

2016 SESSION

REPRINT

VIRGINIA ACTS OF ASSEMBLY - CHAPTER

ENROLLED

An Act to amend and reenact Chapter 665 of the 2015 Acts of Assembly, which appropriated the public revenues and provided a portion of such revenues for the two years ending, respectively, on the thirtieth day of June, 2015, and the thirtieth day of June, 2016.

[H 29]

Approved

Be it enacted by the General Assembly of Virginia:

1. That Items 6, 25.20, 32, 40, 41, 42, 44, 50, 67, 70, 76, 81, 82, 87, 101, 102, 135, 136, 226, 241, 261, 276, 279, 290, 298, 300, 301, 303, 304, 307, 308, 312, 332, 334, 335, 336, 337, 338, 339, 341, 342, 343, 352, 369, 372, 379, 384, 385, 389, 398, 400, 401, 406, 425, 433, 442, 443, 444, 445, 446, 447, 448, 449, 458, 461, 465, 467, 468, 476, 479, 482, 484, C-41, § 3-1.01, § 3-3.03, § 3-5.03, and § 4-6.01 of Chapter 665 of the 2015 Acts of Assembly, be hereby amended and reenacted.

2. §1. The following are hereby appropriated, for the current biennium, as set forth in succeeding parts, sections and items, for the purposes stated and for the years indicated:

A. The balances of appropriations made by previous acts of the General Assembly which are recorded as unexpended, as of the close of business on the last day of the previous biennium, on the final records of the State Comptroller; and

B. The public taxes and arrears of taxes, as well as moneys derived from all other sources, which shall come into the state treasury prior to the close of business on the last day of the current biennium. The term "moneys" means nontax revenues of all kinds, including but not limited to fees, licenses, services and contract charges, gifts, grants, and donations, and projected revenues derived from proposed legislation contingent upon General Assembly passage.

§ 2. Such balances, public taxes, arrears of taxes, and monies derived from all other sources as are not segregated by law to other funds, which funds are defined by the State Comptroller, pursuant to § 2.2-803, Code of Virginia, shall establish and constitute the general fund of the state treasury.

§ 3. The appropriations made in this act from the general fund are based upon the following:

	First Year	Second Year	Total
Unreserved Balance, June 30, 2014	\$405,810,000		\$405,810,000
Additions to Balance	(\$219,394,360)	\$1,900,446 (\$425,117,598)	(\$217,493,914) (\$644,511,958)
Official Revenue Estimates	\$17,186,022,255	\$17,720,628,857 \$18,309,047,069	\$34,906,651,112 \$35,495,069,324
Revenue Stabilization Fund	\$470,000,000	\$235,000,000	\$705,000,000
Transfers	\$644,994,561	\$564,512,975 \$571,980,613	\$1,209,507,536 \$1,216,975,174
Total General Fund			
Resources Available for Appropriation	\$18,487,432,456 \$18,916,775,523	\$18,522,042,278 \$18,690,910,084	\$37,009,474,734 \$37,607,685,607

The appropriations made in this act from nongeneral fund revenues are based upon the following:

	First Year	Second Year	Total
Balance, June 30, 2014	\$4,945,503,350		\$4,945,503,350
Official Revenue Estimates	\$25,734,466,497	\$26,305,964,356 \$26,467,368,074	\$52,040,430,853 \$52,201,834,571
Lottery Proceeds Fund	\$557,555,450	\$531,667,925 \$538,955,547	\$1,089,223,375 \$1,096,510,997
Internal Service Fund	\$1,771,892,976	\$1,801,509,481 \$1,908,509,481	\$3,573,402,457 \$3,680,402,457

1	Bond Proceeds	\$792,874,586	\$248,608,000	\$1,041,482,586
2	Total Nongeneral Fund			
3	Revenues Available for	\$33,802,292,859	\$28,887,749,762	\$62,690,042,621
4	Appropriation		\$29,163,441,102	\$62,965,733,961
5	TOTAL PROJECTED	\$52,289,725,315	\$47,409,792,040	\$99,699,517,355
6	REVENUES	\$52,719,068,382	\$47,854,351,186	\$100,573,419,568

7 § 4. Nongeneral fund revenues which are not otherwise segregated pursuant to this act shall be segregated in accordance with the  
8 acts respectively establishing them.

9 § 5. The sums herein appropriated are appropriated from the fund sources designated in the respective items of this act.

10 § 6. When used in this act the term:

11 A. "Current biennium" means the period from the first day of July two thousand fourteen, through the thirtieth day of June two  
12 thousand sixteen, inclusive.

13 B. "Previous biennium" means the period from the first day of July two thousand twelve, through the thirtieth day of June two  
14 thousand fourteen, inclusive.

15 C. "Next biennium" means the period from the first day of July two thousand sixteen, through the thirtieth day of June two thousand  
16 eighteen, inclusive.

17 D. "State agency" means a court, department, institution, office, board, council or other unit of state government located in the  
18 legislative, judicial, or executive departments or group of independent agencies, or central appropriations, as shown in this act, and  
19 which is designated in this act by title and a three-digit agency code.

20 E. "Nonstate agency" means an organization or entity as defined in § 2.2-1505 C, Code of Virginia.

21 F. "Authority" sets forth the general enabling statute, either state or federal, for the operation of the program for which  
22 appropriations are shown.

23 G. "Discretionary" means there is no continuing statutory authority which infers or requires state funding for programs for which the  
24 appropriations are shown.

25 H. "Appropriation" shall include both the funds authorized for expenditure and the corresponding level of full-time equivalent  
26 employment.

27 I. "Sum sufficient" identifies an appropriation for which the Governor is authorized to exceed the amount shown in the  
28 Appropriation Act if required to carry out the purpose for which the appropriation is made.

29 J. "Item Details" indicates that, except as provided in § 6 H above, the numbers shown under the columns labeled Item Details are  
30 for information reference only.

31 K. Unless otherwise defined, terms used in this act dealing with budgeting, planning and related management actions are defined in  
32 the instructions for preparation of the Executive Budget.

