

**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	462,962,090	0	462,962,090
Additions to Balance	192,617,232	532,766	193,149,998
Official Revenue Estimates	16,136,288,276	17,246,343,876	33,382,632,152
Lottery Proceeds Fund	472,000,000	472,000,000	944,000,000
Transfers	376,565,789	379,114,486	755,680,275
Total General Fund Resources			
Available for Appropriation	17,640,433,387	18,097,991,128	35,738,424,515 "

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	20,162,310,422	20,544,860,359	40,707,170,781
Bond Proceeds	1,017,836,000	242,522,469	1,260,358,469
Total Nongeneral Fund Revenues			
Available for Appropriation	24,168,622,858	20,787,382,828	44,956,005,686
TOTAL PROJECTED REVENUES	41,809,056,245	38,885,373,956	80,694,430,201 "

**Explanation:**

(This amendment reflects general fund and nongeneral fund revenue adjustments included in amendments to House Bill 30, as introduced.)

**Legislative Department**

Auditor Of Public Accounts

Language

**Language:**

Page 9, after line 13, insert:

"D. The Auditor of Public Accounts shall analyze the revenues and expenditures for the Qatar educational program specified in Item 208, paragraph K, of this act. This analysis shall specify the sources and uses of all revenues generated by the program.

Further, the Auditor shall review and evaluate the interaction between this program and the operations within the other educational and general programs within the institution to include staffing and budgeting for other programs. The purpose of this analysis is to determine whether the Commonwealth should develop a new program to account for the activity in the Qatar program separate and apart from the educational and general program where it currently resides. The institution and the State Council of Higher Education for Virginia shall provide any assistance and cooperation necessary for the Auditor to conduct this analysis. The Auditor shall provide a report of the results of his analysis to the Chairmen of the House Appropriations and Senate Finance Committees by December 1, 2008."

**Explanation:**

(This amendment is self-explanatory.)

Item 6 #1h

<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 funding for the creation of the Virginia Bicentennial of the American War of 1812 Commission. House Bill 1391 would create the Commission with 12 members, eight legislative members, two nonlegislative citizen members, and two ex officio members.)

Item 6 #2h

<b>Legislative Department</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Division Of Legislative Services	\$232,150	\$212,150	GF
	2.00	2.00	FTE

**Language:**

Page 10, line 35, strike "\$5,782,325" and insert "\$6,014,475".

Page 10, line 35, strike "\$5,782,325" and insert "\$5,994,475".

**Explanation:**

(This amendment requests \$232,500 in the first year and \$212,150 in the second year from the general fund and two FTEs for the Division of Legislative Services to assume responsibility for staffing the Crime Commission. This transfer in responsibility is expected to result in a net savings of \$300,000 in the first year and \$320,000 in the second year for the general fund.)

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Item 18 #1h

<b>Legislative Department</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia State Crime Commission	(\$532,150)	(\$532,150)	GF
	(\$137,434)	(\$137,434)	NGF
	-9.00	-9.00	FTE

**Language:**

Page 13, line 32, strike "\$669,584" and insert "\$0".

Page 13, line 32, strike "\$669,584" and insert "\$0".

**Explanation:**

(This amendment eliminates funding for the Crime Commission. A companion amendment in Item 6 transfers two FTEs and \$232,150 in fiscal year 2009 and \$212,150 in fiscal year 2010 to the Division of Legislative Services to staff the Crime Commission.)

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Item 29 #1h

**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 report its findings and recommendations by December 15, 2008."

**Explanation:**

(This amendment requires JLARC to conduct a study of the Virginia Information Technologies Agency (VITA). This study is to be completed by December 15, 2008, 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.)

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Item 31 #1h

**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 #1h

**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 strikes funding for a new initiative included in the introduced budget to provide additional reimbursements to court appointed counsel representing juvenile defendants. This proposal would have increased reimbursements above the limits prescribed during the 2007 General Assembly Session in House Bill 2361.)

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Item 33 #2h

<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 court-appointed counsel that were authorized in the 2007 General Assembly Session. The General Assembly appropriated \$8.2 million a year for the waivers beginning in fiscal year 2008. In the first seven months of the program expenditures have been less than \$400,000, though expenditures have increased in recent months. This amendment adjusts the appropriation to assume \$4.2 million in fiscal year 2009 and \$6.2 million in fiscal year 2010.)

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Item 38 #1h

<b>Judicial Department</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Supreme Court	(\$2,951,000)	(\$2,951,000)	GF

**Language:**

Page 20, line 17, strike "\$28,562,566" and insert "\$25,611,566".  
Page 20, line 17, strike "\$28,337,566" and insert "\$25,386,566".

**Explanation:**

(This amendment eliminates general fund support for 14 drug court programs in the Commonwealth. These programs were originally established by the localities mostly with federal grants. There are currently 14 other drug court programs in the state that do not receive state general fund support, many of which have been funded by federal grants which have recently or will soon expire.)

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Item 38 #2h

<b>Judicial Department</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Supreme Court	\$0	\$700,000	NGF

**Language:**

Page 20, line 17, strike "\$28,337,566" and insert "\$29,037,566".

**Explanation:**

(This amendment increases the nongeneral fund appropriation for the Courts Technology Fund. The increase would adjust the appropriation to reflect the projected revenues into the fund.)

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Item 40 #1h

<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 expected savings to the criminal fund from a proposal included in the introduced budget to hire five additional foreign language interpreters. Beginning in fiscal year 2008 the Supreme Court hired 10 full-time positions to serve the court system as foreign language interpreters. Initial data shows that the full time staff have been cost effective compared to paying for these services through private foreign language interpreters through the criminal fund. This amendment reflects an assumed reduction in criminal fund expenditures as a result of the five new FTEs.)

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Item 56 #1h

<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 requests \$140,000 from the general fund each year to continue the Virginia TRIAD partnership which has the goal to reduce the fear of crime and victimization among seniors by increasing the awareness of scams/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 signed TRIAD partnerships throughout the Commonwealth. The Office of the Attorney General has supported the TRIAD partnerships since 1995, using federal grant funds since 2003. The OAG applied to the federal Bureau of Justice Assistance to continue the federal grant funding and this application was denied.)

Item 56 #2h

<b>Executive Offices</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Attorney General And Department Of Law	\$413,758 \$38,450 3.00	\$413,758 \$38,450 3.00	GF NGF FTE

**Language:**

Page 32, line 34, strike "\$29,728,459" and insert "\$30,180,667".

Page 32, line 34, strike "\$29,716,133" and insert "\$30,168,341".

Page 33, after line 37, insert:

"E. Out of the amounts appropriated in this item, \$413,758 and three positions the first year and \$413,758 and three positions the second year from the general fund, and \$38,450 the first year and \$38,450 the second year in nongeneral fund revenue, to be generated by fees for various services rendered, is provided to the Office of the Attorney General to provide the prosecutorial training, technical assistance, and other services to Commonwealth's Attorneys that were previously provided by the

Commonwealth's Attorneys' Services Council."

**Explanation:**

(This amendment provides additional general fund and nongeneral fund support to the Office of the Attorney General to provide training, technical assistance, and other services to Commonwealth's Attorneys. These functions were previously performed by the Commonwealth's Attorneys' Services Council. A companion amendment consolidates that agency here. The Office of the Attorney General is currently responsible for defending criminal convictions on appeal as well as defending Virginia when prisoners sue the Commonwealth regarding their convictions. Having the Attorney General responsible for training Commonwealth's Attorneys could improve performance and reduce the need for subsequent appellate defense work.)

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Item 63 #1h

**Executive Offices**

Virginia Enterprise Applications  
Program Office

Language

**Language:**

Page 36, line 34, strike "Governor" and insert:

"Information Technology Investment Board".

Page 36, line 47, strike "and Governor".

Page 37, line 25, strike "(ii) to the Information Technology Investment Board".

Page 37, line 57, after "the", insert "Information Technology Investment Board,".

Page 37, line 57, after "Governor", insert ",",.

**Explanation:**

(This amendment provides for changes to the reporting structure of the Virginia Enterprise Applications Program to ensure continuity of oversight for this agency, which is responsible for directing the Commonwealth's efforts to modernize its accounting, budgeting, human resource, leave accounting, and other central service computer systems.)

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Item 63 #2h

**Executive Offices**

Virginia Enterprise Applications  
Program Office

Language



**Language:**

Page 37, after line 9, insert:

"b. The VEAP Office Director shall report unacceptable agency cooperation to the affected cabinet secretary and the Governor's Chief of Staff, and the Chairmen of the House Appropriations and Senate Finance Committees."

Page 37, line 10, strike "b." and insert "c".

Page 37, after line 14, insert:

"d. 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 that have sufficiently modern accounting systems that can adopt, institute, and use the data standards. All agencies 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."

**Explanation:**

(This amendment directs the Virginia Enterprise Applications Project Office to develop data standards for the Commonwealth's financial and information collection processes as part of the effort to modernize the Department of Transportation financial systems. The office is to report to the the Chief Information Officer and Information Technology Investment Board those data standards that have been developed and to, in concert with the Chief Information Officer, develop a migration strategy for use of these data standards by agencies and institutions with sufficiently modern financial systems to make use of them. All agencies are to assist in the development of these standards, and the office's director is to report any agencies or institutions that do not cooperate with implementation of these standards to the Governor and Information Technology Investment Board.)

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Item 69 #1h

<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.)

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Item 69 #2h

<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.)

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Item 69 #3h

<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
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**Explanation:**

(The Sheriff's offices in the cities of Buena Vista, Norton, Falls Church and Emporia each have only one Compensation Board funded deputy sheriff and are unable to meet court security, service of process and other duties in a timely manner. The funding and language provided in this amendment, in conjunction with a companion amendment for positions to Item 76, will provide for minimum established staffing levels for Sheriffs and a total of four positions for the affected offices.)

Item 73 #1h

**Administration**

Compensation Board

**FY 08-09**

\$87,880

**FY 09-10**

\$78,880 GF

**Language:**

Page 53, line 19, strike "\$67,102,122" and insert "\$67,190,002".

Page 53, line 19, strike "\$67,102,122" and insert "\$67,181,002".

**Explanation:**

(This amendment requests general funds to convert the Commonwealth's Attorney's offices in Buckingham County from part-time to full-time status in accordance with § 15.2-1629, Code of Virginia. Funding is needed a) to convert the salary of the Commonwealth's Attorney to full-time, b) for additional office expense funding, and c) for start-up equipment costs in the first year.)

Item 74 #1h

**Administration**

Compensation Board

Language

**Language:**

Page 56, line 36, after "B.", insert "1."

Page 56, after line 50, insert:

"2. Pursuant to § 17.1-285, Code of Virginia, the Compensation Board shall distribute the local share of any excess fees collected by clerks of circuit court on an annual basis, including the subtraction of an indirect cost recovery totaling \$10,000,000 each year. The distribution of this indirect cost recovery will be based upon each locality's proportional share of the annual total excess fees distributed to

all localities each year."

**Explanation:**

(This amendment provides for a description of the current methodology used to calculate the distribution of the excess fees collected by clerks of circuit court to localities. The amendment also provides for the recovery of indirect costs associated with the support of clerks of circuit court.)

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Item 75 #4h

**Administration**

Compensation Board

**FY 08-09**

(\$375,978)

**FY 09-10**

(\$375,978) GF

**Language:**

Page 58, line 42, strike "\$19,912,939" and insert "\$19,536,961".

Page 58, line 42, strike "\$19,912,939" and insert "\$19,536,961".

**Explanation:**

(This amendment captures savings by adjusting the appropriation to Treasurers for state tax services to reflect actual expenditures. The introduced budget proposes \$833,288 in funding for state tax services in each year of the biennium while actual expenditures for this service were \$457,310 in FY 2007. Expenditures for this service have trended downward as more people file their taxes directly to the Department of Taxation.)

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Item 76 #1h

**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.)

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<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.)

**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 accomodate 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 #4h

<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Compensation Board	\$65,000	\$70,000	GF
	1.00	1.00	FTE

**Language:**

Page 60, line 14, strike "\$7,867,759" and insert "\$7,932,759".

Page 60, line 14, strike "\$7,616,689" and insert "\$7,686,689".

**Explanation:**

(This amendment restores funding for one position 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 Boards staffing level for fiscal year 2008 in Chapter 847.)

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Item 76 #5h

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

**Language:**

Page 61, line 2, strike "10,393" and insert "\$10,397".

Page 61, line 2, strike "10,556" and insert "10,560".

**Explanation:**

(This amendment creates four new positions for sheriffs to ensure that there are an adequate number of positions to provide at least two deputies for each Sheriff's Office in the Commonwealth. The Sheriff's offices in the cities of Buena Vista, Norton, Falls Church and Emporia have only one Compensation Board funded deputy sheriff and are unable to meet court security, service of process and other duties in a timely manner. This amendment is a companion to the amendment providing the funding for these four new deputies.)

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Item 80 #1h

<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.)

Item 89 #1h

<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. Pursuant to House Bill 1547, no general bond obligation is proposed for the 2008 elections.)

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Item 93 #1h

<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 #1h

<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 was 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 #2h

<b>Agriculture And Forestry</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Agriculture And Consumer Services	(\$2,500,000)	(\$2,500,000)	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 "\$16,949,507".

**Explanation:**

(This amendment eliminates \$2.5 million of the \$3.0 million each year included in the introduced budget to provide a state match for local purchase of development rights programs.)

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Item 94 #3h

<b>Agriculture And Forestry</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Agriculture And Consumer Services	(\$194,095)	(\$194,095)	GF

**Language:**

Page 79, line 28, strike "\$19,449,507" and insert "\$19,255,412".

Page 79, line 28, strike "\$19,449,507" and insert "\$19,255,412".

Page 81, strike lines 17 through 28.

Page 87, line 29, strike "H." and insert "G."

**Explanation:**

(This amendment eliminates the funding for the development and marketing of speciality agriculture crops. The budget as introduced reflected a reduction in funding for this initiative from \$225,000 annually to \$194,095. This program was initiated in fiscal year 2006 to determine what new crops could be introduced in Virginia. Three years of funding have been provided to gather the data on speciality crops best suited to Virginia and how to market them.)

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Item 95 #1h

<b>Agriculture And Forestry</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Agriculture And Consumer Services	\$75,000	\$75,000	GF

**Language:**

Page 81, line 35, strike "\$4,865,303" and insert "\$4,940,303".

Page 81, line 35, strike "\$4,865,303" and insert "\$4,940,303".

Page 81, after line 40, insert:

"Out of the amounts included for Plant Pest and Disease Control, \$50,000 in the first year and \$50,000 in the second year from the general fund is appropriated to support the eradication of hydrilla on Lake Gaston, and \$25,000 in the first year and \$25,000 in the second year from the general fund is appropriated to support the eradication of hydrilla on Smith Mountain Lake."

**Explanation:**

(This amendment restores \$75,000 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 and Smith Mountain Lake. 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 101 #1h

**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 conforms the budget bill language as legislation to complete the merger will be considered by the 2008 General Assembly.)

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Item 103 #1h

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

**Language:**

Page 84, line 19, strike "\$28,814,448" and insert "\$28,314,448".  
Page 84, line 19, strike "\$28,814,448" and insert "\$28,314,448".  
Page 85, line 14, strike, "\$1,145,140" and insert "645,140".  
Page 85, line 15, strike, "\$1,145,140" and insert "645,140".

**Explanation:**

(This amendment reduces the state matching funding for the reforestation of timberlands program by \$500,000 each year.)

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Item 105 #1h

<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 to the current biennium. This does not impact the payment of the Code-mandated payments to Qimonda totaling \$20.5 million that are retained in the budget for the upcoming biennium.)

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Item 105 #1h

<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 on the uses of the funding provided to support broadband deployment from Hampton Roads up the Eastern Shore and provide a feasibility assessment of implementing the broadband network by December 1, 2008.)

Item 105 #2h

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Secretary Of Commerce And Trade	(\$200,000)	(\$200,000)	GF

**Language:**

Page 87, line 3, strike "\$37,455,966" and insert "\$37,255,966".  
 Page 87, line 3, strike "\$19,605,966" and insert "\$19,405,966".  
 Page 88, line 42, after "Out of the Appropriation" insert:  
 "in paragraph B.1."

**Explanation:**

(This amendment removes the direct appropriation of \$200,000 each year to the Motion Picture Opportunity Fund and transfers a like amount of funding from the Governor's Development Opportunity Fund for the same purpose.)

---

Item 105 #3h

<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 among the two years of the biennium to help address cash flow needs in the fiscal year 2009 due to the additional budget 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 108 #1h

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Business Assistance	(\$11,223,521)	(\$13,223,521)	GF
	(\$1,245,603)	(\$1,245,603)	NGF
	-48.00	-48.00	FTE

**Language:**

Page 90, line 8, strike "\$12,469,124" and insert "\$0".

Page 90, line 8, strike "\$14,469,124" and insert "\$0".

Page 90, strike lines 7 through line 49 and insert:

"Omitted."

Page 91, strike line 1 through line 10.

**Explanation:**

(This amendment eliminates the funding and positions for the Department of Business Assistance pursuant to the provisions of House Bill 1522 of the 2008 Session of the General Assembly. A companion amendment transfers the functions, funding and positions currently under the Department of Business Assistance to the Virginia Economic Development Partnership.)

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Item 109 #1h

<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 eliminates a new initiative proposed in the budget as introduced to provide foreclosure counseling services across the Commonwealth.)

---

Item 110 #1h

<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 #2h

**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, \$500,000 the first year from the general fund shall be designated to Wise County for construction of wastewater treatment facilities to serve the Remote Area Medical (RAM)."

**Explanation:**

(This amendment designates \$500,000 in the first year from the general fund of the amounts appropriated for wastewater grants in areas outside the Chesapeake Bay watershed to Wise County for a wastewater treatment facility.)

---

Item 110 #3h

**Commerce And Trade**

Department Of Housing And  
Community Development

**FY 08-09**

\$200,000

**FY 09-10**

\$0 GF

**Language:**

Page 92, line 22, strike "\$49,190,566" and insert "\$49,390,566".

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."

**Explanation:**

(This amendment provides \$200,000 in the first year from the general fund to the Commonwealth Regional Council.)

---

Item 110 #4h

**Commerce And Trade**

**FY 08-09**

**FY 09-10**



Department Of Housing And Community Development (\$150,000) \$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 pass-through appropriation for a local dam in Manassas from the funding in the Department of Housing and Community Development, which does not undertake any dam improvement projects.)

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Item 110 #5h

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
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.)

---

Item 110 #6h

<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 to in 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 119 #1h

<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

**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.)

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Item 123 #1h

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

---

Item 124 #1h

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Economic Development Partnership	\$100,000	\$0	GF

**Language:**

Page 100, line 5, strike "\$17,376,010" and insert "\$17,476,010".

Page 102, after line 14, insert:

"O. Out of the amounts for Economic Development Services shall be provided \$100,000 in the first year from the general fund to the Virginia Biotechnology Research Partnership Authority."

**Explanation:**

(This amendment provides \$100,000 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 #2h

<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.)

---

Item 124 #3h

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

**Language:**

Page 100, line 5, strike "\$17,376,010" and insert "\$17,276,010".

Page 100, line 5, strike "\$17,376,010" and insert "\$17,276,010".

Page 101, line 54, strike "\$484,500" and insert "\$384,500".

Page 102, line 1, strike "\$484,500" and insert "\$384,500".

**Explanation:**

(This amendment reduces funding for the Virginia National Defense Industrial Authority by \$100,000 each year. This Authority will have reduced responsibilities in the upcoming biennium because none of the funding provided to address Base Alignment and Closure Recommendations is available for local grants; all funding included in the introduced budget is earmarked for particular purposes.)

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Item 124 #4h

<b>Commerce And Trade</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Economic Development Partnership	\$10,707,314	\$10,707,314	GF
	\$1,245,603	\$1,245,603	NGF
	48.00	48.00	FTE

**Language:**

Page 100, line 5, strike "\$17,376,010" and insert "\$29,328,927".

Page 100, line 5, strike "\$17,376,010" and insert "\$29,328,927".

