 15 through 54.

Page 105, strike lines 1 through 3.

Page 104, after line 14 insert:

"F. 1. Consistent with the authorization provided in Section 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 of the 2002-2004 biennium, provided that the Board of Visitors shall make every effort to minimize the cost of tuition and fee increases for in-state undergraduate students. It is expected that tuition increases for undergraduate in-state students shall not be in excess of nine percent per year.

2. In setting tuition and fee increases for each of the next two fiscal years, the Boards of Visitors are directed to consider the following factors:

- a. The consumer price index.
- b. The share of cost borne by the student.
- c. Comparable tuition and fee rates at public peer institutions.
- d. The impact of tuition increases on access and the availability of student aid.
- e. The impact of a tuition increase on the composition of the institution's applicant pool.
- f. The feasibility of setting aside a portion of the tuition increase to provide additional financial aid resources, in combination with state, federal, and private

resources.

g. Maximizing other revenues by setting tuition rates for out-of-state students, graduate students and first professional students at least at market rate without adversely impacting the access of in-state students to Virginia's public colleges and universities.

3. Each institution shall communicate its policy, as approved by its Board of Visitors, to the Secretary of Education, the State Council of Higher Education, and the chairmen of the Senate Finance Committee and House Appropriations Committee by May 1, 2002."

Explanation:

(This amendment puts in place tuition policy for the 2002-2004 biennium.)

Item 133 #1s

**Education: Elementary &
Secondary**

Department Of Education, Central
Office Operations

Language

Language:

Page 107, line 52, strike "and \$100,000 the".

Page 107, line 53, strike "second year".

Explanation:

(This amendment corrects language regarding an assessment in FY 2002 of the Teacher Training Standards of Learning program to reflect the Department of Education's loss of that funding through the implementation of the current year budget reduction plan.)

Item 137 #3s

**Education: Elementary &
Secondary**

Department Of Education, Central
Office Operations

FY 00-01

FY 01-02

\$0

\$325,000 GF

Language:

Page 110, line 5, strike "\$1,920,759" and insert "\$2,245,759".
 Page 111, line 25, strike "157,500" and insert "482,500".

Explanation:

(This amendment addresses a shortfall in funding required to fully support teacher bonuses. The cost of funding the eligible teacher bonuses exceeds the current appropriation for fiscal year 2002 (70 teachers eligible for \$5,000 initial bonus, 53 teachers eligible for \$2,500 continuing bonus).)

Item 141 #1s

Education: Elementary & Secondary

FY 00-01

FY 01-02

Direct Aid To Public Education	\$0	\$42,276	GF
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Language:

Page 112, line 18, strike "\$334,621,033" and insert "\$334,663,309".
 Page 117, line 46, strike "\$733,453" and insert "\$775,729".

Explanation:

(This amendment corrects funding for the AVID programs, which were underfunded in the introduced budget.)

Item 142 #2s

Education: Elementary & Secondary

FY 00-01

FY 01-02

Direct Aid To Public Education	\$0	(\$53,000,000)	GF
	\$0	\$53,000,000	NGF

Language:

Explanation:

(This amendment uses additional Literary funds to offset the general fund support of teacher retirement. These funds are available because several school divisions decided not to use low interest loans to finance their school construction activities.)

**Education: Elementary &
Secondary**

Direct Aid To Public Education

Language

Language:

Page 140, line 25, strike "\$58,080,000" and insert "\$58,130,000".

Page 140, line 34, strike "\$58,080,000" and insert "\$58,130,000".

Page 141, after line 20, insert:

"d) Pursuant to Section 15.2-1302, Code of Virginia, and in the event that two or more school divisions became one school division, whether by consolidation of only the school divisions or by consolidation of the local governments, such resulting division shall be provided funding through this program on the basis of having the same number of school divisions as they had prior to September 30, 2000."

Explanation:

(This amendment clarifies that the technology funds are to be provided to school divisions pursuant to the provisions of Section 15.2-1302, Code of Virginia, which states that any state funds that were distributed to a locality, including a local school board, in support of a governmental program or function prior to a consolidation of such program or function or the governmental consolidation of the entities providing such programs or functions, shall continue to be distributed to the entity or entities carrying out the program or function after consolidation. Further, it states that if the consolidation results in the consolidation of constitutional officers of the entities and the consolidation of school divisions and local school boards of the entities, the state funds shall not be reduced below the amounts that would have been received by each entity from the Commonwealth for the governmental program or function computed on the premise that no consolidation occurred for a period of fifteen fiscal years following the consolidation.)

**Education: Elementary &
Secondary**

Direct Aid To Public Education

Language

Language:

Page 147, line 16, strike "adjust" and insert "adjusted".

Page 147, line 25, strike "." and insert:

"and adjusted in the following manner:

Kindergarten	100%
Grade 1	50%
Grade 2	50%
Grade 3	25%".

Explanation:

(This amendment corrects an error in the Early Reading Intervention program in the introduced budget.)

Item 143 #5s

**Education: Elementary &
Secondary**

FY 00-01

FY 01-02

Direct Aid To Public Education

\$0

(\$3,599,990) GF

Language:

Page 120, line 24, strike "\$2,549,995,255" and insert "\$2,546,395,265".

Page 127, line 20, strike "213,164,123" and insert "216,764,113".

Explanation:

(This amendment increases the state's Lottery proceeds estimates for fiscal year 2002 by \$6 million. The state normally distributes these additional proceeds based on state and local distribution of (60 percent state/40 percent local) with the local share counting against the Lottery Hold Harmless. This represents the state's share of the general fund offset to basic aid.)

Item 143 #6s

**Education: Elementary &
Secondary**

FY 00-01

FY 01-02

Direct Aid To Public Education

\$0

(\$2,326,676) GF

Language:

Amendments to Senate Bill 29

Page 120, line 24, strike "\$2,549,995,255" and insert "\$2,547,668,579".

Page 138, line 12, strike "\$67,783,172" and insert "\$65,456,496".

Explanation:

(This amendment updates the K-3 Primary Class Size Reduction account for changes to student fall membership, composite index, and fringe benefit rates.)

Item 143 #7s

**Education: Elementary &
Secondary**

FY 00-01

FY 01-02

Direct Aid To Public Education

\$0

(\$452,662) GF

Language:

Page 120, line 24, strike "\$2,549,995,255" and insert "\$2,549,542,593".

Page 133, line 19, strike "10,163,763" and insert "9,711,101".

Page 133, line 24, strike "393,836" and insert "377,238".

Page 133, line 26, strike "626,460" and insert "612,632".

Page 133, line 28, strike "30,829" and insert "30,223".

Page 133, line 35, strike "29,001" and insert "25,287".

Page 133, line 39, strike "3,534" and insert "264".

Page 133, line 41, strike "5,502,084" and insert "5,335,724".

Page 133, line 43, strike "274,594" and insert "260,539".

Page 133, line 49, strike "68,786" and insert "67,264".

Page 133, line 51, strike "87,128" and insert "52,626".

Page 133, line 53, strike "654,047" and insert "577,347".

Page 133, line 55, strike "8,250" and insert "7,699".

Page 133, line 57, strike "228,693" and insert "218,139".

Page 134, line 2, strike "51,842" and insert "49,890".

Page 134, line 4, strike "982,412" and insert "938,744".

Page 134, line 6, strike "144,512" and insert "139,250".

Page 134, line 8, strike "9,441" and insert "6,893".

Page 134, line 10, strike "35,489" and insert "33,336".

Page 134, line 12, strike "27,319" and insert "23,495".

Page 134, line 16, strike "49,767" and insert "47,613".

Page 134, line 24, strike "38,504" and insert "37,380".

Page 134, line 32, strike "42,028" and insert "41,142".

Page 134, line 38, strike "378,866" and insert "370,372".

Page 134, line 40, strike "81,987" and insert "74,909".

Amendments to Senate Bill 29

Page 134, line 42, strike "24,214" and insert "18,966".
Page 134, line 44, strike "55,043" and insert "53,715".
Page 134, line 46, strike "72,017" and insert "69,297".
Page 134, line 48, strike "72,735" and insert "66,196".
Page 134, line 56, strike "27,709" and insert "27,214".
Page 134, line 58, strike "66,351" and insert "60,588".
Page 134, line 60, strike "89,149" and insert "87,117".
Page 135, line 2, strike "7,136" and insert "0".

Explanation:

(This amendment reduces the Lottery Hold Harmless distribution in proportion to the additional Lottery proceeds available to school divisions.)

Item 143 #8s

**Education: Elementary &
Secondary**

Direct Aid To Public Education

Language

Language:

Page 139, line 38, strike "\$15,615,387" and insert "\$15,180,700".
Page 140, line 25, strike "\$58,080,000" and insert "\$58,288,000".
Page 140, line 34, strike "58,080,000" and insert "\$58,288,000".
Page 140, line 9, after "(VPSA)" insert "issued".

Explanation:

(This amendment corrects language describing the VPSA Equipment Note Program for Educational Technology.)

Item 143 #9s

**Education: Elementary &
Secondary**

FY 00-01

FY 01-02

Direct Aid To Public Education

\$0

(\$3,062,025) GF

Language:

Page 120, line 24, strike "\$2,549,995,255" and insert "\$2,546,933,230".

Explanation:

(This amendment captures projected balances in the At-Risk Four-Year-Old Program based on current participation in the program.)

Item 143 #10s

Education: Elementary & Secondary	FY 00-01	FY 01-02	
Direct Aid To Public Education	\$0	(\$740,440)	GF

Language:

Page 120, line 24, strike "\$2,549,995,255" and insert "\$2,549,254,815".

Explanation:

(This amendment captures excess funding in Basic Aid due to updating the VRS rates used in calculating support position costs.)

Item 144 #2s

Education: Elementary & Secondary	FY 00-01	FY 01-02	
Direct Aid To Public Education	\$0	\$6,000,000	GF

Language:

Page 150, line 48, strike "\$1,125,616,896" and insert "\$1,131,616,896".

Page 151, line 16, strike "355,316,896" and insert "361,316,896".

Page 151, line 21, strike "213,164,123" and insert "216,764,113".

Page 151, line 48, strike "18,006,403" and insert "20,406,413".

Page 151, line 51, strike "28.36" and insert "32.14".

Explanation:

(This amendment increases the state's Lottery proceeds estimates for fiscal year 2002 by \$6 million. The state normally distributes these additional proceeds based on a state and local distribution of (60 percent state/40 percent local) with the local share counting against the Lottery Hold Harmless.)

**Education: Elementary &
Secondary**

Direct Aid To Public Education

Language

Language:

Page 150, after line 44, insert:

"d. Pursuant to Section 15.2-1302, Code of Virginia, and in the event that two or more school divisions became one school division, whether by consolidation of only the school divisions or by consolidation of the local governments, such resulting division shall be paid School Construction Grant payments on the basis of having the same number of school divisions as they had prior to September 30, 2000."

Explanation:

(This amendment clarifies that School Construction Grants are to be provided to school divisions pursuant to the provisions of Section 15.2-1302, Code of Virginia, which states that any state funds that were distributed to a locality, including a local school board, in support of a governmental program or function prior to a consolidation of such program or function or the governmental consolidation of the entities providing such programs or functions, shall continue to be distributed to the entity or entities carrying out the program or function after consolidation. Further, it states that if the consolidation results in the consolidation of constitutional officers of the entities and the consolidation of school divisions and local school boards of the entities, the state funds shall not be reduced below the amounts that would have been received by each entity from the Commonwealth for the governmental program or function computed on the premise that no consolidation occurred for a period of fifteen fiscal years following the consolidation.)

**Education: Elementary &
Secondary**

Direct Aid To Public Education

FY 00-01

FY 01-02

\$0

\$29,867 GF

Language:

Page 153, line 15, strike "\$10,855,709" and insert "\$10,885,576".

Explanation:

(This amendment corrects the Governor's School funding for FY 2002.)

Item 160 #1s

Education: Higher Education

State Council Of Higher Education
For Virginia

Language

Language:

Page 160, line 35, after "students." insert:

"A balance from the program in the amount of \$224,573 shall be unallotted and reverted to the general fund by June 30, 2002."

Explanation:

(This amendment captures a balance in the TAG program carried-forward from FY 2001.)

Item 161 #1s

Education: Higher Education

State Council Of Higher Education
For Virginia

FY 00-01

\$0

FY 01-02

(\$1,050,000) GF

Language:

Page 162, line 25, strike "\$11,883,024" and insert "\$10,833,024".

Page 164, strike lines 7 through 11 and insert:

1. An appropriation of \$1,050,000 from the general fund representing the FY 2002 state match associated with the Gaining Early Awareness and Readiness for Undergraduate Programs (GEAR UP) Grant shall be made available after July 1, 2002."

Explanation:

(This amendment moves the states FY 2002 GEAR UP grant into FY 2003. A companion amendment to SB 30 provides the grant match amount for both FY 02 and FY 03 in the first year of the 2002-2004 biennium.)

Item 248 #1s

Education: Higher Education	FY 00-01	FY 01-02	
Cooperative Extension And Agricultural Research Services	\$0	(\$878,471)	GF

Language:

Page 220, line 32, strike "\$6,804,323" and insert "\$5,925,852".

Explanation:

(This amendment removes additional funding provided for the state match for federal cooperative extension funding. Federal law requires a match of 50 percent; the Commonwealth currently matches in excess of 80 percent.)

Item 257 #1s

Education: Other	FY 00-01	FY 01-02	
The Science Museum Of Virginia	\$0	\$450,000	GF

Language:

Page 226, line 29, strike "\$9,048,485" and insert "\$9,498,485".

Explanation:

(This amendment provides funds to support the operation and maintenance of new space at the Science Museum of Virginia that opened in 2000. The costs to maintain and staff the new space were underestimated, and have not been adequately addressed in the museum's operating budget.)

Item 280 #1s

Finance

Department Of Taxation

Language

Language:

Page 242, after line 8, insert:

"By June 30, 2002, the Department of Taxation shall assume the staffing and

responsibility for the revenue forecasting of the Commonwealth Transportation Funds, including the DMV Special Fund, as provided in §2.2-1503 of the Code of Virginia. The Director of the Department of Planning and Budget shall effectuate the transfer of three full-time equivalent positions and sufficient funding to ensure the successful consolidation of this function.

Explanation:

(This amendment consolidates the revenue forecasting process and staffing into one unit at the Department of Taxation. Currently, both the Tax Department and the Department of Motor Vehicles have revenue forecasting staff and processes.)

Item 281 #1s

Finance

Department Of Taxation

Language

Language:

Page 244, strike lines 1 through 45.

Page 244, line 1, insert:

"H.1. Notwithstanding the provisions of § 58.1-615, Code of Virginia, every dealer, as defined by §58.1-612, Code of Virginia, or direct payment permit holder pursuant to §58.1-624, Code of Virginia, with taxable sales and purchases of \$1.3 million or greater for the period July 1, 2000, to June 30, 2001, shall be required to make a payment equal to 90 percent of the sales and use tax liability for June 2001 as the estimated amount of sales and use tax liability for the month of June 2002. Such tax payments shall be made on or before the 30th day of June, 2002, if payment is made by electronic funds transfer, as defined in § 58.1-202.1, Code of Virginia. If payment is made by other than electronic funds transfer, such payment shall be made on or before the 25th day of June, 2002. Payments under this paragraph shall be made in accordance with procedures established by the Tax Commissioner and shall be considered general fund revenue. For purposes of this provision, taxable sales or purchases shall be computed without regard to the number of certificates of registration held by the dealer. Every dealer or direct payment permit holder shall be entitled to a credit for the payment under this paragraph on the June 2002 return due July 20, 2002. In addition, the distribution of the payment to revenue code 01088 by the Comptroller shall also occur after the return has been filed. The provisions of this section shall not apply to persons who are required to file only a Form ST-7, Consumer User Tax Return.