33 § 7. The total appropriations from all sources in this act have been allocated as follows:

34	<b>BIENNIUM 2014-16</b>			
35	<b>General Fund</b>	<b>Nongeneral Fund</b>	<b>Total</b>	
36	OPERATING EXPENSES	\$36,862,786,001	\$58,629,837,945	\$95,492,623,946
37		\$37,200,730,810	\$59,325,657,561	\$96,526,388,371
38	LEGISLATIVE			
39	DEPARTMENT	\$150,877,301	\$6,779,589	\$157,656,890
40			\$7,129,424	\$158,006,725
41	JUDICIAL DEPARTMENT	\$908,038,408	\$68,425,968	\$976,464,376
42		\$908,581,497	\$68,494,696	\$977,076,193
43	EXECUTIVE DEPARTMENT	\$35,801,469,713	\$57,558,996,772	\$93,360,466,485
44		\$36,139,746,728	\$58,248,917,525	\$94,388,664,253
45	INDEPENDENT AGENCIES	\$2,400,579	\$995,635,616	\$998,036,195
46		\$1,525,284	\$1,001,115,916	\$1,002,641,200
47	STATE GRANTS TO			

1	NONSTATE AGENCIES	\$0	\$0	\$0
2	CAPITAL OUTLAY	\$141,618,476	\$1,329,915,402	\$1,471,533,878
3	EXPENSES			
4	TOTAL	<del>\$37,004,404,477</del>	<del>\$59,959,753,347</del>	<del>\$96,964,157,824</del>
5		\$37,342,349,286	\$60,655,572,963	\$97,997,922,249

6 § 8. This chapter shall be known and may be cited as the "2016 Amendments to the 2015 Appropriation Act."

ITEM 1.	Item Details(\$)		Appropriations(\$)		
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016	
<b>1</b>	<b>PART 1: OPERATING EXPENSES</b>				
<b>2</b>	<b>LEGISLATIVE DEPARTMENT</b>				
<b>3</b>	1.	Not set out.			
<b>4</b>	2.	Not set out.			
<b>5</b>	3.	Not set out.			
<b>6</b>	4.	Not set out.			
<b>7</b>	5.	Not set out.			
<b>8</b>	<b>§ 1-1. DIVISION OF LEGISLATIVE SERVICES (107)</b>				
<b>9</b>	6.	Legislative Research and Analysis (78400).....		\$6,451,460	\$6,187,288
<b>10</b>					\$6,537,123
<b>11</b>		Bill Drafting and Preparation (78401).....	\$6,451,460	<del>\$6,187,288</del>	
<b>12</b>				\$6,537,123	
<b>13</b>		Fund Sources: General.....	\$6,166,977	\$6,167,260	
<b>14</b>		Special.....	\$284,483	<del>\$20,028</del>	
<b>15</b>				\$369,863	
<b>16</b>		Authority: Title 30, Chapter 2.2, Code of Virginia.			
<b>17</b>		A. Out of this appropriation shall be paid the annual salary of the Director, Division of			
<b>18</b>		Legislative Services, \$154,288 from July 1, 2014, to June 24, 2015 and \$154,288 from June			
<b>19</b>		25, 2015, to June 30, 2016.			
<b>20</b>		B. Notwithstanding the salary set out in paragraph A. of this item, the Committee on Joint			
<b>21</b>		Rules may establish a salary range for the Director, Division of Legislative Services.			
<b>22</b>		C. The Division of Legislative Services shall continue to provide administrative support to			
<b>23</b>		include payroll processing, accounting, and travel expense processing at no charge to the			
<b>24</b>		Chesapeake Bay Commission, the Joint Commission on Health Care, the Virginia			
<b>25</b>		Commission on Youth, and the Virginia State Crime Commission.			
<b>26</b>		D. The Director of the Division of Legislative Services is authorized to expend up to \$25,000			
<b>27</b>		in the first year and \$25,000 the second year of the general fund amounts appropriated for this			
<b>28</b>		item to support costs associated with the 2015 national conference of the Uniform Law			
<b>29</b>		Commission which will be held in Williamsburg Virginia in July of 2015.			
<b>30</b>		E. The Division of Legislative Services is hereby directed to lead a technical staff working			
<b>31</b>		group, including staff of the Joint Commission on Technology and Science, the Joint			
<b>32</b>		Legislative Audit and Review Commission (JLARC), the Office of the Secretary of			
<b>33</b>		Technology, the Virginia Information Technologies Agency (VITA), and the Office of the			
<b>34</b>		Attorney General, and others as may be deemed appropriate to review VITA's existing			
<b>35</b>		responsibilities, as set forth in the Code of Virginia, in uncodified Acts of Assembly, and in			
<b>36</b>		the Appropriation Act. The working group shall develop legislation that reorganizes, clarifies,			
<b>37</b>		and codifies, but does not substantively amend, such responsibilities. The technical working			
<b>38</b>		group shall present its proposal to JLARC no later than November 1, 2015, so that it may be			
<b>39</b>		considered for introduction at the 2016 Session of the General Assembly.			
<b>40</b>		F. Included in this item is \$264,462 the first year <i>and</i> \$349,835 the second year from			
<b>41</b>		dedicated special revenue to implement the recommendations of the Chesapeake Bay			
<b>42</b>		Restoration Fund Advisory Committee.			
<b>43</b>		Total for Division of Legislative Services.....		<b>\$6,451,460</b>	<b>\$6,187,288</b>
<b>44</b>					<b>\$6,537,123</b>
<b>45</b>		General Fund Positions.....	56.00	56.00	
<b>46</b>		Position Level.....	56.00	56.00	

ITEM 6.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Fund Sources: General.....	\$6,166,977		
2	Special.....	\$284,483		
3				\$369,863
4	7. Not set out.			
5	8. Not set out.			
6	9. Not set out.			
7	10. Not set out.			
8	11. Not set out.			
9	12. Not set out.			
10	13. Not set out.			
11	14. Not set out.			
12	15. Not set out.			
13	16. Not set out.			
14	17. Not set out.			
15	18. Not set out.			
16	19. Not set out.			
17	20. Not set out.			
18	21. Not set out.			
19	22. Not set out.			
20	23. Not set out.			
21	24. Not set out.			
22	25. Not set out.			
23	25.10 Not set out.			
24	<b>Virginia Conflict of Interest and Ethics Advisory Council (876)</b>			
25	25.20 Personnel Management Services (70400).....		\$0	\$393,000
26	Fund Sources: General.....	\$0		\$393,000
27	Authority: Chapters 792 and 804 of the 2014 Acts of Assembly.			
28	Total for Virginia Conflict of Interest and Ethics			
29	Advisory Council.....		<b>\$0</b>	<b>\$393,000</b>
30	General Fund Positions.....	0.00		<del>3.00</del>
31				5.00
32	Position Level.....	0.00		<del>3.00</del>
33				5.00
34	Fund Sources: General.....	\$0		\$393,000
35	25.30 Not set out.			
36	25.40 Not set out.			
37	Grand Total for Division of Legislative Services.....		<b>\$10,191,421</b>	<b>\$8,112,816</b>
38				<b>\$8,462,651</b>
39	General Fund Positions.....	62.50		<del>67.50</del>
40				69.50