Page 91, after line 3, insert:

"E. Included in the amounts for this item is the transfer of \$10,707,314 the first year, \$10,707,314 the second year and 41 full-time equivalent positions from the general fund, and \$1,246,603 the first year and \$1,246,603 the second year and seven full-time equivalent positions from special and dedicated special revenue. These amounts reflect the transfer of the funding, positions and programmatic

responsibilities of the Department of Business Assistance to the Virginia Economic Development Partnership pursuant to the provisions of House Bill 1522, 2008 Session of the General Assembly."

**Explanation:**

(This amendment transfers the net funding, programs and positions from the Department of Business Assistance to the Virginia Economic Development Partnership to reflect the provisions of House Bill 1522 of the 2008 Session of the General Assembly. Also reflected is the elimination of the proposed \$2.0 million increase in the Virginia Jobs Investment Program funding that had been included in the budget as introduced.)

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Item 130 #1h

<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.)

---

Item 130 #2h

<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 #3h

**Commerce And Trade**

Virginia Tourism Authority

**FY 08-09**

\$225,000

**FY 09-10**

\$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 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 #4h

**Commerce And Trade**

Virginia Tourism Authority

**FY 08-09**

\$100,000

**FY 09-10**

\$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 for Tourist Promotion shall be provided \$100,000 in the first year and \$100,000 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 \$100,000 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. The tourism authority is in its 15th year and is working hard to market the region aggressively to showcase the vast amount of natural and historical resources it has to offer. This funding would allow the Authority to continue its mission to develop, market and expand the region as a whole.)

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Item 130 #5h

<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.)

---

Item 132 #1h

<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 remove new funding proposed in Direct Aid to Public Education for changes to the VPI program, and new funding related to VPI in the Department of Social Services.)

Item 132 #2h

<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. Three companion amendments 1) remove the \$340,100 of new funding each year for three positions that would have administered the expansion of the Virginia Preschool Initiative (VPI) program; 2) save \$9.1 million the first year and \$8.1 million the second year from the general fund by removing the programmatic changes that were included in the introduced budget; and 3) remove the \$10.6 million in new funding related to VPI in the Department of Social Services.)

Item 135 #1h



<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Education, Central Office Operations	(\$274,573)	(\$274,573)	GF

**Language:**

Page 110, line 44, strike "\$4,319,459" and insert "\$4,044,886".  
Page 110, line 44, strike "\$4,319,459" and insert "\$4,044,886".  
Page 111, strike lines 7 through 10.  
Page 111, line 11, strike "B." and insert "A."  
Page 111, line 18, strike "C." and insert "B."

**Explanation:**

(This amendment saves \$274,573 each year from the general fund by eliminating one of the Education for a Lifetime initiatives (EFAL): Partnership for Achieving Successful Schools (PASS) initiative.)

Item 138 #1h

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

**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 138 #2h

<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, as introduced, extends the sunset provision applicable to the Commission on Civics Education from July 1, 2008, to July 1, 2010.)

Item 139 #1h

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	\$207,500	\$0	GF

**Language:**

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

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 Direct Aid to Public Education to reflect updated information from the Department of Education on the number of teachers who passed their exams this fall and are thus eligible for National Board Certification.)

Item 139 #2h

<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.)

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Item 139 #3h

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	(\$900,000)	(\$900,000)	GF

**Language:**

Page 113, line 19, strike "\$6,508,250" and insert "\$5,608,250".  
Page 113, line 19, strike "\$7,108,250" and insert "\$6,208,250".  
Page 113, strike lines 28 through 48.  
Page 113, line 49, strike "C." and insert "B."  
Page 114, line 7, strike "D." and insert "C."  
Page 114, line 12, strike "E." and insert "D."  
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 saves \$900,000 the first year and \$900,000 the second year from the general fund by consolidating Project Discovery into the At-Risk Add-On initiative. Currently, the At-Risk Add-On initiative allows the funding to support Project Discovery. This amendment eliminates the duplicative reference to Project Discovery in several funding streams.)

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Item 139 #4h

<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, line 12, strike "\$125,000" and insert "\$50,000".

Page 114, line 13, strike "\$125,000" and insert "\$50,000".

**Explanation:**

(This amendment removes the new funding included in the introduced budget and saves \$75,000 each year from the general fund by level funding the Virginia Career Education Foundation to the fiscal year 2008 amount of \$50,000 each year.)

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Item 139 #5h

<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.)

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Item 140 #1h

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	(\$214,939)	(\$128,845)	GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,399,632,854".

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,599,590,973".

Page 116, line 43, strike "\$3,165,324,548" and insert "\$3,165,602,654".

Page 116, line 43, strike "\$3,143,184,497" and insert "\$3,143,351,360".

Page 116, line 44, strike "\$1,220,200,000" and insert "\$1,219,705,900".  
 Page 116, line 44, strike "\$1,289,200,000" and insert "\$1,288,903,540".  
 Page 116, line 55, strike "\$5,476,072,793" and insert "\$5,475,856,799".  
 Page 116, line 55, strike "\$5,532,289,605" and insert "\$5,532,160,008".  
 Page 117, line 5, strike "\$12,161,196" and insert "\$12,162,208".  
 Page 117, line 5, strike "\$11,122,979" and insert "\$11,123,705".  
 Page 117, line 18, strike "\$618,301" and insert "\$618,344".  
 Page 117, line 18, strike "\$586,251" and insert "\$586,277".  
 Page 117, line 21, strike "\$369,689,303" and insert "\$369,690,358".  
 Page 117, line 21, strike "\$521,477,251" and insert "\$521,478,003".  
 Page 130, line 14, strike "\$242,050,000" and insert "\$241,993,750".  
 Page 130, line 14, strike "\$255,750,000" and insert "\$255,716,250".  
 Page 130, line 26, strike "\$121,950,000" and inset "\$121,893,750".  
 Page 130, line 27, strike "\$128,850,000" and insert "\$128,816,250".  
 Page 130, line 40, strike "\$120,100,000" and insert "\$120,043,750".  
 Page 130, line 41, strike "\$126,900,000" and insert "\$126,866,250".

**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 executive amendments.)

Item 140 #2h

**Education: Elementary & Secondary**

**FY 08-09**

**FY 09-10**

Direct Aid To Public Education	(\$1,049,848)	(\$1,727,834)	GF
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**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,398,797,945".  
 Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,597,991,984".  
 Page 117, line 16, strike "\$64,733,191" and insert "\$63,683,343".  
 Page 117, line 16, strike "\$70,713,860" and inset "\$68,986,026".  
 Page 117, line 21, strike "\$369,689,303" and insert "\$368,639,455".  
 Page 117, line 21, strike "\$521,477,251" and insert "\$519,749,417".  
 Page 149, line 2, strike "\$64,733,191" and insert "\$63,683,343".  
 Page 149, line 3, strike "\$70,713,860" and inset "\$68,986,026".

**Explanation:**

(This amendment captures \$1.0 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.)

Item 140 #3h

**Education: Elementary & Secondary**

Direct Aid To Public Education

Language

**Language:**

Page 133, line 22, before "Dropout", insert "Virginia Preschool Initiative".

**Explanation:**

(This amendment allows localities to use remedial education incentive-based funding for at-risk students enrolled in the Virginia Preschool Initiative program.)

Item 140 #4h

**Education: Elementary & Secondary**

**FY 08-09**

**FY 09-10**

Direct Aid To Public Education

\$3,796,319

\$0 GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,403,644,112".

Page 116, line 48, strike "\$368,574,827" and insert "\$372,371,146".

**Explanation:**

(This amendment provides \$3.8 million the first year from the general fund for a technical correction needed for incorrect certification by Hanover County of its special education child count in December 2006 and not correctly reflected in the total rebenchmarking costs.)

Item 140 #5h

**Education: Elementary & Secondary**

**FY 08-09**

**FY 09-10**

Direct Aid To Public Education

(\$200,000)

(\$200,000) GF

**Language:**

- Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,399,647,793".
- Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,599,519,818".
- Page 149, line 45, strike "\$7,853,362" and insert "\$7,653,362".
- Page 149, line 46, strike "\$8,813,362" and insert "\$8,613,362".
- Page 150, line 21, strike "\$500,000" and insert "\$300,000".
- Page 150, line 22, strike "\$500,000" and insert "\$300,000".

**Explanation:**

(This amendment saves \$200,000 each year from the general fund by reducing the five new grants down to three each year to school divisions for leadership development training from this specific funding stream.)

Item 140 #6h

<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. The responsibilities of the Data Coordinators closely resemble those of the school guidance counselors.)

Item 140 #7h

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	(\$1,010,024)	(\$1,009,466)	GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,398,837,769".  
 Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,598,710,352".  
 Page 117, line 13, strike "\$1,699,557" and insert "\$689,533".  
 Page 117, line 13, strike "\$1,996,551" and insert "\$987,085".  
 Page 117, line 21, strike "\$369,689,303" and insert "\$368,679,279".  
 Page 117, line 21, strike "\$521,477,251" and insert "\$520,467,785".  
 Page 154, line 53, strike "\$1,699,557" and insert "689,533".  
 Page 154, line 54, strike "\$1,996,551" and insert "\$987,085".  
 Page 155, line 3, strike "established by the Department of Education." and insert:  
 "established by other data components' base years utilized in the rebenchmarking  
 process every two years. For fiscal year 2009 and fiscal year 2010, the breakfast  
 meals served in 2006 will be used as the base year for this reimbursement program."

**Explanation:**

(This amendment updates the base year from 2004 to 2006 to reimburse localities for the incentivized breakfast meals served that would be eligible for the \$0.20 per meal reimbursements. This change would also keep the school breakfast reimbursement base year in-line with other updated data components used in rebenchmarking every two years.)

Item 140 #8h

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
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. The program currently has \$495,000 allocated in fiscal year 2008.)

Item 140 #9h



<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	\$0	\$5,000,000	GF

**Language:**

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,604,719,818".

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

**Explanation:**

(This amendment adds \$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 \$5.0 million may be able to leverage up to a total of \$40.0 million in new school construction loans.)

Item 140 #11h

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	\$0	(\$130,737,471)	GF

**Language:**

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,468,982,347".

Page 116, line 43, strike "\$3,143,184,497" and insert "\$3,141,376,498".

Page 116, line 55, strike "\$5,532,289,605" and insert "\$5,530,481,606".

Page 117, strike line 3.

Page 117, line 21, strike "\$521,477,251" and insert "\$390,739,780".

Page 130, strike lines 49 through 58.

Page 131, strike lines 1 through 24.

Page 131, line 25, strike "7." and insert "6."

Page 131, line 36, strike "8." and insert "7."

Page 131, line 48, strike "9." and insert "8."

Page 132, line 6, strike "10." and insert "9."

Page 132, line 16, strike "11." and insert "10."

Page 135, line 14, strike "12." and insert "11."

Page 136, line 2, strike "13." and insert "12."

Page 137, line 19, strike "14." and insert "13."

Page 141, line 4, strike "15." and insert "14."

Page 146, line 32, strike "16." and insert "15."

Page 147, line 32, strike "17." and insert "16."

Page 148, line 11, strike "18." and insert "17."  
 Page 148, line 40, strike "19." and insert "18."  
 Page 148, line 49, strike "20." and insert "19."  
 Page 149, line 22, strike "21." and insert "20."  
 Page 149, line 39, strike "22." and insert "21."  
 Page 149, line 44, strike "23." and insert "22."  
 Page 150, line 44, strike "24." and insert "23."  
 Page 150, line 51, strike "25." and insert "24."  
 Page 151, line 11, strike "26." and insert "25."  
 Page 151, line 36, strike "27." and insert "26."  
 Page 151, line 48, strike "28." and insert "27."  
 Page 152, line 49, strike "29." and insert "28."  
 Page 153, line 18, strike "30." and insert "29."  
 Page 154, line 44, strike "31." and insert "30."  
 Page 154, line 52, strike "32." and insert "31."  
 Page 155, line 29, strike "33." and insert "32."  
 Page 156, line 5, strike "34." and insert "33."  
 Page 156, line 12, strike "35." and insert "34."

**Explanation:**

(This amendment sweeps the \$130.7 million provided in the second year in the introduced budget for a pay adjustment for all SOQ funded positions. There is a companion amendment that provides a first year 2.0 percent salary increase for all funded SOQ positions effective December 1, 2008.)

Item 140 #12h

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	(\$10,869,700)	(\$14,657,457)	GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,388,978,093".  
 Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,585,062,361".  
 Page 116, line 44, strike "\$1,220,200,000" and insert "\$1,195,200,000".  
 Page 116, line 44, strike "\$1,289,200,000" and insert "\$1,255,500,000".  
 Page 116, line 55, strike "\$5,476,072,793" and insert "\$5,465,203,093".  
 Page 116, line 55, strike "\$5,532,289,605" and insert "\$5,517,632,148".

**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 by decreased \$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, \$19.1 increase in fiscal year 2010.

However, 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.)

Item 140 #13h

<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 saves \$100,000 the first year and \$100,000 the second 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 zero years of teaching experience in the classroom.)

Item 140 #14h

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	(\$2,559,403)	(\$2,598,363)	GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,397,288,390".  
 Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,597,121,455".  
 Page 117, line 1, strike "\$67,237,504 \$66,789,153" and insert:  
 "\$64,678,101 \$64,190,790".  
 Page 117, line 21, strike "\$369,689,303 \$521,477,251" and insert:  
 "\$367,129,900 \$518,878,888".  
 Page 133, line 17, after "school division" insert:  
 "must have a minimum of 16 percent of the division's students eligible for free lunch,  
 and".  
 Page 133, line 29, strike "Further, any".  
 Page 133, strike lines 30 through 37.

**Explanation:**

(This amendment saves \$2.6 million the first year and \$2.6 million the second year from the general fund in the At-Risk Add-on incentive-based initiative. The new language conforms the funding eligibility to be similar to the K-3 Class Size Reduction program by requiring a school division to have a minimum of 16 percent of its total students eligible for free lunch as reported on the "Free and Reduced Price Lunch Program Eligibility" report, and submitted annually in October, by the Department of Education.)

Item 140 #15h

<b>Education: Elementary &amp; Secondary</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Direct Aid To Public Education	(\$9,140,031)	(\$8,191,668)	GF
	\$0	(\$14,855,632)	NGF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,390,707,762".  
 Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,576,672,518".  
 Page 117, line 2, strike "\$68,164,169 \$83,019,801" and insert:  
 "\$59,024,138 \$59,972,501".  
 Page 117, line 21, strike "\$369,689,303 \$521,477,251" and insert:

"\$360,549,272      \$498,429,951".

Page 141, strike lines 5 through 56 and insert:

"a.1) It is the intent of the General Assembly that an additional state payment 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.

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 into 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 At-Risk Four-Year-Old 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 \$5,700 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.

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."

Strike pages 142 through 145.

Page 146, strike lines 1 through 30.

**Explanation:**

(This amendment reinstates the Virginia Preschool Program student eligibility to the fiscal year 2008 methodology which allows 100 percent of the free lunch students to participate in the program. 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.)

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Item 140 #16h

**Education: Elementary &  
Secondary**

**FY 08-09**

**FY 09-10**

Direct Aid To Public Education

(\$644,375)

(\$644,375) GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,399,203,418".

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,599,075,443".

Page 117, line 10, strike "\$7,853,362 \$8,813,362" and insert :

"\$7,208,987 \$8,168,987".

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

"\$369,044,928 \$520,832,876".

Page 149, line 45, strike "\$7,853,362" and insert "\$7,208,987".

Page 149, line 46, strike "\$8,813,362" and insert "\$8,168,987".

**Explanation:**

(This amendment captures \$644,375 each year from the general fund from the Education for a Lifetime Initiative 'Hard-to-Staff Schools' due to ending of the three-year pilot program. This action is consistent with actions taken in the introduced budget that swept the funding for the termination of the Virginia Preschool Initiative program pilots.)

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Item 140 #17h

**Education: Elementary &  
Secondary**

**FY 08-09**

**FY 09-10**

Direct Aid To Public Education

(\$25,000,000)

(\$25,000,000) GF

\$25,000,000

\$25,000,000 NGF

**Language:**

Page 127, line 46, strike "\$171,128,935" and insert "\$198,628,935".

Page 127, line 47, strike "\$91,128,935" and insert "\$116,128,935".

**Explanation:**

(This amendment increases the use of Literary Fund to pay for an additional portion of teacher retirement costs. There is a companion amendment that adds \$5.0 million of Literary Fund Interest Rate Subsidy grants to school divisions which should be able to leverage up to approximately \$40 million in school construction loans.)

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Item 140 #18h

**Education: Elementary &  
Secondary**



**Language:**

Page 148, after line 39, insert:

"e. From such funds as are made available from appropriations from either the School Construction Grants Program or the Supplemental School Construction Grants Programs, 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 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.)

Item 140 #52h

**Education: Elementary & Secondary**

**FY 08-09**

**FY 09-10**

Direct Aid To Public Education

\$20,570,075

\$53,462,634 GF

**Language:**

Page 115, line 57, strike "\$6,399,847,793" and insert "\$6,420,417,868".

Page 115, line 57, strike "\$6,599,719,818" and insert "\$6,653,182,452".

Page 117, line 3, strike "\$0" and insert "\$45,214,418".

Page 117, line 3, strike "\$130,564,600" and insert "\$77,572,294".

Page 121, strike lines 41 through 42 and insert:

"and for their salaries at the salary levels as printed below."

Page 128, line 12, strike "statewide".

Page 128, line 13, after "levels", insert "as set out in this item".

Page 130, strike lines 50 through 58.

Page 131, after line 24 insert:

"a. The appropriation in this item includes \$45,214,418 the first year and \$77,572,294 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 first year, the state share of a payment equivalent to a 2.0 percent salary increase effective December 1, 2008, for all funded positions.

2) It is the intent of the General Assembly that the average funded position salaries be improved throughout the state by at least 2.0 percent the first 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 December 1, 2008, to school divisions which certify to the Department of Education, no later than March 1, 2009, that equivalent increases have been granted in the first year.

3) a. For the purposes of calculating the funded salaries used in this item for all SOQ support positions, the Department of Education is directed to use the prevailing funded salary averages calculated for support positions contained in Chapter 847 of the Acts of Assembly of 2007, adjusted by the salary actions authorized for SOQ support positions by the General Assembly for each of the two fiscal years in Chapter 847 (three percent in 2007 and three percent in 2008).

b. In preparing subsequent biennial budgets, the Department of Education shall calculate the prevailing salary averages for SOQ instructional positions as prescribed and set out in paragraph B.1. of this Item and shall be adjusted based on the salary actions authorized for SOQ instructional positions by the General Assembly in this act.

4) The Department of Education is directed to fund and adjust the inflation rates in the same manner prescribed in § 51.1-166.B, Code of Virginia.

5) a. The Department of Education is directed to use only an individual school division's per pupil amount in the final federal revenue deduction calculations and apply the appropriate non-personal percentage in the formula.

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."

Page 117, after line 39, insert:

"Supplement School Construction      \$35,241,045      \$37,202,112".

Page 117, line 40, strike "\$477,500,002      \$477,499,996" and insert:

"\$512,741,047      \$514,702,108".