2. In lieu of the penalties provided in §58.1-635, Code of Virginia, except with respect to fraudulent returns, failure to make a timely payment or full payment of the sales and use tax liability as provided in paragraph 1 above shall subject the dealer or direct payment permit holder to a penalty of six percent of the amount of the tax underpayment that should have been properly paid to the Tax Commissioner. Interest will accrue as provided in §58.1-15, Code of Virginia. The payment required by paragraph 1 above shall become delinquent on the first day following the due date set forth in paragraph 1, if not paid.

3. Notwithstanding any provision of law, any cash balance resulting from such collections shall not be subject to reporting as reservations or designations of fund balance of the General Fund, or liabilities of the General Fund, as of June 30 for purposes of cash basis financial reporting as reflected in the Comptroller's annual financial report presented in accordance with §2.2-813 of the Code of Virginia.

4. It is the intent of the General Assembly that the payment requirement contained herein be phased out beginning in Fiscal Year 2006. The payment amount for June 2006 should be reduced to 85 percent of the sales and purchases for the previous June and the payment amount should continue to be reduced until fully eliminated not later than June 2012."

Explanation:

(This amendment modifies the acceleration of the collection of sales and use tax and eliminates the acceleration of withholding tax revenue.)

Item 281 #3s

Finance

Department Of Taxation

Language

Language:

Page 244, after line 45, insert:

"J.1. Notwithstanding Chapter 35.1 of Title 58.1 and in accordance with §58.1-202 of the Code of Virginia, it is the intent of the General Assembly that the administration and execution of the Personal Property Tax Relief Act shall be conducted by the Department of Taxation beginning no later than January 1, 2003. Prior to June 30, 2002, the Department of Taxation and the Department of Motor Vehicles shall

develop a migration plan that will transfer the administration of the Act, including any changes necessary in the *Code of Virginia* to facilitate the transfer. The Director of the Department of Planning and Budget shall transfer the required positions and funding to effectuate this purpose.

2. Further, the plan shall include the establishment of an audit unit that will identify those individuals who have received personal property tax relief for vehicles that do not meet the "Used for nonbusiness purposes" criteria as defined in §58.1-3523 of the *Code of Virginia*. The plan will also recommend uniform procedures and processes for certifying the "used for nonbusiness purposes" criteria by vehicle owners. The Department of Motor Vehicles, the Department of Accounts and all local Treasurers, Commissioners of the Revenue and Directors of Finance, or officials acting in that capacity, shall cooperate with the Department and shall provide all information and assistance necessary, upon request, to fulfill this responsibility."

Explanation:

(This amendment begins the process of changing the administration of the PPTRA to the Department of Taxation. Section 58.1-202 of the *Code* outlines the duties and powers of the Tax Commissioner including the "supervision of all tax laws of the Commonwealth.")

Item 318 #1s

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 281, after line 38, insert:

"C. Every eligible child applying for health insurance as provided for in Title 32.1, Chapter 13, Code of Virginia, shall be enrolled and served in the program. To the extent that appropriations in this item are insufficient, the Director of the Department of Planning and Budget shall transfer general fund appropriations from Item 325 into this item, to be used as state match for federal Title XXI funds."

Explanation:

(This amendment ensures that adequate funding would be available for enrollment of eligible children in Virginia's new health insurance program for poor children (FAMIS). If funding provided in this item were insufficient, state funds could be

transferred from the Medicaid program in Item 325 to be used as state match for federal Title XXI funds provided for FAMIS.)

Item 322 #1s

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 295, after line 7, insert:

"D. Notwithstanding §32.1-347(D), Code of Virginia, any general fund balances in the State and Local Hospitalization Program shall be deposited in the state treasury on or before June 30, 2002."

Explanation:

(This amendment allows transfer of unexpended state funding at the end of FY 2002, estimated at \$657,139, to be transferred into the general fund as part of across the board budget reduction strategies for the Department of Medical Assistance Services.)

Item 323 #1s

Health And Human Resources

Department Of Mental Health,
Mental Retardation And Substance
Abuse Services

Language

Language:

Page 298, after line 52, insert:

"Q. The Department of Mental Health, Mental Retardation, and Substance Abuse Services shall ensure equal and unrestricted access to new atypical, anti-psychotic medications funded in this item."

Explanation:

(This amendment is self-explanatory.)

Item 323 #2s

Health And Human Resources

Department Of Mental Health,
Mental Retardation And Substance
Abuse Services

Language

Language:

Page 297, line 16, after "Services" insert ", the Department of Juvenile Justice".

Page 297, line 22, after "children" insert ", including juvenile offenders,".

Page 297, line 23, after "health" insert ", substance abuse,".

Page 297, line 28, after "improvement." insert:

"The Department of Mental Health, Mental Retardation, and Substance Abuse Services shall report the plan to the Chairmen of the Senate Finance and House Appropriations Committees by June 30, 2002."

Explanation:

(This amendment requires that the plan for services for mentally disabled children include juvenile offenders. The amendment also establishes a reporting requirement.)

Item 381 #1s

Health And Human Resources

Department Of Social Services

FY 00-01

\$0

FY 01-02

\$3,000,000 NGF

Language:

Page 319, line 46, strike "\$121,703,047" and insert "\$124,703,047".

Explanation:

(This amendment appropriates additional federal TANF funds, as a contingency for growth in welfare caseloads above levels forecasted by the Department of Planning and Budget in November 2001.)

Item 409 #1s

Natural Resources

Department Of Conservation And
Recreation

FY 00-01

\$0

FY 01-02

\$444,243 NGF

Language:

Page 340, line 33, strike "\$20,932,116" and insert "\$21,376,359".

Page 342, after line 53, insert:

"L. Out of the appropriation for Land Management, \$444,243 the second 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 \$444,243 in special funds to implement the almost 70 spending recommendations made by the Chesapeake Bay Restoration Fund Advisory Committee.)

Item 412 #2s

Natural Resources

Department Of Environmental
Quality

Language

Language:

Page 347, after line 21, insert:

"C. The State Air Pollution Control Board may promulgate emergency regulations to implement an emissions control program to achieve and maintain the National Ambient Air Quality Standards established by the United States Environmental Protection Agency, under the federal Clean Air Act."

Explanation:

(This amendment provides additional time to review the Commonwealth's plan to achieve and maintain the National Ambient Air Quality Standards established by the United States Environmental Protection Agency. It also allows the Commonwealth to meet the July 1, 2002, deadline set by the United States Environmental Protection Agency with respect to this plan.)

Item 420 #1s

Natural Resources

Department Of Game And Inland

Language

Fisheries

Language:

Page 352, after line 49, insert:

"C. It is the intent of the General Assembly that the repayment of a Treasury Loan authorized in Item C-108.10 of Chapter 1072, 2000 Acts of Assembly, for the acquisition of the Big Survey property in Wythe County begin in FY 2005."

Explanation:

(This amendment delays until the 2004-2006 biennium the repayment to the state treasury of a loan made to the department for the purchase of the Big Survey property in Wythe County. There is a companion amendment in SB 30.)

Item 421 #1s

Natural Resources

Department Of Game And Inland
Fisheries

Language

Language:

Page 353, line 11, before "Out", insert "A".

Page 353, after line 16, insert:

"B. The Department shall prepare an analysis comparing the revenue derived from boat registration fees to the costs of implementing the programs and activities authorized under the state's Boating Laws. If the costs exceed the revenues, the Board of Game and Inland Fisheries, at its discretion, is authorized to increase motorboat registration fees by an amount not to exceed nine dollars per certificate."

Explanation:

(This amendment permits the Board of Game and Inland Fisheries to increase boat registration fees, at the Board's discretion, if the department determines that the costs to implement Virginia's Boating Laws exceed the fees.)

Item 430 #1s

Public Safety

Secretary Of Public Safety

Language

Language:

Page 360, after line 3, insert:

"C. Before June 1, 2002, the Secretary of Public Safety shall prepare a plan for the best utilization of the facility in Culpeper County now operated by the Department of Juvenile Justice. Before any plan to change the current utilization of the facility is implemented, it must be approved by the Governor and communicated to the General Assembly."

Explanation:

(This amendment is self-explanatory.)

Item 433 #1s

Public Safety

Department Of Alcoholic Beverage
Control

Language

Language:

Page 361, line 3, insert "A."

Page 361, following line 23, insert:

"B. The Department of Alcoholic Beverage Control shall effect an Executive Management Savings of \$200,000 in fiscal year 2002."

Explanation:

(This amendment provides for an Executive Management Savings of \$200,000 in fiscal year 2002 from Enterprise Funds. A companion amendment to § 3-1.01 transfers this savings to the general fund.)

Item 467 #3s

Public Safety

Department Of Criminal Justice
Services

FY 00-01

FY 01-02

\$0

(\$5,591,909) GF

Language:

Page 380, line 28, strike "\$178,348,673" and insert "\$172,756,764".

Page 380, line 37, strike "173,038,321" and insert "167,446,412".

Explanation:

(This amendment adjusts the appropriation for state aid to localities with police departments (HB 599) to reflect the revised forecast of general fund revenues for fiscal year 2002).

Item 479 #1s

Public Safety	FY 00-01	FY 01-02	
Department Of Juvenile Justice	\$0	(\$2,901,806)	GF

Language:

Page 385, line 44, strike "\$62,042,273" and insert "\$59,140,467".

Explanation:

(This amendment removes unnecessary reappropriated balances within this program. These funds were not needed for localities due to the delayed opening of several new juvenile detention facilities.)

Item 491 #1s

Public Safety

Department Of State Police

Language

Language:

Page 391, line 57, strike "3." and insert "4."

Page 391, after line 56, insert:

"3. The Department of State Police is authorized to conduct negotiations with potential vendor(s) and shall, based upon the outcome of such negotiations, report to the Governor and the General Assembly the expected funding requirements for the implementation of a statewide-shared land mobile radio system."

Explanation:

(This amendment directs the Department of State Police to negotiate with potential vendors to determine the funding requirements of a statewide radio system, and report the funding requirements to the Governor and General Assembly.)

Transportation

Secretary Of Transportation

Language

Language:

Page 404, line 11, after "C.", insert "1."

Page 404, after line 24, insert:

"2. The Secretary of Transportation shall report, on or before June 30, 2002, to the Governor and the Secretary of Finance on the most recent transportation revenue estimates and collections, and provide a plan that addresses adjustments to the Department of Transportation's highway system acquisition and construction program and highway system maintenance program, as well as any possible changes that may affect any of the Department of Transportation's funding levels, or any other agency's appropriation under the Secretary of Transportation, based on revised transportation revenue estimates. The Secretary of Transportation shall inform the Chairmen of the House Appropriations and the Senate Finance Committees of the details of this report."

Explanation:

(This amendment requires the Secretary of Transportation to report the most recent transportation revenue estimates and provide a plan to adjust appropriations for transportation programs according to the revised revenue estimates.)

Transportation

Secretary Of Transportation

Language

Language:

Page 405, strike line 56 through line 61.

Page 406, strike line 1 through line 4.

Explanation:

(This amendment deletes the internship and scholarship program for civil engineering students.)

Transportation

Secretary Of Transportation

Language

Language:

Page 403, strike lines 51-56.

Page 404, strike lines 1-10.

Explanation:

(This amendment strikes language authorizing the Secretary to loan DMV \$2 million from other funding sources within transportation.)

Item 506 #4s

Transportation

Secretary Of Transportation

Language

Language:

Page 404, line 41, after "E." insert "(1)".

Page 405, after line 11, insert:

"2. The General Assembly supports the development and deployment of this technology. The Secretary of Transportation is encouraged to facilitate its development to the extent practicable."

Explanation:

(This amendment reaffirms the General Assembly's support of magnetic levitation technology.)

Item 506 #5s

Transportation

Secretary Of Transportation

Language

Language:

Page 405, line 42, strike "March" and insert "April".

Page 405, line 46, after "the" insert "total and fiscal year to date".

Page 405, line 49, strike "FY 2001".

Explanation:

Amendments to Senate Bill 29

(This amendment changes the reporting date for the Virginia Transportation Act from March 1 to April 1; clarifies expenditure data to be reported, and requires the tentative Virginia Transportation Development Plan to be submitted for review and written comment.)

Item 506.10 #1s

Transportation	FY 00-01	FY 01-02	
Secretary Of Transportation	\$0	(\$15,518)	NGF

Language:

Page 406, following line 4, insert:

"506.10. Executive Management (71300)	\$0	(\$15,518)	
Fund Sources: Commonwealth Transportation	\$0	(\$15,518)."	
"Savings from Management Actions (71301).....		(\$15,518)	
Fund Sources: Commonwealth Transportation		(\$15,518)	
Authority: Discretionary Inclusion			

Explanation:

(This amendment identifies a 3 percent management savings from the Secretary of Transportation's Office. A companion amendment in Part 3 transfers the savings to the general fund.)

Item 509 #1s

Transportation	FY 00-01	FY 01-02	
Department Of Aviation	\$0	(\$50,099)	GF

Language:

Page 406, line 19, strike "\$2,171,631" and insert "\$2,121,532".
Page 406, line 20, strike "\$1,877,254" and insert "\$1,827,155".

Explanation:

(This amendment eliminates general fund support for the state planes.)

Item 511 #1s

Transportation

Department Of Aviation

Language

Language:

Page 407, line 51, strike "\$15,000,000," and insert "\$6,600,000,".

Page 408, line 2, after "2003." insert:

"The total state monies, past and future, expended for capital improvements, temporary or permanent, at Newport News/Williamsburg International Airport in connection with this project shall not exceed \$15,000,000."

Page 408, line 3, after "addition," strike the rest of the line.

Page 408, line 4, strike "Virginia,".

Page 408, line 6, after "the" insert "annual allocations made to the Newport News/Williamsburg International Airport from the".

Page 408, line 6, strike "prior to".

Page 408, line 7, strike "any distribution".

Page 408, line 7, strike "from".

Page 408, line 8, strike line 8 and insert "pursuant to §58.1-638(A)(3)(a)(b), Code of Virginia.".

Explanation:

(This amendment reduces the tax-supported debt authorization for the Aviation World's Fair project to \$6.6 million. It also requires that the debt service payments be paid from the Newport News/Williamsburg International Airport's discretionary and formula allocations.)

Item 511.10 #1s

Transportation

Department Of Aviation

FY 00-01

FY 01-02

\$0

(\$21,680) NGF

Language:

Page 408, following line 8, insert:

"511.10. Executive Management (71300)

\$0

(\$21,680)

Fund Sources: Commonwealth

\$0

(\$21,680)."