ITEM 25.40.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Position Level.....	62.50	67.50		
2			69.50		
3	Fund Sources: General.....	\$9,282,771	\$7,968,581		
4	Special.....	\$908,650	\$144,235		
5			\$494,070		
6	26. Not set out.				
7	27. Not set out.				
8	28. Not set out.				
9	29. Not set out.				
10	30. Not set out.				
11	31. Not set out.				
12	<b>§ 1-2. LEGISLATIVE DEPARTMENT REVERSION CLEARING ACCOUNT (102)</b>				
13	32. Across the Board Reductions (71400).....			(\$194,600)	(\$194,600)
14	Across the Board Reduction (71401).....	(\$194,600)	(\$194,600)		
15	Fund Sources: General.....	(\$194,600)	(\$194,600)		
16	Authority: Discretionary Inclusion.				
17	A. On or before June 30, 2015, the Committee on Joint Rules shall authorize the reversion to				
18	the general fund of \$1,017,084 from the appropriation for the Auditor of Public Accounts				
19	(agency 133).				
20	B. On or before June 30, 2015, the Director of the Department of Planning and Budget shall				
21	revert an amount of \$500,000 from the House of Delegates and \$500,000 from the Senate of				
22	Virginia.				
23	C. On or before June 30, 2015, the Committee on Joint Rules shall authorize the reversion to				
24	the general fund of \$2,395,112, representing savings generated by legislative agencies in the				
25	first year. The total savings amount includes estimated savings within legislative agencies of:				
26	<b>Legislative Agency</b>			<b>Estimated Savings</b>	
27	Division of Legislative Services (107)			\$400,000	
28	Division of Legislative Automated Systems (109)			\$794,065	
29	Virginia Disability Commission (837)			\$18,163	
30	Joint Commission on Health Care (844)			\$35,000	
31	Joint Commission on Technology and Science (847)			\$109,498	
32	Virginia Sesquicentennial of the American Civil War Commission (859)			\$1,027,950	
33	Small Business Commission (862)			\$10,436	
34	<i>D. On or before June 30, 2016, the Committee on Joint Rules shall authorize the reversion to</i>				
35	<i>the general fund of \$1,425,264, representing savings generated by legislative agencies in the</i>				
36	<i>second year. The total savings amount includes estimated savings within the following</i>				
37	<i>legislative agencies:</i>				
38	<b>Legislative Agency</b>			<b>Estimated Savings</b>	
39	Auditor of Public Accounts (133)			\$375,264	
40	Division of Legislative Services (107)			\$950,000	
41	Division of Legislative Automated Systems (109)			\$100,000	
42	33. Not set out.				
43	Total for Legislative Department Reversion Clearing			\$165,715	\$165,715
44	Account.....				

ITEM 33.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	General Fund Positions.....	1.00	1.00		
2	Position Level.....	1.00	1.00		
3	Fund Sources: General.....	\$165,715	\$165,715		
4	TOTAL FOR LEGISLATIVE DEPARTMENT.....			<b>\$79,811,848</b>	<b>\$77,845,042</b>
5					<b>\$78,194,877</b>
6	General Fund Positions.....	579.50	<del>584.50</del>		
7			586.50		
8	Nongeneral Fund Positions.....	29.50	29.50		
9	Position Level.....	609.00	<del>614.00</del>		
10			616.00		
11	Fund Sources: General.....	\$76,040,249	\$74,837,052		
12	Special.....	\$3,518,378	<del>\$2,754,737</del>		
13			\$3,104,572		
14	Trust and Agency.....	\$115,708	\$115,717		
15	Federal Trust.....	\$137,513	\$137,536		

ITEM 34.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
<b>1</b>	<b>JUDICIAL DEPARTMENT</b>			
<b>2</b>	<b>§ 1-3. SUPREME COURT (111)</b>			
<b>3</b>	34.	Not set out.		
<b>4</b>	35.	Not set out.		
<b>5</b>	36.	Not set out.		
<b>6</b>	37.	Not set out.		
<b>7</b>	38.	Not set out.		
<b>8</b>	39.	Not set out.		
<b>9</b>	<b>General District Courts (114)</b>			
<b>10</b>	40.	Pre-Trial, Trial, and Appellate Processes (32100).....		\$102,790,634
<b>11</b>				<del>\$104,197,501</del>
<b>12</b>		Trial Processes (32103).....	\$83,418,729	\$84,355,483
<b>13</b>		Other Court Costs And Allowances (Criminal Fund)		
<b>14</b>		(32104).....	\$14,562,376	\$15,032,489
<b>15</b>		Involuntary Mental Commitments (32105).....	\$4,809,529	<del>\$4,809,529</del>
<b>16</b>				\$5,256,501
<b>17</b>		Fund Sources: General.....	\$102,790,634	<del>\$104,197,501</del>
<b>18</b>				\$104,644,473
<b>19</b>	Authority: Article VI, Section 8, Constitution of Virginia; §§ 16.1-69.1 through 16.1-137,			
<b>20</b>	19.2-163 and 37.2-809 et seq., Code of Virginia.			
<b>21</b>	A. Out of the amounts in this Item for Trial Processes shall be paid:			
<b>22</b>	1. The annual salaries of all General District Court judges, \$146,599 from July 1, 2014, to			
<b>23</b>	November 24, 2014, \$146,599 from November 25, 2014, to November 24, 2015, and			
<b>24</b>	\$146,599 from November 25, 2015, to June 30, 2016. Such salary shall be 90 percent of the			
<b>25</b>	annual salary fixed by law for judges of the Circuit Courts and shall represent the total			
<b>26</b>	compensation for General District Court Judges and incorporate all supplements formerly			
<b>27</b>	paid by the various localities.			
<b>28</b>	2. The salaries of substitute judges and court personnel.			
<b>29</b>	B. There is hereby reappropriated the unexpended balances remaining at the close of business			
<b>30</b>	on June 30, 2014, in the appropriation made in Item 43, Chapter 806, Acts of Assembly of 3			
<b>31</b>	in the item details Other Court Costs and Allowances (Criminal Fund) and Involuntary Mental			
<b>32</b>	Commitments and the balances remaining in these item details on June 30, 2015.			
<b>33</b>	C. Any balance, or portion thereof, in the item detail Involuntary Mental Commitments, may			
<b>34</b>	be transferred between Items 39, 40, 41, and 298, as needed, to cover any deficits incurred for			
<b>35</b>	Involuntary Mental Commitments by the Supreme Court or the Department of Medical			
<b>36</b>	Assistance Services.			
<b>37</b>	D. The appropriation in this Item for Other Court Costs and Allowances (Criminal Fund) shall			
<b>38</b>	be used to implement the provisions of § 8.01-384.1:1, Code of Virginia.			
<b>39</b>	E. Out of the amount appropriated from the general fund for Other Court Costs and			
<b>40</b>	Allowances (Criminal Fund) in this Item, there shall be transferred an amount not to exceed			
<b>41</b>	\$40,000 the first year and not to exceed \$40,000 the second year to the Criminal Injuries			
<b>42</b>	Compensation Fund, administered by the Virginia Workers' Compensation Commission, for			
<b>43</b>	the administration of the physical evidence recovery kit (PERK) program.			
<b>44</b>	F. A district court judge shall only be reimbursed for mileage for commuting if the judge has			
<b>45</b>	to travel to a courthouse in a county or city other than the one in which the judge resides and			
<b>46</b>	the distance between the judge's residence and the courthouse is greater than 25 miles.			



