

**Revenues**

Revenues

Language

**Language:**

Page 1, strike lines 22 though 30 and insert:

"

	<b>First Year</b>	<b>Second Year</b>	<b>Total</b>
Unreserved Balance, June 30, 2008	28,972,746	0	28,972,746
Additions to Balance	192,536,232	451,766	192,987,998
Official Revenue Estimates	16,089,898,276	17,190,053,876	33,279,952,152
Lottery Proceeds Fund	0	0	0
Transfers	384,786,174	387,464,871	772,251,045
Total General Fund Resources			
Available for Appropriation	16,696,193,428	17,577,970,513	34,274,163,941

"

Page 1, strike lines 32 through 38 and insert:

"

	<b>First Year</b>	<b>Second Year</b>	<b>Total</b>
Balance, June 30, 2008	2,988,476,436	0	2,988,476,436
Official Revenue Estimates	20,404,213,693	20,771,751,057	41,175,964,750
Bond Proceeds	1,277,293,373	246,000,000	1,523,293,373
Lottery Proceeds Fund	461,000,000	461,000,000	922,000,000
Total Nongeneral Fund Revenues			
Available for Appropriation	25,130,983,502	21,478,751,057	46,609,734,559
<b>TOTAL PROJECTED REVENUES</b>	<b>41,827,176,930</b>	<b>39,056,721,570</b>	<b>80,883,898,500</b>

**Explanation:**

(This amendment reflects general fund and nongeneral fund revenue adjustments included in amendments to House Bill 30, as introduced. This amendment also reflects the exclusion of the Lottery proceeds fund from the general fund and the actions undertaken to set it out as a separate nongeneral fund dedicated to public education.)

**Legislative Department**

General Assembly Of Virginia

Language

**Language:**

Page 8, after line 27, insert:

"J. Notwithstanding the salaries listed in Item 1, paragraph B.3. of this act, the Senate Committee on Rules may establish a salary range for the Clerk of the Senate."

**Explanation:**

(This amendment is self-explanatory.)

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Item 1 #2c

**Legislative Department**

General Assembly Of Virginia

**FY 08-09**

\$195,256

**FY 09-10**

\$195,256 GF

**Language:**

Page 3, line 4, strike "\$32,038,929" and insert "\$32,234,185".

Page 3, line 4, strike "\$32,038,929" and insert "\$32,234,185".

**Explanation:**

(This amendment provides \$195,256 each year from the general fund to update the estimate by the Department of General Services of the costs of operating and maintaining space allocated to the Senate in the General Assembly Building and the Capitol.)

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Item 1 #3c

**Legislative Department**

General Assembly Of Virginia

Language

**Language:**

Page 7, line 55, strike "one" and insert "four".

Page 7, line 56, strike "member" and insert "members".

Page 8, strike lines 6 through 18 and insert:

"the Commonwealth's use of the prevailing salary and cost approaches to funding the Standards of Quality, as compared with alternative approaches, such as a fixed point in time salary base that is increased annually by some minimum percentage or funding the national average teacher salary; and 2) review the "federal revenue deduct" methodology, including the current use of a cap on the deduction."

**Explanation:**

(This amendment directs the Joint Subcommittee on Elementary and Secondary Education Funding to study the Commonwealth's use of the prevailing salary and cost approaches to funding the Standards of Quality, as compared with alternative approaches, and to review the "federal revenue deduct" methodology. In addition, the amendment increases the membership of the Joint Subcommittee from two members to eight members.)

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Item 1 #4c

**Legislative Department**

General Assembly Of Virginia

Language

**Language:**

Page 8, after line 27, insert:

"J. Notwithstanding the salaries set out in Items 2, 5, and 6, the Committee on Joint Rules may establish salary ranges for such agency heads consistent with the provisions and salary ranges included in Item 4-6.01 of this act."

**Explanation:**

(This amendment authorizes the Committee on Joint Rules to establish salary ranges for the Auditor of Public Accounts, the Director of the Division of Legislative Automated Systems, and the Director of the Division of Legislative Services, consistent with the general provisions of § 4.6.01.)

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Item 1 #5c

**Legislative Department**

General Assembly Of Virginia

**FY 08-09**

\$311,166

**FY 09-10**

\$311,166 GF

**Language:**

Page 3, line 4, strike "\$32,038,929" and insert "\$32,350,095".

Page 3, line 4, strike "\$32,038,929" and insert "\$32,350,095".

**Explanation:**

(This amendment provides \$311,166 each year from the general fund to update the estimate by the Department of General Services of the costs of operating and maintaining space allocated to the House of Delegates in the General Assembly Building and the Capitol.)

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Item 5 #1c

<b>Legislative Department</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Division Of Legislative Automated Systems	\$9,386	\$9,386	GF

**Language:**

Page 10, line 18, strike "\$3,409,157" and insert "\$3,418,543".

Page 10, line 18, strike "\$3,409,157" and insert "\$3,418,543".

**Explanation:**

(This amendment provides \$9,386 each year from the general fund to correct for an underestimation by the Department of General Services of the costs of operating and maintaining space allocated to the Division of Legislative Automated Systems in the General Assembly Building .)

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Item 6 #1c

<b>Legislative Department</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Division Of Legislative Services	\$8,640	\$8,640	GF

**Language:**

Page 10, line 35, strike "\$5,782,325" and insert "\$5,790,965".

Page 10, line 35, strike "\$5,782,325" and insert "\$5,790,965".

**Explanation:**

(This amendment provides \$8,640 each year from the general fund to support the direct costs for the Bicentennial Commission on the War of 1812, pursuant to Senate Bill 383 and House Bill 1391 of the 2008 Session of the General Assembly.)

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Item 6 #2c

<b>Legislative Department</b>		
Division Of Legislative Services		Language

**Language:**

Page 10, strike lines 42 through 43 and insert:

"\$151,263 from July 1, 2008, to November 24, 2008, \$154,288 from November 25,

2008, to November 24, 2009, and \$157,374 from November 25, 2009, to June 30, 2010."

**Explanation:**

(This amendment adjusts the salary for the Director, Division of Legislative Services.)

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Item 6 #3c

<b>Legislative Department</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Division Of Legislative Services	\$33,164	\$33,164	GF

**Language:**

Page 10, line 35, strike "\$5,782,325" and insert "\$5,815,489".  
Page 10, line 35, strike "\$5,782,325" and insert "\$5,815,489".

**Explanation:**

(This amendment provides \$33,164 each year from the general fund to update the estimate by the Department of General Services of the costs of operating and maintaining space allocated to the Division of Legislative Services in the General Assembly Building.)

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Item 22 #1c

**Legislative Department**

Virginia Sesquicentennial Of The  
American Civil War Commission

Language

**Language:**

Page 15, strike lines 8 through 12 and insert:  
"Pursuant to the provisions of Chapter 465 of the Acts of Assembly of 2006, \$2,170,267 each year from the general fund and \$600,000 each year from nongeneral funds is appropriated to support the Virginia".

**Explanation:**

(This amendment corrects the language describing the existing appropriation for the Virginia Sesquicentennial of the American Civil War Commission.)

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**Legislative Department**

Joint Legislative Audit And  
Review Commission

Language

**Language:**

Page 17, after line 36, insert:

"E. The Joint Legislative Audit and Review Commission (JLARC) shall examine the quality, cost, and value of the services provided to state agencies and public bodies by the Virginia Information Technologies Agency (VITA). This examination shall include the relationship between VITA and the Information Technology Investment Board, the procurement of information technology goods and services by VITA on behalf of other state agencies and institutions of higher education, the management of information technology projects by the agency's Project Management Division, and the role that VITA could perform, if any, in the governance and oversight of information technology maintenance and operations now under the purview of state agencies. Technical assistance in the performance of this examination shall be provided to JLARC by VITA. All agencies of the Commonwealth shall provide assistance to JLARC in conducting this examination upon request. JLARC shall submit an interim report by December 15, 2008, and a final report with its findings and recommendations by December 15, 2009."

**Explanation:**

(This amendment requires JLARC to conduct an examination of the Virginia Information Technologies Agency (VITA). This examination is to be completed by December 15, 2009, and is to examine the operations of VITA, its services and the costs of those services to state agencies and other public bodies, and whether VITA could have any role to play in the governance of state agencies' information technology maintenance and operations functions.)

**Legislative Department**

Joint Legislative Audit And  
Review Commission

**FY 08-09**

\$10,638

**FY 09-10**

\$10,638 GF

**Language:**

Page 17, line 5, strike "\$3,519,465" and insert "\$3,530,103".

Page 17, line 5, strike "\$3,379,465" and insert "\$3,390,103".

**Explanation:**

(This amendment provides \$10,638 each year from the general fund to update the estimate by the Department of General Services of the costs of operating and maintaining space allocated to the Division of Legislative Automated Services in the General Assembly Building.)

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Item 31 #1c

**Legislative Department**

Legislative Department Reversion  
Clearing Account

Language

**Language:**

Page 18, after line 11, insert:

"On or before June 30, 2009, the Committee on Joint Rules shall authorize the reversion of \$1,000,000 to the Legislative Department Reversion Clearing Account, representing savings generated by legislative agencies in the first year of the biennium."

**Explanation:**

(This amendment captures savings generated by legislative agencies in fiscal year 2009.)

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Item 33 #1c

**Judicial Department**

Supreme Court

**FY 08-09**  
(\$1,000,000)

**FY 09-10**  
(\$1,000,000) GF

**Language:**

Page 19, line 3, strike "\$17,158,723" and insert "\$16,158,723".

Page 19, line 3, strike "\$17,158,723" and insert "\$16,158,723".

Page 19, strike lines 35 through 42.

**Explanation:**

(This amendment eliminates funding for a new initiative included in the introduced budget to provide additional reimbursements to court-appointed counsel representing juvenile defendants. Senate Bill 610 of the 2008 General Assembly session authorized additional waivers for juvenile cases under certain circumstances.)

However, expenditures for these additional waivers can be absorbed by the current appropriations for court appointed counsel waivers.)

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Item 33 #2c

<b>Judicial Department</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Supreme Court	(\$4,000,000)	(\$2,000,000)	GF

**Language:**

Page 19, line 3, strike "\$17,158,723" and insert "\$13,158,723".

Page 19, line 3, strike "\$17,158,723" and insert "\$15,158,723".

Page 19, line 31, strike "\$8,200,000 the first year and \$8,200,000" and insert: "\$4,200,000 the first year and \$6,200,000".

**Explanation:**

(This amendment adjusts funding for the waivers for payments to court-appointed counsel authorized by the 2007 General Assembly in House Bill 2361 and Senate Bill 1168. The General Assembly appropriated \$8.2 million each year for the waivers beginning in fiscal year 2008. In the first eight months of the program expenditures have been less than \$650,000, although expenditures have been increasing in recent months. This amendment adjusts the appropriation to assume expenditures of \$4.2 million in fiscal year 2009 and \$6.2 million in 2010.)

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Item 38 #1c

<b>Judicial Department</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Supreme Court	\$1,000,000	\$1,000,000	NGF

**Language:**

Page 20, line 17, strike "\$28,562,566" and insert "\$29,562,566".

Page 20, line 17, strike "\$28,337,566" and insert "\$29,337,566".

**Explanation:**

(This amendment provides an additional \$1,000,000 each year from dedicated special revenues for the Courts Technology Fund, to reflect anticipated revenue collections from the court fees that support the fund.)

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Item 40 #1c



<b>Judicial Department</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Circuit Courts	(\$400,000)	(\$480,000)	GF

**Language:**

Page 22, line 20, strike "\$96,935,870" and insert "\$96,535,870".  
Page 22, line 20, strike "\$96,935,870" and insert "\$96,455,870".

**Explanation:**

(This amendment reflects anticipated savings to the criminal fund resulting from the addition of five foreign language interpreters in the budget as introduced.)

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Item 49 #1c

<b>Judicial Department</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia State Bar	\$4,250,000	\$4,250,000	NGF

**Language:**

Page 29, line 6, strike "\$6,120,000" and insert "\$10,370,000".  
Page 29, line 6, strike "\$6,120,000" and insert "\$10,370,000".

**Explanation:**

(This amendment provides \$4,250,000 each year from nongeneral funds for the Legal Services Corporation of Virginia, for legal aid services. The source of the nongeneral funds is a \$5 increase in civil filing fees, pursuant to Senate Bill 248 of the 2008 Session of the General Assembly.)

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Item 56 #1c

<b>Executive Offices</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Attorney General And Department Of Law	\$140,000 1.00	\$140,000 1.00	GF FTE

**Language:**

Page 32, line 34, strike "\$29,728,459" and insert "\$29,868,459".  
Page 32, line 34, strike "\$29,716,133" and insert "\$29,856,133".

**Explanation:**

(This amendment provides \$140,000 from the general fund each year to continue the Virginia TRIAD partnership. This program is intended to reduce the fear of crime and victimization among senior citizens by increasing the awareness of scams and frauds targeting seniors, strengthening communication between law enforcement and senior communities, and educating seniors on state and local resources available to them. There are currently 87 TRIAD partnerships in Virginia. The Office of the Attorney General has supported this program since 1995, using federal grant funds since 2003. The Attorney General applied to the federal Bureau of Justice Assistance to continue the federal funding, but the application was denied.)

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Item 63 #1c

**Executive Offices**

Virginia Enterprise Applications  
Program Office

Language

**Language:**

Page 37, strike lines 7 through 14 and insert:

"3.a. All Executive Department agencies and institutions shall comply with the directives and requirements established by the VEAP Office Director. The Director shall provide written notification of unacceptable agency cooperation to the affected cabinet secretary, the Governor's Chief of Staff, and the Chairmen of the House Appropriations and Senate Finance Committees.

b. In addition to the processes and data standards used to support work performed for the Department of Transportation's system modernization effort, the VEAP Office Director shall identify major Commonwealth financial and information collection processes and establish data standards for each process. On December 1, 2008, and every six months thereafter, the VEAP Office Director shall report and recommend to the Chief Information Officer and the Information Technology Investment Board, the processes reviewed and the data standards established which merit adoption as part of § 2.2-2458, Code of Virginia. The VEAP Office Director shall also develop, along with the Chief Information Officer, a migration strategy to implement the data standards and provide such strategy to the Governor and the Information Technology Investment Board for their review beginning December 1, 2008. As part of the migration strategy and its implementation, the VEAP Office Director shall identify agencies and institutions which have sufficiently modern accounting systems that can adopt and implement these data standards. All agencies and institutions shall cooperate with the VEAP Office Director in implementing the data standards at those

agencies and institutions with sufficiently modern accounting systems and the VEAP Office Director shall report, every six months after submitting the Plan to the Governor and the Information Technology Investment Board, those agencies and institutions having adopted the data standards and any agencies or institutions that have not cooperated with the implementation.

c. For agencies whose enterprise applications management efforts are the responsibility of the VEAP Office, the VEAP Office Director shall have responsibility for operational decisions relative to the enterprise applications efforts."

**Explanation:**

(This amendment directs the Virginia Enterprise Applications Program Office (VEAP) Director to develop standards for financial and relevant accounting data, as well as a strategy for implementing these standards. The VEAP Office Director is further required to notify the affected cabinet secretary, the Governor's Chief of Staff, and the Chairmen of the House Appropriations and Senate Finance Committees if agencies are uncooperative in the provision of data or the implementation of the data standards.)

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Item 63 #2c

**Executive Offices**

Virginia Enterprise Applications  
Program Office

Language

**Language:**

Page 37, line 36, strike "Any savings created by this".  
Page 37, strike lines 37 through 40.

**Explanation:**

(This amendment strikes language allowing agencies to retain savings related to the implementation of a Payroll Services and Fiscal Services Bureau at the Department of Accounts. The amendment further removes any reference to savings that may be generated through the implementation of these service bureaus.)

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Item 63 #3c

**Executive Offices**

Virginia Enterprise Applications

Language

Program Office

**Language:**

Page 37, line 45, strike ", have an Enterprise Applications Master Services".

Page 37, line 46, strike "Agreement".

**Explanation:**

(This technical amendment corrects erroneous language within the VEAP Program Office responsibilities.)

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Item 63 #4c

**Executive Offices**

Virginia Enterprise Applications  
Program Office

Language

**Language:**

Page 38, strike lines 54 through 58, and insert:

"F. The VEAP Office Director shall submit a report to the Information Technology Investment Board and the Chairmen of the House Appropriations and Senate Finance Committees describing the progress that has been made to date in the development of enterprise-wide solutions to modernize the Commonwealth's central administrative systems and data repositories. This report shall describe the components of the existing central administrative systems, the proposed components or services to be included in any modernized administrative systems, the required timelines necessary for the implementation of the new administrative systems, the costs associated with the development and implementation of these new administrative systems, and the selection process that would be used for choosing sub-contractors to perform the development, implementation, and integration services necessary for the new administrative systems by no later than September 1, 2008."

Page 39, strike lines 1 through 5.

**Explanation:**

(This amendment directs the Virginia Enterprise Applications Program director to provide a report on the requirements to develop and implement various enterprise-wide computer systems designed to modernize Virginia's central administrative computer systems and data repositories. This report would describe the services that each system would provide, the required timelines necessary for their development and implementation, the costs associated with the systems' development, and the method of selecting the sub-contractors that would actually

develop, implement, and integrate the systems. This report is due to the ITIB and the Chairmen of the House Appropriations and Senate Finance Committees by September 1, 2008.)

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Item 67 #1c

<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Secretary Of Administration	\$19,000	\$19,000	GF

**Language:**

Page 41, line 9, strike "\$3,438,686" and insert "\$3,457,686".

Page 41, line 9, strike "\$3,438,686" and insert "\$3,457,686".

Page 41, line 52, strike "\$20,000" and insert "\$39,000".

Page 42, line 1, strike "\$20,000" and insert "\$39,000".

**Explanation:**

(This amendment provides \$19,000 the first year and \$19,000 the second year from the general fund for Allegheny Mountain Radio, for public service announcements in those areas of Western Virginia not served by Virginia public radio stations.)

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Item 69 #1c

<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Compensation Board	\$1,461,181	\$0	GF

**Language:**

Page 42, line 39, strike "\$412,516,288" and insert "\$413,977,469".

Page 46, after line 35, insert:

"M. Out of the amounts appropriated for Financial Assistance for Regional Jail Operations, \$1,461,181 the first year from the general fund is provided to the Western Virginia Regional Jail Authority to provide funding for the operations of this facility, which is expected to begin housing prisoners on March 9, 2009."

**Explanation:**

(This amendment provides funding for the Western Virginia Regional Jail to begin housing prisoners on March 9, 2009, as originally scheduled. The Governor's introduced budget assumed all local and regional jail projects would experience at least three months of construction delays. This facility, however, is currently expected to begin accepting prisoners as scheduled in March 2009.)

---

Item 69 #2c

<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Compensation Board	(\$2,000,000)	(\$4,000,000)	GF

**Language:**

Page 42, line 39, strike "\$412,516,288" and insert "\$410,516,288".

Page 42, line 39, strike "\$428,128,258" and insert "\$424,128,258".

Page 46, strike lines 23 through 35.

**Explanation:**

(This amendment eliminates new funding proposed in the budget bill to pay an increased portion of the cost of providing benefit coverage under § 51.1-138 B, Code of Virginia.)

---

Item 69 #3c

<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Compensation Board	\$1,178,494	(\$60,622)	GF

**Language:**

Page 42, line 39, strike "\$412,516,288" and insert "\$413,694,782".

Page 42, line 39, strike "\$428,128,258" and insert "\$428,067,636".

Page 46, after line 35, insert:

"M. Out of the amounts appropriated for Financial Assistance for Regional Jail Operations, \$1,178,494 the first year and a reduction of \$60,622 the second year from the general fund is provided to the Rappahannock Regional Jail Authority to provide funding for the operations of this facility's expansion, which is expected to open in two phases beginning in August 2008."

**Explanation:**

(This amendment provides funding for the Rappahannock Regional Jail's expansion project, which is scheduled to open in two stages. The first phase will open in August 2008 and the second phase will open in July 2009. This expansion will increase the current 592 available beds by an additional 432 beds, bringing the total available beds to 1,024 by July 2009. The Governor's introduced budget assumed the entire facility would open in May 2009. This amendment provides the additional nine months of funding needed to staff the first phase of the project.)

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Item 70 #1c

<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Compensation Board	(\$3,000,000)	(\$3,000,000)	GF

**Language:**

Page 46, line 37, strike "\$82,776,126" and insert "\$79,776,126".

Page 46, line 37, strike "\$82,776,126" and insert "\$79,776,126".

**Explanation:**

(This amendment captures savings of \$3.0 million from the general fund the first year and \$3.0 million from the general fund the second year based on a technical correction in the amounts needed for jail per diem payments to reflect the most recent jail population levels.)

---

Item 70 #2c

<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Compensation Board	\$2,564,403	\$0	GF

**Language:**

Page 46, line 37, strike "\$82,776,126" and insert "\$85,340,529".

Page 49, after line 57, insert:

"7. The provisions of this paragraph shall not apply to any local or regional jail where the cumulative federal share of capital costs exceeds the Commonwealth's cumulative capital contribution. "

**Explanation:**

(This amendment restores, in the first year only, the exemption from recoveries of state funds used to house federal inmates in jails for which the federal government paid for the construction of the bed space utilized for that purpose.)

---

Item 70 #3c

<b>Administration</b>		<b>Language</b>
Compensation Board		

**Language:**

Page 50, after line 44, insert:

"L. The Compensation Board shall provide an annual report on the number and diagnoses of inmates with mental illnesses in local and regional jails, the treatment services provided, and expenditures on jail mental health programs. The report shall be prepared in cooperation with the Virginia Sheriffs Association, the Virginia Association of Regional Jails, the Virginia Association of Community Services Boards, and the Department of Mental Health, Mental Retardation and Substance Abuse Services, and shall be coordinated with the data submissions required for the annual jail cost report. Copies of this report shall be provided by October 1, 2008, and each year thereafter to the Governor and the Chairmen of the Senate Finance and House Appropriations Committees.

M. The Compensation Board shall conduct a feasibility study of developing an annual operating cost report for Commonwealth's Attorneys, Treasurers, and Commissioners of the Revenue, using a reporting format similar to that provided in the annual jail cost report. The feasibility study shall be provided to the Chairmen of the Senate Finance and House Appropriations Committees by January 1, 2009."

**Explanation:**

(This amendment requires that the jail mental health survey be conducted on an annual basis, and requires a feasibility study of developing an annual cost report for the other constitutional officers, similar to the annual jail cost report.)

Item 73 #1c

<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Compensation Board	\$337,007	\$318,907	GF

**Language:**

Page 53, line 19, strike "\$67,102,122" and insert "\$67,439,129".

Page 53, line 19, strike "\$67,102,122" and insert "\$67,421,029".

**Explanation:**

(This amendment provides general funds to convert four part-time Commonwealth's Attorneys' offices for Buckingham, Caroline, Charles City, and Middlesex counties from part-time to full-time status in accordance with § 15.2-1629, Code of Virginia.)

Item 76 #1c



<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Compensation Board	\$20,700	\$20,700	GF

**Language:**

Page 60, line 14, strike "\$7,867,759" and insert "\$7,888,459".

Page 60, line 14, strike "\$7,616,689" and insert "\$7,637,389".

Page 60, line 25, after "shall use", insert:

"the greater of the most recent actual United States census count or".

**Explanation:**

(This amendment requires the Compensation Board, for the purposes of determining the salaries for the Constitutional Officers, to use the greater of the most recent actual census count or the most recent provisional census count. Current policy mandates that the Compensation Board use the most recent provisional count, but includes a hold harmless provision for incumbent Constitutional Officers.)

Item 76 #2c

**Administration**

Compensation Board

Language

**Language:**

Page 64, after line 38, insert:

"T. The Compensation Board, in conjunction with the Office of the Secretary of Public Safety, the Department of Corrections, and the Department of Criminal Justice Services, shall report on the feasibility and resource requirements to review the operational capacity and staffing needs of each local and regional jail facility in the Commonwealth. The report shall include requirements to complete such a review within a two-year period, to develop a standard for the establishment of operational capacity based upon facility design standards, and to establish a baseline staffing standard for each facility and a standard to accommodate growth in inmate populations in excess of established capacities. The report shall be provided to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2008."

**Explanation:**

(This amendment directs the Compensation Board, in concert with the Secretary of Public Safety and the Department of Corrections, to determine the resources necessary to review and assess the operating capacities of all local and regional jail facilities and the staffing requirements for those facilities when under and over that

capacity.)

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Item 76 #3c

<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Compensation Board	\$93,051	\$230,000	GF
	2.00	2.00	FTE

**Language:**

Page 60, line 14, strike "\$7,867,759" and insert "\$7,960,810".

Page 60, line 14, strike "\$7,616,689" and insert "\$7,846,689".

**Explanation:**

(This amendment restores funding for two positions at the State Compensation Board. The October 2007 budget reductions eliminated one staff position at the Compensation Board and the introduced budget proposed eliminating three additional staff. These four positions represent over 15 percent of the Compensation Board's staffing level for fiscal year 2008 in Chapter 847.)

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Item 76 #4c

<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Compensation Board	(\$1,124,052)	(\$1,699,905)	GF

**Language:**

Page 60, line 14, strike "\$7,867,759" and insert "\$6,743,707".

Page 60, line 14, strike "\$7,616,689" and insert "\$5,916,784".

**Explanation:**

(This amendment captures savings of \$1.1 million from the general fund the first year and \$1.7 million the second year from extending the 90-day hiring strategy to sheriffs and commonwealth's attorneys.)

---

Item 76 #5c

**Administration**

Compensation Board

Language

**Language:**

Page 61, line 2, strike "10,393" and insert "10,556".

**Explanation:**

(This amendment provides 163 additional positions the first year for the operations of the Western Virginia Regional Jail, which will begin accepting prisoners on March 9, 2009.)

Item 76 #6c

<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Compensation Board	\$760,000	\$760,000	GF

**Language:**

Page 60, line 14, strike "\$7,867,759" and insert "\$8,627,759".

Page 60, line 14, strike "\$7,616,689" and insert "\$8,376,689".

Page 64, line 23, strike "\$244,500" and insert "\$1,004,500".

Page 64, line 24, strike "\$244,500" and insert "\$1,004,500".

Page 64, line 26, strike "Virginia Community".

Page 64, strike line 27 and 28 and insert:

"Virginia Center for Policing Innovation to implement and maintain the interface between all local and regional jails in the Commonwealth and the Statewide Automated Victim Notification (SAVIN) system, to provide for SAVIN program coordination,".

Page 64, line 29, strike "system".

**Explanation:**

(This amendment provides \$760,000 from the general fund the first year and \$760,000 from the general fund the second year for the implementation and maintenance of the interface between all local and regional jails in the Commonwealth and the Statewide Automated Victim Notification system.)

Item 80 #1c

<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of General Services	(\$1,871,285)	(\$1,824,620)	NGF
	-16.00	-16.00	FTE

**Language:**

Page 66, line 34, strike "\$24,175,520" and insert "\$22,304,235".  
Page 66, line 34, strike "\$24,128,855" and insert "\$22,304,235".  
Page 67, strike lines 2 through 6.  
Page 67, line 7, strike "2." and insert "C."  
Page 67, line 8, after "shall", strike ":".  
Page 67 strike lines 9 through 13.  
Page 67, line 14, strike "b. Standardize" and insert "standardize".  
Page 67, strike lines 32 through 43.

**Explanation:**

(This amendment eliminates the proposed transfer of information technology procurement functions from VITA to the Department of General Services as contained in the Governor's introduced budget. While the description provided by the administration for this transfer states that it will allow for the consolidation of common business practices, it could actually increase the time required to approve projects and procurements due to the need for the Department of General Services to now integrate procurements into the project, approval, and security oversight requirements for information technology projects. The transfer may also interfere with the contractual responsibility the Commonwealth has to use Northrop Grumman as state government's primary infrastructure services provider.)

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Item 81 #1c

**Administration**

Department Of General Services

Language

**Language:**

Page 69, after line 32, insert:

"F. All new and renovated state-owned facilities, if the renovations are in excess of 50 percent of the structure's assessed value, that are over 5,000 gross square feet shall be designed and constructed consistent with energy performance standards at least as stringent as the U.S. Green Building Councils LEED rating system or the Green Globes rating system."

**Explanation:**

(This amendment requires that state buildings be constructed or renovated to energy performance standards that are at least as stringent as those in the U.S. Green Building Council's LEED rating system or the Green Globes rating system.)

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Item 81 #2c

<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of General Services	14.00	14.00	FTE

**Language:**

**Explanation:**

(This amendment provides 14 FTE positions for housekeeping and maintenance for the State Capitol. The Department of General Services will bill the Offices of the Clerks of the Senate and the House of Delegates for their respective shares of the cost of these positions.)

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Item 89 #1c

<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
State Board Of Elections	(\$200,000)	\$0	GF

**Language:**

Page 74, line 4, strike "\$18,977,928" and insert "\$18,777,928".  
Page 74, strike lines 16 through 21.

**Explanation:**

(This amendment deletes funding included in the introduced budget to the State Board of Elections for costs that would be incurred in advertising a general bond obligation referendum for the November 2008 elections. No general obligation bond referendum is approved for the 2008 elections.)

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Item 93 #1c

<b>Agriculture And Forestry</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Agriculture And Consumer Services	\$135,562 1.00	\$131,542 1.00	GF FTE

**Language:**

Page 79, line 18, strike "\$6,754,059" and insert "\$6,889,621".  
Page 79, line 18, strike "\$6,754,059" and insert "\$6,885,601".

**Explanation:**

(This amendment adds \$135,562 in the first year and \$131,542 in the second year from the general fund to cover the costs of a new staff veterinarian position and associated equipment costs to implement the provisions of House Bills 656 and 538 as adopted by the 2008 Session of the General Assembly, relating to animal protection and fighting.)

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Item 94 #1c

<b>Agriculture And Forestry</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Agriculture And Consumer Services	(\$500,000)	(\$500,000)	GF

**Language:**

Page 79, line 28, strike "\$19,449,507" and insert "\$18,949,507".

Page 79, line 28, strike "\$19,449,507" and insert "\$18,949,507".

**Explanation:**

(This amendment eliminates \$500,000 of the \$700,000 from the general fund each year that was included in the base budget for the Office of Farmland Preservation at the Department of Agriculture and Consumer Services. This funding represented the expansion of a new initiative that was funded on a one-time basis in the current biennium. VDACS will retain \$200,000 each year for the base operations of the Office of Farmland Preservation, but not the additional funding that had been proposed to expand the state matching program for local purchase of development rights programs.)

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Item 94 #2c

<b>Agriculture And Forestry</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Agriculture And Consumer Services	(\$2,500,000)	(\$2,000,000)	GF

**Language:**

Page 79, line 28, strike "\$19,449,507" and insert "\$16,949,507".

Page 79, line 28, strike "\$19,449,507" and insert "\$17,449,507".

**Explanation:**

(This amendment retains \$500,000 in the first year and \$1.0 million in the second

year from the general fund included in the introduced budget to provide a state match for local purchase of development rights programs.)

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Item 95 #1c

<b>Agriculture And Forestry</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Agriculture And Consumer Services	\$150,000	\$150,000	GF

**Language:**

Page 81, line 35, strike "\$4,865,303" and insert "\$5,015,303".

Page 81, line 35, strike "\$4,865,303" and insert "\$5,015,303".

Page 81, after line 42, insert:

"Out of the amounts included for Plant Pest and Disease Control, \$150,000 in the first year and \$150,000 in the second year from the general fund is appropriated to support the eradication of hydrilla on Lake Gaston, Smith Mountain Lake, Lake Anna and the Potomac River."

**Explanation:**

(This amendment provides \$150,000 each year from the general fund to the Department of Agriculture and Consumer Services' "Plant Pest and Disease Control" program to support the eradication of hydrilla on Lake Gaston, Smith Mountain Lake, Lake Anna and the Potomac River. Hydrilla is an invasive plant species that interferes with recreation, destroys fish and wildlife habitats, and can severely impact water delivery systems.)

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Item 98 #1c

<b>Agriculture And Forestry</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Agriculture And Consumer Services	(\$185,000)	(\$185,000)	GF

**Language:**

Page 82, line 6, strike "\$2,958,166" and insert "\$2,773,166".

Page 82, line 6, strike "\$2,958,166" and insert "\$2,773,166".

**Explanation:**

(This amendment reduces the proposed increase for regulation of weights and measures.)

**Agriculture And Forestry**

Department Of Agriculture And  
Consumer Services

Language

**Language:**

Page 83, strike lines 23 through 26.

Page 83, line 27, strike "C" and insert "B".

Page 83, line 32, strike "D" and insert "C".

Page 83, line 37, strike "E" and insert "D".

**Explanation:**

(This amendment eliminates language that was in the introduced budget regarding merger of the Department of Charitable Gaming into the Department of Agriculture and Consumer Services. This language is no longer needed since the General Assembly passed legislation approving the merger.)

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**Agriculture And Forestry**

Department Of Forestry

**FY 08-09**

\$60,000

**FY 09-10**

\$60,000 NGF

**Language:**

Page 84, line 19, strike "\$28,814,448" and insert "\$28,874,448".

Page 84, line 19, strike "\$28,814,448" and insert "\$28,874,448".

Page 85, after line 24 insert:

"I. The Department is authorized to enter into an agreement with a private entity for a pilot program to place a communication tower on Department-owned property that is designed to blend with the surrounding landscape to the greatest extent practicable. Notwithstanding any other provision of law, any revenues received from such an agreement shall be retained by the Department and used for forest land management."

**Explanation:**

(This amendment is self-explanatory.)

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<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Secretary Of Commerce And Trade	(\$5,375,000)	(\$8,375,000)	GF

**Language:**

Page 87, line 3, strike "\$37,455,966" and insert "\$32,080,966".

Page 87, line 3, strike "\$19,605,966" and insert "\$11,230,966".

Page 88, line 27, strike "\$17,125,000" and insert "\$11,750,000".

Page 88, line 28, strike "\$17,125,000" and insert "\$8,750,000".

**Explanation:**

(This amendment removes the proposed acceleration of Semiconductor Grant payments due to Qimonda in fiscal year 2011 and fiscal year 2012. This action does not impact the payment of the Code-mandated payments to Qimonda totaling \$20.5 million that are retained in the budget for the 2008-2010 biennium.)

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Item 105 #2c

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Secretary Of Commerce And Trade	(\$7,500,000)	\$7,500,000	GF

**Language:**

Page 87, line 3, strike "\$37,455,966" and insert "\$29,955,966".

Page 87, line 3, strike "\$19,605,966" and insert "\$27,105,966".

Page 87, line 16, strike "\$15,100,000" and insert "\$7,600,00".

Page 87, line 17, after "first year", insert:

"and \$7,500,000 the second year".

**Explanation:**

(This amendment splits the appropriation for the Governor's Development Opportunity Fund between the two years of the biennium to help address cash flow needs in the fiscal year 2009 due to the additional revenue reductions. The biennial appropriation is unchanged and totals \$15.1 million, of which \$7.6 million would be available in the first year.)

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Item 105 #3c

<b>Commerce And Trade</b>	
Secretary Of Commerce And Trade	

Language

**Language:**

Page 89, after line 48, insert:

"C. The Secretary of Commerce and Trade shall report to the Chairmen of the House Appropriations and Senate Finance Committees on the work undertaken to support high speed broadband deployment in the Hampton Roads (Planning District II) region pursuant to the appropriation of funding for such purpose in Chapter 847 of the Acts of Assembly of 2007. Such report shall also include a feasibility assessment of the implementation of a broadband infrastructure that should include, but not be limited to, services such as a load-balanced 20-gigabit capacity to all site locations; fully redundant, fault-tolerant data networking; unlimited bandwidth without monthly recurring charges; disaster recovery planning and services; internet streaming video services; network-based telephone services; electronic software distribution, inventory and maintenance systems; network security and intrusion prevention systems; video teleconferencing; community wireless "hot spots"; system co-location and maintenance; and electronic, network-based, building security systems made available to all federal, state, and local government agencies, medical facilities, and other commercial and private entities. Such assessment should include an estimate of the project's full costs as well as the availability of funding to implement said proposal from federal, state and other sources. The report, including the feasibility assessment of implementing the broadband network, should be submitted no later than December 1, 2008."

**Explanation:**

(This amendment directs the Secretary of Commerce and Trade to report to the General Assembly by December 1, 2008 on the uses of the funding provided to support broadband deployment from Hampton Roads up the Eastern Shore and provide a feasibility assessment of future implementation of the broadband network.)

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Item 105 #4c

**Commerce And Trade**

Secretary Of Commerce And Trade

Language

**Language:**

Page 88, after line 19, insert:

"6. From the amounts appropriated in paragraph B.1., the Governor may provide up to \$13,750,000 in the biennium to honor any written commitments for the acceleration of payments for semiconductor manufacturing pursuant to § 59.1-284 et. seq., Code of Virginia. The Secretary of Commerce and Trade shall notify the

Chairmen of the House Appropriations and Senate Finance committees upon agreement to accelerate these payments.”

**Explanation:**

(This amendment allows the Governor to provide up to \$13,750,000 to honor any written commitment to accelerate statutorily required performance grant payments to a semiconductor manufacturer. The amendment further requires the Secretary of Commerce to notify the Chairmen of the House Appropriations and Senate Finance Committees upon agreement to accelerate these payments.)

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Item 105 #5c

**Commerce And Trade**

Secretary Of Commerce And Trade

Language

**Language:**

Page 88, after line 48, insert:

"G. The Secretary of Commerce and Trade shall evaluate the efficacy of and the financial and programmatic efficiencies that could be generated by consolidating the Department of Business Assistance into an appropriate agency within the Commerce and Trade Secretariat. Agencies that the Secretary shall consider consolidating the Department of Business Assistance into shall include, but not be limited to, the Virginia Economic Development Partnership and the Department of Minority Business Enterprises. As part of this evaluation, the Secretary shall develop a process to transfer the workforce-related service activities at the Department of Business Assistance to the Virginia Economic Development Partnership. The evaluation shall include, but not be limited to, establishing the goals of the new agency; measurable objectives to assess the future performance of the agency; the strategies to carry out the objectives; and identification and description of the activities and services to be reorganized, enhanced, curtailed, or eliminated. The Secretary of Commerce and Trade shall report its findings to the Chairmen of the House Appropriations and Senate Finance Committees by November 1, 2008, with a detailed review of the plan for completing the consolidation."

**Explanation:**

(This amendment directs the Secretary of Commerce and Trade to examine the efficacy of merging the Department of Business Assistance into the Virginia Economic Development and the Department of Minority Business Enterprise and provide a report as to any efficiencies that could be realized from such a restructuring.)

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Item 108 #1c

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Business Assistance	\$0	(\$2,000,000)	GF

**Language:**

Page 90, line 8, strike "\$14,469,124" and insert "\$12,469,124".

**Explanation:**

(This amendment removes a proposed second year increase of \$2.0 million in DBA's Virginia Jobs Investment Program.)

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Item 109 #1c

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Housing And Community Development	(\$200,000)	\$0	GF

**Language:**

Page 91, line 12, strike "\$45,187,336" and insert "\$44,987,336".  
Page 92, strike lines 14 through 21.

**Explanation:**

(This amendment reduces funding for foreclosure counseling services across the Commonwealth.)

---

Item 110 #1c

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Housing And Community Development	4.00	4.00	FTE

**Language:**

Page 95, line 43, after "M.", insert "1."  
Page 95, after line 56, insert:  
"2. The Department of Housing and Community Development is authorized to act as fiscal agent for the Fort Monroe Federal Area Development Authority (FMFADA) created pursuant to § 15.2-6304.1, Code of Virginia (Chapters 707 and 740 of the

Acts of Assembly of 2007). As fiscal agent, the department is authorized to conduct payroll, fiscal, procurement, and any other business activities requested by the Board of Commissioners for the FMFADA that are necessary to support the administration of the FMFADA. When acting in its capacity as fiscal agent for the FMFADA, the department shall have discretion regarding the transactions it performs on behalf of the FMFADA. Further, the department may employ staff on behalf of the FMFADA as requested by the Board of Commissioners for the FMFADA. Any such employees shall be placed in restricted positions and shall serve at the pleasure of the Board of Commissioners for the FMFADA.”

**Explanation:**

(This amendment provides positions to the department for staff for the Fort Monroe Federal Area Development Authority. The department will serve as fiscal agent for the authority. This amendment adjusts the agency's position level to include the staff for the Fort Monroe Federal Area Development Authority.)

Item 110 #2c

**Commerce And Trade**

Department Of Housing And  
Community Development

Language

**Language:**

Page 96, line 19, after "resources.", insert:

"Out of the amounts appropriated in this paragraph, up to \$500,000 the first year from the amounts transferred from the Water Quality Improvement Fund shall be designated for Wise County to support construction of wastewater treatment facilities to serve the Remote Area Medical (RAM)."

**Explanation:**

(This amendment designates \$500,000 in the first year from the WQIF amounts transferred to DHCD for such purposes by the 2007 Session of the General Assembly for a wastewater treatment facility in Wise County.)

Item 110 #3c

**Commerce And Trade**

Department Of Housing And  
Community Development

**FY 08-09**

\$525,000

**FY 09-10**

\$325,000 GF

**Language:**

Page 92, line 22, strike "\$49,190,566" and insert "\$49,715,566".

Page 92, line 22, strike "\$47,878,913" and insert "\$48,203,913".

Page 96, after line 22, insert:

"P. Included in this item is \$200,000 the first year from the general fund for the Commonwealth Regional Council for regional economic development efforts.

Q. Included in this item is \$95,500 in the first year and \$95,500 in the second year from the general fund for the Lenowisco Planning District Commission.

R. Included in this item is \$30,000 in the first year and \$30,000 in the second year from the general fund for the George Washington Regional Council.

S. Included in this item is \$30,000 in the first year and \$30,000 in the second year from the general fund for the Rappahannock-Rapidan Regional Commission.

T. Included in this item is \$169,500 in the first year and \$169,500 in the second year from the general fund for the Northern Virginia Regional Commission. "

**Explanation:**

(This amendment provides \$200,000 in the first year from the general fund to the Commonwealth Regional Council, and \$325,000 each year for the Lenowisco, George Washington, Rappahannock-Rapidan and Northern Virginia planning district commissions.)

Item 110 #4c

**Commerce And Trade**

Department Of Housing And  
Community Development

**FY 08-09**  
(\$150,000)

**FY 09-10**  
\$0 GF

**Language:**

Page 92, line 22, strike "\$49,190,566" and insert "\$49,040,566".

Page 96, strike lines 20 through 22.

**Explanation:**

(This amendment removes a proposed planning grant for a local dam in Manassas from the funding in the Department of Housing and Community Development. A companion amendment in Capital Outlay provides bond funding for the project.)

Item 110 #5c

**Commerce And Trade**

**FY 08-09**

**FY 09-10**

Department Of Housing And Community Development (\$500,000) (\$500,000) GF

**Language:**

Page 92, line 22, strike "\$49,190,566" and insert "\$48,690,566".  
Page 92, line 22, strike "\$47,878,913" and insert "\$47,378,913".  
Page 95, strike line 29 through line 42.  
Page 95, line 43, strike "M." and insert "L."  
Page 95, line 57, strike "N." and insert "M."  
Page 96, line 20, strike "O." and insert "N."

**Explanation:**

(This amendment removes funding totaling \$500,000 each year for new initiatives to develop a business plan for a new higher education center and business incubator on the Eastern Shore as well as to fund broadband distribution assistance.)

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Item 110 #6c

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Housing And Community Development	\$25,000	\$0	GF

**Language:**

Page 92, line 22, strike "\$49,190,566" and insert "\$49,215,566".  
Page 94, line 24, after "F.", insert "1."  
Page 94, after line 30, insert:  
"2. Out of the amounts in this item \$25,000 in the first year from the general fund shall be available to the Center for Rural Virginia, contingent upon receipt of private foundation and/or non-profit grants for community development activities in rural communities."

**Explanation:**

(This amendment provides \$25,000 in the first year to match private and nonprofit grants which are contingent upon receipt of state general funds. The Rural Center request is for funding to assist community foundations in retention of wealth in rural communities, the development of strategic plans for rural Virginia, and improve operational capabilities of rural community foundations.)

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Item 117 #1c

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Labor And Industry	(\$61,216)	(\$128,560)	GF

**Language:**

Page 97, line 29, strike "\$9,098,355" and insert "\$9,037,139".  
Page 97, line 29, strike "\$9,165,699" and insert "\$9,037,139".

**Explanation:**

(This amendment eliminates a proposed salary differential for employees in Northern Virginia. These funds are used as part of a compensation package for all employees.)

Item 119 #1c

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Labor And Industry	(\$120,000)	(\$126,000)	GF
	-1.00	-1.00	FTE

**Language:**

Page 98, line 5, strike "\$3,226,140" and insert "\$3,106,140".  
Page 98, line 5, strike "\$3,232,085" and insert "\$3,106,085".

**Explanation:**

(This amendment removes new funding included in the budget as introduced to implement new reporting and internal control requirements implemented by the Department of Accounts. These activities can be undertaken by existing staff with DOA assistance.)

Item 123 #1c

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Professional And Occupational Regulation	\$360,882	\$353,746	NGF
	4.00	4.00	FTE

**Language:**

Page 99, line 28, strike "\$19,197,664" and insert "\$19,558,546".  
Page 99, line 28, strike "\$19,197,664" and insert "\$19,551,410".



**Explanation:**

(This amendment provides the nongeneral fund appropriation and positions for the Common Interest Community Management Board established pursuant to House Bill 516, 2008 Session of the General Assembly. These amounts are generated from regulants pursuant to the terms of the legislation.)

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Item 124 #1c

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Economic Development Partnership	\$50,000	\$0	GF

**Language:**

Page 100, line 5, strike "\$17,376,010" and insert "\$17,426,010".