Transportation

Savings from Management Actions (71301)..... (\$21,680)

Fund Sources: Commonwealth Transportation (\$21,680)

Authority: Discretionary Inclusion

Explanation:

(This amendment identifies a 3 percent management savings. A companion amendment in Part 3 transfers the savings to the general fund.)

Item 514 #2s

Transportation

Department Of Motor Vehicles

Language

Language:

Page 408, line 39, insert "A." at the beginning of the line.

Page 408, after line 48, insert:

"B. The Department of Motor Vehicles shall raise the Motor Vehicles records fee by two dollars per transaction.

C. Notwithstanding the provisions of Article 7 of Chapter 6 of Title 46.2 of the Code of Virginia, the Department of Motor Vehicles shall increase the state motor vehicle registration fee by two dollars.

D. Furthermore, the provisions of §46.2-216.3 and §46.2-697.1 of the Code of Virginia shall no longer be applied. "

Explanation:

(This amendment raises motor vehicles records and registration fees and eliminates administrative discounts on fees administered by DMV.)

Item 516.10 #1s

Transportation

Department Of Motor Vehicles

FY 00-01

\$0

FY 01-02

(\$1,204,796) NGF

Language:

Department of Rail and Public Transportation may develop a program to assist mass transit properties in financing agreements, not to exceed five years, to acquire new transit vehicles and equipment. By November 1, 2002, the Department of Rail and Public Transportation shall report to the Chairmen of the House Appropriations and Senate Finance Committees on the implementation of any such proposed program. Payments for such financings shall come from the capital assistance program. The program's funding requirement in any fiscal year shall not exceed the federal funding allocated to the program and may include interest rate subsidies. The program shall be revolving and may be administered by a third-party vendor.

Explanation:

(This amendment identifies the federal highway funding dedicated to mass transit capital assistance in FY 02. It further provides that the Department of Rail and Public Transportation and the Department of the Treasury can develop a program to assist mass transit properties statewide with the financing of their capital needs.)

	Item 520.10 #1s	
Transportation	FY 00-01	FY 01-02
Department Of Rail And Public Transportation	\$0	(\$14,735) NGF

Language:

"520.10. Executive Management (71300)	\$0	(\$14,735)
Fund Sources: Commonwealth Transportation	\$0	(\$14,735)."
Savings from Management Actions (71301).....		(\$14,735)
Fund Sources: Commonwealth Transportation		(\$14,735)

Authority: Discretionary Inclusion

Included within these savings are the elimination of the at-will deputy director position and funding for the Northern Virginia office space. On or after April 25, 2002, no agency of the Commonwealth shall employ, or continue to employ any person whose position is exempt from Title 2.2, Chapter 29, Code of Virginia, the Personnel Act, pursuant to "§2.2-2905.20, Code of Virginia. Persons currently employed in such

positions shall be provided four weeks salary as a severance benefit. No such person shall be reemployed in a classified position without first making application for such position in a competitive process open to all qualified individuals."

Explanation:

(This amendment identifies a 3 percent management savings. A companion amendment in Part 3 transfers the savings to the general fund.)

Item 521 #1s

Transportation

Department Of Transportation

Language

Language:

Page 413, unstrike lines 25-33.

Page 413, line 29, strike "2001" and insert "2002".

Page 413, line 32, strike "2001" and insert "2002".

Explanation:

(This amendment restores language to limit increased funding to administrative programs at VDOT.)

Item 521 #2s

Transportation

Department Of Transportation

Language

Language:

Page 413, line 57, after "I" insert "(a)".

Page 414, after line 6, insert:

"(b). The Department shall also procure professional services, as defined in §11-37, Code of Virginia, in accordance with the Virginia Public Procurement Act (§11-35 et seq.). However, when professional services are needed, VDOT shall prepare, prior to the receipt of the Request for Proposals, an estimate of the cost of the services required. These estimates shall be utilized in the course of negotiations to arrive at a fair and reasonable price for the contract. Negotiations with the offerors deemed to be fully qualified and experienced, in the order of preference, may be conducted until a contract that offers the best value to the Commonwealth is awarded.

(c). The Department shall complete a review of its existing list of materials approved for use in construction and maintenance of Virginia roadways by August 15, 2002, to identify those types, classes or grades where more materials might be added to the list and provide the justification for its sole source providers to the Secretary of Transportation for transmittal to the Governor."

Explanation:

(This amendment allows VDOT to negotiate professional service contracts and to review its existing list of materials to ensure that the best value for the Commonwealth is obtained, particularly in the current period of revenue and cash shortfalls.)

Item 521 #3s

Transportation

Department Of Transportation

Language

Language:

Page 413, strike lines 34 through 47.

Explanation:

(This amendment eliminates language regarding a civil engineering scholarship program. A companion amendment strikes language in Item 506.)

Item 525 #1s

Transportation

Department Of Transportation

Language

Language:

Page 419, line 13, after "include" insert ":".

Page 419, strike all of line 14 and insert:

"

Bristol District FY 2003 secondary system projects on the counties' lists prepared pursuant to §33.1-70.01 with funding allocated to such counties pursuant to §33.1-23.4 \$9,664,623

Bristol District FY 2003 urban system projects as funded pursuant to §33.1-23.3 and listed in the Virginia Transportation Development Plan \$2,188,000

Culpeper District FY 2003 secondary system projects on the counties' lists prepared pursuant to §33.1-70.01 with funding allocated to such counties pursuant to §33.1-23.4 \$6,664,934

Amendments to Senate Bill 29

Culpeper District FY 2003 urban system projects as funded pursuant to §33.1-23.3 and listed in the Virginia Transportation Development Plan	\$1,588,000
Fredericksburg District FY 2003 secondary system projects on the counties' lists prepared pursuant to §33.1-70.01 with funding allocated to such counties pursuant to §33.1-23.4	\$7,059,849
Fredericksburg District FY 2003 urban system projects as funded pursuant to §33.1-23.3 and listed in the Virginia Transportation Development Plan	\$510,000
Hampton Roads District FY 2003 secondary system projects on the counties' lists prepared pursuant to §33.1-70.01 with funding allocated to such counties pursuant to §33.1-23.4	\$5,435,572
Hampton Roads District FY 2003 urban system projects as funded pursuant to §33.1-23.3 and listed in the Virginia Transportation Development Plan	\$37,723,000
Lynchburg District FY 2003 secondary system projects on the counties' lists prepared pursuant to §33.1-70.01 with funding allocated to such counties pursuant to §33.1-23.4	\$8,113,137
Lynchburg District FY 2003 urban system projects as funded pursuant to §33.1-23.3 and listed in the Virginia Transportation Development Plan	\$9,931,000
Northern Virginia District FY 2003 secondary system projects on the counties' lists prepared pursuant to §33.1-70.01 with funding allocated to such counties pursuant to §33.1-23.4	\$22,844,575
Northern Virginia District FY 2003 urban system projects as funded pursuant to §33.1-23.3 and listed in the Virginia Transportation Development Plan	\$6,754,000
Richmond District FY 2003 secondary system projects on the counties' lists prepared pursuant to §33.1-70.01 with funding allocated to such counties pursuant to §33.1-23.4	\$14,239,779
Richmond District FY 2003 urban system projects as funded pursuant to §33.1-23.3 and listed in the Virginia Transportation Development Plan	\$8,279,000
Route 288	
Salem District FY 2003 secondary system projects on the counties' lists prepared pursuant to §33.1-70.01 with funding allocated to such counties pursuant to §33.1-23.4	\$9,411,769
Salem District FY 2003 urban system projects as funded pursuant to §33.1-23.3 and listed in the Virginia Transportation Development Plan	\$8,154,000
Staunton District FY 2003 secondary system projects on the counties' lists prepared pursuant to §33.1-70.01 with funding allocated to such counties pursuant to §33.1-23.4	\$7,766,967
Staunton District FY 2003 urban system projects as funded pursuant to §33.1-23.3 and listed in the Virginia Transportation Development Plan	\$4,517,000
FY 2003 Highway Construction Projects listed in the Virginia Transportation Development Fund and as funded pursuant to §33.1-23.1B	\$317,000,000

Page 419, strike lines 15 through 21.

Page 419, line 22, strike "1,000,000."

Page 419, strike lines 27 through 33.

Explanation:

(This amendment provides flexibility in the use of FRAN proceeds for secondary and urban projects in FY 2003, Route 288, and for FY 2003 highway construction projects funded on the interstate, secondary, urban, and primary systems.)

Item 525 #2s

Transportation	FY 00-01	FY 01-02	
Department Of Transportation	\$0	(\$15,752,000)	GF

Language:

Page 414, line 37, strike "\$1,399,011,951" and insert "\$1,383,259,951".

Page 414, line 51, strike "\$60,752,000" and insert "\$45,000,000".

Page 419, after line 33, insert:

"3. In accordance with the provisions of §1 of the fourth enactment of Chapters 1019 and 1044 of the Acts of Assembly of 2000, as amended within this paragraph, \$16,425,038 in the first year shall be appropriated to the mass transit assistance program for a statewide new transit vehicle and equipment program to be administered by the Department of Rail and Public Transportation.

4. In accordance with the provisions of §5 of the fourth enactment of Chapters 1019 and 1044 of the Acts of Assembly of 2000, as amended within this paragraph, \$2,000,000 in the first year shall be appropriated to the water transportation planning program administered by the Virginia Port Authority. From these appropriations, \$1,500,000 the first fiscal year shall be used for matching funds required by the Water Resources Development Act of 1986 (Public Law 99-262), as amended, for a study of the eastward expansion of the federally owned Craney Island Dredged Material Management Area. In addition, from these appropriations, \$500,000 in the first fiscal year shall be used to begin the dredging of the inbound channel of the Norfolk Harbor Channel.

5. Notwithstanding the provisions of §6 of the fourth enactment of Chapters 1019 and 1044 of the Acts of Assembly of 2000, no general funds shall be appropriated in the second year for specified highway projects around the Commonwealth. The remaining VTA general funds for FY 2002 were eliminated in SB 30."

Explanation:

(This amendment removes the general fund appropriations for highway construction, mass transit, and ports in FY 2002.)

Item 525 #3s

Transportation

Department Of Transportation

Language

Language:

Page 416, line 22, after "debt." insert:

"The fund balance in the Route 58 Corridor Development Fund not required for debt service payments shall be used to complete, on a pay-as-you-go basis to the extent possible, the corridor from Abingdon to Damascus, Ben Hur to Pennington Gap; the Independence, Danville, Clarksville, and Stuart Bypasses; the Taylor's Valley section and the gap west of Jonesville; and the corridor from the town of Stuart to its intersection with I-77 in Carroll County."

Explanation:

(This amendment specifies which components of the U.S. Route 58 Corridor Development Program should be funded with available fund balances.)

Item 525 #4s

Transportation

Department Of Transportation

Language

Language:

Page 415, line 29, after "C." insert "1." .

Page 415, line 43, after "bonds" insert "(the Series 1992 Bonds")

Page 415, line 47, strike "bonds" and insert ""Series 1992 Bonds"."

Page 415, after line 49, insert:

"2. On and after the full defeasance of the "Series 1992 Bonds", there is hereby appropriated for payment immediately upon receipt to the Route 28 Freeway Association (the "Association"), or a bond trustee selected by the Association, a sum sufficient equal to the special tax revenues collected by the Counties of Fairfax and Loudoun (the "Counties") within the State Route 28 Highway Transportation

Improvement District and paid to the Commonwealth Transportation Board by or on behalf of the State Route 28 Highway Transportation Improvement District Commission (the "District Commission") pursuant to §15.2-4600 et. seq., Code of Virginia, and a contract (the "District Contract") between the Commonwealth Transportation Board and the District Commission."

Explanation:

(This amendment is to ensure that locally-derived special tax revenues will be appropriated to pay Association administrative expenses, to secure, and to provide for the payment of debt service on up to \$400,000,000 of Association bonds for the new Route 28 Public Private Transportation Act proposal pursuant to a contract between the Association and the Commonwealth Transportation Board. These new bonds will also refinance existing Route 28 improvement bonds.)

Item 525 #5s

Transportation

Department Of Transportation

Language

Language:

Page 420, strike line 7, and insert "transportation infrastructure components associated with the".

Page 420, line 10, after "commitments" insert "by the Department".

Page 420, line 10, after "may" insert "not".

Page 420, line 10, after "exceed", strike "\$40,000,000" and insert "\$33,249,005 in total spending, including prior expenditures for this purpose".

Page 420, line 10, strike "but".

Page 420, strike line 11.

Page 420, line 12, strike "plan".

Explanation:

(This amendment limits VDOT's financial commitment to the National Airport and Space Museum extension at Dulles to \$33,249,005, including prior expenditures. The proposed budget would have required VDOT to fund all the commitment. The memorandum of understanding originally limited the funding to \$40,000,000 but this language would have moved that restriction. The project is also to receive \$9.8 million in VPBA bonds.)

Item 525 #6s

Transportation

Department Of Transportation

Language

Language:

Page 420, after line 13, insert:

"P. From the unallocated and unexpended balances in the Bristol District's transportation enhancement program, \$250,000 shall be allocated by the Commonwealth Transportation Board to the renovation of the Bristol Train Station."

Explanation:

(This amendment provides a portion of Bristol District's enhancement program funding to the Bristol Train Station renovation. The train station will serve as a stop for the Trans Dominion Express.)

Item 526 #1s

Transportation

Department Of Transportation

Language

Language:

Page 420, line 20, before "Out", insert "A."

Page 420, after line 24, insert:

"B. The Department shall report to the General Assembly by June 30, 2002 on the status of the logo program and the fees currently assessed on businesses for inclusion on the signs. The Department shall include in its report options for fee differentials based on vehicle counts, type of roadway, and any other factors that impact the number of persons viewing such signs."

Explanation:

(This amendment is self-explanatory.)

Item 536.10 #1s

Transportation

FY 00-01

FY 01-02

Amendments to Senate Bill 29

Motor Vehicle Dealer Board \$0 (\$49,301) NGF

Language:

Page 422, following line 32, insert:

"536.10. Executive Management \$0 (\$49,301)
Fund Sources: Commonwealth \$0 (\$49,301)."
Transportation

Savings from Management Actions (71301)..... (\$49,301)

Fund Sources: Commonwealth Transportation (\$49,301)

Authority: Discretionary Inclusion

Explanation:

(This amendment identifies a 3 percent management savings. A companion amendment in Part 3 transfers the savings to the general fund.)

Item 538 #1s

Transportation

Virginia Port Authority

Language

Language:

Page 423, line 35, strike "\$131,000,000" and insert "\$135,000,000".

Page 423, line 38, after "equipment", insert:

", the purchase of fireboats for the Norfolk Harbor, the purchase of the Physical Oceanographic Real-Time System, and other equipment required to enhance the security and protection of the port properties. Prior to the issuance of these bonds, the Governor shall provide approval based on the most recent estimates of transportation revenues and project timelines."

Explanation:

(This amendment increases the bond issue by \$4.0 million to provide funding for terrorism-related equipment. It also provides the Governor with final approval on the issuance of port bonds based on the most recent transportation revenue estimates and project timelines.)

Item 543.07 #2s

Central Appropriations	FY 00-01	FY 01-02	
Central Appropriations	\$0	(\$28,836,891)	GF

Language:

Page 430, line 16, strike "\$57,236,460" and insert "\$86,073,351".