Page 148, after line 39, insert:

"e. This appropriation includes an amount estimated at \$35,241,045 the first year and \$37,202,112 the second year from the general fund to provide Supplemental School

Construction grants for nonrecurring expenditures by the relevant school division. Nonrecurring costs shall include school construction, additions, infrastructure, site acquisition, renovations, technology, and other expenditures related to modernizing classroom equipment; payments to escrow accounts pursuant to Chapter 391 of the Acts of Assembly of 1999; school safety equipment or school safety renovations; and debt service payments on school projects completed during the last ten years. The Supplemental School Construction grants shall be distributed as follows:

<b>Division</b>	<b>FY 2009</b>	<b>FY 2010</b>
Accomack	165,211	165,918
Albemarle	231,457	242,886
Alleghany	112,644	119,788
Amelia	63,804	69,046
Amherst	170,545	180,127
Appomattox	85,699	89,651
Arlington	219,788	234,779
Augusta	359,873	373,192
Bath	7,244	7,358
Bedford	316,608	334,970
Bland	33,522	35,470
Botetourt	157,087	165,995
Brunswick	81,736	84,447
Buchanan	125,585	129,655
Buckingham	79,204	80,849
Campbell	326,836	339,836
Caroline	127,630	136,444
Carroll	147,583	153,272
Charles City	26,049	27,701
Charlotte	85,817	89,917
Chesterfield	1,926,981	2,045,428
Clarke	43,948	46,839
Craig	27,276	29,013
Culpeper	223,457	243,761
Cumberland	54,850	57,058
Dickenson	100,675	106,369
Dinwiddie	180,409	191,255
Essex	48,636	51,351
Fairfax	2,299,511	2,429,870
Fauquier	193,831	207,727
Floyd	69,443	72,282

Fluvanna	115,553	123,031
Franklin	225,443	237,387
Frederick	399,252	443,517
Giles	95,134	100,597
Gloucester	192,360	200,014
Goochland	24,298	26,503
Grayson	78,273	81,739
Greene	91,650	98,973
Greensville	67,067	71,350
Halifax	227,083	232,786
Hanover	545,506	590,268
Henrico	1,371,863	1,450,349
Henry	289,748	297,652
Highland	9,212	9,162
Isle of Wight	167,384	176,670
James City	223,501	235,156
King George	119,031	132,072
King and Queen	25,941	28,583
King William	75,012	81,731
Lancaster	14,948	15,266
Lee	150,628	154,415
Loudoun	1,128,692	1,260,875
Louisa	109,080	120,251
Lunenburg	65,479	67,043
Madison	47,066	49,987
Mathews	30,305	32,597
Mecklenburg	173,571	182,339
Middlesex	19,942	20,615
Montgomery	309,709	325,712
Nelson	46,097	48,823
New Kent	81,235	86,639
Northampton	41,095	42,703
Northumberland	18,806	19,254
Nottoway	88,164	94,311
Orange	147,470	161,283
Page	118,290	123,784
Patrick	99,150	104,821
Pittsylvania	347,135	363,152
Powhatan	132,966	144,923

Prince Edward	94,432	97,757
Prince George	240,511	255,053
Prince William	2,483,946	2,699,180
Pulaski	172,543	183,446
Rappahannock	9,163	9,127
Richmond	39,177	41,193
Roanoke	502,376	511,467
Rockbridge	68,142	70,871
Rockingham	386,961	415,886
Russell	165,075	172,351
Scott	156,705	170,128
Shenandoah	182,098	192,595
Smyth	196,751	204,699
Southampton	104,690	112,241
Spotsylvania	798,712	855,232
Stafford	855,886	918,860
Surry	16,461	16,473
Sussex	49,146	50,958
Tazewell	261,280	277,693
Warren	158,522	166,150
Washington	243,038	255,561
Westmoreland	41,794	43,473
Wise	275,965	287,386
Wythe	151,033	160,643
York	399,414	426,773
Alexandria	129,993	135,965
Bristol City	72,931	76,763
Buena Vista	45,794	49,481
Charlottesville	76,202	78,672
Colonial Heights	83,651	87,569
Covington	31,596	33,852
Danville	258,668	263,640
Falls Church	23,439	25,471
Fredericksburg	29,864	31,780
Galax	50,913	53,290
Hampton	857,061	880,073
Harrisonburg	131,959	139,476
Hopewell	159,447	172,008
Lynchburg	283,592	296,934

Martinsville	96,348	99,963
Newport News	1,101,802	1,125,230
Norfolk	1,203,428	1,264,945
Norton City	28,293	30,751
Petersburg	188,003	189,917
Portsmouth	574,255	587,706
Radford	57,153	59,766
Richmond City	678,732	684,862
Roanoke City	415,740	427,008
Staunton	76,460	81,243
Suffolk	483,254	507,309
Virginia Beach	2,188,768	2,280,518
Waynesboro	99,462	104,130
Williamsburg	7,253	7,445
Winchester	90,498	93,322
Fairfax City	34,872	37,251
Franklin City	48,651	49,744
Chesapeake City	1,335,482	1,403,685
Lexington	18,385	19,148
Emporia	36,475	38,933
Salem	125,478	133,194
Bedford City	32,145	34,332
Poquoson	81,860	83,588
Manassas City	201,531	210,407
Manassas Park	91,396	98,711
Colonial Beach	17,159	18,004
West Point	30,154	32,248

f. Any funds provided to school divisions for supplemental school construction that are unexpended as of June 30, 2009, and June 30, 2010, shall be carried on the books of the locality to be appropriated to the school division the following year for use for the same purpose.

g. Localities are required to provide local matching funds as calculated by the local composite index."

Page 131, strike lines 1 through 24.

Page 151, line 49, strike "\$450,000,000" and insert "\$472,000,000".

Page 151, line 50, strike "\$450,000,000" and insert "\$472,000,000".

Page 150, after line 53 insert :

"This appropriation includes \$9,000,000 as an additional appropriation of Lottery profits that were earned in fiscal year 2008 as excess revenue that was not appropriated for public education and shall be transferred and used to fund the state's share of basic aid payments as defined in this item."

Page 151, line 54, strike "\$264,789,786" and insert "\$293,789,786".

Page 152, line 1, strike "\$264,789,786" and insert "\$288,789,786".

**Explanation:**

(This amendment is self-explanatory.)

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Item 144 #1h

**Education: Elementary &  
Secondary**

**FY 08-09**

**FY 09-10**

Virginia School For The Deaf And  
The Blind At Staunton

(\$327,848)  
-6.00

(\$123,484) GF  
-6.00 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 captures \$327,848 the first year and \$123,484 the second year from the general fund due to a reduction of six positions required as a result of fewer students transferring from the Hampton campus to the consolidated campus for Virginia School for the Deaf, Blind and Multi-Disabled in Staunton.)

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Item 147 #1h

**Education: Higher Education**

State Council Of Higher Education  
For Virginia

Language

**Language:**

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 is self-explanatory.)

---

Item 147 #2h

**Education: Higher Education**

State Council Of Higher Education  
For Virginia

Language

**Language:**

Page 161, strike lines 1 through 12 and insert:

"G.1. Out of this appropriation, \$1,000,000 the first year and \$1,000,000 the second year from the general fund is designated for the Virginia Military Survivors and Dependents program, § 23-7.4:1, Code of Virginia.

2. Any appropriations in the Virginia Military Survivors and Dependents Education Fund which are unexpended at the close of business on June 30, 2008, June 30, 2009, and June 30, 2010, shall be reappropriated for use in the program in the following year."

**Explanation:**

(This amendment is self-explanatory.)

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Item 147 #3h

**Education: Higher Education**

State Council Of Higher Education  
For Virginia

**FY 08-09**

\$520,000

**FY 09-10**

\$520,000 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 "\$67,785,295".

Page 159, line 11, strike "\$59,505,933" and insert "\$60,025,933".

Page 159, line 12, strike "\$59,505,933" and insert "\$60,025,933".

**Explanation:**

(This amendment provides additional general fund to accommodate enrollment growth of existing TAG award recipients and maintain the award at current levels.)

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<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
State Council Of Higher Education For Virginia	\$60,000	\$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.)

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
State Council Of Higher Education For Virginia	3.00	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.)

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

**FY 08-09**  
(\$24,913)

**FY 09-10**  
(\$24,913) GF

**Language:**

Page 162, line 26, strike "\$11,719,318" and insert "\$11,694,405".

Page 162, line 26, strike "\$11,719,318" and insert "\$11,694,405".

**Explanation:**

(This amendment removes new funding in the introduced budget for the Virginia Women's Institute for Leadership.)

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Item 149 #4h

**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 is self-explanatory.)

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Item 149 #5h

**Education: Higher Education**  
State Council Of Higher Education

Language

For Virginia

**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 and governance issues of Eastern Virginia Medical School (EVMS). SCHEV's assessment of these issues shall include, but not be limited to, EVMS organizing as an affiliated institution within an existing public four-year college or university or as a stand-alone state agency with a memorandum of understanding with a suitable hospital or medical system. 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 take no action but shall submit its findings for consideration by the Governor and the General Assembly no later than November 15, 2008."

**Explanation:**

(This amendment is self-explanatory.)

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Item 158 #1h

**Education: Higher Education**

The College Of William And Mary  
In Virginia

Language

**Language:**

Page 168, strike lines 42 through 50 and insert:

"A. Out of this appropriation, \$200,000 the first 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 for fiscal year 2009.)

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Item 164 #1h

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Institute Of Marine Science	\$200,000 4.00	\$200,000 4.00	GF FTE

**Language:**

Page 171, line 2, strike "\$22,961,326" and insert "\$23,161,326".

Page 171, line 2, strike "\$22,961,326" and insert "\$23,161,326".

**Explanation:**

(This amendment requests general funds to support the wetlands advisory program.)

---

Item 169 #1h

**Education: Higher Education**

George Mason University

Language

**Language:**

Page 173, strike lines 47 through 52 and insert:

"A. Out of this appropriation, \$3,000,000 the first 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 for fiscal year 2009.)

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Item 179 #1h

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Norfolk State University	\$100,000	\$100,000	GF

**Language:**

Page 177, line 27, strike "\$80,625,418" and insert "\$80,725,418".

Page 177, line 27, strike "\$80,625,418" and insert "\$80,725,418".

**Explanation:**

(This amendment requests general funds for a doctoral program in materials science.)

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Item 183 #1h

<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.)

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Item 185 #1h

**Education: Higher Education**

Old Dominion University

**FY 08-09**

\$0

**FY 09-10**

\$500,000 GF

**Language:**

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

Page 182, strike lines 1 through 12 and insert:

"A. Out of this appropriation, \$4,000,000 the first 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.

C. Out of this appropriation, \$500,000 the second year from the general fund is designated to support the expansion of modeling and simulation research initiatives in transportation."

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

**Explanation:**

(This amendment continues the legislative research initiative for fiscal year 2009.)

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Item 187 #1h

**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.)

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Item 199 #1h

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

**Language:**

Page 189, line 41, strike "\$291,710,136" and insert "\$292,710,136".

Page 189, strike lines 48 through 54 and insert:

"A. Out of this appropriation, \$5,725,000 the first year from the general fund and \$14,350,000 from nongeneral funds each year 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 for fiscal year 2009.)

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Item 208 #1h

**Education: Higher Education**

Virginia Commonwealth University

Language

**Language:**

Page 197, after line 12, insert:

"P. Virginia Commonwealth University and the Via School of Osteopathic Medicine shall coordinate an analysis of the available literature concerning the health effects of vaccinations for the Human Papilloma Virus. Virginia Commonwealth University will report the results of the analysis to the Chairmen of the House Health, Welfare, and Institutions Committee and the Senate Committee on Education and Health by November 30, 2008."

**Explanation:**

(This is self-explanatory.)

Item 208 #2h

**Education: Higher Education**

Virginia Commonwealth University

**FY 08-09**

\$0

**FY 09-10**

(\$2,434,000) GF

**Language:**

Page 193, line 16, strike "\$482,715,608" and insert "\$480,281,608".

**Explanation:**

(This amendment adjusts 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. All other institutions operating under a restructuring management agreement had an additional 1.25 percent reduction imposed in the Governor's October 2007 budget reduction plan based on their status as a Tier 3 institution. This amendment would treat VCU the same as these other institutions.)

Item 210 #1h

**Education: Higher Education**

Virginia Commonwealth University

**FY 08-09**

\$0

**FY 09-10**

\$1,000,000 GF

**Language:**

Page 197, line 19, strike "\$238,902,652" and insert "\$239,902,652".



Page 197, strike lines 26 through 34 and insert:

"A. Out of this appropriation, \$3,100,000 the first 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 for fiscal year 2009.)

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Item 213 #1h

**Education: Higher Education**

Virginia Community College  
System

**FY 08-09**

(\$2,048,273)

**FY 09-10**

(\$2,048,273) GF

**Language:**

Page 198, line 25, strike "\$758,550,082" and insert "\$756,501,809".

Page 198, line 25, strike "\$797,947,947" and insert "\$795,899,674".

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 defers two new initiatives proposed in the introduced budget for middle college and simulation training.)

---

Item 213 #2h

**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 college. Thirty days prior to the beginning of each fiscal year, the Virginia Community College System shall report 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 #1h

**Education: Higher Education**

Virginia Community College  
System

Language

**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, of the Acts of Assembly of 2008."

**Explanation:**

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

---

**Education: Higher Education**

Virginia Polytechnic Institute And  
State University

Language

**Language:**

Page 207, after line 5, insert:

"K.1. The General Assembly supports and approves the proposal for the establishment of a new school of medicine and research institute to be created by Virginia Tech, in partnership with the Carilion Clinic, in downtown Roanoke.

2. Virginia Tech is hereby granted approval, pursuant to the Public-Private Educational Facilities and Infrastructure Act of 2002 (§ 56-575.1 et seq, Code of Virginia), to enter into an interim and/or comprehensive agreement with a private entity for the design and construction of the School of Medicine and Research Institute. In order to accelerate development of the project and pursuant to the Memorandum of Understanding between Virginia Tech and Carilion, the General Assembly hereby finds that the project authorization for the School of Medicine and Research Institute granted to Virginia Tech pursuant to House Bill 1547 is sufficient to satisfy the review requirements of § 30-278 et seq., Code of Virginia. Virginia Tech may proceed with evaluation of any PPEA proposal it receives pursuant to guidelines adopted by its Board of Visitors."

**Explanation:**

(This amendment is self-explanatory.)

---

**Education: Higher Education**

Virginia Polytechnic Institute And  
State University

Language

**Language:**

Page 207, strike lines 31 through 39 and insert:

"A. Out of this appropriation, \$7,525,000 the first 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 for fiscal year 2009.)

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Item 230 #1h

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

**Language:**

Page 210, line 14, strike "\$64,749,973" and insert "\$64,874,973".

Page 210, line 14, strike "\$67,330,936" and insert "\$67,455,936".

Page 211, after line 44, insert:

"G. Out of this appropriation, \$125,000 each year from the general fund is designated for the Virginia Electronic Commerce Technology Center (VECTEC) to establish a Petersburg Regional Office in collaboration with the Crater Region PDC to provide economic development assistance."

**Explanation:**

(This amendment is self-explanatory.)

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Item 242 #1h

<b>Education: Other</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
The Science Museum Of Virginia	\$300,000	\$300,000	GF

**Language:**

Page 216, line 38, strike "\$10,946,886" and insert "\$11,246,886".

Page 216, line 38, strike "\$10,902,686" and insert "\$11,202,686".

Page 217, after line 11, insert:

"D. Out of this appropriation, \$400,000 each year from the general fund is designated

to continue a collaborative science education program between the Science Museum of Virginia and the Science Museum of Western Virginia in support of the Standards of Learning."

**Explanation:**

(This amendment is self-explanatory.)

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Item 248 #1h

**Education: Higher Education**

New College Institute

**FY 08-09**

(\$500,000)

**FY 09-10**

(\$500,000) GF

**Language:**

Page 219, line 17, strike "\$2,986,026" and insert "\$2,486,026".

Page 219, line 17, strike "\$2,986,026" and insert "\$2,486,026".

**Explanation:**

(This amendment defers the proposed increase for the New College Institute.)

---

Item 251 #1h

**Education: Higher Education**

Southern Virginia Higher

Education Center

**FY 08-09**

\$0

**FY 09-10**

\$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 254 #1h

**Education: Higher Education**

Higher Education Research

Initiative

**FY 08-09**

(\$4,500,000)

**FY 09-10**

(\$9,750,000) GF

**Language:**

- Page 222, line 22, strike "\$4,500,000" and insert "\$0".
- Page 222, line 22, strike "\$16,750,000" and insert "\$7,000,000".
- Page 222, strike lines 26 through 49.
- Page 223, strike lines 1 through 7.
- Page 223, strike line 8 and insert:  
"A. Out of this appropriation,".
- Page 223, line 9, strike " and ".
- Page 223, line 16, strike "D." and insert "B."
- Page 223, line 16, strike "\$1,000,000" and insert "\$500,000".
- Page 223, strike lines 26 through 56.
- Page 224, strike lines 1 through 3.

**Explanation:**

(This amendment revises the proposed research package and defers investment until fiscal year 2010. Funding for the coastal research has been moved to Item 473.10 of this act.)

Item 254.10 #1h

**Education: Higher Education**

Higher Education

**FY 08-09**  
\$20,350,000

**FY 09-10**  
\$20,350,000 GF

**Language:**

Page 224, after line 5, insert:

"254.10. Higher Education	\$20,350,000	\$20,350,000
Fund Sources: General	\$20,350,000	\$20,350,000."

"A.1. Out of this appropriation, \$20,350,000 the 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	\$670,000
College of William and Mary	715,000
George Mason University	1,900,000
James Madison University	1,180,000
Longwood University	615,000
University of Mary Washington	440,000
Norfolk State University	245,000

Old Dominion University	1,280,000
Radford University	580,000
University of Virginia	1,855,000
University of Virginia at Wise	120,000
Virginia Commonwealth University	1,560,000
Virginia Military Institute	130,000
Virginia Polytechnic Institute & State University	2,945,000
Virginia State University	310,000
Richard Bland College	45,000
Virginia Community College System	5,760,000
<b>Total</b>	<b>\$20,350,000</b>

2. Allocations listed in paragraph A.1. of this item shall be granted to public colleges and universities each year so long as they do not increase tuition and mandatory E & G fees for in-state undergraduate students in that year.

3. 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.

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

5. In each year, any funds in paragraph A.1. not allocated pursuant to the requirements of paragraphs A.2. and A.4. shall be proportionally redistributed among the institutions that have met the requirements of paragraphs A.2. and A 4.

6. No institution shall be eligible for an allocation in the second year, if the average increase in tuition and mandatory E & G fees for in-state undergraduate students over the biennium is greater than five percent. For this purpose, the average increase in tuition and mandatory E & G fees for in-state undergraduate students over the biennium is defined as the increase imposed in the first year plus the increase imposed in the second year divided by two.

7. 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. The Department of Planning and Budget and public colleges and universities shall cooperate with SCHEV to this end. No adjustments to nongeneral fund appropriations in the educational and general program shall be implemented without review by SCHEV. All requested and recommended adjustments shall be reported to the Chairman of the House Appropriations and Senate Finance Committees quarterly during the fiscal year."

**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 its allocation will be proportionally awarded among the institutions that have met the requirements of the tuition incentive moderation fund.)

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Item 255 #1h

**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 "\$58,824,478".

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

Page 225, line 35, strike the second "\$11,590,719" and insert "\$11,665,719".

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 "\$58,824,478".

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. Any unused allocation from this amount shall be reported to the Chairmen of the House Appropriations and Senate Finance Committees.

4. Allocations in paragraph C.2. include \$250,000 the second year to the Virginia Community College System designated for the Booth Education Center of Southwest Virginia Community College. Any unused allocation from this amount shall be reported to the Chairmen of the House Appropriations and Senate Finance Committees."

**Explanation:**

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

---

Item 264 #1h

<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 267 #1h

<b>Finance</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Accounts Transfer Payments	(\$3,971,897)	(\$4,426,897)	GF

**Language:**

Page 232, line 4, strike "\$11,348,276" and insert "\$7,376,379".

Page 232, line 4, strike "\$12,648,276" and insert "\$8,221,379".

**Explanation:**

(This amendment decreases the general fund appropriation for the Line of Duty Act by 35 percent of the funding included in the introduced budget. A companion amendment in Item 397 directs a transfer of House Bill 599 funds to the Line of Duty program to fully fund the program. House Bill 599 funds have traditionally been earmarked to support local law enforcement activities. Approximately 65 percent of the benefits from the Line of Duty Act have traditionally been expended for local employees while the Line of Duty Act has been supported with all state general funds.)

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Item 268 #1h

<b>Finance</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Planning And Budget	(\$287,767)	(\$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.)

---

Item 270 #1h

<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 to submit the returns.)

---

Item 280 #1h

**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 #2h

**Finance**

Treasury Board

**FY 08-09**

\$400,000

**FY 09-10**

(\$21,417,555) GF

**Language:**

Page 242, line 44, strike "\$465,012,430" and insert "\$465,412,430".

Page 242, line 44, strike "\$553,268,952" and insert "\$531,851,397".

Page 243, line 30, strike "\$160,997,143" and insert "\$126,479,588".

Page 244, line 23, strike "\$7,445,675" and insert "\$9,216,675".

Page 244, line 23, strike "\$30,774,585" and insert "\$50,588,585".

Page 245, line 14, strike "\$4,819,000" and insert "\$6,748,000".