Page 102, after line 14, insert:

"O. Out of the amounts for Economic Development Services shall be provided \$50,000 in the first year from the general fund to the Virginia Biotechnology Research Partnership Authority."

**Explanation:**

(This amendment provides \$50,000 in the first year from the general fund to support the physical and programmatic activities of the Virginia Biotechnology Research Partnership Authority directly benefitting the two state laboratories and employees located in the Virginia Biotechnology Research Park and in recognition of comparable levels of support being provided by private sector tenants of the research park. This amount begins to match the voluntary contributions paid by the two private sector entities, Philip Morris USA and UNOS, for the space they hold within the footprint of the facility.)

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Item 124 #2c

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Economic Development Partnership	(\$350,000)	(\$350,000)	GF

**Language:**

Page 100, line 5, strike "\$17,376,010" and insert "\$17,026,010".

Page 100, line 5, strike "\$17,376,010" and insert "\$17,026,010".

**Explanation:**

(This amendment removes funding for new and expanded international marketing initiatives at the Virginia Economic Development Partnership.)

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Item 130 #1c

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Tourism Authority	\$100,000	\$100,000	GF

**Language:**

Page 104, line 49, strike "\$16,594,330" and insert "\$16,694,330".

Page 104, line 49, strike "\$16,594,330" and insert "\$16,694,330".

Page 106, after line 9, insert:

"J. Out of the amounts provided for Tourist Promotion, \$100,000 the first year and \$100,000 the second year from the general fund shall be provided to the cooperative advertising program operated by the Outdoor Advertising Association of Virginia. The Outdoor Advertising Association of Virginia shall provide a total of at least \$300,000 in advertising value each year to promote tourism in Virginia."

**Explanation:**

(This amendment restores \$100,000 from the general fund each year for the cooperative advertising program run by the Outdoor Advertising Association of Virginia. These amounts match those included in the current biennial budget.)

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Item 130 #2c

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Tourism Authority	(\$2,500,000)	(\$2,500,000)	NGF

**Language:**

Page 104, line 49, strike "\$16,594,330" and insert "\$14,094,330".

Page 104, line 49, strike "\$16,594,330" and insert "\$14,094,330".

Page 105, strike line 55.

Page 106, strike lines 1 through 5.

Page 106, line 6, strike "I." and insert "H."

**Explanation:**

(This amendment removes the appropriation of \$2.5 million each year for the

Tourism Enhancement Fund. These funds derive from the additional \$1.00 vehicle registration fee assessed to support the Jamestown 2007 commemoration. Now that the commemoration has occurred, in accordance with the original legislative intent, the fee is to be eliminated. A companion amendment to the Department of Motor Vehicles removes the language extending the fee.)

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Item 130 #3c

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Tourism Authority	\$225,000	\$225,000	GF

**Language:**

Page 104, line 49, strike "\$16,594,330" and insert "\$16,819,330".

Page 104, line 49, strike "\$16,594,330" and insert "\$16,819,330".

Page 106, after line 9, insert:

"J. Out of the amounts provided for Tourist Promotion, \$225,000 the first year and \$225,000 the second year from the general fund shall be provided to "See Virginia First," a public-private partnership operated by the Virginia Association of Broadcasters to advertise Virginia tourism. The Virginia Association of Broadcasters shall provide a total of at least \$675,000 in television and radio advertising value to promote tourism in Virginia in each fiscal year."

**Explanation:**

(This amendment restores funding for the "See Virginia First" cooperative advertising program that was eliminated in the budget as introduced. \$225,000 each year from the general fund is provided to secure private matching funds on a 1:3 basis.)

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Item 130 #4c

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Tourism Authority	\$50,000	\$50,000	GF

**Language:**

Page 104, line 49, strike "\$16,594,330" and insert "\$16,644,330".

Page 104, line 49, strike "\$16,594,330" and insert "\$16,644,330".

Page 106, after line 9, insert:

"J. Out of the amounts for Tourist Promotion shall be provided \$50,000 in the first year and \$50,000 in the second year from the general fund for the Coalfield Regional

Tourism Authority."

**Explanation:**

(This amendment restores funding for the Coalfield Regional Tourism Authority which was removed from the budget as introduced. The amendment provides \$50,000 each year from the general fund for operational funding for the Virginia Coalfield Regional Tourism Development Authority which develops, markets and promotes tourism-related efforts throughout the seven coalfield counties in southwest Virginia, including Buchanan, Lee, Russell, Scott, Tazewell, Dickenson, Wise, and the City of Norton.)

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Item 130 #5c

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Tourism Authority	(\$100,000)	(\$100,000)	GF

**Language:**

Page 104, line 49, strike "\$16,594,330" and insert "\$16,494,330".

Page 104, line 49, strike "\$16,594,330" and insert "\$16,494,330".

Page 106, strike lines 6 through 9.

**Explanation:**

(This amendment eliminates a new initiative proposed in the introduced budget to provide a \$100,000 pass-through grant from the general fund each year to the Daniel Boone Visitor's Center.)

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Item 132 #1c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Education, Central	(\$340,100)	(\$340,100)	GF
Office Operations	-3.00	-3.00	FTE

**Language:**

Page 107, line 50, strike "\$31,857,204" and insert "\$31,517,104".

Page 107, line 50, strike "\$31,857,204" and insert "\$31,517,104".

Page 109, strike lines 21 through 24.

Page 109, line 25, strike "K." and insert "J."

**Explanation:**

(This amendment removes \$340,100 each year in new funding and 3.0 new positions from the general fund proposed in the introduced budget in the Department of Education to evaluate and administer the proposed expanded Virginia preschool initiative (VPI). Companion amendments also reduce new funding proposed in Direct Aid to Public Education for changes to the VPI program, and remove new funding related to pre-kindergarten in the Department of Social Services.)

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Item 132 #2c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Education, Central Office Operations	(\$379,550)	(\$379,550)	GF

**Language:**

Page 107, line 50, strike "\$31,857,204" and insert "\$31,477,654".

Page 107, line 50, strike "\$31,857,204" and insert "\$31,477,654".

Page 109, strike lines 25 through 29.

**Explanation:**

(This amendment saves \$379,550 each year from the general fund by providing level funding for the PALS assessment tests for pre-kindergarten to third grade.)

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Item 132 #3c

<b>Education: Elementary &amp; Secondary</b>		
Department Of Education, Central Office Operations		Language

**Language:**

Page 109, strike lines 3 through 16.

**Explanation:**

(This amendment removes the remaining language related to the turnaround specialists. There is a companion amendment that removed the allocation in Item 140.)

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Item 137 #1c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Education, Central Office Operations	(\$188,950)	(\$203,400)	NGF

**Language:**

Page 111, line 49, strike "\$3,155,349" and insert "\$2,966,399".

Page 111, line 49, strike "\$3,169,799" and insert "\$2,966,399".

**Explanation:**

(This amendment shows a reduction in nongeneral funds by reversing the proposed 15 percent increase in teacher licensure fees.)

Item 138 #1c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Education, Central Office Operations	\$81,000	\$81,000	GF

**Language:**

Page 112, line 20, strike "\$19,753,690" and insert "\$19,834,690".

Page 112, line 20, strike "\$19,753,690" and insert "\$19,834,690".

Page 113, strike lines 2 through 6 and insert:

"D. Out of this appropriation, \$81,000 the first year and \$81,000 the second year from the general fund is provided for expenses associated with the Commission on Civics Education, established pursuant to Chapter 786 of the Acts of Assembly of 2005."

**Explanation:**

(This amendment strikes existing language authorizing the use of agency balances for expenses associated with the Commission on Civics Education and provides \$81,000 each year from the general fund for this initiative. House Bill 777/Senate Bill 306, as introduced, extend the sunset provision applicable to the Commission on Civics Education from July 1, 2008, to July 1, 2010.)

Item 138 #2c

**Education: Elementary & Secondary**

Department Of Education, Central Office Operations

Language

**Language:**

Page 110, after line 28, insert:

"D. The Department of Education, in conjunction with the Inter-Industry Conference on Auto Collision Repair (I-CAR), shall examine the issue of I-CAR standards for entry-level students and report their findings to the Chairmen of the Senate and House Education Committees no later than December 1, 2008."

**Explanation:**

(This amendment directs the Department of Education to examine the possible use of I-CAR standards for vocational students in order to help meet workforce demands for qualified applicants in the collision industry.)

Item 138 #3c

**Education: Elementary & Secondary**

Department Of Education, Central Office Operations

Language

**Language:**

Page 113, after line 6, insert:

"E. The Superintendent of Instruction shall review the current Standards of Learning to determine whether these standards inhibit students from pursuing career and technical education programs and/or seeking industry certifications."

**Explanation:**

(This amendment is self-explanatory.)

Item 139 #1c

**Education: Elementary & Secondary**

Direct Aid To Public Education

**FY 08-09**

\$207,500

**FY 09-10**

\$0 GF

**Language:**

Page 113, line 19, strike "\$6,508,250" and insert "\$6,715,750".

Page 114, line 47, strike the first "\$3,457,500" and insert "\$3,665,000".

**Explanation:**

(This amendment provides additional funding of \$207,500 the first year from the general fund to reflect updated information from the Department of Education on the number of teachers who passed their exams this fall and thus will be eligible for National Board Certification bonuses.)

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Item 139 #2c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	(\$75,000)	(\$75,000)	GF

**Language:**

Page 113, line 19, strike "\$6,508,250" and insert "\$6,433,250".

Page 113, line 19, strike "\$7,108,250" and insert "\$7,033,250".

Page 114, strike lines 34 through 38.

Page 114, strike "2." insert "I."

**Explanation:**

(This amendment captures \$75,000 each year from the National Board for Professional Teaching Standards incentive program.)

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Item 139 #3c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	\$150,000	\$150,000	GF

**Language:**

Page 113, line 19, strike "\$6,508,250" and insert "\$6,658,250".

Page 113, line 19, strike "\$7,108,250" and insert "\$7,258,250".

Page 114, line 53, strike "\$558,000" and insert "\$708,000".

Page 114, line 54, strike "\$558,000" and insert "\$708,000".

**Explanation:**

(This amendment restores the funding reduced in the introduced budget for the Virginia Teaching Scholarship Program to address critical shortage areas. Under the



program, to be eligible for scholarships of up to \$3,720, college students must be enrolled in a critical shortage area in a teacher education program at a four-year institution; be at or beyond the sophomore year; possess at least a 2.7 GPA; and be a Virginia resident. For fiscal year 2007, 170 recipients, across the 37 public and private colleges and universities in Virginia with approved teacher preparation programs, were awarded a total of \$558,000, with an average award of \$3,282.)

Item 139 #4c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	\$100,000	\$100,000	GF

**Language:**

Page 113, line 19, strike "\$6,508,250" and insert "\$6,608,250".

Page 113, line 19, strike "\$7,108,250" and insert "\$7,208,250".

Page 113, line 25, strike "\$400,000" and insert "\$500,000".

Page 113, line 26, strike "\$400,000" and insert "\$500,000".

**Explanation:**

(This amendment restores additional funding for the Jobs for Virginia Graduates program, provided by the 2007 General Assembly for fiscal year 2008, that was removed from the 2008-10 biennial budget as introduced.)

Item 139 #5c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	\$0	(\$100,000)	GF

**Language:**

Page 113, line 19, strike "\$7,108,250" and insert "\$7,008,250".

Page 113, line 30, strike "\$1,000,000" and insert "\$900,000".

**Explanation:**

(This amendment saves \$100,000 the second year from the general fund by level funding Project Discovery to the fiscal year 2009 amount.)

Item 139 #6c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	\$0	(\$500,000)	GF

**Language:**

Page 113, line 19, strike "\$7,108,250" and insert "\$6,608,250".

Page 114, strike lines 24 through 27.

Page 114, line 28, strike "H." and insert "G."

Page 114, line 34, strike "I.1." and insert "H.1."

Page 114, line 53, strike "J.1." and insert "I.1."

**Explanation:**

(This amendment removes the new funding included in the introduced budget for the Communities in School program and saves \$500,000 the second year from the general fund. The program requested and received \$500,000 in one-time funding in fiscal year 2007.)

Item 139 #7c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	(\$125,000)	(\$125,000)	GF

**Language:**

Page 113, line 19, strike "\$6,508,250" and insert "\$6,383,250".

Page 113, line 19, strike "\$7,108,250" and insert "\$6,983,250".

Page 114, strike lines 12 through 14.

Page 114, line 15, strike "F." and insert "E."

Page 114, line 24, strike "G." and insert "F."

Page 114, line 28, strike "H." and insert "G."

Page 114, line 34, strike "I.1." and insert "H.1."

Page 114, line 53, strike "J.1." and insert "I.1."

**Explanation:**

(This amendment removes the grant for the Virginia Career Education Foundation.)

Item 139 #8c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	\$100,000	\$0	GF

**Language:**

Page 113, line 19, strike "\$6,508,250" and insert "\$6,608,250".

Page 115, after line 56, insert:

"K. This appropriation includes \$100,000 the first year from the general fund for the planning of a new regional Governor's School to serve Manassas City, Manassas Park City, and Prince William County."

**Explanation:**

(This amendment provides planning funds, which will be matched at the local level, to develop a comprehensive proposal for a new Academic-Year Governor's School to serve Manassas City, Manassas Park City, and Prince William County. A shared-time program for juniors and seniors in partnership with George Mason University is envisioned, with opening no later than fall 2010.)

Item 140 #1c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	(\$215,474)	(\$128,059)	GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,399,632,319".

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,599,591,759".

**Explanation:**

(This amendment adjusts the impact of sales tax on basic aid as a result of the tax incentives associated with economic development projects contained in other amendments.)

Item 140 #2c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	(\$1,061,433)	(\$1,747,340)	GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,398,786,360".  
Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,597,972,478".  
Page 117, line 16, strike "\$64,733,191" and insert "\$63,671,758".  
Page 117, line 16, strike "\$70,713,860" and inset "\$68,966,520".  
Page 117, line 21, strike "\$369,689,303" and insert "\$368,627,870".  
Page 117, line 21, strike "\$521,477,251" and insert "\$519,729,911".  
Page 149, line 2, strike "\$64,733,191" and insert "\$63,671,758".  
Page 149, line 3, strike "\$70,713,860" and inset "\$68,966,520".

**Explanation:**

(This amendment captures \$1.1 million the first year and \$1.7 million the second year from the general fund for updated cost savings for special education regional tuition. The account provides state support for tuition payments made by school divisions to regional special education programs. Figures were not previously available.)

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Item 140 #3c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	\$6,652,858	\$0	GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,406,500,651".  
Page 116, line 48, strike "\$368,574,827" and insert "\$375,227,685".

**Explanation:**

(This amendment provides \$6.7 million the first year from the general fund for technical corrections needed for incorrect special education child count data for the counties of Hanover, Cumberland, Highland, Lee, Spotsylvania, and Surry, and the cities of Buena Vista and Danville.)

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Item 140 #4c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	\$0	(\$2,060,234)	GF

**Language:**

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,597,659,584".

Page 117, strike lines 19 through 20.

Page 117, line 21, strike "\$521,477,251" and insert "\$519,417,017".

Page 133, line 29, strike "Further, any".

Page 133, strike lines 30 through 37.

Page 156, strike lines 12 through 37.

**Explanation:**

(This amendment removes the new initiative and related funding, equal to \$2.1 million in the second year from the general fund, that was included in the introduced budget for 54 Data Coordinators. Proposed new language related to data coordinators is retained in a companion amendment.)

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Item 140 #5c

**Education: Elementary &  
Secondary**

**FY 08-09**

**FY 09-10**

Direct Aid To Public Education

\$0

(\$960,000) GF

**Language:**

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,598,759,818".

Page 117, line 10, strike "\$8,816,362" and insert "\$7,853,362".

Page 149, line 46, strike "\$8,813,362" and insert "\$7,853,362".

**Explanation:**

(This amendment removes the \$960,000 of new funding in the second year from the general fund that was included in the introduced budget for the Virtual Virginia Advanced Placement program.)

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Item 140 #6c

**Education: Elementary &  
Secondary**

Direct Aid To Public Education

Language

**Language:**

Page 148, after line 39, insert:

"e. From such funds as are made available from appropriations from the School Construction Grants Program, any locality which has 2,000 or more personnel moving into the locality, pursuant to the 2005 Defense Base Realignment and Closure

Commission's Closure and Realignment Recommendations List, shall first use these funds, which have been allocated specifically to that locality, to construct schools or address school facility needs due to the in-migration of the BRAC-related personnel, that will serve the areas within the locality which will receive the new personnel."

**Explanation:**

(This amendment is self-explanatory.)

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Item 140 #7c

**Education: Elementary &  
Secondary**

**FY 08-09**

**FY 09-10**

Direct Aid To Public Education	(\$10,870,373)	(\$14,658,747)	GF
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**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,388,977,420".

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,585,061,071".

**Explanation:**

(This amendment adjusts the one and one-eighth cents sales tax revenues, allocated to public education based on school-aged population, by the decreased amounts reflected and contained in the mid-year reforecast estimates. The revised forecast for sales tax for public education decreased by \$25.0 million in fiscal year 2009 and \$33.8 million in fiscal year 2010. The decreases result in an offsetting increase in the state's share of Basic Aid of \$14.1 million in fiscal year 2009, and \$19.1 increase in fiscal year 2010. The net allocations to school divisions are estimated to decrease by \$10.9 million in the first year and by \$14.7 million in the second year.)

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Item 140 #8c

**Education: Elementary &  
Secondary**

Direct Aid To Public Education

Language

**Language:**

Page 136, line 34, strike "\$20,000,000" and insert "\$30,000,000".

Page 136, line 35, strike "\$15,000,000" and insert "\$20,000,000".

**Explanation:**

(This amendment provides an additional \$10.0 million the first year and \$5.0 million the second year from the general fund for Literary Fund Interest Rate Subsidy grants to school divisions. At the current market interest rates, the additional \$15.0 million may be able to leverage up to a total of \$120.0 million in new school construction loans.)

Item 140 #9c

**Education: Elementary & Secondary**

**FY 08-09**

**FY 09-10**

Direct Aid To Public Education	(\$15,000,000)	(\$20,000,000)	GF
	\$15,000,000	\$20,000,000	NGF

**Language:**

Page 127, line 46, strike "\$171,128,935" and insert "\$186,128,935".  
Page 127, line 47, strike "\$91,128,935" and insert "\$111,128,935".

**Explanation:**

(This amendment increases the use of Literary Funds to pay for an additional portion of teacher retirement costs. There is a companion language amendment that adds \$15.0 million of Literary Fund Interest Rate Subsidy grants to school divisions to leverage an estimated \$120.0 million in school construction loans.)

Item 140 #10c

**Education: Elementary & Secondary**

Direct Aid To Public Education	Language
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**Language:**

Page 137, line 26, strike "provide" and insert "authorize".  
Page 137, line 31, strike "provide" and insert "authorize".  
Page 137, line 37, strike "provide" and insert "authorize".  
Page 137, line 44, strike "appropriate" and insert "authorize sufficient".  
Page 137, line 44, strike "sufficient".  
Page 137, line 49, strike "appropriate" and insert "authorize sufficient".  
Page 137, line 50, strike "sufficient".  
Page 137, line 52, strike "provide" and insert "authorize".

Page 138, line 3, strike “appropriate” and insert “authorize sufficient”.  
 Page 138, line 3, strike “sufficient”.  
 Page 138, line 8, strike “appropriate” and insert “authorize sufficient”.  
 Page 138, line 9, strike “sufficient”.  
 Page 138, line 12, strike “provide” and insert “authorize”.  
 Page 138, line 19, strike “appropriate” and insert “authorize sufficient”.  
 Page 138, line 19, strike “sufficient”.  
 Page 138, line 25, strike “appropriate” and insert “authorize sufficient”.  
 Page 138, line 25, strike “sufficient”.  
 Page 138, line 38, strike “provide” and insert “authorize”.  
 Page 138, line 45, strike “appropriate” and insert “authorize sufficient”.  
 Page 138, line 45, strike “sufficient”.  
 Page 138, line 52, strike “appropriate” and insert “authorize sufficient”.  
 Page 138, line 53, strike “sufficient”.  
 Page 140, line 12, strike “appropriations” and insert “amounts authorized”.

**Explanation:**

(This amendment makes technical language changes related to the debt service payments by the Virginia Public School Authority for the technology equipment notes from the Literary Fund. The amendment further clarifies the roles of the Departments of Education and Treasury. The changes had been inadvertently omitted from the introduced budget.)

Item 140 #11c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	(\$2,603,687)	(\$2,603,687)	GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,397,244,106".  
 Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,597,116,131".  
 Page 149, line 45, strike "a.1)" and insert "a.)".  
 Page 149, line 52, strike "turnaround specialists to".  
 Page 149, strike line 53.  
 Page 149, line 54, strike "failed to show improvement in student progress,".  
 Page 150, strike lines 2 through 20.

**Explanation:**

(This amendment reflects the following changes to certain "Education for a



Lifetime" programs: 1) level funding of Mentoring/Induction and Virginia Middle School Math Teacher Corps, at the fiscal year 2008 levels and 2) elimination of funding for turnaround specialists and incentives for teachers in hard-to-staff schools.)

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Item 140 #12c

**Education: Elementary &  
Secondary**

Direct Aid To Public Education

Language

**Language:**

Page 133, line 21, after "educationally at risk", insert:

"and shall submit, in a format specified by the Department of Education, the school division's comprehensive strategy for intervention, prevention, and remediation, including the number of students served and review of available data".

**Explanation:**

(This amendment requires school divisions to provide a copy of their comprehensive strategy for intervention, prevention, and remediation.)

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Item 140 #13c

**Education: Elementary &  
Secondary**

Direct Aid To Public Education

Language

**Language:**

Page 125, line 56, after "Committees.", insert:

"In addition to information on average salaries by school division and statewide comparisons with other states, the report shall also include information on starting salaries by school division and average teacher salaries by school."

**Explanation:**

(This amendment specifies that the annual Teacher Salary Survey on average teacher salaries by school division also include information on starting salaries and average salaries by school.)

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Item 140 #14c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	\$18,353	\$34,412	GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,399,866,146".  
Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,599,754,230".

**Explanation:**

(This amendment provides funding for Madison County students to attend the Blue Ridge Virtual Governor's School.)

Item 140 #15c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	\$0	\$111,017	GF

**Language:**

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,599,830,835".  
Page 154, line 3, after "Governor's School" insert:  
"the first year and a cap of 1,600 students per Governor's School beginning with fiscal year 2010".

**Explanation:**

(This amendment provides funding the second year to increase the cap on state supported enrollment at each Governor's School from 1,500 to 1,600. With 1,808 students, this change only affects the Thomas Jefferson High School for Science & Technology Governor's School.)

Item 140 #16c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	(\$100,000)	(\$100,000)	GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,399,747,793".

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,599,619,818".

Page 117, line 8, strike "\$1,804,392 \$1,802,392" and insert:

"\$1,704,392 \$1,704,392".

Page 117, line 21, strike "\$369,689,303 \$521,477,251" and insert:

"\$369,589,303 \$521,377,251".

Page 156, line 5, strike "\$429,392" and insert "\$329,392".

Page 156, line 6, strike "\$429,392" and insert "\$329,392".

Page 156, line 7, strike "or".

Page 156, line 8, strike "Virginia institutions of higher education".

**Explanation:**

(This amendment eliminates proposed new funding of \$100,000 each year from the general fund in the Career Switcher Mentor program. The program provides grants to school divisions to provide supplemental salary payments to senior experienced teachers who mentor new teachers with no teaching experience in the classroom.)

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Item 140 #17c

**Education: Elementary &  
Secondary**

Direct Aid To Public Education

Language

**Language:**

Page 141, strike lines 5 through 56 and insert:

"a.1) It is the intent of the General Assembly that a payment estimated at \$59,911,534 the first year and \$68,117,517 the second year from the Lottery Proceeds Fund shall be disbursed by the Department of Education to schools and community-based organizations to provide quality preschool programs for at-risk four-year-olds unserved by Head Start program funding. In no event shall distributions from the Lottery Proceeds Fund be made directly to community-based or private providers.

2) These grants shall be used to provide programs for at-risk four-year-old children which include quality preschool education, health services, social services, parental involvement and transportation. Programs must provide full-day or half-day and, at least, school-year services.

3) The Department of Education, in cooperation with the Council on Child Day Care and Early Childhood Programs, shall establish academic standards that are in

accordance with appropriate preparation for students to be ready to successfully enter kindergarten. These standards shall be established in such a manner as to be measurable for student achievement and success. Students shall be required to be evaluated in the fall and in the spring by each participating school division and the school divisions must certify that the Virginia Preschool Initiative program follows the established standards in order to receive the funding for quality preschool education and criteria for the service components. Such guidelines shall be consistent with the findings of the November 1993 study by the Board of Education, the Department of Education, and the Council on Child Day Care and Early Childhood Programs.

4)a) Grants shall be distributed based on an allocation formula providing the state share of a \$6,000 grant for 100 percent of the unserved at-risk four-year-olds in each locality for a full-day program. Programs operating half-day shall receive state funds based on a fractional basis determined by the pro-rata portion of a full-day, school year program provided. In determining the state and local shares of funding, the composite index of local ability-to-pay is capped at 0.5000 the second year.

b) For new programs in the first year of implementation only, programs operating less than a full school year shall receive state funds on a fractional basis determined by the pro-rata portion of a school year program provided. In determining the prorated state funds to be received, a school year shall be 180 days.

b.1) Any locality which desires to participate in this grant program must submit a proposal through its chief administrator (county administrator or city manager) by May 15 of each year. The chief administrator, in conjunction with the school superintendent, shall identify a lead agency for this program within the locality. The lead agency shall be responsible for developing a local plan for the delivery of quality preschool services to at-risk children which demonstrates the coordination of resources and the combination of funding streams in an effort to serve the greatest number of at-risk four-year-old children.

2) The proposal must demonstrate coordination with all parties necessary for the successful delivery of comprehensive services, including the schools, child care providers, local social services agency, Head Start, local health department and other groups identified by the lead agency.

3) A local match, based on the composite index of local ability-to-pay, shall be required. For purposes of meeting the local match, localities may use local

expenditures for existing qualifying programs. Localities shall also continue to pursue and coordinate other funding sources, including child care subsidies. Funds received through this program must be used to supplement, not supplant, any funds currently provided for programs within the locality. However, in the event a locality is prohibited from continuing the previous level of support to programs for at-risk four-year-olds from Title I of the federal Elementary and Secondary Education Act (ESEA), the state and local funds provided in this grants program may be used to continue services to these Title I students. Such prohibition may occur due to amendments to the allocation formula in the reauthorization of ESEA as the No Child Left Behind Act of 2001 or due to a percentage reduction in a locality's Title I allocation in 2007-2008 or 2008-2009. Any locality so affected shall provide written evidence to the Superintendent of Public Instruction and request his approval to continue the services to Title I students.

c. Local plans must provide clear methods of service coordination for the purpose of reducing the per child cost for the service, increasing the number of at-risk children served and/or extending services for the entire year. Examples of these include:

1) "Wraparound Services" -- methods for combining funds such as child care subsidy dollars administered by local social service agencies with dollars for quality preschool education programs.

2) "Wrapout Services" -- methods for using grant funds to purchase quality preschool services to at-risk four-year-old children through an existing child care setting by purchasing comprehensive services within a setting which currently provides quality preschool education.

3) "Expansion of Service" -- methods for using grant funds to purchase slots within existing programs, such as Head Start, which provide comprehensive services to at-risk four-year-old children.

Local plans must indicate the number of at-risk four-year-old children to be served, and the criteria by which they will be determined to be at risk.

d.1) The Department of Education and the Council on Child Day Care and Early Childhood Programs shall provide technical assistance for the administration of this grant program to provide assistance to localities in developing a comprehensive, coordinated, quality preschool program for serving at-risk four-year-old children.

2) A pre-application session shall be provided by the Department and the Council on Child Day Care and Early Childhood Programs prior to the proposal deadline. The Department shall provide interested localities with information on models for service delivery, methods of coordinating funding streams, such as funds to match federal IV-A child care dollars, to maximize funding without supplanting existing sources of funding for the provision of services to at-risk four-year-old children. A priority for technical assistance in the design of programs shall be given to localities where the majority of the at-risk four-year-old population is currently unserved.

e. The Department of Education is authorized to expend unobligated balances out of the Lottery Proceeds Fund if participation in the Virginia Preschool Initiative is greater than projected. The Department is also authorized to expend unobligated balances in this program's adopted budget allocations for grants to qualifying school divisions for one-time expenses, other than capital, related to start-up or expansion of programs."

Strike pages 142 through 145.

Page 146, strike lines 1 through 30.

**Explanation:**

(This amendment makes several changes to proposals in the introduced budget regarding for the Virginia Preschool Initiative for disadvantaged four-year-olds unserved by Head Start. A companion amendment reflects program funding totaling \$59.9 million the first year and \$68.2 million the second year, up from \$53.1 million in Chapter 847 of 2007. This reflects 1) the state's share of an updated per pupil amount from \$5,700 to a maximum of \$6,000, as a step towards on prevailing costs, 2) capping the composite index at 0.5000 in the second year and 3) consistent with historical budget practice for this program, estimated non-participation savings. Utilization of funding is estimated at 82 percent the first year and 84.5 percent the second year, up from 78 percent actual experience in fiscal year 2008. Companion amendments also remove new funding and 3.0 positions proposed in the introduced budget in the Department of Education to assess, evaluate and administer the proposed changes in the VPI program, and new funding related to VPI in the Department of Social Services.)

---

Item 140 #18c

**Education: Elementary &  
Secondary**

**FY 08-09**

**FY 09-10**

Direct Aid To Public Education

\$0 (\$53,315,097) GF

**Language:**

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,546,404,721".

Page 130, strike lines 50 through 58.

Page 131, strike lines 1 through 24 and insert:

"a. The appropriation in this item includes \$77,644,363 the second year from the general fund for an equivalent payment for the following salary increase and related fringe benefit costs for funded SOQ instructional and support positions and other funded incentive program positions:

1) For the second year, the state share of a payment equivalent to a 2.0 percent salary increase effective July 1, 2009, for all funded positions.

2) It is the intent of the General Assembly that the average instructional position salaries be improved throughout the state by at least 2.0 percent the second year. Sufficient funds are appropriated in this act to finance, on a statewide basis, the state share of a 2.0 percent salary increase for all funded positions effective July 1, 2009, to school divisions which certify to the Department of Education that equivalent increases have been granted in the second year.

b. These funds shall be matched by the local government, based on the composite index of local ability-to-pay.

c. This funding is not intended as a mandate to increase salaries."

**Explanation:**

(This amendment provides an increase over the base of \$77.6 million from the general fund the second year for the state's share of a 2.0 percent salary increase based on all SOQ-funded positions, effective July 1, 2009. The budget as introduced included an additional \$132.4 million for salary increases.)

---

Item 140 #19c

**Education: Elementary &  
Secondary**

**FY 08-09**

**FY 09-10**

Direct Aid To Public Education

(\$500,000)

(\$500,000)

GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,399,347,793".

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,599,219,818".

Page 150, strike lines 21 through 40.

Page 150, line 41, strike "c." and insert "b."

**Explanation:**

(This amendment discontinues funding for five \$100,000 leadership development grants annually. Over four years, 20 such grants have been awarded for the establishment of models for leadership development training programs.)

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Item 140 #20c

**Education: Elementary & Secondary**

Direct Aid To Public Education

Language

**Language:**

Page 133, line 31, strike "shall" and insert "may".

Page 133, line 32, strike "consistent with the".

Page 133, strike line 33 and insert "or".

Page 133, after line 37, insert:

"The data coordinator position is intended to provide schools with needed support in the area of data analysis and interpretation for instructional purposes, as well as overall data management and the administration of state assessments. The position would primarily focus on data related to instruction and school improvement, including: student assessment, student attendance, student/teacher engagement, behavior referrals, suspensions, retention, and graduation rates."

**Explanation:**

(This amendment makes proposed language permissive rather than mandatory that new funds a school division receives under the educationally at-risk funding in fiscal year 2009 or fiscal year 2010 in excess of amounts received in fiscal year 2008 be used to provide data coordinators for schools that are currently not accredited or not meeting Adequate Yearly Progress under No Child Left Behind. A companion amendment defers proposed new funding of \$2.1 million from the general fund the second year for data coordinators in low performing high schools.)

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Item 140 #21c

**Education: Elementary & Secondary**

Direct Aid To Public Education

**FY 08-09**

**FY 09-10**

(\$474,697,376)

(\$475,381,711)

GF

\$461,000,000

\$461,000,000

NGF



**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,386,150,417".

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,585,338,107".

Page 116, strike lines 39 through 58.

Page 117, strike lines 1 through 41 and insert:

**"Appropriation Detail of Education**

**Assistance Programs**

**FY 2009**

**FY 2010**

**Standards of Quality 17801**

Basic Aid	\$3,433,344,481	\$3,415,961,658
Sales Tax	\$1,194,705,900	\$1,255,203,540
Textbooks	\$79,672,278	\$79,970,113
Vocational Education	\$66,922,136	\$67,060,062
Gifted Education	\$30,942,343	\$31,074,500
Special Education	\$373,450,629	\$374,419,869
Prevention, Intervention, and Remediation	\$69,725,259	\$69,542,608
VRS Retirement	\$228,442,981	\$229,264,407
Social Security	\$176,663,664	\$177,357,842
Group Life	\$7,628,272	\$7,656,997
English as a Second Language	\$38,729,879	\$43,335,018
<b>Total</b>	<b>\$5,700,227,821</b>	<b>\$5,750,846,614</b>

**Incentive Programs 17802**

Alternative Education	\$6,724,960	\$6,977,930
Compensation Supplement	\$0	\$77,644,363
Governor's School	\$13,815,916	\$14,460,368
ISAEP	\$2,247,581	\$2,247,581
Clinical Faculty	\$375,000	\$375,000
Career Switcher Mentoring Grants	\$329,392	\$329,392
No Child Left Behind/Education for a Lifetime	\$4,749,675	\$4,749,675
Project Graduation	\$2,774,478	\$2,774,478
Special Education - Inservice	\$600,000	\$600,000
Special Education - Regional Tuition	\$63,668,168	\$68,963,690
Special Education - Vocational Education	\$200,089	\$200,089
Supplemental Basic Aid	\$613,036	\$581,928
Technology - VPSA	\$60,184,000	\$60,496,000
<b>Total</b>	<b>\$96,098,295</b>	<b>\$179,904,494</b>

**Categorical Programs 17803**

Adult Education	\$1,051,800	\$1,051,800
Adult Literacy	\$2,652,500	\$2,652,500

Electronic Classroom	\$2,256,908	\$2,256,908
American Indian Treaty Commitment	\$53,805	\$53,805
School Lunch	\$5,801,932	\$5,801,932
Special Education - Homebound	\$5,765,312	\$6,255,827
Special Education - Jails	\$2,954,553	\$2,954,553
Special Education - State Operated Programs	\$33,906,381	\$37,177,857
Vocational Education - Categorical	\$10,400,829	\$10,400,829
<b>Total</b>	<b>\$64,844,020</b>	<b>\$68,606,011</b>

**School Facilities 17804**

School Construction	\$27,499,995	\$27,499,994
<b>Total</b>	<b>\$27,499,995</b>	<b>\$27,499,994</b>

**Lottery 17805**

Remedial Summer School	\$28,831,021	\$30,057,658
Foster Care	\$11,739,134	\$12,639,727
Enrollment Loss	\$12,151,570	\$11,137,821
At-Risk	\$67,028,394	\$66,581,683
VPI Program	\$59,911,534	\$68,117,517
Early Reading Intervention	\$17,023,401	\$17,065,484
Mentor Teacher	\$1,000,000	\$1,000,000
K-3 Primary Class Size	\$92,462,661	\$92,161,519
School Breakfast Program	\$1,699,557	\$1,996,551
SOL Algebra Readiness	\$8,981,870	\$8,968,398
Additional Support for School Construction and Operating Costs	\$160,170,858	\$151,273,642
<b>Total</b>	<b>\$461,000,000</b>	<b>\$461,000,000."</b>

Page 121, line 2, after "all", insert "Lottery,"

Page 121, line 23, after "In the event that the", insert "general fund".

Page 121, line 27, after "any available," insert "general fund".

Page 125, line 19, after "any", insert "Lottery,".

Page 125, line 29, after "the", insert "Lottery".

Page 125, line 42, after "for", insert "Lottery, ".

Page 127, after line 7, insert:

"22. This item includes appropriations totaling an estimated \$461,000,000 the first year and \$461,000,000 the second year from the revenues deposited to the Lottery Proceeds Fund. These amounts are appropriated for distribution to counties, cities, and towns to support public education programs pursuant to Article X, section 7-A Constitution of Virginia. Any county, city, or town which accepts a distribution from this Fund shall provide its portion of the cost of maintaining an educational program

meeting the Standards of Quality pursuant to Section 2 of Article VIII of the Constitution without the use of distributions from the Fund. To the extent that actual revenues deposited to the Lottery Proceeds Fund are not sufficient to meet the appropriations listed in this item, the payments to school divisions described in paragraph C. 28 Additional Support for School Construction and Operating Costs shall be reduced on a proportional basis.

23. For reporting purposes, the Department of Education shall include Lottery Proceeds Funds as state funds."

Page 128, line 32, strike "1)".

Page 128, strike lines 40 through 45.

Page 132, line 19, strike "general fund" and insert "Lottery Proceeds Fund".

Page 132, strike lines 43 through 48.

Page 134, line 51, strike "general".

Page 134, line 52, strike "fund" and insert "Lottery Proceeds Fund".

Page 135, line 17, strike "general fund" and insert "Lottery Proceeds Fund".

Page 146, line 35, strike "general fund" and insert "Lottery Proceeds Fund".

Page 147, line 35, strike "general fund" and insert "Lottery Proceeds Fund".

Page 151, line 13, strike "general fund" and insert "Lottery Proceeds Fund".

Page 151, line 27, strike "general" and insert "Lottery Proceeds".

Page 151, strike line 48, and insert:

"28. Additional Support for School Construction and Operating Costs"

Page 151, strike lines 49 through 54.

Page 152, strike lines 1 through 9 and insert:

"a. This is a sum sufficient appropriation for distribution to counties, cities, and towns of the net portion of the Lottery Proceeds Funds not otherwise distributed in this item to counties, cities, and towns in support of public education, pursuant to Article X, Section 7-A, Constitution of Virginia."

Page 152, line 10, strike "d." and insert "b."

Page 152, line 11, strike the first "\$165,692,715" and insert "\$160,170,858".

Page 152, line 11, strike the second "\$165,692,715" and insert "\$151,273,642".

Page 152, line 14, strike "\$246.48" and insert "\$238.26".

Page 152, line 15, strike "\$245.57" and insert "\$224.19".

Page 153, line 35, strike "e." and insert "c."

Page 153, line 44, strike "f." and insert "d."

Page 154, line 54, strike "general fund" and insert "Lottery Proceeds Fund".

Page 155, line 30, strike "\$1,375,000" and insert "\$1,000,000".

Page 155, line 31, strike "\$1,375,000" and insert "\$1,000,000".

Page 155, line 31, strike "general fund" and insert "Lottery Proceeds Fund to be paid

to local school divisions".

Page 155, line 35, after "teaching.", insert:

"This appropriation includes \$375,000 the first year and \$375,000 the second year from the general fund for Clinical Faculty programs to assist preservice teachers and beginning teachers to make a successful transition into full-time teaching."

**Explanation:**

(This amendment primarily reflects technical changes to the accounting of Lottery Proceeds Fund, now as nongeneral funds, to conform to the wording of the Constitution for a direct appropriation from the Lottery Proceeds Fund to local school divisions. Previously, general funds had been advanced to school divisions for payments beginning in July before Lottery Proceeds were actually collected, as a cash flow mechanism.)

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Item 140 #22c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	\$66,628	\$148,712	GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,399,914,421".

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,599,868,530".

**Explanation:**

(This amendment reflects the net effect of updates to the composite index calculations and subsequent funding distributions for all school divisions due to incorrect tax data for the City of Hampton.)

---

Item 140 #23c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	(\$10,420,961)	(\$10,428,249)	GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,389,426,832".

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,589,291,569".

Page 121, after line 34 insert:

"10. The Department of Education is directed to apply a cap on inflation rates in the same manner prescribed in § 51.1-166.B, Code of Virginia, when updating funding to school divisions during the biennial rebenchmarking process."

**Explanation:**

(This amendment reflects the savings from applying a "hard cap" to the inflation adjustment from the "base year" up to the biennium for non-personal and health insurance costs for the Standards of Quality. The current policy reflects a "soft cap" with full credit for the first five percent of inflation, and 35 percent of any inflation increase above 5 percent. Under this amendment, full credit is given for the first three percent and 50 percent of inflation increases between three and seven percent. This is consistent with the adjustment of Virginia Retirement System post-retirement supplements, as set out in § 51.1-166 B, Code of Virginia.)

Item 141 #1c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	\$0	(\$14,855,632)	NGF

**Language:**

Page 156, line 38, strike "\$848,947,732" and insert "\$834,092,100".  
 Page 156, line 44, strike "A."  
 Page 156, strike lines 47 through 50.

**Explanation:**

(This amendment eliminates the proposed use of \$14.9 million in federal Temporary Assistance for Needy Families (TANF) funding for the Virginia Preschool Initiative (VPI) for at-risk four-year-olds.)

Item 144 #1c

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia School For The Deaf And The Blind At Staunton	(\$327,848) -6.00	(\$123,484) -6.00	GF FTE

**Language:**

Page 157, line 29, strike "\$5,989,257" and insert "\$5,661,409".  
 Page 157, line 29, strike "\$5,989,058" and insert "\$5,865,574".

**Explanation:**

(This amendment reflects additional savings due to the elimination of six positions that will not be transferred to the consolidated school in Staunton.)

---

Item 147 #1c

**Education: Higher Education**

State Council Of Higher Education  
For Virginia

Language

**Language:**

Page 159, line 13, after "designated for", insert "full-time".

Page 160, line 41, after "program", insert:

"or by the Commission on Osteopathic College Accreditation of the American Osteopathic Association in the case of freestanding institutions of higher education that offer the Doctor of Osteopathic Medicine (DO) as the sole degree program".

**Explanation:**

(This amendment allows for an additional accrediting body to be used for participation in the Tuition Assistance Grant program and makes a technical clarification.)

---

Item 147 #2c

**Education: Higher Education**

State Council Of Higher Education  
For Virginia

**FY 08-09**

\$520,000

**FY 09-10**

\$626,000 GF

**Language:**

Page 158, line 23, strike "\$67,265,295" and insert "\$67,785,295".

Page 158, line 23, strike "\$67,265,295" and insert "\$67,891,295".

**Explanation:**

(This amendment addresses a projected increase in the number of students that will participate in the Tuition Assistance Grant (TAG) program during the 2008-10 biennium.)

---

**Education: Higher Education**

State Council Of Higher Education  
For Virginia

Language

**Language:**

Page 161, after line 27 insert:

"6. Any appropriations in the Virginia Military Survivors and Dependents Education Fund which are unexpended at the close of business on June 30, 2008, and June 30, 2009, shall be reappropriated for use in the program in the following year."

**Explanation:**

(This amendment is self-explanatory.)

**Education: Higher Education**

State Council Of Higher Education  
For Virginia

**FY 08-09**

\$60,000

**FY 09-10**

\$60,000 GF

**Language:**

Page 162, line 26, strike "\$11,719,318" and insert "\$11,779,318".

Page 162, line 26, strike "\$11,719,318" and insert "\$11,779,318".

Page 162, line 27, strike "10,893,952" and insert "\$10,953,952".

Page 162, line 27, strike "10,893,952" and insert "\$10,953,952".

**Explanation:**

(This amendment corrects an error by restoring a portion of the agency's budget reduction. The agency's reduction target included a reduction to the nursing initiative fund. Subsequently, the entire nursing initiative was eliminated in the introduced budget but the agency's reduction target was not adjusted.)

**Education: Higher Education**

State Council Of Higher Education  
For Virginia

**FY 08-09**

3.00

**FY 09-10**

3.00 FTE

**Language:**

Page 165, line 49, strike the first "37.00" and insert "39.00".  
Page 165, line 49, strike the second "37.00" and insert "39.00".  
Page 165, line 50, strike the first "14.00" and insert "15.00".  
Page 165, line 50, strike the second "14.00" and insert "15.00".  
Page 165, line 51, strike the first "51.00" and insert "54.00".  
Page 165, line 51, strike the second "51.00" and insert "54.00".

**Explanation:**

(This amendment makes a technical adjustment to the general fund maximum employment level which was incorrectly listed in the introduced budget. In addition, the amendment requests an additional nongeneral fund position in order to align the employment level with federal funds. No incremental funding is required.)

---

Item 149 #3c

**Education: Higher Education**

State Council Of Higher Education  
For Virginia

Language

**Language:**

Page 165, after line 26, insert:

"K.1. In consultation with the Secretary of Education and the Chairmen of the House Appropriations and Senate Finance Committees, or their designees, the State Council of Higher Education for Virginia shall review the impact of enrollment patterns on salary recommendations where the percentage of graduate degrees conferred has increased by more than 10 percentage points between 1997 and 2007 and a like decrease has occurred in the percentage of undergraduate degrees conferred during the same period based on data used in the salary benchmark analysis.

2. The State Council shall report its findings and recommendations to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees no later than October 1, 2008."

**Explanation:**

(This amendment requests a review by the State Council of Higher Education for Virginia on the impact of stated enrollment patterns on the salary benchmark analysis.)