Page 430 line 19 strike "57,236,460" and insert "\$86,073,351".

Page 430 line 24, strike "two percent (2%)" and insert "three percent (3%)".

Explanation:

(This amendment increases the reduction to executive branch agency general fund budgets from two percent to three percent.)

Item 543.07 #4s

Central Appropriations	FY 00-01	FY 01-02	
Central Appropriations	\$0	\$99,781	GF

Language:

Page 430, line 16, strike "\$57,236,460" and insert "\$57,136,679".

Page 430, line 19, strike "\$57,236,460" and insert "\$57,136,679".

Page 430, line 19, before "To" insert "A.".

Page 430, following line 31, insert:

"B. In implementing reductions contained in this item, the amounts appropriated in Items 156, 157, 158 and 159 of this act for the Virginia School for the Deaf, Blind and Multi-Disabled at Hampton and the Virginia School for the Deaf and the Blind at Staunton shall not be reduced."

Explanation:

(This amendment restores cuts for the Virginia School for the Deaf, Blind and Multi-Disabled at Hampton and the Virginia School for the Deaf and the Blind at Staunton, in recognition of the specific nature of the education provided at these schools and in keeping with the exemption of Direct Aid to Public Education from across-the-board cuts.)

Item 543.07 #5s

Central Appropriations	FY 00-01	FY 01-02	
Central Appropriations	\$0	(\$1,324,235)	GF

Language:

Page 430, line 16, strike "\$57,236,460" and insert "\$58,560,695".

Explanation:

(This amendment adds a 2 percent across-the-board reduction for Norfolk State University and Virginia State University to realize budget savings in FY 2002. The two institutions of higher education had been exempted from the reductions in the budget as introduced.)

Item 543.07 #6s

Central Appropriations

FY 00-01

FY 01-02

Central Appropriations

\$0

(\$157,025) GF

Language:

Page 430, line 16, strike "\$57,236,460" and insert "\$57,393,485".

Page 362, after line 29, insert:

"D. On and after April 25, 2002, no agency of the Commonwealth shall employ, or continue to employ any person whose position is exempt from Title 2.2, Chapter 29, Code of Virginia, the Personnel Act, pursuant to §2.2-2905.20, code of Virginia. Persons currently employed in such positions shall be provided four weeks salary as a severance benefit. No such person shall be reemployed in a classified position without first making application for such position in a competitive process open to all qualified individuals."

Explanation:

(This amendment eliminates funding for at-will employees effective April 25, 2002. A companion amendment in Part 3 captures the nongeneral fund savings.)

Item 543.1 #1s

Central Appropriations

FY 00-01

FY 01-02

Central Appropriations

\$0

(\$7,500,000) GF

Language:

Page 430, line 32, strike "\$7,500,000" and insert "\$0".

Page 430, strike lines 32-51.

Page 431, strike lines 1-5.

Explanation:

(This amendment eliminates funds included in a central appropriation in Senate Bill 29, as introduced, for Commonwealth Preparedness. Companion amendments in Senate Bill 30 distribute these funds to specific Items for specific purposes.)

Item 546 #1s

Central Appropriations

Central Appropriations

Language

Language:

Page 432, line 35, strike "a sum".

Page 432, line 36, strike "sufficient, estimated at".

Page 432, line 41 after "A.", insert "1."

Page 432, after line 46, insert:

"2. Localities shall be reimbursed at the 70 percent level for the first six months of tax year 2002.

3. In addition to the amount shown above for the first year, \$31,791,152 of the amount shown in the second year was transferred from the second year to the first year, for a total expenditure in the first year of \$604,183,666."

Page 433, strike lines 8 through 12.

Explanation:

(This amendment 1) recognizes that the cost of car tax relief in FY 01 was \$31.8 million more than the appropriation and 2) inserts language clarifying that the reimbursement rate for the personal property tax on vehicles shall be 70 percent in tax year 2002. The reference to the first six months indicates the portion of tax year 2002 that falls under the authority of House Bill/Senate Bill 29.)

Item 547 #1s

Central Appropriations

Central Appropriations

FY 00-01

FY 01-02

\$0

(\$21,206,253) GF

Language:

Page 433, line 14, strike "\$29,034,215" and insert "\$50,240,468)".

Page 438, line 44, after "2.", insert "a."

Page 438, line 50, strike "7,374,916" and insert "28,581,169".

Page 438, line 53, after "employees", insert:

", the State Police Officers Retirement System, the Virginia Law Officers Retirement System, and the Judicial Retirement System".

Page 438, after line 53, insert:

"b. In the second year, nongeneral fund amounts estimated at \$9,747,125 appropriated for the payment of Virginia Retirement System contributions shall be transferred to the general fund pursuant to § 3-1.01 of this act, representing savings from the application of actuarially calculated retirement contribution rates. Appropriated funds from federal sources are exempted from this transfer".

Explanation:

(This amendment reduces the contribution rates for the State Police Officers Retirement System, the Virginia Law Officers Retirement System, and the Judicial Retirement System to the rate calculated by the Virginia Retirement System actuary for the June 30, 2001 valuation. House Bill/Senate Bill 29 as introduced applied this calculation only to the regular state employee retirement system. A companion amendment reduces the nongeneral fund portion of the rates.)

Item 547 #2s

Central Appropriations

FY 00-01

FY 01-02

Central Appropriations

\$0

(\$32,693,352) GF

Language:

Page 433, line 14, strike "\$29,034,215" and insert "\$61,727,567".

Page 438, line 44, after "year", insert "retirement".

Page 438, line 45, after "System", strike "for state employees".

Page 438, line 47, after "2001", insert:

"less amounts to be withheld representing adjustments to liabilities to liquidate abandoned accounts pursuant to a study to be performed by the Board of Trustees of the Virginia Retirement System".

Page 438 after line 53, insert:

"L.3.a. The Director, Department of Planning and Budget, shall withhold from agency general fund appropriations and transfer to this item a further amount estimated at \$32,693,352 in the second year, representing adjustments to liabilities resulting from the identification and resolution of dormant retirement accounts pursuant to a study to be performed by the Board of Trustees of the Virginia Retirement System."

b. Nongeneral fund amounts estimated at \$17,844,777 appropriated for the payment of Virginia Retirement System contributions shall be transferred to the general fund pursuant to § 3-1.01 of this act, representing adjustments to liabilities resulting from the identification and resolution of dormant retirement accounts pursuant to a study completed by the Board of Trustees of the Virginia Retirement System. Appropriated funds from federal sources are exempted from this transfer."

Explanation:

(This amendment provides for an increase in the amount of savings attributed to VRS dormant accounts from \$50 million to \$106 million but accelerates the collection of these savings to fiscal year 2002. This amendment captures the additional general fund savings. A companion amendment is in Part 3.)

Item 547 #3s

Central Appropriations

Central Appropriations

Language

Language:

Page 439, unstrike line 7 trough 10.

Explanation:

(This amendment restore language authorizing a long-term care program for employees covered by the VRS sickness an disability program.)

Item 548 #3s

Central Appropriations

Central Appropriations

FY 00-01

FY 01-02

\$0

(\$500,000) GF

Language:

Page 439, line 12, strike "\$27,938,874" and insert "\$27,438,874".

Page 442, strike lines 10 through 20.

Explanation:

(This amendment removes incentive money from the Governor's Motion Picture Opportunity Fund. The Budget Bill, as introduced, includes \$500,000 for a Civil War

movie to be filmed in Virginia.)

Item 548 #4s

Central Appropriations	FY 00-01	FY 01-02	
Central Appropriations	\$0	(\$927,000)	GF

Language:

Page 439, line 12, strike "\$27,938,874" and insert "\$27,011,874".

Page 442, line 33, strike "1,500,000" and insert "573,000".

Explanation:

(This amendment reduces fiscal year 2002 funding for the Virginia Tourism Authority's visitors technology program from \$1,500,000 to \$573,000.)

Item 548.10 #1s

Central Appropriations	FY 00-01	FY 01-02	
Central Appropriations	\$0	(\$4,000,000)	GF

Language:

Page 447, after line 44

"548.10. Reversion Clearing Account (\$4,000,000)

Fund Sources: General (\$4,000,000)."

"The Director of the Department of Planning and Budget shall unallot the general fund appropriation in the second year for the Governor's Development Opportunity Fund in the amount of \$4,000,000 from the unobligated balances. The amount shall be transferred to this Item."

Explanation:

(This amendment transfers \$4.0 million of unobligated moneys from the Governor's Development Opportunity Fund to a reversion clearing account.)

Item 561.10 #1s

Independent Agencies	FY 00-01	FY 01-02	
State Corporation Commission	\$0	(\$328,483)	NGF

Language:

Page 453, following line 2, insert:

"561.10. Executive Management (71300)	\$0	(\$328,483)
Fund Sources:	\$0	(\$328,483)."
Savings from Management Actions (71301).....	\$0	(\$328,483)
Fund Sources: Dedicated Special Revenue.....	\$0	(\$328,483)

Authority: Discretionary Inclusion"

Explanation:

(This amendment reduces the administrative budget for the State Corporation Commission by 3% the second year. A companion amendment in Part 3 transfers these savings to the general fund.)

Item 563.10 #1s

Independent Agencies

State Lottery Department	FY 00-01	FY 01-02	
	\$0	(\$382,040)	NGF

Language:

Page 454, following line 45, insert:

"563.10. Executive Management (71300)	\$0	(\$382,040)
Fund Sources:	\$0	(\$382,040)."
Savings from Management Actions (71301).....	\$0	(\$382,040)
Fund Sources: Dedicated Special Revenue.....	\$0	(\$382,040)

Authority: Discretionary Inclusion"

Explanation:

(This amendment reduces the administrative budget for the State Lottery Department by 3% the second year. A companion amendment in Part 3 transfers these savings to the general fund.)

Item 565.10 #1s

Independent Agencies	FY 00-01	FY 01-02	
Virginia College Savings Plan	\$0	(\$111,448)	NGF

Language:

Page 454, following line 42, insert:

"565.10. Executive Management (71300)	\$0	(\$111,448)	
Fund Sources:	\$0	(\$111,448)."	
Savings from Management Actions (71301).....	\$0	(\$111,448)	
Fund Sources: Dedicated Special Revenue.....	\$0	(\$111,448)	

Authority: Discretionary Inclusion"

Explanation:

(This amendment reduces the administrative budget for the Virginia College Savings Plan by 3% the second year. A companion amendment in Part 3 transfers these savings to the general fund.)

Item 570.10 #1s

Independent Agencies	FY 00-01	FY 01-02	
Virginia Workers' Compensation Commission	\$0	(\$473,451)	NGF

Language:

Page 457, following line 45, insert:

"570.10. Executive Management (71300)	\$0	(\$473,451)	
Fund Sources:	\$0	(\$473,451)."	
Savings from Management Actions (71301).....	\$0	(\$473,451)	
Fund Sources: Dedicated Special Revenue.....	\$0	(\$473,451)	

Authority: Discretionary Inclusion"

Explanation:

(This amendment reduces the administrative budget for the Workers' Compensation Commission by 3% the second year. A companion amendment in Part 3 transfers these savings to the general fund.)

Item C-0 #1s

General Conditions

General Conditions

Language

Language:

Page 468, after line 48, insert:

"194" "15952" "0100" "\$475,000".

Page 469, line 17, strike "61,232,649" and insert "61,707,649".

Explanation:

(This amendment captures the general fund balances remaining in the capital outlay project authorized for the Eighth Street Office Building.)

Item C-0 #2s

General Conditions

General Conditions

Language

Language:

Page 468, after line 48, insert:

"194" "15948" "0100" "\$705,000".

Page 469, line 17, strike "61,232,649" and insert "61,937,649".

Explanation:

(This amendment captures the general fund balances remaining in the capital outlay project authorized for the Ninth Street Office Building.)

Item C-0 #3s

General Conditions

General Conditions

Language

Language:

Page 468, after line 48, insert:

"194" "16016" "0100" "\$1,000,000".

Page 469, line 17, strike "61,232,649" and insert "62,232,649".

Explanation:

(This amendment captures the general fund balances remaining in the capital outlay project authorized for planning the renovation of the Finance Building.)

Item C-0 #4s

General Conditions

General Conditions

Language

Language:

Page 468, after line 47, insert:

"146 16457 \$456,386
146 16153 \$1,480,820".

Explanation:

(This amendment reverts balances from capital projects of the Science Museum of Virginia. One project will be cancelled, and another will be funded through VPBA bonds.)

Item C-0 #5s

General Conditions

General Conditions

Language

Language:

Page 468, after line 47, insert:

"207 15598 \$2,635,357
208 16084 \$2,716,147
212 16085 \$977,183
213 16086 \$1,424,917
217 16303 \$4,489,412
219 16461 \$150,000
221 16293 \$2,506,605
236 16292 \$1,500,805
238 16495 \$2,000,000
247 14650 \$6,640,029
425 16024 \$1,735,000
425 16026 \$6,697,380".

Explanation:

(This amendment reverts general funds from capital projects. Bond authorization will be provided to supplant the general fund reductions.)

Item C-10 #1s

Education: Elementary & Secondary	FY 00-01	FY 01-02
Virginia School For The Deaf, Blind And Multi-Disabled At Hampton	\$0	\$150,000 NGF

Language:

Page 473, line 16, strike "\$1,350,000" and insert "\$1,500,000".

Explanation:

(This amendment provides additional VPBA bond authority for the Bradford Hall air conditioning project (16461). General funds restored to the project will be reverted to the general fund.)

Item C-19.3 #1s

Education: Higher Education	FY 00-01	FY 01-02
Christopher Newport University	\$0	\$1,500,000 NGF

Language:

Page 474, line 21, strike "\$0" and insert "\$1,500,000".

Page 474, line 22, strike "Higher Education Operating" and insert "Bond Proceeds".

Explanation:

(This amendment supplements and changes the funding source for a track complex project at Christopher Newport University.)

Item C-19.4 #1s

Education: Higher Education	FY 00-01	FY 01-02
Christopher Newport University	\$0	\$2,500,000 NGF

Language:

Page 474, line 23, strike "\$0" and insert "\$2,500,000".

Page 474, line 24, strike "Higher Education Operating" and insert "Bond Proceeds".

Explanation:

(This amendment supplements and changes the funding source for an athletics facilities expansion project at Christopher Newport University.)

Item C-23.1 #1s

Education: Higher Education	FY 00-01	FY 01-02
The College Of William And Mary In Virginia	\$0	\$2,000,000 NGF

Language:

Page 475, line 7, strike "\$15,346,000" and insert "\$17,346,000".

Explanation:

(This amendment provides additional VCBA bond authority to the Millington Hall Renovation Project to address changes in project cost since the funds for the project were frozen.)

Item C-23.16 #1s

Education: Higher Education	FY 00-01	FY 01-02
The College Of William And Mary In Virginia	\$0	\$5,293,000 NGF

Language:

Page 475, after line 17, insert:

"C-23.16. Improvements: Renovate
Dormitories (16340)

Fund Sources: Bond Proceeds \$5,293,000".

Explanation:

(This amendment provides 9(c) bond authorization for dormitory renovations. This project was originally included in SB 30, as introduced.)