Page 245, line 14, strike "\$15,342,190" and insert "\$19,028,190".

Page 245, line 26, strike "\$11,503,250" and insert "\$8,203,250".

Page 245, line 26, strike "\$27,780,830" and insert "\$17,380,830".

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 7.5 years, which is consistent with the useful life of the equipment."

**Explanation:**

(This amendment makes technical adjustments to debt service based on the implementation of the projects included in House Bill 1547, the 21st Century Capital Improvement Program. This amendment also captures debt service savings 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 Treasury's latest estimates of debt service requirements for the 2002 General Obligation Bonds. Debt service is adjusted to account for benchmarking equipment acquired through the higher education equipment trust fund to its average useful life, which is 7.5 years.)

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Item 282 #1h

**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 cooperation with the Commissioners of the Department for the Aging and the Department of Social Services, shall review the report on the feasibility of transferring adult programs from the Virginia Department of Social Services to the Virginia Department for the Aging and develop a plan detailing the steps necessary to effect such a transfer of responsibilities by July 1, 2010. The plan shall provide detailed information on how such a transfer would occur; the personnel to be transferred and associated agency costs and savings; the fiscal impact of moving, including equipment needs and office space; a timeline of how these responsibilities could be transferred in a phased in approach to reduce the fiscal impact of this action; and the statutory and regulatory framework needed to effect such a transfer of responsibilities. The Secretary shall report on the plan to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees by December 1, 2008."

**Explanation:**

(This amendment directs the Secretary of Health and Human Resources, in cooperation with the Commissioner of the Departments of Aging and Social Services, to develop a detailed plan to transfer adult services and adult services licensing from

the Department of Social Services to the Department for the Aging by fiscal year 2011.)

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Item 282 #2h

**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 cooperation with the Department of Mental Health, Mental Retardation and Substance Abuse Services and the Department of Social Services, shall identify and report on the specific programmatic, regulatory and statutory changes that would be required to develop and implement a pilot housing program to allow for the portability of auxiliary grants to pay for housing of consumers who receive case management services from a community services board or behavioral health authority and who are currently receiving auxiliary grants. The report shall include detailed 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 programmatic framework shall be developed to be budget neutral. The Secretary shall provide the report to the Governor and the General Assembly by December 1, 2008."

**Explanation:**

(This amendment directs the Secretary of Health and Human Resources to provide a report on the specific programmatic, regulatory and statutory changes needed to develop and implement a budget neutral housing program on a pilot basis which would allow mentally disabled consumers to use Auxiliary Grant payments for housing arrangements other than assisted living facilities.)

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Item 283 #1h

**Health And Human Resources**

Comprehensive Services For

**FY 08-09**

\$0

**FY 09-10**

(\$965,579) GF

At-Risk Youth And Families

**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 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.)

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Item 283 #2h

<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 288, line 6, after "MM.", insert "1."  
Page 288, after line 39, insert:  
"2. Community Policy and Management Teams shall use Medicaid-funded services whenever available. Effective July 1, 2010, pool funds shall not be spent for any service that can be funded through Medicaid for Medicaid eligible children and youth.

**Explanation:**

(This amendment requires Community Policy and Management Teams (CPMTs) to use Medicaid funded services whenever they are available for the appropriate treatment of children and youth receiving CSA services. It also 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.)

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Comprehensive Services For At-Risk Youth And Families	\$941,381	\$5,108,295	GF

**Language:**

Page 250, line 13, strike "\$357,127,702" and insert "\$358,069,083".

Page 250, line 13, strike "\$376,859,856" and insert "\$381,968,151".

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 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 will 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, line 43, strike "25 percent" and insert:

"5 percent. Beginning July 1, 2009, the local match rate for foster care services for each locality shall be reduced by 25 percent below the fiscal year 2007 base rate".

Page 253, line 46, strike "50 percent" and insert:

"20 percent below the fiscal year 2007 base rate".

Page 253, line 47, strike "and in subsequent years,".

Page 253, line 48, strike "55" and insert "25".

Page 253, line 49, after "rate.", insert:

"Beginning July 1, 2009, and in subsequent years, the local match rate for each locality shall be 50 percent below the fiscal year 2007 base rate."

Page 253, strike lines 50 and 51.

Page 253, line 52, strike "by 24 percent." and insert:

"d. 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 53, strike "2010" and insert "2009".

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

Page 253, line 54, strike "40" and insert "15".

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

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

Page 253, line 56, strike "50" and insert "20".

Page 254, line 1, after "rate", insert:

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

### **Explanation:**

(This amendment 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 raises the state share of funding in CSA for community-based services by 20 percent for the first six months of fiscal year 2009 and 25 percent for the second six months of fiscal year 2009 and by 50 percent beginning in fiscal year 2010. The state share of funding for CSA foster care services is increased by 5 percent in fiscal year 2009 and 25 percent in fiscal year 2010. In addition, language lowers the state share of funding for residential services as an incentive to promote a system of community-based care for children in CSA by 15 percent beginning January 1, 2009, and by 20 percent beginning in fiscal year 2010, after the first \$200,000 in 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 these cases to the community for services.)

---

Item 284 #1h

**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, 2008."

**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.)

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Item 290 #1h

**Health And Human Resources**

Department Of Health

Language

**Language:**

Page 261, after line 26, insert:

"E. Notwithstanding any other provision of law or regulations, 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 294 #1h

**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 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, pursuant to House Bill 1532.)

---

Item 294 #2h

**Health And Human Resources**

Department Of Health

**FY 08-09**

(\$157,711)

-2.00

**FY 09-10**

(\$153,363)

-2.00

GF

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 Virginia 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 funds and two positions.)

---

Item 294 #3h

<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 262, line 47, strike "\$13,209,075" and insert "\$13,059,193".  
Page 262, line 47, strike "\$13,204,727" and insert "\$13,054,845".  
Page 263, strike lines 15 through 19.  
Page 263, line 20, strike "3" and insert "2".

**Explanation:**

(This amendment eliminates general funds for the regional health planning agencies and eliminates language relating to the expenditure of general fund balances each year. 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 receive \$1.2 million in COPN fee revenue to operate their programs.)

---

Item 295 #1h

<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 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.)

---

Item 295 #2h

<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 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.)

---

Item 297 #1h

<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 diseases.)

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Item 297 #2h

**Health And Human Resources**

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 Northern Neck and Emporia.)

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Item 297 #3h

**Health And Human Resources**

Department Of Health

**FY 08-09**  
(\$325,000)

**FY 09-10**  
(\$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.1."

**Explanation:**

(This amendment eliminates funding of \$325,000 each year for grants for electronic health records.)

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<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 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.)

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<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 had provided an additional \$1.5 million each year to the Foundation.)

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Item 297 #6h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Health	(\$50,000)	(\$50,000)	GF

**Language:**

Page 266, line 53, strike "\$18,919,904" and insert "\$18,869,904".

Page 266, line 53, strike "\$18,919,904" and insert "\$18,869,904".

Page 272, strike lines 27 through 30.

Page 272, line 31, strike "V." and insert "U."

**Explanation:**

(This amendment eliminates new funding contained in the introduced budget of \$50,000 each year for the Virginia Dental Health Foundation.)

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Item 297 #7h

<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 redirects funding for domestic violence services from a new program contained in the introduced budget for the Domestic Violence Prevention Enhancement and Leadership Through Alliances (DELTA) program to established domestic violence programs in the Commonwealth. A companion amendment in Item 341 provides funding to established local domestic violence programs.)

---

Item 297 #8h

<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 299 #1h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
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.)

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Item 304 #1h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance Services	(\$659,958)	(\$659,958)	GF

**Language:**

Page 274, line 29, strike "\$10,529,376" and insert "\$9,869,418".

Page 274, line 29, strike "\$10,753,523" and insert "\$10,093,565".

**Explanation:**

(This amendment captures general fund savings each year from a revised estimate of involuntary mental commitment payments in the 2008-10 biennium.)

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Item 305 #1h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance	(\$1,000,451)	(\$1,571,514)	GF
Services	(\$1,857,981)	(\$2,918,526)	NGF

**Language:**

Page 275, line 1, strike "\$120,391,501" and insert "\$117,533,069".

Page 275, line 1, strike "\$135,096,808" and insert "\$130,606,768".

Page 275, line 39, strike "200" and insert "185".

**Explanation:**

(This amendment reduces general fund amounts contained in the introduced budget in each year for an expansion of the FAMIS Moms program, which provides medical coverage to low-income pregnant women who meet the financial eligibility requirements. The introduced budget proposed expanding eligibility from 185 to 200 percent of the federal poverty level beginning July 1, 2008. This amendment would keep eligibility at 185 percent of the federal poverty level, consistent with actions by the 2007 General Assembly which increased eligibility beginning July 1, 2007, from 166 percent to 185 percent of the federal poverty level.)

Item 305 #2h

<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 305 #3h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
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Department Of Medical Assistance	(\$583,121)	(\$583,121)	GF
Services	(\$1,082,939)	(\$1,082,939)	NGF

**Language:**

Page 275, line 1, strike "\$120,391,501" and insert "\$118,725,441".

Page 275, line 1, strike "\$135,096,808" and insert "\$133,430,748".

**Explanation:**

(This amendment captures savings each year from a revised estimate of Family Access to Medical Insurance Security (FAMIS) payments for children's health insurance in the 2008-10 biennium.)

Item 306 #1h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance	(\$3,757,385)	(\$3,757,385)	GF
Services	\$3,757,385	\$3,757,385	NGF

**Language:**

Page 283, line 4, after "V", insert "1."

Page 283, line 6, strike "298,607,021" and insert "302,364,406".

Page 283, line 6, strike "302,677,095" and insert "306,434,480".

Page 283, after line 7, insert:

"2. Notwithstanding any other provision of law, the State Comptroller shall deposit 100 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 modifies language in the Department of Medicaid Assistance Services to direct a new stream of payments the Commonwealth is expected to receive pursuant to the Master Settlement Agreement with tobacco product manufacturers to be deposited into the Virginia Health Care Fund. The Master Settlement Agreement requires that a Strategic Contribution Fund payment be made to states beginning in 2008 and continuing 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 approximately \$6.3 million annually. Language directs that 100 percent of the Strategic Contribution Fund payments to

Virginia be provided to the Virginia Health Care Fund to offset general fund costs in the Medicaid program. The amendment reduces the general fund by \$3.8 million each year in the Virginia Medicaid program and adds a commensurate amount of nongeneral funds each year from the Virginia Health Care Fund.)

Item 306 #2h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance	\$10,291,450	\$20,582,900	GF
Services	\$10,291,450	\$20,582,900	NGF

**Language:**

- Page 276, line 1, strike "\$5,521,541,169" and insert "\$5,542,124,069".
- Page 276, line 1, strike "\$5,818,036,403" and insert "\$5,859,202,203".
- Page 276, line 43, strike "205,261,932" and insert "215,553,382".
- Page 276, line 43, strike "205,261,932" and insert "215,553,382".
- Page 276, line 45, strike "207,943,658" and insert "228,526,558".
- Page 276, line 45, strike "207,943,658" and insert "228,526,558".

**Explanation:**

(This amendment provides \$10.3 million from the general fund in the first year and \$20.6 million from the general fund in the second year and an equal amount of federal Medicaid matching funds in each year to increase services provided under the mental retardation waiver program by 650 slots over the biennium. 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. The introduced budget provided an additional 150 wavier slots over the biennium. The combined total of 800 new slots would serve roughly 50 percent of the individuals on the urgent care waiting list as of December 2007.)

Item 306 #3h

<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 antianxiety 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 #4h

<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 #5h

## **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 incentivize 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.)

---

**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 paid for funds to individual supported employment services provided by home- and community-based Medicaid waiver service providers so they 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.)

---

**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 #8h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance Services	(\$10,752,772)	(\$10,752,772)	GF

**Language:**

Page 276, line 1, strike "\$5,521,541,169" and insert "\$5,510,788,397".

Page 276, line 1, strike "\$5,818,036,403" and insert "\$5,807,283,631".

Page 289, after line 18, insert:

"RR. The Department of Medical Assistance Services shall amend the State Plan for Medical Assistance Services governing Medicaid reimbursement to nursing facilities to eliminate the rebasing of reimbursement rates beginning July 1, 2008. Such amendments to the State Plan shall become effective within 280 days or less from the enactment of this act."

**Explanation:**

(This amendment eliminates funding in the Department of Medical Assistance Services for rebasing the Medicaid reimbursement rates for nursing facilities during the 2008-10 biennium. The introduced budget assumed that these rates would be rebased effective July 1, 2008. Nursing home rates were rebased in fiscal year 2007.)

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Item 306 #9h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance Services	(\$8,156,589)	(\$8,156,589)	GF
	(\$8,156,589)	(\$8,156,589)	NGF

**Language:**

Page 276, line 1, strike "\$5,521,541,169" and insert "\$5,505,227,991".

Page 276, line 1, strike "\$5,818,036,403" and insert "\$5,801,723,225".

**Explanation:**

(This amendment captures Medicaid savings from a revised estimate of Medicaid payments in the 2008-10 biennium.)

Item 306 #10h

**Health And Human Resources**

**FY 08-09**

**FY 09-10**

Department Of Medical Assistance	(\$18,094,744)	(\$19,606,577)	GF
Services	(\$18,094,744)	(\$19,606,577)	NGF

**Language:**

Page 276, line 1, strike "\$5,521,541,169" and insert "\$5,485,351,681".

Page 276, line 1, strike "\$5,818,036,403" and insert "\$5,778,823,249".

Page 289, after line 18, insert:

"RR. The Department of Medical Assistance Services shall amend the State Plan to accomplish the following: effective July 1, 2008, each hospital's operating rate per case and rehab operating rates per day shall be set equal to 95.4 percent of the rates which otherwise would have been set. Managed care capitation rates shall reflect this adjustment to fee-for-service rates. The Department shall have the authority to implement these reimbursement changes effective July 1, 2008, and prior to the completion of any regulatory process undertaken in order to effect such change."

**Explanation:**

(This amendment reduces funding in the Department of Medical Assistance Services for inflation applied to hospital operating rates per case and rehab operating rates per day. The introduced budget contained an inflation factor of 4.6 percent for hospital reimbursement rates each year in the 2008-10 biennium. This eliminates the inflation adjustment for most hospitals with the exception of the state's teaching hospitals and psychiatric inpatient services. Reimbursements for most Medicaid services are not automatically inflated each year. Hospital payment rates were rebased to reflect more current costs as of July 1, 2007.)

Item 306 #11h



<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 reduces general fund amounts for the Virginia Medicaid program and increases nongeneral funds from the Virginia Health Care Fund by \$6.7 million in the first year. This change reflects the revenue that is expected to be received as a Medicaid recovery due to a settlement with Merck over Medicaid overpayments for prescription drugs. The settlement will be deposited into the Virginia Health Care Fund which is used to offset general fund costs in the Medicaid program.)

Item 306 #12h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance	(\$239,944)	(\$358,944)	GF
Services	(\$239,944)	(\$408,944)	NGF
	-1.00	-2.00	FTE

**Language:**

Page 276, line 1, strike "\$5,521,541,169" and insert "\$5,521,061,281".

Page 276, line 1, strike "\$5,818,036,403" and insert "\$5,817,268,515".

**Explanation:**

(This amendment captures savings in each year in the Department of Medical Assistance Services by level funding staffing and administrative costs for a program to integrate acute and long-term services. Currently, the department has 3.0 full-time equivalent positions dedicated to this activity.)

Item 309 #1h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance	(\$150,000)	\$0	GF
Services			

**Language:**

Page 289, line 45, strike "\$16,112,481" and insert "\$15,962,481".  
Page 290, strike lines 42 through 45.

**Explanation:**

(This amendment eliminates a transfer of \$150,000 from the general fund to the Uninsured Medical Catastrophe Fund. Currently, the Fund receives contributions from individuals who voluntarily designate income tax refunds or payments for it.)

---

Item 309 #2h

<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 a new initiative, the VirginiaShare Health Insurance Program, contained in the introduced budget.)

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Item 310 #1h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Medical Assistance Services	(\$1,216,678)	(\$1,216,678)	GF
	(\$2,259,545)	(\$2,259,545)	NGF

**Language:**

Page 290, line 47, strike "\$85,863,515" and insert "\$82,387,292".  
Page 290, line 47, strike "\$91,720,528" and insert "\$88,244,305".

**Explanation:**

(This amendment captures savings each year from a revised estimate in payments for medical assistance services for low-income children through the State Children's Health Insurance Program (SCHIP) in the 2008-10 biennium.)

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Item 315 #1h

**Health And Human Resources**

Department Of Mental Health,  
Mental Retardation And Substance  
Abuse Services

Language

**Language:**

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.)

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Item 315 #2h

**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.)

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Item 315 #3h

**Health And Human Resources**

Department Of Mental Health,  
Mental Retardation And Substance

Language

Abuse Services

**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 315 #4h

<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	(\$151,600)	(\$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.)

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Item 316 #1h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Grants To Localities	\$1,600,000	\$1,600,000	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 "\$318,536,879".

Page 305, after line 46, insert:

"NN. Out of this appropriation, \$1,600,000 each 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 800 new mental retardation waiver slots over the biennium to assist individuals who are in need of community residential services. Funding may be used for home or vehicle modifications, furniture, clothing, and bedding or other one-time costs.)

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Item 316 #2h

**Health And Human Resources**

Grants To Localities

Language

**Language:**

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, \$13,300,000 the first year and \$20,600,000 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, 2008 Session of the General Assembly. Funding provided in this item shall be used to offset the fiscal impact of (i) establishing and providing mandatory outpatient treatment, pursuant to House Bill 499, 2008 Session of the General Assembly; (ii) attendance at involuntary commitment hearings by the independent evaluator designated by the community services board and community services board staff who have completed the prescreening report, pursuant to House Bill 560, 2008 Session of the General Assembly; and (iii) court-appointed counsel for indigent petitioners in involuntary commitment proceedings, pursuant to House Bill 267, 2008 Session of

the General Assembly.

The Commissioner of Mental Health, Mental Retardation and Substance Abuse Services, in cooperation with the Virginia Association of Community Services Boards, the Office of the Executive Secretary of the Supreme Court, the Department of Medical Assistance Services, 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 agencies and services to address the mental health treatment needs of consumers with mental illness, funding needed to support the involuntary commitment process at the Supreme Court, 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 deletes language in the introduced budget which allocates specific amounts of new funding for community mental health services between services for grants to localities. 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 the funding is appropriately allocated among services and agencies to address the emergency mental health needs for individuals projected to utilize services and for those who meet the criteria for mental health treatment pursuant to House Bill 559, 2008 Session of the General Assembly, as well as to ensure the funding addresses the fiscal impact of new mental health legislation passed by the 2008 General Assembly. The Commissioner of Mental Health, Mental Retardation and Substance Abuse Services is required to work with interested parties in implementing the 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 #3h

**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 #1h

**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 336 #1h

**Health And Human Resources**

Woodrow Wilson Rehabilitation  
Center

**FY 08-09**  
(\$100,000)

**FY 09-10**  
(\$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 the elimination of the 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 338 #1h

<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 #2h

<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 #3h

<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

**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".

**Explanation:**

(This amendment eliminates new funding contained in the introduced budget for new case managers to supplement services in five reentry pilot programs which provide specialized assistance to ex-offenders.)

---

Item 339 #1h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	\$0	(\$1,000,000)	GF

**Language:**

Page 318, line 38, strike "\$346,819,432" and insert "\$345,819,432".

Page 319, after line 27, insert:

"F. Beginning July 1, 2008, the Commissioner of Social Services shall work with localities with 2007 provisional population estimates of 20,000 or less to begin consolidating administrative operations with neighboring localities to achieve general fund savings of \$1,000,000 the second year in administrative reimbursements to single jurisdiction local social services departments."

**Explanation:**

(This amendment requires the Commissioner of Social Services to work with localities to achieve administrative savings of \$1.0 million in fiscal year 2010 by consolidating the administrative operations of single jurisdiction local departments of social services in localities with 2007 provisional population estimates of less than 20,000. Based on the 2007 provision population data, 45 localities with populations less than 20,000 operate a single jurisdiction local department of social services. Efficiencies can be achieved through the consolidation of administrative activities.)