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Item 149 #4c



**Education: Higher Education**

State Council Of Higher Education  
For Virginia

Language

**Language:**

Page 165, after line 26, insert:

"K.1. In consultation with the Secretary of Education and the Chairmen of the House Appropriations Committee and Senate Finance Committee, or their designees, and representatives from the state-supported medical schools, the State Council of Higher Education for Virginia (SCHEV) shall review the programmatic, personnel, financial, oversight, organizational and governance issues of Eastern Virginia Medical School (EVMS) that will ensure EVMS' continued success in addressing the health workforce, patient care and biomedical research needs of the Commonwealth. The Virginia Retirement System, Department of Human Resource Management, State Comptroller, State Treasurer, and any other appropriate state agency, as determined by SCHEV, shall cooperate in this evaluation.

2. The State Council shall submit its findings for consideration by the Governor and the General Assembly no later than November 15, 2008."

**Explanation:**

(This amendment requires SCHEV to study the Eastern Virginia Medical School.)

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Item 152 #1c

**Education: Higher Education**

Christopher Newport University

**FY 08-09**

(\$172,423)

(\$94,485)

**FY 09-10**

(\$172,423)

(\$94,485)

GF

NGF

**Language:**

Page 166, line 6, strike "\$52,247,795" and insert "\$51,980,887".

Page 166, line 6, strike "\$53,564,328" and insert "\$53,297,420".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

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Item 156 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
The College Of William And Mary	(\$279,526)	(\$279,526)	GF
In Virginia	(\$387,601)	(\$387,601)	NGF

**Language:**

Page 167, line 26, strike "\$131,775,424" and insert "\$131,108,297".

Page 167, line 26, strike "\$131,775,424" and insert "\$131,108,297".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

Item 158 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
The College Of William And Mary	(\$125,000)	\$75,000	GF
In Virginia			

**Language:**

Page 168, line 35, strike "\$31,946,609" and insert "\$31,821,609".

Page 168, line 35, strike "\$31,746,609" and insert "\$31,821,609".

Page 168, strike lines 42 through 50 and insert:

"A. Out of this appropriation, \$75,000 each year from the general fund and \$400,000 each year from nongeneral funds is designated to build research capacity in biomedical research and biomaterials engineering.

B. The College of William and Mary shall report on the use of these funds and progress made under this initiative to the Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2008. The report shall include, but not be limited to: 1) how the funds were used, 2) the amount of federal and private funds that were leveraged, 3) collaborative efforts in support of private industry, 4) the number of junior and senior faculty recruited in each field, 5) the amount of federal or other grant funds received as the result of those recruitments, 6) additional grants or contracts being pursued, 7) the level of instructional activity conducted by these faculty, 8) the impact of research activities on undergraduate instruction, 9) the use of graduate student aid funds, and 10) recommendations for future investment."

Page 168, line 51, strike "B." and insert "C."

**Explanation:**

(This amendment continues the legislative research initiative.)

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Item 160 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Richard Bland College	(\$26,782)	(\$26,782)	GF
	(\$13,552)	(\$13,552)	NGF

**Language:**

Page 169, line 36, strike "\$9,253,816" and insert "\$9,213,482".

Page 169, line 36, strike "\$9,253,816" and insert "\$9,213,482".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

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Item 164 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Institute Of Marine Science	(\$87,500)	\$0	GF

**Language:**

Page 171, line 2, strike "\$22,961,326" and insert "\$22,873,826".

**Explanation:**

(This amendment retains 50 percent of the increase in operating funding in the first year and 100 percent in the second year as provided in the budget as introduced.)

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Item 167 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
George Mason University	(\$914,872)	(\$914,872)	GF
	(\$763,792)	(\$763,792)	NGF

**Language:**

Page 172, line 41, strike "\$344,362,694" and insert "\$342,684,030".

Page 172, line 41, strike "\$344,362,694" and insert "\$342,684,030".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

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Item 169 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
George Mason University	(\$1,875,000)	\$1,125,000	GF

**Language:**

Page 173, line 41, strike "\$164,812,223" and insert "\$162,937,223".

Page 173, line 41, strike "\$161,812,223" and insert "\$162,937,223".

Page 173, strike lines 47 through 52 and insert:

"A. Out of this appropriation, \$1,125,000 each year from the general fund and \$5,850,000 each year from nongeneral funds is designated to build research capacity in biomedical research and biomaterials engineering.

B. George Mason University shall report on the use of these funds and progress made under this initiative to the Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2008. The report shall include, but not be limited to: 1) how the funds were used, 2) the amount of federal and private funds that were leveraged, 3) collaborative efforts in support of private industry, 4) the number of junior and senior faculty recruited in each field, 5) the amount of federal or other grant funds received as the result of those recruitments, 6) additional grants or contracts being pursued, 7) the level of instructional activity conducted by these faculty, 8) the impact of research activities on undergraduate instruction, 9) the use of graduate student aid funds, and 10) recommendations for future investment."

Page 174, strike lines 1 through 3.

Page 174, line 4, strike "B." and insert "C."

**Explanation:**

(This amendment continues the legislative research initiative.)

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Item 171 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
James Madison University	(\$489,281)	(\$489,281)	GF

(\$556,192) (\$556,192) NGF

**Language:**

Page 174, line 33, strike "\$206,453,573" and insert "\$205,408,100".

Page 174, line 33, strike "\$206,453,573" and insert "\$205,408,100".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

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Item 175 #1c

**Education: Higher Education**

**FY 08-09**

**FY 09-10**

Longwood University

(\$190,057)

(\$190,057) GF

(\$117,479)

(\$117,479) NGF

**Language:**

Page 176, line 8, strike "\$49,824,640" and insert "\$49,517,104".

Page 176, line 8, strike "\$49,824,640" and insert "\$49,517,104".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

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Item 179 #1c

**Education: Higher Education**

**FY 08-09**

**FY 09-10**

Norfolk State University

(\$157,498)

(\$157,498) GF

(\$153,762)

(\$153,762) NGF

**Language:**

Page 177, line 27, strike "\$80,625,418" and insert "\$80,314,158".

Page 177, line 27, strike "\$80,625,418" and insert "\$80,314,158".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

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Item 183 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Old Dominion University	(\$781,602)	(\$781,602)	GF
	(\$606,678)	(\$606,678)	NGF

**Language:**

Page 179, line 39, strike "\$211,643,283" and insert "\$210,255,003".

Page 179, line 39, strike "\$211,643,283" and insert "\$210,255,003".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

---

Item 183 #2c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Old Dominion University	\$400,000	\$400,000	NGF

**Language:**

Page 179, line 39, strike "\$211,643,283" and insert "\$212,043,283".

Page 179, line 39, strike "\$211,643,283" and insert "\$212,043,283".

Page 181, after line 45, insert:

"K. Old Dominion University shall collaborate with the Virginia Maritime Foundation in support of its maritime and sailing programs in the College of Arts and Letters, the College of Science and the Athletics Department. To that end, the General Assembly authorizes Old Dominion University to accept and utilize assets of the Virginia Maritime Foundation."

**Explanation:**

(This amendment is self-explanatory.)

---

Item 185 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Old Dominion University	(\$2,500,000)	\$1,500,000	GF

**Language:**

Page 181, line 52, strike "\$17,417,163" and insert "\$14,917,163".

Page 181, line 52, strike "\$13,417,163" and insert "\$14,917,163".

Page 182, strike lines 1 through 12 and insert:

"A. Out of this appropriation, \$1,500,000 each year from the general fund and \$4,500,000 each year from nongeneral funds is designated to build research capacity in modeling and simulation which shall include efforts to improve traffic management through modeling.

B. Old Dominion University shall report on the use of these funds and progress made under this initiative to the Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2008. The report shall include, but not be limited to: 1) how the funds were used, 2) the amount of federal and private funds that were leveraged, 3) collaborative efforts in support of private industry, 4) the number of junior and senior faculty recruited in each field, 5) the amount of federal or other grant funds received as the result of those recruitments, 6) additional grants or contracts being pursued, 7) the level of instructional activity conducted by these faculty, 8) the impact of research activities on undergraduate instruction, 9) the use of graduate student aid funds, and 10) recommendations for future investment."

Page 182, line 13, strike "B." and insert "C."

**Explanation:**

(This amendment continues the legislative research initiative.)

---

Item 187 #1c

**Education: Higher Education**

Radford University

**FY 08-09**

(\$314,028)

(\$200,772)

**FY 09-10**

(\$314,028)

(\$200,772)

GF

NGF

**Language:**

Page 183, line 8, strike "\$99,965,585" and insert "\$99,450,785".

Page 183, line 8, strike "\$103,541,484" and insert "\$103,026,684".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

---

Item 187 #2c

**Education: Higher Education**

Radford University

Language

**Language:**

Page 184, after line 3, insert:

"F. Radford University is authorized to offer a limited number of applied doctoral programs in specialized areas subject to approval from the State Council of Higher education for Virginia. Such programs should support the comprehensive mission of the University and be targeted to meet critical needs in the Commonwealth."

**Explanation:**

(This amendment is self-explanatory.)

---

Item 191 #1c

**Education: Higher Education**

University Of Mary Washington

**FY 08-09**

(\$149,857)

(\$141,128)

**FY 09-10**

(\$149,857)

(\$141,128)

GF

NGF

**Language:**

Page 184, line 38, strike "\$58,023,164" and insert "\$57,732,179".

Page 184, line 38, strike "\$60,523,164" and insert "\$60,232,179".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

---

Item 197 #1c

**Education: Higher Education**

University Of Virginia

**FY 08-09**

(\$952,830)

(\$1,477,859)

**FY 09-10**

(\$952,830)

(\$1,477,859)

GF

NGF

**Language:**

Page 186, line 41, strike "\$474,897,637" and insert "\$472,466,948".

Page 186, line 41, strike "\$474,897,637" and insert "\$472,466,948".

**Explanation:**



(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

---

Item 197 #2c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
University Of Virginia	\$250,000	\$250,000	GF

**Language:**

Page 186, line 41, strike "\$474,897,637" and insert "\$475,147,637".

Page 186, line 41, strike "\$474,897,637" and insert "\$475,147,637".

Page 189, after line 26, insert:

"M. Out of this appropriation, \$250,000 each year from the general fund shall be provided to support public-private sector partnerships in order to maximize the number of newly licensed nurses and increase the supply of nursing faculty."

**Explanation:**

(This amendment restores partial funding from the previous biennium to address nursing workforce issues.)

---

Item 199 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
University Of Virginia	(\$3,578,125)	\$3,146,875	GF

**Language:**

Page 189, line 41, strike "\$285,335,136" and insert "\$281,757,011".

Page 189, line 41, strike "\$291,710,136" and insert "\$294,857,011".

Page 189, strike lines 48 through 54 and insert:

"A. Out of this appropriation, \$2,146,875 each year from the general fund and \$14,350,000 each year from nongeneral funds is designated to build research capacity in the areas of bioengineering and regenerative medicine.

B. The University of Virginia shall report on the use of these funds and the progress made under this initiative to the Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2008. The report shall include, but not be limited to: 1) how the funds were used, 2) the amount of federal and private funds that were leveraged, 3) collaborative efforts in support of private industry, 4) the number of junior and senior faculty recruited in each field, 5) the amount of federal or other

grant funds received as the result of those recruitments, 6) additional grants or contracts being pursued, 7) the level of instructional activity conducted by these faculty, 8) the impact of research activities on undergraduate instruction, 9) the use of graduate student aid funds, and 10) recommendations for future investment.

C. Out of this appropriation, \$1,000,000 each year from the general fund is designated for the support of cancer research."

Page 190, strike lines 1 and 2.

Page 190, line 3, strike "B." and insert "D."

**Explanation:**

(This amendment continues the legislative research initiative.)

Item 204 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
University Of Virginia's College At	(\$65,968)	(\$65,968)	GF
Wise	(\$37,592)	(\$37,592)	NGF

**Language:**

Page 191, line 36, strike "\$22,785,917" and insert "\$22,682,357".

Page 191, line 36, strike "\$22,785,917" and insert "\$22,682,357".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

Item 208 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Commonwealth University	(\$2,424,167)	(\$2,424,167)	GF
	(\$2,175,771)	(\$2,175,771)	NGF

**Language:**

Page 193, line 16, strike "\$482,665,608" and insert "\$478,065,670".

Page 193, line 16, strike "\$482,715,608" and insert "\$478,115,670".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

---

Item 208 #2c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Commonwealth University	(\$50,000)	\$0	GF

**Language:**

Page 193, line 16, strike "\$482,665,608" and insert "\$482,615,608".

Page 196, line 50, strike "\$100,000" and insert "\$50,000".

**Explanation:**

(This amendment retains 50 percent of the increase in funding for a satellite dental clinic.)

---

Item 208 #3c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Commonwealth University	\$0	(\$1,217,000)	GF

**Language:**

Page 193, line 16, strike "\$482,715,608" and insert "\$481,498,608".

**Explanation:**

(This amendment adjusts the base budget in the second year to reflect operating efficiencies expected by Virginia Commonwealth University (VCU) under the new restructuring management agreement under House Bill 1124 and Senate Bill 358.)

---

Item 210 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Commonwealth University	(\$1,937,500)	\$2,162,500	GF

**Language:**

Page 197, line 19, strike "\$243,002,652" and insert "\$241,065,152".

Page 197, line 19, strike "\$238,902,652" and insert "\$241,065,152".

Page 197, strike lines 26 through 34 and insert:

"A. Out of this appropriation, \$1,162,000 each year from the general fund and \$6,600,000 from nongeneral funds each year is designated to build research capacity in the areas of biomedical engineering and regenerative medicine.

B. Virginia Commonwealth University shall report on the use of these funds and progress made under this initiative to the Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2008. The report shall include, but not be limited to: 1) how the funds were used, 2) the amount of federal and private funds that were leveraged, 3) collaborative efforts in support of private industry, 4) the number of junior and senior faculty recruited in each field, 5) the amount of federal or other grant funds received as the result of those recruitments, 6) additional grants or contracts being pursued, 7) the level of instructional activity conducted by these faculty, 8) the impact of research activities on undergraduate instruction, 9) the use of graduate student aid funds, and 10) recommendations for future investment.

C. Out of this appropriation, \$1,000,000 each year from the general fund is designated for the support of cancer research."

Page 197, line 35, strike "B." and insert "D."

**Explanation:**

(This amendment continues the legislative research initiative.)

---

Item 213 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Community College	(\$2,203,074)	(\$2,203,074)	GF
System	(\$1,550,033)	(\$1,550,033)	NGF

**Language:**

Page 198, line 25, strike "\$758,550,082" and insert "\$754,796,975".

Page 198, line 25, strike "\$797,947,947" and insert "\$794,194,840".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

---

Item 213 #2c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Community College System	\$250,000	\$250,000	GF

**Language:**

Page 198, line 25, strike "\$758,550,082" and insert "\$758,800,082".

Page 198, line 25, strike "\$797,947,947" and insert "\$798,197,947".

Page 202, after line 53, insert:

"X. Out of this appropriation, \$250,000 each year from the general fund shall be provided to Northern Virginia Community College to support public-private sector partnerships in order to maximize the number of newly licensed nurses and increase the supply of nursing faculty."

**Explanation:**

(This amendment restores partial funding from the previous biennium to address nursing workforce issues.)

---

Item 213 #3c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Community College System	(\$1,848,273)	(\$1,848,273)	GF

**Language:**

Page 198, line 25, strike "\$758,550,082" and insert "\$756,701,809".

Page 198, line 25, strike "\$797,947,947" and insert "\$796,099,674".

**Explanation:**

(This amendment defers the increase in operating funding provided in the budget as introduced for the Career Coaches and Middle College Programs.)

---

Item 213 #4c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Community College System	(\$200,000)	(\$200,000)	GF

**Language:**

Page 198, line 25, strike "\$758,550,082" and insert "\$758,350,082".

Page 198, line 25, strike "\$797,947,947" and insert "\$797,747,947".

Page 202, strike lines 30 through 33.

Page 202, line 34, strike "V." and insert "U."

Page 202, line 47, strike "W." and insert "V."

**Explanation:**

(This amendment eliminates the funding in the introduced budget for a simulation training program.)

---

Item 213 #5c

**Education: Higher Education**

Virginia Community College  
System

Language

**Language:**

Page 198, line 44, after "System.", insert:

"Consistent with higher education funding guidelines, it is expected that the Virginia Community College System will utilize the funds provided for base operating support to achieve this objective. In addition, the first priority for new funding provided to the community college system shall be for operating support at individual community colleges. Thirty days prior to the beginning of each fiscal year, the Virginia Community College System shall report to the Chairmen of the House Appropriations and Senate Finance Committees on the allocation of all new general funds and nongeneral funds in this item and any cost recovery plans between the individual community colleges and the system office."

Page 202, strike lines 47 through 53.

**Explanation:**

(This amendment clarifies that funding that has been provided under the higher education funding guidelines is expected to support students and faculty at individual community colleges. The amendment also eliminates new language in this item that is already incorporated in Part IV of this budget.)

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Item 216 #1c

**Education: Higher Education**

Virginia Community College

Language

System

**Language:**

Page 203, line 16, before "Out", insert "A."

Page 203, after line 21, insert:

"B. Out of this appropriation, an amount not to exceed \$1,000,000 from nongeneral funds and based on a budget approved by the Virginia Workforce Council shall be made available to support the provisions of House Bill 1526 and Senate Bill 756, 2008 Session of the General Assembly."

**Explanation:**

(This amendment provides nongeneral fund authorization to support the Career Readiness Certificate program established in House Bill 1526 and Senate Bill 756.)

---

Item 219 #1c

**Education: Higher Education**

Virginia Military Institute

**FY 08-09**

(\$42,835)

(\$71,698)

**FY 09-10**

(\$42,835)

(\$71,698)

GF

NGF

**Language:**

Page 204, line 6, strike "\$30,748,628" and insert "\$30,634,095".

Page 204, line 6, strike "\$30,748,628" and insert "\$30,634,095".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

---

Item 224 #1c

**Education: Higher Education**

Virginia Polytechnic Institute And  
State University

**FY 08-09**

(\$1,779,333)

(\$2,457,174)

**FY 09-10**

(\$1,779,333)

(\$2,457,174)

GF

NGF

**Language:**

Page 205, line 34, strike "\$483,891,640" and insert "\$479,655,133".

Page 205, line 34, strike "\$506,089,640" and insert "\$501,853,133".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

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Item 226 #1c

**Education: Higher Education**

Virginia Polytechnic Institute And  
State University

**FY 08-09**  
(\$4,703,125)

**FY 09-10**  
\$2,821,875 GF

**Language:**

Page 207, line 25, strike "\$266,401,934" and insert "\$261,698,809".

Page 207, line 25, strike "\$258,876,934" and insert "\$261,698,809".

Page 207, strike lines 31 through 39 and insert:

"A. Out of this appropriation, \$2,821,875 each year from the general fund and \$15,000,000 from nongeneral funds each year is designated to build research capacity in the areas of bioengineering, biomaterials and nanotechnology.

B. Virginia Polytechnic Institute shall report on the use of these funds and progress made under this initiative to the Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2008. The report shall include, but not be limited to: 1) how the funds were used, 2) the amount of federal and private funds that were leveraged, 3) collaborative efforts in support of private industry, 4) the number of junior and senior faculty recruited in each field, 5) the amount of federal or other grant funds received as the result of those recruitments, 6) additional grants or contracts being pursued, 7) the level of instructional activity conducted by these faculty, 8) the impact of research activities on undergraduate instruction, 9) the use of graduate student aid funds, and 10) recommendations for future investment."

Page 207, line 40, strike "B." and insert "C."

Page 208, line 23, strike "C." and insert "D."

**Explanation:**

(This amendment continues the legislative research initiative.)

---

Item 230 #1c

**Education: Higher Education**

Virginia State University

**FY 08-09**  
(\$126,545)  
(\$145,595)

**FY 09-10**  
(\$126,545) GF  
(\$145,595) NGF



**Language:**

Page 210, line 14, strike "\$64,749,973" and insert "\$64,477,833".

Page 210, line 14, strike "\$67,330,936" and insert "\$67,058,796".

**Explanation:**

(This amendment retains 50 percent of the increase in base adequacy funding provided in the budget as introduced.)

---

Item 238 #1c

**Education: Other**

The Library Of Virginia

**FY 08-09**

\$100,000

**FY 09-10**

\$450,000 GF

**Language:**

Page 215, line 4, strike "\$8,599,484" and insert "\$8,699,484".

Page 215, line 4, strike "\$8,599,484" and insert "\$9,049,484".

**Explanation:**

(This amendment adds funding to compile and permanently preserve archival records of state government and to provide open, public access to these and other on-line resources to help keep pace with the increase of electronic materials generated by state government. Funding would support storage devices, application servers, and maintenance.)

---

Item 246 #1c

**Education: Higher Education**

Eastern Virginia Medical School

**FY 08-09**

(\$155,230)

**FY 09-10**

\$0 GF

**Language:**

Page 218, line 46, strike "\$18,217,388" and insert "\$18,062,158".

**Explanation:**

(This amendment retains 50 percent of the increase in operating funding in the first year and 100 percent in the second year as provided in the budget as introduced.)

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<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Eastern Virginia Medical School	(\$937,500)	\$562,500	GF

**Language:**

Page 218, line 46, strike "\$18,217,388" and insert "\$17,279,888".

Page 218, line 46, strike "\$16,717,388" and insert "\$17,279,888".

Page 219, strike lines 3 through 11 and insert:

"A. Out of this appropriation, \$562,500 each year from the general fund is designated to build research capacity in medical modeling and simulation.

B. Eastern Virginia Medical School shall report on the use of these funds and progress made under this initiative to the Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2008. The report shall include, but not be limited to: 1) how the funds were used, 2) the amount of federal and private funds that were leveraged, 3) collaborative efforts in support of private industry, 4) the number of junior and senior faculty recruited in each field, 5) the amount of federal or other grant funds received as the result of those recruitments, 6) additional grants or contracts being pursued, 7) the level of instructional activity conducted by these faculty, 8) the impact of research activities on undergraduate instruction, 9) the use of graduate student aid funds, and 10) recommendations for future investment."

**Explanation:**

(This amendment continues the legislative research initiative.)

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
New College Institute	(\$250,000)	\$0	GF
	-1.50	0.00	FTE

**Language:**

Page 219, line 17, strike "\$2,986,026" and insert "\$2,736,026".

**Explanation:**

(This amendment retains 50 percent of the increase in operating funding in the first year and 100 percent in the second year as provided in the budget as introduced.)

Item 249 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Institute For Advanced Learning And Research	(\$325,013)	\$0 GF

**Language:**

Page 219, line 41, strike "\$6,560,598" and insert "\$6,235,585".

**Explanation:**

(This amendment retains 50 percent of the increase in operating funding in the first year and 100 percent in the second year as provided in the budget as introduced.)

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Item 250 #1c

<b>Education: Higher Education</b>	
Roanoke Higher Education Authority	Language

**Language:**

Page 220, line 21, strike "A."  
Page 220, strike lines 23 through 36.

**Explanation:**

(This amendment eliminates a requirement for the Roanoke Higher Education Center to report to the Chairmen of the House Appropriations and Senate Finance Committees on current student enrollment, participation in the Center by local governments and the private sector, types of certificates and degrees awarded, and current and future uses of state appropriations. This approach is consistent with the treatment of other higher education centers.)

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Item 251 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Southern Virginia Higher Education Center	\$0	\$250,000 GF

**Language:**

Page 220, line 40, strike "\$2,304,077" and insert "\$2,554,077".

**Explanation:**

(This amendment provides additional general fund support for current enrollment levels.)

---

Item 252 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Southwest Virginia Higher Education Center	\$125,000	\$125,000	GF

**Language:**

Page 221, line 30, strike "\$9,215,556" and insert "\$9,340,556".  
Page 221, line 30, strike "\$9,215,556" and insert "\$9,340,556".

**Explanation:**

(This amendment provides additional general fund support for current enrollment levels.)

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Item 254 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Higher Education Research Initiative	(\$1,900,000)	(\$9,250,000)	GF

**Language:**

Page 222, line 22, strike "\$4,500,000" and insert "\$2,600,000".  
Page 222, line 22, strike "\$16,750,000" and insert "\$7,500,000".  
Page 222, line 26, strike "\$2,000,000" and insert "\$1,000,000".  
Page 222, line 27, strike "\$8,500,000" and insert "\$1,000,000".  
Page 222, strike lines 34 through 39 insert:  
"2. The Governor shall establish an Advisory Committee on Competitive Research to develop guidelines for making the grant awards. These research grants are intended to encourage university collaboration, benefit economically distressed region(s) and/or under-represented populations, and attract industry-sponsored research and development (R&D). In promoting collaboration, the Committee shall positively consider collaborations between the historically black colleges and universities and other four-year colleges and universities."

Page 222, strike lines 45 through 49.

Page 223, strike lines 1 through 7.

Page 223, strike line 8 and insert "B. Out of this appropriation,".

Page 223, line 9, strike " and \$6,500,000" and insert "\$6,000,000".

Page 223, line 16, strike "D." and insert "C."

Page 223, line 16, strike "\$1,000,000" and insert "\$500,000".

Page 223, line 18, strike "Hampton University Proton Therapy Institute" and insert: "Hampton University Foundation".

Page 223, line 26, strike "E." and insert "D."

Page 223, line 26, strike "\$1,500,000" and insert "\$1,600,000".

Page 223, line 27, strike "and \$750,000 the second year".

**Explanation:**

(This amendment revises the proposed research package.)

Item 254.10 #1c

**Education: Higher Education**

Higher Education

**FY 08-09**

\$17,500,000

**FY 09-10**

\$17,500,000 GF

**Language:**

Page 224, after line 5, insert:

"254.10. Higher Education Tuition

\$17,500,000

\$17,500,000

Moderation Incentive Fund

Fund Sources: General

\$17,500,000

\$17,500,000."

"A.1. Out of this appropriation, \$17,500,000 each year from the general fund is designated for the Higher Education Tuition Moderation Incentive Fund with potential allocations to public colleges and universities as follows:

<b>Institution</b>	<b>Annual Amount</b>
Christopher Newport University	\$570,000
College of William and Mary	610,000
George Mason University	1,620,000
James Madison University	1,000,000
Longwood University	615,000
University of Mary Washington	440,000
Norfolk State University	200,000
Old Dominion University	1,090,000
Radford University	500,000

University of Virginia	1,580,000
University of Virginia at Wise	120,000
Virginia Commonwealth University	1,330,000
Virginia Military Institute	120,000
Virginia Polytechnic Institute & State University	2,500,000
Virginia State University	250,000
Richard Bland College	45,000
Virginia Community College System	4,910,000
<b>Total</b>	<b>\$17,500,000</b>

2. Allocations listed in paragraph A.1. of this item shall be granted to public colleges and universities in a fiscal year so long as they limit the increase to tuition and mandatory Educational and General (E & G) fees for in-state undergraduate students to not more than three percent in that fiscal year.

3. Institutions that contribute nongeneral funds to ensure access and affordability to higher education for Virginia students shall be permitted to exceed the limit for increases in tuition and mandatory E&G fees for in-state undergraduate students stated in paragraph A.2. by one percent provided that any revenue generated by an increase in tuition and E&G fees beyond the limit stated in paragraph A.2. be used only to increase the level of financial aid for in-state students.

4. The State Council of Higher Education for Virginia (SCHEV), in conjunction with the Department of Planning and Budget (DPB), shall determine whether each public college and university has met the tuition requirements of this fund. SCHEV shall report its findings to the Governor, the Chairmen of the House Appropriations and Senate Finance Committees, and the Director of the Department of Planning and Budget by August 15 of each fiscal year.

5. Upon certification by SCHEV and DPB that the requirements in paragraph A.2. and A.3. have been met, the Director, Department of Planning and Budget, shall transfer the amounts listed above to each of the certified institutions.

6. In each year, any funds in paragraph A.1. not allocated pursuant to the requirements of paragraphs A.2., A.3 and A.4. shall be distributed as follows: (a) 50 percent shall be redistributed proportionally among the institutions that have met the requirements of paragraphs A.2., A.3. and A.4. and (b) 50 percent shall be reverted to the general fund.

7. If an institution increases tuition and mandatory E & G fees for in-state undergraduate students in fiscal year 2009 greater than 12 percent, the institution shall not be eligible for an allocation from the fund in either fiscal year.

8. SCHEV shall evaluate the nongeneral fund component of educational and general program in this budget. The intent of the General Assembly is that nongeneral fund appropriations in the educational and general program approximate actual revenue collections for that fiscal year. SCHEV shall report its findings and recommendations for adjustments to the nongeneral fund educational and general program appropriation to meet the legislative intent by October 1, 2008.

9. The Director, Department of Planning and Budget, shall report quarterly on all requested and recommended adjustments to nongeneral fund appropriations in the educational and general program to the Chairman of the House Appropriations and Senate Finance Committees."

**Explanation:**

(This amendment provides for a tuition moderation incentive fund in each year of the biennium. The State Council of Higher Education for Virginia (SCHEV) will certify that an institution has met the requirements of this item by August 15 of each year. Once certified by SCHEV, each institution will receive its allocation. If an institutions chooses to not participate in this program based on the decision of its Board of Visitors, then 50 percent of its allocation will be proportionally awarded among the institutions that have met the requirements of the tuition incentive moderation fund. The other 50 percent will be reverted to the general fund.)

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Item 255 #1c

**Education: Higher Education**

Virginia College Building  
Authority

Language

**Language:**

Page 225, line 10, strike "\$57,899,478" and insert "\$58,049,478".

Page 225, line 11, strike "\$57,899,478" and insert "\$58,749,478".

Page 225, line 20, strike the second "\$8,063,825" and insert "\$8,763,825".

Page 225, line 41, strike the first "\$146,003" and insert "\$221,003".

Page 225, line 41, strike the second "\$146,003" and insert "\$221,003".

Page 225, after line 43, insert:

"New College Institute           \$0           \$75,000           \$75,000".

Page 225, line 44, strike the first "\$57,899,478" and insert "\$58,049,478".

Page 225, line 44, strike the second "\$57,899,478" and insert "\$58,749,478".

Page 225, after line 44, insert:

"3. Allocations in paragraph C.2. include \$700,000 the second year at Virginia Commonwealth University designated for the Satellite Dental Clinic at Wise contingent on the project being included in a capital bond bill. Any unused allocation from this amount shall be reported to the Chairmen of the House Appropriations and Senate Finance Committees."

**Explanation:**

(This amendment provides an additional allocation from the equipment trust fund.)

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Item 264 #1c

<b>Finance</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Accounts Transfer Payments	(\$533,000)	(\$533,000)	GF

**Language:**

Page 230, line 3, strike "\$46,563,000" and insert "\$46,030,000".

Page 230, line 3, strike "\$46,563,000" and insert "\$46,030,000".

**Explanation:**

(This amendment captures the remaining alcoholic beverage control profits and wine taxes that otherwise would have been distributed to localities. The Governor's introduced budget captured the majority of the revenue for these distributions, just less than \$8.0 million, by eliminating the distributions for cities and counties.)

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Item 264 #2c

<b>Finance</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Accounts Transfer Payments	\$68,905,825	\$74,713,852	NGF

**Language:**

Page 230, line 3, strike "\$46,563,000" and insert "\$115,468,825".



Page 230, line 3, strike "\$46,563,000" and insert "\$121,276,852".

Page 231, after line 3, insert:

"D. There is hereby appropriated for payment to the Northern Virginia Transportation Commission and the Potomac Rappahannock Transportation Commission a sum sufficient amount of nongeneral fund revenues estimated at \$68,905,825 in the first year and \$74,713,852 in the second year equal to the revenues collected pursuant to §58.1-1720 et seq., Code of Virginia, from the additional sales tax on fuel in certain transportation districts under § 58.1-1720 et seq., Code of Virginia. Such funds shall be returned to the respective Commissions in amounts equivalent to the shares collected in the respective member jurisdictions."

**Explanation:**

(This amendment appropriates the revenues generated by the additional two percent sales tax on gasoline that has been in effect since 1984. This state-imposed tax has been consistently been used, as intended, to support transportation improvements in the member jurisdictions but has not been accompanied by an express appropriation in the appropriation act.)

---

Item 268 #1c

**Finance**

Department Of Planning And  
Budget

**FY 08-09**  
(\$287,767)

**FY 09-10**  
(\$366,947) GF

**Language:**

Page 233, line 25, strike "\$8,868,390" and insert "\$8,580,623".

Page 233, line 25, strike "\$8,947,570" and insert "\$8,580,623".

**Explanation:**

(This amendment eliminates funding for a new initiative included in the introduced budget to establish a finance management training program. The budget proposed funding for five intern positions within the program.)

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Item 268 #2c

**Finance**

Department Of Planning And  
Budget

Language

**Language:**

Page 236, after line 13, insert:

“F. The Director of the Department of Planning and Budget shall report to the Chairman of the House Appropriation and Senate Finance Committees by October 1, 2008, concerning the cost impact of state employee salary increases to facilities and institutions operated by the Department of Mental Health, Mental Retardation and Substance Abuse Services (DMHMRSAS) which are supported in whole or in part from Medicaid reimbursements. The report shall include the estimated increase in costs incurred at the facilities from the salary adjustments, the portion of these costs that are reimbursable through Medicaid, and a description of the manner in which the department includes funding for the general fund portion of the salary adjustment for these employees in the calculation of state employee salary increases.”

**Explanation:**

(This amendment requires the Department of Planning and Budget to report to the Chairmen of the House Appropriations and Senate Finance Committees on the cost impact for DMHMRSAS facilities, whose costs are covered in whole or in part through the Medicaid program, that result from salary adjustments for state employees.)

Item 270 #1c

<b>Finance</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Taxation	(\$118,500)	(\$158,000)	GF

**Language:**

Page 236, line 41, strike "\$60,765,983" and insert "\$60,647,483".

Page 236, line 41, strike "\$60,765,983" and insert "\$60,607,983".

**Explanation:**

(This amendment reflects administrative savings at the Department of Taxation pursuant to House Bill 678. This legislation requires large income tax returns to be prepared electronically and prohibits filing these returns using 2D barcoded paper.)

Item 270 #2c

<b>Finance</b>		
Department Of Taxation		Language

**Language:**

Page 237, after line 46, insert:

"G. The Tax Commissioner shall have the authority to waive penalties and grant extensions of time to file a return or pay a tax, or both, to any class of taxpayers when the Tax Commissioner in his discretion finds that the normal due date has, or would, cause undue hardship to taxpayers who were, or would be, unable to use electronic means to file a return or pay a tax because of a power or systems failure that causes the Department's electronic filing or payment systems to be nonfunctional for all or a portion of a day on or about the due date for a return or payment."

**Explanation:**

(This amendment authorizes the Tax Commissioner to waive penalties or late fees if taxpayers are unable to file returns or pay taxes electronically due to failures of the Department of Tax's computer systems.)

Item 280 #1c

**Finance**

Treasury Board

Language

**Language:**

Page 244, after line 43, insert:

"Reimbursement may be made in two installments, the first following completion of the 200-bed expansion, and the second following completion of the renovation of the main jail facility."

**Explanation:**

(This amendment provides authority for the reimbursement of the Prince William-Manassas Regional Adult Detention Center's jail expansion in two phases: the first, following the completion of a 200-bed addition, and the second, following completion of the renovation of the existing main jail facility.)

Item 280 #2c

**Finance**

Treasury Board

**FY 08-09**

**FY 09-10**

\$0

(\$2,891,555) GF

**Language:**

Page 242, line 44, strike "\$553,268,952" and insert "\$550,377,397".

**Explanation:**

(This amendment captures a savings of \$2.9 million from the general fund the second year by adjusting the appropriation for debt service payments for the 2002 General Obligation Bonds. The introduced budget includes funding for debt service that is no longer needed based on the Department of the Treasury's latest estimates of debt service requirements for the 2002 General Obligation Bonds.)

Item 280 #3c

<b>Finance</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Treasury Board	\$2,800,000	(\$27,921,070)	GF

**Language:**

Page 242, line 44, strike "\$465,012,430" and insert "\$467,812,430".

Page 242, line 44, strike "\$553,268,952" and insert "\$525,347,882".

**Explanation:**

(This amendment provides \$2.8 million from the general fund the first year and savings of \$27.9 million from the general fund the second year based on 2008 Session debt actions.)

Item 280 #4c

<b>Finance</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Treasury Board	\$0	\$16,700,000	GF

**Language:**

Page 242, line 44, strike "\$553,268,952" and insert "\$569,968,952".

**Explanation:**

(This amendment provides \$16.7 million from the general fund the second year for debt service on bonds issued for the Central Maintenance Reserve Revolving Fund.)

Item 280 #5c

<b>Finance</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
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Treasury Board (\$2,900,000) (\$9,550,000) GF

**Language:**

Page 242, line 44, strike "\$465,012,430" and insert "\$462,112,430".

Page 242, line 44, strike "\$553,268,952" and insert "\$543,718,952".

Page 246, after line 4, insert:

"5. Beginning with the fiscal year 2008 allocation of the higher education equipment trust fund, the Treasury Board shall amortize equipment purchases at 7 years, which is consistent with the useful life of the equipment."

**Explanation:**

(This amendment makes technical adjustments to debt service for the higher education equipment trust. Debt service is adjusted to account for benchmarking equipment acquired through the higher education equipment trust fund to its average useful life, which is 7 years. In addition, debt service is removed for the proposed expansion of the trust fund.)

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Item 282 #1c

**Health And Human Resources**

Secretary Of Health And Human Resources

Language

**Language:**

Page 250, after line 7, insert:

"C. The Secretary of Health and Human Resources, in consultation with the Executive Secretary of the Supreme Court, shall develop a reporting system to collect relevant information on emergency custody orders (ECOs), involuntary commitment orders (TDOs), and mental health commitment hearings by fiscal year. The data collected shall include, but not be limited to, the number of ECOs, TDOs, and commitment hearings that occur each fiscal year by locality, and the estimated cost, duration, location, and disposition of each proceeding. The information collected shall comply with all relevant state and federal health privacy laws and shall not include any personal identifiable information. The data collected shall be reported to the Governor, the Chairmen of the Senate Finance and House Appropriations Committees, and the Supreme Court by November 1, 2008, and each year thereafter."

**Explanation:**

(This amendment requires the Secretary of Health and Human Resources and the Executive Secretary of the Supreme Court to report data on emergency custody

orders, involuntary commitment orders, and mental health commitment hearings by fiscal year.)

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Item 282 #2c

**Health And Human Resources**

Secretary Of Health And Human  
Resources

Language

**Language:**

Page 250, after line 7, insert:

"C. The Secretary of Health and Human Resources and the State Board of Social Services shall develop a plan to allow for the portability of Auxiliary Grants (AG) to pay for housing of consumers who receive case management services from a community services board or behavioral health authority and who are found eligible for or are currently receiving auxiliary grants. The plan shall include a description of individualized services and housing supports based on Report Document 30 (2008) – "Auxiliary Grant Portability: A Report on the Feasibility of Restructuring Auxiliary Grants for Certain CSB Case Management Consumers." The plan shall include eligibility criteria for Assisted Living Facility (ALF) residents displaced from AG-funded beds that close and those for whom the services and housing supports would lead to reductions in higher-cost institutional care, and (i) whose needs are not being met by their current living arrangement, or (ii) who are living in localities without ALFs, or (iii) who are ready for discharge from a state hospital and are without access to an ALF placement. The plan shall include information on eligibility, the number of consumers to be served, financing, program monitoring and quality assurance, as well as information on the roles and responsibilities of state agencies, community services boards, local departments of social services, and local governments in determining eligibility, administering the program, providing case management and other support services, and the continued provision of financial support through local matching funds. The Secretary shall submit the plan to the Governor, the Chairmen of the House Appropriations and Senate Finance Committees, and the Joint Commission on Health Care, by November 1, 2008."

**Explanation:**

(This amendment directs the Secretary of Health and Human Resources to develop a plan to implement a housing program on a pilot basis which would allow disabled consumers to use Auxiliary Grant payments for housing arrangements other than assisted living facilities.)

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<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Comprehensive Services For At-Risk Youth And Families	\$0	(\$522,584)	GF

**Language:**

Page 250, line 13, strike "\$376,859,856" and insert "\$376,337,272".

**Explanation:**

(This amendment reduces the general fund appropriation by \$522,584 the second year for maintenance payments made to Comprehensive Services Act (CSA) foster family homes. The introduced budget included funding for a 15 percent increase the first year and a 10 percent increase the second year. This amendment reduces the second year increase to 8 percent. A companion amendment in Item 342 makes a similar adjustment for federal Title IV-E foster care payments, adoption subsidies and special needs adoptions.)

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<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Comprehensive Services For At-Risk Youth And Families	\$0	(\$2,000,000)	GF

**Language:**

Page 250, line 13, strike "\$376,859,856" and insert "\$374,859,856".

Page 254, line 31, after "Youth.", insert:

"Effective July 1, 2009, pool funds shall not be spent for any service that can be funded through Medicaid for Medicaid-eligible children and youth."

**Explanation:**

(This amendment adds language in the Comprehensive Services Act for At-Risk Youth and Families which requires Community Policy and Management Teams (CPMTs) to use Medicaid funded services whenever they are available for the appropriate treatment of children and youth receiving CSA services. Beginning July 1, 2009, it prohibits the use of state pool funds for CSA for services that can be funded through Medicaid for Medicaid-eligible children and youth. Currently, some localities do not use appropriate Medicaid-funded services when available, resulting in increased general fund costs for the CSA program. A general fund savings in

fiscal year 2010 of \$2.0 million is expected to be achieved with this change.)

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Item 283 #3c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Comprehensive Services For At-Risk Youth And Families	\$4,363,310	\$2,876,617	GF

**Language:**

Page 250, line 13, strike "\$357,127,702" and insert "\$361,491,012".

Page 250, line 13, strike "\$376,859,856" and insert "\$379,736,473".

Page 253, line 40, after "locality.", insert:

"The Secretary shall establish a work group to implement the changes in state and local match rates for the Comprehensive Services Act (CSA) program. The work group shall include representatives from the Virginia Association of Counties, the Virginia Municipal League, the Virginia League of Social Services Executives, the Virginia Association of Community Service Boards, the Virginia Coalition of Private Providers, the Virginia Association of School Superintendents, the Department of Education, the Department of Juvenile Justice, and the Office of the Executive Secretary of the Supreme Court. The work group shall examine the impact of the match rate changes on local and state administration of the program, reporting requirements, service development and delivery, quality assurance, utilization management, and care coordination to ensure that children continue to receive appropriate and cost-effective services.

The work group shall also consider future actions to improve the quality of care, maximize cost effectiveness, and achieve administrative efficiencies in the program, such as (i) the feasibility of using a managed care approach to coordinate care and provide utilization management and quality assurance of services; (ii) participation of community service boards in providing care coordination and monitoring of emotionally disturbed and behaviorally challenged children receiving services through CSA; (iii) better communication, cooperation and coordination in the development of individualized education plans and plans of care for children in special education receiving services through CSA; and (iv) better communication and coordination with court service units, Juvenile and Domestic Relations Court judges, and the Department of Juvenile Justice on the plans of care for "Children in Need of Services" as defined under the interagency guidelines on foster care services or children at risk for residential placement through an order by a judge of the Juvenile and Domestic Relations Court. Materials related to or used by the work



group shall be considered public documents under the Virginia Freedom of Information Act and not covered under the exemption for Governor's working papers."

Page 253, strike lines 41 through 43.

Page 253, line 44, strike "c." and insert "b."

Page 253, line 46, strike "Beginning".

Page 253, strike lines 47 through 49.

Page 253, line 50, strike "d." and insert:

"c. Localities shall review their caseloads for those individuals who can be served appropriately by community-based services and transition those cases to the community for services."

Page 253, line 50, strike "July 1, 2008" and insert "January 1, 2009".

Page 253, line 52, strike "24" and insert "15".

Page 253, line 52, after "percent", insert:

"above the fiscal year 2007 base rate after a locality has incurred a total of \$100,000 in residential care expenditures for the period of January 1, 2009, through June 30, 2009".

Page 253, line 52, strike "January" and insert "July".

Page 253, line 52, strike "until June".

Page 253 line 53, strike "30, 2010,".

Page 253, line 53, after "rate" insert "for residential services".

Page 253, line 54, strike "40" and insert "25".

Page 253, line 54, after "rate" insert:

"after a locality has incurred a total of \$200,000 in residential care expenditures".

Page 253, line 54, strike "In".

Page 253, strike lines 55 and 56 and insert:

"d. The State Executive Council (SEC) shall monitor the implementation of the incentives and disincentives included in this item, provide technical assistance, and recommend evidence-based best practices to assist localities in transitioning individuals into community-based care. Beginning November 1, 2008, and each year thereafter, the SEC shall provide an update to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees on the outcomes of this initiative."

Page 254, strike line 1.

**Explanation:**

(This amendment adds funding and language modifying the local share of funding for community and residential services provided through the Comprehensive Services Act (CSA). Language also requires the Secretary of Health and Human Resources to establish a work group to assist in the implementation of a system of financial

incentives to localities to use community-based services in lieu of residential services for children in CSA. Language lowers the local share of funding for community-based services by 50 percent beginning in fiscal year 2009, as an incentive for localities to provide services to children who can be appropriately cared for in the community. In addition, language raises the local share of funding for residential services by 15 percent beginning January 1, 2009, and by 25 percent beginning in fiscal year 2010, after the first \$200,000 in annual residential care expenditures. Language is added to require localities to review their caseloads for those individuals who can be served in the community and to transition those cases to the community for services. Language is also added to require the State Executive Council to monitor the implementation of the changes in match rates, provide technical assistance and recommend best practices to assist localities, and to report on the outcomes annually on November 1.)

Item 283 #4c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Comprehensive Services For At-Risk Youth And Families	\$0	(\$965,579)	GF

**Language:**

- Page 250, line 13, strike "\$376,859,856" and insert "\$375,894,277".
- Page 255, line 10, after "year", insert "and \$965,579 the second year".
- Page 255, line 12, strike "and \$965,579 the second year".
- Page 255, line 13, strike "from the general fund".