Item C-23.3 #1s

Education: Higher Education

Virginia Institute Of Marine Science

Language

Language:

Page 475, line 33, strike "Replace Brooke and Davis Hall" and insert "Marine Research Building Complex".

Explanation:

(This amendment modifies the title of a capital project to reflect the changed nature of the project, and makes the title consistent with SB 31, the Education General Obligation Bond Bill.)

Item C-23.4 #1s

Education: Higher Education

Virginia Institute Of Marine Science

FY 00-01

\$0

FY 01-02

\$450,000 NGF

Language:

"C-23.4. Acquisition: Master Plan Properties

\$450,000

Fund Sources: Bond Proceeds

\$450,000".

Explanation:

(This amendment provides VCBA bond authorization to restore funding for a project that had been frozen by Executive Order 74 (01).)

Item C-24 #1s

Education: Higher Education

George Mason University

FY 00-01

\$0

FY 01-02

\$6,640,029 NGF

Language:

Page 476, line 4, strike "\$11,307,832" and insert "\$17,947,861".

Explanation:

(This amendment provides additional VCBA bond authority for the Academic

Building IV project (14650). General funds restored to the project will be reverted to the general fund.)

Item C-29 #1s

Education: Higher Education

James Madison University

Language

Language:

Page 477, after line 1, insert:

"The nongeneral fund amount consists of \$4 million bond proceeds. James Madison University is authorized to issue \$4 million of 9(d) nongeneral fund bonds to support the project."

Explanation:

(This amendment is self-explanatory.)

Item C-37.1 #1s

Education: Higher Education

Longwood College

FY 00-01

\$0

FY 01-02

\$1,952,000 NGF

Language:

Page 478, after line 21 insert:

"C-37.1. Improvements: Renovation of Ruffner Complex \$1,952,000

Fund Sources: Bond Proceeds \$1,952,000".

Explanation:

(This amendment provides VCBA bond authorization to restore equipment funds to the Ruffner Complex renovation project, which had been frozen under Executive Order 74 (01).)

Item C-37.1 #3s

Education: Higher Education

Longwood College

FY 00-01

\$0

FY 01-02

\$4,500,000 NGF

Language:

Amendments to Senate Bill 29

Page 478, after line 21, insert:

"C-37.1. New Construction: Construct Parking Garage (16700)	\$4,500,000
Fund Sources: Bond Proceeds	\$4,500,000".

Explanation:

(This amendment provides 9(d) bond authorization for construction of a parking deck at Longwood College.)

Item C-41 #1s

Education: Higher Education

FY 00-01

FY 01-02

Norfolk State University

\$0

\$1,424,917 NGF

Language:

Page 479, line 11, strike "\$2,000,000" and insert "\$3,424,917".

Explanation:

(This amendment provides additional VCBA bond authority for the Communications Building renovation project (16086). General funds restored to the project will be reverted to the general fund.)

Item C-43.2 #1s

Education: Higher Education

FY 00-01

FY 01-02

Old Dominion University

\$0

\$2,506,605 NGF

Language:

Page 479, line 35, strike "\$16,560,000" and insert "\$19,066,605".

Explanation:

(This amendment provides additional VCBA bond authority for the Engineering and Computational Sciences project (16293). General funds restored to the project will be reverted to the general fund.)

Item C-45 #1s

Education: Higher Education

FY 00-01

FY 01-02

parcel of land upon which the project will be constructed.)

Item C-62 #1s

Education: Higher Education

University Of Virginia Medical
Center

Language

Language:

Page 483, line 7 strike "\$37,173,000" and insert "\$27,173,000".

Page 483, after line 7 insert: "Bond Proceeds\$10,000,000".

Explanation:

(This amendment deletes \$10.0 million of hospital revenues and substitutes a like amount in 9(d) bond authority for the Kluge Children's Rehabilitation Center, Project Code 16245).

Item C-73.1 #1s

Education: Higher Education

Virginia Commonwealth University

FY 00-01

\$0

FY 01-02

\$1,500,805 NGF

Language:

Page 484, line 29, strike "\$1,907,000" and insert "\$3,407,805".

Explanation:

(This amendment provides additional VCBA bond authority for the Libraries renovations project (16292). General funds restored to the project will be reverted to the general fund.)

Item C-80 #1s

Education: Higher Education

Virginia Commonwealth University

Language

Language:

Page 486, line 16, strike "Higher Education Operating" and insert "Bond Proceeds".

Page 486, after line 16, insert,

"1. The General Assembly authorizes Virginia Commonwealth University, with the

approval of the Governor, to construct a new teaching and research facility for use by the School of Engineering at Virginia Commonwealth University. This project must be consistent with the guidelines of the Department of General Services and comply with the Treasury Board Guidelines issued pursuant to §[23-19](#) (d)(4), Code of Virginia, and any subsequent amendments thereto.

2. The General Assembly authorizes Virginia Commonwealth University to enter into a written agreement with the School of Engineering Foundation at Virginia Commonwealth University to design, construct, and finance the project. All project proposals and approvals shall be in accordance with the guidelines cited in paragraph 1 of this item. The project may be constructed on property owned by either the University or the School of Engineering Foundation.

3. The School of Engineering Foundation will assume responsibility for all construction costs and debt issuance expenses in excess of bond proceeds and shall reimburse the University for debt service on the bonds issued to finance this project."

Explanation:

(This amendment is self-explanatory.)

Item C-84.1 #1s

Education: Higher Education

Virginia Commonwealth University

Language

Language:

Page 487, after line 5, insert:

"C-84.1. Property Conveyance: Virginia
Biotechnology Research Park Authority
Fund Sources:

"The General Assembly authorizes Virginia Commonwealth University, subject to approval of the Governor, to convey to the Virginia Biotechnology Research Park Authority the properties located at 603 North 7th and 704 East Leigh Streets and 616 North 8th Street for the purpose of constructing new buildings at the Research Park. The properties at 603 North 7th and 704 East Leigh Streets shall be conveyed at a cost not less than \$138,000. The property at 616 North 8th Street shall be conveyed at a cost not less than \$231,000."

Explanation:

(This amendment is self-explanatory.)

Item C-118.35 #1s

Education: Higher Education	FY 00-01	FY 01-02
Virginia Polytechnic Institute And State University	\$0	\$2,716,147 NGF

Language:

Page 494, line 41, strike "\$19,139,000" and insert "\$21,855,147".

Explanation:

(This amendment provides additional VCBA bond authority for the Chemistry and Physics Building project (16084). General funds restored to the project will be reverted to the general fund.)

Item C-118.36 #1s

Education: Higher Education	FY 00-01	FY 01-02
Virginia Polytechnic Institute And State University	\$0	\$4,566,144 NGF

Language:

Page 494, after line 42 insert:

"C-118.36. Improvements: Renovate Burruss, Agnew, and Williams Halls	\$4,566,144
Fund Sources: Bond Proceeds	\$4,566,144".

Explanation:

(This amendment provides VCBA bond authority for a renovation project at Virginia Tech that had been frozen under Executive Order 74 (01)).

Item C-118.4 #1s

Education: Higher Education	FY 00-01	FY 01-02
Virginia Cooperative Extension And Agricultural Experiment Station	\$0	\$1,807,000 NGF

Language:

Page 495, line 6, strike "\$0" and insert "\$1,807,000".

After line 8, insert:

"Bond Proceeds.....\$1,807,000".

Explanation:

(This amendment provides VCBA bond authority to restore funding for the Livestock Teaching Arena project at Virginia Tech. The project had been frozen under Executive Order 74 (01).)

Item C-120 #1s

Education: Higher Education	FY 00-01	FY 01-02
Virginia State University	\$0	\$977,183 NGF

Language:

Page 495, line 28, strike "\$8,801,000" and insert "\$9,778,183".

Explanation:

(This amendment provides additional VCBA bond authority for the Johnston Memorial Library project (16085). General funds restored to the project will be reverted to the general fund.)

Item C-121 #1s

Education: Higher Education	FY 00-01	FY 01-02
Virginia State University	(\$6,500,000)	\$0 NGF

Language:

Page 495, line 36, strike "\$6,500,000" and insert "\$0".

Page 495, strike lines 35 through 38.

Explanation:

(This amendment deletes funding for construction of a new dormitory. A new project is authorized in SB 30 providing for the acquisition of off-campus student housing.)

Item C-124 #1s

Education: Other	FY 00-01	FY 01-02
Jamestown-Yorktown Foundation	\$0	\$1,735,000 NGF

Language:

Page 496, line 18, strike "\$683,000" and insert "\$2,418,000".

Explanation:

(This amendment provides additional VPBA bond authority for the Jamestown Interim Exhibit project (16024). General funds restored to the project will be reverted to the general fund.)

Item C-125 #1s

Education: Other

FY 00-01

FY 01-02

Jamestown-Yorktown Foundation

\$0

\$6,697,380 NGF

Language:

Page 496, line 24, strike "\$23,051,000" and insert "\$29,748,380".

Explanation:

(This amendment provides additional VPBA bond authority for the Jamestown Gallery Renovation and Expansion project (16026). General funds restored to the project will be reverted to the general fund.)

Item C-134 #1s

Education: Other

FY 00-01

FY 01-02

Jamestown-Yorktown Foundation

\$0

\$2,298,000 NGF

Language:

Page 497, line 40, strike "\$0" and insert "\$2,298,000".

Page 497, after line 40 insert:

"Out of the amount appropriated to this project in the first year, \$300,000 was withheld from expenditure pursuant to Executive Order 74 (01) and reverted to the fund balance of the general fund on June 30, 2001."

Page 498, after line 1 insert:

"Bond Proceeds.....\$304,000
Special.....\$1,994,000".

Explanation:

(This amendment provides VPBA bond funds of \$304,000 to restore funding to a

Amendments to Senate Bill 29

frozen capital project for planning replacement of the Jamestown ships. The amendment also provides a nongeneral fund supplement from private gifts.)

Item C-137.3 #1s

Education: Other	FY 00-01	FY 01-02
The Science Museum Of Virginia	\$0	\$1,684,000 NGF

Language:

"C-137.3. Improvements: Continue \$1,648,000
Renovation of East and West Terrace and
Combine Stormwater and Sewer Systems
(16737)
Fund Sources: Bond Proceeds \$1,648,000".

Explanation:

(This amendment provides VPBA bond authority for a project to improve the terraces and stormwater/sewer systems at the Science Museum of Virginia.)

Item C-139 #1s

Education: Other	FY 00-01	FY 01-02
Virginia Museum Of Fine Arts	\$0	\$2,000,000 NGF

Language:

Page 498, line 38, strike "\$0" and insert "\$2,000,000".
Page 498, after line 39 insert:
"Bond Proceeds.....\$2,000,000".

Explanation:

(This amendment provides VPBA bond authority for the Museum Expansion and Renovation project (16495). General funds provided to the project will be reverted to the general fund.)

Item C-184.2 #1s

Public Safety	FY 00-01	FY 01-02
Department Of State Police	\$0	\$210,500 NGF

Language:

Page 509, line 22, strike "\$0" and insert "\$210,500".

Page 509, after line 23 insert:

"Bond Proceeds.....\$210,500".

Explanation:

(This amendment provides VPBA bond authority to restore funding to the Melfa Area Office Renovation and Addition project, which had been frozen.)

Item C-184.3 #1s

Public Safety

FY 00-01

FY 01-02

Department Of State Police

\$0

\$311,250 NGF

Language:

Page 509, line 28, strike "\$0" and insert "\$311,250".

Page 509, after line 29 insert:

"Bond Proceeds.....\$311,250".

Explanation:

(This amendment provides VPBA bond authority to restore funding to the Danville Area Office project, which had been frozen.)

Item C-184.4 #2s

Public Safety

FY 00-01

FY 01-02

Department Of State Police

\$0

\$210,500 NGF

Language:

Page 509, line 34, strike "\$0" and insert "\$210,500".

Page 509, after line 35 insert:

"Bond Proceeds.....\$210,500".

Explanation:

(This amendment provides VPBA bond authority to restore funding to the Clifton Forge Area Office project, which had been frozen.)

Item C-190 #1s

Transportation

Department Of Transportation

Language

Language:

- Page 510, line 43, after "may" insert "not".
- Page 510, line 44, strike "\$40,000,000" and insert "43,029,085 as included in Item 525 of this Act and in SB 673 of the 2002 General Assembly".
- Page 511, line 11, strike "as may be necessary to achieve the".
- Page 511, strike line 12.
- Page 511, line 13, insert "to Item" before "525".
- Page 511, line 13, strike the rest of the line after "525".
- Page 511, line 14, strike "Institution".
- Page 511, strike lines 15-24.

Explanation:

(This amendment clarifies Virginia's total commitment to the National Air and Space Museum Extension at Dulles. The total Virginia contribution will include \$33,249,085 from highway construction funding and \$9,780,000 in VPBA debt.)

Item C-199.1 #1s

Transportation

Virginia Port Authority

FY 00-01

\$0

FY 01-02

\$4,000,000 NGF

Language:

- Page 512, line 16, strike "\$131,000,000" and insert "\$135,000,000".
- Page 512, line 17, strike "\$131,000,000" and insert "\$135,000,000".
- Page 512, line 23, strike "\$131,000,000" and insert "\$135,000,000".
- Page 512, line 25, strike "\$131,000,000" and insert "\$135,000,000".
- Page 512, line 27, strike "\$131,000,000" and insert "\$135,000,000".
- Page 512, line 29, strike "\$131,000,000" and insert "\$135,000,000".
- Page 512, line 19, strike "crane" and insert "equipment".

Explanation:

(This amendment increases the bond issue by \$4.0 million to provide funding for terrorism-related equipment.)

Item C-200 #1s

Central Appropriations	FY 00-01	FY 01-02
Central Capital Outlay	\$0	(\$1,500,000) GF
	\$0	\$1,500,000 NGF

Language:

Page 512, line 33, strike "\$25,000,000" and insert "\$23,500,000".

Page 515, after line 12, insert:

"F. The source of funds for the Debt Service appropriation in this item includes \$1,500,000 in interest earned on proceeds of general obligation bonds authorized by Chapters 781, 789, 849, 892, 894, and 896 of the 1992 Virginia Acts of Assembly."

Explanation:

(This amendment replaces general fund dollars with excess interest earnings from the 1992 General Obligation Bond proceeds. Tax law allows these excess funds to be used for capital projects.)

Item C-200 #2s

Central Appropriations

Central Capital Outlay

Language

Language:

Page 515, line 9, following "\$500,000." insert:

"The Department of General Services shall transfer \$198,000 to Agency 100 no later than June 1, 2002, from the balance in its Facilities Management Internal Service Fund, as reimbursement for asbestos abatement in Senate Room A of the General Assembly Building."

Explanation:

(This amendment is self explanatory.)

Item C-203 #1s

Central Appropriations

Self-Supporting General Obligation
Bonds 9(C)

Language

Language:

Page 516, strike lines 43 through 46.

Explanation:

(This amendment is a companion amendment to C-121 #1s which deletes funding for construction of a new dormitory at Virginia State University. An item in SB 30 authorizes the acquisition of a piece of property for off-campus student housing.)

Item C-204 #1s

Central Appropriations

Nongeneral Obligation Bonds 9(D)

Language

Language:

Page 517, after line 33, insert:

"Construct Addition to School of Engineering, Phase II
C-80 16403 26,300,000 0 26,300,000".