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Item 340 #1h

<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

**Language:**

Page 319, line 28, strike "\$718,038,512" and insert "\$718,088,472".

Page 319, line 28, strike "\$718,038,512" and insert "\$718,009,382".

**Explanation:**

(This amendment provides \$356,126 in the first year and \$323,626 in the second year from the general fund for the fiscal impact of House Bill 1257, which authorizes the Department of Social Services to establish Intensive Case Monitoring pilot programs. 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.)

---

Item 341 #1h

<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 #2h

<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

**Language:**

Page 320, line 32, strike "\$45,713,449" and insert "\$44,713,449".  
Page 320, line 32, strike "\$45,713,449" and insert "\$44,713,449".

**Explanation:**

(This amendment reduces the general fund by \$1.0 million each year to reflect revised estimates of spending for Auxiliary Grants.)

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Item 342 #1h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	(\$3,369,870)	(\$3,572,385)	GF

**Language:**

Page 322, line 9, strike "\$163,057,764" and insert "\$159,687,894".  
Page 322, line 9, strike "\$171,706,782" and insert "\$168,134,397".

**Explanation:**

(This amendment eliminates new funding contained in the introduced budget for child welfare recruitment and retention activities.)

---

Item 342 #2h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	(\$2,163,948)	(\$2,192,409)	GF

**Language:**

Page 322, line 9, strike "\$163,057,764" and insert "\$160,893,816".  
Page 322, line 9, strike "\$171,706,782" and insert "\$169,514,373".

**Explanation:**

(This amendment eliminates new funding contained in the introduced budget for child welfare worker training.)

---

Item 343 #1h

<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
	2.00	2.00	FTE

**Language:**

Page 323, line 19, strike "\$44,896,641" and insert "\$45,096,641".

Page 323, line 19, strike "\$44,896,641" and insert "\$45,096,641".

Page 323, after line 28, insert:

"Out of this appropriation, \$200,000 the first year and \$200,000 the second year from the general fund shall be provided for the Office of Immigrant Assistance, pursuant to House Bill 1174, 2008 Session of the General Assembly."

**Explanation:**

(This amendment redirects \$200,000 each year from the general fund in new funding for the Office of Newcomer Services to be used for the implementation of House Bill 1174 which establishes the Office of Immigrant Assistance. Funding to staff the office is estimated to be approximately \$200,000 each year.)

Item 343 #2h

<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 reduces funding for a new grant program in the Office of Newcomer Services by \$250,000 each year from the general fund. A companion amendment redirects the funding to be used for the implementation of House Bill 1174 which establishes the Office of Immigrant Assistance.)

Item 344 #1h

<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 amounts 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 #2h

<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."

**Explanation:**

(This amendment eliminates \$62,000 from the general fund in new funding in the first year for the Central Virginia Food Bank.)

Item 344 #3h

<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 amounts provided for the Healthy Families Virginia 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.)

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Item 344 #4h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	\$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 amounts 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.)

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Item 344 #5h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Social Services	\$0	(\$187,000)	GF
	(\$187,000)	\$0	NGF

**Language:**

Page 323, line 30, strike "\$37,441,324" and insert "\$37,254,324".

Page 323, line 30, strike "\$38,379,324" and insert "\$38,192,324".

Page 325, strike lines 11 through 28.

Page 352, line 29, strike "K." and insert "G.".

Page 352, line 34, strike "L." and insert "H.".

Page 352, line 40, strike "M." and insert "I.".

Page 352, line 46, strike "N." and insert "J.".

Page 352, line 49, strike "O." and insert "K.".

Page 353, line 1, strike "P." and insert "L.".

**Explanation:**

(This amendment eliminates funding of \$187,000 each year for several 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, People Inc., United Ministries and Craig County.)

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Item 344 #6h

<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 #1h

<b>Health And Human Resources</b>	
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 #2h

**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 is self-explanatory.)

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Item 349 #1h

**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.)

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Item 350 #1h

<b>Health And Human Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Board For People With Disabilities	\$151,600	\$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.)

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Item 361 #1h

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
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 citizen's 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 #2h

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Conservation And Recreation	(\$6,000,000)	\$0	GF
	(\$14,000,000)	\$0	NGF

**Language:**

Page 335, line 48, strike "\$64,245,793" and insert "\$44,245,793".  
Page 337, strike lines 5 through 18.  
Page 337, line 19, strike "G.2." and insert "G."

**Explanation:**

(This amendment eliminates the appropriation of \$6.0 million from the general fund, the diversion of \$9.0 million in interest earned on prior appropriations for upgrading wastewater treatment plants, and a deduction of \$5.0 million from the Water Quality Improvement Fund reserve fund established by the General Assembly during its 2004 Session. A companion amendment appropriates funding for deposit into the newly created Virginia Natural Resources Commitment Fund for the implementation of agricultural best management practices.)

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Item 361 #3h

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Conservation And Recreation	\$6,000,000	\$0	GF
	\$9,000,000	\$0	NGF

**Language:**

Page 335, line 48, strike "\$64,245,793" and insert "\$79,245,793".

Page 337, after line 4, insert:

"G. Included in the amounts appropriated within this item are \$6,000,000 the first year from the general fund and \$9,000,000 the first year in nongeneral fund revenue derived from the reserve fund established by the General Assembly within the Water Quality Improvement Fund, as described in paragraph B. of Item 360, and \$15,000,000 the second year as provided in the revenue reserve fund contained in Item 473.1 of this act. These amounts shall be deposited into the Virginia Natural Resources Commitment Fund, established pursuant to House Bill 1335 of the 2008 Session of the General Assembly, for the implementation of agricultural best management practices."

Page 337, line 5, strike "G.1." and insert "H.1."

Page 337, line 19, strike "G.2." and insert "2."

**Explanation:**

(This amendment provides \$6.0 million the first year from the general fund and \$9.0 million the first year from the reserve fund established within the Water Quality Improvement Fund and \$15.0 million the second year as provided in the revenue reserve fund contained in Item 473.1 of this Appropriation Act for deposit into the Virginia Natural Resources Commitment Fund, established pursuant to House Bill 1335 of the 2008 Session of the General Assembly, to implement agricultural best management practices across Virginia. The reserve fund within the Water Quality Improvement Fund, which was established by the 2004 Session of the General Assembly, was designed for use when there were no year-end general fund surpluses available for deposit into the Water Quality Improvement Fund. Given that nonpoint source pollution control strategies are supported solely from any surpluses deposited to the Water Quality Improvement Fund, the reserve fund was implemented to protect against the elimination of those services.)

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Item 361 #4h

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Conservation And Recreation	(\$500,000)	(\$500,000)	GF

**Language:**

Page 335, line 48, strike "\$64,245,793" and insert "\$63,745,793".

Page 335, line 48, strike "\$44,245,793" and insert "\$43,745,793".

Page 336, line 51, strike the first "\$1,350,000" and insert "\$850,000".

Page 336, line 51, strike the second "\$1,350,000" and insert "\$850,000".

**Explanation:**

(This amendment reduces the additional general fund support provided for the issuance of loans and grants to private entities and localities for improving the safety of dams that need renovation or repair. With this action, an additional \$500,000 for each year of the biennium will be provided to augment funding for these grants and loans. House Bill 837 of the 2008 Session of the General Assembly also provides another financing method for the improvement of dams -- payment by developers who build within a dam's established spillways or inundation zones. If enacted by the General Assembly, this legislation could reduce the need for the loans and grants the Dam Safety, Flood Prevention and Protection Fund would be required to issue.)

Item 361 #5h

**Natural Resources**

Department Of Conservation And  
Recreation

**FY 08-09**

\$250,000

**FY 09-10**

\$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 component 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.)

Item 362 #1h

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Department Of Conservation And Recreation	\$100,000	\$0 GF

**Language:**

Page 337, line 24, strike "\$49,912,884" and insert "\$50,012,884".

Page 338, after line 42, insert:

"K. Out of the amounts appropriated for Financial Assistance for Recreational Development, and pursuant to § 10.1-1618, Code of Virginia, \$100,000 the first year from the general fund is provided to the Virginia Recreational Facilities Authority."

**Explanation:**

(This amendment provides funding for the continuing operations of the gubernatorially-appointed Virginia Recreational Facilities Authority Board. The board provides a visitor center focusing on area natural and historical resources, as well as land and waterway trails. Pursuant to § 10.1-1618, Code of Virginia, should the Authority cease its operations it must transfer the title to any real property it holds to the Commonwealth for administration by the Department of Conservation and Recreation.)

Item 362 #2h

**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.)

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Conservation And Recreation	\$0 0.00	(\$1,500,000) -15.00	GF 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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<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Conservation And Recreation	(\$950,000)	(\$950,000)	GF

**Language:**

Page 337, line 24, strike "\$49,912,884" and insert "\$48,962,884".

Page 337, line 24, strike "\$51,412,884" and insert "\$50,462,884".

**Explanation:**

(This amendment reduces the level of general fund support for the Virginia Outdoors Foundation by \$950,000 each year. This amount was contained in Chapter 847, the Appropriation Act of 2007, as a one-time appropriation in the first year to assist the Virginia Outdoors Foundation with technology upgrades and other expenses. The Governor's introduced budget that year also contained this amount as a one-time expense. The Virginia Outdoors Foundation currently receives a \$1.00 fee on each deed recorded in any locality in which the foundation holds an easement.)

These fees are estimated to produce \$1.3 million each year for the Virginia Outdoors Foundation's operations. As more easements are recorded in more localities across Virginia, this fee revenue will increase as well.)

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Item 362 #5h

<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 in each year of the biennium remains for the foundation's land acquisition purposes. The reductions are possible because of the large land acquisition funding that has been included in House Bill 1547 of the 2008 Session of the General Assembly.)

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Item 362 #6h

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Conservation And Recreation	\$250,000	\$250,000	GF

**Language:**

Page 337, line 24, strike "\$49,912,884" and insert "\$50,162,884".

Page 337, line 24, strike "\$51,412,884" and insert "\$51,662,884".

**Explanation:**

(This amendment provides \$250,000 each year in additional general fund support for the operations of Virginia's state parks. Support for the operations of the state parks system has been an on-going commitment of the General Assembly. Since 2005, the General Assembly has appropriated \$9.9 million in additional funding for

state park operations, including the creation of 88 full-time positions.)

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Item 368 #1h

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Environmental Quality	(\$3,000,000)	(\$3,000,000)	GF

**Language:**

Page 340, line 49, strike "\$119,884,181" and insert "\$116,884,181".

Page 340, line 49, strike "\$117,934,181" and insert "\$114,934,181".

Page 341, strike lines 13 through 21.

Page 341, line 22, strike "B."

**Explanation:**

(This amendment captures \$3.0 million in additional general fund support for each year of the biennium for combined sewer overflow projects in the cities of Richmond and Lynchburg. Given that available general fund revenues have declined significantly, the progress that the two cities have made in addressing their combined sewer overflow problems, and the lack of federal funding for this issue, remaining general fund resources have been directed to pollution control commitments with a statewide impact.)

---

Item 368 #2h

<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 was to serve as match for additional federal funds. However, when the Department of Environmental Quality announced that Virginia could fulfill its responsibilities for reducing nitrogen and phosphorus pollution from wastewater treatment plants, these additional federal funds were not available. Given that progress, and the fact that the



majority of the loans made by the Virginia Water Facilities Revolving Loan Fund are based upon the stream of repayments previously made loans, it did not seem this additional general fund support was warranted given the reduction in available general fund resources. Moreover, it was just two years ago that the Governor's introduced budget captured \$3.9 million general fund support for fiscal year 2007 for these federal dollars and an additional \$720,000 in general fund support for these federal dollars for fiscal year 2008.)

---

Item 371 #1h

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Game And Inland Fisheries	\$25,000	\$25,000	NGF

**Language:**

Page 342, line 32, strike "\$5,388,308" and insert "\$5,413,308".

Page 342, line 32, strike "\$5,388,308" and insert "\$5,413,308".

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 navigation 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.)

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Item 371 #2h

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Game And Inland Fisheries	\$25,000	\$25,000	NGF

**Language:**

Page 342, line 32, strike "\$5,388,308" and insert "\$5,413,308".

Page 342, line 32, strike "\$5,388,308" and insert "\$5,413,308".

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 navigation 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 #1h

**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 376 #1h

**Natural Resources**

Marine Resources Commission

**FY 08-09**

(\$246,278)

\$246,278

**FY 09-10**

(\$246,278) GF

\$246,278 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 now supporting Marine Life Regulation Enforcement.

J. Pursuant to § 28.2-208, Code of Virginia, \$100,000 in nongeneral fund proceeds

from the Marine Fishing Improvement Fund shall be used each year to supplant a similar amount of general fund support currently supporting Chesapeake Bay Fisheries Management and Oyster Propagation and Habitat Improvement. The Marine Resources Commission shall determine the method for distributing this \$100,000 between the two marine fisheries management programs."

**Explanation:**

(This amendment supplants general fund support for Marine Life Regulation Enforcement, Chesapeake Bay Fisheries Management, and Oyster Propagation and Habitat Improvement using license revenue collected from the sale of commercial and recreational fishing licenses. The total amount of general fund support that will be supplanted by these license revenues is \$246,278. Currently, the Marine Resources Commission uses a large portion of these license revenues to provide grants to other state agencies and non-state agencies for various projects. Further, when confronted by the need to reduce its budget, the Marine Resources Commission offered up the use of these license fee revenues to offset its budget reductions. That strategy was adopted by the Governor in his October 2007 budget reduction plan.)

Item 380 #1h

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Museum Of Natural History	(\$150,000)	(\$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.)

Item 381 #1h

**Public Safety**

Secretary Of Public Safety

Language

**Language:**

Page 350, after line 30, insert:

"C. The Secretary shall provide a report regarding the incidence of traumatic brain injury present in the adult and juvenile offender populations 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 provide a report to the Chairmen of the House Appropriations and Senate Finances Committees regarding the number of state prison inmates and youth in the custody of the Department of Juvenile Justice on the prevalence of traumatic brain injuries in these populations.)

Item 382 #1h

**Public Safety**

Commonwealth's Attorneys'  
Services Council

**FY 08-09**  
(\$774,732)  
(\$38,450)  
-7.00

**FY 09-10**  
(\$774,732) GF  
(\$38,450) NGF  
-7.00 FTE

**Language:**

Page 350, line 37, strike "\$813,182" and insert "\$0".

Page 350, line 37, strike "\$813,182" and insert "\$0".

Page 350, strike lines 35 through 49.

Page 351, strike lines 1 through 5.

**Explanation:**

(This amendment consolidates the Commonwealth's Attorneys' Services Council into the Office of the Attorney General. A companion amendment provides funding to the Office of the Attorney General to assume the responsibility for providing prosecutorial training, technical assistance, and dissemination of information to Commonwealth's Attorneys. The Office of the Attorney General is responsible for defending criminal convictions on appeal as well as defending Virginia when prisoners sue the Commonwealth regarding their convictions.)

Item 387 #1h

<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 the funding and positions for a new initiative associated with the creation of probation and parole transitional specialists that would work with offenders leaving state correctional centers and returning to the Richmond and Hampton Roads areas.)

Item 387 #2h

**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 the ability of probation and parole to directly refer probation violators to diversion and detention centers.)

Item 388 #1h

**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 a new regional jail facility."

**Explanation:**

(This is a technical amendment that eliminates unnecessary language regarding

the efficacy of establishing a regional jail for the Counties of Patrick and Henry and the City of Martinsville. In addition, the amendment substitutes the adopted title for the regional jail authority instead of referring to the individual localities.)

---

Item 388 #2h

**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 that would also serve a dual purpose as a regional quarantine facility.)

---

Item 388 #3h

**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 to the existing local jail facility."

**Explanation:**

(This amendment provides the City of Chesapeake an exemption to the moratorium on local and regional jail construction projects.)

---

Item 388 #4h

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 354, after line 48, insert:

"g. Notwithstanding the provisions of §§ 53.1-80 through 53.1-82, Code of Virginia, the Virginia Peninsula Regional Jail Authority, in order to proceed in planning for an expansion of the existing regional jail facility, may submit the required community-based corrections plan, facility specifications, and expected construction and other project costs to the Board of Corrections for review prior to March 1, 2008. Furthermore, the Governor may include a recommendation for funding such project for consideration by the General Assembly at its 2009 Session."

**Explanation:**

(This amendment provides an exemption from the moratorium on new jail construction and expansion projects for the Virginia Peninsula Regional Jail Authority to expand its current regional jail facility and to submit the required planning documents to the Board of Corrections for review and possible inclusion in the budget submitted by the Governor to the General Assembly for consideration during its 2009 Session.)

---

Item 388 #5h

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 354, after line 48, insert:

"g. Powhatan and Gloucester counties and the City of Richmond, in order to proceed in planning for a regional jail. However, the City of Richmond is also exempted in order to proceed with replacement of its existing jail facility. 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, including a comparative analysis of the long-term operating costs of a regional jail versus a local jail, and documentation that the City has determined whether or not there is interest in creating a regional jail with the County of Powhatan and the County of Gloucester, or interest from other localities or regional authorities."

**Explanation:**

(This amendment provides an exemption from the moratorium on local jail

construction and expansion projects for the City of Richmond. Included in the amendment is also authorization for an exemption from the jail construction and expansion moratorium for a regional jail involving the City of Richmond and the counties of Powhatan and Gloucester. The amendment requires the City of Richmond to report to the Department of Corrections what the costs and benefits would be to both the City and the Commonwealth depending upon whether a regional jail or local jail is constructed. This report is also to be used to determine if Powhatan and Gloucester are truly interested in the development of a regional jail located in the City of Richmond.)

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Item 388 #6h

**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 to the existing local jail facility."

**Explanation:**

(This amendment provides the County of Charlotte an exemption to the moratorium on local and regional jail construction projects.)

---

Item 388 #7h

**Public Safety**

Department Of Corrections

Language

**Language:**

Page 354, after line 48, insert:

"g. The Prince William-Manassas Regional Jail, in order to proceed in planning for an expansion to the existing adult detention center."

**Explanation:**

(This amendment provides the Prince William-Manassas Regional Jail an exemption to the moratorium on local and regional jail construction projects.)

---

Item 390 #1h



**Public Safety**

Department Of Corrections

Language

**Language:**

Page 360, after line 6, insert:

"J. The Department of Corrections and the Department of Correctional Education shall, in partnership with Liberty University, develop a self-contained, computer-based program providing remedial secondary and general education diploma instruction, remedial college course instruction, and post-secondary instruction to offenders to improve their ability to reenter society upon their release from secure confinement. This self-contained, computer-based program shall include the capacity for differentiated learning and shall be established on a pilot basis at the Green Rock Correctional Center using computers and equipment provided by the Department of Correctional Education and Liberty University by September 1, 2008. The Department of Corrections and the Department of Correctional Education shall provide a report to the Chairmen of the House Appropriations and Senate Finance Committees, including the types of offenders participating in this program, the educational progress that has been by program participants, any post-secondary credits participants may have earned, any disciplinary actions taken against program participants, and whether such a program could be replicated for use in other correctional facilities, by July 1, 2009."

**Explanation:**

(This amendment requires the Departments of Corrections and Correctional Education, in partnership with Liberty University, to develop a computer-based program of remedial, secondary, and post-secondary education for implementation by September 1, 2008. The program is to be self-contained, meaning instruction may not involve the use of the internet by offenders, and the program will be implemented on a pilot basis at Green Rock Correctional Center. The agencies are also directed to report to the House Appropriations and Senate Finance Committees on the types of offenders participating in the program, their educational progress, and whether the program can be replicated in other correctional centers.)

---

Item 390 #2h

**Public Safety**

Department Of Corrections

**FY 08-09**

\$0

**FY 09-10**

\$225,000 NGF

**Language:**

Page 356, line 42, strike "\$914,929,668" and insert "\$915,154,668".  
Page 357, line 10, strike the second "\$600,000" and insert "\$825,000".

**Explanation:**

(This amendment provides additional nongeneral fund revenue derived from prison commissary operations to provide faith-based services in accordance with the federal Religious Land Use and Institutionalized Persons Act. The additional funding will be used to provide faith-based services at new state correctional centers coming opening during this biennium.)