**Explanation:**

(This amendment supplants the general fund amount provided for the Comprehensive Services Act (CSA) Community Services Trust Fund for Youth and Families with federal Temporary Assistance to Needy Families (TANF) block grant funds in the second year, similar to amounts received for the first year. There is no reduction in total funds the program will receive. The program will receive \$965,579 each year from TANF funds.)

Item 283 #5c

<b>Health And Human Resources</b>	
Comprehensive Services For At-Risk Youth And Families	Language

**Language:**

Page 255, after line 39, insert:

"M. The State Executive Council (SEC) shall conduct an analysis of the impact of the Final Interagency Guidelines on Foster Care Services for Specific "Children in Need of Services" funded through the Comprehensive Services Act (CSA), effective December 3, 2007, to assess the fiscal impact on the state and localities of serving these additional children through CSA. As part of the analysis, the SEC shall report on the number of additional children served through the guidelines, the types of services provided to children served, how the children were referred for services under the guidelines and whether these children would have received services through CSA prior to the adoption of these new guidelines. The Chair of the SEC shall report this information to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees by December 1, 2008."

**Explanation:**

(This amendment requires the State Executive Council to report on a population of children who are beginning to receive services under the Comprehensive Services Act as a result of the adoption of Final Interagency Guidelines on Foster Care Services for Specific "Children in Need of Services" funded through the Comprehensive Services Act, effective December 3, 2007. The fiscal impact of serving these children shall be reported by December 1, 2008, to the Governor and the House Appropriations and Senate Finance Committees.)

Item 284 #1c

**Health And Human Resources**

Department For The Aging

Language

**Language:**

Page 257, line 31, after "Aging", insert:

", Bay Aging, Senior Services of Southeastern Virginia, and Valley Program for Aging Services".

Page 257, line 35, after "coordination.", insert:

"The Virginia Department for the Aging, in collaboration with the four pilot Area Agencies on Aging, shall analyze the resulting impact in these pilot agencies and determine if this model of service delivery is an appropriate and beneficial use of these funds. The Virginia Department for the Aging shall report the result of this analysis to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees by June 30, 2009."

**Explanation:**

(This amendment authorizes expansion of the Peninsula Agency on Aging Senior Outreach to Services (SOS) Pilot to include Bay Aging, Senior Services of Southeastern Virginia, and Valley Program for Aging Services. This program provides mobile, brief intervention and service linking to coordinate care for the elderly population it serves. Expansion of the pilot will increase care coordination services to elderly individuals and provide additional data to determine the feasibility of expanding the SOS option to all Area Agencies on Aging currently utilizing these funds. Language also requires the Department for the Aging to report the results of this analysis to the Governor and Chairmen of the House Appropriations and Senate Finance Committees.)

Item 284 #2c

**Health And Human Resources**

Department For The Aging

Language

**Language:**

Page 257, after line 35, insert:

"N. Area Agencies on Aging shall be designated as the lead agency in each respective area for No Wrong Door."

**Explanation:**

(This amendment designates local area agencies on aging as the lead agency for No Wrong Door, a system designed to improve access to long-term care services for the elderly.)

Item 284 #3c

**Health And Human Resources**

Department For The Aging

**FY 08-09**

\$100,000

**FY 09-10**

\$100,000 GF

**Language:**

Page 255, line 45, strike "\$30,168,128" and insert "\$30,268,128".

Page 255, line 45, strike "\$30,168,128" and insert "\$30,268,128".

Page 257, after line 35, insert:

"N. Out of this appropriation, \$100,000 the first year and \$100,000 the second year from the general fund shall be provided to the Aging Together Partnership, an initiative of the Rappahannock Rapidan Community Services Board and Area

Agency on Aging. The partnership operates a five-county collaborative located in the Rappahannock Rapidan region that is building support services to address the growth in the older population."

**Explanation:**

(This amendment provides \$100,000 from the general fund each year to continue activities in the Rappahannock Rapidan region for a model of long-term care system enhancement and service collaboration that could be used as a model for other localities in Virginia. Aging Together does not provide direct services but promotes long-term system improvements. This initiative began with a grant from the Robert Woods Johnson Foundation as a best practice.)

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Item 284 #4c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Department For The Aging	\$75,000	\$0 GF

**Language:**

Page 255, line 45, strike "\$30,168,128" and insert "\$30,243,128".

Page 257, after line 35, insert:

"N. Out of this appropriations, \$75,000 the first year from the general fund shall be provided to the Central Virginia Area Agency on Aging for Bedford Ride."

**Explanation:**

(This amendment provides \$75,000 the first year from the general fund for Bedford Ride, through the Central Virginia Area Agency on Aging, to provide non-emergency medical transportation to low-income aged and disabled individuals with health and mobility limitations who are not eligible for Medicaid transportation assistance.)

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Item 290 #1c

<b>Health And Human Resources</b>	
Department Of Health	Language

**Language:**

Page 261, after line 26, insert:

"E. Notwithstanding any other provision of law or regulation, the Board of Health shall not modify the geographic service areas of designated regional emergency medical services councils in effect on January 1, 2008, or make such modifications a

criterion in approving or renewing applications for such designation or receiving and disbursing state funds."

**Explanation:**

(This amendment restricts the Board of Health from redistricting the regional emergency medical services councils to serve different geographical areas than are currently served by the councils. Further, the Board is precluded from making redistricting a condition of designation as a council or renewal of such designation, or as a condition of receiving state funding.)

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Item 291 #1c

**Health And Human Resources**

Department Of Health

**FY 08-09**

(\$252,728)

**FY 09-10**

\$0 GF

**Language:**

Page 261, line 27, strike "\$8,461,404" and insert "\$8,208,676".

**Explanation:**

(This amendment phases in salary adjustments for forensic pathologists in the Office of the Chief Medical Examiner. The introduced budget included \$505,457 from the general fund each year to realign salaries for new and experienced pathologists in order to address recruitment and retention concerns.)

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Item 294 #1c

**Health And Human Resources**

Department Of Health

Language

**Language:**

Page 263, after line 47, insert:

"E. The Commissioner of Health may issue a Certificate of Public Need approving an application for an increase of 30 licensed nursing home beds in Planning District 13 for each nursing home that has reported to the Virginia Health Information, an entity that collects nursing home data, an average annual occupancy rate of 99 percent or higher for fiscal years 2006 and 2007, provided that the application is filed on or before December 1, 2008, and the approved additional nursing home beds are not put into service prior to July 1, 2009."

**Explanation:**

(This amendment allows the Commissioner of Health to issue additional Certificates of Public Need approving an increase of 30 licensed nursing home beds in Planning District 13 for nursing homes that are close to capacity under certain circumstances.)

---

Item 294 #2c

**Health And Human Resources**

Department Of Health

**FY 08-09**

(\$157,711)

-2.00

**FY 09-10**

(\$153,363) GF

-2.00 FTE

**Language:**

Page 262, line 47, strike "\$13,209,075" and insert "\$13,051,364".

Page 262, line 47, strike "\$13,204,727" and insert "\$13,051,364".

**Explanation:**

(This amendment funds the Office of Minority Health and Public Policy at the level contained in Chapter 847 of the Acts of Assembly of 2007. The introduced budget had provided an additional \$157,711 the first year and \$153,363 the second year from the general fund and two positions.)

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Item 294 #3c

**Health And Human Resources**

Department Of Health

Language

**Language:**

Page 263, strike lines 15 through 19.

Page 263, line 20, strike "3" and insert "2".

**Explanation:**

(This amendment eliminates language relating to the expenditure of general fund balances by regional health planning agencies (RHPAs) each year. The introduced budget eliminated slightly more than one-half of the general funds provided to the RHPAs each year in the 2008-10 biennium. A companion amendment in Item 297 eliminates the remainder of the general fund amounts provided to these agencies and language associated with the funding. The agencies will retain funding from

Certificate of Public Need (COPN) application fees to operate their programs and existing language in the budget allows them to keep a portion of the excess fees equal to one month's operation needs in case of revenue shortfalls in the subsequent year. In fiscal year 2007, RHPAs received \$1.2 million in COPN fee revenue to operate their programs.)

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Item 295 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	\$0	(\$382,500)	GF

**Language:**

Page 263, line 48, strike "\$120,058,739" and insert "\$119,676,239".

Page 264, line 20, after "year", insert "and \$382,500 the second year".

Page 264, line 22, strike "765,000" and insert "382,500".

**Explanation:**

(This amendment supplants a portion of the general fund appropriation provided for the Partners in Prevention program with federal Temporary Assistance to Needy Families block grant funds in the second year. There is no reduction in total funds the program will receive. This program will receive a total of \$382,500 from the general fund and \$765,000 from the TANF block grant in the second year.)

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Item 295 #2c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	\$0	(\$455,000)	GF

**Language:**

Page 263, line 48, strike "\$120,058,739" and insert "\$119,603,739".

Page 264, line 25, after "year", insert:

"and \$455,000 the second year".

Page 264, line 27, strike "910,000" and insert "455,000".

**Explanation:**

(This amendment supplants a portion of the general fund appropriation provided for the teenage pregnancy prevention programs with federal Temporary Assistance to Needy Families block grant funds in the second year. There is no reduction in total funds the program will receive. These programs will receive a total of \$455,000 from the general fund and \$455,000 from TANF funds in the second year.)



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Item 296 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	\$476,955	\$69,205	GF
	\$147,947	\$147,947	NGF

**Language:**

- Page 264, line 54, strike "\$246,772,690" and insert "\$247,397,592".
- Page 264, line 54, strike "\$246,772,690" and insert "\$246,989,842".
- Page 266, line 45, strike "\$435,000" and insert "\$911,955".
- Page 266, line 46, strike "\$435,000" and insert "\$504,205".
- Page 266, line 47, strike the first "\$215,000" and insert "\$362,947".
- Page 266, line 47, strike the second "\$215,000" and insert "\$362,947".
- Page 266, line 50, after "to" insert "Prince William,".

**Explanation:**

(This amendment provides \$476,955 the first year and \$69,205 the second year from the general fund and \$56,622 each year from nongeneral funds to address the costs of leasing a new local health department in Prince William County. In addition, \$91,325 each year from nongeneral funds is provided to reflect the local share of costs for leasing new space for the Roanoke City Health Department.)

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Item 296 #2c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	(\$750,000)	(\$449,967)	GF

**Language:**

- Page 264, line 54, strike "\$246,772,690" and insert "\$246,022,690".
- Page 264, line 54, strike "\$246,772,690" and insert "\$246,322,723".

**Explanation:**

(This amendment reduces the general fund appropriation by \$750,000 the first year and \$449,967 the second year and replaces funding with fee revenues that are anticipated in the introduced budget for Environmental Health Services. The introduced budget included general fund savings of \$1.1 million in the second year only, despite the fact that additional fee revenues will be collected beginning July 1, 2008. This amendment assumes that fee revenues can replace the current general

fund appropriation by \$750,000 the first year and \$1.5 million the second year.)

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Item 297 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	(\$25,000)	(\$25,000)	GF

**Language:**

Page 266, line 53, strike "\$18,919,904" and insert "\$18,894,904".

Page 266, line 53, strike "\$18,919,904" and insert "\$18,894,904".

Page 272, line 27, strike "\$50,000" and insert "\$25,000".

Page 272, line 28, strike "\$50,000" and insert "\$25,000".

**Explanation:**

(This amendment reduces the general fund appropriation by \$25,000 each year for the Virginia Dental Health Foundation to purchase equipment and dental chairs for the Mission of Mercy dental projects. The introduced budget included \$50,000 each year of the biennium for this purpose.)

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Item 297 #2c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	(\$288,000)	(\$288,000)	GF

**Language:**

Page 266, line 53, strike "\$18,919,904" and insert "\$18,631,904".

Page 266, line 53, strike "\$18,919,904" and insert "\$18,631,904".

Page 272, strike lines 31 through 35.

**Explanation:**

(This amendment eliminates an appropriation of \$288,000 from the general fund each year for the Domestic Violence Prevention Enhancement and Leadership Through Alliances (DELTA) program that was included in the introduced budget.)

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Item 297 #3c

<b>Health And Human Resources</b>	
Department Of Health	

Language

**Language:**

Page 272, line 4, strike "\$145,000" and insert "\$150,000".

Page 272, line 5, strike "\$145,000" and insert "\$150,000".

**Explanation:**

(This amendment reflects the actual embedded appropriation amount funded in the introduced budget for prenatal, obstetrics, and pediatric pilot projects in the Northern Neck and the City of Emporia.)

Item 297 #4c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	(\$1,500,000)	(\$1,500,000)	GF

**Language:**

Page 266, line 53, strike "\$18,919,904" and insert "\$17,419,904".

Page 266, line 53, strike "\$18,919,904" and insert "\$17,419,904".

Page 269, line 53, strike "5,580,571" and insert "4,080,571".

Page 269, line 54, strike "5,580,571" and insert "4,080,571".

Page 270, line 41, strike "3,350,000" and insert "1,850,000".

Page 270, line 42, strike "3,350,000" and insert "1,850,000".

Page 270, line 46, strike "1,850,000" and insert "850,000".

Page 270, line 47, strike "1,850,000" and insert "850,000".

Page 270, line 52, after "assistance," insert "and".

Page 270, line 55, after "programs", insert "." and strike the remainder of the line.

Page 270, strike lines 56 through 58.

**Explanation:**

(This amendment level funds the Virginia Health Care Foundation at the amounts provided in Chapter 847 of the Acts of Assembly of 2007. The introduced budget included an additional \$1.5 million each year to the Foundation.)

Item 297 #5c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	\$25,000	\$25,000	GF

**Language:**

Page 266, line 53, strike "\$18,919,904" and insert "\$18,944,904".

Page 266, line 53, strike "\$18,919,904" and insert "\$18,944,904".

Page 269, after line 32, insert:

"4. Out of this appropriation, \$25,000 the first year and \$25,000 the second year from the general fund shall be provided to expand services at the Jeanie Schmidt Free Clinic."

**Explanation:**

(This amendment provides \$25,000 from the general fund each year to expand services at the Jeanie Schmidt Free Clinic, located in Fairfax County.)

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Item 297 #6c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	(\$149,882)	(\$149,882)	GF

**Language:**

Page 266, line 53, strike "\$18,919,904" and insert "\$18,770,022".

Page 266, line 53, strike "\$18,919,904" and insert "\$18,770,022".

Page 272, strike lines 12 through 15.

Page 272, line 16, strike "T." and insert "S."

Page 272, line 27, strike "U." and insert "T."

Page 272, line 31, strike "V." and insert "U."

**Explanation:**

(This amendment eliminates general funds for the regional health planning agencies. The introduced budget eliminated slightly more than one-half of the general funds provided to the regional health planning agencies each year in the 2008-10 biennium. The agencies will retain funding from Certificate of Public Need application fees to operate their programs and existing language in the budget allows them to keep a portion of the excess fees equal to one month's operation needs in case of revenue shortfalls in the subsequent year. In fiscal year 2007, the regional health planning agencies received \$1.2 million in COPN fee revenue to operate their programs.)

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Item 297 #7c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	(\$325,000)	(\$325,000)	GF

**Language:**

Page 266, line 53, strike "\$18,919,904" and insert "\$18,594,904".

Page 266, line 53, strike "\$18,919,904" and insert "\$18,594,904".

Page 271, strike lines 12 through 16.

Page 271, line 17, strike "b." and insert "O."

Page 271, strike lines 40 through 43.

**Explanation:**

(This amendment eliminates funding of \$325,000 each year for grants for electronic health records.)

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Item 297 #8c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	\$0	(\$1,070,945)	GF

**Language:**

Page 266, line 53, strike "\$18,919,904" and insert "\$17,848,959".

Page 267, line 3, strike "2,712,890" and insert "1,641,945".

Page 267, line 7, after "year", insert "and \$1,070,945 the second year".

**Explanation:**

(This amendment supplants a portion of the general fund appropriation provided for the Comprehensive Health Investment Project (CHIP) of Virginia with federal Temporary Assistance to Needy Families block (TANF) grant funds in the second year. There is no reduction in total funds the program will receive. The program will receive a total of \$1,641,945 from the general fund and \$1,070,945 from TANF funds in the second year.)

---

Item 297 #9c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	\$0	(\$900,000)	GF

**Language:**

Page 266, line 53, strike "\$18,919,904" and insert "\$18,019,904".

Page 268, line 43, strike "\$1,800,000" and insert "\$900,000".

**Explanation:**

(This amendment provides \$1.8 million the first year and \$900,000 the second year from the general fund for 35 community health centers. The introduced budget included \$1.8 million from the general fund each year to provide additional operating

support for community health centers that serve low-income Virginians.)

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Item 297 #10c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	\$0	(\$850,000)	GF

**Language:**

Page 266, line 53, strike "\$18,919,904" and insert "\$18,069,904".

Page 269, line 20, strike "\$1,700,000" and insert "\$850,000".

**Explanation:**

(This amendment provides \$1.7 million the first year and \$850,000 the second year from the general fund for 52 free clinics statewide. The introduced budget included \$1.7 million from the general fund each year to provide additional operating support for free clinics that serve low-income Virginians.)

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Item 297 #11c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	\$100,000	\$100,000	GF

**Language:**

Page 266, line 53, strike "\$18,919,904" and insert "\$19,019,904".

Page 266, line 53, strike "\$18,919,904" and insert "\$19,019,904".

Page 272, after line 35, insert:

"W. Out of this appropriation, \$100,000 the first year and \$100,000 the second year from the general fund is provided to the Bedford Hospice House, Inc."

**Explanation:**

(This amendment provides \$100,000 each year from the general fund to the Bedford Hospice House, Inc., a nonprofit health care organization which provides end-of-life care for terminally ill individuals who are unable to remain in their own home.)

---

Item 297 #12c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	\$250,000	\$250,000	GF

**Language:**

Page 266, line 53, strike "\$18,919,904" and insert "\$19,169,904".

Page 266, line 53, strike "\$18,919,904" and insert "\$19,169,904".

Page 272, after line 35, insert:

"W. Out of this appropriation, \$250,000 the first year and \$250,000 the second year from the general fund shall be provided to the Patient Advocate Foundation."

**Explanation:**

(This amendment provides \$250,000 from the general fund each year to the Patient Advocate Foundation to assist uninsured patients in obtaining medically necessary health care and ancillary services by helping them access existing health care or benefit programs that may be available to help with the payment of their health care costs and by negotiating on their behalf with health care providers for reduced or free health care services. Patient eligibility is limited to legal residents of the United States who provide proof of residence in Virginia; who are uninsured; and who have a diagnosis of a chronic, life-threatening or debilitating disease.)

Item 299 #1c

**Health And Human Resources**

**FY 08-09**

**FY 09-10**

Department Of Health

(\$216,320)

\$0 GF

**Language:**

Page 273, line 9, strike "\$8,065,044" and insert "\$7,848,724".

**Explanation:**

(This amendment reduces \$216,320 the first year from the general fund which was contained in the introduced budget and level funds the Shellfish Sanitation program over the 2008-10 biennium.)

Item 303 #1c

**Health And Human Resources**

Department Of Health Professions

Language

**Language:**

Page 274, after line 20, insert:

"That, notwithstanding the provisions of the fourth enactment clause of Chapters 924

and 610 of the 2005 Acts of Assembly, the provisions of § 54.1-3041, Code of Virginia, that require medication aides to be registered by the Board of Nursing shall not be enforced until December 31, 2008."

**Explanation:**

(This amendment suspends the enforcement of regulations related to the registration of medication aides working in assisted living facilities until December 31, 2008 to allow assisted living facilities enough time to ensure medication aides are registered as required by law.)

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Item 305 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance	(\$1,000,451)	\$0	GF
Services	(\$1,857,981)	\$0	NGF

**Language:**

Page 275, line 1, strike "\$120,391,501" and insert "\$117,533,069".

Page 275, line 33, after "D." strike "The" and insert:

"Effective July 1, 2009, the".

Page 275, line 51, strike "The".

Page 275, strike lines 52 through 55.

**Explanation:**

(This amendment delays by one year the expansion of the FAMIS Moms program to 200 percent of poverty. The program provides prenatal care for pregnant women in order to improve birth outcomes and reduce uncompensated care at hospitals. In addition, the program generates \$2.00 in federal matching funds for each \$1.00 spent by the Commonwealth. Language authorizing emergency regulations is also deleted, since the program will not enroll additional low-income pregnant women until July 1, 2009).

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Item 305 #2c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance	(\$43,480)	(\$46,741)	GF
Services			

**Language:**

Page 275, line 1, strike "\$120,391,501" and insert "\$120,348,021".



Page 275, line 1, strike "\$135,096,808" and insert "\$135,050,067".

**Explanation:**

(This amendment eliminates funding for Family Access to Medical Insurance Security (FAMIS) coverage of newborn births plus two months post-delivery for FAMIS enrollees if eligibility is never established for the newborn.)

---

Item 306 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance	(\$6,684,208)	\$0	GF
Services	\$6,684,208	\$0	NGF

**Language:**

Page 283, line 6, strike "298,607,021" and insert "305,291,229".

**Explanation:**

(This amendment adds \$6.7 million to the Virginia Health Care Fund (VHCF) from projected revenues as a result of the recent settlement related to the drug company Merck overcharging Medicaid for prescription drugs. Additional revenues to the Fund result in a reduction in the need for general fund dollars, because revenues deposited into the VHCF are used as the state share for the Medicaid program.)

---

Item 306 #2c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance	\$1,000,000	\$1,000,000	GF
Services	\$1,000,000	\$1,000,000	NGF

**Language:**

Page 276, line 1, strike "\$5,521,541,169" and insert "\$5,523,541,169".

Page 276, line 1, strike "\$5,818,036,403" and insert "\$5,820,036,403".

Page 281, after line 32, insert:

"7. The Department of Medical Assistance Services shall exempt antidepressant and anti-anxiety medications used for the treatment of mental illness from the Medicaid Preferred Drug List program. The Director of the Department of Medical Assistance Services, in cooperation with the Department of Mental Health, Mental Retardation and Substance Abuse Services, shall provide a report to the Chairmen of the House

Appropriations and Senate Finance Committee by December 1, 2008, on the impact on patient care and costs of including these medications in the Preferred Drug List in the future."

Page 281, line 33, strike "7." and insert "8."

**Explanation:**

(This amendment adds language to continue the current exemption of antidepressant and antianxiety medications used to treat mental illness from the Medicaid Preferred Drug List. Funding is also restored that was reduced in the introduced budget from the estimated savings of including these medications in the Medicaid Preferred Drug List program. Language is added requiring the Director of the Department of Medical Assistance Services to report on the impact on patient care and costs of including these medications on the Preferred Drug List in the future.)

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Item 306 #3c

**Health And Human Resources**

Department Of Medical Assistance  
Services

Language

**Language:**

Page 289, after line 18, insert:

"RR. The Department of Medical Assistance Service shall realign the rates paid for individual supported employment provided under the Medicaid home- and community-based waivers to the same level paid by the Department of Rehabilitative Services (DRS) to employment services organizations. The Department shall implement this change effective July 1, 2008, and subsequently whenever the DRS rates for employment services organizations are changed. The Department shall modify state regulations to make this change permanent."

**Explanation:**

(This amendment adds language to realign Medicaid rates for individual supported employment services provided by home- and community-based Medicaid waiver service providers so that the rates are consistent with supported employment rates currently established by the Department of Rehabilitative Services for services provided to disabled individuals who are not eligible for Medicaid-reimbursed services. This change would increase access to supported employment services and diminish the need for other Medicaid-funded waiver services. The fiscal impact of this change is budget neutral due to the offset in costs of more expensive waiver

services for these individuals.)

---

Item 306 #4c

**Health And Human Resources**

Department Of Medical Assistance  
Services

Language

**Language:**

Page 282, line 54, strike "By November 15, 2008" and insert:

"Upon the later of April 15, 2008, or 90 days after the effective date of the regulation that the United States Secretary of Health and Human Services must promulgate under Section 6001(c)(3) of the 'Deficit Reduction Act of 2005,' Pub. L. No. 109-171".

Page 283, line 1, strike "may" and insert "shall".

Page 283, line 1, after "recommendations" insert:  
"concurrently with the report".

**Explanation:**

(This amendment requires the Department of Medical Assistances Services to estimate the savings included in the Medicaid forecast as a result of implementation of "Average Manufacturer Price" pursuant to the federal Deficit Reduction Act of 2005 on April 15, 2008, or 90 days after the effective date of regulations have been issued. This amendment also requires the Department to make recommendations regarding the pharmacy dispensing fees based on the impact in local pharmacy reimbursements, instead of making these recommendations permissive.)

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Item 306 #5c

**Health And Human Resources**

Department Of Medical Assistance  
Services

**FY 08-09**

(\$9,500,000)  
(\$9,500,000)

**FY 09-10**

(\$9,500,000)  
(\$9,500,000)

GF

NGF

**Language:**

Page 276, line 1, strike "\$5,521,541,169" and insert "\$5,502,541,169".

Page 276, line 1, strike "\$5,818,036,403" and insert "\$5,799,036,403".

**Explanation:**

(This amendment captures Medicaid savings from a revised estimate of Medicaid

payments in the 2008-10 biennium.)

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Item 306 #6c

**Health And Human Resources**

Department Of Medical Assistance  
Services

Language

**Language:**

Page 288, line 41, after "facility.", insert:

"This provision shall apply only to life estates created after the effective date of agency regulations implementing this provision."

**Explanation:**

(This language clarifies that only new life estates are subject to the change in policy. The introduced budget includes language requiring that all life estates count as a resource in the determination of Medicaid eligibility for covered groups for which a resource determination is required, including those individuals requesting Medicaid payment of long-term care services. Life estates held in the property serving as the principal residence at the time an individual becomes institutionalized are not a countable resource in the Medicaid determination for the first six months following admission to a long-term care facility.)

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Item 306 #7c

**Health And Human Resources**

Department Of Medical Assistance  
Services

**FY 08-09**

\$9,378,525

\$9,378,525

2.00

**FY 09-10**

\$12,620,325

\$12,620,325

3.00

GF

NGF

FTE

**Language:**

Page 276, line 1, strike "\$5,521,541,169" and insert "\$5,540,298,219".

Page 276, line 1, strike "\$5,818,036,403" and insert "\$5,843,277,053".

Page 276, line 43, strike "205,261,932" and insert "214,640,457".

Page 276, line 43, strike "205,261,932" and insert "214,640,457".

Page 276, line 45, strike "207,943,658" and insert "220,563,983".

Page 276, line 45, strike "207,943,658" and insert "220,563,983".

**Explanation:**

(This amendment provides \$9.4 million the first year and \$12.6 million the second

year from the general fund and an equal amount of federal Medicaid matching funds each year to increase services provided under the mental retardation waiver program by phasing in a total of 600 slots beginning in fiscal year 2009. Language is modified in the Department of Medical Assistance Services to reflect the total appropriations available in the biennium for the mental retardation wavier program.)

Item 306 #8c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance	(\$626,230)	(\$626,230)	GF
Services	\$626,230	\$626,230	NGF

**Language:**

Page 283, line 4, after "V", insert "1."

Page 283, line 6, strike "298,607,021" and insert "299,233,251".

Page 283, line 6, strike "302,677,095" and insert "303,303,325".

Page 283, after line 7, insert:

"2. Notwithstanding any other provision of law, the State Comptroller shall deposit 50 percent of the Commonwealth's allocation of the Strategic Contribution Fund payment pursuant to the Master Settlement Agreement with tobacco product manufacturers into the Virginia Health Care Fund."

**Explanation:**

(This amendment directs 50 percent of new revenues from the Master Settlement Agreement with tobacco product manufacturers to the Virginia Health Care Fund during each year of the 2008-10 biennium. Beginning in April 2008, the Master Settlement Agreement requires that a Strategic Contribution Fund payment be made to states from 2008 through 2017. These Strategic Contribution Fund payments are intended to reflect the level of the contribution each state made toward final resolution of their lawsuit against the tobacco companies. Virginia's payments are estimated to be \$6.3 million annually. Under current law, revenues from the Master Settlement Agreement are distributed as follows: 40 percent to the Virginia Health Care Fund to offset general fund costs in the Medicaid program, 10 percent to the Virginia Tobacco Settlement Fund (VTSF) for tobacco prevention activities, and 50 percent to the Tobacco Indemnification and Community Revitalization (TICR) Fund. Instead, 50 percent of this payment will be made to the Virginia Health Care Fund, reducing the general fund share of Medicaid by \$626,230 each year. Budget language is modified to reflect additional revenues to the Virginia Health Care Fund representing the 10 percent share of the new stream of payments that would otherwise

flow to the VTSF.)

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Item 306 #9c

**Health And Human Resources**

Department Of Medical Assistance  
Services

Language

**Language:**

Page 289, after line 18, insert:

"RR. The Department of Medical Assistance Services (DMAS) shall develop a plan to amend the State Plan for Medical Assistance or submit a research and demonstration project waiver pursuant to Section 1115 of Title XIX of the Social Security Act, as amended, to implement a system of monetary incentives for Medicaid recipients to make healthy decisions and to engage in self-management of their healthcare, and the deposit of incentive funds in enhanced benefits accounts to be accessed by enrollees to purchase healthcare services or items that are not covered under Virginia Medicaid and which will assist enrollees in being personally responsible for their own healthcare. The plan shall include the development of necessary changes in funding, law or regulations for the implementation of the changes. The plan is to be submitted to the Governor, the Secretary of Health and Human Resources, the Joint Commission on Health Care, and the Chairmen of the House Appropriations and Senate Finance Committees by October 30, 2008, for consideration in the development of amendments to the 2008-10 Appropriations Act."

**Explanation:**

(This amendment directs the Department of Medical Assistance Services to develop a plan to implement a program through Medicaid which would provide incentives to Medicaid recipients to make healthy decisions which positively impact their health. Language is added to allow for the development of either State Plan amendments or a waiver program to implement the program. Such incentives should assist the Medicaid program in avoiding future health care costs. Wellness programs are estimated to return approximately \$3 to \$8 for every dollar invested in the program.)

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Item 306 #10c

**Health And Human Resources**

**FY 08-09**

**FY 09-10**

Department Of Medical Assistance	(\$5,743,056)	(\$5,834,944)	GF
Services	(\$5,743,056)	(\$5,834,944)	NGF

**Language:**

Page 276, line 1, strike "\$5,521,541,169" and insert "\$5,510,055,057".

Page 276, line 1, strike "\$5,818,036,403" and insert "\$5,806,366,515".

Page 289, after line 18, insert:

"RR. Effective July 1, 2008, and ending after June 30, 2010, the Department of Medical Assistance Services shall reduce nursing facility direct and indirect care payment rates by 1.654 percent below the rates that otherwise would be in effect. The Department of Medical Assistance Services shall amend the State Plan to authorize this change, and shall have the authority to implement this reimbursement change effective July 1, 2008, and prior to the completion of any regulatory process undertaken in order to effect such change."

**Explanation:**

(This amendment reduces nursing facility direct and indirect care payment rates by \$5.7 million and \$5.8 million from the general fund and a like amount of matching federal Medicaid funds during the 2008-10 biennium.)

Item 306 #11c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance	\$5,000,000	\$5,000,000	GF
Services	\$5,000,000	\$5,000,000	NGF

**Language:**

Page 276, line 1, strike "\$5,521,541,169" and insert "\$5,531,541,169".

Page 276, line 1, strike "\$5,818,036,403" and insert "\$5,828,036,403".

Page 289, after line 18, insert:

"RR. Out of this appropriation, \$5,000,000 the first year and \$5,000,000 the second year from the general fund and \$5,000,000 the first year and \$5,000,000 the second year from nongeneral funds shall be used to increase reimbursement rates paid to providers of congregate residential group home services for individuals in the Mental Retardation Home and Community-based Waiver Program by 3.6 percent effective July 1, 2008."

**Explanation:**

(This amendment provides an additional \$5.0 million in the first year and \$5.0 million in the second year from the general fund and a like amount of matching

federal Medicaid funds to increase reimbursement for congregate residential group home services for individuals served through the Medicaid mental retardation (MR) home and community-based waiver program by 3.6 percent beginning in fiscal year 2009.)

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Item 306 #12c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance	(\$14,233,333)	(\$15,400,000)	GF
Services	(\$14,233,333)	(\$15,400,000)	NGF

**Language:**

Page 276, line 1, strike "\$5,521,541,169" and insert "\$5,493,074,503".

Page 276, line 1, strike "\$5,818,036,403" and insert "\$5,787,236,403".

Page 289, after line 18, insert:

"RR. "Effective July 1, 2008, and ending after June 30, 2010, the Department shall reduce prospective inpatient hospital payment rates by 2.683 percent below the rates that otherwise would be in effect. The Department shall amend the State Plan to authorize this change, and shall have the authority to implement this reimbursement change effective July 1, 2008, and prior to the completion of any regulatory process undertaken in order to effect such change. The Department shall not replace through other payment mechanisms the losses of Type One hospitals from this reimbursement change."

**Explanation:**

(This amendment reduces the general fund appropriation by \$14.2 million the first year and \$15.4 million the second year and an equal amount of federal Medicaid matching funds by reducing the rate increase included within the 2007 Medicaid Forecast for inpatient hospital services to two percent each year. The forecast assumed an increase of 4.8 percent each year.)

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Item 309 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance	\$75,000	\$225,000	GF
Services			

**Language:**

Page 289, line 45, strike "\$16,112,481" and insert "\$16,187,481".



Page 289, line 45, strike "\$18,462,481" and insert "\$18,687,481".

Page 290, line 42, strike "\$150,000" and insert "\$225,000".

Page 290, line 43, strike "the first" and insert "each".

**Explanation:**

(This amendment provides \$75,000 the first year and \$225,000 the second year to provide \$225,000 annually for the Uninsured Medical Catastrophe Fund. The introduced budget included \$150,000 the first year for this program that provides financial assistance to uninsured persons who need treatment for a life-threatening illness or injury.)

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Item 309 #2c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance Services	(\$2,643,511)	(\$5,143,511)	GF

**Language:**

Page 289, line 45, strike "\$16,112,481" and insert "\$13,468,970".

Page 289, line 45, strike "\$18,462,481" and insert "\$13,318,970".

Page 290, strike lines 37 through 41.

Page 290, line 42, strike "E." and insert "D."

**Explanation:**

(This amendment eliminates funding for the VirginiaShare Health Insurance Program included in the introduced budget.)

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Item 311 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance Services	\$0	(\$119,000)	GF
	\$0	(\$119,000)	NGF

**Language:**

Page 291, line 4, strike "\$111,648,173" and insert "\$111,410,173".

**Explanation:**

(This amendment reduces the appropriation by \$119,000 from the general fund in the second year for administrative costs related to the integration of acute and

long-term care services. The introduced budget included \$239,944 the first year and \$358,944 the second year from the general fund for the administrative costs of the program.)

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Item 312 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Mental Health,	\$0	(\$131,164)	GF
Mental Retardation And Substance Abuse Services	0.00	-1.00	FTE

**Language:**

Page 293, line 2, strike "\$2,713,896" and insert "\$2,582,732".

**Explanation:**

(This amendment reduces the appropriation by \$131,164 from the general fund the second year and by one position that was intended for an expansion of licensing staff in the central office of the Department of Mental Health, Mental Retardation, and Substance Abuse Services. The introduced budget included \$141,952 the first year and \$331,164 the second year from the general fund and a total of four positions for this purpose.)

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Item 312 #2c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Mental Health,	\$0	(\$275,000)	GF
Mental Retardation And Substance Abuse Services	0.00	-1.00	FTE

**Language:**

Page 293, line 2, strike "\$2,713,896" and insert "\$2,438,896".

**Explanation:**

(This amendment level funds activities to develop core standards and service improvement plans for services provided through local community services boards (CSBs) by reducing \$275,000 from the general fund the second year and one position. The introduced budget included \$300,000 from the general fund the first year and \$575,000 from the general fund the second year to develop core standards,

collect and analyze data, and implement service improvement plans to address the consistency of services provided by CSBs.)

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Item 315 #1c

**Health And Human Resources**

Department Of Mental Health,  
Mental Retardation And Substance  
Abuse Services

Language

**Language:**

Page 297, line 33, strike "\$1,228,050" and insert "\$878,050".  
Page 297, line 34, strike "\$1,228,050" and insert "\$878,050".  
Page 297, line 43, strike "\$610,200" and "\$610,200" and insert:  
"\$260,200" and "\$260,200".

**Explanation:**

(This amendment reduces the earmark for the conditional release program pursuant to budget reductions continued from fiscal year 2008. The reduction was assumed in the agency's total appropriation in the introduced budget.)

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Item 315 #2c

**Health And Human Resources**

Department Of Mental Health,  
Mental Retardation And Substance  
Abuse Services

<b>FY 08-09</b>	<b>FY 09-10</b>	
(\$100,000)	(\$100,000)	GF
-1.00	-1.00	FTE

**Language:**

Page 293, line 49, strike "\$46,085,336" and insert "\$45,985,336".  
Page 293, line 49, strike "\$46,363,110" and insert "\$46,263,110".

**Explanation:**

(This amendment reduces the appropriation by \$100,000 from the general fund each year for a new position included in the introduced budget to coordinate with families and community resources to determine the statewide availability of and need for autism spectrum disorders services.)

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**Health And Human Resources**

Department Of Mental Health,  
Mental Retardation And Substance  
Abuse Services

Language

**Language:**

- Page 298, strike lines 58 through 60.
- Page 299, strike lines 1 through 18.
- Page 299, line 19, strike "Y" and insert "X".
- Page 299, line 24, strike "Z" and insert "Y".

**Explanation:**

(This amendment deletes budget language requiring a study on the Mental Retardation waiver that has already been completed.)

**Health And Human Resources**

Department Of Mental Health,  
Mental Retardation And Substance  
Abuse Services

**FY 08-09**  
(\$151,600)

**FY 09-10**  
(\$151,600) GF

**Language:**

- Page 293, line 49, strike "\$46,085,336" and insert "\$45,933,736".
- Page 293, line 49, strike "\$46,363,110" and insert "\$46,211,510".

**Explanation:**

(This amendment transfers \$151,600 from the general fund each year for staffing and activities for the Office of Community Integration from the Department of Mental Health, Mental Retardation and Substance Abuse Services (DMHMRSAS) to the Virginia Board for People with Disabilities (VBPD), consistent with the statutory responsibilities of the Board, pursuant to Chapter 894 of the Acts of Assembly of 2006. The introduced budget had transferred this funding from the VBPD to DMHMRSAS. A companion amendment in Item 350 adds the funding for this activity back to the correct agency.)

**Health And Human Resources**

Department Of Mental Health,  
Mental Retardation And Substance  
Abuse Services

Language

**Language:**

Page 296, line 9, strike "October" and insert "December".

**Explanation:**

(This amendment modifies the date for the Commissioner of Mental Health, Mental Retardation and Substance Abuse Services to submit a report on Community Services Boards (CSBs) contracts with private service providers from October 1 to December 1 of each year. Information for the reports is not available until the CSBs submit their end-of-year reports, generally on October 1, which makes it difficult for the Department to meet the deadline required in the Appropriations Act.)

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**Health And Human Resources**

Department Of Mental Health,  
Mental Retardation And Substance  
Abuse Services

Language

**Language:**

Page 299, after line 30, insert:

"AA. The Department of Mental Health, Mental Retardation and Substance Abuse Services, in conjunction with the Virginia Housing Development Authority, the Department of Housing and Community Development, the Virginia Association of Community Services Boards, The Arc of Virginia and the Virginia Network of Private Providers, as well as with input from other statewide advocacy organizations, shall report on investment models and best-practices for the development of affordable and accessible community-based housing for persons with intellectual and related developmental disabilities. The report shall include how other states have provided financial incentives for the acquisition, renovation or construction of community housing. The report shall identify specific funding options that will increase the availability of community housing, leverage state dollars, and promote individualized, person-centered housing for people with intellectual and related developmental disabilities. The report shall also include recommendations on the

number of housing units, the location and type of units as well as an allocation methodology to ensure equitable statewide distribution. The report shall also address access to transportation and use of informal and formal support networks that are critical components of the success of housing models for this population. The report shall be submitted to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2009."

**Explanation:**

(This amendment requires the Department of Mental Health, Mental Retardation and Substance Abuse Services to report by October 1, 2009, on options to expand community-based housing for people with intellectual and developmental disabilities.)

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Item 315 #7c

**Health And Human Resources**

Department Of Mental Health,  
Mental Retardation And Substance  
Abuse Services

Language

**Language:**

Page 299, after line 30, insert:

"AA. The Commissioner of the Department of Mental Health, Mental Retardation and Substance Abuse Services shall ensure that any contracts and agreements related to the renovation and construction of a new facility for Western State Hospital shall consider innovative partnerships and agreements to involve private sector support."

**Explanation:**

(This amendment is self-explanatory.)

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Item 316 #1c

**Health And Human Resources**

Grants To Localities

**FY 08-09**  
\$1,600,000

**FY 09-10**  
\$800,000 GF

**Language:**

Page 299, line 40, strike "\$309,436,879" and insert "\$311,036,879".

Page 299, line 40, strike "\$316,936,879" and insert "\$317,736,879".

Page 305, after line 46, insert:

"NN. Out of this appropriation, \$1,600,000 the first year and \$800,000 the second

year from the general fund shall be used for start-up funding for the establishment of community residential services to support the Mental Retardation Home and Community-Based Waiver Program. The Department of Mental Health, Mental Retardation and Substance Abuse Services shall manage the distribution of these funds to Community Services Boards to support public and private sector implementation of service plans for individuals enrolled for those services under the expanded community waivers."

**Explanation:**

(This amendment provides start-up funding for 600 new mental retardation waiver slots beginning in fiscal year 2009 to assist individuals who are in need of community residential services. Funding may be used for home or vehicle modifications, furniture, clothing, bedding or other one-time costs.)

Item 316 #2c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Grants To Localities	\$0	\$406,164	GF

**Language:**

Page 299, line 40, strike "\$316,936,879" and insert "\$317,343,043".

Page 305, strike lines 13 through 31.

Page 305, line 32, strike "MM." and insert "II."

Page 305, after line 46, insert:

"JJ. Out of this appropriation, \$10,300,000 the first year and \$18,006,164 the second year from the general fund shall be used to provide emergency services, crisis stabilization services, case management, and inpatient and outpatient mental health services for individuals who are in need of emergency mental health services or who meet the criteria for mental health treatment set forth pursuant to House Bill 559 and Senate Bill 246, 2008 Session of the General Assembly. Funding provided in this item also shall be used to offset the fiscal impact of (i) establishing and providing mandatory outpatient treatment, pursuant to House Bill 499 and Senate Bill 246, 2008 Session of the General Assembly; and (ii) attendance at involuntary commitment hearings by community services board staff who have completed the prescreening report, pursuant to House Bill 560 and Senate Bill 246, 2008 Session of the General Assembly. The Commissioner of Mental Health, Mental Retardation and Substance Abuse Services, in consultation with the Virginia Association of Community Services Boards, the Office of the Executive Secretary of the Supreme Court, the Department of Medical Assistance Services, the Virginia Sheriff's

Association, the Medical Society of Virginia and the Virginia Hospital and Healthcare Association, shall implement a process for determining the allocation of funding in this item. The allocation process shall include an estimate of the number of consumers expected to utilize services, a method for distributing the funding across services to address the mental health treatment needs of consumers with mental illness, funding needed to support the involuntary commitment process, and an estimate of the impact of treatment costs on the Involuntary Mental Commitment fund at the Department of Medical Assistance Services. The Commissioner shall report on the assumptions and process used to allocate funding in this item across agencies and service categories, as well as the amount of the allocations, to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees by September 1, 2008."

**Explanation:**

(This amendment adds \$406,164 from the general fund the second year for emergency mental health services that was reduced from licensing and central office staff included in the introduced budget. The amendment also deletes language from the introduced budget that allocated specific amounts of new funding for community mental health services. Language is added pooling the new funding for mental health services and directing the Commissioner of the Department of Mental Health, Mental Retardation and Substance Abuse Services to ensure that funding is appropriately allocated among services to address the emergency mental health needs for individuals projected to utilize services and to address the fiscal impact of new mental health legislation passed by the 2008 General Assembly. The Commissioner is required to consult with interested parties to implement a process for determining the allocation of funding for mental health service categories. The Commissioner is required to report on the assumptions and process guiding the funding allocation and the amounts allocated for these services to the Governor and General Assembly by September 1, 2008.)

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Item 316 #3c

**Health And Human Resources**

Grants To Localities

Language

**Language:**

Page 305, after line 46, insert:

"NN. The Department of Mental Health, Mental Retardation and Substance Abuse Services, in cooperation with the Virginia Association of Community Services



Boards (VACSB) and with input from the Senate Finance and House Appropriations Committees, shall develop and maintain a reporting process to monitor implementation of (i) the new services funded in this item and (ii) changes to the civil commitment process included in Senate Bill 246, House Bill 499, House Bill 559 and House Bill 560 from the 2008 Session of the General Assembly. The Department and VACSB shall identify specific data elements or performance measures that will be reported through this process. The Commissioner shall submit a report on the implementation of these new services no later than December 1, 2008, and each year thereafter. The Commissioner shall submit a report describing the reporting process to measure CSB performance on participation in the civil commitment process no later than December 1, 2008, and shall submit a report on that performance beginning no later than December 1, 2009, and each year thereafter."

**Explanation:**

(This amendment requires the Commissioner to develop standardized reporting mechanisms for CSBs related to emergency mental health services, crisis stabilization, mandatory outpatient treatment, and outpatient mental health services.)

Item 316 #4c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Grants To Localities	\$100,000	\$100,000	GF

**Language:**

Page 299, line 40, strike "\$309,436,879" and insert "\$309,536,879".