Explanation:

(This amendment provides \$26,300,000 of 9(d) debt authority for construction of the School of Engineering, Phase II. Debt service will be paid from private gifts.)

Item 3-1.01 #2s

Transfers

Interfund Transfers

Language

Language:

Page 527, after line 22, insert:

"FF. Prior to June 30, 2002, the State Comptroller shall transfer from agency nongeneral fund accounts an amount estimated at \$9,747,125 for the reduction in retirement contributions resulting from the application of actuarially calculated rates for fiscal year 2002. Appropriated funds from federal sources are exempt from this transfer."

Explanation:

(This amendment captures the nongeneral fund portion of savings attributed to a reduction in Virginia Retirement System contribution rates.)

Transfers

Interfund Transfers

Language

Language:

Page 526, line 40, strike "\$4,919,837" and insert "\$1,306,031".

Page 526, strike lines 44 through 46.

Page 526, line 47, strike "\$606,293" and insert "\$1,204,796".

Page 526, strike lines 48 through 57.

Page 527, strike lines 1 through 5.

Page 527, line 6, strike entire line and insert "186 Secretary of Transportation 0400 \$15,518".

Page 527, line 7, strike entire line and insert "506 Motor Vehicle Dealer Board 0400 \$49,301".

Page 527, line 8, strike "\$57,139" and insert "\$14,735".

Page 527, strike line 9.

Page 527, line 10, strike "\$14,453" and insert "\$21,680".

Page 527, strike line 11.

Page 528, line 12, strike "\$4,919,837" and insert "\$1,306,031."

Explanation:

(This amendment removes the across-the-board reductions for nongeneral fund agencies except those identified in the transportation agencies.)

Transfers

Interfund Transfers

Language

Language:

Page 527, after line 30, insert:

"GG. On or before June 30, 2002, the State Comptroller shall transfer to the general fund special fund balances of \$170,393 from the Department of Mental Health, Mental Retardation and Substance Abuse Services."

Explanation:

(This amendment transfers 2001 special fund balances from the Department of Mental Health, Mental Retardation and Substance Abuse Services to the general fund.)

Item 3-1.01 #5s

Transfers

Interfund Transfers

Language

Language:

Page 524, line 42, strike "323,000,000" and insert "329,000,000".

Explanation:

(This amendment increases the estimated transfer from the State Lottery Fund to the general fund.)

Item 3-1.01 #6s

Transfers

Interfund Transfers

Language

Language:

Page 527, after line 30, insert:

"GG. On or before June 30, 2002, the Department of Information Technology shall transfer \$156,203 to the general fund. This amount is a result of across-the-board reductions to Administrative and Support Services. All funds from the Virginia Retirement System and federal sources are excluded from these transfers."

Explanation:

(This amendment applies the three percent across-the-board reduction to the administrative services function in the Department of Information Technology.)

Item 3-1.01 #7s

Transfers

Interfund Transfers

Language

Language:

Page 527, after line 30, insert:

"GG. On or before June 30, 2002, the Comptroller shall transfer \$332,000 from the Department of Motor Vehicles to the general fund. This amount represents the

estimated revenues to be derived from a two-dollar increase on fees related to motor vehicles records transaction.

HH. On or before June 30, 2002, the Comptroller shall transfer \$2,462,503 from the Department of Motor Vehicles to the general fund. This amount represents the estimated revenues to be derived from a two-dollar increase on fees related to motor vehicle registrations.

II. On or before June 30, 2002, the Comptroller shall transfer \$5,000,000 from the Department of Motor Vehicle's Uninsured Motorists Fund to the general fund."

Explanation:

(This amendment provides for increased fees and the resulting estimated revenues being transferred to the general fund for public safety and other expenses. A companion amendment is in Item 514.)

Item 3-1.01 #8s

Transfers

Interfund Transfers

Language

Language:

Page 527, after line 22, insert:

"GG. Prior to June 30, 2002, the State Comptroller shall transfer from agency nongeneral fund accounts an amount estimated at \$17,844,777 for the reduction in retirement contributions resulting from the identification and resolution of dormant retirement accounts pursuant to a study to be completed by the Board of Trustees of the Virginia Retirement System. Appropriated funds from federal sources are exempt from this transfer."

Explanation:

(This amendment captures the nongeneral fund savings associated with retirement contribution rate reductions attributed to VRS dormant accounts.)

Item 3-1.01 #9s

Transfers

Interfund Transfers

Language

Language:

Page 527, after line 30, insert:

"GG. On or before June 30, 2002, the State Comptroller shall transfer \$4,000,000 to the general fund from the special fund balance of the Commission on the Virginia Alcohol Safety Action Program."

Explanation:

(This amendment provides for a transfer of \$4,000,000 in fiscal year 2002 from the Commission on the Virginia Alcohol Safety Action Program to the general fund.)

Item 3-1.01 #10s

Transfers

Interfund Transfers

Language

Language:

Page 527, after line 30, insert:

"GG. On or before June 30, 2002, the State Comptroller shall transfer to the general fund \$1,000,000 from the Virginia Economic Development Revolving Fund at the Department of Business Assistance."

Explanation:

(This amendment transfers \$1.0 million from the Virginia Economic Development Revolving Fund to the general fund.)

Item 3-1.01 #11s

Transfers

Interfund Transfers

Language

Language:

Page 527, after line 30, insert:

"GG. On or before June 30, 2002, the State Comptroller shall transfer to the general fund \$100,000 from the Capital Access Fund for Disadvantaged Businesses at the Virginia Small Business Financing Authority."

Explanation:

(This amendment transfers \$100,000 from the Capital Access Fund for Disadvantaged Businesses to the general fund.)

Item 3-1.01 #13s

Transfers

Interfund Transfers

Language

Language:

Page 527, after line 30, insert:

"GG. On or before June 30, 2002, the State Comptroller shall transfer to the general fund \$800,000 from the Small Business Environmental Compliance Assistance Fund at the Department of Environmental Quality."

Explanation:

(This amendment transfers \$800,000 from the Small Business Environmental Compliance Assistance Fund to the general fund.)

Item 3-1.01 #14s

Transfers

Interfund Transfers

Language

Language:

Page 527, after line 30, insert:

"GG. On or before June 30, 2002, the State Comptroller shall transfer \$177,622 to the general fund from the such nongeneral fund accounts as are affected by the restriction on employment of any person whose position is exempt from Title 2.2, Chapter 29, Code of Virginia, the Personnel Act, pursuant to §2.2-2905.20, Code of Virginia."

Explanation:

(This amendment eliminates nongeneral fund support for at-will employees effective April 25, 2002 and transfers the savings to the general fund. A companion amendment in item 543.07 captures the general fund savings.)

Item 3-1.01 #17s

Transfers

Interfund Transfers

Language

Language:

Page 527, after line 30, insert:

"GG. Prior to June 30, 2002, the State Comptroller shall transfer from nongeneral fund accounts of the State Lottery Department an amount estimated at \$382,040 representing savings resulting from 3 percent reductions in administrative expenses of the State Lottery Department for fiscal year 2002."

Explanation:

(This amendment captures administrative budget savings of 3% in FY 2002 from the State Lottery Department.)

Item 3-1.01 #18s

Transfers

Interfund Transfers

Language

Language:

Page 527, after line 30, insert:

"GG. Prior to June 30, 2002, the State Comptroller shall transfer from nongeneral fund accounts of the Workers' Compensation Commission an amount estimated at \$473,451 representing savings resulting from 3 percent reductions in administrative expenses of the State Lottery Department for fiscal year 2002."

Explanation:

(This amendment captures administrative budget savings of 3% in FY 2002 from the Workers' Compensation Commission.)

Item 3-1.01 #19s

Transfers

Interfund Transfers

Language

Language:

Page 527, after line 30, insert:

"GG. Prior to June 30, 2002, the State Comptroller shall transfer from nongeneral fund accounts of the Virginia College Savings Plan an amount estimated at \$111,448 representing savings resulting from 3 percent reductions in administrative expenses of the State Lottery Department for fiscal year 2002."

Explanation:

(This amendment captures administrative budget savings of 3% in FY 2002

from the Virginia College Savings Plan.)

Item 3-1.01 #20s

Transfers

Interfund Transfers

Language

Language:

Page 527, after line 30, insert:

"GG. Prior to June 30, 2002, the State Comptroller shall transfer from nongeneral fund accounts of the State Corporation Commission an amount estimated at \$ 328,483 representing savings resulting from 3 percent reductions in administrative expenses of the State Corporation Commission for fiscal year 2002."

Explanation:

(This amendment captures administrative budget savings of 3% in FY 2002 from the State Corporation Commission.)

Item 3-1.01 #21s

Transfers

Interfund Transfers

Language

Language:

Page 527, following line 30, insert:

"GG. On or before June 30, 2002, the State Comptroller shall transfer to the general fund, the balance estimated at \$5,000,000 in the Intensive Drug Enforcement Assistance (IDEA) Fund of the Department of Criminal Justice Services. No interest earnings shall be credited to the fund for the fourth quarter of FY 2002."

Explanation:

(This amendment transfers an estimated balance of \$5,000,000 from the Intensive Drug Enforcement Assistance Fund to the general fund by June 30, 2002.)

Item 3-1.01 #22s

Transfers

Interfund Transfers

Language

Language:

Page 527, following line 30, insert:

"GG. On or before June 30, 2002, the State Comptroller shall transfer to the general fund from the Alcoholic Beverage Control Fund, the Executive Management Savings associated with the Department of Alcoholic Beverage Control, equal to \$200,000."

Explanation:

(This amendment transfers the Executive Management Savings from the Department of Alcoholic Beverage Control to the general fund.)

Item 3-5.01 #3s

Transfers

ACCELERATED SALES AND USE TAX
COLLECTIONS

Language

Language:

Page 529, after line 20, insert:

§ 3-5.01 ACCELERATED SALES AND USE TAX COLLECTIONS

A. Notwithstanding the provisions of § 58.1-615, Code of Virginia, every dealer, as defined by §58.1-612, Code of Virginia, or direct payment permit holder pursuant to §58.1-624, Code of Virginia, with taxable sales and purchases of \$1.3 million or greater for the period July 1, 2000, to June 30, 2001, shall be required to make a payment equal to 90 percent of the sales and use tax liability for June 2001 as the estimated amount of sales and use tax liability for the month of June 2002. Such tax payments shall be made on or before the 30th day of June, 2002, if payment is made by electronic funds transfer, as defined in § 58.1-202.1, Code of Virginia. If payment is made by other than electronic funds transfer, such payment shall be made on or before the 25th day of June, 2002. Payments under this paragraph shall be made in accordance with procedures established by the Tax Commissioner and shall be considered general fund revenue. For purposes of this provision, taxable sales or purchases shall be computed without regard to the

number of certificates of registration held by the dealer. Every dealer or direct payment permit holder shall be entitled to a credit for the payment under this paragraph on the June 2002 return due July 20, 2002. In addition, the distribution of the payment to revenue code 01088 by the Comptroller shall also occur after the return has been filed. The provisions of this section shall not apply to persons who are required to file only a Form ST-7, Consumer User Tax Return.

B. In lieu of the penalties provided in §58.1-635, Code of Virginia, except with respect to fraudulent returns, failure to make a timely payment or full payment of the sales and use tax liability as provided in paragraph 1 above shall subject the dealer or direct payment permit holder to a penalty of six percent of the amount of the tax underpayment that should have been properly paid to the Tax Commissioner. Interest will accrue as provided in §58.1-15, Code of Virginia. The payment required by paragraph 1 above shall become delinquent on the first day following the due date set forth in paragraph 1 if not paid.

C. Notwithstanding any provision of law, any cash balance resulting from such collections shall not be subject to reporting as reservations or designations of fund balance of the General Fund, or liabilities of the General Fund, as of June 30 for purposes of cash basis financial reporting as reflected in the Comptroller's annual financial report presented in accordance with §2.2-813 of the Code of Virginia.

D. It is the intent of the General Assembly that the payment requirement contained herein be phased out beginning in Fiscal Year 2006. The payment amount for June 2006 should be reduced to 85 percent of the sales and purchases for the previous June and the payment amount should continue to be reduced until fully eliminated not later than June 2012."

Explanation:

(This amendment provides for the acceleration of certain sales and use tax revenues.)

Item 3-5.01 #4s

Transfers

Limits on Tax Credits

Language

Language:

Page 529, after line 20, insert:

“§ 3-5.00 MODIFICATIONS AND ADJUSTMENTS TO TAXES AND FEES

§ 3-5.01 LIMIT THE TAX CREDIT FOR RETALIATORY COSTS PAID TO OTHER STATES

Notwithstanding any other provision of law, for license years beginning on July 1, 2002, the amount of the Tax Credit for Retaliatory Costs to Other States available under § 58.1-2510 of the Code of Virginia for those companies not receiving a credit for the license year beginning on January 1, 2000 shall be limited to eighty percent of the retaliatory costs paid to other states for those companies or groups having more than 100 qualified full-time employees in this Commonwealth during the entire license year and who met the definition of "qualified investment" on or after January 1, 2001 and the credit shall be sixty percent for license years beginning on July 1, 2003.

§ 3-5.02 LIMIT THE QUALIFIED EQUITY AND SUBORDINATED DEBT INVESTMENTS TAX CREDIT

Notwithstanding any other provision of law, for taxable years beginning on January 1, 2001, the amount of the Qualified Equity and Subordinated Debt Investments Tax Credit available under § 58.1-339.4 of the Code of Virginia shall be limited to \$4,000,000 for calendar year 2002 and \$3,000,000 for calendar year 2003.

Explanation:

(This amendment specifies limits on certain tax credits.)

Item 3-5.01 #4s

Transfers

Limits on Tax Credits

Language

Language:

Page 529, after line 20, insert:

"§ 3-5.00 MODIFICATIONS AND ADJUSTMENTS TO INTEREST EARNINGS

§3-5.01 INTEREST EARNINGS

Notwithstanding any other provision of law, for the period April 1, 2002 through June 30, 2002, interest earnings on all funds held by the State Treasurer normally allocated to specific nongeneral fund accounts shall not be allocated to such nongeneral fund accounts until July 15, 2002. It is hereby acknowledged that this

provision shall not apply to those specific nongeneral funds to which interest earnings must be allocated as mandated by the Constitution of Virginia or by federal law."

Explanation:

(This amendment specifies that the interest earnings normally allocated to nongeneral funds shall not be allocated until July 15, 2003.)

Item 3-5.01 #1s

Modifications and Adjustments to Taxes and Fees

Deconform State Tax Law from the Federal Internal Revenue Service Code Language

Language:

Page 529, after line 20 insert:

“§ 3-5.00 MODIFICATIONS AND ADJUSTMENTS TO TAXES AND FEES
§ 3-5.01 DECONFORM STATE TAX LAW FROM THE FEDERAL
INTERNAL REVENUE SERVICE CODE

Notwithstanding the provisions of § 58.1-301 of the Code of Virginia, any reference in Chapter 3 of title 58.1 of the United States Code relating to federal income taxes shall mean the provisions of the Internal Revenue Code, and amendments thereto, and other provisions of the laws of the United States relating to federal income taxes, as they existed on June 8, 2001, unless the General Assembly enacts legislation after December 31, 2001, specifying otherwise.”