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Item 390 #3h

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Corrections	(\$177,292)	(\$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 new initiative creating a habitual technical violator center on a pilot basis for use with offenders who would have been returned to prison for technical violations of the terms of their probation rather than a conviction for the commission of a new offense.)

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Item 390 #4h

<b>Public Safety</b>		
Department Of Corrections		Language

**Language:**

Page 359, strike lines 21 through 59.  
Page 360, strike lines 1 through 6.

**Explanation:**

(This amendment eliminates the therapeutic incarceration program pilot project

proposed in the introduced budget.)

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Item 390 #5h

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Corrections	(\$595,521)	(\$761,394)	GF
	-12.00	-12.00	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 providing cognitive restructuring programming and discharge planning services for offenders with less than 12 months to serve before re-entering society.)

---

Item 391 #1h

**Public Safety**

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 #2h

<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, of 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 to fund the costs associated with House Bill 391, which establishes mandatory minimum prison sentences for the manufacture, sale, or distribution of methamphetamine. The amendment includes sufficient funding to accomodate the legislation's projected impact on the number of prisoners housed by the Department of Corrections and is deposited into the Corrections Special Reserve Fund for use in making capital improvements to state correctional centers.)

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Item 391 #3h

<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 "Woodrum" impact of legislation regarding the assault of an ABC agent. The legislation was not approved.)

---

Item 391 #4h

**Public Safety**

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 a probation and parole office, a probation and parole district office, or a regional office."

**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 structure -- a probation and parole office or a district or regional office -- 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 #5h

<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 general fund dollars for the Commonwealth's share of the construction of a wastewater treatment plant for the Town of Craigsville. These general fund dollars will be replaced with bonding authority as proposed by the Governor in his budget reduction plan released on February 12, 2008. To date, none of the general fund dollars have been spent, because the Department of Corrections and the Town of Craigsville have not finalized a contract for the provision of wastewater services to the Augusta Correctional Center, which would be the largest customer of the town's wastewater treatment plant.)

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Item 395 #1h

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Criminal Justice Services	(\$45,000)	\$45,000	GF

**Language:**

Page 363, line 40, strike "\$81,939,599" and insert "\$81,894,599".  
Page 363, line 40, strike "\$81,894,599" and insert "\$81,939,599".  
page 366, line 20, strike "first" and insert "second".

**Explanation:**

(This amendment defers planning for the Virginia Public Safety Memorial to the second year of the biennium.)

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Item 395 #2h

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
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Department Of Criminal Justice (\$1,101,101) (\$1,101,101) GF  
Services

**Language:**

Page 363, line 40, strike "\$81,939,599" and insert "\$80,838,498".

Page 363, line 40, strike "\$81,894,599" and insert "\$80,793,498".

Page 364, line 29, after "academies.", insert:

"The general fund amounts provided in this paragraph shall be paid from the amounts appropriated in Item 397."

**Explanation:**

(This amendment captures the general fund dollars support regional criminal justice training academies and makes those general fund dollars payable from other general fund resources appropriated to this agency.)

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Item 395 #3h

**Public Safety**

**FY 08-09**

**FY 09-10**

Department Of Criminal Justice  
Services

(\$1,490,000)

(\$1,490,000) GF

**Language:**

Page 363, line 40, strike "\$81,939,599" and insert "\$80,449,599".

Page 363, line 40, strike "\$81,894,599" and insert "\$80,404,599".

Page 365, line 56, after "schools.", insert:

"The general fund amounts contained in this paragraph shall be paid from general appropriations included in Item 397 of this act."

**Explanation:**

(This amendment captures the general fund dollars supporting school resource officer incentive grants. The general fund dollars for these incentive grants shall be paid from other general fund appropriations provided to the Department of Criminal Justice Services.)

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Item 397 #1h

**Public Safety**

Department Of Criminal Justice  
Services

Language

**Language:**

Page 367, after line 30, insert:

"E. Out of the amounts appropriated for this item, \$3,971,897 the first year and \$4,426,897 the second year from the general fund is transferred to Item 267 for the payment of costs associated with the health benefits provided for deceased and disabled public safety officers."

**Explanation:**

(This amendment provides general fund support for the health benefits paid to deceased and disabled public safety officers and their families. About 65 percent of the benefits provided for the Line of Duty Act are provided to local government employees.)

Item 397 #2h

**Public Safety**

Department Of Criminal Justice  
Services

Language

**Language:**

Page 367, after line 30, insert:

"E. Out of the amounts appropriated for this item, \$1,250,000 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 \$500,000 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 operated by the Bedford County Sheriff's Office and the Virginia State Police, respectively. The source of the funds for this amendment is existing general fund dollars appropriated for law enforcement operations in Item 397.)

Item 399 #1h



<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Emergency Management	(\$100,000)	(\$100,000)	GF

**Language:**

Page 367, line 46, strike "\$28,035,244" and insert "\$27,935,244".  
Page 367, line 46, strike "\$27,749,656" and insert "\$27,649,656".

**Explanation:**

(This amendment captures the general fund dollars that were previously used to support the Civil Air Patrol. The Governor's introduced budget reassigned the responsibility for supporting the Civil Air Patrol to the Department of Aviation, which will support the Civil Air Patrol using nongeneral fund resources. However, nowhere in the Governor's introduced budget or the Governor's October 2007 budget reduction plan was the general fund support that had been provided by the Department of Emergency Management captured.)

Item 401 #1h

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Emergency Management	(\$187,500)	(\$187,500)	GF

**Language:**

Page 368, line 42, strike "\$3,210,367" and insert "\$3,022,867".  
Page 368, line 42, strike "\$3,210,367" and insert "\$3,022,867".  
Page 368, line 49, strike "\$387,500" and insert, "\$200,000".  
Page 368, line 50, strike "\$387,500" and insert "\$200,000".

**Explanation:**

(This amendment levels funds the IFLOWS flood warning system at its current \$200,000 per year level.)

Item 403 #1h

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Emergency Management	(\$49,818,979)	(\$48,113,801)	NGF
	-10.00	-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.

**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 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 #1h

<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. In localities that choose not to enforce any of the Fire Prevention Code or only select provisions of the Fire Prevention Code, the State Fire Marshall is authorized to enforce either the entire Fire Prevention Code or those portions the locality has decided it will not enforce. The Code of Virginia permits the State Fire Marshall to charge a fee to recover the costs of administering and enforcing the Fire Prevention Code in those localities.)

**Public Safety**

Department Of Forensic Science

Language

**Language:**

Page 371, at the beginning of line 19, insert "A."

Page 371, after line 22, insert:

"B. The Board of Forensic Science 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 of 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 Board of Forensic Science 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 Board of Forensic Science shall report on the progress of this notification process at each meeting of the Board of Forensic Science."

**Explanation:**

(This amendment requires the Board of Forensic Science 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.)

**Public Safety**

Department Of Forensic Science

Language

**Language:**

Page 371, line 19, before "Out", insert "A."

Page 371, after line 22, insert:

"B. Persons employed by the Department of Forensic Science who have been

requested to provide testimony in criminal cases shall examine any forensic reports produced by independent forensic laboratories and be capable of discussing the results of those forensic reports with Commonwealth's Attorneys and law-enforcement officials prior to providing any testimony in the criminal case for which their testimony was requested."

**Explanation:**

(This amendment requires employees of the Department of Forensic Science who have been requested to provide testimony in criminal cases to have read any forensic reports prepared by independent forensic laboratories and to be capable of discussing the results of those forensic reports with Commonwealth's Attorneys, law-enforcement officials, and when providing their testimony in the case in which they were requested to appear.)

---

Item 412 #1h

**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 #1h

**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 #1h

<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 an additional \$253,040 each year from the general fund to the Commonwealth Challenge program to provide sufficient state funding to offset the rental costs for the program's barracks housing. The program is currently unable to pay for items such as roof repairs on the barracks it occupies in Virginia Beach or replacement equipment and uniforms for the at-risk youth participating in the program.)

---

Item 420 #1h

<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 #2h

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of State Police	\$100,000	\$0	GF

**Language:**

Page 378, line 21, strike "\$240,757,520" and insert "\$240,857,520".

Page 381, after line 4, insert:

"M. Out of the amounts appropriated for drug enforcement, \$100,000 the first year from the general fund is provided to develop a pharmaceutical disposal program to ensure the safe, effective, and proper disposal of unused pharmaceuticals in cooperation with the Virginia Board of Pharmacy."

**Explanation:**

(This amendment provides \$100,000 the first year from the general fund for a pharmaceutical disposal program. The Department of State Police and Virginia Board of Pharmacy will develop a single collection location for the return of unused pharmaceuticals that would be under the control of the Department of State Police. Unused pharmaceuticals would be disposed of by the Department of State Police in a manner determined by the Board of Pharmacy in compliance with state and federal law and environmental regulations.)

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Item 420 #3h

<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of State Police	-10.00	-10.00	FTE

**Language:**

Page 381, after line 4, insert:

"M. Included in appropriation for this item is \$1,398,140 the first year and \$843,360 the second year from the general fund for the payment of overtime compensation for sworn officers employed by the Department of State Police."

**Explanation:**

(This amendment redirects the funding included in the Governor's introduced budget for additional state troopers to the payment of overtime compensation for State Police troopers who serve in non-FLSA exempt positions for their hours worked in excess of 40 hours in any seven day period. Currently, the Department of State Police provides these employees with compensatory leave in exchange for any

overtime they work. This compensatory leave is capped at 96 hours, after which these troopers must receive overtime pay. Consequently, the department manages troopers' compensatory leave to minimize overtime pay. This results in additional overtime being worked by other officers.)

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Item 425 #1h

**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 amendment 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 #2h

**Public Safety**

Department Of Veterans Services

**FY 08-09**

\$2,939,911

**FY 09-10**

\$2,939,911 GF

**Language:**

Page 382, line 11, strike "\$3,582,901" and insert "\$6,522,812".

Page 382, line 11, strike "\$3,582,901" and insert "\$6,522,812".

Page 382, after line 27, insert:

"C. Out of the amounts appropriated for Case Management Services for Veterans Benefits, \$2,939,911 the first year and \$2,939,911 the second year from the general fund is provided for the creation of a 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 the

enactment of House Bill 475 by the 2008 Session of the General Assembly. This program is to facilitate support for covered individuals to provide these individuals receive timely assessments and treatment for stress-related injuries and brain disorders caused by service in combat areas."

**Explanation:**

(This amendment provides \$2.9 million each year from the general fund to establish a program pursuant to enactment of House Bill 475 that in concert with the Department of Mental Health, Mental Retardation, and Substance Abuse Services and the Department of Rehabilitative Services will monitor and coordinate mental health and rehabilitative services for Virginia's veterans, Virginia National Guard members, and Virginia residents in the Armed Forces Reserves. This program will ensure these individuals receive timely assessment and treatment for stress-related injuries and brain disorders resulting from service in combat areas. The bill also directs the Commissioner of the Department of Veterans Services to actively pursue federal funds for this program and the Veterans Services Foundation is to make this program a top priority for fund-raising activities. The DVS Commissioner is to ensure maximization of federal and private funds to support this program.)

Item 429 #1h

<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 #1h

<b>Technology</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Virginia Information Technologies	\$49,818,979	\$48,113,801	NGF
Agency	10.00	10.00	FTE

**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	10,065,195	10,065,195
Development Services (71201)		
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

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. "

**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 #1h

<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. 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.)

Item 437 #1h

<b>Transportation</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Aviation	(\$5,400)	(\$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 #1h

**Transportation**

Department Of Motor Vehicles

Language

**Language:**

Page 395, strike lines 42 through 50.

**Explanation:**

(This amendment removes a proposed \$10.00 increase in the driver's license that had been contained in the introduced budget.)

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Item 441 #2h

**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 and regulations to direct vehicle registration renewal transactions to more efficient delivery channels. Such efforts may include the use of alternative pricing strategies to incentivize the conduct of vehicle transactions outside of customer service centers. These efforts may also include the use of discounts for internet and "renew for two" transactions. In addition, notwithstanding the provisions of § 46.2-330, Code of Virginia, and in accordance with the newly released regulations governing the Real ID Act of 2005, the Department may extend the life of a driver's license up to eight years in length."

**Explanation:**

(This amendment rewrites existing language to reaffirm the General Assembly's

interest in the Department of Motor Vehicles more actively seeking to reduce the unnecessary use of costly, in-person transactions. It further provides the Department of Motor Vehicles flexibility to adjust the time period of validity of driver's licenses in accordance with the newly released regulations implementing the Real ID Act of 2005.)

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Item 443 #1h

<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 #2h

<b>Transportation</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Motor Vehicles	(\$2,990,218)	(\$2,990,218)	NGF

**Language:**

Page 396, line 1, strike "\$69,129,188" and insert "\$66,138,970".

Page 396, line 1, strike "\$69,129,188" and insert "\$66,138,970".

Page 397, strike line 19 through line 23.

**Explanation:**

(This amendment eliminates the proposal to allow DMV to retain one-half of one percent of the revenues generated by the titling tax. Currently one-third of these revenues are deposited into the Transportation Trust Fund and two-thirds into the

Highway Maintenance and Operating Fund.)

---

Item 444 #1h

<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 Board to their existing statuses as separate agencies.)

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Item 445 #1h

<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 existing status as a separate agency.)

---

Item 449 #1h

<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 appropriation 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 #2h

<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.)

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Item 451 #1h

<b>Transportation</b>		
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 454 #1h

**Transportation**

Department Of Transportation

Language

**Language:**

Page 403, after line 11, insert:

"2. Out of the amounts appropriated in this item, a sum sufficient from the Transportation Trust Fund shall be allocated for costs associated with obtaining the required federal Clean Water Act permit approvals for the Coalfields Expressway."

**Explanation:**

(This amendment directs VDOT to move forward with obtaining the federal Clean Water Act permits required for implementation of the Coalfields Expressway so that the Commonwealth may capture construction cost savings as the result of an innovative partnership with private entities to produce synergies related to the extraction of coal and the building of the roadbed.)

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Item 455 #1h

**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 #2h

**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 #3h

**Transportation**

Department Of Transportation

Language

**Language:**

Page 404, after line 4, insert:

"E. Notwithstanding any other provision of law, the Virginia Department of Transportation shall utilize no state funds to effect the closure of the access road connecting Shaw Road to State Route 28 in Loudoun County until such time that ingress from Waxpool Road to Shaw Road has been made to accommodate the traffic that will be diverted through neighborhoods in the vicinity."

**Explanation:**

(This amendment prohibits the Virginia Department of Transportation from proceeding with its plan to close the access road that connects Shaw Road to State Route 28 in Loudoun County. The neighborhood roadways in the vicinity of the access roads are insufficient to accommodate the additional traffic that would be generated by the closure of the access road which includes businesses employing over 400 persons.)

---

Item 455 #4h



**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, 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 #5h

**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 #6h

**Transportation**

**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 458 #1h

**Transportation**

**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 the urban six-year improvement program 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 monies 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 #2h

**Transportation**

Department Of Transportation

Language

**Language:**

Page 405, after line 46, insert:

"F. Notwithstanding the provisions of § 33.1-23.5:1, Code of Virginia, the Department of Transportation shall make payments to all counties having an area greater than 100 square miles which elected to withdraw from the state secondary system of highways prior to June 30, 1985, at the same per-lane-mile rate provided for in § 33.1-41.1, Code of Virginia."

**Explanation:**

(This amendment stipulates that payments to the County of Henrico shall be made at the same rate as those provided to cities and towns that maintain their own roadways.)

---

Item 458 #3h

**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.)

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Item 459 #1h

**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.)

Item 462 #1h

<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 authorizes the use of \$180 million to complete the commitment

set out in Chapter 847 for specific transportation projects.)

---

Item 462.10 #1h

<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.)

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Item 464 #1h

<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 HB 1388 as adopted by the 2008 Session of the General Assembly.)

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Item 464 #2h

**Transportation**

Virginia Port Authority

Language

**Language:**

Page 415, line 22, after "Assembly.", strike rest of line.

Page 415, strike lines 24 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. This language was requested by the Administration.)

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Item 465 #1h

**Transportation**

Virginia Port Authority

Language

**Language:**

Page 415, at the beginning of line 37, insert "A."

Page 415, after line 56, insert:

"B. From the amount for Aid to Localities, \$386,000 the first year from Commonwealth Port Funds shall be provided as the state non-federal cost share of channel, turning basin and other improvements at the Port of Richmond. This amount shall be matched with \$1,500,000 in local non-federal cost share funds by the Port of Richmond."

**Explanation:**

(This amendment provides state matching funds (Commonwealth Port Fund) to match local and federal funds for the James River Navigation Project (turning basin

expansion) at the Port of Richmond. This project is critically important for the safety and efficient movement of large vessels on the upper James River, not only for the Port of Richmond but also for other regional maritime facilities located on the upper James River. Funding for this project is supported by the Virginia Port Authority and sufficient funds are available in the Commonwealth Port Fund for this project.)

Item 466.10 #1h

<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 467 #1h

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Appropriations	(\$16,678,402)	\$0	GF

**Language:**

Page 417, line 4, strike "\$16,678,402" and insert "\$0".

Page 417, strike lines 9 through 55 and insert:

"Notwithstanding the provisions of Chapter 933 and Chapter 943 of the Acts of Assembly of 2006 or House Bill 1124 of the 2008 Session of the General Assembly, the State Comptroller shall revert to the general fund all interest on educational and

general program balances that are remitted to the State Comptroller in accordance with the management agreement. Each institution governed under a management agreement shall remit to the State Comptroller quarterly and the State Comptroller shall hold in escrow all interest earned on the University's tuition and fees and other nongeneral fund educational and general program revenues."

Page 418, strike lines 1 through 14.

**Explanation:**

(This amendment ensures that interest earnings for institutions governed under a management agreement are also retained in the general fund as is required for noncovered institutions.)

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Item 468 #1h

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Appropriations	(\$450,000)	(\$1,950,000)	GF

**Language:**

Page 418, line 15, strike "\$950,000" and insert "\$500,000".

Page 418, line 15, strike "\$2,450,000" and insert "\$500,000".

Page 418, line 19, strike "\$950,000" and insert "\$500,000".

Page 418, line 20, strike "\$2,450,000" and insert "\$500,000".

**Explanation:**

(This amendment reduces the general fund support for the Productivity Investment Fund. Given the decline in general fund resources, available general fund dollars are being directed to core services of state government.)

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Item 472 #1h

<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 10, 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.)

---

Item 472 #2h

**Central Appropriations**

Central Appropriations

**FY 08-09**

\$44,910,279

**FY 09-10**

(\$40,695,120) GF

**Language:**

Page 421, line 46, strike "\$23,190,703" and insert "\$68,100,982".

Page 421, line 46, strike "\$141,605,634" and insert "\$100,910,514".

Page 424, line 38, strike "three percent on July 1, 2009." and insert:  
"two percent on November 25, 2008."

Page 425, line 37, strike "three percent on July 1, 2009." and insert:  
"two percent on November 25, 2008."

Page 425, line 46, strike "\$65,861,622" and insert:  
"\$23,783,375 the first year and \$43,907,743".

Page 426, line 18, strike "three percent no earlier than July 1, 2009" and insert:  
"two percent no earlier than November 25, 2008."

Page 426, line 22, strike "three percent on July 1, 2009" and insert:  
"two percent on December 1, 2008".

Page 426, line 38, strike "\$29,659,885" and insert:  
"\$9,592,504 the first year and \$17,709,227".

Page 426, line 41, strike "\$26,563,841" and insert:  
"\$11,534,400 the first year and \$19,773,258".

Page 426, line 44, strike "three percent effective July 1, 2009" and insert:  
"two percent effective November 25, 2008".

Page 426, line 46, strike "three" and insert "two".

**Explanation:**

(This amendment adjusts the language and funding included in the introduced budget for an across-the-board salary adjustment for state employees, college faculty

and staff and state-supported local employees. The introduced budget assumed a three percent adjustment for these employees effective in the beginning of fiscal year 2010 (July 1, 2009). This amendment adjusts the funding and language to reflect a two percent salary adjustment in the first year of the biennium, effective November 25, 2008, for state employees and college faculty and December 1, 2008, for state-supported local employees.)