Page 299, line 40, strike "\$316,936,879" and insert "\$317,036,879".

Page 305, after line 46, insert:

"NN. Out of this appropriation, \$100,000 the first year and \$100,000 the second year from the general fund shall be provided to Holiday House of Portsmouth, Inc."

**Explanation:**

(This amendment provides \$100,000 each year from the general fund for the Holiday House of Portsmouth, Inc., a nonprofit intermediate care facility for the mentally retarded for equipment and related capital improvements to enhance care for severely disabled children.)

Item 316 #5c

**Health And Human Resources**

**Language:**

Page 305, line 42, after "provide services to", insert:  
"mandated and nonmandated".

Page 305, line 46, after "communities", insert:  
"or who have been referred for services through family assessment and planning teams through the Comprehensive Services Act for At-Risk Youth and Families".

**Explanation:**

(This amendment modifies language guiding the use of new funding for children's mental health services to ensure access to outpatient clinician services for children referred to community services boards for treatment by family assessment and planning teams through the Comprehensive Services Act program.)

Item 325 #1c

**Health And Human Resources**

Mental Retardation Training  
Centers

Language

**Language:**

Page 308, after line 43, insert:  
"D. The Commissioner of Mental Health, Mental Retardation and Substance Abuse Services shall comply with all relevant state and federal laws and Supreme Court decisions that govern the discharge of residents from state mental retardation training centers and the granting of mental retardation waiver slots."

**Explanation:**

(This language amendment requires the Department of Mental Health, Mental Retardation and Substance Abuse Services to comply with the 1998 Supreme Court's Olmstead decision, the Code of Virginia, and Federal Medicaid regulations regarding the discharge of individuals from Southeastern Virginia Training Center to the mental retardation waiver program.)

Item 328 #1c

**Health And Human Resources**

Virginia Center For Behavioral  
Rehabilitation

**FY 08-09**

**FY 09-10**

\$0

(\$1,968,000) GF

**Language:**

Page 309, line 44, strike "\$15,164,113" and insert "\$13,196,113".

**Explanation:**

(This amendment level funds costs at the Virginia Center for Behavioral Rehabilitation in the second year. The introduced budget included \$2.0 million from the general fund in the second year above the first year funding for the VCBR. Revised commitment projections indicate that fewer individuals will enter the VCBR than originally forecast in the second year.)

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Item 331 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Department Of Rehabilitative Services	\$200,000	\$0 GF

**Language:**

Page 310, line 32, strike "\$96,384,729" and insert "\$96,584,729".

Page 312, after line 12, insert:

"K. Out of this appropriation, \$200,000 the first year from the general fund shall be provided for brain injury services. In allocating the funding, the Department of Rehabilitative Services shall consider recommendations from the Virginia Brain Injury Council."

**Explanation:**

(This amendment provides \$200,000 the first year from the general fund for brain injury services. The introduced budget provided \$200,000 from the general fund in the second year for brain injury services but is not earmarked. Language is added to require the Department of Rehabilitative Services to consider recommendations from the Virginia Brain Injury Council in allocating the funding for services.)

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Item 331 #2c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Department Of Rehabilitative Services	\$0	(\$50,000) GF

**Language:**

Page 310, line 32, strike "\$96,634,729" and insert "\$96,584,729".  
Page 312, strike lines 10 through 12.

**Explanation:**

(This amendment eliminates funding in the introduced budget the second year for the Foundation for Rehabilitative Equipment & Endowment.)

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Item 336 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Woodrow Wilson Rehabilitation Center	(\$100,000)	(\$100,000)	GF

**Language:**

Page 313, line 19, strike "\$8,091,684" and insert "\$7,991,684".  
Page 313, line 19, strike "\$8,091,684" and insert "\$7,991,684".

**Explanation:**

(This amendment would achieve savings at the Woodrow Wilson Rehabilitation Center by eliminating a contract for food services at the center and bringing food service operations in-house. General fund savings from this strategy are estimated to be \$100,000 each year.)

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Item 337 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	(\$2,532,970)	(\$2,653,320)	GF
	(\$835,880)	(\$875,596)	NGF
	-7.00	-7.00	FTE

**Language:**

Page 314, line 6, strike "\$52,395,628" and insert "\$49,026,778".  
Page 314, line 6, strike "\$54,739,295" and insert "\$51,210,379".

**Explanation:**

(This amendment reduces \$2.5 million the first year and \$2.7 million the second year from the general fund and \$835,880 the first year and \$875,596 the second year from nongeneral funds for the recruitment and retention of foster parents. The

introduced budget included \$6.9 million from the general fund during the biennium for 15 foster family recruiters, 10 Finding Families specialists, funding for localities to support foster families, special equipment funding, and coordinators. The remaining \$1.8 million from the general fund includes funding to improve the utilization of family-based foster care and lessen the reliance upon more expensive residential care.)

Item 337 #2c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	(\$1,876,448)	(\$1,689,909)	GF
	(\$1,200,927)	(\$1,081,542)	NGF

**Language:**

Page 314, line 6, strike "\$52,395,628" and insert "\$49,318,253".

Page 314, line 6, strike "\$54,739,295" and insert "\$51,967,844".

**Explanation:**

(This amendment reduces \$1.9 million the first year and \$1.7 million the second year from the general fund and \$1.2 million the first year and \$1.1 million the second year from nongeneral funds to train foster care and adoption services workers. The introduced budget included \$2.2 million from the general fund each year to provide training to social workers. The remaining \$790,000 from the general fund will be used to enhance child welfare training in order to improve performance outcomes and reduce the repeat occurrence of child abuse and neglect.)

Item 338 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	(\$1,330,312)	(\$3,331,379)	GF

**Language:**

Page 314, line 52, strike "\$283,536,535" and insert "\$282,206,223".

Page 314, line 52, strike "\$285,521,715" and insert "\$282,190,336".

**Explanation:**

(This amendment eliminates new funding contained in the introduced budget for a quality rating system for early childhood education programs.)

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Item 338 #2c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	(\$1,000,000)	(\$2,985,180)	GF

**Language:**

Page 314, line 52, strike "\$283,536,535" and insert "\$282,536,535".

Page 314, line 52, strike "\$285,521,715" and insert "\$282,536,535".

**Explanation:**

(This amendment eliminates new funding contained in the introduced budget for early childhood workforce scholarships. Funding of \$600,000 each year from the Child Care and Development block grant is retained for scholarships in early childhood education and related majors who plan to work in the field, or who are already working in the field.)

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Item 338 #3c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	(\$509,174)	(\$565,100)	GF
	-6.00	-6.00	FTE

**Language:**

Page 314, line 52, strike "\$283,536,535" and insert "\$283,027,361".

Page 314, line 52, strike "\$285,521,715" and insert "\$284,956,615".

Page 314, strike lines 44 through 50.

**Explanation:**

(This amendment eliminates new funding and language contained in the introduced budget for new case managers to supplement services in five reentry pilot programs which provide specialized assistance to ex-offenders.)

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Item 339 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	(\$1,000,000)	(\$1,000,000)	GF
	(\$125,000)	(\$125,000)	NGF

**Language:**

Page 318, line 38, strike "\$346,819,432" and insert "\$345,694,432".

Page 318, line 38, strike "\$346,819,432" and insert "\$345,694,432".

**Explanation:**

(This amendment reduces \$1.0 million from the general fund and \$125,000 from nongeneral funds each year that was included in the introduced budget to increase the frequency of interactions between foster care families and social workers from once every three months to once a month.)

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Item 339 #2c

**Health And Human Resources**

Department Of Social Services

Language

**Language:**

Page 319, after line 27, insert:

"F. Beginning July 1, 2008, the Commissioner of Social Services shall work with the governing bodies of localities operating a single jurisdiction local department of social services with 2007 provisional population estimates of 20,000 or less to examine and identify efficiencies or general fund cost savings as a result of consolidating those programs and/or administrative operations.

The Commissioner of Social Services, in consultation with the identified local governing bodies, shall include a comparative evaluation of costs in localities operating a single jurisdiction local department of social services below and above populations of 20,000, conformity of staffing patterns with established workload measures in such smaller localities, and compliance with established performance measures in those small agencies. The Commissioner shall report on the potential savings accrued by this action to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees by December 1, 2008."

**Explanation:**

(This amendment requires the Commissioner of Social Services to work with localities serving populations of 20,000 or less to identify cost savings that might be achieved from consolidating programs or administrative functions. Language also includes a report due on December 1, 2008.)

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<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	\$49,960	(\$29,130)	GF
	\$197,040	\$243,630	NGF

**Language:**

Page 319, line 28, strike "\$718,038,512" and insert "\$718,285,512".

Page 319, line 28, strike "\$718,038,512" and insert "\$718,253,012".

**Explanation:**

(This amendment provides \$49,960 from the general fund the first year and reduces the general fund appropriation by \$29,130 the second year for the fiscal impact of House Bill 1257, which authorizes the Department of Social Services to establish intensive case monitoring pilot programs in four judicial districts for case management and other services to persons referred to the program by the court after failure to pay child support as required by an administrative action. The amendment also provides \$197,040 the first year and \$243,630 the second year from child support collections estimated to be received from individuals that are served in the program. General fund savings are estimated to occur beginning in fiscal year 2010 and should increase for several years as the pilot programs mature, because the state is permitted to retain the state share of collections on Temporary Assistance for Needy Families (TANF) cases.)

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	\$200,000	\$200,000	GF

**Language:**

Page 320, line 32, strike "\$45,713,449" and insert "\$45,913,449".

Page 320, line 32, strike "\$45,713,449" and insert "\$45,913,449".

Page 321, line 32, strike "125,000" and insert "325,000".

Page 321, line 33, strike "1,187,500" and insert "1,387,500".

**Explanation:**

(This amendment provides an additional \$200,000 each year from the general fund for established local domestic violence programs for the purchase of crisis and core services for victims of domestic violence, including 24-hour hotlines, emergency



shelter, emergency transportation and other crisis services.)

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Item 341 #2c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	(\$1,000,500)	(\$1,000,500)	GF

**Language:**

Page 320, line 32, strike "\$45,713,449" and insert "\$44,712,949".

Page 320, line 32, strike "\$45,713,449" and insert "\$44,712,949".

**Explanation:**

(This amendment reduces the general fund appropriation by \$1.0 million each year to reflect revised estimates of spending for Auxiliary Grants.)

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Item 342 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	\$0	(\$1,031,195)	GF
	\$0	(\$620,143)	NGF

**Language:**

Page 322, line 9, strike "\$171,706,782" and insert "\$170,055,444".

**Explanation:**

(This amendment reduces \$1.0 million from the general fund and \$620,143 from nongeneral funds in the second year for maintenance payments made for family foster care, adoption subsidies and special needs adoptions. The introduced budget provided funding for a 15 percent rate increase in fiscal year 2009 and a 10 percent increase in fiscal year 2010. This amendment would allow for a rate increase of 15 percent the first year and 8 percent the second year, a reduction of two percent in the second year. In total, payments rates would increase by \$4.5 million the first year and \$7.0 million the second year from the general fund. A companion amendment in Item 283 makes a similar adjustment for CSA foster care payments.)

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Item 343 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	(\$250,000)	(\$250,000)	GF

**Language:**

Page 323, line 19, strike "\$44,896,641" and insert "\$44,646,641".  
Page 323, line 19, strike "\$44,896,641" and insert "\$44,646,641".

**Explanation:**

(This amendment eliminates funding for a new grant program in the Office of Newcomer Services by \$250,000 each year from the general fund.)

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Item 344 #1c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	(\$62,000)	\$0	GF

**Language:**

Page 323, line 30, strike "\$37,441,324" and insert "\$37,379,324".  
Page 325, strike lines 46 through 48.  
Page 325, line 49, strike "O." and insert "N."  
Page 326, line 1, strike "P." and insert "O."

**Explanation:**

(This amendment eliminates funding for the Central Virginia Food Bank that was included in the introduced budget in the first year.)

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Item 344 #2c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	\$0	(\$106,250)	GF
	(\$106,250)	\$0	NGF

**Language:**

Page 323, line 30, strike "\$37,441,324" and insert "\$37,335,074".  
Page 323, line 30, strike "\$38,379,324" and insert "\$38,273,074".  
Page 325, strike lines 11 through 15.  
Page 325, line 16, strike "H." and insert "G."  
Page 325, line 20, strike "I." and insert "H."

Page 325, strike lines 24 through 28.  
 Page 325, line 29, strike "K." and insert "I."  
 Page 325, line 34, strike "L." and insert "J."  
 Page 325, line 40, strike "M." and insert "K."  
 Page 325, line 46, strike "N." and insert "L."  
 Page 325, line 49, strike "O." and insert "M."  
 Page 326, line 1, strike "P." and insert "N."

**Explanation:**

(This amendment eliminates funding of \$106,250 each year for two earmarked community programs that were funded with federal Temporary Assistance to Needy Families block grant funds in fiscal year 2009 and general fund amounts in fiscal year 2010. The number of individuals served through these programs and data on the program outcomes were limited. These programs are operated by St. Paul's College and Craig County.)

Item 344 #3c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	\$0	(\$314,298)	GF

**Language:**

Page 323, line 30, strike "\$38,379,324" and insert "\$38,065,026".  
 Page 325, line 6, after "year", insert "and \$314,298 the second year".  
 Page 325, line 8, strike "\$637,500" and insert "\$323,202".

**Explanation:**

(This amendment supplants a portion of the general fund appropriation provided for the Centers for Employment and Training with federal Temporary Assistance to Needy Families (TANF) block grant funds in the second year. There is no reduction in total funds these centers will receive. The centers will receive \$323,202 from the general fund and \$314,298 from TANF funds in the second year.)

Item 344 #4c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	\$0	(\$2,000,000)	GF

**Language:**

Page 323, line 30, strike "\$38,379,324" and insert "\$36,379,324".

Page 324, line 32, strike "5,472,779" and insert "3,472,779".

Page 324, line 33, after "\$4,139,820", insert:

"the first year and \$2,000,000 the second year".

**Explanation:**

(This amendment supplants a portion of the general fund appropriation provided for the Healthy Families Virginia program with federal Temporary Assistance to Needy Families (TANF) block grant funds in the second year. There is no reduction in total funds the program will receive. The program will receive \$3,472,779 from the general fund and \$2,000,000 from TANF funds in the second year.)

---

Item 344 #5c

**Health And Human Resources**  
Department Of Social Services

**FY 08-09**

**FY 09-10**

\$0 (\$1,671,840) GF

**Language:**

Page 323, line 30, strike "\$38,379,324" and insert "\$36,707,484".

Page 323, line 52, strike "6,312,645" and insert "4,640,805".

Page 323, line 53, after "year", insert:

"and \$1,671,840 the second year".

**Explanation:**

(This amendment supplants a portion of the general fund appropriation provided for community action agencies with federal Temporary Assistance to Needy Families (TANF) block grant funds in the second year. There is no reduction in total funds the program will receive. The program will receive \$4,640,805 from the general fund and \$1,671,840 from TANF funds in the second year.)

---

Item 344 #6c

**Health And Human Resources**  
Department Of Social Services

Language

**Language:**

Page 326, after line 40, insert:

"Q. During the period July 1, 2008, through June 30, 2010, the Governor shall not designate any new or existing community action agencies to serve any locality not currently served by a community action agency unless the Secretary of Health and Human Resources certifies in writing to the Chairmen of the House Appropriations

and Senate Finance Committees that there are sufficient funds available for such agencies without adversely affecting funding for existing community action agencies."

**Explanation:**

(This amendment places a moratorium on funding for new community action agencies or expanded service areas by existing community action agencies unless the Secretary of Health and Human Services certifies that sufficient funding is available for these expansions.)

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Item 344 #7c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	\$100,000	\$100,000	GF

**Language:**

Page 323, line 30, strike "\$37,441,324" and insert "\$37,541,324".

Page 323, line 30, strike "\$38,379,324" and insert "\$38,479,324".

Page 326, after line 40, insert:

"Q. Out of this appropriation, \$100,000 the first year and \$100,000 the second year from the general fund shall be provided to Northern Virginia Family Services for costs associated with the expansion and rehabilitation of Georgetown South Community Center."

**Explanation:**

(This amendment provides \$100,000 from the general fund each year for Northern Virginia Family Services to expand and rehabilitate the Georgetown South Community Center. The Center houses Head Start services, a primary care clinic, and a mini-police station, but also provides space for ESL services, adult literacy, health education, and after school gang prevention programs for children.)

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Item 344 #8c

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	(\$500,000)	(\$1,500,000)	GF

**Language:**

Page 323, line 30, strike "\$37,441,324" and insert "\$36,941,324".

Page 323, line 30, strike "\$38,379,324" and insert "\$36,879,324".

Page 324, line 43, strike "2,000,000" and insert "1,500,000".

Page 324, line 44, strike "3,000,000" and insert "1,500,000".

**Explanation:**

(This amendment eliminates new funding contained in the introduced budget for the Virginia Early Childhood Education Foundation. Funding of \$1.5 million each year from the general fund is retained in the budget to match public and private resources for community programs.)

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Item 346 #1c

**Health And Human Resources**

Department Of Social Services

Language

**Language:**

Page 329, after line 6, insert:

"F. Notwithstanding any other provision of law, the Gloucester-Mathews Free Clinic, which was unable to participate in the Neighborhood Assistance Program for the period beginning July 1, 2007, because their application was made after the deadline, may use the balance of their allocation of tax credits as of June 30, 2007, for any donations that would otherwise be eligible for a tax credit, made during the period July 1, 2007, through December 31, 2007."

**Explanation:**

(This amendment adds language to permit a neighborhood organization, the Gloucester-Mathews Free Clinic, to make available to donors any remaining balance of its fiscal year 2006-2007 allocation of tax credits, because the organization was ineligible to participate under the Neighborhood Assistance Act in fiscal year 2007-2008 solely because the organization submitted its proposal for tax credits after the due date. The organization would be allowed to make the tax credits available for donations made between July 1, 2007, and December 31, 2007, to a program conducted by the organization, which would have been eligible for an allocation of tax credits had the organization's proposal been submitted by the due date.)

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Item 346 #2c

**Health And Human Resources**

Department Of Social Services

Language

**Language:**

Page 329, after line 6, insert:

"F. The Department of Social Services shall assess the financial and regulatory impact of implementing a screened family day home provider registry for individuals who wish to offer their services as family day home providers in the Commonwealth, and who are not required to be licensed or regulated pursuant to this chapter or regulated by local ordinance pursuant to § 15.2-914, Code of Virginia, and who may wish to voluntarily apply to be included in the registry and may authorize the Department to disclose information contained in the registry. As part of its impact analysis, the Department shall examine the cost to family day home providers for inclusion on the registry. The Department shall submit a copy of this analysis to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2008."

**Explanation:**

(This amendment requires the Department of Social Services to assess the financial and regulatory impact of implementing a voluntary family day home provider registry for unlicensed day care providers. The Department must report on the analysis by October 1, 2008.)

Item 349 #1c

**Health And Human Resources**

Department Of Social Services

Language

**Language:**

- Page 331, line 9, strike "15,978,524" and insert "15,750,273".
- Page 331, line 10, strike "8,231,996" and insert "8,085,987".
- Page 331, line 10, strike "280,840" and insert "8,085,987".

**Explanation:**

(This amendment modifies language in the introduced budget to reflect the federal Temporary Assistance to Needy Families (TANF) block grant balances in fiscal years 2008, 2009 and 2010, based on changes made in companion amendments in Items 140, 283, 297, 341, and 344, and updated calculations of TANF grant spending.)

Item 350 #1c

**Health And Human Resources**

Virginia Board For People With Disabilities

**FY 08-09**

\$151,600

**FY 09-10**

\$151,600 GF

**Language:**

Page 331, line 34, strike "\$1,478,403" and insert "\$1,630,003".

Page 331, line 34, strike "\$1,478,403" and insert "\$1,630,003".

**Explanation:**

(This amendment transfers \$151,600 from the general fund each year for staffing and activities for the Office of Community Integration from the Department of Mental Health, Mental Retardation and Substance Abuse Services (DMHMRSAS) to the Virginia Board for People with Disabilities (VBPD), consistent with the statutory responsibilities of the Board, pursuant to Chapter 894 of the Acts of Assembly of 2006. The introduced budget had transferred this funding from the VBPD to DMHMRSAS. A companion amendment in Item 315 reduces the funding for this activity within DMHMRSAS.)

Item 360.1 #1c

**Natural Resources**

	<b>FY 08-09</b>	<b>FY 09-10</b>	
Chippokes Plantation Farm	\$162,167	\$162,167	GF
Foundation	\$67,103	\$67,103	NGF
	2.00	2.00	FTE

**Language:**

Page 335, after line 46, insert:

"360.1. Agricultural and Seafood Product	\$229,270	\$229,270
Promotion and Development Services		
Fund Sources: General	\$162,167	\$162,167
Dedicated Special Revenue	\$67,103	\$67,103."

**Explanation:**

(This amendment restores Chippokes Plantation Farm Foundation as a stand-alone agency. A companion amendment removes the Foundation from within the Department of Conservation and Recreation as had been proposed in the introduced budget.)

Item 361 #1c

**Natural Resources**

<b>FY 08-09</b>	<b>FY 09-10</b>
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Department Of Conservation And  
Recreation

\$362,562

\$0 NGF

**Language:**

Page 335, line 48, strike "\$64,245,793" and insert "\$64,608,355".

Page 337, after line 23, insert:

"H. Out of the appropriation for Land and Resource Management, \$362,562 the first year in special funds is provided from the sale of "Friend of the Chesapeake" license plates to carry out the recommendations of the Chesapeake Bay Restoration Fund Advisory Committee."

**Explanation:**

(This amendment provides \$362,562 the first year in nongeneral fund revenue to support the payment of grants approved by the Chesapeake Bay Restoration Fund Advisory Committee to 46 organizations that are working to either improve the health of the Chesapeake Bay, improve citizens' understanding of the Chesapeake Bay's ecology, or conduct research on issues of importance to improving the bay's health. The grants range in value between a minimum of \$400 and a maximum of \$26,000.)

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Item 361 #2c

**Natural Resources**

**FY 08-09**

**FY 09-10**

Department Of Conservation And  
Recreation

(\$750,000)

(\$750,000) GF

**Language:**

Page 335, line 48, strike "\$64,245,793" and insert "\$63,495,793".

Page 335, line 48, strike "\$44,245,793" and insert "\$43,495,793".

Page 336, line 51, strike the first "\$1,350,000" and insert "\$600,000".

Page 336, line 51, strike the second "\$1,350,000" and insert "\$600,000".

**Explanation:**

(This amendment reduces the additional general fund support provided for the issuance of loans and grants to private entities and localities for dam repairs. With this action, a total of \$600,000 from the general fund each year will be provided for these grants and loans for improving the safety of dams that need renovation or repair.)

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<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Department Of Conservation And Recreation	\$250,000	\$0 GF

**Language:**

Page 335, line 48, strike "\$64,245,793" and insert "\$64,495,793".

Page 336, line 49, after "F.", insert "1."

Page 337, after line 4, insert:

"2. Included in the amounts for this item is \$250,000 the first year from the general fund for the dredging of Aquia Creek to restore a navigable channel in this section of the Captain John Smith Chesapeake National Historic Trail, the first federally-designated national water trail."

**Explanation:**

(This amendment provides \$250,000 the first year from the general fund to dredge Aquia Creek, which siltation has rendered nearly unnavigable. The creek has been included in the federally-designated water trail established in 2006 and known as the Captain John Smith Chesapeake National Historic Trail. Part of the reason for the creek's inclusion in the trail is that the 17-acre Government Island site is located within Aquia Creek. This island provided the sandstone for construction of the White House, Capitol, and Treasury building. The island may soon be listed on the National Register of Historic Places.)

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Department Of Conservation And Recreation	(\$6,000,000)	\$0 GF
	\$6,000,000	\$0 NGF

**Language:**

Page 337, line 7, strike "\$6,000,000 from the".

Page 337, line 8, strike "general fund and \$14,000,000" and insert "\$20,000,000".

Page 337, line 12, strike "\$9,000,000" and insert "\$15,000,000".

Page 337, after line 23, insert:

"G.3. All funds provided in paragraph G.1. shall be deposited in the Virginia Natural Resources Commitment Fund established by House Bill 1335 and Senate Bill 511 of the 2008 Session of the General Assembly and shall be dispersed pursuant to § 10.1-2128.1, Code of Virginia."

**Explanation:**

(This amendment provides a total of \$20.0 million for agricultural best management practices to control nonpoint source water pollution. It replaces \$6.0 million from the general fund that was in the introduced budget with \$6.0 million in interest earnings collected by the Department of Environmental Quality on the Water Quality Improvement Fund (WQIF). It is projected that the WQIF will earn \$12.5 million in interest during fiscal year 2008 and at least \$2.5 million during fiscal year 2009. The amendment also specifies that these funds shall be deposited into and dispersed from the Virginia Natural Resources Commitment Fund in accordance with the provisions of House Bill 1335/Senate Bill 511.)

Item 362 #1c

**Natural Resources**

Department Of Conservation And  
Recreation

Language

**Language:**

Page 338, after line 42, insert:

"K. The Department of Conservation and Recreation shall report to the Chairmen of the House Appropriations and Senate Finance Committees by September 1, 2008, the steps it has taken to secure the transfer of the property known as Grand Caverns Park from the Upper Valley Regional Park Authority and what activities it has taken to demolish any substandard structures on the property or to enhance the number of visitors to the Grand Caverns."

**Explanation:**

(This amendment requires the Department of Conservation and Recreation to report to the Chairmen of the House Appropriations and Senate Finance Committees what steps have been taken to secure the Grand Caverns Property and what activities it has conducted on the site to date.)

Item 362 #2c

**Natural Resources**

Department Of Conservation And  
Recreation

**FY 08-09**

\$0  
0.00

**FY 09-10**

(\$1,500,000) GF  
-15.00 FTE

**Language:**

Page 337, line 24, strike "\$51,412,884" and insert "\$49,912,884".

**Explanation:**

(This amendment eliminates the \$1.5 million and 15 positions proposed for inclusion in the Governor's introduced budget for the second year of the biennium to increase funding for state parks operations. Since its 2005 Session, the General Assembly has provided more than \$9.9 million in additional support for state park operations. This additional support has included 88 new full-time positions for use within the state parks system, as well as funding for equipment replacement and additional seasonal workers. A companion amendment provides funding for the state parks system's operations.)

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Item 362 #3c

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Conservation And Recreation	\$250,000 5.00	\$500,000 10.00	GF FTE

**Language:**

Page 337, line 24, strike "\$49,912,884" and insert "\$50,162,884".

Page 337, line 24, strike "\$51,412,884" and insert "\$51,912,884".

**Explanation:**

(This amendment provides \$250,000 the first year and \$500,000 the second year from the general fund for the operations of Virginia's state parks. The amendment also includes the addition of 5.00 positions each year. Support for the operations of the state parks system has been an on-going commitment of the General Assembly.)

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Item 362 #4c

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Conservation And Recreation	(\$725,000)	(\$725,000)	GF

**Language:**

Page 337, line 24, strike "\$49,912,884" and insert "\$49,187,884".

Page 337, line 24, strike "\$51,412,884" and insert "\$50,687,884".

Page 338, line 11, strike "\$1,300,000" and insert "\$1,525,000".

Page 338, line 12, strike "\$1,300,000" and insert "\$1,525,000".

**Explanation:**

(This amendment reduces the proposed increase for the Virginia Outdoors Foundation to \$225,000 per year. VOF will receive a total of \$1,525,000 in operational funding each year.)

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Item 362 #5c

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Conservation And Recreation	(\$1,000,000)	(\$1,000,000)	GF

**Language:**

- Page 337, line 24, strike "\$49,912,884" and insert "\$48,912,884".
- Page 337, line 24, strike "\$51,412,884" and insert "\$50,412,884".
- Page 338, line 16, strike "\$3,000,000" and insert "\$2,000,000".
- Page 338, line 17, strike "\$3,000,000" and insert "\$2,000,000".

**Explanation:**

(This amendment reduces the level of general fund support for use by the Virginia Land Conservation Foundation by \$1.0 million each year. With this action, \$2.0 million each year of the biennium remains for the VLCF land acquisition purposes. A total of \$30.0 million is provided for land conservation in Item C-110 of this act.)

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Item 363 #1c

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Conservation And Recreation	(\$162,167)	(\$162,167)	GF
	(\$67,103)	(\$67,103)	NGF
	-2.00	-2.00	FTE

**Language:**

- Page 338, line 44, strike "\$229,270" and insert "\$0".
- Page 338, line 44, strike "\$229,270" and insert "\$0".
- Page 338, strike lines 43 through 55 and insert "Omitted."
- Page 339, strike lines 1 through 3.

**Explanation:**

(This amendment eliminates funding for Chippokes Plantation Farm Foundation

within the Department of Conservation and Recreation. A companion amendment re-establishes the Foundation as a stand-alone agency.)

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Item 368 #1c

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Environmental Quality	(\$1,200,000)	\$0	GF

**Language:**

Page 340, line 49, strike "\$119,884,181" and insert "\$118,684,181".

**Explanation:**

(This amendment eliminates \$1.2 million in additional general fund support for the Virginia Water Facilities Revolving Loan Fund. The appropriation is not necessary as it was to serve as match for additional federal funds that will not be available.)

---

Item 368 #2c

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Environmental Quality	\$108,000	\$108,000	GF

**Language:**

Page 340, line 49, strike "\$119,884,181" and insert "\$119,992,181".

Page 340, line 49, strike "\$117,934,181" and insert "\$118,042,181".

**Explanation:**

(This amendment restores \$108,000 each year from the general fund for the Citizen Water Quality Monitoring Grant Program. The grant funds are used to provide supplies, equipment and technical resources used by citizen volunteer water quality monitoring programs. These funds were eliminated as part of the Governor's October 2007 budget cuts.)

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Item 368 #3c

**Natural Resources**

**FY 08-09**

**FY 09-10**

Department Of Environmental  
Quality

\$0

(\$3,000,000) GF

**Language:**

Page 340, line 49, strike "\$117,934,181" and insert "\$114,934,181".

Page 341, line 14, after "year", strike remainder of line.

Page 341, line 15, strike "second year".

Page 341, line 19, after the first "year", strike "and \$1,500,000 in the second year".

Page 341, line 20, strike "and" and insert "."

Page 341, strike line 21.

**Explanation:**

(This amendment provides \$3.0 million general fund support in the first year for combined sewer overflow projects in the cities of Richmond and Lynchburg.)

Item 368 #4c

**Natural Resources**

Department Of Environmental  
Quality

Language

**Language:**

Page 341, after line 27, insert:

"C. Out of the amounts for Environmental Financial Assistance, the Department of Environmental Quality shall provide \$10,000 each year from such funds as are available out of Dedicated Special Revenue for the implementation of a toll-free number and an annual survey of practices of individuals who change their own motor oil, oil filters or antifreeze as authorized by Senate Bill 648 of the 2008 Session of the General Assembly."

**Explanation:**

(This amendment provides funding for implementation of Senate Bill 648.)

Item 371 #1c

**Natural Resources**

Department Of Game And Inland  
Fisheries

Language

**Language:**

Page 342, after line 40, insert:

"Out of the amounts appropriated for Enforcement of Boating Safety Laws and Regulations, \$25,000 the first year and \$25,000 the second year in nongeneral funds is provided to develop the navigational aid system on Leesville Lake in conformance with U.S. Coast Guard standards."

**Explanation:**

(This amendment provides \$25,000 each year in nongeneral funds to develop a navigational aid system on Leesville Lake in conformance with U.S. Coast Guard standards. The only navigational aids currently in place on the lake were provided by a local boating association. At present, there are no lights on nearby bridges or the docks for mooring boats.)

Item 371 #2c

**Natural Resources**

Department Of Game And Inland  
Fisheries

Language

**Language:**

Page 342, after line 40, insert:

"Out of the amounts appropriated for Enforcement of Boating Safety Laws and Regulations, \$25,000 the first year and \$25,000 the second year in nongeneral funds is provided to further develop the navigational aid system on Smith Mountain Lake in conformance with U.S. Coast Guard standards."

**Explanation:**

(This amendment provides \$25,000 each year in nongeneral funds to further develop the navigational aid system on Smith Mountain Lake in conformance with U.S. Coast Guard standards.)

Item 373 #1c

**Natural Resources**

Department Of Game And Inland  
Fisheries

Language

**Language:**

Page 343, line 12, strike the first "\$17,660,500" and insert "\$16,708,734".



Page 343, line 12, strike the second "\$17,660,500" and insert "\$16,708,734".

**Explanation:**

(This amendment adjusts the level of general fund support provided to the Department of Game and Inland Fisheries to reflect a reduction in the amount of general fund resources transferred to the agency through the Game Protection Fund.)

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Item 374 #1c

**Natural Resources**

Department Of Historic Resources

Language

**Language:**

Page 345, after line 51, insert:

"J. The Department of Historic Resources shall follow and provide input on federal legislation designed to establish a new national system of recognizing and funding Presidential Libraries for those entities that are not included in the 1955 Presidential Library Act."

**Explanation:**

(This amendment is self-explanatory.)

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Item 376 #1c

**Natural Resources**

Marine Resources Commission

**FY 08-09**  
(\$146,278)  
\$146,278

**FY 09-10**  
(\$146,278) GF  
\$146,278 NGF

**Language:**

Page 347, after line 27, insert:

"I. Pursuant to § 28.2-302.3, Code of Virginia, \$146,278 in nongeneral fund proceeds from the Virginia Saltwater Recreational Fishing Development Fund shall be used each year to supplant a similar amount of general fund support for Marine Life Regulation Enforcement."

**Explanation:**

(This amendment supplants general fund support for Marine Life Regulation Enforcement using license revenue collected from the sale of recreational fishing licenses.)

---

**Natural Resources**

Marine Resources Commission

Language

**Language:**

Page 347, after line 27, insert:

"I. By June 30, 2009, or as soon thereafter as practicable, the Commission shall promulgate a general permit to facilitate emergency response activities related to public utility infrastructure located in or near subaqueous beds and wetlands. The general permit shall enable immediate emergency response activities and include appropriate conditions for resource protection."

**Explanation:**

(This amendment requires the Commission to develop a general permit procedure for public utilities to allow immediate response in the event of an emergency.)

---

**Natural Resources**

Virginia Museum Of Natural History

**FY 08-09**  
(\$150,000)

**FY 09-10**  
(\$150,000) GF

**Language:**

Page 348, line 16, strike "\$4,086,814" and insert "\$3,936,814".

Page 348, line 16, strike "\$4,086,814" and insert "\$3,936,814".

**Explanation:**

(This amendment provides for a four percent reduction in the level of support for the Virginia Museum of Natural History. The Virginia Museum of Natural History was one of three Natural Resources agencies for which no general fund reduction was imposed. The other two agencies were the Department of Game and Inland Fisheries and the Chippokes Plantation Farm Foundation. Many agencies throughout state government received at least five percent reductions.)

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**Public Safety**

Secretary Of Public Safety

Language

**Language:**

Page 350, after line 30, insert:

"C. The Secretary shall analyze the incidence of traumatic brain injury in the adult and juvenile state-responsible and local-responsible offender populations. Copies of the analysis shall be provided to the Chairmen of the House Appropriations and Senate Finance Committees by November 1, 2008."

**Explanation:**

(This amendment requires the Secretary of Public Safety to analyze the number of adult and juvenile offenders with traumatic brain injuries.)

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Item 387 #1c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 353, strike lines 14 through 37.

Page 353, line 38, strike "C." and insert "B."

**Explanation:**

(This amendment eliminates language in the budget as introduced which would have authorized probation and parole officers to refer probation violators directly to diversion and detention centers without the approval of the sentencing judge.)

---

Item 387 #2c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 353, after line 13, insert:

"B. The Department of Corrections and the Virginia Parole Board shall analyze the comparative costs and benefits of state operation compared to contracting for privately-operated minimum security assisted living or nursing facilities, or other appropriate facilities or programs for lower-risk geriatric offenders. Copies of the analysis shall be provided to the Chairmen of the Senate Finance and House Appropriations Committees by September 1, 2008."

Page 353, line 14, strike "B" and insert "C".

Page 353, line 38, strike "C" and insert "D".

**Explanation:**

(This amendment directs the Department of Corrections and the Virginia Parole Board to analyze potential options for diverting lower-risk geriatric offenders from state correctional facilities to alternative facilities or programs.)

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Item 387 #3c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 353, after line 13, insert:

"B. The Department of Corrections shall report on its progress in implementing evidence-based practices in selected probation and parole districts, and recommend steps to expand this initiative into additional districts. The report shall place particular emphasis on measuring the effectiveness of these practices in reducing recidivism. Copies of the report shall be provided to the Chairmen of the Senate Finance and House Appropriations Committees by September 1, 2008.

C. The Department of Corrections shall report on the potential costs and benefits of steps which would be required to divert up to 50 percent of prison-bound, nonviolent offenders who have scored no more than 38 points on the risk assessment instrument of the Virginia Criminal Sentencing Commission. The department shall consult with the commission on developing appropriate steps to secure the input of the Judicial Department in conducting this report. Copies of the report shall be provided to the Chairmen of the Senate Finance and House Appropriations Committees by September 1, 2008.

D. The Department of Corrections shall report on the comparative costs and benefits of state operation compared to contracting for privately-operated minimum security pre-release or transitional facilities for offenders who are leaving prison, and return-to-custody facilities for habitual technical probation violators. Copies of the report shall be provided to the Chairmen of the Senate Finance and House Appropriations Committees by September 1, 2008."

Page 353, line 14, strike "B" and insert "E".

Page 353, line 38, strike "C" and insert "F".

**Explanation:**

(This amendment directs the Department of Corrections to undertake a series of reports aimed at the expansion of programs which have been shown to be successful in reducing recidivism and the expansion of diversion programs for lower-risk nonviolent offenders from prison to less expensive facilities and programs.)

Item 387 #4c

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Corrections	\$300,000	\$300,000	GF
	5.00	5.00	FTE

**Language:**

Page 352, line 44, strike "\$87,536,852" and insert "\$87,836,852".

Page 352, line 44, strike "\$87,796,132" and insert "\$88,096,132".

**Explanation:**

(This amendment provides \$300,000 each year and five positions from the general fund for additional probation and parole officers.)

Item 387 #5c

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Corrections	(\$855,593)	(\$1,114,873)	GF
	-10.00	-10.00	FTE

**Language:**

Page 352, line 44, strike "\$87,536,852" and insert "\$86,681,259".

Page 352, line 44, strike "\$87,796,132" and insert "\$86,681,259".

Page 353, strike lines 38 through 52.

**Explanation:**

(This amendment eliminates funding and positions to establish probation and parole transitional specialist positions that would work with offenders leaving state correctional centers and returning to the Richmond and Hampton Roads areas.)

Item 388 #1c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 354, after line 48, insert:

"g. The County of Charlotte, in order to proceed in planning for an expansion of the existing local jail facility."

**Explanation:**

(This amendment provides the County of Charlotte with an exemption to the moratorium on local and regional jail construction projects. Upon approval by the Board of Corrections, the Commonwealth will reimburse the County for up to 25 percent of the capital cost of the project.)

---

Item 388 #2c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 354, after line 48 insert:

"g. The City of Richmond, in order to proceed in planning for the replacement of the existing jail and the development of associated community corrections services. Included within the required submissions to the Department of Corrections from the City of Richmond shall be a report indicating the costs and benefits to the City and the Commonwealth of a regional versus a local jail, including a comparative analysis of the long term operating costs and documentation that the City has determined whether or not there is interest in the surrounding jurisdictions in developing a regional jail project."

**Explanation:**

(This amendment authorizes the City of Richmond to move forward through the statutory planning process to request the approval of the State Board of Corrections for a jail construction project and the associated community corrections services to replace the existing city jail. The amendment also encourages the city to consider partnering with other localities to propose a regional jail project.)

---

Item 388 #3c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 354, after line 48, insert:

"g. The City of Virginia Beach, for a minimum-security work release center that will be planned as a multi-use facility. In addition to serving as a work release center, this facility would be available to serve as a secure and isolated regional quarantine facility for treatment of infected persons, when requested by the Governor in the event of a pandemic or similar medical emergency."

**Explanation:**

(This amendment authorizes the City of Virginia Beach to move forward through the statutory planning process to request approval of the State Board of Corrections for a jail construction project for a work release center. This work release center would also serve a dual purpose as a regional quarantine facility. Upon approval by the Board of Corrections, the Commonwealth will reimburse the City for up to 25 percent of the capital cost of this facility.)

Item 388 #4c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 354, strike lines 34 through 48 and insert:

"f. The Southern Virginia Regional Jail Authority, in order to proceed in planning for a regional jail serving Patrick and Henry Counties and the City of Martinsville."

**Explanation:**

(This amendment authorizes the Southern Virginia Regional Jail Authority to submit the required plans to the Board of Corrections for its review and approval as the first step in developing a regional jail and the associated community corrections services for Patrick and Henry Counties and the City of Martinsville. Upon approval by the Board of Corrections, the Commonwealth will reimburse the authority for up to 50 percent of the capital cost of the regional jail.)

Item 388 #5c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 354, after line 48, insert:

"g. The City of Chesapeake, in order to proceed in planning for an expansion of its existing jail."

**Explanation:**

(This amendment authorizes the City of Chesapeake to submit the required plans for the expansion of its jail and the associated community corrections services to the Board of Corrections for its review and approval. Upon approval by the Board of Corrections, the Commonwealth will reimburse the city for up to 25 percent of the capital cost of the expansion.)

---

Item 388 #6c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 354, after line 48, insert:

"g. The Prince William-Manassas Regional Jail Authority, in order to proceed in planning for a second expansion of its adult detention center."

**Explanation:**

(This amendment authorizes the Prince William-Manassas Regional Jail Authority to submit the required plans for a second expansion of its adult detention center and the associated community corrections services to the Board of Corrections for its review and approval. Upon approval by the Board of Corrections, the Commonwealth will reimburse the authority for up to 50 percent of the approved capital cost of the expansion.)

---

Item 388 #7c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 354, after line 48, insert:

"g. The Virginia Peninsula Regional Jail Authority, in order to proceed in planning for expansion of the regional jail."



**Explanation:**

(This amendment authorizes the Virginia Peninsula Regional Jail Authority to submit the required plans for an expansion of the facility to the Board of Corrections for its review and approval. The expansion may include, for example, work release, pre-release or similar facilities. Upon approval by the Board of Corrections, the Commonwealth will reimburse the authority for up to 50 percent of the capital cost of the project.)

---

Item 388 #8c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 355, after line 35, insert:

"E. The Department of Corrections shall provide an annual report on the status of jail construction and renovation projects as approved by the Board of Corrections. The report shall be limited to those projects which increase bed capacity. The report shall include a brief summary description of each project, the total capital cost of the project and the approved state share of the capital cost, the number of beds approved, along with the net number of new beds if existing beds are to be removed, and the closure of any existing facilities, if applicable. The report shall include the six-year population forecast, as well as the double-bunking capacity compared to the rated capacity for each project listed. The report shall also include the general fund impact on community corrections programs as reported by the Department of Criminal Justice Services, and the recommended financing arrangements and estimated general fund requirements for debt service as provided by the State Treasurer. Copies of the report shall be provided by January 1 of each year to the Chairmen of the Senate Finance and House Appropriations Committees."

Page 355, line 36, strike "E" and insert "F".

**Explanation:**

(This amendment requires an annual report on jail construction and renovation projects approved during the previous year by the Board of Corrections.)

---

Item 388 #9c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 354, line 1, strike "standards or life safety code requirements" and insert:  
"standards or life, health, and safety code requirements".

Page 355, line 43, after "subject to the" insert "operational".

**Explanation:**

(This amendment clarifies technical language concerning the responsibilities of the Board of Corrections for approving emergency jail construction or renovation projects which are required to comply with standards adopted by the board, and also clarifies that local and regional jail facilities in Virginia are subject to the operational provisions of the relevant sections of the Code of Virginia.)

Item 390 #1c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 359, strike lines 21 through 59.

Page 360, strike lines 1 through 6.

**Explanation:**

(This amendment eliminates the proposed therapeutic incarceration pilot project which was included in the introduced budget.)

Item 390 #2c

**Public Safety**

Department Of Corrections

**FY 08-09**

\$50,000

1.00

**FY 09-10**

\$50,000

1.00

NGF

FTE

**Language:**

Page 356, line 42, strike "\$914,521,739" and insert "\$914,571,739".

Page 356, line 42, strike "\$914,929,668" and insert "\$914,979,668".

**Explanation:**

(This amendment provides \$50,000 from nongeneral funds and one position each year for the Greener Pastures program at James River Correctional Center. This

program is a partnership with the Thoroughbred Retirement Foundation to provide rehabilitation and training in horse management to low-security inmates using former racehorses rescued from possible neglect, abuse or slaughter.)

---

Item 390 #3c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 360, after line 6, insert:

"J. The Department of Corrections, the Department of Correctional Education, and Liberty University shall develop a Memorandum of Agreement for the provision of either a secured on-line or self-contained computer-based program by Liberty University for the provision of post-secondary instruction to offenders to improve their ability to reenter society successfully upon their release from prison. Following the approval of and based upon this Memorandum of Agreement, this program of instruction shall be established on a pilot basis at Green Rock Correctional Center using computer equipment and program content provided by Liberty University, beginning no later than November 1, 2008, and operating for no fewer than three semesters, unless security requirements dictate otherwise. The Departments of Corrections and Correctional Education shall provide a report on the implementation of this program by July 1, 2010, to the Chairmen of the House Appropriations and Senate Finance Committees. The report shall include, but not be limited to, the types of offenders participating in this program, the educational progress that has been made by the participants, post-secondary credits which the participants may have earned, disciplinary actions taken against program participants, and whether such a program can or should be replicated for use in other correctional facilities."