Explanation:

(This amendment deconforms the Commonwealth's tax code from the federal tax code so as to preclude any adverse impact on revenues, due to pending federal legislation. The date of deconformity is June 8, 2001, unless the General Assembly enacts legislation after December 31, 2001, specifying otherwise.)

Item 4-2.02 #1s

Revenues

General Fund Revenue Language

Language:

Page 539, line 31, after "settlement" insert "or notification".

Explanation:

(This amendment clarifies that electronic transaction notifications delivered to the Comptroller or Tax Commissioner should also be considered June revenue.)

Item 4-6.01 #2s

Positions and Employment

Employee Compensation

Language

Language:

- Page 554, strike line 42 through line 51.
- Page 555, strike line 1 through line 56.
- Page 556, strike line 1 through line 64.
- Page 557, strike line 1 through line 66.
- Page 558, strike line 1 through line 65.
- Page 559, strike line 1 through line 67.
- Page 560, strike line 1 through line 65.
- Page 561, strike line 1 through line 53.
- Page 562, strike line 1 through line 59.
- Page 563, strike line 1 through line 55.
- Page 564, strike line 1 through line 56
- Page 565, strike line 1 through line 15.
- Page 454, following line 15, insert:

"§ 4-6.00 POSITIONS AND EMPLOYMENT

§ 4-6.01 EMPLOYEE SALARIES AND WAGES

a. Executive Branch Employees:

1. Classified Compensation Plan:

- a. The compensation of classified employees in the Executive Branch shall be governed by the Classified Compensation Plan authorized by §4-7.02 of Chapter 1073, 2000 Acts of Assembly, including applicable geographic and shift differentials. This plan shall be administered by the

Department of Human Resource Management.

1. Except as otherwise provided for in this subdivision, any increases in the salary band assignment of any job role contained in the Classified Compensation Plan shall be effective beginning with the first pay period, defined as the pay period from June 25 through July 9, of the fiscal year if:
 - a) The agency certifies to the Secretary of Finance that funds are available within the agency's appropriation to cover the cost of the increase for the remainder of the current biennium and presents a plan for covering the subsequent biennial costs, and the Secretary concurs, or
 - b) Such funds are appropriated by the General Assembly.
 2. If at any time the Secretary of Administration shall certify that such change in the salary band assignment for a job role is of an emergency nature and the Secretary of Finance shall certify that funds are available to cover the cost of the increase for the remainder of the biennium within the agency's appropriation, such change in compensation may be effective on a date agreed upon by these two Secretaries. The Secretary of Administration shall provide a monthly report of all such emergency changes in accordance with §4-8.00, Reporting Requirements.
- b. Salary adjustments for any employee through a promotion, role change exceptional recruitment and retention incentive options, or in-range adjustment shall occur only if:
1. The agency has sufficient funds within its appropriation to cover the cost of the salary adjustment for the remainder of the current biennium, or
 2. Such funds are appropriated by the General Assembly.
- c. No changes to the salary band assignment of individual career group roles administered under the new pay plan that is authorized by the 2000 session of the General Assembly, or similar actions, shall be implemented

at the option of affected agencies. Further, no changes in salary band assignments affecting classified employees of more than one agency shall become effective unless the Secretary of Finance certifies that sufficient funds are available to provide such increase or plan to all affected employees supported from the general fund.

2. The compensation of Executive Branch Employees (other than faculty at institutions of higher education) not covered by the provisions of the Classified Compensation plan shall be administered in a manner consistent with that plan.

3. Faculty: Reserved for future use.

4. Cabinet Officers: Annual salaries of persons appointed to positions listed below shall be paid in the amounts shown.

**April 10, 2002
to
June 30, 2002**

Chief of Staff	\$128,479
Secretary of Administration	\$128,479
Secretary of Commerce and Trade	\$128,479
Secretary of the Commonwealth	\$128,479
Secretary of Education	\$128,479
Secretary of Finance	\$128,479
Secretary of Health and Human Resources	\$128,479
Secretary of Natural Resources	\$128,479
Secretary of Public Safety	\$128,479

Amendments to Senate Bill 29

Administrator, Milk Commission	\$76,915
Commissioner, Department for the Aging	\$94,240
Commissioner, Virginia Department for the Blind and Vision Impaired	\$84,916
Director, Department of Health Professions	\$92,263
Director, Department of Minority Business Enterprise	\$94,229
Director, Office of Substance Abuse Prevention	\$90,860
Director, Department of Professional and Occupational Regulation	\$89,411
Director, Virginia-Israel Advisory Board	\$65,000
Executive Director, Board of Accountancy	\$75,000
Executive Director, Commission on Local Government	\$92,416
Executive Director, Commonwealth Competition Council	\$91,626
Executive Director, Frontier Culture Museum of Virginia	\$82,023
Executive Director, Governor's Employment and Training Department	\$88,451
Human Rights Director, Human Rights Council	\$76,915
Secretary, State Board of Elections	\$82,600

April 10, 2002 to
July 1, 2002

Level V Range **\$53,443**
-\$84,580

Director, Department for Rights of Virginians with Disabilities	\$78,814
Director, Department of Veteran's Affairs	\$72,263
Director, Gunston Hall	\$69,012
Director, Virginia Department for the Deaf and Hard-of-Hearing	\$66,925
Executive Director, Department of Fire Programs	\$82,023
Executive Director, Virginia Commission for the Arts	\$69,097
Executive Secretary, Virginia Veterans Care Center Board of Trustees	\$71,138
Chairman, Compensation Board	\$18,452

b. New Appointees: The annual salaries of persons appointed to positions listed in this subsection shall be established at:

- 1) No more than 15 percent above the appointee's pre-appointment salary, not to exceed the maximum for the salary range, or
- 2) The minimum for the salary range.
- 3) The basis for calculation of a new appointee's salary shall be the last full-time salary, or annualized wage, paid to such individual. If such salary or wage was in compensation for serving in an acting or otherwise temporary capacity, then the calculation shall be based upon the salary or wage of the last permanent position held by the appointee.

4) In proposing the salary for a new appointee as authorized in this subsection, it is the intent of the General Assembly that the maximum set out in §4-6.01.a.5.b.1) not be viewed as the normal increase for new appointees. The Governor shall be guided by criteria which provide a reasonable limit on the increase, considering the incumbent's potential contribution to the Commonwealth, and such other criteria as he may find useful.

c. Annual Salary Increases: In his budget proposals to the General Assembly, the Governor shall propose increases or decreases, if any, to the salaries of incumbents in the positions listed in this subsection.

1) Such proposals shall be:

a) Based on his evaluation of their individual performance,

b) No more than the maximum of the range of performance increases granted in that fiscal year for classified employees under the Classified Employee Pay Plan as set out in Item 511, of this Act,

c) No more than the maximum for the salary range, and

d) Shall be effective on the first day of the pay period next following the Governor's signature of the budget bill.

2) In making his proposals in the budget, the Governor shall provide the Chairmen of the House Appropriations Committee and the Senate Finance Committee with written justification of any increase that deviates from the average increase recommended for classified state employees under the Classified Employee Pay Plan as set out in Item 511, of this Act. Such justification shall be confidential and shall not be subject to the provisions of the Freedom of Information Act.

3) Incumbents with less than six months tenure in the position listed in this subsection shall not be eligible for the salary increase authorized by this subsection.

4) In proposing the annual salary increase authorized in this subsection, it is the intent of the General Assembly that the maximum set out in §4-6.01.a.5.c.1) b) above should be reserved for those agency heads who made an exceptional contribution to the operation of their agency. The Governor shall be guided by criteria which provide a reasonable limit on the increase, considering the incumbent's service to the Commonwealth, and such other criteria as he may find useful.

d. Competitive Salary Increases: At any time, the Governor may approve a salary increase for the incumbent in a position listed in this subsection, in response to a bona fide job offer from another employer.

1) Such competitive salary increase shall be:

a) Based on his evaluation of their individual performance,

b) No more than the maximum of the salary range,

c) No more than 15 percent for any single competitive offer or for a combination of competitive offers in a single fiscal year, and

d) Temporary and provisional until the first day of the pay period next following the Governor's signature of the budget bill.

2) In approving a competitive offer, the Governor should be guided by criteria which provide a reasonable limit on the increase, considering the incumbent's service to the Commonwealth and the relative difficulty of finding a qualified replacement, and such other criteria as he may find useful.

3) In authorizing a competitive salary increase, the Governor shall provide the Chairmen of the House Appropriations Committee and the Senate Finance Committee with written justification for such increase. Such justification shall be confidential and shall not be subject to the provisions of the Freedom of Information Act.

e. Performance Bonuses: At any time, the Governor may approve a performance bonus for the incumbent in a position listed in this subsection.

1) Such performance bonus shall be:

1) Based on his evaluation of their individual performance,

2) No greater than five percent of the annual salary for the incumbent, as listed in this Act, and

2) Performance bonuses shall not be granted to any individual more than once in a twelve month period.

3) In authorizing a performance bonus, the Governor shall provide:

a) The Chairmen of the House Appropriations Committee and the Senate Finance Committee with written justification. Such justification shall be confidential and shall not be subject to the provisions of the Freedom of Information Act.

b) Notification of performance bonuses to the Department of Human Resource Management for retention in its records.

f. Special Provisions for Executive Branch Agency Heads:

1) Except as may be otherwise provided in this Act, all incumbents holding positions listed in this § 4-6.01 shall be eligible for all fringe benefits provided to full-time classified state employees and, notwithstanding any provision to the contrary, the annual salary paid pursuant to this § 4-6.01 shall be included as creditable compensation for the calculation of such benefits.

2) If at any time the Administrator of the Commonwealth's Attorneys' Services Council serves on the faculty of a state-supported institution of higher education, the faculty appointment must be approved by the Council. Such institution shall pay one-half of the salary listed in § 4-6.01 c 6 of this act.

a) Further, such institution may provide compensation in addition to that listed in § 4-6.01 c 6; provided, however, that such additional compensation must be approved by the Council.

b) If the Administrator ceases to be a member of the faculty of a state-supported institution of higher education, the total salary listed in § 4-6.01 c 6 shall be paid from the Council's appropriation.

6. Presidents of Institutions of Higher Education:

a. Annual salaries of the presidents of the senior institutions of higher education, the President of Richard Bland College, the Chancellor of the University of Virginia's College at Wise, the Superintendent of the Virginia Military Institute, the Director of the Southwest Virginia Higher Education Center and the Chancellor of Community Colleges, as listed in this paragraph, shall be paid in the amounts shown.

April 10, 2002 to
July 1, 2002

**SOUTHWEST VIRGINIA HIGHER
EDUCATION CENTER**

Director, Southwest Virginia Higher Education Center \$82,277

VIRGINIA COMMUNITY COLLEGE SYSTEM

Chancellor of Community Colleges \$140,631

SENIOR COLLEGE PRESIDENTS' SALARIES

Chancellor, University of Virginia's College at Wise \$109,663

President, Christopher Newport University \$109,991

President, The College of William and Mary in Virginia \$132,228

President, George Mason University \$124,788

Amendments to Senate Bill 29

President, James Madison University	\$122,675
President, Longwood College	\$117,825
President, Mary Washington College	\$116,833
President, Norfolk State University	\$120,772
President, Old Dominion University	\$116,970
President, Radford University	\$120,770
President, Richard Bland College	\$103,467
President, University of Virginia	\$146,768
President, Virginia Commonwealth University	\$148,089
President, Virginia Polytechnic Institute and State University	\$143,428
President, Virginia State University	\$120,770
Superintendent, Virginia Military Institute	\$119,655

b. The annual salaries of the presidents of the community colleges shall be fixed by the State Board for Community Colleges within a salary structure submitted to the Governor prior to June 1 each year for approval.

7. Salary Supplements:

a. No supplement to the salary of a state agency head, however titled, shall be paid except as specifically authorized in this subsection.

b. The appointing authority shall report approved supplements to the Department of Human Resource Management for retention in its records.

c. Higher Education:

1) The board of visitors shall report approved supplements to the Department of Human Resource Management for retention in its

records.

2) The board of visitors of each institution of higher education may supplement the salary of its president from private gifts, endowment funds, or income from endowments and gifts. Supplements paid from other than the cited sources prior to June 30, 1997, may continue to be paid. In approving a supplement, the board of visitors shall be guided by criteria which provide a reasonable limit on the total additional income of a president. The criteria should include a consideration of additional income from outside sources including, but not being limited to, service on boards of directors or other such services.

3) The State Board for Community Colleges may supplement the salary of the Chancellor from any available appropriations of the Virginia Community College System. In approving a supplement, the State Board for Community Colleges shall be guided by criteria which provide a reasonable limit on the total additional income of the Chancellor. The criteria should include consideration of additional income from outside sources including, but not being limited to, service on boards of directors or other such services.

c. Other Education Institutions: With the prior annual written approval of the Governor, the Board of Trustees of the Virginia Museum of Fine Arts, The Science Museum of Virginia, the Jamestown-Yorktown Foundation, and The Library Board may supplement the salary of the Director of each museum and the Librarian of Virginia from non-state funds. In approving a supplement, the Governor should be guided by criteria which provide a reasonable limit on the total additional income of the Director or Librarian of Virginia. The criteria should include, without limitation, a consideration of the salaries paid to similar officials at comparable museums and libraries of other states.

d. Virginia Port Authority: With the prior annual written approval of the Governor, the Board of Commissioners of the Virginia Port Authority may supplement the salaries of its Executive Director, its Senior Managing Director of Marketing Services and its marketing staff from non-state funds provided by any nonstock, nonprofit corporation which is authorized by the Virginia Port Authority to operate port facilities of the Commonwealth under

its jurisdiction. In approving such supplements, the Governor should be guided by criteria which provide a reasonable limit on the total additional income of the Executive Director, the Senior Managing Director of Marketing Services and the marketing staff. The criteria should include, without limitation, a consideration of the salaries paid to similar officials at comparable ports of other states.

b. Legislative, Judicial and Independent Agency Employees:

1. The compensation of employees of Legislative, Judicial and Independent Agencies shall be administered in accordance with such pay plans as may be adopted by their respective appointing authorities.

a) No funds appropriated by this Act shall be expended for the implementation of a pay plan for employees of the judicial or independent agencies that has not been reviewed and approved by the compensation subcommittees of the House Appropriations Committee and the Senate Finance Committee.

b) No funds appropriated by this Act shall be expended for the implementation of a pay plan for employees of Legislative agencies that are under the jurisdiction of the Joint Rules Committee until such plan has been reviewed and approved by the Committee. Such plan shall be provided to the compensation subcommittees of the House Appropriations Committee and the Senate Finance Committee.

2. Judges and Elected Agency Heads:

a) Annual salaries of persons appointed to positions listed below shall be paid in the amounts shown.