ITEM 40.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	G. Upon the retirement or separation from employment of any chief general district court				
2	clerks from the 7th judicial district or the 13th judicial district, any vacant chief clerk				
3	positions in excess of one chief clerk for each general district court shall be reallocated by				
4	the Committee on District Courts to district courts with the highest documented unmet				
5	staffing requirements.				
6	Total for General District Courts.....			\$102,790,634	\$104,197,501
7					\$104,644,473
8	General Fund Positions.....	1,056.10	1,056.10		
9	Position Level.....	1,056.10	1,056.10		
10	Fund Sources: General.....	\$102,790,634	\$104,197,501		
11			\$104,644,473		
12	<b>Juvenile and Domestic Relations District Courts (115)</b>				
13	41. Pre-Trial, Trial, and Appellate Processes (32100)....			\$89,233,072	\$91,092,639
14					\$91,120,617
15	Trial Processes (32103).....	\$58,543,470	\$59,498,266		
16	Other Court Costs And Allowances (Criminal				
17	Fund) (32104).....	\$30,374,034	\$31,278,805		
18	Involuntary Mental Commitments (32105).....	\$315,568	\$315,568		
19			\$343,546		
20	Fund Sources: General.....	\$89,233,072	\$91,092,639		
21			\$91,120,617		
22	Authority: Article VI, Section 8, Constitution of Virginia; §§ 16.1-69.1 through 16.1-				
23	69.58, 16.1-226 through 16.1-334, 19.2-163 and 37.1-67.1 et seq., Code of Virginia.				
24	A. Out of the amounts in this Item for Trial Processes shall be paid:				
25	1. The annual salaries of all full-time Juvenile and Domestic Relations District Court				
26	Judges, \$146,599 from July 1, 2014, to November 24, 2014, \$146,599 from November 25,				
27	2014, to November 24, 2015, and \$146,599 from November 25, 2015, to June 30, 2016.				
28	Such salary shall be 90 percent of the annual salary fixed by law for judges of the Circuit				
29	Courts and shall represent the total compensation for Juvenile and Domestic Relations				
30	District Court Judges.				
31	2. The salaries of substitute judges and court personnel.				
32	B. There is hereby reappropriated the unexpended balances remaining at the close of				
33	business on June 30, 2014, in the appropriation made in Item 44, Chapter 806, Acts of				
34	Assembly of 2013, in the Item details Other Court Costs and Allowances (Criminal Fund)				
35	and Involuntary Mental Commitments and the balances remaining in these item details on				
36	June 30, 2015.				
37	C. Any balance, or portion thereof, in the Item detail Involuntary Mental Commitments,				
38	may be transferred between Items 40, 41, 42, and 298, as needed, to cover any deficits				
39	incurred for Involuntary Mental Commitments by the Supreme Court or the Department of				
40	Medical Assistance Services.				
41	D. The appropriation in this Item for Other Court Costs and Allowances (Criminal Fund)				
42	shall be used to implement the provisions of § 8.01-384.1:1, Code of Virginia.				
43	E. Notwithstanding any other provision of law, when a Guardian ad Litem is appointed for				
44	a child by the Commonwealth, the juvenile and domestic relations district court or the				
45	circuit court, as the case may be, shall order the parent, parents, adoptive parent or				
46	adoptive parents of the child, or another party with a legitimate interest therein who has				
47	filed a petition with the court to reimburse the Commonwealth the costs of such services				
48	in an amount not to exceed the amount awarded the Guardian ad Litem by the court. If the				
49	court determines such party is unable to pay, the required reimbursement may be reduced				
50	or eliminated. In addition, it is the intent of the General Assembly that the Supreme Court				
51	actively administer the Guardian ad Litem program to ensure that payments made to				

ITEM 41.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Guardians ad Litem do not exceed that which is required. The Executive Secretary of the				
2	Supreme Court shall report August 1 and January 1 of each year to the Chairmen of the House				
3	Appropriations and Senate Finance Committees on the amounts paid for Guardian ad Litem				
4	purposes, amounts reimbursed by parents and/or guardians, savings achieved, and				
5	management actions taken to further enhance savings under this program.				
6	F. Out of the amount appropriated from the general fund for Other Court Costs and				
7	Allowances (Criminal Fund) in this Item, there shall be transferred an amount not to exceed				
8	\$870,000 the first year and not to exceed \$870,000 the second year to the Criminal Injuries				
9	Compensation Fund, administered by the Virginia Workers' Compensation Commission for				
10	the administration of the physical evidence recovery kit (PERK) program.				
11	Total for Juvenile and Domestic Relations District				
12	Courts.....			<b>\$89,233,072</b>	<b>\$91,092,639</b>
13					<b>\$91,120,617</b>
14	General Fund Positions.....	617.10	617.10		
15	Position Level.....	617.10	617.10		
16	Fund Sources: General.....	\$89,233,072	\$91,092,639		
17			\$91,120,617		
18	<b>Combined District Courts (116)</b>				
19	42. Pre-Trial, Trial, and Appellate Processes (32100).....			\$24,431,065	\$24,702,502
20					\$24,770,641
21	Trial Processes (32103).....	\$15,639,406	\$15,681,147		
22	Other Court Costs And Allowances (Criminal Fund)				
23	(32104).....	\$7,410,902	\$7,640,598		
24	Involuntary Mental Commitments (32105).....	\$1,380,757	\$1,380,757		
25			\$1,448,896		
26	Fund Sources: General.....	\$24,431,065	\$24,702,502		
27			\$24,770,641		
28	Authority: Article VI, Section 8, Constitution of Virginia, §§ <a href="#">16.1-69.1</a> through <a href="#">16.1-137</a> ,				
29	<a href="#">16.1-226</a> through <a href="#">16.1-334</a> , <a href="#">19.2-163</a> , and <a href="#">37.1-67.1</a> et seq., Code of Virginia.				
30	A. Out of the amounts in this Item for Trial Processes shall be paid the salaries of substitute				
31	judges and court personnel.				
32	B. There is hereby reappropriated the unexpended balances remaining at the close of business				
33	on June 30, 2014, in the appropriation made in Item 45, Chapter 806, Acts of Assembly of				
34	2013, in the item details Other Court Costs and Allowances (Criminal Fund) and Involuntary				
35	Mental Commitments and the balances remaining in these item details on June 30, 2015.				
36	C. Any balance, or portion thereof, in the Item detail Involuntary Mental Commitments, may				
37	be transferred between Items 40, 41, 42, and 298, as needed, to cover any deficits incurred for				
38	Involuntary Mental Commitments by the Supreme Court or the Department of Medical				
39	Assistance Services.				
40	D. The appropriation in this Item for Other Court Costs and Allowances shall be used to				
41	implement the provisions of § <a href="#">8.01-384.1:1</a> , Code of Virginia.				
42	E. Out of the amount appropriated from the general fund for Other Court Costs and				
43	Allowances (Criminal Fund) in this Item, there shall be transferred an amount not to exceed				
44	\$95,000 the first year and not to exceed \$95,000 the second year to the Criminal Injuries				
45	Compensation Fund, administered by the Virginia Workers' Compensation Commission, for				
46	the administration of the physical evidence recovery kit (PERK) program.				
47	Total for Combined District Courts.....			<b>\$24,431,065</b>	<b>\$24,702,502</b>
48					<b>\$24,770,641</b>
49	General Fund Positions.....	204.55	204.55		
50	Position Level.....	204.55	204.55		