Item 472 #3h

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Appropriations	(\$3,836,821)	\$850,670	GF

**Language:**

- Page 421, line 46, strike "\$23,190,703" and insert "\$19,353,882".
- Page 421, line 46, strike "\$141,605,634" and insert "\$142,456,304".
- Page 423, strike lines 55 through 57.
- Page 424, strike lines 1 through line 36.
- Page 424, line 37, strike "H.1." and insert "G.1."
- Page 426, line 16, strike "G." and insert "H."
- Page 427, line 2, strike "\$19,111,711 the first year and \$14,757,282" and insert: "\$15,274,890 the first year and \$15,607,952".
- Page 427, strike lines 14 through 33.
- Page 427, line 34, strike "4." and insert "3."

**Explanation:**

(This amendment adjusts the funding included in the introduced budget for increases in the employer share of the insurance premiums for the state employee health insurance program. The introduced budget assumed an 8 percent rate of inflation with a net increase of 5.28 percent for fiscal year 2009, after other adjustments, with a 3.99 percent for fiscal year 2010. The fiscal year 2009 amount in the introduced budget was higher than the 2010 amount because the introduced budget funded the second year of the phase-in of the proposal to fund early retiree health benefits on an actuarial basis but limited to the funding to the first year of the biennium. The amendment adjusts funding based on an assumed 6 percent inflation adjustment and an assumption the Commonwealth is reverting to the policy of funding health care benefits for all beneficiaries using the practices in place prior to fiscal year 2008. The amended budget assumes a net premium adjustment of 4.22 percent effective July 1, 2008.)

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Appropriations	(\$59,070,757)	(\$60,912,738)	GF

**Language:**

Page 429, after line 23, insert:

"472.10. Reversion Clearing Account - (\$59,070,757) (\$60,912,738)  
Miscellaneous (226000)

Fund Sources: General (\$59,070,757) (\$60,912,738)."

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 \$30,000,000 in general fund appropriations each 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 \$16,952,612 the first year and \$18,274,149 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 \$59.3 million the first year and \$60.5 million the second year from the general fund which will be realized through two actions. The amendment assumes \$30.0 million in savings each year of the biennium 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 million. The \$60 million in savings is being reprogrammed to fund a two percent salary adjustment for state employees effective November 25, 2008. In addition, the amendment assumes savings of approximately \$29.3 million the first year and \$30.5 million the second year for general fund 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 as proposed in the introduced budget.)

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Appropriations	\$0	(\$6,000,000)	GF

**Language:**

Page 429, line 25, strike "\$41,016,406" and insert "\$35,016,406".

Page 431, line 57, strike \$17,500,000" and insert "11,500,000".

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, \$2,000,000 in the second year shall be provided to assist in the retention of DARPA and \$2,000,000 for improvements related to the expansion of Fort Lee."

**Explanation:**

(This amendment provides \$4.0 million for improvements related to the BRAC actions impacting Fort Lee and the Defense Advanced Research Projects Agency.)

Item 473 #2h

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Appropriations	(\$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 474 #1h

**Central Appropriations**

Central Appropriations

Language

**Language:**

Page 434, after line 39, insert:

"E. The Director, Department of Planning and Budget shall unallot \$81,000 in the first year and \$81,000 the second year from Item 138 of this Act which reflects anticipated unused balances."

**Explanation:**

(This amendment captures \$81,000 in assumed balances each year from the Department of Education's Central Office operations.)

Item 473.1 #1h

**Central Appropriations**

Central Appropriations

**FY 08-09**

**FY 09-10**

\$0

\$85,000,000 GF

**Language:**

Page 433, after line 37, insert:

"473.1. "Revenue Reserve"

\$0

\$85,000,000

Fund Sources: General

\$0

\$85,000,000

Commonwealth

Transportation

."

"A. Out of this appropriation, \$85,000,000 from the general fund the second year is provided to compensate for downward revisions of the official 2008-2010 general fund revenue estimates reflected in Enactment No. 1, § 3 of this act, and prepared subsequent to December 17, 2007, for the fiscal years 2008-09 and 2009-10.

B. Upon certification by the Governor that the general fund revenue estimates referenced in subparagraph A have been met for the fiscal year ending June 30, 2009, these funds shall be appropriated as outlined in the following paragraphs. If general fund revenue collections are less than the general fund revenues included in this act, the amounts provided in this item shall not be transferred to agencies and institutions, but shall be used to offset the shortfall in general fund revenues.

C. Out of this appropriation and subject to paragraph A and B of this item, \$1,800,000 the second year from the general fund is designated for the Tuition Assistance Grant program in Item 147 of this act in order to increase the annual undergraduate award to \$3,300.

D. Out of this appropriation and subject to paragraph A and B of this item, \$750,000 the second year from the general fund is designated for the University of Virginia to begin development of the Produced in Virginia program to provide new engineering education opportunities in collaboration with the community colleges and local industry.

E. Out of this appropriation and subject to paragraph A and B of this item, \$500,000 the second year from the general fund is designated for the Virginia Community College System to begin development of the Produced in Virginia program to provide new engineering education opportunities in collaboration with the University of Virginia and local industry.

F. Out of this appropriation and subject to paragraph A and B of this item, \$250,000 the second year from the general fund is designated for the Virginia Aerospace and Technology Scholars Program in the State Council of Higher Education for Virginia. The program provides online NASA coursework for 300 high school juniors statewide and a six-day summer academy at NASA Langley Research Center for 140 course participants as rising seniors. State legislators will participate in student selection for their legislative districts.

G.1. Out of this appropriation and subject to paragraph A and B of this item, \$1,500,000 the second year from the general fund is designated for the Virginia Coastal Energy Research Consortium (VCERC) to support research and development of Virginia's marine renewable energy resources with a focus on offshore winds, waves, and marine biomass, including the generation of algal biodiesel.

2. The distribution of these cost-sharing funds shall be designated by the VCERC Board of Directors for proposals involving VCERC institutions working together. Old Dominion University will fund the support for the VCERC organization as required and provide industry sub-contracting as appropriate to support research and industry collaboration.

3. The VCERC shall operate following the administrative model of the Virginia

Space Grant Consortium, employing the Old Dominion Research Foundation as its fiscal agent.

4. Funding contained in G.1. is contingent on the VCERC and/or the member institutions being able to document existing financial investments in such research activities from other federal or private funds.

5. The VCERC Executive Director shall certify to the Director, Department of Planning and Budget, that the requirements contained in G.2. through G.4. have been achieved prior to the transfer from the general fund to Old Dominion University's appropriation. It will be left to the discretion of the Director, Department of Planning and Budget, as to the amount of funds that are transferred at any given time.

H. Out of this appropriation and subject to paragraph A of this item, \$15,000,000 the second year from the general fund is designated for deposit to the Virginia Natural Resources Commitment Fund established pursuant to House Bill 1335, 2008 Session of the General Assembly, for the implementation of agricultural best management practices.

I. Out of this appropriation and subject to paragraph A of this item, \$11,614,430 the second year from the general fund is designated to restore fiscal year 2007 balances transferred to the general fund in fiscal year 2008 pursuant to House Bill 29, 2008 Session of the General Assembly, as follows:

Compensation Board	90,000
General Services	50,000
Minority Business Enterprise	40,000
CVCC	529,333
DSLCC	6,695
DCC	943,689
ESCC	488,662
GCC	381,428
JSRCC	16,039
KTCC	338,778
LFCC	988,537
MECC	159,587
NVCC	654,363
PHCC	1,646,903
PDCCC	260,882
PVCC	540,685



RCC	174,000
SSVCC	386,290
SWVCC	359,075
TCC	2,035,000
VHCC	493,000
WCC	562,000
Treasury	469,484

J. Out of this appropriation and subject to paragraph A of this item, \$53,000,000 the second year from the general fund shall be provided for a reserve for a state employee, higher education faculty, state-supported local employee and teacher salary increase in the second year of the biennium."

**Explanation:**

(This amendment establishes a revenue reserve fund totaling \$85.0 million and provides the uses of a portion of those funds if the revenue forecast is met.)

Item 475 #1h

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Central Appropriations	(\$1,800,000)	\$0 GF

**Language:**

Page 434, line 40, strike "\$1,800,000" and insert "\$0".  
Page 434, line 44, strike "each" and insert "in the second".  
Page 434, line 49, after "of", insert "Chapter 850 and".

**Explanation:**

(This amendment defers the transfer grant program until fiscal year 2010. Based on the legislation, the first awards under this program will not be required until fiscal year 2010.)

Item 475.10 #1h

<b>Central Appropriations</b>	
Central Appropriations	Language

**Language:**

Page 434, after line 50, insert:  
"475.10.

A. Contingent on the general fund revenues exceeding the official estimate of this act, the Governor is authorized to restore funds to projects frozen in Item C-0 of House Bill 29, 2008 Session of the General Assembly."

**Explanation:**

(This amendment provides the Governor with the authority to restore funds to projects previously frozen in House Bill 29, Item C-0.)

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Item 493 #1h

<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 8 through 53.
- Page 444, strike lines 1 through 35.
- Page 444, strike lines 38 through 39.
- Page 444, strike lines 42 through 43.

**Explanation:**

(This amendment sweeps \$5.8 million the second year from the general fund by zeroing out the non-state agencies included in the introduced budget.)

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Item C-0 #1h

**General Conditions**

General Conditions

Language

**Language:**

Page 449, after line 33, insert:  
"R. The project for Agency Code 247 George Mason University, 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 House

Bill 1547 of the 2008 Session of the General Assembly."

**Explanation:**

(This amendment is self-explanatory.)

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	Item	C-2 #1h
<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
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.)

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	Item	C-3 #1h
<b>Administration</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
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.)

---

	Item	C-9 #1h
<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.)

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	Item	C-10 #1h
<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.)

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	Item	C-11 #1h
<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	(\$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.)

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	Item	C-14.10 #1h
<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>

Christopher Newport University                      \$13,500,000                      \$0 NGF

**Language:**

Page 451, after line 33, insert:

"C-14.10. New Construction: Residential                      \$13,500,000

Housing

Fund Sources: Bond Proceeds                      \$13,500,000".

**Explanation:**

(This amendment requests 9(d) revenue bonds to construct a 100-bed residential facility.)

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	Item	C-14.10 #2h
<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
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 requests 9(d) revenue bond authority for property acquisitions.)

---

	Item	C-19 #1h
<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
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 project which is already included to House Bill 1547, the 21st Century Capital Improvement Program.)

---

Item C-22 #1h

**Education: Higher Education**

George Mason University

**FY 08-09**  
(\$5,500,000)

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

**Language:**

Page 452, line 42, strike "\$5,500,000" and insert "\$0".

Page 452, strike lines 41 through 42 and insert "Omitted".

Page 453, strike lines 1 through 6.

**Explanation:**

(This amendment defers the acquisition of equipment.)

---

Item C-35 #1h

**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 land owned by or leased to a private entity, such project shall continue to be exempt from all requirements of any county or city zoning ordinances. The permitting official for such project shall be the Bureau of Capital Outlay Management."

**Explanation:**

(This amendment is self-explanatory.)

---

Item C-36.10 #1h

**Education: Higher Education**

George Mason University

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

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

**Language:**

Page 455, after line 3, insert:

"C-36.10. New Construction: Supplement \$1,000,000

Prince William Performing Arts Center  
(16745)

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

**Explanation:**

(This amendment requests additional 9(d) revenue bond authority to supplement the Prince William Performing Arts Center.)

---

	Item	C-36.10 #2h
<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 requests additional 9 (d) revenue bond authority to supplement the Swing Space / Data Center project.)

---

	Item	C-36.10 #3h
<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
George Mason University	\$0	\$4,000,000 NGF

**Language:**

Page 455, after line 3, insert:

"C-36.10. New Construction: Supplement SUB I Building \$4,000,000

Fund Sources: Bond Proceeds \$4,000,000".

**Explanation:**

(This amendment requests additional 9 (d) revenue bond authority to supplement the construction of a SUB I, a new student services facility.)

---

Item C-37 #1h

**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-41 #1h

**Education: Higher Education**

University Of Mary Washington

**FY 08-09**

(\$1,500,000)

**FY 09-10**

\$0 NGF

**Language:**

Page 455, line 37, strike "\$1,500,000" and insert "\$0".

Page 455, strike lines 37 through 43 and insert "Omitted".

**Explanation:**

(This amendment defers the acquisition of equipment.)

Item C-44.10 #1h

**Education: Higher Education**

University Of Mary Washington

**FY 08-09**

\$0

**FY 09-10**

\$800,000 NGF

**Language:**

Page 456, after line 23, insert:

"C-44.10. New Construction: Construct  
Melchers Welding Addition (17628)

Fund Sources: Higher Education Operating

\$0

\$800,000

\$0".

\$800,000".

**Explanation:**

(This amendment adds nongeneral fund spending authority for the construction of the Melchers Welding Addition.)

Item C-45 #1h



<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 project which is already included to House Bill 1547, the 21st Century Capital Improvement Program.)

---

Item C-59 #1h

<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 bond proceeds for this project which is already included to House Bill 1547, the 21st Century Capital Improvement Program. The remaining funds are for nongeneral fund component of the project.)

---

Item C-63.50 #1h

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
University Of Virginia's College At Wise	\$25,000,000	\$0 NGF

**Language:**

Page 459, after line 44, insert:  
"§ 2-14.10. UNIVERSITY OF VIRGINIA AT WISE (246)  
"C-63.50. New Construction: Multipurpose \$25,000,000  
Building and Renovate Greear Gym  
Fund Sources: Higher Education Operating \$25,000,000".

**Explanation:**

(This amendment provides nongeneral funds to renovate Greear Gym and construct a new multipurpose facility. This is the nongeneral fund component for a project that is part of the 21st Century Capital Improvement Program contained in House Bill 1547.)

	Item	C-67.10 #1h
<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Virginia Commonwealth University	\$56,100,000	\$0 NGF

**Language:**

Page 460, after line 18, insert:

"C-67.10. New Construction: New School of Medicine

Fund Sources: Higher Education Operating \$56,100,000".

**Explanation:**

(This amendment provides nongeneral fund authority for the new School of Medicine project. This university is providing about 45 percent of the proposed cost of this project from gifts, grants and other nongeneral fund sources. This state portion of this project is included in House Bill 1547, the 21st Century Capital Improvement Program.)

	Item	C-69 #1h
<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Virginia Community College System	(\$8,600,000)	\$0 NGF

**Language:**

Page 460, line 32, strike "\$8,600,000" and insert "\$0".

Page 460, strike lines 31 through 38 and insert "Omitted".

**Explanation:**

(This amendment defers the acquisition of equipment.)

Item C-70 #1h

**Education: Higher Education**  
Virginia Community College  
System

**FY 08-09**  
(\$8,200,000)

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

**Language:**

Page 460, line 41, strike "\$8,200,000" and insert "\$0".

Page 460, strike lines 39 through 44 and insert "Omitted".

Page 461, strike lines 1 through 3.

**Explanation:**

(This amendment defers the acquisition of equipment.)

---

Item C-71 #1h

**Education: Higher Education**  
Virginia Community College  
System

**FY 08-09**  
(\$2,800,000)

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

**Language:**

Page 461, line 5, strike "\$2,800,000" and insert "\$0".

Page 461, strike lines 4 through 11 and insert "Omitted".

**Explanation:**

(This amendment defers the acquisition of equipment.)

---

Item C-72 #1h

**Education: Higher Education**  
Virginia Community College  
System

**FY 08-09**  
(\$6,100,000)

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

**Language:**

Page 461, line 14, strike "\$6,100,000" and insert "\$0".

Page 461, strike lines 12 through 20 and insert "Omitted".

**Explanation:**

(This amendment defers the acquisition of equipment.)

---

Item C-73 #1h

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Virginia Community College System	(\$700,000)	\$0 NGF

**Language:**

Page 461, line 22, strike "\$700,000" and insert "\$0".  
Page 461, strike lines 21 through 28 and insert "Omitted".

**Explanation:**

(This amendment eliminates the acquisition of equipment previously funded under Chapter 847 of the Acts of Assembly of 2007.)

---

Item C-76 #1h

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Virginia Community College System	(\$900,000)	\$0 NGF

**Language:**

Page 461, line 46, strike "\$900,000" and insert "\$0".  
Page 461, strike lines 45 through 46 and insert "Omitted".  
Page 462, strike lines 1 through 6.

**Explanation:**

(This amendment eliminates the acquisition of equipment previously funded under Chapter 847 of the Acts of Assembly of 2007.)

---

Item C-77 #1h

<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 #1h
<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 Fund Sources: Bond Proceeds \$20,753,000 \$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 #2h
<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 Fund Sources: Higher Education Operating Bond Proceeds \$6,560,000 \$3,657,000 \$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 #3h

<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 Bond Proceeds	\$2,162,000 \$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-82 #1h

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Virginia Military Institute	(\$760,000)	\$0 NGF

**Language:**

Page 462, line 33, strike "\$760,000" and insert "\$0".  
Page 462, strike lines 33 through 39 and insert "Omitted".

**Explanation:**

(This amendment eliminates the acquisition of equipment previously funded under Chapter 847, 2007 of the Acts of Assembly of 2007.)

Item C-91.10 #1h

<b>Education: Higher Education</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Virginia Polytechnic Institute And State University	\$35,000,000	\$0 NGF

**Language:**

Page 463, after line 38, insert:  
"C-91.10. New Construction: Signature Engineering Building \$35,000,000

Fund Sources: Higher Education Operating \$35,000,000".

**Explanation:**

(This amendment provides nongeneral fund authority to construct a 160,000 gross square foot state-of-the-art engineering building. This is the nongeneral fund component for a project that is part of the 21st Century Capital Improvement Program contained in House Bill 1547.)

---

	Item	C-95.1 #1h
<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 funds in fiscal year 2010 based on the 21st Century Capital Improvement Program in House Bill 1547. 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.)

---

	Item	C-101 #1h
<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".  
Page 465, strike line 25 and insert:  
"House Bill 1547, the 21st Century Capital Improvement Program, includes this project as part of the long-term capital plan for the Department of Mental Health, Mental Retardation and Substance Abuse Services (MHMRSAS) which is consistent with the capital requests submitted by MHMRSAS in the fall of 2007."

**Explanation:**

(This amendment removes a project already included in House Bill 1547, the 21st Century Capital Improvement Program.)

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	Item	C-102 #1h
<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".

Page 465, strike line 28 and insert:

"House Bill 1547, the 21st Century Capital Improvement Program, includes this project as part of the long-term capital plan for the Department of Mental Health, Mental Retardation and Substance Abuse Services (MHMRSAS) which is consistent with the capital requests submitted by MHMRSAS in the fall of 2007."

**Explanation:**

(This amendment removes a project already included in House Bill 1547, the 21st Century Capital Improvement Program.)

---

	Item	C-108 #1h
<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, after line 16, insert:

"House Bill 1547, the 21st Century Capital Improvement Program, provides the appropriation to fund the development of the High Bridge rails-to-trails for state park users and facilities for proper stewardship of the park. Included in this phase of the project are gates and signs for security, a deck, the securing of the railroad trestle, controlled access road for maintenance purposes to the bridge, completion of a portion of the trail from High Bridge to Farmville, completion of a portion of the trail from Farmville to Prospect, and two management residences. Additional priority



shall be given to opening as many remaining miles of the Trail as possible, beginning with Farmville to Pamplin."

**Explanation:**

(This amendment removes the bond proceeds for this project which is already included to House Bill 1547, the 21st Century Capital Improvement Program.)

---

	Item	C-109 #1h
<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
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 project which is already included to House Bill 1547, the 21st Century Capital Improvement Program.)

---

	Item	C-110 #1h
<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Department Of Conservation And Recreation	(\$50,000,000)	\$0 NGF

**Language:**

Page 467, line 22, strike "\$50,000,000" and insert "\$0".  
Page 467, line 21, after "C-110", strike the remainder of the line and insert:  
"Land Acquisition, Natural Areas Acquisition and Civil War Historical Site Preservation (17597)".  
Page 467, strike lines 22 through 37 and insert:  
"House Bill 1547 of the 2008 Session of the General Assembly, the 21st Century Capital Improvement Program, provides the appropriation to fund the acquisition of state park land and natural areas and the preservation of Civil War historical sites. The funds provided in House Bill 1547 for this purpose shall not be used to purchase easements or interest in property but shall be used only for the acquisition of real property."