April 10, 2002

to

July 1, 2002

Supreme Court

Chief Justice	\$141,286
Associate Justice (six)	\$132,523

Court of Appeals

Chief Judge, Court of Appeals	\$126,899
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Amendments to Senate Bill 29

Judge, Court of Appeals (ten)	\$125,899
Circuit Courts	
Judges	\$123,027
General District Courts	
Judges	\$110,723
Juvenile and Domestic Relations District Courts	
Judges	\$110,723
Combined District Courts	
Judges	\$110,723
Corporation Commission	
Chairman, State Corporation Commission	\$127,294
Members, State Corporation Commission (4)	\$125,899
Workers' Compensation Commission	
Chairman, Virginia Workers' Compensation Commission	\$125,610
Members, Virginia Workers' Compensation Commission (2)	\$123,028
General Assembly	
Clerk of the House	\$121,225
Clerk of the Senate	\$118,672

b) Salaries of the judges in the Court of Appeals are to be 95 percent of the salaries of justices of the Supreme Court except for the Chief Judge, who shall receive an additional \$1,000 annually.

3. Agency Heads:

a) Incumbents. The annual salaries listed below shall be paid to the individual(s) who held the listed position on December 20, of the fiscal year listed.

April 10, 2002 to
July 1, 2002

Legislative and Judicial Level I	\$93,469
	-\$147,778

Amendments to Senate Bill 29

Auditor of Public Accounts	\$134,462
Director, Division of Legislative Automated Systems	\$119,219
Director, Division of Legislative Services	\$118,785
Director, Joint Legislative Audit and Review Commission	\$135,313
Executive Secretary, Supreme Court of Virginia	\$125,280
Director, Judicial Inquiry and Review Commission	\$123,027
Director, Virginia State Bar	\$147,743
Director, Public Defender Commission	\$123,027
Legislative and Judicial Level II	\$70,678
	-\$128,503
Chief, Division of Capitol Police	\$77,837
Executive Director, Virginia Alcohol Safety Action Program	\$83,311
Director, Virginia Criminal Sentencing Commission	\$95,502
Director, Board of Bar Examiners	\$75,000
Independent Range	\$81,278
	-\$128,503
Director, State Lottery Department	\$122,170
Executive Director, Virginia College Savings Plan	\$124,918
Director, Virginia Retirement System	\$124,918

b. New Appointees: The annual salaries of persons appointed to positions listed in this subsection of this Act shall be established at:

- 1) No more than 15 percent above the appointee's pre-appointment salary, not to exceed the maximum for the salary range, or
- 2) The minimum for the salary range.
- 3) The basis for calculation of a new appointee's salary shall be the last full-time salary, or annualized wage, paid to such individual. If such salary or wage was in compensation for serving in an acting or otherwise temporary capacity, then the calculation shall be based upon the salary or wage of the last permanent position held by the appointee.
- 4) In proposing the salary for a new appointee as authorized in this subsection, it is the intent of the General Assembly that the maximum set out in §4-6.01.a.5.b.1) not be viewed as the normal increase for new appointees. The appointing authority shall be guided by criteria which provide a reasonable limit on the increase, considering the incumbent's potential contribution to the Commonwealth, and such other criteria as he may find useful.

c. Annual Salary Increases: The appointing authority shall annually provide to the Department of Planning and Budget proposals for such increases or decreases as are deemed appropriate for the annual salaries of incumbents appointed to positions listed in this subsection. The Governor shall include such increases or decreases in his budget proposals to the General Assembly.

- 1) Such proposals shall be:
 - a) Based on his evaluation of their individual performance,
 - b) No more than the maximum of the range of performance increases granted in that fiscal year for classified employees under the Classified Employee Pay Plan as set out in Item 511, of this Act,

c) No more than the maximum for the salary range and

d) Shall be effective on the first day of the pay period next following the Governor's signature of the budget bill.

2) In proposing the annual salary increase authorized in this subsection, it is the intent of the General Assembly that the maximum set out in §4-6.01.b.3.c.1) b) above should be reserved for those agency heads who made an exceptional contribution to the operation of their agency. The appointing authority should be guided by criteria which provide a reasonable limit on the increase, considering the incumbent's service to the Commonwealth, and such other criteria as he may find useful.

3) In making his proposals to the Department of Planning and Budget the appointing authority in the Judicial and Independent Agencies shall provide written justification of any increase that deviates from the average increase recommended for classified state employees under the Classified Employee Pay Plan as set out in Item 511, of this Act. Copies of these justifications shall be provided by the appointing authority to the Chairmen of the House Appropriations Committee and the Senate Finance Committee. Such justification shall be confidential and shall not be subject to the provisions of the Freedom of Information Act.

4) Incumbents with less than six months tenure in the position listed in this subsection and in §1-1 through §1-15 of this Act shall not be eligible for the salary increase authorized by this subsection.

d. Competitive Salary Increases: At any time the appointing authority may approve a salary increase for the incumbent in a position listed in this subsection, in response to a bona fide job offer from another employer.

1) Such competitive salary increase shall be:

a) Based on his evaluation of their individual performance,

b) No more than the maximum of the salary range,

c) No more than 15 percent for any single competitive offer or for a combination of competitive offers in a single fiscal year, and

d) Temporary and provisional until the first day of the pay period next following the Governor's signature of the budget bill.

2) In approving a competitive offer, the appointing authority should be guided by criteria which provide a reasonable limit on the increase, considering the incumbent's service to the Commonwealth and the relative difficulty of finding a qualified replacement, and such other criteria as he may find useful.

3) In authorizing a competitive salary increase, the appointing authority in the Judicial Branch and Independent Agencies shall provide the Chairmen of the House Appropriations Committee and the Senate Finance Committee with written justification for such increase. Such justification shall be confidential and shall not be subject to the provisions of the Freedom of Information Act.

e. Performance Bonuses: At any time the appointing authority may approve a performance bonus for the incumbent in a position listed in this subsection.

1) Such performance bonus shall be:

a) Based on his evaluation of their individual performance,

b) No greater than five percent of the annual salary for the incumbent, as listed in this Act, and

2) Performance bonuses shall not be granted to any individual more than once in a twelve month period.

3) In authorizing a performance bonus, the appointing authority shall provide;

a) The Chairmen of the House Appropriations Committee and the Senate Finance Committee with written justification. Such justification shall be confidential and shall not be subject to the provisions of the Freedom of Information Act.

b) Notification of performance bonuses to the Department of Human Resource Management for retention in its records.

c. Provisions Applicable to All Employees:

1. No lump sum appropriation for personal service shall be regarded as advisory or suggestive of individual salary rates or of salary schedules to be fixed under law by the Governor payable from the lump sum appropriation.

2. Full-time employees of the Commonwealth, including faculty members of state institutions of higher education, who are appointed to a state-level board, council, commission or similar collegial body set forth in §§ 2.1-20.4 and 15.2-1636.5, Code of Virginia, shall not receive any compensation for their services as members or chairmen except for reimbursement of reasonable and necessary expenses.

§ 4-6.02 EMPLOYEE BENEFITS

a. General Application

Notwithstanding any other provision of law, employees holding full-time, academic-year classified positions at public institutions of higher education shall be considered "state employees" as defined in § 51.1-124.3, Code of Virginia, and shall be considered for medical/hospitalization, retirement service credit, and other benefits on the same basis as those individuals appointed to full-time, 12-month classified positions.

b. Employee Training

1. Subject to uniform rules and regulations established by the appointing authority, the head of any state agency may authorize, from any funds appropriated to such department, institution or other

agency in this act or subsequently made available for the purpose, compensation or expenses or both compensation and expenses for employees pursuing approved training courses or academic studies for the purpose of becoming better equipped for their employment in the state service.

2. The rules and regulations shall include reasonable provision for the return of any employee receiving such benefits for a reasonable period of duty, or for reimbursement to the state for expenditures incurred on behalf of the employee should he not return to state service.

c. Health Benefits

1. Any medical/hospitalization benefit program provided for state employees shall include the following provision: any state employee, as defined in §2.2-2818, Code of Virginia, shall have the option to accept or reject coverage.

3. Any hospital with fewer than 105 beds and which has a minority patient population in excess of 75 percent shall be allowed to participate in the Employee Health Insurance Program pursuant to §2.2-2818, Code of Virginia, provided that such hospital enters into a written agreement to accept the same level of reimbursement as the participating hospitals in the same geographic region.

4. Any hospital that serves as the primary medical facility for state employees may be allowed to participate in the State Employee Health Insurance Program pursuant to §2.2-2818, Code of Virginia, provided that:

a) Such hospital is not a participating provider in the network, contracted by the Department of Human Resource Management, that serves state employees, and

b) such hospital enters into a written agreement with the Department of Human Resource Management as to the rates of reimbursement.

c) The Department shall accept the lowest rates offered by the

hospital from among the rates charged by the hospital to:

- 1) Its largest purchaser of care,
 - 2) Any state or federal public program, or
 - 3) Any special rate developed by the hospital for the state employee health benefits program which is lower than either of the rates above.
- d) If the Department and the hospital cannot come to an agreement, the Department shall reimburse the hospital at the rates contained in its final offer to the hospital until the dispute is resolved.
- e) Any dispute shall be resolved through arbitration or through the procedures established by the Administrative Process Act, as the hospital may decide, without impairment of any residual right to judicial review.

d. Retirement Benefits:

1. Except as provided for sworn personnel of the Department of State Police, no payment of, or reimbursement for, the employer paid contribution to the State Police Officers' Retirement System, or any system offering like benefits, shall be made by the Compensation Board of the Commonwealth at a rate greater than the employer rate established for the general classified workforce of the Commonwealth covered under the Virginia Retirement System. Any cost for benefits exceeding such general rate shall be borne by the employee or, in the case of a political subdivision, by the employer.
2. Any classified employee of the Commonwealth who (i) is compensated on a salaried basis and (ii) works at least twenty hours per week shall be considered a full-time employee for the purposes of participation in the Virginia Retirement System's group life insurance and retirement programs. Any part-time magistrate hired prior to July 1, 1999, shall have the option of participating in the programs under

this provision.

3. Notwithstanding any other provision of law, the board of visitors or other governing body of any public institution of higher education is authorized to establish age and service eligibility criteria for faculty participating in voluntary early retirement incentive plans for their respective institutions pursuant to § 23-9.2:3.1 B and the cash payment offered under such compensation plans pursuant to § 23-9.2:3.1 D, Code of Virginia. The total cost in any fiscal year for any compensation plan established under § 23-9.2:3.1 D, Code of Virginia, shall be set forth by the governing body in the compensation plan for approval by the Governor and review for legal sufficiency by the Office of the Attorney General.

e. Severance Benefits

1. Severance benefits as provided for under the provisions of the Workforce Transition Act of 1995, §2.2-3200 to §2.2-3206 of the Code of Virginia, shall be provided to all employees granted benefits under that Act.

2. Notwithstanding the provisions of §2.2-3202 of the Code of Virginia, full-time employees appointed by the Governor, whether or not confirmed by the General Assembly, shall be entitled to severance benefits equal to one month salary, provided that they meet the standard of a terminated employee set out in §2.2-3200 of the Code of Virginia.

§ 4-6.03 CHARGES

a. FOOD SERVICES:

1. Except as exempted by the prior written approval of the Director, Department of Human Resource Management, and the provisions of § 2.1-558 A, Code of Virginia, state employees shall be charged for meals served in state facilities.

a) Charges for meals will be determined by the agency. Such charges shall be not less than the value of raw food and the

cost of direct labor and utilities incidental to preparation and service.

b) Each agency shall maintain records as to the calculation of meal charges and revenues collected.

c) Except where appropriations for operation of the food service are from nongeneral funds, all revenues received from such charges shall be paid directly and promptly into the general fund.

2. The provisions of this subsection shall not apply to on-duty employees assigned to correctional facilities operated by the Departments of Corrections, Juvenile Justice, and Correctional Education.

b. HOUSING SERVICES:

1. Each agency will collect a fee from state employees who occupy state-owned housing, subject to guidelines provided by the Director, Department of General Services. Each agency head is responsible for establishing a fee for state-owned housing and for documenting in writing why the rate established was selected. In exceptional circumstances, which shall be documented as being in the best interest of the Commonwealth by the agency requesting an exception, the Director, Department of General Services may waive the requirement for collection of fees.

2. All revenues received from housing fees shall be promptly deposited in the state treasury. For housing for which operating expenses are financed by general fund appropriations, such revenues shall be deposited to the credit of the general fund. For housing for which operating expenses are financed by nongeneral fund appropriations, such revenues shall be deposited to the credit of the nongeneral fund. Agencies which provide housing for which operating expenses are financed from both general fund and nongeneral fund appropriations shall allocate such revenues, when deposited in the state treasury, to the appropriate fund sources in the same proportion as the appropriations. However, without exception,

any portion of a housing fee attributable to depreciation for housing which was constructed with general fund appropriations shall be paid into the general fund.

c. VEHICLE PARKING SPACES:

1. Agencies with parking space for employees in state-owned facilities shall, when required by the Director, Department of General Services, charge employees for such space on a basis approved by the Governor. All revenues received from such charges shall be paid directly and promptly into a special fund in the state treasury to be used, as determined by the Governor, for payment of costs for the provision of vehicle parking spaces. Interest shall be added to the fund as earned. In the case of any agency with central administrative offices occupying leased or rental space in the metropolitan Richmond area, not including institutions of higher education, the Director shall require that a fee be charged employees for vehicle parking spaces which are assigned to them or which are otherwise available incidental to the lease or rental agreement. In such cases the individual employee fee scale shall not be less than that provided for employees at the Seat of Government, provided that if, in the opinion of the Director good cause is shown, this portion of the requirement may be amended or waived. Revenues derived from employees paying for parking spaces in leased facilities will be retained by the leasing agency to be used to offset the cost of the lease to which it pertains.

2. Agencies assigned to a Governor's Secretary, excluding institutions of higher education, which are located in the metropolitan Richmond area shall not use public funds to lease private parking spaces for employees. Payments for such leases shall be derived from charges to employees for parking space or from other nonpublic funds, or both. Any lease for private parking space must be approved by the Director, Department of General Services.

§ 4-6.04 SELECTION PROCESS FOR FILLING POSITIONS

a. In filling all state positions, all provisions relative to competitive hiring outlined in Title 2.2, Chapter 29, Code of Virginia (the Virginia Personnel

Act), shall be strictly observed by state agency heads. Neither the Governor, a member of the Governor's staff, nor the Cabinet Secretaries and their deputies shall exercise authority with respect to, or otherwise seek to influence the selection or tenure in office of any individual for a position subject to the Virginia Personnel Act.

b. In keeping with the provisions of Title 2.2, Chapter 29, Code of Virginia (the Virginia Personnel Act) all appointments and promotions to and tenure in positions in the service of the Commonwealth shall be based upon merit and fitness, to be ascertained, as far as possible, by the competitive rating of qualifications by the respective appointing authorities."

Explanation:

(This amendment updates the positions and employment section of the General Provisions to: consolidate all agency heads compensation in one location in the budget, provide for uniform treatment of agency head compensation and assure that, with the exception of college presidents, the salaries listed are those actually paid to incumbents.)

Item 4-6.03 #1s

Positions and Employment

Employee Benefits

Language

Language:

Page 564, following line 28, insert:

"h. Notwithstanding any other provision of law, no agency head compensated by funds appropriated in this Act may be a member of the Virginia Law Officers' Retirement System created under Title 51.1, Chapter 2.1, Code of Virginia. The provisions of this paragraph are retroactive to October 1, 1999."

Explanation:

(This amendment is self explanatory.)