ITEM 42.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Fund Sources: General.....	\$24,431,065	\$24,702,502		
2			\$24,770,641		
3	43. Not set out.				
4	Grand Total for Supreme Court.....			\$412,113,664	\$413,315,199
5					\$413,858,288
6	General Fund Positions.....	2,708.71	2,708.71		
7	Nongeneral Fund Positions.....	6.00	6.00		
8	Position Level.....	2,714.71	2,714.71		
9	Fund Sources: General.....	\$401,379,085	\$402,576,141		
10			\$403,119,230		
11	Special.....	\$308,655	\$308,655		
12	Dedicated Special Revenue.....	\$9,000,000	\$9,000,000		
13	Federal Trust.....	\$1,425,924	\$1,430,403		
14	<b>§ 1-4. BOARD OF BAR EXAMINERS (233)</b>				
15	44. Regulation of Professions and Occupations				
16	(56000).....			\$1,500,077	\$1,500,328
17					\$1,569,056
18	Lawyer Regulation (56019).....	\$1,500,077	\$1,500,328		
19			\$1,569,056		
20	Fund Sources: Special.....	\$1,500,077	\$1,500,328		
21			\$1,569,056		
22	Authority: Title 54.1, Chapter 39, Articles 3 and 4 and § 54.1-3934, Code of Virginia.				
23	The State Comptroller shall continue the Board of Bar Examiners Fund on the				
24	Commonwealth Accounting and Reporting System. Revenues collected from fees paid by				
25	applicants for admission to the bar shall be deposited into the Board of Bar Examiners				
26	Fund. The source of nongeneral funds included in this item is the Board of Bar Examiners				
27	Fund. Interest generated by the fund shall be retained by the fund.				
28	Total for Board of Bar Examiners.....			\$1,500,077	\$1,500,328
29					\$1,569,056
30	Nongeneral Fund Positions.....	8.00	8.00		
31	Position Level.....	8.00	8.00		
32	Fund Sources: Special.....	\$1,500,077	\$1,500,328		
33			\$1,569,056		
34	45. Not set out.				
35	46. Not set out.				
36	47. Not set out.				
37	48. Not set out.				
38	49. Not set out.				
39	<b>§ 1-5. JUDICIAL DEPARTMENT REVERSION CLEARING ACCOUNT (104)</b>				
40	50. Across the Board Reductions (71400).....			\$0	\$855,795
41	Fund Sources: General.....	\$0	\$855,795		
42	Authority: Discretionary Inclusion.				
43	A. On or before June 30, 2015, the Director of the Department of Planning and Budget				
44	shall authorize the reversion to the general fund of \$300,000, representing additional				
45	savings generated within the Indigent Defense Commission.				
46	B. On or before June 30, 2016, the Director of the Department of Planning and Budget				

ITEM 50.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	shall authorize the reversion to the general fund of \$300,000, representing additional savings			
2	generated within the Indigent Defense Commission.			
3	C. On or before June 30, 2015, the Director of the Department of Planning and Budget shall			
4	revert an amount estimated at \$700,000 from Judicial agency balances.			
5	D. Sufficient funding is included within the Judicial Department to support a total of 405			
6	circuit and district court judgeships. The vacant judgeships to be filled as of July 1, 2015, are			
7	as follows:			
8	1. Circuit Court judgeships: one each in the 7th, 9th, 11th, 13th, 14th, 20th, and 27th Circuits;			
9	two each in the 19th, 24th, and 26th Circuits; and, three in the 31st Circuit, for a total of 16			
10	Circuit Court judgeships to be filled as of July 1, 2015.			
11	2. General District Court judgeships: one each in the 1st, 2nd, 4th, 7th, 14th, and 26th			
12	Districts; and, two in the 19th District, for a total of eight General District Court judgeships to			
13	be filled as of July 1, 2015.			
14	3. Juvenile and Domestic Relations District Court judgeships: one each in the 4th, 22nd, 24th,			
15	26th, and 28th Districts; two in the 23rd District; and, three in the 15th, for a total of ten			
16	Juvenile and Domestic Relations District Court judgeships to be filled as of July 1, 2015.			
17	4. Included in the appropriation for this item is \$855,795 from the general fund in the second			
18	year to support the filling of judgeships. The Executive Secretary of the Supreme Court is			
19	authorized to request the transfer of funds between this Item and Items 39, 40, and 41 as			
20	needed, to reflect the distribution of the 405 judgeships.			
21	<i>E. On or before June 30, 2016, the Director, Department of Planning and Budget, shall</i>			
22	<i>authorize the reversion to the general fund of \$400,000, representing estimated Judicial</i>			
23	<i>agency balances.</i>			
24	Total for Judicial Department Reversion Clearing			
25	Account.....		\$0	\$855,795
26	Fund Sources: General.....		\$0	\$855,795
27	TOTAL FOR JUDICIAL DEPARTMENT.....		\$486,780,643	\$489,683,733
28				\$490,295,550
29	General Fund Positions.....		3,261.71	3,261.71
30	Nongeneral Fund Positions.....		103.00	103.00
31	Position Level.....		3,364.71	3,364.71
32	Fund Sources: General.....		\$452,612,774	\$455,425,634
33				\$455,968,723
34	Special.....		\$9,740,743	\$9,741,019
35				\$9,809,747
36	Dedicated Special Revenue.....		\$23,001,202	\$23,086,677
37	Federal Trust.....		\$1,425,924	\$1,430,403