**Explanation:**

(This amendment requires the Departments of Corrections and Correctional Education, in partnership with Liberty University, to develop a computer-based offender reentry program at Green Rock Correctional Center providing post-secondary education.)

---

Item 390 #4c

**Public Safety**

Department Of Corrections

**FY 08-09**  
(\$2,000,000)

**FY 09-10**  
\$0 GF

**Language:**

Page 356, line 42, strike "\$914,521,739" and insert "\$912,521,739".

**Explanation:**

(This amendment delays the opening of Phase II at St. Brides Correctional Center in the City of Chesapeake.)

Item 390 #5c

**Public Safety**

Department Of Corrections

**FY 08-09**

(\$595,521)

-12.00

**FY 09-10**

(\$761,394)

-12.00

GF

FTE

**Language:**

Page 356, line 42, strike "\$914,521,739" and insert "\$913,926,218".

Page 356, line 42, strike "\$914,929,668" and insert "\$914,168,274".

Page 358, strike lines 50 through 57.

Page 359, strike lines 1 through 20.

Page 359, line 21, strike "I. 1." and insert "H.1."

**Explanation:**

(This amendment eliminates a new program providing for the establishment of three 100-bed prison transition centers focusing on cognitive restructuring programs and discharge planning services for offenders with less than 12 months to serve before re-entering society.)

Item 390 #6c

**Public Safety**

Department Of Corrections

**FY 08-09**

(\$177,292)

**FY 09-10**

(\$236,383)

GF

**Language:**

Page 356, line 42, strike "\$914,521,739" and insert "\$914,344,447".

Page 356, line 42, strike "\$914,929,668" and insert "\$914,693,285".

Page 358, strike lines 2 through 49.

Page 358, line 50, strike "H.1." and insert "G.1."

Page 359, line 21, strike "I.1." and insert "H.1."

**Explanation:**

(This amendment eliminates general fund support for a pilot habitual technical violator center for offenders who are returning to prison for technical violations of the terms of their probation rather than a conviction for a new offense.)

---

Item 391 #1c

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Department Of Corrections	(\$54,101)	\$0 GF

**Language:**

Page 360, line 7, strike "\$77,806,935" and insert "\$77,752,834".

**Explanation:**

(This amendment eliminates the general fund appropriation contained in the Governor's introduced budget to account for the corrections bedspace impact of legislation concerning the assault of an ABC agent. The legislation was not approved.)

---

Item 391 #2c

<b>Public Safety</b>	
Department Of Corrections	Language

**Language:**

Page 362, after line 56, insert:

"J. Notwithstanding any requirement to the contrary, any building, fixture, or structure to be placed, erected or constructed on, or removed or demolished from the property of the Commonwealth of Virginia under the control of the Department of Corrections shall not be subject to review and approval by the Art and Architectural Review Board as contemplated by § 2.2-2402, Code of Virginia. However, if the Department of Corrections seeks to construct a facility that is not a secure correctional facility or a structure located on the property of a secure correctional facility, then the Department of Corrections shall submit that structure to the Art and Architectural Review Board for review and approval by that board. Such other structures could include probation and parole district offices or regional offices."

**Explanation:**

(This amendment provides the Department of Corrections with an exemption from Art and Architectural Review Board review and approval requirements for the construction of secure correctional facilities and structures built on the property of the department's state correctional centers. This change was proposed by the Art and Architectural Review Board, and agreed to by the Department of General Services. Should the agency seek to build any other type of structures, such as probation and parole district or regional offices, the agency would be required to submit the plans for those structures to the Art and Architectural Review Board.)

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Item 391 #3c

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Corrections	\$0	(\$1,522,469)	GF

**Language:**

Page 360, line 7, strike "\$79,275,303" and insert "\$77,752,834".

Page 361, strike lines 18 through 54.

Page 361, line 55, strike "F." and insert "E."

Page 362, line 2, strike "G.1." and insert "F.1."

Page 362, line 31, strike "H." and insert "G."

Page 362, line 48, strike "I." and insert "H."

**Explanation:**

(This amendment eliminates the \$1,522,469 the second year from the general fund for the Commonwealth's share of the construction of a wastewater treatment plant for the Town of Craigsville. These funds will be replaced with bonding authority, as proposed by the Governor in his budget reduction plan on February 12, 2008. A companion amendment to Item C-134.1 provides this authority.)

---

Item 391 #4c

<b>Public Safety</b>		
Department Of Corrections		Language

**Language:**

Page 362, after line 56, insert:

"J. The Commonwealth of Virginia shall convey 45 acres (more or less) of property, being a portion of Culpeper County Tax Map No. 75, parcel 32, lying in the Cedar Mountain Magisterial District of Culpeper County, Virginia, in consideration of the

County's construction of water capacity and service line(s) adequate to serve the needs of the Department of Corrections' Coffeewood Facility and the Department of Juvenile Justice's Culpeper Juvenile Correctional Facility (hereinafter "the facilities"). The cost of the water improvements necessary to serve the Department of Corrections' facilities, including an 8-inch water service line, and including engineering and land/easement acquisition costs, shall be paid by the Commonwealth, less and except (i) the value of the property for the jail conveyed by the Commonwealth to the County (\$150,382.00, based on valuation by the Culpeper County Assessor), and (ii) the cost of increasing the size of the water service line from 8 inches to 12 inches, in order to accommodate planned county needs."

**Explanation:**

(This amendment provides for the transfer of about 45 acres owned by the Department of Corrections to Culpeper County in exchange for additional water and sewer capacity for both the Department of Corrections' Coffeewood Correctional Center and the Department of Juvenile Justice's Culpeper Juvenile Correctional Facility.)

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Item 391 #5c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 362, strike lines 2 through 11 and insert:

G.1. The Department shall continue planning for the new correctional facility in Charlotte County. This facility shall be designed and operated with the objective of reducing the rate of recidivism. The design shall include one or more dormitory-style units to house transition centers for inmates about to be released from incarceration, return-to-custody centers for habitual technical probation violators, or similar programs. The facility shall maximize the provision of vocational education, substance abuse treatment, and intensive cognitive remediation treatment programs, using practices that have been demonstrated by widely accepted evidence to be effective in reducing recidivism. The facility plan shall also include transitional services linked with regional reentry councils, district probation offices and related public and private agencies, as well as the proposed strategy for measuring the effectiveness of this facility in reducing recidivism. The Department shall provide a report on the proposed conceptual design, the proposed levels and types of programs, and the proposed reentry and evaluation plans for this facility to the Chairmen of the

Senate Finance and House Appropriations Committee by September 1, 2008."

**Explanation:**

(This amendment expresses the intent of the General Assembly that the new state correctional facility in Charlotte County be designed and operated with the objective of reducing the rate of recidivism.)

---

Item 391 #6c

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Corrections	\$260,310	\$0	GF

**Language:**

Page 360, line 7, strike "\$77,806,935" and insert "\$78,067,245".

Page 362, after line 56, insert:

"J. Included in the appropriation for Administrative and Support Services is \$260,310 the first year from the general fund for the estimated net increase in the operating costs of adult correctional centers resulting from the enactment of House Bill 931 and Senate Bill 562 of the 2008 Session of the General Assembly. This amount shall be paid into the Corrections Special Reserve Fund, established in accordance with § 30-19.1:4, Code of Virginia."

**Explanation:**

(This amendment provides \$260,310 the first year from the general fund for the corrections bedspace impact associated with House Bill 391 and Senate Bill 562 of the 2008 General Assembly, which establish mandatory minimum prison sentences for the manufacture, sale, or distribution of methamphetamine.)

---

Item 395 #1c

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Criminal Justice Services	\$150,000	\$150,000	GF

**Language:**

Page 363, line 40, strike "\$81,939,599" and insert "\$82,089,599".

Page 363, line 40, strike "\$81,894,599" and insert "\$82,044,599".

Page 366, after line 21, insert:

"K. Included in the amounts appropriated in this item are \$150,000 the first year and \$150,000 the second year from the general fund for the Virginia Center for Policing



Innovation to provide basic training for local law enforcement agencies in Virginia in immigration law and policy and Spanish language."

**Explanation:**

(This amendment provides \$150,000 each year from the general fund for basic training in immigration law and policy and Spanish language for local law enforcement officers.)

---

Item 395 #2c

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Criminal Justice Services	\$275,000	\$275,000	NGF

**Language:**

Page 363, line 40, strike "\$81,939,599" and insert "\$82,214,599".  
Page 363, line 40, strike "\$81,894,599" and insert "\$82,169,599".  
Page 364, line 23, strike "\$1,500,000" and "\$1,500,000" and insert: "\$1,775,000" and "\$1,775,000".

**Explanation:**

(This amendment provides an additional \$275,000 each year from the nongeneral fund for regional criminal justice training academies, to reflect anticipated revenues from court fees which are allocated by law to the academies.)

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Item 395 #3c

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Criminal Justice Services	\$0	(\$100,000)	GF

**Language:**

Page 363, line 40, strike "\$81,894,599" and insert "\$81,794,599".  
Page 364, line 1, strike "A" and insert "A.1".  
Page 364, line 11, strike "829,930" and insert "729,930".  
Page 364, after line 13, insert:  
"2. The Department of Criminal Justice Services shall provide a summary report on federal anti-crime and related grants which will require state general funds for matching purposes during fiscal year 2010 and beyond. The report shall include a list of each grant and grantee, the purpose of the grant, and the amount of federal and

state funds recommended, organized by topical area and fiscal period. The report shall indicate whether each grant represents a new program or a renewal of an existing grant. Copies of this report shall be provided to the Chairmen of the Senate Finance and House Appropriations Committees by January 1 of each year."

**Explanation:**

(This amendment reduces the appropriation for matching funds for federal grants for state agencies by \$100,000 the second year from the general fund. It is anticipated that federal anti-crime grants will continue to be reduced, and that greater scrutiny will be required to determine the highest priorities for allocating state matching funds.)

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Item 397 #1c

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Department Of Criminal Justice Services	\$1,500,000	\$0 GF

**Language:**

Page 366, line 28, strike "\$205,001,876" and insert "\$206,501,876".

Page 367, after line 30, insert:

"E. Out of the amounts appropriated for this item, \$1,500,000 the first year shall be provided for the operations of the Southern Virginia Internet Crimes Against Children Task Force and the Northern Virginia Internet Crimes Against Children Task Force to expand the regional operations of these two task forces. Of the total amount provided, \$750,000 shall be distributed to the Bedford County Sheriff's Office for the operation of the Southern Virginia Internet Crimes Against Children Task Force and \$750,000 shall be distributed to the Virginia State Police for the operation of the Northern Virginia-Washington, D.C., Internet Crimes Against Children Task Force."

**Explanation:**

(This amendment provides funding for the expansion of the services provided by the Southern Virginia and Northern Virginia Internet Crimes Against Children Task Forces, which are operated by the Bedford County Sheriff's Office and the Virginia State Police.)

---

Item 400 #1c

**Public Safety**

Department Of Emergency  
Management

Language

**Language:**

Page 368, line 34, before "Included", insert "A."

Page 368, after line 41, insert:

"B. Subject to authorization by the Governor, the Department of Emergency Management may employ persons to assist in response and recovery operations for emergencies or disasters declared either by the President of the United States or by the Governor of Virginia. Such employees shall be compensated solely with funds authorized by the Governor or the federal government for the emergency, disaster, or other specific event for which their employment was authorized. The Director, Department of Planning and Budget, is authorized to increase the agency's position level based on the number of positions approved by the Governor."

**Explanation:**

(This amendment authorizes the Department of Emergency Management to employ people in "non-covered employee" positions to assist in response and recovery operations for emergencies or disasters.)

Item 403 #1c

**Public Safety**

Department Of Emergency  
Management

**FY 08-09**

(\$49,818,979)  
-10.00

**FY 09-10**

(\$48,113,801) NGF  
-10.00 FTE

**Language:**

Page 369, line 21, strike "\$49,818,979" and insert "\$0".

Page 369, line 21, strike "\$48,113,801" and insert "\$0".

Page 369, strike lines 20 through 51 and insert "Omitted."

**Explanation:**

(This amendment eliminates a proposed transfer of the E-911 program from VITA to the Department of Emergency Management as contained in the introduced budget and is a companion to an amendment restoring this program within VITA. Information provided as part of the introduced budget reports that efficiencies will result from reassigning the E-911 program to an agency responsible for emergency management. However, the program as currently constituted is recognized as among the best E-911 programs in the nation. Further, VITA was in the process of

modernizing Virginia's E-911 program prior to this proposed transfer. Much of the equipment for E-911 service is becoming outdated. The funding for modernization remains within VITA.)

---

Item 407 #1c

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Fire Programs	\$49,900	\$52,800	GF

**Language:**

Page 370, line 50, strike "\$3,045,201" and insert "\$3,095,101".

Page 370, line 50, strike "\$3,045,201" and insert "\$3,098,001".

Page 371, after line 2, insert:

"The State Fire Marshall may charge no fee for any permits or inspections of any school, whether it be public or private."

**Explanation:**

(This amendment eliminates the inspection fees the State Fire Marshall has been charging schools, whether public or private, for the administration and enforcement of the Fire Prevention Code, pursuant to House Bill 320 of the 2008 General Assembly.)

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Item 408 #1c

<b>Public Safety</b>		
Department Of Forensic Science		Language

**Language:**

Page 371, at the beginning of line 19, insert "A."

Page 371, after line 22, insert:

"B. The Forensic Science Board shall ensure that all individuals who were convicted due to criminal investigations, for which its case files for the years between 1973 and 1988 were found to contain evidence possibly suitable for DNA testing, are informed that such evidence exists and is available for testing. To effectuate this requirement, the Board shall prepare two form letters, one sent to each person whose evidence was tested, and one sent to each person whose evidence was not tested. Copies of each such letter shall be sent to the Chairman of the Forensic Science Board and to the respective Chairmen of the House and Senate Committees for Courts of Justice. The Department of Corrections shall assist the Board in effectuating this requirement by

providing the addresses for all such persons to whom letters shall be sent, whether currently incarcerated, on probation, or on parole. In cases where the current address of the person cannot be ascertained, the Department of Corrections shall provide the last known address. The Chairman of the Forensic Science Board shall report on the progress of this notification process at each meeting of the Forensic Science Board."

**Explanation:**

(This amendment requires the Forensic Science Board to notify all persons convicted of crimes in the Commonwealth for which former employees of the Department of Forensic Science or its predecessor agencies kept biological evidence in order to permit those persons to have that evidence tested and determine if it might exonerate them of the crime or crimes for which they were convicted.)

---

Item 410 #1c

**Public Safety**

Department Of Juvenile Justice

Language

**Language:**

Page 372, at the beginning of line 3, insert "A."

Page 372, after line 8, insert:

"B. The Department of Juvenile Justice shall analyze the extent of juvenile gang activity as it affects the operation of court services units, local and regional detention facilities, and state juvenile correctional facilities. The analysis shall describe the programs which the department has developed to address gang activity, along with recommendations for further actions. Copies of the analysis shall be provided by September 1, 2008, to the Secretary of Public Safety and to the Chairmen of the Senate Finance and House Appropriations Committees."

**Explanation:**

(This amendment directs the Department of Juvenile Justice to analyze the effect of juvenile gangs on the operations of Virginia's juvenile courts and juvenile correctional facilities.)

---

Item 410 #2c

**Public Safety**

Department Of Juvenile Justice

Language

**Language:**

Page 372, at the beginning of line 3, insert "A."

Page 372, after line 8, insert:

"B. The Department of Juvenile Justice shall analyze the level of federal, state, local and other funding for juvenile delinquency prevention programs in Virginia, and assess the current state of evaluation research in juvenile delinquency prevention in Virginia. The report shall include a review of the current utilization of funds provided through the Virginia Juvenile Community Crime Control Act. Copies of the analysis shall be provided by September 1, 2008, to the Secretary of Public Safety and to the Chairmen of the Senate Finance and House Appropriations Committees."

**Explanation:**

(This amendment directs the Department of Juvenile Justice to analyze the effectiveness of existing juvenile delinquency prevention activities funded through the Virginia Juvenile Community Crime Control Act and other sources.)

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Item 412 #1c

**Public Safety**

Department Of Juvenile Justice

Language

**Language:**

Page 374, line 31, strike "\$450,073" and insert "\$838,696".

Page 374, line 33, strike "\$450,073" and insert "\$838,696".

**Explanation:**

(This amendment corrects the reference to the amount appropriated to the agency to contract for the operation of a juvenile transitional program at two cottages at the Beaumont Juvenile Correctional Center.)

---

Item 413 #1c

**Public Safety**

Department Of Juvenile Justice

**FY 08-09**  
(\$100,000)

**FY 09-10**  
(\$100,000) GF

**Language:**

Page 375, line 4, strike "\$16,422,075" and insert "\$16,322,075".

Page 375, line 4, strike "\$16,422,075" and insert "\$16,322,075".

**Explanation:**

(This amendment eliminates new funding for activities such as updating the Department of Juvenile Justice's master plan, developing a building assessment inventory, locating and mapping utilities, and other functions that are not permitted to be included as capital expenses.)

---

Item 415 #1c

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Military Affairs	\$253,040	\$253,040	GF

**Language:**

Page 375, line 31, strike "\$3,944,271" and insert "\$4,197,311".

Page 375, line 31, strike "\$3,944,271" and insert "\$4,197,311".

**Explanation:**

(This amendment includes additional general fund support in each year of the biennium for the Commonwealth Challenge program to pay for maintenance requirements such as roof repairs on the facilities it occupies at the State Military Reservation in Virginia Beach and replacement equipment and uniforms for the at-risk youth participating in the program.)

---

Item 419 #1c

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of State Police	\$100,000	\$0	NGF

**Language:**

Page 377, line 3, strike "\$44,437,263" and insert "\$44,537,263".

Page 378, after line 19, insert:

"G. Included within this appropriation is \$100,000 the first year from federal funds to be utilized by the Computer Evidence Recovery Unit and the High Technology Crime Unit of the Department of State Police for enhanced high-technology crime fighting capabilities."

**Explanation:**

(This amendment provides \$100,000 the first year from an anticipated federal grant for enhanced high technology crime-fighting capabilities.)

---

Item 419 #2c

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of State Police	\$59,345	\$58,133	GF

**Language:**

Page 377, line 3, strike "\$44,437,263" and insert "\$44,496,608".  
Page 377, line 3, strike "\$47,913,263" and insert "\$47,971,396".

**Explanation:**

(This amendment provides \$59,345 the first year and \$58,133 the second year from the general fund for the Sex Offenders and Crimes Against Minors Registry to maintain compliance with the federal Adam Walsh Child Protection and Safety Act of 2006, pursuant to Senate Bill 590 of the 2008 General Assembly.)

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Item 419 #3c

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of State Police	\$62,220	\$8,040	GF

**Language:**

Page 377, line 3, strike "\$44,437,263" and insert "\$44,499,483".  
Page 377, line 3, strike "\$47,913,263" and insert "\$47,921,303".

**Explanation:**

(This amendment provides \$62,220 the first year and \$8,040 the second year from the general fund to develop an automated link between the Compensation Board and the federal Immigration and Customs Enforcement agency to determine the legal status of inmates in state and local correctional facilities, pursuant to Senate Bill 609 of the 2008 General Assembly.)

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Item 420 #1c

<b>Public Safety</b>		
Department Of State Police		Language

**Language:**

Page 381, after line 4, insert:



"M. The Department of State Police is authorized to purchase two helicopters to replace two aging helicopters it currently owns. The department shall use funds already included in the appropriation for this item for debt service to finance this purchase."

**Explanation:**

(This amendment authorizes the department to replace two aging helicopters in its fleet. Funding for the debt service on the financing of the purchase can be accommodated within the agency's appropriation. Debt service funding presently being used for other State Police equipment purchases will become available by the time debt service payments must be made for the financing of these helicopters.)

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Item 420 #2c

**Public Safety**

Department Of State Police

Language

**Language:**

Page 380, strike lines 28 through 40.

Page 380, line 41, strike "L" and insert "K".

**Explanation:**

(This amendment eliminates proposed language which would have reduced the frequency of State Police random inspections of the locations that perform the motor vehicle safety inspections required by state law, and would have redeployed the equivalent of at least 25 State Troopers from the inspection program. Companion legislation introduced to accomplish this proposal was carried over to the 2009 General Assembly by the Senate Committee on Transportation.)

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Item 420 #3c

**Public Safety**

Department Of State Police

**FY 08-09**

-10.00

**FY 09-10**

-10.00 FTE

**Language:**

Page 381, after line 4, insert:

"M. Included in the appropriation for this item is \$1,398,140 the first year and \$843,360 the second year from the general fund for the Department of State Police to increase the availability of currently sworn officers to provide law enforcement and highway patrol services. Among the methods to be used for this purpose, the

Department of State Police shall consider the use of these funds for the payment of overtime compensation to sworn officers currently employed by the Department of State Police."

**Explanation:**

(This amendment redirects funding included in the introduced budget for ten additional state troopers to increasing the availability of current state troopers for law enforcement and highway patrol services, through options such as the payment of overtime compensation. This could result in the equivalent of between 11 and 19 additional State Troopers being made available for service.)

---

Item 425 #1c

**Public Safety**

Department Of Veterans Services

Language

**Language:**

Page 382, line 18, strike "institutions of higher" and insert:  
"the State Council of Higher Education for Virginia".

Page 382, line 19, strike "education with".

Page 382, line 20, strike "Virginia War Orphans Education" and insert:  
"Virginia Military Survivors and Dependents Education".

Page 382, line 27, after "years", insert "or its equivalent".

**Explanation:**

(This is a technical amendment conforming language in the Appropriation Act to the provisions of the Virginia Military Survivors and Dependents Education Program established in § 23-7.4:1, Code of Virginia.)

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Item 425 #2c

**Public Safety**

Department Of Veterans Services

**FY 08-09**

\$2,500,000

\$150,000

5.00

**FY 09-10**

\$2,000,000

\$150,000

5.00

GF

NGF

FTE

**Language:**

Page 382, line 11, strike "\$3,582,901" and insert "\$6,232,901".

Page 382, line 11, strike "\$3,582,901" and insert "\$5,732,901".

Page 382, after line 27, insert:

"C. Out of the amounts appropriated for Case Management Services for Veterans Benefits, \$2,500,000 the first year, \$2,000,000 the second year, and five positions each year from the general fund, and \$150,000 each year in nongeneral funds, is provided for the creation of a "Wounded Warrior" program, to be developed in cooperation with the Department of Mental Health, Mental Retardation, and Substance Abuse Services and the Department of Rehabilitative Services, to monitor and coordinate mental health and rehabilitative services for Virginia's veterans, members of the Virginia National Guard, and Virginia residents in the Armed Forces Reserves, pursuant to House Bill 475 and Senate Bill 297 of the 2008 Session of the General Assembly. This program is to facilitate support for covered individuals in order to assure that these individuals receive timely assessments and treatment for stress-related injuries and brain disorders caused by service in combat zones. Included in the amounts appropriated for the first year is \$100,000 from the general fund for the continued development of the TurboVet program."

**Explanation:**

(This amendment provides \$2,500,000 the first year and \$2,000,000 the second year and five positions each year from the general fund, along with \$150,000 each year from nongeneral funds, to establish the Wounded Warrior program, pursuant to House Bill 475 and Senate Bill 297 of the 2008 General Assembly. The sources of the nongeneral funds may include federal or other grants or private donations.)

Item 429 #1c

<b>Technology</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Secretary Of Technology	(\$250,000)	\$0 GF

**Language:**

Page 384, line 3, strike "\$795,683" and insert "\$545,683".

Page 384, strike lines 8 through 12.

**Explanation:**

(This amendment eliminates the general fund support for a non-state agency grant in the first year for the Community Foundation for the National Capital Region's Chesapeake Crescent project.)

Item 431.1 #1c

<b>Technology</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
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Virginia Information Technologies Agency	\$49,818,979 10.00	\$48,113,801 10.00	NGF FTE
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**Language:**

Page 386, after line 37, insert:

"431.1. Financial Assistance for Emergency Communications Systems (71200)	\$49,818,979	\$48,113,801
Fund Sources: Dedicated Special Revenue	\$49,818,979	\$48,113,801."
Emergency Response Systems Development Technology Services (71200)	49,818,979	48,113,801
Emergency Communication Systems Development Services (71201)	10,065,195	10,065,195
Financial Assistance to Localities for Enhanced Emergency Communications (71202)	27,690,882	25,985,704
Financial Assistance to Service Providers for Enhanced Emergency Communications Services (71203)	12,062,902	12,062,902

Fund Sources:

Dedicated Special Revenue	49,818,979	48,113,801
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Authority: Title 2.2, Chapter 20.1, and Title 56, Chapter 15, Code of Virginia.

A.1. Out of the amounts for Emergency Communication Systems Development Services, \$1,000,000 the first year and \$1,000,000 the second year from dedicated special revenue shall be used for development and deployment of improvements to the statewide E-911 network.

2. These funds shall remain unallotted until their expenditure has been approved by the Wireless E-911 Services Board.

B. Notwithstanding the provisions of Article 7, Chapter 15, Title 56, Code of Virginia, \$1,750,000 the first year and \$1,750,000 the second year from Financial Assistance to Localities for Enhanced Emergency Communications dedicated special revenue shall be used to support the efforts of the Virginia Geographic Information Network, or its counterpart, for providing the development and use of spatial data to support E-911 wireless activities in partnership with Enhanced Emergency Communications Services. Funding is to be earmarked for major updates of the VBMP and digital road centerline files.

C. Notwithstanding the provisions of § 56-484.13, Code of Virginia, the E-911

Services Board shall consist of 16 members as follows: the Director of the Virginia Department of Emergency Management, who shall serve as chairman of the Board; the Comptroller, who shall serve as the treasurer of the Board; the Chief Information Officer, and the following 13 members to be appointed by the Governor: one member representing the Virginia Department of Emergency Management, one member representing the Virginia State Police, one member representing a local exchange carrier providing E-911 service in Virginia, two members representing wireless service providers authorized to do business in Virginia, three county, city or town PSAP directors or managers representing diverse regions of Virginia, one Virginia sheriff, one chief of police, one fire chief, one emergency medical services manager, and one finance officer of a county, city, or town."

**Explanation:**

(This amendment eliminates a proposed transfer of the Enhanced E-911 program from VITA to the Department of Emergency Management as contained in the introduced budget. Information provided as part of the introduced budget reports that efficiencies will result from reassigning the E-911 program to an agency responsible for emergency management. However, the program as currently constituted is recognized as among the best E-911 programs in the nation. Further, VITA was in the process of modernizing Virginia's E-911 program prior to this proposed transfer. Much of the equipment for E-911 service is becoming outdated. The funding for modernization remains within VITA.)

Item 432 #1c

<b>Technology</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Information Technologies	\$2,013,717	\$2,030,415	NGF
Agency	17.00	17.00	FTE

**Language:**

- Page 386, line 39, strike "\$3,003,755" and insert "\$5,017,472".
- Page 386, line 39, strike "\$2,987,057" and insert "\$5,017,472".
- Page 387, strike lines 11 through 23.

**Explanation:**

(This amendment eliminates the proposed transfer of information technology procurement functions from VITA to the Department of General Services as contained in the Governor's introduced budget.)

**Technology**

Virginia Information Technologies  
Agency

Language

**Language:**

Page 388, strike lines 52 through 58.  
Page 389, strike lines 1 through 9.

**Explanation:**

(This amendment eliminates the requirement that VITA shall absorb \$1,250,000 from all funds in each year from operational efficiencies based on telecommunications rebates. A companion amendment is included in Item 473.)

**Transportation**

Secretary Of Transportation

Language

**Language:**

Page 392, after line 51, insert:  
"F. Revenues generated pursuant to the provisions of § 58.1-3221.2, Code of Virginia, shall only be used to supplement, not supplant, any local funds provided for transportation programs within the localities authorized to impose the fees under the provisions of § 58.1-3221.2, Code of Virginia."

**Explanation:**

(This amendment provides that new transportation funding authorized by the 2007 Session shall not be used to supplant local general fund dollars budgeted for transportation but shall only be used to supplement it.)

**Transportation**

Department Of Aviation

**FY 08-09**  
(\$5,400)

**FY 09-10**  
(\$3,240) NGF

**Language:**

Page 393, line 2, strike "\$22,583,915" and insert "\$22,578,515".  
Page 393, line 2, strike "\$22,583,915" and insert "\$22,580,675".

**Explanation:**

(This amendment adjusts the impact on tax revenue in the Transportation Trust Fund as a result of the tax incentives associated with the provisions of House Bill 1388 as adopted by the 2008 Session of the General Assembly.)

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Item 441 #1c

**Transportation**

Department Of Motor Vehicles

Language

**Language:**

Page 395, strike lines 42 through 50.

**Explanation:**

(This amendment removes a proposed \$10.00 increase on the driver's licenses that had been contained in the introduced budget.)

---

Item 441 #2c

**Transportation**

Department Of Motor Vehicles

Language

**Language:**

Page 394, strike line 52.

Page 395, strike lines 1 through 7 and insert:

"B. The Department of Motor Vehicles shall work to increase the use of alternative service delivery methods. As part of its effort to shift customers to internet usage where applicable, the department shall not charge its customers for the use of credit cards for internet or other types of transactions. To mitigate the impact of the Real ID Act of 2005 on customer service centers, the Department of Motor Vehicles shall promulgate policies to direct vehicle registration renewal transactions to more efficient delivery channels pursuant to the provisions of Senate Bill 116 (2008). In addition, notwithstanding the provisions § 46.2-342, Code of Virginia, and in accordance with the newly released regulations governing the Real ID Act of 2005, the Department may issue driver's licenses and identification cards with photographs in color or black and white."

**Explanation:**

(This amendment rewrites existing language to reaffirm the General Assembly's interest in the Department of Motor Vehicles more actively seeking ways to reduce the unnecessary use of costly, in-person transactions. The provisions of Senate Bill 116, which authorizes of driver's licenses to be valid for up to eight years, and allows discounts for internet usage and multi-year discounts for vehicle registrations. This amendment also requires that DMV shall not charge fees for credit card use for internet and other transactions. The amendment also allows for the option for color or black and white photos for enhanced security purposes in accordance with the newly released regulations implementing the Real ID Act of 2005.)

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Item 441 #3c

<b>Transportation</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Motor Vehicles	(\$2,760)	(\$2,760)	NGF

**Language:**

Page 394, line 31, strike "\$153,782,746" and insert "\$153,779,986".

Page 394, line 31, strike "\$154,932,746" and insert "\$154,929,986".

**Explanation:**

(This amendment reduces the DMV appropriation by the amount of revenue that DMV will not receive by elimination of the one-time fee of \$10 for special license plates for persons awarded the Purple Heart, as provided by Senate Bill 266, 2008 Session of the General Assembly.)

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Item 441 #4c

<b>Transportation</b>		
Department Of Motor Vehicles		Language

**Language:**

Page 395, after line 50, insert:

"F.1. The Department of Motor Vehicles shall report on the effectiveness of Senate Bill 116, 2008 Session of the General Assembly, to reduce the number of vehicle registration renewals undertaken in customer service centers and the increase in the number of renewals by mail and internet as well as changes in the utilization of the multi-year renewal option. Such report shall include an enumeration of the revenues generated, by type of renewal transactions, as well as a comparison of the costs to



revenue for each type of renewal transaction.

2. The report shall also include an update on the cost allocation study and a proposal to provide for full allocation of all incurred costs including the administrative and operating costs of the central office and customer services centers. The update shall compare the true costs of the Department's services to the fees, penalties and other sources of revenue available to the Department. The activities to be assessed include, but are not limited to, driver services (e.g., driver's licenses, learner's licenses, identification cards, revocation/suspension, reinstatements, information maintenance and distribution), vehicle services, motor carrier services, transportation safety services, dealer services, financial assistance to localities, and support services.

3. As part of the effort to develop performance goals and strategies, the Department shall calculate the average wait time and the related average cost per transaction conducted at each customer service center. The calculations shall be included in the report, by customer service center. The calculations shall determine the impact to DMV revenues if wait times are reduced or increased by increments of five minutes. For increased wait times, the upper limit shall be an average wait time of 45 minutes. For reduced wait times, the lower limit shall be an average wait time of 10 minutes.

4. The Department shall submit reports on the status of these efforts by December 1, 2008, and December 1, 2009, to the Governor, the Secretary of Transportation, the Chairs of the Senate Committees on Transportation and Finance, and the Chairmen of the House Committees on Transportation and Appropriations."

**Explanation:**

(This amendment directs the Department of Motor Vehicles to report on its active efforts to reduce costs, balance staffing to activity levels, direct additional transactions to mail and internet, and assess the impacts of Senate Bill 116, 2008 Session of the General Assembly, to incentivize vehicle registration renewals to be undertaken outside of customer service centers.)

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Item 443 #1c

<b>Transportation</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Motor Vehicles	(\$3,500,000)	(\$3,500,000)	NGF

**Language:**

Page 396, line 1, strike "\$69,129,188" and insert "\$65,629,188".

Page 396, line 1, strike "\$69,129,188" and insert "\$65,629,188".

Page 396, strike lines 23 through 58.

Page 397, strike lines 1 and 2.

Page 397, line 3, strike "D.1." and insert "C.1."

**Explanation:**

(This amendment removes the appropriation of funds assumed to be collected from the extension of the additional \$1.00 vehicle registration fee initially assessed to support the commemoration of the Jamestown 2007. With the elimination of that fee, as originally intended, the funds will no longer be collected. A companion amendment eliminates the appropriation of a portion of those funds to the Virginia Tourism Authority.)

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Item 443 #2c

<b>Transportation</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Motor Vehicles	(\$1,495,109)	(\$2,990,218)	NGF

**Language:**

Page 396, line 1, strike "\$69,129,188" and insert "\$67,634,079".

Page 396, line 1, strike "\$69,129,188" and insert "\$66,138,970".

Page 397, line 20, strike "one-half" and insert "one-quarter".

Page 397, line 21, after "motor vehicles" insert, "in the first year".

**Explanation:**

(This amendment authorizes DMV to retain one-quarter of one percent of the revenues generated by the titling tax in the first year to cover the costs of collecting the taxes.)

---

Item 444 #1c

<b>Transportation</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Motor Vehicles	(\$572,632)	(\$572,632)	NGF
	-3.00	-3.00	FTE

**Language:**

Page 397, line 24, strike "\$572,632" and insert "\$0".

Page 397, line 24, strike "\$572,632" and insert "\$0".

Page 397, strike line 24 through line 30 and insert "Omitted."

**Explanation:**

(This amendment eliminates the proposed integration of the Towing and Recovery Operators Board into the Department of Motor Vehicles and eliminates a portion of the merger of the Motor Vehicle Dealer Board. The remaining portions of the Motor Vehicle Dealer Board were merged into Item 445. Companion amendments eliminate the remainder of the proposed mergers and restore the Boards to their current status as separate agencies.)

Item 445 #1c

<b>Transportation</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Motor Vehicles	(\$1,991,911)	(\$1,994,682)	NGF
	-22.00	-22.00	FTE

**Language:**

Page 397, line 31, strike "\$1,991,911" and insert "\$0".

Page 397, line 31, strike "\$1,994,682" and insert "\$0".

Page 397, strike like 31 through line 36 and insert "Omitted."

**Explanation:**

(This amendment eliminates the proposed integration of the Motor Vehicle Dealer Board into the Department of Motor Vehicles. A companion amendment restores the funding and positions to the Motor Vehicle Dealer Board in accordance with its current status as a separate agency.)

Item 449 #1c

<b>Transportation</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Rail And Public Transportation	(\$12,860,018)	(\$8,565,476)	NGF

**Language:**

Page 399, line 1, strike "\$274,607,254" and insert "\$261,747,236".

Page 399, line 1, strike "\$283,802,597" and insert "\$275,237,121".

**Explanation:**

(This amendment is a technical adjustment to reduce appropriations based on the 2007 official revenue estimate for the Transportation Trust Fund. The amendment

reflects declining revenues in the Transportation Trust Fund and recordation taxes.)

---

Item 449 #2c

<b>Transportation</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Rail And Public Transportation	(\$33,075)	(\$19,845)	NGF

**Language:**

Page 399, line 1, strike "\$274,607,254" and insert "\$274,574,179".

Page 399, line 1, strike "\$283,802,597" and insert "\$283,782,752".

**Explanation:**

(This amendment adjusts the impact on tax revenue in the Transportation Trust Fund as a result of the tax incentives associated with the provisions of House Bill 1388 as adopted by the 2008 Session of the General Assembly.)

---

Item 450 #1c

<b>Transportation</b>	
Department Of Rail And Public Transportation	Language

**Language:**

Page 401, line 1, after "B." insert "1."

Page 401, after line 15, insert:

"2. In accordance with the intent of the General Assembly, the Statewide Rail Plan shall include specific provisions for the improvement of passenger and freight train performance brought about by track concerns that typically arise during extreme hot weather conditions.

3. The Department shall inform the Chairs of the Senate Committees on Transportation and Finance and the House Committees on Transportation and Appropriations on the collaborative effort to improve rail operations on the corridor by December 15, 2008."

**Explanation:**

(This amendment requires the Department of Rail and Public Transportation to include provisions for addressing heat restrictions and other factors impacting

passenger rail service on the I-95 rail corridor as part of the Statewide Rail Plan. Pursuant to this amendment, DRPT is required to report on these efforts by December 15, 2008.)

---

Item 451 #1c

**Transportation**

Department Of Rail And Public  
Transportation

Language

**Language:**

Page 401, after line 37, insert:

"D. In connection with the construction of the rail mass transit system in the right-of-way of the Dulles Access/Toll Road connector (DATRC), a sound wall shall be constructed from the beginning of the DATRC and Route 123 in McLean, including the ramp connecting the DATRC with Route 123 abutting the Hallcrest townhouse subdivision."

**Explanation:**

(This amendment directs that as part of the Dulles Corridor Rail Project sound walls shall be constructed in accordance with the provisions of the Memorandum of Agreement signed by VDOT and the Metropolitan Washington Airports Authority.)

---

Item 455 #1c

**Transportation**

Department Of Transportation

**FY 08-09**  
(\$177,075)

**FY 09-10**  
(\$106,245) NGF

**Language:**

Page 403, line 12, strike "\$1,487,269,209" and insert "\$1,487,092,134".

Page 403, line 12, strike "\$1,409,736,772" and insert "\$1,409,630,527".

**Explanation:**

(This amendment adjusts the impact on tax revenue in the Transportation Trust Fund as a result of the tax incentives associated with the provisions of House Bill 1388 as adopted by the 2008 Session of the General Assembly.)

---

Item 455 #2c

**Transportation**

Department Of Transportation

Language

**Language:**

Page 403, line 28, strike "secondary road".

**Explanation:**

(This amendment is a technical correction to accurately reflect the name of the VDOT local revenue sharing program. The name of the program was changed pursuant to legislation adopted by the 2006 Session of the General Assembly (Chapter 827) but the changed name was not reflected in the introduced budget.)

---

Item 455 #3c

**Transportation**

Department Of Transportation

Language

**Language:**

Page 404, after line 4, insert:

"E. Projects being developed and procured through adopted state, local or regional design-build provisions, other than those required by § 33.1-12:2(b), Code of Virginia, may be considered for funding from the Transportation Partnership Opportunity Fund. In addition, an application requesting funding from the fund shall be limited to requesting only one form of assistance and the limitations included in § 33.1-221.1:8(E), Code of Virginia."

**Explanation:**

(This amendment clarifies that projects being developed under local design-build provisions as well as those developed under state design-build provisions are eligible to receive grants from the Transportation Partnership Opportunity Fund. This language was requested by the Administration.)

---

Item 455 #4c

**Transportation**

Department Of Transportation

Language

**Language:**

Page 404, after line 52, insert:

"C. Funds as appropriated may be used for a one-time final grant payment to the

appropriate entity for maintenance of a publicly operated toll facility not owned and operated by the Commonwealth that has received in fiscal year 2007 financial assistance for maintenance or that under agreement the Department provided maintenance services in order for such facility to begin paying all of its maintenance expenses from sources other than Commonwealth Transportation Funds no later than July 1, 2009."

**Explanation:**

(This amendment was requested by the Administration and clarifies that this will be the final maintenance payment to the Chesapeake Bay Bridge Tunnel and to authorize VDOT to pay for maintenance on other toll facilities.)

---

Item 455 #5c

**Transportation**

Department Of Transportation

Language

**Language:**

Page 404, after line 4, insert:

"E. Upon issuance of a resolution by a local governing body that a property has been designated for school construction, and upon presentation of such resolution to the Commonwealth Transportation Board with an accompanying notification that such project is ready to move forward, the Commonwealth Transportation Board shall immediately reduce the speed limit on abutting primary and secondary roadways to 35 miles per hour or less."

**Explanation:**

(This amendment requires that upon issuance of a resolution by a local governing body that a property has been designated for school construction, the Virginia Department of Transportation shall immediately reduce the speed limit on adjacent primary and secondary roadways to 35 miles per hour or less.)

---

Item 455 #6c

**Transportation**

Department Of Transportation

Language

**Language:**

Page 404, after line 4, insert:

"E. The Secretary of Transportation shall ensure that as part of its Six-Year Program

Update the programmatic allocations are revised to reflect the reduction of revenues, estimated at \$61,800,000 in the first year and \$65,400,000 in the second year, resulting from the repeal of the abusive driver fees."

**Explanation:**

(This amendment directs the Department of Transportation, as part of its Six-Year Improvement Program update, to appropriately reflect the reduced revenues resulting from the adoption of the legislation repealing the abusive driver fees.)

---

Item 455 #7c

**Transportation**

Department Of Transportation

Language

**Language:**

Page 404, after line 4, insert:

"E. The Department shall complete an assessment of improvements needed to the intersection of Route 522 and Route 617 in Powhatan County to support development of the Powhatan State Park. The Department shall provide a report including estimates of costs to the Secretary of Transportation and the Chairmen of the House Appropriations and Senate Finance Committees by November 1, 2008."

**Explanation:**

(This amendment is self-explanatory.)

---

Item 458 #1c

**Transportation**

Department Of Transportation

Language

**Language:**

Page 405, line 42, strike "based on population" and insert:

"based on eligible project costs".

Page 405, line 46, after "30, 2007.", insert:

"Further, use of the funds should be limited to projects with unfunded construction elements in either the secondary or urban six-year improvement programs for projects that have the right-of-way procured and the engineering substantially completed."

**Explanation:**

(This amendment seeks to engage additional local governments in the



administration of highway construction projects. Utilizing balances available from moneys appropriated for the program by the 2005 General Assembly, this amendment directs the Commonwealth Transportation Board to solicit additional projects ready to go to construction for participation in the local partnership program.)

---

Item 458 #2c

**Transportation**

Department Of Transportation

Language

**Language:**

Page 405, after line 46, insert:

"F. Notwithstanding any other provision of law, any jurisdiction with a county manager form of government may finance and undertake improvements to state-maintained non-Interstate system roadways within its jurisdiction if it obtains a permit for such project from the Department of Transportation. The county may undertake these activities in accordance with all applicable county procedures, provided the Commissioner finds that those county procedures are substantially similar to departmental procedures and specifications."

**Explanation:**

(This amendment authorizes counties to make improvements to state system roadways (exclusive of the Interstate system) within its jurisdiction if they fund such improvements from local funds.)

---

Item 459 #1c

**Transportation**

Department Of Transportation

Language

**Language:**

Page 409, line 56, after "Fund.", insert:

"The Commonwealth Transportation Board is hereby authorized, by and with the consent of the Governor, to issue, pursuant to the applicable provisions of the State Revenue Bond Act (§ 33.1-267 et seq., Code of Virginia) as amended from time to time, revenue obligations of the Commonwealth to be designated "Commonwealth of Virginia Transportation Capital Projects Revenue Bonds, Series 2009" at one or more times in an aggregate principal amount not to exceed \$180,000,000, after all costs.

The net proceeds of the Bonds shall be used exclusively for the purpose of providing funds for paying the costs incurred or to be incurred for construction or funding of transportation projects set forth in Item 449.10 of Chapter 847 of the Acts of Assembly of 2007, including but not limited to environmental and engineering studies; rights-of-way acquisition; improvements to all modes of transportation; acquisition, construction and related improvements; and any financing costs and other financing expenses. Such costs may include the payment of interest on the Bonds for a period during construction and not exceeding one year after completion of construction of the projects."

**Explanation:**

(This amendment authorizes the Commonwealth Transportation Board to issue \$180 million in bonds to replace general funds that were appropriated for this purpose by the 2007 General Assembly. These general funds were from a projected surplus that never materialized due the economic downturn and were reverted to the general fund to balance the budget.)

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Item 460 #1c

**Transportation**

Department Of Transportation

Language

**Language:**

Page 410, line 41, after "F.", insert "1."

Page 410, after line 47, insert:

"2. The Department of General Services, the Department of the Treasury, the Department of Human Resource Management, the Department of Planning and Budget, and the Department of Accounts shall support the system modernization effort of the Department of Transportation through the adoption of statewide data standards. These data standards shall include, but not be limited to, vendor tables, agency identification information, state employee identification information, charts of accounts, receiving information, invoice information, purchase information including commodity codes, and any other essential data standards necessary to conduct business. The Departments of General Services, Treasury, Human Resource Management, Planning and Budget, and Accounts shall provide the Virginia Enterprise Applications Program (VEAP) Office Director and the Department of Transportation with such data standards by October 1, 2008, and the VEAP Office Director shall adopt these data standards as the Commonwealth's standards for future enterprise applications. Within 60 days of their adoption, the VEAP Office Director

shall present such data standards to the Information Technology Investment Board for their approval as provided in § 2.2-2458, Code of Virginia. Upon approval by the Information Technology Investment Board, the Commonwealth shall use such data standards for all new Commonwealth information systems implementation projects including, but not limited to, Commonwealth enterprise application initiatives."