**Explanation:**

(This amendment removes the bond proceeds for this project which is already included to House Bill 1547, the 21st Century Capital Improvement Program.)

---

ItemC-110.50 #1h

<b>Natural Resources</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Department Of Conservation And Recreation	\$2,425,000	\$0 NGF

**Language:**

Page 467, after line 37, insert:

"C-110.50. New Construction: Andy Guest State Park Cabins and Visitor Center Equipment Fund Sources: Bond Proceeds	\$2,425,000 \$2,425,000".	\$0 \$0".
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1. The Department of Conservation and Recreation (DCR) shall have the authority as a pilot project to construct and equip six additional cabins and associated site improvements at Andy Guest State Park using the existing competitive negotiation process with the following modifications to select the successful bidder: (1) DCR, through an open RFP process, may select and negotiate with potential contractors and select from among the applicants the best contractor based on the agency's criteria, including, but not limited to, cost effectiveness and expertise; (2) DCR is exempt from the current \$250,000 project limit for competitive negotiation; (3) DCR shall report to the Chairmen of the House Appropriations and Senate Finance Committees the status of the competitive negotiations prior to the acceptance of the contract.

2. The Department of Conservation and Recreation shall also complete a "value engineering" study for the approved prototype cabins to determine if adjustments are warranted in future cabin construction projects and shall report its findings on the study and this pilot project to the House Appropriations and Senate Finance Committees within six months of completing the project.

3. The unexpended funds remaining at the completion of the project shall be retained by DCR for use in park construction projects or for maintenance reserve projects.

4. Included in this item is \$400,000 the first year from nongeneral funds to equip the Visitor Center at Andy Guest State Park."

**Explanation:**

(This amendment provides bond proceeds from the Virginia Public Building Authority for the construction of six cabins and for visitor center equipment at Andy Guest State Park. )

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		ItemC-115.10 #1h
<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
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:	\$400,000	\$400,000
Fund Sources: Enterprise	\$400,000".	\$400,000".

**Explanation:**

(This amendment provides nongeneral fund appropriation for the agency's maintenance reserve project. The appropriation was inadvertently left out of the introduced budget bill.)

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		Item	C-134.1 #1h
<b>Public Safety</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Department Of Corrections	\$0	\$2,522,469	NGF

**Language:**

Page 471, after line 3, insert:

"C-134.1. New Construction: Craigsville Wastewater Treatment Plant	\$0	\$2,522,469
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Fund Sources: Bond Proceeds	\$0".	\$2,522,469".
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This item provides for the initial portion of the Commonwealth's share of the costs of constructing a wastewater treatment plant for the Town of Craigsville. No payment shall be made to the town 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 a loan to the town issued by the Department of Environmental Quality funding a portion of the construction costs of the wastewater treatment plant."

**Explanation:**

(This amendment provides for bond proceeds to be used for the payment of the Commonwealth's share of the costs of the construction of a wastewater treatment plant for the Town of Craigsville. The Augusta Correctional Center will be the largest customer of the wastewater treatment plant once constructed. No payment shall be made, however, until a contract has been established between the town and the Department of Corrections. Two companion amendments capture the general fund dollars previously available to support this project. The first, a caboose bill item, captures a fiscal year 2008 balance. The second, a biennial budget item, captures funding made available in fiscal year 2010 for this purpose. This action was recommended by the Governor in his budget reduction plan issued February 12, 2008.)

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		Item	C-176 #1h
<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	
Central Capital Outlay	\$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, line 26, strike "general fund" and insert:  
"bond proceeds of the Virginia Public Building Authority".
- Page 477, strike lines 31 through 50.
- Page 478, strike lines 1 through 26 and insert:

	<b>Project</b>		
<b>Agency Name</b>	<b>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 478, line 53, after "deficiencies", insert:

", including restoration of major state-owned capital assets used in exhibition spaces of art museums,".

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 creates the Maintenance Reserve Revolving Fund.)

	Item	C-177 #1h
<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		Renovate of Claude Moore
Virginia Western		Education Complex Culinary Program Space at Roanoke

**Explanation:**

(This amendment provides cost overrun funding for four additional projects not included in the introduced budget.)

Item C-177.10 #1h

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Central Capital Outlay	\$0	\$177,900,000 GF

**Language:**

Page 479, after line 50, insert:

"C-177.10. Restore Capital Project Cash Flows

Fund Sources: General \$177,900,000".

The Director, Department of Planning and Budget, shall restore amounts estimated at \$177,900,000 to the following capital projects listed in the table below by agency, fund code, and project code.

Agency Code	Project Code	Fund Code
204	16784	0100
204	17278	0100
207	16528	0100
208	16758	0100
208	17291	0100
209	17155	0100
211	17304	0100
212	17305	0100
214	17323	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.)

ItemC-177.10 #2h

<b>Central Appropriations</b>	<b>FY 08-09</b>	<b>FY 09-10</b>
Central Capital Outlay	\$5,550,000	\$5,300,000 GF

**Language:**

Page 479, after line 50, insert:

"C-177.10. 21st Century Capital Improvement Program	\$5,550,000	\$5,300,000
Fund Sources: General	\$5,550,000".	\$5,300,000".

A.1. Out of this appropriation, \$5,000,000 the first year and \$5,000,000 the second year from the general fund is designated for preplanning of projects specified in House Bill 1547, 2008 Session of the General Assembly, the 21st Century Capital Improvement Program.

2. In fiscal year 2009, the estimated cost for each of the projects that shall be preplanned is listed in the table below.

**Agency**



<b>Code</b>	<b>Agency Name</b>	<b>Project Title</b>	<b>Amount</b>
204	College of William and Mary	Renovate Tucker Hall	\$100,000
207	University of Virginia	Renovate New Cabell Hall	\$400,000
207	University of Virginia	Construct Ivy Stacks 2	\$200,000
208	Virginia Tech	Construct Sciences Research Lab	\$250,000
208	Virginia Tech	Construct Engineering Signature Building	\$300,000
211	Virginia Military Institute	Renovate Science Building	\$100,000
212	Virginia State University	Construct Multi-Purpose Building	\$350,000
213	Norfolk State University	Renovate of Wilder Center	\$75,000
214	Longwood University	Construct University Technology Center	\$150,000
216	James Madison University	CISAT Academic 3B - Biotechnology	\$350,000
221	Old Dominion University	Student Success Building	\$100,000
221	Old Dominion University	Systems Research and Academic Building	\$150,000
229	Virginia Tech Extension	Bioscience Facility (Phase I)	\$250,000
246	University of Virginia-Wise	Renovate Greear / Multi-purpose Center	\$300,000
247	George Mason University	Renovate Science and Tech II	\$400,000
247	George Mason University	Renovate Finley Building	\$75,000
260	Virginia Community Colleges	ADA Improvement	\$100,000
260	Virginia Community Colleges	North Campus (Anderson Hall)	\$200,000
260	Virginia Community Colleges	Phase 3 Academic Building, Woodbridge	\$250,000
260	Virginia Community Colleges	Learning Resource Center, Virginia Beach	\$25,000
260	Virginia Community Colleges	Academic Building CN5 - Chesapeake	\$150,000
260	Virginia Community Colleges	Hampton III Building Renovation	\$75,000
260	Virginia Community Colleges	Replace Tyler Academic Building	\$250,000
260	Virginia Community Colleges	Expand Brault Building - Annandale	\$100,000

260	Virginia Community Colleges	Patrick Henry Motorsports Workforce	\$75,000
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3, In fiscal year 2010, the estimated cost for each of the projects that shall be preplanned is listed in the table below.

**Agency**

<b>Code</b>	<b>Agency Name</b>	<b>Project Title</b>	<b>Amount</b>
204	College of William and Mary	Integrated Science Center	\$500,000
207	University of Virginia	Central Grounds Water Piping	\$75,000
207	University of Virginia	Upgrade Ruffner Hall	\$150,000
208	Virginia Tech	Renovate Davidson Hall	\$250,000
208	Virginia Tech	Technology Research Center	\$75,000
211	Virginia Military Institute	Improve Post Safety	\$75,000
211	Virginia Military Institute	Improve Post Infrastructure	\$75,000
212	Virginia State University	Renovate Lockett Hall	\$50,000
213	Norfolk State University	New Nursing / Classroom Building	\$400,000
214	Longwood University	Construct Physical Plant Building	\$175,000
215	University of Mary Washington	Information and Tech Center	\$150,000
215	University of Mary Washington	Jepson Science Center Addition	\$75,000
216	James Madison University	Renovate Hospital West Wing	\$350,000
216	James Madison University	Renovate Duke Hall	\$350,000
217	Radford University	Computational Science Building	\$125,000
221	Old Dominion University	Child Development Center	\$75,000
221	Old Dominion University	Renovate Education Building	\$75,000
236	Virginia Commonwealth University	Classroom Building / VV Lot	\$300,000
236	Virginia Commonwealth University	Massey Cancer Center	\$50,000
236	Virginia Commonwealth University	Renovate Sanger Hall	\$150,000
241	Richard Bland College	Science and Technology Building	\$150,000
242	Christopher Newport University	Luter School of Business	\$150,000

247	George Mason University	Campus Library Phase II	\$400,000
247	George Mason University	Institute for Conflict Analysis	\$50,000
260	Virginia Community Colleges	Student Services / LRC, Daniel	\$100,000
260	Virginia Community Colleges	Classroom / Lab Renovation, Glenns	\$100,000
260	Virginia Community Colleges	Dalton Cantrell Hall Renovation	\$100,000
260	Virginia Community Colleges	Improve Downtown Campus, Phase I	\$100,000
260	Virginia Community Colleges	Academic Building, Germanna	\$200,000
260	Virginia Community Colleges	Loudoun Education Center	\$125,000

B. Out of this appropriation, \$250,000 the first year from the general fund is designated for the acquisition of a capital project information system in the Department of General Services to implement the provisions of House Bill 1547 of the 2008 session of the General Assembly, the 21st Century Capital Improvement Program. The Director, Department of Planning and Budget, shall transfer this amount to the Department of General Services on July 1, 2008.

C. 1. Out of this appropriation, \$300,000 each year from the general fund is designated for the hiring of required professional staff within the Department of General Services to implement the provisions of House Bill 1547, of the 2008 Session of the General Assembly, the 21st Century Capital Improvement Program. The Director, 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 to implement the provisions of House Bill 1547, of the 2008 Session of the General Assembly, the 21st Century Capital Improvement Program."

**Explanation:**

(This amendment provides the necessary funding to implement the preplanning provisions of House Bill 1547, the 21st Century Capital Improvement Program.)

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**Central Appropriations**

9(D) Revenue Bonds

Language

**Language:**

Page 481, line 34, strike "\$331,460,000" and insert "\$405,448,000".

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>Department of Agriculture and Consumer Services</b>			
Construct Eastern Shore Seafood Processing and Storage Facility	C-7	17235	\$5,463,000
<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	\$1,000,000
Construct Swing Space and Data Center	C-36.10	xxxxx	\$6,000,000

Supplement SUB I Building	C-36.10	xxxxxx	\$4,000,000
<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	xxxxxx	\$20,753,000
Student Center, Virginia Beach Campus	C-81.10	xxxxxx	\$2,903,000
Student Center, Norfolk Campus	C-81.10	xxxxxx	\$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>\$405,448,000".</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 included separately under each agency's capital outlay appropriation.)

Item C-181 #1h

**Central Appropriations**

9(D) Revenue Bonds

Language

**Language:**

Page 482, line 40, strike "\$493,420,000" and insert "\$283,304,469".

Page 482, strike lines 41 through 58 and insert:

<b>"Agency Name / Project Title</b>	<b>Item #</b>	<b>Project Code</b>	<b>Section 9(d) Bonds</b>
<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
<b>Department of Mental Health, Mental Retardation and Substance Abuse Services</b>			
Address life safety issues at state facilities	C-103	17596	\$24,000,000
<b>Woodrow Wilson Rehabilitation Center</b>			
Renovate Harold E. Watson Kitchen & Dining Hall	C-104	16969	\$7,946,000
<b>Department for the Blind and Vision Impaired</b>			
Renovate administration and activities building	C-106	17593	\$7,214,000
<b>Department of Conservation and Recreation</b>			

Repair various state park and soil and water conservation district dams	C-107	17857	\$20,000,000
Construct Andy Guest State Park Cabins	C-110.20	xxxxx	\$2,425,000
<b>Department of Forensic Science</b>			
Expand Laboratory Space in Norfolk Forensic Lab Building	C-114	17173	\$3,827,000
<b>Department of Corrections</b>			
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 Greenville	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 Greenville	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	\$2,522,469
<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	C-138	17599	\$880,000

Culpeper Juvenile Correctional Center			
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>\$284,304,469"</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 included separately under each agency's capital outlay appropriation.)

Item C-182 #1h

**Central Appropriations**

9(D) Revenue Bonds

Language

**Language:**

Page 484, line 46, strike "\$214,428,000" and insert "\$69,347,000".

Page 484, strike lines 54 through 58 and insert:

"Agency Name / Project Title	Item #	Project Code	Section 9(d) Bonds
<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 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>University of Mary Washington</b>			
Renovate Lee Hall	C-42	16594	\$750,000
Renovate Four Academic Buildings	C-44	16804	\$1,000,000
<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 Historic Triangle Campus, Thomas Nelson	C-74	16837	\$5,640,000
Renovate Hobbs (Suffolk) Campus, Paul D. Camp	C-75	17388	\$210,000
<b>Virginia Military Institute</b>			
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>\$69,347,000''.</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 included separately under each agency's capital outlay appropriation.)

**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 fund dollars funding 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, largely due to inaction by the foundation.)

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Item 3-1.01 #2h

**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.)

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Item 3-1.01 #3h

**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.)

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Item 3-1.01 #4h

**Transfers**

Interfund Transfers

Language

**Language:**

"Page 491, after line 11, insert:

"Y. The State Comptroller shall transfer on or before June 30, 2009, \$4,200,000, and on or before June 30, 2010, \$4,200,000, 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 transfers \$4.2 million each year from excess fee revenue from the restoration of revoked motor vehicle licenses from habitual offenders convicted of driving under the influence (DUI) to the general fund. Fee revenue has exceeded initial expectations by more than \$5.0 million annually. The Trauma Center Fund will continue to receive approximately \$5.5 million each year from fee revenue.)

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Item 3-1.01 #5h

**Transfers**

Interfund Transfers

Language

**Language:**

Page 489, line 14, strike "\$450,000,000" and insert "\$472,000,000".

Page 489, line 15, strike "\$450,000,000" and insert "\$472,000,000".

**Explanation:**

(This amendment reflects an upward revision to the Lottery forecast of \$22.0 million each year.)

Item 3-2.03 #1h

**Working Capital Funds and Lines of Credit**

Lines of Credit

Language

**Language:**

Page 492, line 7, strike "150,000" and insert "250,000".

**Explanation:**

(This amendment increases the line of credit for the Disaster Response Fund from \$150,000 to \$250,000, allowing for continued reimbursement of local regional hazardous materials teams for their costs in responding to hazmat incidents.)

Item 3-3.04 #1h

**General Fund Deposits**

Interest Earnings

Language

**Language:**

Page 493, line 4, after "is", strike the remainder of the line and insert:

"\$18,000,000 the first year and \$2,000,000 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	140	Virginia Crime Victim - Witness	0930

Services		Fund	
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	325	Workforce Retraining Fund	0909

Assistance			
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.)

## **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.)

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Item 4-0.01 #1h

## **General Provisions**

Operating Policies

Language

### **Language:**

Page 496, after line 9, insert:

"d. No funding in this budget, or matching funds related to funding included in this budget, may be provided for human stem cell research from stem cells obtained from human embryos; however, research conducted using stem cells other than embryonic stem cells may be funded.

e. No funding in this budget, or matching funds related to funding included in this budget, may be provided for research on cells or tissues derived from induced abortions on humans."

### **Explanation:**

(This amendment would prohibit state funding of embryonic stem cell research itself, but it would also permit entities that conduct such research (without using state money) to receive state funding. Entities that receive funding for embryonic stem cell research from federal and private sources may also receive state dollars for purposes other than embryonic stem research. State funding of research on aborted fetuses would be prohibited.)

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**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.)

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**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.)

---

**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.)

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Item 4-1.02 #4h

**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 #5h

## **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 non-state agency grants affected by any budget reduction.)

---

Item 4-1.06 #1h

## **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 #1h

## **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 #2h

**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.)

---

Item 4-2.02 #1h

**Revenues**

General Fund Revenue

Language

**Language:**

Page 506, after line 12, insert:

"n.1. Unless otherwise specifically required by federal or state law 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 property (whether real, tangible, or intangible) to settle the Commonwealth's interest or the interest of any department, agency, institution, division, commission, board, authority, or bureau thereof, 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.)

---

Item 4-3.01 #1h

**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 #1h

**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.)

---

Item 4-3.02 #2h

**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.)

---

Item 4-3.02 #3h

**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 twelve 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 #1h

**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 developing 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.)

---

Item 4-3.03 #2h

**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 also approve the structure of that lease.)

---

Item 4-4.01 #1h

**Capital Projects**

General

Language

**Language:**

Page 510, line 21, strike "financings" and insert "all requests for appropriations".

**Explanation:**

(This amendment restores language within the General Provisions to the form that exists within the current Appropriation Act.)

---

Item 4-4.01 #2h

**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 #1h

**Special Conditions and Restrictions on Expenditures**

Good and Services

Language

**Language:**

Page 521, after line 16, insert:

"i. MEDICAL SERVICES: No expenditures from general, special or other nongeneral fund sources may be made out of any appropriation by the General Assembly for providing abortion services, except as otherwise required by federal statute. However, nothing herein shall prevent a physician from providing medical assistance to preserve the life of a pregnant woman provided that every possible measure shall be taken to preserve the life of the unborn child of the pregnant woman."

**Explanation:**

(This amendment is self-explanatory.)

---

Item 4-5.04 #2h

**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 #1h

**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.)

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Item 4-5.11 #1h

**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.)

---

Item 4-6.01 #1h

**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.)

Item 4-6.01 #2h

**Positions and Employment**

Employee Compensation

Language

**Language:**

Page 524, after line 46, insert:

"c) Notwithstanding § 4-6.01 c.1.a), b) and c) preceding, the salary for any person who is appointed to and assumes a position listed in § 4-6.01 c.6 on and after January 14, 2006, but before July 1, 2006, shall not be reduced or increased from the salary established for such appointee pursuant to the provisions of § 4-6.01 c.1 of Chapter 951 of the 2005 Acts of Assembly, as such chapter may be amended in the 2006 Session of the General Assembly. However, such appointee shall be eligible to receive compensation supplements as prescribed in Item 472 of this act."

**Explanation:**

(This amendment restores language within the General Provisions that was deleted by the Governor's introduced budget. The language has been updated to provide the correct item reference from the introduced budget.)

Item 4-6.01 #3h

## **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.)

---

Item 4-7.01 #1h

## **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.)

---

Item 4-8.02 #1h

## **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 #1h

**Higher Education Restructuring**

Approval of Management Agreement for Virginia Commonwealth University

Language

**Language:**

Page 537, strike lines 23 through 26.

**Explanation:**

(This amendment eliminates language included in the General Provisions contained in the Governor's introduced budget stating that the management agreement between the Commonwealth and Virginia Commonwealth University was approved. The General Assembly approved that management agreement through stand-alone legislation.)

---

Item 4-9.02 #1h

**Higher Education Restructuring**

Assessment of Institutional Performance

Language

**Language:**

Page 537, line 32, after "Finance", strike "," and insert "and".

Page 537, line 32, strike "and Technology".

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. Given that a number of the

institutions of higher education are exempt from the language contained in the General Provisions regarding information technology facilities and services, it does not make sense to include the Secretary of Technology in the list of cabinet officials responsible for evaluating the institutional performance.)

---

Item 4-9.02 #2h

**Higher Education Restructuring**

Assessment of Institutional Performance

Language

**Language:**

Page 540, line 18, strike "and § 4-9.02 K.4.a) of this act".

Page 540, line 20, strike "within 45 days" and insert:

"45 days prior to the start of a fiscal year."

Page 540, strike line 21.

**Explanation:**

(This amendment restores the language of this section of the General Provisions to the existing language contained in the current appropriation act.)

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