ITEM 51.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
<b>1</b>	<b>EXECUTIVE DEPARTMENT</b>			
<b>2</b>	<b>EXECUTIVE OFFICES</b>			
<b>3</b>	51.	Not set out.		
<b>4</b>	52.	Not set out.		
<b>5</b>	53.	Not set out.		
<b>6</b>	54.	Not set out.		
<b>7</b>	55.	Not set out.		
<b>8</b>	56.	Not set out.		
<b>9</b>	57.	Not set out.		
<b>10</b>	58.	Not set out.		
<b>11</b>	59.	Not set out.		
<b>12</b>	60.	Not set out.		
<b>13</b>	61.	Not set out.		
<b>14</b>	62.	Not set out.		
<b>15</b>	63.	Not set out.		
<b>16</b>	64.	Not set out.		
<b>17</b>	TOTAL FOR EXECUTIVE OFFICES.....		<b>\$62,461,904</b>	<b>\$63,898,587</b>
<b>18</b>	General Fund Positions.....		289.67	287.67
<b>19</b>	Nongeneral Fund Positions.....		221.33	221.33
<b>20</b>	Position Level.....		511.00	509.00
<b>21</b>	Fund Sources: General.....		\$32,988,200	\$32,902,813
<b>22</b>	Special.....		\$17,947,230	\$18,476,770
<b>23</b>	Commonwealth Transportation.....		\$1,920,670	\$1,921,708
<b>24</b>	Federal Trust.....		\$9,605,804	\$10,597,296

ITEM 65.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1		<b>OFFICE OF ADMINISTRATION</b>			
2	65.	Not set out.			
3		<b>§ 1-6. COMPENSATION BOARD (157)</b>			
4	66.	Not set out.			
5	67.	Financial Assistance for Confinement of Inmates in			
6		Local and Regional Facilities (35600).....		\$63,923,778	<del>\$50,115,331</del>
7					\$61,390,363
8		Financial Assistance for Local Jail Per Diem (35601)			
9		\$30,919,831	<del>\$23,735,820</del>		
10			\$29,147,836		
11		Financial Assistance for Regional Jail Per Diem			
12		(35604).....		\$33,003,947	<del>\$26,379,511</del>
13			\$32,242,527		
14		Fund Sources: General.....		\$63,923,778	<del>\$50,115,331</del>
15			\$61,390,363		
16		Authority: §§ 53.1-83.1, 53.1-84 and 53.1-85, Code of Virginia.			
17		A. In the event the appropriation in this Item proves to be insufficient to fund all of its			
18		provisions, any amount remaining as of June 1, 2015, and June 1, 2016, may be reallocated			
19		among localities on a pro rata basis according to such deficiency.			
20		B. For the purposes of this Item, the following definitions shall be applicable:			
21		1. Effective sentence--a convicted offender's sentence as rendered by the court less any			
22		portion of the sentence suspended by the court.			
23		2. Local responsible inmate--(a) any person arrested on a state warrant and incarcerated in a			
24		local correctional facility, as defined by § 53.1-1, Code of Virginia, prior to trial; (b) any			
25		person convicted of a misdemeanor offense and sentenced to a term in a local correctional			
26		facility; or (c) any person convicted of a felony offense and given an effective sentence of (i)			
27		twelve months or less or (ii) less than one year.			
28		3. State responsible inmate--any person convicted of one or more felony offenses and (a) the			
29		sum of consecutive effective sentences for felonies, committed on or after January 1, 1995, is			
30		(i) more than 12 months or (ii) one year or more, or (b) the sum of consecutive effective			
31		sentences for felonies, committed before January 1, 1995, is more than two years.			
32		C. The individual or entity responsible for operating any facility which receives funds from			
33		this Item may, if requested by the Department of Corrections, enter into an agreement with the			
34		department to accept the transfer of convicted felons, from other local facilities or from			
35		facilities operated by the Department of Corrections. In entering into any such agreements, or			
36		in effecting the transfer of offenders, the Department of Corrections shall consider the			
37		security requirements of transferred offenders and the capability of the local facility to			
38		maintain such offenders. For purposes of calculating the amount due each locality, all funds			
39		earned by the locality as a result of an agreement with the Department of Corrections shall be			
40		included as receipts from these appropriations.			
41		D. Out of this appropriation, an amount not to exceed \$377,010 the first year and \$377,010			
42		the second year from the general fund, is designated to be held in reserve for unbudgeted			
43		medical expenses incurred by local correctional facilities in the care of state responsible			
44		felons.			
45		E. The following amounts shall be paid out of this appropriation to compensate localities for			
46		the cost of maintaining prisoners in local correctional facilities, as defined by § 53.1-1, Code			
47		of Virginia, or if the prisoner is not housed in a local correctional facility, in an alternative to			
48		incarceration program operated by, or under the authority of, the sheriff or jail board:			
49		1. For local responsible inmates--\$4 per inmate day, or, if the inmate is housed and			
50		maintained in a jail farm not under the control of the sheriff, the rate shall be \$18 per inmate			

ITEM 67.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	day.			
2	2. For state responsible inmates--\$12 per inmate day.			
3	F. For the payment specified in paragraph E 1 of this Item for prisoners in alternative			
4	punishment or alternative to incarceration programs:			
5	1. Such payment is intended to be made for prisoners that would otherwise be housed in a			
6	local correctional facility. It is not intended for prisoners that would otherwise be			
7	sentenced to community service or placed on probation.			
8	2. No such payment shall be made unless the program has been approved by the			
9	Department of Corrections or the Department of Criminal Justice Services. Alternative			
10	punishment or alternative to incarceration programs, however, may include supervised			
11	work experience, treatment, and electronic monitoring programs.			
12	G.1. Except as provided for in paragraph G 2, and notwithstanding any other provisions of			
13	this Item, the Compensation Board shall provide payment to any locality with an average			
14	daily jail population of under ten in FY 1995 an inmate per diem rate of \$22 per day for			
15	local responsible inmates and \$28 per day for state responsible inmates held in these jails			
16	in lieu of personal service costs for corrections' officers.			
17	2. Any locality covered by the provisions of this paragraph shall be exempt from the			
18	provisions thereof provided that the locally elected sheriff, with the assistance of the			
19	Compensation Board, enters into good faith negotiations to house his prisoners in an			
20	existing local or regional jail. In establishing the per diem rate and capital contribution, if			
21	any, to be charged to such locality by a local or regional jail, the Compensation Board and			
22	the local sheriff or regional jail authority shall consider the operating support and capital			
23	contribution made by the Commonwealth, as required by §§ 15.2-1613, 15.2-1615.1, 53.1-			
24	80, and 53.1-81, Code of Virginia. The Compensation Board shall report periodically to			
25	the Chairmen of the House Appropriations and Senate Finance Committees on the			
26	progress of these negotiations and may withhold the exemption granted by this paragraph			
27	if, in the board's opinion, the local sheriff fails to negotiate in good faith.			
28	H.1. The Compensation Board shall recover the state-funded costs associated with housing			
29	federal inmates, District of Columbia inmates or contract inmates from other states. The			
30	Compensation Board shall determine, by individual jail, the amount to be recovered by the			
31	Commonwealth by multiplying the jail's current inmate days for this population by the			
32	proportion of the jail's per inmate day salary funds provided by the Commonwealth, as			
33	identified in the most recent Jail Cost Report prepared by the Compensation Board.			
34	Beginning July 1, 2009, the Compensation Board shall determine, by individual jail, the			
35	amount to be recovered by the Commonwealth by multiplying the jail's current inmate			
36	days for this population by the proportion of the jail's per inmate day operating costs			
37	provided by the Commonwealth, excluding payments otherwise provided for in this Item,			
38	as identified in the most recent Jail Cost Report prepared by the Compensation Board. If a			
39	jail is not included in the most recent Jail Cost Report, the Compensation Board shall use			
40	the statewide average of per inmate day salary funds provided by the Commonwealth.			
41	2. The Compensation Board shall deduct the amount to be recovered by the			
42	Commonwealth from the facility's next quarterly per diem payment for state-responsible			
43	and local-responsible inmates. Should the next quarterly per diem payment owed the			
44	locality not be sufficient against which to net the total quarterly recovery amount, the			
45	locality shall remit the remaining amount not recovered to the Compensation Board.			
46	3. Any local or regional jail which receives funding from the Compensation Board shall			
47	give priority to the housing of local-responsible, state-responsible, and state contract			
48	inmates, in that order, as provided in paragraph H 1.			
49	4. The Compensation Board shall not provide any inmate per diem payments to any local			
50	or regional jail which holds federal inmates in excess of the number of beds contracted for			
51	with the Department of Corrections, unless the Director, Department of Corrections,			
52	certifies to the Chairman of the Compensation Board that a) such contract beds are not			
53	required; b) the facility has operational capacity built under contract with the federal			
54	government; c) the facility has received a grant from the federal government for a portion			