**Explanation:**

(This amendment directs certain designated state agencies to support the VDOT accounting system modernization effort through the development of statewide data standards. There is a companion amendment in Item 63 that directs the Director of the Virginia Enterprise Applications Office to coordinate support of this initiative.)

Item 462 #1c

<b>Transportation</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Transportation	\$0	(\$180,000,000)	GF
	\$180,000,000	\$0	NGF

**Language:**

Page 411, line 19, strike "\$0" and insert "\$180,000,000".

Page 411, line 19, strike "\$180,000,000" and insert "\$0".

Page 411, line 28, strike "general fund" and insert:

"Commonwealth Transportation Fund."

Page 411, strike lines 29 through 40 and insert:

"C. The Commonwealth Transportation Funds appropriated in the first year of this item shall be used to meet required expenditures for the purposes set out in Item 449.10, Chapter 847, 2007 Session of the General Assembly."

**Explanation:**

(This amendment is a companion to Item 459 #1, which authorizes the Commonwealth Transportation Board to issue \$180 million in bonds to replace general funds that were appropriated for this purpose by the 2007 General Assembly. These general funds were from a projected surplus that never materialized due the economic downturn. This amendment reverts \$180 million to the general fund and provides a nongeneral fund appropriation to complete the commitment set out in Chapter 847 for specific transportation projects.)

Item 462.10 #1c

<b>Transportation</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Secretary Of Transportation	\$2,210,782	\$2,213,553	NGF
	22.00	22.00	FTE

**Language:**

Page 412, before line 1, insert:

"462.10. Motor Vehicle Dealer Board (506)	\$2,210,782	\$2,213,553
Fund Sources: Special	\$2,210,782	\$2,213,553."

A. Of the amounts provided in this item, \$218,871 the first year and \$218,871 the second year from special funds shall be provided for Consumer Assistance Services.

B. Of the amounts provided in this item, \$1,061,538 the first year and \$1,061,538 the second year from special funds shall be provided for Motor Vehicle Dealer and Salesman Regulation.

C. Of the amounts provided in this item, \$930,373 the first year and \$933,144 the second year from special funds shall be provided for Administrative Services."

**Explanation:**

(This amendment restores the Motor Vehicle Dealer Board as a separate agency pursuant to existing Code provisions. House Bill 30 as introduced included the assumed integration of this agency into the Department of Motor Vehicles. A companion amendment to DMV removes the funding in the amounts reappropriated to this item.)

Item 464 #1c

<b>Transportation</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Port Authority	(\$9,450)	(\$5,670)	NGF

**Language:**

Page 412, line 9, strike "\$64,650,623" and insert "\$64,641,173".

Page 412, line 9, strike "\$75,845,943" and insert "\$75,840,273".

**Explanation:**

(This amendment adjusts the impact on tax revenue in the Transportation Trust Fund as a result of the tax incentives associated with the provisions of House Bill 1388 as adopted by the 2008 Session of the General Assembly.)

Item 464 #2c

**Transportation**

Virginia Port Authority

Language

**Language:**

Page 415, line 22, after "Assembly.", strike rest of line.

Page 415, strike lines 23 through 29 and insert:

"Special and Commonwealth Transportation revenues collected by the Authority during the biennium and not appropriated for another purpose shall be used to meet additional costs or cash flow requirements of projects including those enumerated in paragraph 4 of Item 449.10 of Chapter 847 of the Acts of Assembly of 2007."

**Explanation:**

(This amendment clarifies that excess Port Authority revenues may be used to meet the requirements of two projects authorized in the current biennial budget; the Route 164 rail relocation and design work for the Craney Island expansion.)

---

Item 464 #3c

**Transportation**

Virginia Port Authority

Language

**Language:**

Page 415, line 1, after "proceeds.", insert:

"Out of this authorization, the Virginia Port Authority is authorized to use up to \$14,000,000 in the first year for initial infrastructure improvements related to the Craney Island Marine Terminal project authorized by Item C-173 of this act."

**Explanation:**

(This amendment allows the Port Authority to use debt capacity provided in the introduced budget for initial site development of the Craney Island Marine Terminal project in the first year.)

---

Item 465 #1c

**Transportation**

Virginia Port Authority

Language

**Language:**

Page 415, line 41, strike "Item 456" and insert "Item 458".

**Explanation:**

(This technical amendment corrects an incorrect reference to the allocation of Port Funds for payments to impacted localities. Item 456 is the VDOT maintenance program; Item 458 is financial assistance to localities.)

---

Item 466.10 #1c

<b>Transportation</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Secretary Of Transportation	\$353,761	\$353,761	NGF
	3.00	3.00	FTE

**Language:**

Page 416, after line 32, insert:

"466.10. Towing and Recovery Operations	\$353,761	\$353,761	
Fund Sources: Special	\$353,761	\$353,761	
Higher Education Operating			."

Out of the amounts provided in this item, \$353,761 the first year and \$353,761 the second year from special funds shall be provided for Regulation of Vehicle Towing and Recovery Operations."

**Explanation:**

(This amendment restores the Towing and Recovery Operations Board as a separate agency pursuant to existing Code provisions. House Bill 30 as introduced included the assumed integration of this agency into the Department of Motor Vehicles. A companion amendment to DMV removes the funding in the amounts reappropriated to this item.)

---

Item 468 #1c

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Appropriations	\$0	(\$1,500,000)	GF

**Language:**

Page 418, line 15, strike "\$2,450,000" and insert "\$950,000".

Page 418, line 20, strike "\$2,450,000" and insert "\$950,000".

**Explanation:**

(This amendment reduces the general fund support for the Productivity Investment

Fund.)

---

Item 472 #1c

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Appropriations	\$0	(\$122,085,348)	GF

**Language:**

Page 421, line 46, strike "\$141,605,634" and insert "\$19,520,286".

**Explanation:**

(This amendment eliminates \$122.1 million from the general fund the second year for the 3.0 percent salary increase proposed in the budget, as introduced. A companion amendment provides \$171.4 million for a 2.0 percent salary increase in each year of the biennium.)

---

Item 472 #2c

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Appropriations	(\$2,984,079)	(\$3,048,112)	GF

**Language:**

Page 421, line 46, strike "\$23,190,703" and insert "\$20,206,624".

Page 421, line 46, strike "\$141,605,634" and insert "\$138,557,522".

Page 427, strike lines 43 through 58.

Page 428, strike lines 1 through 55.

Page 429, strike lines 1 through 10.

Page 429, line 11, strike "O." and insert "K."

**Explanation:**

(This amendment removes funding included in the introduced budget for the cost of the changes in the VRS contribution rates for state employees and state supported local employees through the compensation board as proposed in the introduced budget. It also deletes language which specified that contribution rates for public school teachers and state employees be calculated on an assumed 24-year amortization for the retirement programs. A companion amendment under Item 472.10 includes additional savings and language specifying contribution rates which assume a 30-year amortization for all programs administered through the VRS.)

---

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Appropriations	\$44,730,850	\$126,688,040	GF

**Language:**

Page 421, line 46, strike "\$23,190,703" and insert "\$67,921,553".

Page 421, line 46, strike "\$141,605,634" and insert "\$268,293,674".

Page 424, line 38, strike "three percent on July 1, 2009" and insert:

"two percent on November 25, 2008, and an additional two percent on November 25, 2009".

Page 425, line 37, strike "three percent on July 1, 2009" and insert:

"two percent on November 25, 2008, and an additional two percent on November 25, 2009".

Page 425, line 46, strike "\$65,861,622" and insert:

"\$23,648,968 the first year and \$67,781,591".

Page 426, line 18, strike "three percent no earlier than July 1, 2009" and insert:

"two percent no earlier than November 25, 2008 and an additional two percent no earlier than November 25, 2009".

Page 426, line 22, strike "three percent on July 1, 2009" and insert:

"two percent on December 1, 2008, and an additional two percent on December 1, 2009".

Page 426, line 38, strike "\$29,659,885" and insert:

"\$11,507,448 the first year and \$31,464,654".

Page 426, line 41, strike "\$26,563,841" and insert:

"\$9,574,434 the first year and \$27,441,795".

Page 426, line 44, strike "three percent effective July 1, 2009" and insert:

"two percent effective November 25, 2008, and an additional two percent effective November 25, 2009".

Page 426, line 46, strike "three" and insert "two".

Page 426, line 47, after "institution", insert "each year".

**Explanation:**

(This amendment provides \$171.4 million in the biennium to provide a two percent salary adjustment in each year of the biennium for state employees, college faculty and staff, and state-supported local employees. The amendment also adjusts the language included in the introduced budget to authorize the two percent salary adjustment in each year of the biennium, effective November 25th for state employees and college faculty and December 1st for state-supported local employees. It is the intent of the General Assembly that the changes necessary to implement the



intent of this amendment shall be made to the salaries listed elsewhere in this Act during enrollment.)

---

Item 472 #4c

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Appropriations	(\$11,680,611)	(\$7,003,078)	GF

**Language:**

Page 421, line 46, strike "\$23,190,703" and insert "\$11,510,092".

Page 421, line 46, strike "\$141,605,634" and insert "\$134,602,556".

Page 427, strike lines 14 to 33.

Page 429, after line 23, insert:

"P. The Commonwealth shall refrain from pre-funding of the future actuarial liabilities resulting from the indirect subsidy for early retiree health benefits, pending the outcome of a review of such health insurance program by the Department of Human Resource Management, including the indirect subsidy therefore. General funds budgeted to state agencies for this purpose estimated at \$6,711,290 the first year and \$7,003,078 the second year shall revert to this item."

**Explanation:**

(This amendment captures savings of \$11.7 million from the general fund the first year and \$7.0 million from the general fund the second year from a pause in the pre-funding of the future actuarial liabilities of early retirement health insurance, pending the outcome of a study.)

---

Item 472.10 #1c

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Appropriations	(\$58,458,756)	(\$60,943,376)	GF

**Language:**

Page 429, after line 23, insert:

"472.10. Reversion Clearing Account - (\$58,458,756) (\$60,943,376)

Miscellaneous (226000)

Fund Sources: General (\$58,458,756) (\$60,943,376)."

A. Due to excess balances in the state employee Health Insurance Fund, the Director of the Department of Planning and Budget is hereby directed to withhold and transfer to this item general fund appropriations of \$28,896,423 in the first year and

\$30,152,770 in the second year from state agencies and institutions representing amounts budgeted for the employer contributions into the state employee health insurance program. The Director of the Department of Human Resources Management shall provide a premium credit to the agencies equal to such transfer along with a corresponding credit representing savings to agencies supported in whole or in part from nongeneral funds.

B.1. Contribution rates paid to the Virginia Retirement System (VRS) for the retirement benefits of state employees, state police officers, state judges, and state law enforcement officers eligible for the Virginia Law Officers Retirement System shall be based on a valuation of retirement assets and liabilities that assume an investment return of eight percent, a cost of living increase of three percent, and an amortization period of 30 years.

2. Retirement contribution rates for each year, excluding the five percent employee portion, shall be: 8.81 percent for public school teachers, 6.23 percent for state employees, 20.05 percent for state police officers, 14.23 percent for the Virginia Law Officers Retirement System, and 34.51 percent for the Judicial Retirement System.

3. Contribution rates paid on behalf of state employees to other programs administered by the VRS shall be: 0.82 percent for the public employee group life insurance program, 1.94 percent for the Virginia Sickness and Disability Program, and 1.18 percent for the state employee retiree health insurance credit.

4. Contribution rates paid on behalf of public school teachers shall be 1.08 percent for the teacher retiree health insurance credit.

C.1. The Director of the Department of Planning and Budget shall withhold and transfer general fund amounts estimated at \$12,039,214 the first year and \$12,559,658 the second year from the appropriations of state agencies and institutions of higher learning to this item, representing savings from changes in the contribution rates for state employee benefits as provided for in paragraph B of this item.

2. The Director of the Department of Planning and Budget shall withhold and transfer general fund amounts estimated at \$78,931 the first year and \$78,931 the second year from the appropriations of the Compensation Board for reimbursements to Constitutional Officers to this item, representing savings from changes in the contribution rates for VRS benefits as provided for in paragraph B of this item.

3. The Director of the Department of Planning and Budget shall withhold and transfer general fund amounts estimated at \$17,444,188 the first year and \$18,152,017 the second year from Item 140 of this act and transfer to this item, representing the savings that will be realized from the application of the contribution rates for public teachers included in paragraph B of this item."

**Explanation:**

(This amendment assumes savings of \$58.5 million the first year and \$61.0 million the second year from the general fund which will be realized through two actions. The amendment assumes \$28.9 million in savings the first year and \$30.2 million in savings the second year by offering a credit reducing agency expenditures for the employer premium to the employee health insurance program. Currently the balances in the health insurance fund are significantly above the actuarially required reserves. The portion of the excess balances that is attributable to general fund payments into the fund is approximately \$60.0 million. These savings are being reprogrammed to fund a two percent salary adjustment for state employees in each year of the biennium. In addition, the amendment assumes general fund savings of approximately \$29.6 million the first year and \$30.8 million the second year that will be realized from calculating the VRS contribution rates for state employees and public school teachers using a 30-year amortization period. A companion amendment in Item 472 assumes savings of \$3.0 million each year by eliminating funding included in the introduced budget for the VRS contribution rate changes.)

Item 473 #1c

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Appropriations	\$0	\$2,000,000	GF

**Language:**

- Page 429, line 25, strike "\$41,016,406" and insert "\$43,016,406".
- Page 431, line 57, strike "\$17,500,000" and insert "\$19,500,000".
- Page 432, line 39, after "located", insert ",."
- Page 432, line 40, delete "and".
- Page 432, line 41, after "Agency,", insert:  
"to assist in improvements resulting from the expansion of Fort Lee,".
- Page 432, line 42, after "regional impact.", insert:  
"From the amounts provided in paragraph H.1. of this item, \$10,000,000 in the second year shall be provided to assist in the retention of DARPA and \$2,000,000 in

the second year shall be provided for improvements related to the expansion of Fort Lee."

**Explanation:**

(This amendment provides \$2.0 million for improvements related to the BRAC actions impacting Fort Lee and \$10.0 million for the Defense Advanced Research Projects Agency.)

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Item 473 #2c

**Central Appropriations**

Central Appropriations

Language

**Language:**

Page 433, line 10, after "L.", strike "1."  
Page 433, strike lines 26 through 37.

**Explanation:**

(This amendment eliminates the requirement that VITA absorb \$1,250,000 from all funds in each year from operational efficiencies based telecommunications rebates. A companion amendment is included in Item 434.)

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Item 473 #3c

**Central Appropriations**

Central Appropriations

<b>FY 08-09</b>	<b>FY 09-10</b>	
(\$5,000,000)	(\$2,000,000)	GF

**Language:**

Page 429, line 25, strike "\$25,956,806" and insert "\$20,956,806".  
Page 429, line 25, strike "\$41,016,406" and insert "\$39,016,406".  
Page 432, strike lines 47 through 52 and insert:  
"I. It is the intent of the General Assembly to fulfill the commitment made to provide incentive payments for the location of a research-related entity in accordance with the time frames set out in § 2.2-2240.1 D, Code of Virginia."

**Explanation:**

(This amendment eliminates the proposed payment of the remaining incentive grants a research-related entity may be eligible for under provisions of Chapter 693, of the Acts of Assembly of 2007. Of the total of \$22.0 million for which the entity is eligible through fiscal year 2013, \$15.0 million from the general fund has been paid

although the entity has just begun operations in the Commonwealth in 2007. The remaining grants shall be paid in accordance with the provisions of the legislation and after the investments, job creation and expanded research opportunities have been demonstrated.)

Item 475 #1c

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Appropriations	(\$1,500,000)	\$0	GF

**Language:**

Page 434, line 40, strike "\$1,800,000" and insert "\$300,000".  
 Page 434, line 44, before \$1,800,000", insert \$300,000 the first year and".  
 Page 434, line 44, strike "each" and insert "the second".  
 Page 434, strike line 49 and insert:  
 "funds for full-time students consistent with the provisions of Chapter 850 and Chapter 899,".

**Explanation:**

(This amendment defers a portion of the transfer grant program in fiscal year 2009 based on estimated participation.)

Item 475.1 #1c

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Appropriations	(\$17,500,000)	(\$17,500,000)	GF

**Language:**

Page 435, before line 1, insert:  
 "475.1. Reversion Clearing Account – State (\$17,500,000) (\$17,500,000)  
 Agency Appropriations (22600)  
 Fund Sources: General (\$17,500,000) (\$17,500,000)."  
 Authority: Discretionary Inclusion.

A.1. The head of each agency in the Executive Department, except for the institutions of higher education, shall develop a plan for achieving increased productivity or budgetary savings during the 2008-2010 biennium to be submitted to the Governor no later than August 1, 2008. Such plans shall not include savings based on reductions in the nonpersonal service appropriations for transfer payments (aid to localities) subject to budget reductions in Item 475.1 of this act. The plan shall be in

such form as prescribed by the Governor.

2. Upon approval of the plan by the Governor, general fund savings identified by these plans estimated at \$17,500,000 the first year and \$17,500,000 the second year shall be transferred to this item by the Director, Department of Planning and Budget. Any agency general fund appropriations unexpended on June 30, 2008, that state agencies identify to the Director, Department of Planning and Budget, prior to June 2, 2008, may be reappropriated to state agencies for use to offset these savings. To qualify for this purpose, such unexpended appropriations identified by state agencies must be discretionary in nature and cannot result from unexpended pass through funding to entities outside of state government, including aid to local government payments."

**Explanation:**

(This amendment provides for the establishment of a reversion clearing account for collecting \$17.5 million in savings from all state agencies except the institutions of higher education. State agencies are required to submit a plan to the Governor to achieve these savings by August 1, 2008.)

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Item 475.1 #2c

**Central Appropriations**

Central Appropriations

**FY 08-09**

(\$50,000,000)

**FY 09-10**

(\$50,000,000) GF

**Language:**

Page 435, before line 1, insert:

"475.1. Reversion Clearing Account – Aid (\$50,000,000) (\$50,000,000)

to Local Governments

Fund Sources: General (\$50,000,000) (\$50,000,000)."

A. The purpose of this item is to capture savings in state aid to local government programs in a manner that provides localities flexibility in how such savings are implemented. This reversion is necessary as a result of the downward adjustment in general fund revenues caused by the slowing of the Virginia economy.

B. Within 30 days after enactment of this act, the Director of the Department of Planning and Budget, shall provide the chief operating officer of each city and county in the Commonwealth a list of certain state aid to local government programs along with an estimate of the general fund amount for each program that each county and city could expect to receive from the state during each year of the biennium. The

total amount listed for these programs will serve as the basis for calculating the savings apportioned to each city and county for this item. The savings apportionment will be equal to the percentage of the aggregate general fund amount for all of these state aid programs in each city and county totaling \$50,000,000 in each year.

C. Each city and county in the Commonwealth shall have flexibility in determining how it will implement the savings apportioned to it. Each city or county can choose to (1) take the total savings out of one program included on the list provided by the Department of Planning and Budget, (2) reduce multiple state aid programs on a proportional basis or by a specified percentage reduction, or (3) reimburse the Commonwealth in aggregate for their share of the savings, thereby keeping the state aid programs at an unreduced level. Each locality may also use number 3 above in combination with 1 or 2. The governing body of each city or county shall make its selection and certify its choice to the Director, Department of Planning and Budget, by August 30, 2008. Within 10 days of receipt, the Director, Department of Planning and Budget, shall review such certification for accuracy to ascertain that the required savings apportioned to the city or county are obtainable using the selection(s) submitted on the certification. Unless, the Director, Department of Planning and Budget, finds a certification to include savings that are not obtainable or sustainable, the certification shall be approved and implemented without further delay. In the event that a city or county has not submitted or obtained an approved certification by October 1, 2008, the Director, Department of Planning and Budget, is hereby authorized to withhold an amount equivalent to the savings apportioned to the affected city or county from the aid to local government programs that the Director determines are most discretionary and represent general purpose aid to the local government in question before he begins to withhold any funds from categorical grants serving a particular functional area or public service. The Director, Department of Planning and Budget, shall notify the affected locality of his decision in this regard and such decision shall remain in force unless it is superseded by the subsequent approval of a certification for the affected city or county after October 1, 2008.

D. The savings in state aid to local government programs identified by each city or county on their approved certification (or by the Director, Department of Planning and Budget, in absence of an approved certification) shall be transferred from the other items where such amounts are appropriated in this act to offset the reversion amount listed in this item. Payments from local governments electing to use option (3) above in paragraph C shall be deposited to a suspense account which shall be administered pursuant to §3-1.03 Y. of this act."

**Explanation:**

(This amendment provides for the establishment of a reversion clearing account to implement a \$50.0 million reduction in state aid to localities in each year of the new biennium. The Department of Planning and Budget will provide each locality with an estimate of the general fund payments it will receive from the state. Localities will then choose whether to achieve their reductions from a single program, a percentage reduction in all state payments they receive, or reimburse the Commonwealth and forego any reductions to the general fund state payments they receive. Localities are to certify the method by which they wish to implement these reductions by August 30, 2008.)

Item 493 #1c

<b>Nonstate Agencies</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
State Grants To Nonstate Entities-Nonstate Agencies	\$0	(\$5,755,000)	GF

**Language:**

Page 443, line 4, strike "\$5,755,000" and insert "\$0".  
Page 443, strike lines 50 through 53.  
Page 444, strike lines 1 through 35.

**Explanation:**

(This amendment reverts funding proposed in the introduced budget the second year for grants to 36 non-state agencies.)

Item C-0 #1c

**General Conditions**

General Conditions

Language

**Language:**

Page 449, after line 33, insert:  
"R. Notwithstanding any requirement to the contrary, any building, fixture, or structure to be placed, erected or constructed on, or removed, or demolished from the property of the Commonwealth of Virginia, Department of Corrections, shall not be subject to review and approval of the Art and Architectural Review Board as contemplated in Code of Virginia § 2.2-2402, et. seq. In the event the Department seeks to construct a non-institutional type building not associated with the daily



operation of a correctional facility such as a Probation & Parole District Office or Regional Office, the Department shall submit plans for Art and Architectural Review Board review and approval."

**Explanation:**

(This amendment exempts the Department of Corrections' secure facilities from review by the Art and Architectural Review Board.)

---

Item C-2 #1c

**Administration**

**FY 08-09**

**FY 09-10**

Department Of General Services

(\$185,100,000)

\$0 NGF

**Language:**

Page 449, line 47, strike "\$185,100,000" and insert "\$0".

Page 449, strike lines 45 through 48 and insert "Omitted".

**Explanation:**

(This amendment removes the proposed construction of a new state office building which will be considered through capital bond legislation.)

---

Item C-3 #1c

**Administration**

**FY 08-09**

**FY 09-10**

Department Of General Services

\$0

(\$85,000,000) NGF

**Language:**

Page 449, line 50, strike "\$85,000,000" and insert "\$0".

Page 449, strike lines 49 and 50 and insert "Omitted".

Page 450, strike lines 1 through 25.

**Explanation:**

(This amendment removes the proposed construction of a new state office building for the Department of Taxation which will be considered through capital bond legislation.)

---

Item C-7 #1c

**Agriculture And Forestry**

**FY 08-09**

**FY 09-10**

Department Of Agriculture And

(\$5,463,000)

\$0 NGF

Consumer Services

**Language:**

Page 450, line 43, strike "\$5,463,000" and insert "\$0".

Page 450, strike lines 42 through 47 and insert "Omitted".

**Explanation:**

(This amendment removes the proposed project which will be considered through capital bond legislation.)

---

	Item	C-9 #1c
<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Virginia School For The Deaf And The Blind At Staunton	(\$1,408,000)	\$0 GF

**Language:**

Page 451, line 13, strike "\$1,408,000" and insert "\$0".

Page 451, strike lines 13 and 14 and insert "Omitted".

**Explanation:**

(This amendment moves the roof repairs project to the maintenance reserve program.)

---

	Item	C-10 #1c
<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Virginia School For The Deaf And The Blind At Staunton	(\$669,000)	\$0 GF

**Language:**

Page 451, line 15, strike "\$669,000" and insert "\$0".

Page 451, strike lines 15 and 16 and insert "Omitted".

**Explanation:**

(This amendment moves the repair safety hazard project to the maintenance reserve program.)

---

Item C-11 #1c

**Education: Elementary & Secondary**

**FY 08-09**

**FY 09-10**

Virginia School For The Deaf And  
The Blind At Staunton

(\$446,000)

\$0 GF

**Language:**

Page 451, line 18, strike "\$446,000" and insert "\$0".

Page 451, strike lines 17 through 19 and insert "Omitted".

**Explanation:**

(This amendment moves the lead paint and asbestos abatement project to the maintenance reserve program.)

---

Item C-14.10 #1c

**Education: Higher Education**

**FY 08-09**

**FY 09-10**

Christopher Newport University

\$13,500,000

\$0 NGF

**Language:**

Page 451, after line 33, insert:

"C-14.10. New Construction: Residential  
Housing

\$13,500,000

Fund Sources: Bond Proceeds

\$13,500,000".

**Explanation:**

(This amendment provides 9(d) revenue bonds to construct a 100-bed residential facility.)

---

Item C-14.10 #2c

**Education: Higher Education**

**FY 08-09**

**FY 09-10**

Christopher Newport University

\$14,400,000

\$0 NGF

**Language:**

Page 451, after line 33, insert:

"C-14.10. Acquisition: Land Acquisition

\$14,400,000

Fund Sources: Bond Proceeds

\$14,400,000".

**Explanation:**

(This amendment provides 9(d) revenue bond authority for property acquisitions.)

---

Item C-19 #1c

**Education: Higher Education**

**FY 08-09**

**FY 09-10**

The College Of William And Mary  
In Virginia

(\$38,085,000)

\$0 NGF

**Language:**

Page 452, line 25, strike "\$38,085,000" and insert "\$0".

Page 452, strike 24 through 26 and insert "Omitted".

**Explanation:**

(This amendment removes the proposed School of Sducation project which will be considered through capital bond legislation.)

---

Item C-35 #1c

**Education: Higher Education**

George Mason University

Language

**Language:**

Page 454, line 27, after "lease.", insert:

"If such project is constructed on land owned by or leased to a University related foundation, or owned by or leased to a private entity, such project shall continue to be exempt from all requirements of any county or city zoning ordinance. The permitting official for such project shall be the Bureau of Capital Outlay Management."

**Explanation:**

(This amendment clarifies that if the administrative building on the Fairfax Campus of George Mason University is built on land not owned by the university the Commonwealth's exemptions from local oversight will continue.)

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Item C-36.10 #1c

**Education: Higher Education**

**FY 08-09**

**FY 09-10**

George Mason University

\$0

\$1,000,000 NGF

**Language:**

Page 455, after line 3 insert:

"C-36.10. New Construction: Belmont Bay Science Center

Fund Sources: Higher Education Operating \$1,000,000".

George Mason University may enter into a capital lease agreement for a period of up to 20 years at an annual cost of up to \$1,000,000 from nongeneral funds for the Belmont Bay Science Center."

**Explanation:**

(This amendment allows George Mason University to enter into a capital lease agreement at an annual cost of up to \$1,000,000 from nongeneral funds for the Belmont Bay Science Center.)

Item C-36.10 #2c

**Education: Higher Education**

**FY 08-09**

**FY 09-10**

George Mason University

\$8,300,000

\$0 NGF

**Language:**

Page 455, after line 3, insert:

"C-36.10. New Construction: Supplement Regional Bio-containment Laboratory

Fund Sources: Higher Education Operating \$8,300,000

Bond Proceeds \$2,475,000 \$5,825,000".

**Explanation:**

(This amendment provides \$8.3 million from the nongeneral fund the first year (\$2.5 million from the nongeneral fund and \$5.8 million from 9(d) bond proceeds) to supplement previous appropriations for the Regional Bio-containment Laboratory at George Mason University.)

Item C-36.10 #3c

**Education: Higher Education**

**FY 08-09**

**FY 09-10**

George Mason University

\$0

\$0 NGFLanguage

**Language:**

Page 455, after line 3, insert:

"C-36.10. New Construction: Prince William Performing Arts Center  
Fund Sources: Higher Education Operating (\$4,000,000)  
Bond Proceeds \$4,000,000".

**Explanation:**

(This amendment changes nongeneral fund sources for the Prince William Performing Arts Center from Higher Education Operating to 9(d) revenue bond proceeds.)

---

	Item	C-36.10 #4c
<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
George Mason University	\$0	\$0 NGFLanguage

**Language:**

Page 455, after line 3, insert:

"C-36.10. Point of View ICAR Conference Center  
Fund Sources:

The Point of View ICAR Conference Center shall, to the extent practicable, be planned and constructed using on-site septic systems, or if a septic system is not practicable, shall not include any sewage treatment facility larger than what is necessary to service the Point of View ICAR Conference Center and the residue property in a manner consistent with the existing comprehensive plan. The state support for the Point of View ICAR Conference Center project is specified, and limited to, the amounts detailed in separate capital bond legislation."

**Explanation:**

(This amendment requires that construction of the Point of View ICAR Conference Center utilize waste disposal methods consistent with the existing comprehensive plan.)

---

	Item	C-36.10 #5c
<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
George Mason University	\$0	\$6,000,000 NGF

**Language:**

Page 455, after line 3, insert:

"C-36.10. New Construction: Swing Space  
and Data Center (17142)

\$6,000,000

Fund Sources: Bond Proceeds

\$6,000,000".

**Explanation:**

(This amendment provides additional 9 (d) revenue bond authority to supplement the Swing Space / Data Center project.)

Item C-37 #1c

**Education: Higher Education**

James Madison University

Language

**Language:**

Page 455, line 8, strike "Music Recital Hall" and insert "Center for the Arts".

**Explanation:**

(This amendment inserts the correct project for which equipment funding was intended.)

Item C-40.10 #1c

**Education: Higher Education**

Longwood University

**FY 08-09**

\$1,900,000

**FY 09-10**

\$0 NGF

**Language:**

Page 455, after line 34, insert:

"C-40.10. Equipment for Bedford Wygal  
Connector

\$1,900,000

Fund Sources: Bond Proceeds

\$1,900,000".

**Explanation:**

(This amendment provides equipment for the Bedford Wygal Connector.)

Item C-40.10 #2c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Longwood University	\$1,500,000	\$0 NGF

**Language:**

Page 455, after line 34, insert:  
 "C-40.10. Equipment for Jarman Building \$1,500,000  
 Fund Sources: Bond Proceeds \$1,500,000".

**Explanation:**

(This amendment provides equipment for the Jarman Building.)

---

		Item	C-44.10 #1c
<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
University Of Mary Washington	\$0	\$800,000	NGF

**Language:**

Page 456, after line 23, insert:  
 "C-44.10. New Construction: Construct \$800,000  
 Melchers Welding Addition (17628)  
 Fund Sources: Higher Education Operating \$800,000".

**Explanation:**

(This amendment adds \$800,000 nongeneral fund spending authority for the construction of the Melchers Welding Addition at the University of Mary Washington.)

---

		Item	C-45 #1c
<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Norfolk State University	(\$45,139,000)	\$0	NGF

**Language:**

Page 456, line 27, strike "\$45,139,000" and insert "\$0".  
 Page 456, strike 27 and 28 and insert "Omitted".

**Explanation:**

(This amendment removes the proposed library project which will be considered



through capital bond legislation.)

---

		Item	C-50.10 #1c
<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Old Dominion University	\$1,300,000	\$0	NGF

**Language:**

Page 457, after line 32, insert:

"C-50.10. Equipment for Hughes Hall \$1,300,000  
Fund Sources: Bond Proceeds \$1,300,000".

**Explanation:**

(This amendment provides equipment for Hughes Hall.)

---

		Item	C-59 #1c
<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Radford University	(\$34,702,000)	\$0	NGF

**Language:**

Page 458, line 28, strike "\$44,702,000" and insert "\$10,000,000".

**Explanation:**

(This amendment removes the proposed Business School project which will be considered through capital bond legislation.)

---

		Item	C-74.10 #1c
<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Community College System	\$2,400,000	\$0	NGF

**Language:**

Page 461, after line 36, insert:

"C-74.10. Equipment for Dental Hygiene Facility, Thomas Nelson Community \$2,400,000

College  
Fund Sources: Bond Proceeds \$2,400,000".

**Explanation:**

(This amendment provides equipment for the dental hygiene program facility.)

---

Item C-77 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Virginia Community College System	\$4,306,000	\$0 NGF

**Language:**

Page 462, line 8, strike "\$1,100,000" and insert "\$5,406,000".

**Explanation:**

(This amendment requests nongeneral funds and 9 (d) revenue bond authority to supplement the construction of a new student center on the Portsmouth Campus of Tidewater Community College.)

---

Item C-81.10 #1c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Virginia Community College System	\$75,000	\$0 NGF

**Language:**

Page 462, after line 27, insert:  
"C-81.10. New Construction: Supplement \$75,000  
Rockbridge Regional Center, DSLCC  
Fund Sources: Bond Proceeds \$75,000".

**Explanation:**

(This amendment provides \$75,000 from VCBA bond proceeds to supplement construction of the Rockbridge Regional Center at Dabney S. Lancaster Community College.)

---

Item C-81.10 #2c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Virginia Community College System	\$979,373	\$0 NGF

**Language:**

Page 462, after line 27, insert:

"C-81.10. Acquisition: Equipment, Booth Center, Southwest Virginia Community College	\$979,373
Fund Sources: Bond Proceeds	\$979,373".

**Explanation:**

(This amendment provides \$979,373 from VCBA bond proceeds to purchase equipment for the Booth Center at Southwest Virginia Community College.)

---

Item C-81.10 #3c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Virginia Community College System	\$20,753,000	\$0 NGF

**Language:**

Page 462, after line 27, insert:

"C-81.10. New Construction: Student Center, Chesapeake Campus, Tidewater	\$20,753,000
Fund Sources: Bond Proceeds	\$20,753,000".

**Explanation:**

(This amendment requests 9 (d) revenue bond authority to construct a new student center on the Chesapeake Campus of Tidewater Community College.)

---

Item C-81.10 #4c

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Virginia Community College System	\$6,560,000	\$0 NGF

**Language:**

Page 462, after line 27, insert:

"C-81.10. New Construction: Student Center, Virginia Beach Campus, Tidewater	\$6,560,000
Fund Sources: Higher Education Operating	\$3,657,000
Bond Proceeds	\$2,903,000".

**Explanation:**

(This amendment requests nongeneral funds and 9 (d) revenue bond authority to supplement the construction of a new student center on the Virginia Beach Campus of Tidewater Community College.)

	Item	C-81.10 #5c
<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Virginia Community College System	\$3,825,000	\$0 NGF

**Language:**

Page 462, after line 27, insert:

"C-81.10. New Construction: Student Center, Norfolk Campus, Tidewater	\$3,825,000
Fund Sources: Higher Education Operating	\$2,162,000
Bond Proceeds	\$1,663,000".

**Explanation:**

(This amendment requests nongeneral funds and 9 (d) revenue bond authority to supplement the construction of a new student center on the Norfolk Campus of Tidewater Community College.)

	Item	C-95.1 #1c
<b>Education: Other</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Jamestown-Yorktown Foundation	\$0	(\$1,500,000) GF
	\$0	(\$1,590,000) NGF

**Language:**

Page 464, line 24, strike "\$3,090,000" and insert "\$0".

Page 464, strike lines 23 through 27 and insert "Omitted".

**Explanation:**

(This amendment removes the proposed project which will be considered through capital bond legislation. The nongeneral fund authority proposed in fiscal year 2010 will be transferred to fiscal year 2008 in House Bill 29 under Item C-240.20.)

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	Item	C-101 #1c
<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Department Of Mental Health, Mental Retardation And Substance Abuse Services	(\$22,000,000)	\$0 NGF

**Language:**

Page 465, line 24, strike "\$22,000,000" and insert "\$0".

**Explanation:**

(This amendment removes the proposed project for renovation of the Central Virginia Training Center, which will be considered through capital bond legislation.)

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	Item	C-102 #1c
<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Department Of Mental Health, Mental Retardation And Substance Abuse Services	(\$9,000,000)	\$0 NGF

**Language:**

Page 465, line 27, strike "\$9,000,000" and insert "\$0".

**Explanation:**

(This amendment removes the proposed project for replacement of cottages at Southeastern Virginia Training Center, which will be considered through capital bond legislation.)

---

Item C-107 #1c

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Department Of Conservation And Recreation	\$0	\$10,000,000 NGF

**Language:**

Page 466, line 39, strike "\$0" and insert "\$10,000,000".

Page 466, line 41, before "Included", insert "A."

Page 467, after line 14, insert:

"B. Included in these amounts is \$5,000,000 the second year from bond proceeds to match the local contribution of the City of Manassas for improvements to the Lake Manassas T. Nelson Elliot Dam.

C. Included in these amounts is \$5,000,000 the second year from bond proceeds to match the local contribution of the City of Bedford for improvements to the Stoney Creek Reservoir Dam."

**Explanation:**

(This amendment provides 50 percent match funding for the City of Manassas and the City of Bedford for modifications for city-owned dams that are necessary for it to meet new state dam safety requirements.)

---

Item C-108 #1c

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Department Of Conservation And Recreation	(\$4,500,000)	\$0 NGF

**Language:**

Page 467, line 16, strike "\$4,500,000" and insert "\$0".

Page 467, strike lines 15 through 17 and insert "Omitted".

**Explanation:**

(This amendment removes the proposed project for High Bridge State Park, which will be considered through capital bond legislation.)

---

Item C-109 #1c

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
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Department Of Conservation And Recreation (\$3,000,000) \$0 NGF

**Language:**

Page 467, line 19, strike "\$3,000,000" and insert "\$0".  
Page 467, strike 18 through 20 and insert "Omitted".

**Explanation:**

(This amendment removes the proposed project for Powhatan State Park, which will be considered through capital bond legislation.)

---

Item C-110 #1c

**Natural Resources**

**FY 08-09**

**FY 09-10**

Department Of Conservation And Recreation (\$20,000,000) \$0 NGF

**Language:**

Page 467, line 22, strike "\$50,000,000" and insert "\$30,000,000".  
Page 467, line 25, strike ", interest in land or".  
Page 467, line 26, strike "other rights, including development rights,".  
Page 467, line 28, strike "or interests in land or rights".  
Page 467, line 37, after "project", insert:  
"A minimum of \$5,000,000 of this appropriation shall be used for purchase of lands for Civil War battlefield preservation pursuant to the conditions contained in paragraph H. of Item 374 of this Act."

**Explanation:**

(This amendment provides authorization for a total of \$30.0 million in the first year from bond funds for purchase of land for open space and historic property preservation, including at least \$5.0 million for Civil War battlefield preservation.)

---

Item C-115.10 #1c

**Public Safety**

**FY 08-09**

**FY 09-10**

Department Of Alcoholic Beverage Control \$400,000 \$400,000 NGF

**Language:**

Page 468, after line 25, insert:

"§ 2-31.1. Department of Alcoholic Beverage Control (999)  
 C-115.10. Maintenance Reserve (14702) \$400,000 \$400,000  
 Fund Sources: Enterprise \$400,000 \$400,000".

**Explanation:**

(This amendment provides a nongeneral fund appropriation for the agency's maintenance reserve project. The appropriation was inadvertently left out of the introduced budget bill.)

Item C-134.10 #1c

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 471 after line 1, insert:

"The authorized purpose of capital project number 799-1611 is hereby modified to include the costs of water improvements necessary to serve the state correctional facilities located in Culpeper County, including an 8-inch water service line, engineering, and land and easement acquisition costs, as set out in Item 390, paragraph J., of this act. This change in scope will still meet the original intent of project number 799-16111 of addressing VPDES permit discharge issues at the Coffeewood Correctional Center water treatment plant."

**Explanation:**

(This amendment provides authority for the Department of Corrections to include the costs of water improvements necessary to serve Coffeewood Correctional Center in Culpeper County.)

Item C-134.1 #1c

**Public Safety**

Department Of Corrections

**FY 08-09**  
\$1,000,000

**FY 09-10**  
\$0 NGF

**Language:**

Page 471, after line 3, insert:

"C-134.1. New Construction: Craigsville \$1,000,000  
 Wastewater Treatment Plant  
 Fund Sources: Bond Proceeds \$1,000,000".



"A. The Commonwealth shall provide for its estimated 56 percent share of the capital cost of constructing a wastewater treatment plant to be operated by the Town of Craigsville. The state share of the construction cost for this project shall consist of three parts: (i) a grant of up to \$2,700,000 from the Water Quality Improvement Fund by the Department of Environmental Quality, in furtherance of improving the health of the Chesapeake Bay; (ii) a 20-year loan with a principal amount of \$2,384,191, more or less, from the Department of Environmental Quality, to be repaid by the Department of Corrections as specified in paragraph B. of this item, and (iii) Virginia Public Building Authority (VPBA) bonds in an amount of up to \$1,000,000, as specified in this item.

B. No payment shall be made to the Town of Craigsville until the Department of Corrections has entered into a new contract with the Town of Craigsville, which, along with other appropriate terms, shall provide that all charges to be paid for all future wastewater treatment for the Augusta Correctional Center shall be based solely upon the Augusta Correctional Center's actual metered usage and that the Augusta Correctional Center shall be charged at a rate no higher than the lowest rate charged to any other customer of the wastewater treatment plant. The contract shall also provide for an annual payment of \$120,000 from the Department of Corrections to the Town of Craigsville for 20 years, representing the reimbursement of debt service on the loan provided to the Town of Craigsville by the Department of Environmental Quality."

**Explanation:**

(This amendment provides authority for the issuance of up to \$1,000,000 in Virginia Public Building Authority bonds for the remaining portion of the Commonwealth's share of the capital cost of a wastewater treatment plant for the Town of Craigsville, after the final amounts of state grants and loans from the Department of Environmental Quality have been determined. The estimated total capital cost of this project is \$10.6 million. The Augusta Correctional Center will be the largest customer of the plant, accounting for an estimated 56 percent share of the plant's capacity. Two companion amendments capture general funds previously available to support this project. The first captures a fiscal year 2008 balance. The second captures funds included in the budget as introduced for fiscal year 2010, in Item 391. These actions were recommended by the Governor in his budget reduction plan on February 12, 2008.)

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Item C-176 #1c

**Language:**

Page 479, after line 4, insert:

"F.1. Any balances remaining from the maintenance reserve allocation identified in this item for the Virginia Museum of Fine Arts shall not revert to the general fund on June 30, 2008, but shall be brought forward and made available for the purposes of this item in fiscal year 2009.

2. The Virginia Museum of Fine Arts may use an amount not to exceed 20 percent of its annual maintenance reserve allocation from this item for the conservation of art works owned by the Museum."

**Explanation:**

(This amendment provides that the maintenance reserve balance attributable to the Virginia Museum of Fine Arts will not revert to the general fund on June 30, 2008, and that the Museum may use up to 20 percent of its maintenance reserve allocation for conservation of art works.)

Item C-176 #2c

**Central Appropriations**

Central Capital Outlay

<b>FY 08-09</b>	<b>FY 09-10</b>
\$0	(\$50,000,000) GF
\$75,000,000	\$75,000,000 NGF

**Language:**

Page 477, line 23, strike "\$0" and insert "\$75,000,000".

Page 477, line 23, strike "\$50,000,000" and insert "\$75,000,000".

Page 477, line 24, strike "General" and insert "Bond Proceeds".

Page 477, strike line 26, and insert:

"proceeds of bonds authorized for issuance by the Virginia Public Building Authority pursuant to § 2.2-2263, Code of Virginia, or the Virginia College Building Authority pursuant to § 23-30.24 et seq., Code of Virginia, for capital costs of maintenance reserve projects as follows:"

Page 477, strike lines 31 through 50.

Page 478, strike lines 1 through 26 and insert:

<b>Agency Name</b>	<b>Project Code</b>	<b>FY 2009</b>	<b>FY 2010</b>
Department of General Services	14260	2,638,000	2,785,000
Department of Veterans Services	17073	48,000	50,000

Department of Agriculture and Consumer Services	12253	354,000	374,000
Department of Forestry	13986	190,000	200,000
Department of Mines, Minerals and Energy	13096	64,000	67,000
Virginia School for the Deaf and the Blind at Staunton	14082	4,247,000	301,000
Christopher Newport University	12719	575,000	607,000
The College of William and Mary in Virginia	12713	2,366,000	2,498,000
Richard Bland College	12716	76,000	80,000
Virginia Institute of Marine Science	12331	401,000	424,000
George Mason University	12712	3,154,000	3,330,000
James Madison University	12718	2,452,000	2,589,000
Longwood University	12722	1,308,000	1,381,000
Norfolk State University	12724	4,111,000	4,340,000
Old Dominion University	12710	1,811,000	1,912,000
Radford University	12731	933,000	985,000
University of Mary Washington	12723	606,000	640,000
University of Virginia	12704	7,054,000	7,447,000
University of Virginia's College at Wise	12706	373,000	394,000
Virginia Commonwealth University	12708	4,848,000	5,118,000
Virginia Community College System	12611	6,904,000	7,289,000
Virginia Military Institute	12732	1,160,000	1,225,000
Virginia Polytechnic Institute and State University	12707	8,221,000	8,679,000
Virginia State University	12733	3,489,000	3,684,000
Frontier Culture Museum of Virginia	15045	105,000	111,000
Gunston Hall	12382	76,000	80,000
Jamestown-Yorktown Foundation	13605	514,000	543,000
The Library of Virginia	17423	3,000	3,000
The Science Museum of Virginia	13634	763,000	805,000
Virginia Museum of Fine Arts	13633	871,000	919,000
Southwest Virginia Higher Education Center	16499	64,000	67,000
Department of Taxation	15994	336,000	355,000
Department of Mental Health, Mental Retardation and Substance Abuse Services	10880	6,001,000	6,336,000

Woodrow Wilson Rehabilitation Center	10885	1,038,000	1,096,000
Department for the Blind and Vision Impaired	13942	220,000	233,000
Department of Conservation and Recreation	16646	609,000	643,000
Marine Resources Commission	16498	61,000	65,000
Virginia Museum of Natural History	14439	67,000	70,000
Department of Corrections	10887	4,326,000	4,567,000
Department of Emergency Management	15989	61,000	65,000
Department of Forensic Science	16320	69,000	73,000
Department of Juvenile Justice	15081	1,758,000	1,857,000
Department of Military Affairs	10893	457,000	483,000
Department of State Police	10886	218,000	230,000
<b>Total</b>		<b>\$75,000,000</b>	<b>\$75,000,000"</b>

Page 479, after line 4, insert:

"F. Out the amount allocated for the Virginia School for the Deaf and Blind at Staunton (14082), \$3,965,000 the first year is designated for roof repairs, safety hazard repairs, and lead paint and asbestos abatement."