ITEM 67.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	of the capital costs; or d) the facility has applied to the Department of Corrections for			
2	participation in the contract bed program with a sufficient number of beds to meet the			
3	Department of Corrections' need or ability to fund contract beds at that facility in any given			
4	fiscal year.			
5	5. The Compensation Board shall apply the cost recovery methodology set out in paragraph H			
6	1 of this Item to any jail which holds inmates from another state on a contractual basis.			
7	However, recovery in such circumstances shall not be made for inmates held pending			
8	extradition to other states or pending transfer to the Virginia Department of Corrections.			
9	6. The provisions of this paragraph shall not apply to any local or regional jail where the			
10	cumulative federal share of capital costs exceeds the Commonwealth's cumulative capital			
11	contribution.			
12	7. For a local or regional jail which operates bed space specifically built utilizing federal			
13	capital or grant funds for the housing of federal inmates and for which Compensation Board			
14	funding has never been authorized for staff for such bed space, the Compensation Board shall			
15	allow an exemption from the recovery provided in paragraph H.1. for a defined number of			
16	federal prisoners upon certification by the sheriff or superintendent that the federal			
17	government has paid for the construction of bed space in the facility or provided a grant for a			
18	portion of the capital cost. Such certification shall include specific funding amounts paid by			
19	the federal government, localities, and/or regional jail authorities, and the Commonwealth for			
20	the construction of bed space specifically built for the housing of federal inmates and for the			
21	construction of the jail facility in its entirety. The defined number of federal prisoners to be			
22	exempted from the recovery provided in paragraph H.1. shall be based upon the proportion of			
23	funding paid by the federal government and localities and/or regional jail authorities for the			
24	construction of bed space to house federal prisoners to the total funding paid by all sources,			
25	including the Commonwealth, for all construction costs for the jail facility in its entirety.			
26	8. Beginning March 1, 2013, federal inmates placed in the custody of a regional jail pursuant			
27	to a work release program operated by the federal Bureau of Prisons shall be exempt from the			
28	recovery of costs associated with housing federal inmates pursuant to paragraph H.1. of this			
29	item if such federal inmates have been assigned by the federal Bureau of Prisons to a home			
30	electronic monitoring program in place for such inmates by agreement with the jail on or			
31	before January 1, 2012 and are not housed in the jail facility. However, no such exemption			
32	shall apply to any federal inmate while they are housed in the regional jail facility.			
33	I. Any amounts in the program Financial Assistance for Confinement of Inmates in Local and			
34	Regional Facilities, may be transferred between Items 66 and 67, as needed, to cover any			
35	deficits incurred in the programs Financial Assistance for Sheriffs' Offices and Regional Jails			
36	and Financial Assistance for Confinement of Inmates in Local and Regional Facilities.			
37	J. Projected growth in per diem payments for the support of prisoners in local and regional			
38	jails shall be based on actual inmate population counts up through the first quarter of the			
39	affected fiscal year.			
40	K. The Compensation Board shall provide an annual report on the number and diagnoses of			
41	inmates with mental illnesses in local and regional jails, the treatment services provided, and			
42	expenditures on jail mental health programs. The report shall be prepared in cooperation with			
43	the Virginia Sheriffs Association, the Virginia Association of Regional Jails, the Virginia			
44	Association of Community Services Boards, and the Department of Behavioral Health and			
45	Developmental Services, and shall be coordinated with the data submissions required for the			
46	annual jail cost report. Copies of this report shall be provided by November 1 of each year to			
47	the Governor, Director, Department of Planning and Budget, and the Chairmen of the Senate			
48	Finance and House Appropriations Committees.			
49	68.	Not set out.		
50	69.	Not set out.		
51	70.	Financial Assistance for Attorneys for the		
52		Commonwealth (77200).....		\$69,935,657
53		Financial Assistance to Attorneys for the		
54		Commonwealth (77201).....		\$15,852,086
		\$15,852,086	\$15,852,086	