**Explanation:**

(This amendment provides \$75.0 million the first year and 475.0 million the second year from VPBA bond proceeds for the Maintenance Reserve Revolving Fund.)

	Item	C-177 #1c
<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Central Capital Outlay	\$7,905,000	\$0 NGF

**Language:**

Page 479, line 6, strike "\$26,500,000" and insert "\$34,405,000".

Page 479, after line 19, insert:

"University of Mary Washington	16803	Renovate Monroe Hall
Old Dominion University	xxxxx	Renovate Hughes Hall
George Mason University	17486	Fairfax Performing Arts Complex
Virginia Community College System, xxxxx		Renovation of Claude Moore
Virginia Western		Education Complex Culinary
		Program Space at Roanoke
		Higher Education Center".

**Explanation:**

(This amendment provides cost overrun funding for four additional projects not included in the introduced budget.)

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		Item	C-177.10 #1c
<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Capital Outlay	\$0	\$100,000,000	GF

**Language:**

Page 479, after line 50, insert:

"C-177.10. Restore Capital Project Cash \$100,000,000

Flows

Fund Sources: General \$100,000,000".

The Director, Department of Planning and Budget, shall restore amounts estimated at \$100,000,000 to the following capital projects listed in the table below by agency, fund code, and project code.

<b>Agency Code</b>	<b>Project Code</b>	<b>Fund Code</b>
204	16784	0100
204	17278	0100
207	16528	0100
208	16758	0100
208	17291	0100
209	17155	0100
211	17304	0100
212	17305	0100
215	16803	0100
215	16594	0100
216	16806 / 16807	0100
217	16814	0100
238	16495	0100
242	16828 / 17414	0100
247	16607	0100
247	16832	0100
247	17365	0100

247	16745	0100
247	17486	0100
247	16523	0100
260	16611	0100
260	16843	0100
260	16836	0100
260	16851	0100
260	16849	0100
260	17375	0100
260	17380	0100
260	17167	0100
777	16723	0100
799	16991	0100
799	17267	0100".

**Explanation:**

(This amendment restores funds reverted from capital projects in House Bill 29. The reversion was based on each project's cash flow requirements which indicated that these amounts were not required until fiscal year 2010.)

		Item	C-177.10 #2c
<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Capital Outlay	\$0	\$5,300,000	GF
	0.00	2.00	FTE

**Language:**

Page 479, after line 50, insert:

"C-177.10. Preplan Capital Projects \$5,300,000  
Fund Sources: General \$5,300,000".

A. Out of this appropriation, \$5,000,000 the second year from the general fund is designated for preplanning of projects contingent on the passage of a capital outlay bond bill.

B.1. Out of this appropriation, \$300,000 from the general fund and 2.00 FTE the second year is designated for the hiring of required professional staff within the Department of General Services. The Director of the Department of Planning and

Budget shall transfer this amount to the Department of General Services on July 1, 2008.

2. The Director, Department of General Services, with the cooperation with the Department of Planning and Budget, shall report by October 1, 2008, to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees on the financial requirements of returning the Statewide Engineering and Architectural Services Program (74107) to a general fund supported activity as opposed to an internal service fund."

**Explanation:**

(This amendment provides funding for preplanning capital outlay projects contingent on passage of a capital outlay bond bill. The amendment also includes funding for the Department of General Services to support analysis and reporting of capital projects.)

Item C-180 #1c

**Central Appropriations**

9(D) Revenue Bonds

Language

**Language:**

Page 481, line 34, strike "\$331,460,000" and insert "\$404,810,000".

Page 481, strike 35 through 57 and insert:

<b>"Agency Name/ Project Title</b>	<b>Item #</b>	<b>Project Code</b>	<b>Section 9(d) Bonds</b>
<b>Christopher Newport University</b>			
Construct Ratcliffe Hall Addition	C-14	17567	\$8,350,000
Construct New Housing	C-14.10	xxxxx	\$13,500,000
Land Acquisition	C-14.10	xxxxx	\$14,400,000
<b>College of William and Mary</b>			
Construct Integrated Science Center	C-15	16296	\$7,100,000
Replace Zable Stadium Systems	C-16	17553	\$2,000,000
<b>George Mason University</b>			
Renovate and Construct Physical Education Building Addition	C-24	17368	\$1,000,000
Construct Hotel Conference Center	C-25	17374	\$10,000,000
Construct Parking Deck IV	C-26	17569	\$27,233,000
Construct Southwest Campus Dining	C-28	17571	\$14,639,000

Construct Smithsonian Conservation and Research Center Housing and Dining	C-29	17572	\$2,338,000
Construct Parking Deck III, Phase II	C-30	17573	\$27,237,000
Construct West Campus Connector and Campus Entrances	C-31	17574	\$13,922,000
Construct East Campus Fields and Courts, Phase I	C-32	17575	\$3,249,000
Construct Track and Field Stadium	C-33	17576	\$8,320,000
Renovate West Fields	C-34	17577	\$3,194,000
Supplement Prince William Performing Arts	C-36.10	xxxxx	\$4,000,000
Construct Swing Space and Data Center	C-36.10	xxxxx	\$6,000,000
Construct Bio-containment Lab	C-36.10	xxxxx	\$5,825,000
<b>James Madison University</b>			
Renovate and Expand Athletics and Recreation	C-38	17562	\$50,000,000
Acquire Rockingham Memorial Hall	C-39	17168	\$8,000,000
<b>University of Mary Washington</b>			
Construct Convocation Center	C-43	17021	\$2,000,000
<b>Old Dominion University</b>			
Construct Powhatan Sports Complex	C-47	17483	\$7,207,000
<b>Radford University</b>			
Construct Parking Deck	C-51	17532	\$11,698,000
Construct Student Fitness Center	C-54	17563	\$32,000,000
Construct Addition to Hurlburt Hall	C-55	17564	\$10,000,000
<b>University of Virginia</b>			
Construct Information Technology and Communications Data Center	C-61	17578	\$12,900,000
<b>Virginia Commonwealth University</b>			
Construct Executive Conference Center, Monroe Park Campus Addition	C-65	17536	\$33,957,000
Construct Belvidere and Grace Street Parking Deck	C-66	17566	\$14,942,000
<b>Virginia Community College System</b>			
Student Center, Portsmouth Campus	C-77	17397	\$4,306,000
Student Center, Chesapeake Campus	C-81.10	xxxxx	\$20,753,000
Student Center, Virginia Beach Campus	C-81.10	xxxxx	\$2,903,000
Student Center, Norfolk Campus	C-81.10	xxxxx	\$1,663,000
<b>Virginia Military Institute</b>			



Construct South Hill Parking	C-84	17559	\$2,816,000
Construct Lackey Parking	C-85	17560	\$1,958,000
<b>Virginia Polytechnic Institute and State University</b>			
Construct Basketball Practice Facility	C-86	17529	\$9,400,000
Construct McComas Hall Exterior Wall Structure	C-88	17556	\$6,000,000
<b>Total for Nongeneral Fund Obligation Bonds 9(d)</b>			<b>\$404,810,000".</b>

Page 482, strike lines 1 through 23.

**Explanation:**

(This amendment provides a compilation of the changes to the 9(d) revenue bond authority authorizations contained in other items of this act. The appropriation for each project is included separately under each agency's capital outlay appropriation.)

Item C-181 #1c

**Central Appropriations**  
 9(D) Revenue Bonds Language

**Language:**

Page 482, line 40, strike "\$493,420,000" and insert "\$320,357,000".  
 Page 482, strike lines 41 through 58 and insert:

Agency Name / Project Title	Item #	"Project Code	Section 9(d) Bonds
<b>Department of General Services</b>			
Renovation and Addition to the Virginia State Capitol Building	C-1	16881	\$5,500,000
<b>Department of Agriculture and Consumer Services</b>			
Construct Eastern Shore Marketing and Inspection Office	C-6	17076	\$1,115,000
<b>The Science Museum of Virginia</b>			
Restore the exterior stucco	C-96	17585	\$1,100,000
<b>Virginia Museum of Fine Arts</b>			
Renovate carpenter shop	C-97	17582	\$1,695,000
Replace boiler plant	C-98	17583	\$975,000
Replace chiller plant	C-99	17584	\$1,080,000

**Department of Mental Health, Mental  
Retardation and Substance Abuse  
Services**

Address life safety issues at state facilities C-103 17596 \$24,000,000

**Woodrow Wilson Rehabilitation Center**

Renovate Harold E. Watson Kitchen &  
Dining Hall C-104 16969 \$7,946,000

**Department for the Blind and Vision  
Impaired**

Renovate administration and activities  
building C-106 17593 \$7,214,000

**Department of Conservation and  
Recreation**

Repair various state park and soil and water  
conservation district and locally owned dams C-107 17857 \$30,000,000

Land acquisition and Civil War battlefield  
preservation C-110 17597 \$30,000,000

**Department of Forensic Science**

Expand Laboratory Space in Norfolk  
Forensic Lab Building C-114 17173 \$3,827,000

**Department of Corrections**

Construct new dairy and dairy processing  
center C-116 16994 \$7,178,000

Construct medium security correctional  
center, Mount Rogers Planning District C-117 17491 \$4,000,000

Upgrade Powhatan electrical system C-118 16105 \$2,000,000

Install fire safety systems and exits C-119 16426 \$890,000

Upgrade Powhatan wastewater treatment  
plant C-120 17607 \$3,812,000

Replace modular units at Marion C-121 17608 \$4,401,000

Replace locking systems and doors C-122 16113 \$2,500,000

Replace prison door control panels C-123 17609 \$2,500,000

Install auger grinders C-124 16433 \$800,000

Construct new kitchen and dining hall at  
Halifax C-125 17610 \$4,061,000

Replace sally port at Southampton C-126 17611 \$1,613,000

Replace plumbing and heating systems in  
field units C-127 17612 \$2,500,000

Upgrade electrical systems in field units C-128 15200 \$600,000

Install Elevated Water Storage Tank at Greensville	C-129	17613	\$2,771,000
Replace windows	C-130	17614	\$2,000,000
Renovate bathrooms and provide handicapped access at Chesterfield	C-131	17615	\$500,000
Install railings and mesh at Greensville	C-132	17616	\$622,000
Expand sally port building at Deerfield	C-133	17617	\$238,000
Upgrade St. Brides water treatment plant	C-134	17620	\$3,353,000
Craigsville Wastewater Treatment Plant	C-134.10	xxxxx	\$1,000,000
<b>Department of Juvenile Justice</b>			
Replace housing units at Natural Bridge Juvenile Correctional Center	C-136	17598	\$1,691,000
Replace classroom trailers at Beaumont	C-137	17255	\$450,000
Construct dry-storage warehouse at Culpeper Juvenile Correctional Center	C-138	17599	\$880,000
Remove abandoned underground fuel tanks	C-139	17600	\$250,000
Upgrade fire alarm and protection systems	C-140	17601	\$700,000
Replace natural gas, water and sewage lines	C-141	17602	\$2,200,000
Upgrade mechanical, electrical and plumbing systems for Reception and Diagnostic Center cottages	C-142	17603	\$700,000
Provide new DCE School HVAC plant at Hanover Juvenile Correctional Center	C-143	17604	\$500,000
Convert facilities to propane	C-144	17605	\$525,000
Connect cottages to emergency generators	C-145	17606	\$670,000
<b>Central Capital Outlay</b>			
Maintenance Reserve Revolving Fund	C-176	xxxxx	\$150,000,000
<b>Total VPBA Projects</b>			<b>\$320,357,000".</b>

Page 483, strike lines 1 through 64.

Page 484, strike lines 1 through 36.

**Explanation:**

(This amendment provides a compilation of the changes to the Virginia Public Building Authority authorizations contained in other items of this act. The appropriation for each project is included separately under each agency's capital outlay appropriation.)

---

**Central Appropriations**

9(D) Revenue Bonds

Language

**Language:**

Page 484, line 46, strike "\$214,428,000" and insert "\$112,561,373".

Page 484, strike lines 54 through 58 and insert:

<b>Agency Name / Project Title</b>	<b>Item #</b>	<b>"Project Code</b>	<b>Section 9(d) Bonds</b>
<b>The College of William and Mary in Virginia</b>			
Construct Integrated Science Center	C-15	16296	\$4,725,000
<b>George Mason University</b>			
Construct Academic VI / Research II	C-22	17365	\$5,500,000
Construct Academic V	C-23	16832	\$4,500,000
<b>James Madison University</b>			
Construct Music Recital Hall	C-37	16807	\$676,000
Acquire Rockingham Memorial Hall	C-39	17168	\$8,600,000
<b>Longwood University</b>			
Bedford Wygal Connector	C-40.10	xxxxx	\$1,900,000
Jarman Hall	C-40.10	xxxxx	\$1,500,000
<b>University of Mary Washington</b>			
Renovate Monroe Hall	C-41	16803	\$1,500,000
Renovate Lee Hall	C-42	16594	\$750,000
Renovate Four Academic Buildings	C-44	16804	\$1,000,000
<b>Old Dominion University</b>			
Equipment for Hughes Hall	C-50.10	xxxxx	\$1,300,000
<b>Radford University</b>			
Renovate Young Hall	C-57	16814	\$284,000
Renovate Davis Hall	C-58	16865	\$149,000
<b>University of Virginia</b>			
Construct Medical Research Building (MR-6)	C-63	16282	\$765,000
<b>Virginia Commonwealth University</b>			
Construct Medical Sciences Building, Phase II	C-67	16721	\$3,700,000
<b>Virginia Community College System</b>			
Construct Phase III Building, Loudoun	C-69	17377	\$8,600,000

Campus, Northern Virginia			
Construct Phase I Regional Health Professions Center, Virginia Beach Campus, Tidewater	C-70	17378	\$8,200,000
Construct Phase II Building, Midlothian Campus, John Tyler	C-71	17386	\$2,800,000
Construct Phase VI Building, Annandale Campus, Northern Virginia	C-72	17387	\$6,100,000
Renovate Science Building, Annandale Campus, Northern Virginia	C-73	16178	\$700,000
Construct Historic Triangle Campus, Thomas Nelson	C-74	16837	\$5,640,000
Equipment, Booth Center, Southwest Virginia	C-81.10	xxxxx	\$979,373
Rockbridge Regional Center, Dabney S. Lancaster	C-81.10	xxxxx	\$75,000
Dental Hygiene Facility Equipment	C-74.10	xxxxx	\$2,400,000
Renovate Hobbs (Suffolk) Campus, Paul D. Camp	C-75	17388	\$210,000
Construct Tri-Cities Education Center	C-76	17488	\$900,000
<b>Virginia Military Institute</b>			
Construct Mallory Hall	C-82	16797	\$760,000
Renovate Kilbourne Hall	C-83	17119	\$485,000
<b>Virginia Polytechnic Institute and State University</b>			
Renovate Henderson Hall	C-87	16758	\$3,458,000
<b>Central Capital Outlay</b>			
Supplements to Previously Authorized Projects	C-177	17178	\$34,405,000
<b>Total VCBA Projects</b>			<b>\$112,561,373".</b>

Page 485, strike lines 1 through 62.

Page 486, strike lines 1 through 3.

**Explanation:**

(This amendment provides a compilation of the changes to the Virginia College Building Authority authorizations contained in other items of this act. The appropriation for each project is included separately under each agency's capital outlay appropriation.)

---

**Transfers**

Interfund Transfers

Language

**Language:**

Page 491, after line 11, insert:

"Y. The State Comptroller shall transfer on or before June 30, 2009, \$1,000,000, and on or before June 30, 2010, \$1,000,000, to the general fund from the Trauma Center Fund contained in the Department of Health's Financial Assistance for Non Profit Emergency Medical Services Organizations and Localities Program (40203)."

**Explanation:**

(This amendment requires the transfer of \$1.0 million from the Trauma Center Fund to the general fund in each year of the biennium. Revenues to hospitals from the Trauma Center Fund have exceeded initial expectations by more than \$4.0 million annually. After this transfer, trauma centers will continue to receive approximately \$7.2 million each year from the fund.)

---

**Transfers**

Interfund Transfers

Language

**Language:**

Page 487, line 43, strike "\$34,600,000" and insert "\$35,200,000".

Page 487, line 43, strike "\$34,500,000" and insert "\$35,100,000".

Page 487, line 43, after "the second year.", strike remainder of line.

Page 487, strike lines 44 and 45.

Page 487, strike lines 48 and 49.

**Explanation:**

(This amendment increases the net profits from alcoholic beverage control profits to account for additional locations where Sunday sales are permitted. The amendment also eliminates language directing the distribution of alcoholic beverage control profits and wine taxes to towns. The Governor's introduced budget eliminated the distributions of alcoholic beverage control profits and wine taxes to cities and counties.)

**Transfers**

Interfund Transfers

Language

**Language:**

Page 491, after line 11, insert:

"Y. The State Comptroller shall transfer an amount estimated at \$1,250,000 on or before June 30, 2009, and an amount estimated at \$1,750,000 on or before June 30, 2010, from unobligated nongeneral fund balances at the State Corporation Commission to the general fund."

**Explanation:**

(This amendment transfers unobligated nongeneral fund balances at the State Corporation Commission into the general fund. This amendment was included in Governor Kaine's recommended budget reductions that were provided to the General Assembly on February 12, 2008.)

---

**Transfers**

Interfund Transfers

Language

**Language:**

Page 489, strike lines 14 through 24 and insert:

"G1. The Comptroller shall transfer to the Lottery Proceeds Fund established pursuant to § 58.1-4002.1, Code of Virginia, an amount estimated at \$461,000,000 the first year and \$461,000,000 the second year, from the State Lottery Fund. The transfer each year shall be made in two parts: (1) on or before January 1 of each year, the Comptroller shall transfer the balance of the State Lottery Fund for the first five months of the fiscal year and (2) thereafter, the transfer will be made on a monthly basis. Prior to June 20 of each year, the State Lottery Director shall estimate the amount of profits in the State Lottery Fund for the month of June and shall notify the State Comptroller so that the estimated profits can be transferred to the Lottery Proceeds Fund prior to June 22.

2. No later than 10 days after receipt of the annual audit report required by §

58.1-4023, Code of Virginia, the Comptroller shall transfer to the Lottery Proceeds Fund the remaining audited balances of the State Lottery Fund for the prior fiscal year. If such annual audit discloses that the actual revenue is less than the estimate on which the June transfer was based, the State Comptroller shall adjust the next monthly transfer from the State Lottery Fund to account for the difference between the actual revenue and the estimate transferred to the Lottery Proceeds Fund. The State Comptroller shall take all actions necessary to effect the transfers required by this paragraph, notwithstanding the provisions of § 58.1-4022, Code of Virginia. In preparing the Comprehensive Annual Financial Report, the State Comptroller shall report the Lottery Proceeds Fund as specified in § 58.1-4002.1, Code of Virginia."

**Explanation:**

(This amendment clarifies that lottery profits dedicated to public education are to be appropriated directly from the Lottery Proceeds Fund.)

---

Item 3-1.01 #5c

**Transfers**

Interfund Transfers

Language

**Language:**

Page 490, line 28, strike the first "\$10,560,500" and insert "\$9,608,734" .

Page 490, line 28, strike the second \$10,560,500" and insert "\$9,608,734".

**Explanation:**

(This amendment captures general funds originally provided to the Department of Game and Inland Fisheries for the purchase of property from the Trevillians Station Battlefield Foundation. The property would have been managed as a wildlife management area, but the property was not purchased.)

---

Item 3-1.01 #6c

**Transfers**

Interfund Transfers

Language

**Language:**

Page 491, line 5, after "June 30, 2009.", insert:

"In addition, on or before June 30, 2009, and June 30, 2010, the State Comptroller



shall transfer to the general fund \$1,420,385 the first year and \$1,550,385 the second year from operating efficiencies to be implemented by the department."

**Explanation:**

(This amendment provides for a five percent reduction each year in the central administrative budget for the Department of Alcoholic Beverage Control. This reduction is not applied to the purchase of merchandise for resale or to retail store operations.)

---

Item 3-1.01 #7c

**Transfers**

Interfund Transfers

Language

**Language:**

Page 491, after line 11, insert:

Y. Any city or county electing to reimburse the Commonwealth for all or a portion of the savings apportioned to it pursuant to Item 475.1 of this act shall make its payment to the state treasury by the second Friday in January of each fiscal year. Such payments shall be deposited to a suspense account which will constitute a special fund on the books of the State Comptroller. On or before June 25<sup>th</sup> of each fiscal year, the State Comptroller shall transfer any amounts held in the suspense account to the general fund of the State Treasury and he shall notify the Director, Department of Planning and Budget, of the amount of this transfer. There is hereby appropriated from the general fund of the state treasury to Item 475.1 of this act an amount equivalent to the transfer to the general fund from the suspense account to offset the reversion contained in Item 475.1. The Director of the Department of Planning and Budget shall implement this appropriation prior to June 30 of each fiscal year. In the event that a locality electing to pay all or a portion of its share of the savings required by Item 475.1 of this act does not make such payment on or before the second Friday in January of each fiscal year, the Director, Department of Planning and Budget, is authorized to withhold an equivalent amount of savings from the affected state aid to local government programs in the manner as specified in paragraph C of Item 475.1 of this act."

**Explanation:**

(This amendment establishes a special fund on the books of the State Comptroller into which localities choosing to reimburse the Commonwealth for their share of reductions in state payments to localities will make those payments. Any such

payments would subsequently be transferred to the reversion clearing account established in Item 475.1 of this act.)

---

Item 3-2.03 #1c

**Working Capital Funds and Lines of Credit**

Lines of Credit

Language

**Language:**

Page 492, line 22, strike "\$25,000,000" and insert "\$40,000,000".

Page 492, after line 39 insert:

"e. The State Lottery Department is hereby authorized to use its line of credit to meet cash flow needs for operations at any time during the year and to provide cash to the State Lottery Fund to meet the required transfer of estimated lottery profits to the Lottery Proceeds Fund in the month of June, as specified in provisions of § 3-1.01G. of this act. The State Lottery Department shall repay the line of credit as actual cash flows become available. The Secretary of Finance is authorized to increase the line of credit to the State Lottery Department if necessary to meet operating needs."

**Explanation:**

(This amendment increases the State Lottery Department's line of credit from \$25.0 million to \$40.0 million to more accurately display the appropriation of lottery proceeds for public education.)

---

Item 3-2.03 #2c

**Working Capital Funds and Lines of Credit**

Lines of Credit

Language

**Language:**

Page 492, line 3, strike "\$25,000,000" and insert "\$50,000,000".

**Explanation:**

(This amendment increases the emergency line of credit for the state employee health insurance fund from \$25.0 million to \$50.0 million.)

---

**General Fund Deposits**

Interest Earnings

Language

**Language:**

Page 493, line 4, after "is", strike the remainder of the line and insert:

"\$12,000,000 the first year and \$12,000,000 the second year of the biennium."

Page 493, after line 40, insert:

<b>"Agency Description</b>	<b>Agency</b>	<b>Fund Description</b>	<b>Fund</b>
Supreme Court	111	Court Technology Fund	0905
Department of Criminal Justice Services	140	School Resource Officer Incentive Grants Fund	0903
Department of Criminal Justice Services	140	Virginia Domestic Violence Victim Fund	0912
Department of Criminal Justice Services	140	Virginia Crime Victim - Witness Fund	0930
Department of Criminal Justice Services	140	Intensified Drug Enforcement Jurisdictions Fund	0935
Department of Criminal Justice Services	140	Regional Criminal Justice Academy Training Fund	0940
Department of Treasury	152	Workforce Training Access Fund	0901
Department of Housing and Community Development	165	Virginia Manufactured Housing Transaction Recovery Fund	0925
Department of Housing and Community Development	165	Virginia Water Quality Improvement Fund	0934
Charitable Gaming Commission	173	State Asset Forfeiture Fund	0233
Department of Conservation and Recreation	199	Natural Area Preservation Fund	0215
Department of Conservation and Recreation	199	Chesapeake Bay Restoration Fund	0252
Department of Conservation and Recreation	199	Virginia Stormwater Management Fund	0902
Department of Conservation and Recreation	199	Flood Prevention and Protection Assistance Fund	0910
Department of Conservation and Recreation	199	Virginia Land Conservation Fund - Unrestricted	0918
Department of Conservation and Recreation	199	Virginia Water Quality Improvement Fund	0934

Department of Conservation and Recreation	199	Virginia Water Quality Improvement Fund Reserve	0935
Department of Professional and Occupational Regulation	222	Common Interest Community Management Information Fund	0259
Department of Agriculture and Consumer Services	301	Contested Pesticide Penalties	0708
Department of Agriculture and Consumer Services	301	Tobacco Loss Assistance Program Fund	0710
Department of Agriculture and Consumer Services	301	Virginia Farm Loan Revolving Account	0716
Department of Agriculture and Consumer Services	301	Certification of Agricultural Products Trust Fund	0729
Virginia Agricultural Council	307	Dedicated Special Revenue	0900
Chippokes Plantation Farm Foundation	319	Dedicated Special Revenue	0900
Department of Business Assistance	325	Workforce Retraining Fund	0909
Department of Business Assistance	325	Small Business Environmental Compliance Assistance Fund	0930
Marine Resources Commission	402	Marine Habitat and Waterways Improvement Fund	0916
Department of Game and Inland Fisheries	403	Virginia Fish Passage Grant and Revolving Loan Fund	0922
Department of Mines, Minerals and Energy	409	Exxon Oil Overcharge Fund	0738
Department of Mines, Minerals and Energy	409	Coal Surface Mining Reclamation Fund	0753
Department of Mines, Minerals and Energy	409	Gas and Oil Plugging and Restoration Fund	0755
Department of Mines, Minerals and Energy	409	Orphaned Well Fund	0952
Department of Forestry	411	State Forests System Fund	0901
Department of Forestry	411	Virginia's Natural Resources Trust Fund	0909
Department of Forestry	411	Virginia Forest Water Quality Fund	0926
Department of Historic Resources	423	Historic Resources Fund	0910
Department of Historic Resources	423	Preservation Easement Fund	0927
Supreme Court	111	Court Technology Fund	0905

Department of Criminal Justice Services	140	School Resource Officer Incentive Grants Fund	0903
Department of Environmental Quality	440	Operating Permits Program	0510
Department of Environmental Quality	440	Underground Petroleum Storage Tank Fund	0748
Department of Environmental Quality	440	Dupont Shenandoah River Mercury Monitoring	0755
Department of Environmental Quality	440	Waste Tire Trust Fund	0906
Department of Environmental Quality	440	Virginia Environmental Emergency Response Fund	0907
Department of Environmental Quality	440	Air Pollution Permit Program	0909
Department of Environmental Quality	440	Virginia Waste Management Board Permit Program Fund	0911
Department of Environmental Quality	440	State Water Control Board Permit Program Fund	0914
Department of Environmental Quality	440	Marine Habitat and Waterways Improvement Fund	0916
Department of Environmental Quality	440	Vehicle Emissions Inspection Program Fund	0919
Department of Environmental Quality	440	Litter Control and Recycling Fund	0925
Department of Environmental Quality	440	Small Business Environmental Compliance Assistance Fund	0930
Department of Environmental Quality	440	Virginia Water Quality Improvement Fund Reserve	0935
Department of Environmental Quality	440	State Revolving Loan Fund	0964
Motor Vehicle Dealer Board	506	Motor Vehicle Dealer Board Fund	0212
Department of Health	601	Waterworks Technical Assistance Fund	0248
Department of Health	601	Virginia Rescue Squads Assistance Fund	0910
Department of Health	601	Water Supply Assistance Grant Fund	0922
Department of Health	601	Nursing Scholarship and Loan Repayment Fund	0932

Department of Health	601	Medical and Physicans Assistant Scholarship and Loan Repayment Fund	0932
Department of Health	601	Nurse Practitioner Scholarship and Loan Repayment Fund	0936
Department of Health	601	Safe Drinking Water State Revolving Fund	0945
Department of Fire Programs	960	Fire Programs Fund	0218".

**Explanation:**

(This amendment is self-explanatory.)

Item 3-5.04 #1c

**Adjustments and Modifications to Tax Collections**

Implementation of Chapter 3, Acts of Assembly of 2004, Special Session I Language

**Language:**

Page 494, line 27, strike "243,900,000" and insert "243,787,500".

Page 494, line 27, strike "257,700,000" and insert "257,632,500".

**Explanation:**

(This amendment is a language-only amendment to adjust the embedded estimates of the amounts distributed to localities as specified in Direct Aid to Public Education's State Education Assistance Programs as a result of the tax incentives associated with an economic development project contained in other executive amendments.)

Item 4-1.02 #1c

**Appropriations**

Withholding of Spending Authority Language

**Language:**

Page 496, strike lines 27 through 29 and insert:

"a. For purposes of this subsection, withholding of spending authority is defined as any action that impedes or limits the ability to spend appropriated moneys, regardless

of the mechanism used to effect such withholding."

**Explanation:**

(This amendment restores the definition for withholding spending authority to the definition that is currently in effect.)

---

Item 4-1.02 #2c

**Appropriations**

Withholding of Spending Authority

Language

**Language:**

Page 497, after line 17, insert:

"4.a) In addition to monthly reports on the status of revenue collections relative to the current fiscal year's estimate, the Governor shall provide a written quarterly assessment of the current economic outlook for the remainder of the fiscal year to the Chairmen of the House Appropriations, House Finance, and Senate Finance Committees."

Page 497, line 18, strike "4." and insert "b)".

**Explanation:**

(This amendment restores language directing the Governor to provide written quarterly assessments of the current fiscal year's economic outlook. These quarterly assessments are to be in addition to any monthly reports on revenue collections.)

---

Item 4-1.02 #3c

**Appropriations**

Withholding of Spending Authority

Language

**Language:**

Page 497, line 31, after "appropriations.", insert:

"This reduction plan, with modifications thereto, shall be the sole basis for withholding spending authority due to reduced revenues."

**Explanation:**

(This amendment restores language currently contained in the Appropriations Act specifying that the sole basis for withholding spending authority due to revenue reductions is a budget reduction plan, and any subsequent modifications to that plan,

that has been submitted by the Governor to the Chairmen of the House Appropriations and Senate Finance Committees.)

---

Item 4-1.02 #4c

**Appropriations**

Withholding of Spending Authority

Language

**Language:**

Page 497, line 27, after "5.", insert "a)".

Page 497, after line 31, insert:

"b) In addition to the budget reduction plan approved by the Governor, all budget reduction proposals submitted by state agencies to the Governor or the Governor's staff, including but not limited to the Department of Planning and Budget, the Governor's Cabinet secretaries, or the Chief of Staff, whether submitted electronically or otherwise, shall be forwarded to the Chairmen of the House Appropriations and Senate Finance Committees concurrently with that budget reduction plan."

**Explanation:**

(This amendment restores language contained in the current Appropriation Act regarding the submission of agency budget reduction proposals to the Chairmen of the House Appropriations and Senate Finance Committees. The amendment modifies the existing language to direct that, rather than submit these plans within five days of their submission, these budget reduction plans be submitted concurrently with the Governor's submission of his approved budget reduction plan.)

---

Item 4-1.02 #5c

**Appropriations**

Withholding of Spending Authority

Language

**Language:**

Page 497, line 37, after "agency.", insert:

"Without regard to § 4-5.05 b.4. of this act,".

Page 497, line 37, strike "The" and insert "the".

**Explanation:**

(This amendment restores the language regarding payment of nonstate agency



grants affected by any budget reduction.)

---

Item 4-1.06 #1c

**Appropriations**

Limited Adjustments of Appropriations

Language

**Language:**

Page 502, line 26, strike "notification of the Auditor of Public Accounts" and insert: "the written concurrence of the Auditor of Public Accounts".

**Explanation:**

(This amendment restores the language governing limitations on cash disbursements by the State Comptroller in certain circumstances, such as when July 1 falls on a weekend and necessitates the processing of transactions to prepare for that circumstance.)

---

Item 4-2.01 #1c

**Revenues**

Nongeneral Fund Revenues

Language

**Language:**

Page 502, after line 47, insert:

"3. The preceding subdivisions shall not apply to property and equipment acquired and used by a state agency or institution through a lease purchase agreement and subsequently donated to the state agency or institution during or at the expiration of the lease purchase agreement, provided that the lessor is the Virginia College Building Authority."

Page 502, line 48, strike "3." and insert "4."

**Explanation:**

(This amendment restores language contained in the current Appropriation Act that the Governor deleted.)

---

Item 4-2.01 #2c

**Revenues**

Nongeneral Fund Revenues

Language

**Language:**

Page 503, line 19, after "enrollment.", strike remainder of the line.

Page 503, strike lines 20 through 24.

**Explanation:**

(This amendment eliminates new language permitting the State Council of Higher Education for Virginia to issue a temporary waiver from the requirement to collect 100 percent of the costs of education from non-resident students to Norfolk State University. The language is superfluous. The existing language as contained in the existing Appropriation Act is sufficient to provide that waiver to Norfolk State University.)

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Item 4-2.02 #1c

**Revenues**

General Fund Revenue

Language

**Language:**

Page 506, after line 12, insert:

"n.1. Unless otherwise specifically required to ensure compliance with federal or state law, regulation, court order, or court rule, and only to the extent thereof, each settlement under subsection A. of § 2.2-514, Code of Virginia, that provides for the payment, conveyance, grant, forfeiture, assignment, or other distribution of moneys or of any real, tangible, or intangible property to settle the Commonwealth's interest shall provide that such moneys or property be deposited or assigned for deposit into the general fund of the state treasury to be appropriated as determined by the General Assembly. The provisions of this paragraph shall only apply to such settlements in favor of the Commonwealth and shall apply to both civil and criminal matters.

2. The provisions of this paragraph shall not apply to any settlement (a) in which the total value of such moneys or property does not exceed \$250,000, (b) in which the entire amount of the settlement is for services provided or for property sold or provided under a contract, or (c) for an act or practice covered by the Virginia Consumer Protection Act (§ 59.1-196 et. seq., Code of Virginia) or the Virginia Antitrust Act (§ 59.1-9.1 et. seq., Code of Virginia)."

**Explanation:**

(This amendment establishes language providing that except in certain circumstances, such as where prohibited by federal or state law, all settlements providing a distribution of money or property to the Commonwealth shall be deposited or assigned for deposit to the general fund. Other exceptions to this policy include any settlement for \$250,000 or less, any settlement that is for services provided or for property sold under contract, or for any act covered by either the Virginia Consumer Protection Act or the Virginia Antitrust Act.)

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Item 4-3.01 #1c

**Debt**

Deficits

Language

**Language:**

Page 508, line 1, strike "in § 2 of" and insert "in § 4-2.02 b."

Page 508, line 2, strike "the first enactment".

**Explanation:**

(This amendment restores language governing the amount of revenues collected and paid into the general fund of the state treasury for the purpose of calculating the limit on the total amount of authorized deficits the Governor may approve.)

---

Item 4-3.02 #1c

**Debt**

Treasury Loans

Language

**Language:**

Page 508, after line 45, insert:

"c) REPORTING: All outstanding loans shall be reported by the Governor to the Chairmen of the House Appropriations and Senate Finance Committees by August 15 of each year. The report shall include a status of the repayment schedule for each loan."

**Explanation:**

(This amendment restores language that the Governor's introduced budget deleted.)

**Debt**

Treasury Loans

Language

**Language:**

Page 508, after line 49, insert:

"2.a) When the payment of authorized obligations for operating expenses is required prior to the collection of nongeneral fund revenues, any state agency may borrow from the state treasury the required sum with the prior written approval of the Secretary of Finance or his designee as to the amount, terms, and sources of such funds. Such loans shall not exceed the amount of the anticipated collections of such nongeneral fund revenues and shall be repaid only from such nongeneral fund revenues when collected."

Page 508, line 50, strike "2" and insert "b)".

**Explanation:**

(This amendment restores language in the General Provisions that the Governor's introduced budget deleted.)

---

**Debt**

Treasury Loans

Language

**Language:**

Page 509, after line 3, insert:

"3. Anticipation loans for operating expenses shall be in amounts not greater than the sum identified by the agency as the minimum amount required to meet projected expenditures. The term of any anticipation loans granted for operating expenses shall not exceed 12 months."

Page 509, line 4, strike "3" and insert "4".

Page 509, line 7, strike "4" and insert "5".

Page 509, line 10, strike "5" and insert "6".

**Explanation:**

(This amendment restores language within the General Provisions that the

Governor's introduced budget deleted.)

---

Item 4-3.03 #1c

**Debt**

Capital Leases

Language

**Language:**

Page 509, after line 27, insert:

"3. Not later than October 1, 2008, the Secretary of Administration and the Secretary of Finance shall develop procedures that guide state agencies in the development of lease agreements for space owned by local governments or political subdivisions such that the lease agreements do not impact the state's debt capacity. To the extent such guidelines have been developed by the Secretary of Administration and the Secretary of Finance, the guidelines shall be reported to the Chairmen of the House Appropriations and Senate Finance Committees."

**Explanation:**

(This amendment restores language within the General Provisions that was deleted in the Governor's introduced budget. In addition, the amendment changes the date for the development of guidelines for use by state agencies when leasing office space owned by localities and, to the extent any such guidelines exist, requires that those guidelines be reported to the Chairmen of the House Appropriations and Senate Finance Committees.)

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Item 4-3.03 #2c

**Debt**

Capital Leases

Language

**Language:**

Page 509, line 33, after "terms", insert "and structure".

**Explanation:**

(This amendment ensures that in addition to approving the financing terms of a capital lease for a project that will exceed \$5.0 million in costs the Treasury Board will also approve the structure of that lease.)

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Item 4-4.01 #1c

**Capital Projects**

General

Language

**Language:**

Page 512, line 1, after "1.", insert "1)".

Page 512, after line 12, insert:

"2) If space planning guides for any type of construction have been approved by the Governor or the General Assembly, the Governor shall require capital projects to conform to such planning guides."

**Explanation:**

(This amendment restores language within the General Provisions that the Governor's introduced budget deleted.)

---

Item 4-5.04 #1c

**Special Conditions and Restrictions on Expenditures**

Goods and Services

Language

**Language:**

Page 521, after line 16, insert:

"i. PURCHASES OF APPLIANCES AND EQUIPMENT: State agencies and institutions shall purchase Energy Star rated appliances and equipment in all cases where such appliances and equipment are available."

**Explanation:**

(This amendment requires state agencies and institutions to purchase Energy Star rated appliances and equipment when available.)

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Item 4-5.04 #2c

**Special Conditions and Restrictions on Expenditures**

Goods and Services

Language

**Language:**

Page 521, strike lines 12 through 16.

**Explanation:**

(This amendment eliminates language included in the Governor's introduced budget that would have permitted the Governor or his designee to authorize state agencies to purchase goods or services to increase state government productivity and efficiency through use of the Public-Private Educational Facilities and Infrastructure Act (PPEA) of 2002. This new language was to apply notwithstanding any law to contrary, including the definition of a "qualifying project" found in the PPEA. Furthermore, the PPEA is already available to any agency of the Commonwealth to the extent that agency has the authority to both develop the project and provide funding for that project.)

Item 4-5.05 #1c

**Special Conditions and Restrictions on Expenditures**

Nonstate Agencies, Interstate Compacts and Organizational Memberships

Language

**Language:**

Page 521, line 31, strike "(nonhistorical)".

Page 521, line 33, strike "(nonhistorical)".

**Explanation:**

(This amendment eliminates any distinction between those nonstate agency grants awarded to historic sites and those grants awarded to other non-profit organizations. Currently, any grants to made to non-historic sites or organizations in excess of \$150,000 are paid in twelve or fewer monthly installments, depending upon when the first payment is made. Eliminating the distinction between historic sites and organizations and other non-profit organizations awarded nonstate agency grants places both of these groups on an equal footing.)

Item 4-5.11 #1c

**Special Conditions And Restrictions On Expenditures**

Transfer of Certain Subaqueous Land

Language

**Language:**

Page 523, after line 27, insert:

"d. Except for subaqueous lands that have been filled prior to January 1, 2006, the Governor shall not sell or convey those subaqueous lands identified by metes and bounds in Chapter 884 of the Acts of the Assembly of 2006."

**Explanation:**

(This amendment reinstates language about subaqueous lands that was deleted in the Governor's introduced budget.)

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Item 4-6.01 #1c

**Positions and Employment**

Employee Compensation

Language

**Language:**

Page 523, strike line 39, and insert:

"b. Annual salaries of persons appointed to positions by the General Assembly, pursuant to the provisions of §§ 2.2-200 and 2.2-400, Code of Virginia, shall be paid in the amounts shown. No person subject to confirmation by the General Assembly pursuant to the provisions of §§ 2.2-200 and 2.2-400, Code of Virginia, whose confirmation was subject to consideration by the General Assembly during its regular Session and was subsequently withdrawn, shall receive any compensation for his service if reappointed after the conclusion of the General Assembly's regular Session."

**Explanation:**

(This amendment restores language within the General Provisions that the Governor's introduced budget deleted. The language prevents the appointment of interim officials when those officials were subject to confirmation by the General Assembly during the regular Session.)

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Item 4-6.01 #2c

**Positions and Employment**

Employee Compensation

Language



**Language:**

Page 530, strike lines 3 through 9 and insert:

"d) Should a vacancy occur for the Director of the State Council of Higher Education on or after the date of enactment of this act, the salary for the new director shall be established by the State Council of Higher Education based on the salary range for Level I agency heads. Furthermore, the state council may provide a bonus of up to five percent of the annual salary for the new director."

**Explanation:**

(This amendment deletes language included in the introduced budget related to the salary of the Director of the State Council for Higher Education (SCHEV) and replaces it with language clarifying the compensation structure for any new SCHEV Director.)

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Item 4-6.01 #3c

**Positions and Employment**

Employee Compensation

Language

**Language:**

Page 526, line 5, strike "November 25, 2009" and insert "July 1, 2009".

Page 526, line 7, strike "July 1, 2009" and insert "July 1, 2010".

**Explanation:**

(This amendment makes a technical change to correct the effective dates as listed in the introduced bill for Level II agency head salaries.)

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Item 4-7.01 #1c

**Statewide Plans**

Manpower Control Program

Language

**Language:**

Page 535, line 52, after "Secretariats", insert "." and strike remainder of the line.

Page 536, strike line 1.

**Explanation:**

(This amendment restores language within the General Provisions to that existing in the current Appropriation Act.)

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Item 4-8.02 #1c

**Reporting Requirements**

State Agencies

Language

**Language:**

Page 537, after line 18, insert:

"b. Annually: Within five calendar days after state agencies submit their budget requests, amendment briefs, or requests for amendments to the Department of Planning and Budget, the Director, Department of Planning and Budget shall submit, electronically if available, copies to the Chairmen of the Senate Finance and House Appropriations Committees."

Page 537, line 19, strike "b." and insert "c."

**Explanation:**

(This amendment restores language to the General Provisions that was deleted in the Governor's introduced budget.)

---

Item 4-9.01 #1c

**Higher Education Restructuring**

Approval of Management Agreement for Virginia Commonwealth  
University

Language

**Language:**

Page 537, strike lines 24 through 26, and insert:

"The exceptions and authority granted in this act pursuant to Chapters 933 and 943 of the 2006 Acts of Assembly shall also be granted pursuant to House Bill 1124 and Senate Bill 358, as enacted by the 2008 Session of the General Assembly. It is the intent of the General Assembly that this act be enrolled to include references to House Bill 1124 and Senate Bill 358 in sections where Chapters 933 and 943, Acts of Assembly of 2006 are referenced."

**Explanation:**

(This amendment extends to Virginia Commonwealth University under House Bill 1124 and Senate Bill 358 the same exceptions and authority granted under Chapters 933 and 943 of the Acts of Assembly of 2006 to institutions of higher education that

have had management agreements approved by the General Assembly.)

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Item 4-9.02 #1c

**Higher Education Restructuring**

Assessment of Institutional Performance

Language

**Language:**

Page 537, line 43, strike "is authorized" and insert "shall".

**Explanation:**

(This amendment restores the language in this section of the General Provisions to the language contained in the existing Appropriation Act.)

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Item 4-14.00 #1c

Additional Enactments

Language

**Language:**

Page 541, after line 1, insert:

"3. That no provision of this act shall be construed or interpreted to cause the expiration of any provision of Chapter 896 of the Acts of Assembly of 2007 pursuant to the 22nd enactment of such Chapter.

Page 541, line 2, strike "3" and insert "4".

Page 541, line 3, after "second", insert "and third".

**Explanation:**

(This amendment is necessary to ensure that actions of the 2008 General Assembly that make changes related to the provisions of Chapter 896 (2007), such as the repeal of the civil remedial fees on abusive drivers (Senate Bill 1), do not affect the authorization to collect other revenues sources provided by Chapter 896.)

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