ITEM 70.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Financial Assistance for Operations of Local			
2	Attorneys for the Commonwealth (77202).....			
	\$54,083,571	\$54,083,571		
3	Fund Sources: General.....			
	\$69,935,657	\$69,935,657		
4	Authority: Title 15.2, Chapter 16, Articles 4 and 6.1, Code of Virginia.			
5	A.1. The annual salaries of attorneys for the Commonwealth shall be as hereinafter			
6	prescribed according to the population of the city or county served except as otherwise			
7	provided in § 15.2-1636.12, Code of Virginia.			
8		<b>July 1, 2014</b>	<b>July 1, 2015</b>	<b>December 1, 2015</b>
		<b>to</b>	<b>to</b>	<b>to</b>
9		<b>June 30, 2015</b>	<b>November 30, 2015</b>	<b>June 30, 2016</b>
10	Less than 10,000	\$53,257	\$53,257	\$53,257
11	10,000-19,999	\$59,182	\$59,182	\$59,182
12	20,000-34,999	\$65,098	\$65,098	\$65,098
13	35,000-44,999	\$117,173	\$117,173	\$117,173
14	45,000-99,999	\$130,189	\$130,189	\$130,189
15	100,000-249,999	\$135,073	\$135,073	\$135,073
16	250,000 and above	\$139,958	\$139,958	\$139,958
17	2. The attorneys for the Commonwealth and their successors who serve on a full-time			
18	basis pursuant to §§ 15.2-1627.1, 15.2-1628, 15.2-1629, 15.2-1630 or § 15.2-1631, Code			
19	of Virginia, shall receive salaries as if they served localities with populations between			
20	35,000 and 44,999.			
21	3. Whenever an attorney for the Commonwealth is such for a county and city together, or			
22	for two or more cities, the aggregate population of such political subdivisions shall be the			
23	population for the purpose of arriving at the salary of such attorney for the			
24	Commonwealth under the provisions of this paragraph and such attorney for the			
25	Commonwealth shall receive as additional compensation the sum of one thousand dollars.			
26	B. No expenditure shall be made out of this Item for the employment of investigators,			
27	clerk-investigators or other investigative personnel in the office of an attorney for the			
28	Commonwealth.			
29	C. Consistent with the provisions of § 19.2-349, Code of Virginia, attorneys for the			
30	Commonwealth may, in addition to the options otherwise provided by law, employ			
31	individuals to assist in collection of outstanding fines, costs, forfeitures, penalties, and			
32	restitution. Notwithstanding any other provision of law, beginning on the date upon which			
33	the order or judgment is entered, the costs associated with employing such individuals			
34	may be paid from the proceeds of the amounts collected provided that the cost is			
35	apportioned on a pro rata basis according to the amount collected which is due the state			
36	and that which is due the locality. The attorneys for the Commonwealth shall account for			
37	the amounts collected and apportion costs associated with the collections consistent with			
38	procedures issued by the Auditor of Public Accounts.			
39	D. The provisions of this act notwithstanding, no Commonwealth's attorney, public			
40	defender or employee of a public defender, shall be paid or receive reimbursement for the			
41	state portion of a salary in excess of the salary paid to judges of the circuit court. Nothing			
42	in this paragraph shall be construed to limit the ability of localities to supplement the			
43	salaries of locally elected constitutional officers or their employees.			
44	E. The Statewide Juvenile Justice project positions, as established under the provisions of			
45	Item 74 E, of Chapter 912, 1996 Acts of Assembly, and Chapter 924, 1997 Acts of			
46	Assembly, are continued under the provisions of this act. The Commonwealth's attorneys			
47	receiving such positions shall annually certify to the Compensation Board that the			
48	positions are used primarily, if not exclusively, for the prosecution of delinquency and			
49	domestic relations felony cases, as defined by Chapters 912 and 924. In the event the			
50	positions are not primarily or exclusively used for the prosecution of delinquency and			
51	domestic relations felony cases, the Compensation Board shall reallocate such positions			

ITEM 70.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	by using the allocation provisions as provided for the board in Item 74 E of Chapters 912 and			
2	924.			
3	F. The Compensation Board shall monitor the Department of Taxation program regarding the			
4	collection of unpaid fines and court costs by private debt collection firms contracted by			
5	Commonwealth's attorneys and shall include, in its annual report to the General Assembly on			
6	the collection of court-ordered fines and fees for clerks of the courts and Commonwealth's			
7	attorneys, the amount of unpaid fines and costs collected by this program.			
8	G. Out of this appropriation, \$389,165 the first year and \$389,165 the second year from the			
9	general fund is designated for the Compensation Board to fund five additional positions in			
10	Commonwealth's attorney's offices that shall be dedicated to prosecuting gang-related			
11	criminal activities. The board shall ensure that these positions work across jurisdictional lines,			
12	serving the Northern Virginia area (counties of Fairfax, Loudoun, Prince William, and			
13	Arlington and the cities of Falls Church, Alexandria, Manassas, Manassas Park and Fairfax).			
14	H. Included within this appropriation is \$2,120,757 the first year and \$2,120,757 the second			
15	year from the general fund to increase the salary of each assistant Commonwealth's attorney			
16	by \$3,308.			
17	I. In accordance with the provisions of § 19.2-349, Code of Virginia, attorneys for the			
18	Commonwealth may employ individuals, or contract with private attorneys, private collection			
19	agencies, or other state or local agencies, to assist in collection of delinquent fines, costs,			
20	forfeitures, penalties, and restitution. If the attorney for the Commonwealth employs			
21	individuals, the costs associated with employing such individuals may be paid from the			
22	proceeds of the amounts collected provided that the cost is apportioned on a pro rata basis			
23	according to the amount collected which is due the state and that which is due the locality. If			
24	the attorney for the Commonwealth does not undertake collection, the attorney for the			
25	Commonwealth shall, as soon as practicable, take steps to ensure that any agreement or			
26	contract with an individual, attorney or agency complies with the terms of the current Master			
27	Guidelines Governing Collection of Unpaid Delinquent Court-Ordered Fines and Costs			
28	Pursuant to Virginia Code § 19.2-34 9 promulgated by the Office of the Attorney General, the			
29	Executive Secretary of the Supreme Court, the Department of Taxation, and the			
30	Compensation Board ("the Master Guidelines"). Notwithstanding any other provision of law,			
31	the delinquent amounts owed shall be increased by seventeen (17) percent to help offset the			
32	costs associated with employing such individuals or contracting with such agencies or			
33	individuals. If such increase would exceed the contracted collection agent's fee, then the			
34	delinquent amount owed shall be increased by the percentage or amount of the collection			
35	agent's fee. Effective July 1, 2015, as provided in § 19.2-349, Code of Virginia, treasurers not			
36	being compensated on a contingency basis as of January 1, 2015 shall be prohibited from			
37	being compensated on a contingency basis but shall be instead compensated administrative			
38	cost pursuant to § 58.1-3958, Code of Virginia. Treasurers currently collecting a contingency			
39	fee shall be eligible to contract on a contingency fee basis. <del>until June 30, 2018.</del> Effective July			
40	1, 2015, any treasurer collecting a contingency fee shall retain only the expenses of collection,			
41	and the excess collection shall be divided between the state and the locality in the same			
42	manner as if the collection had been done by the attorney for the Commonwealth. The			
43	attorneys for the Commonwealth shall account for the amounts collected and the fees and			
44	costs associated with the collections consistent with procedures issued by the Auditor of			
45	Public Accounts.			
46	71.	Not set out.		
47	72.	Not set out.		
48	73.	Not set out.		
49	Total for Compensation Board.....			\$665,928,659
50				\$656,978,220
51	General Fund Positions.....	20.00	20.00	
52	Nongeneral Fund Positions.....	1.00	1.00	
53	Position Level.....	21.00	21.00	
54	Fund Sources: General.....	\$649,927,947	\$640,977,508	
55				\$668,253,252
				\$652,252,540

ITEM 73.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Trust and Agency.....	\$8,000,712	\$8,000,712	
2	Dedicated Special Revenue.....	\$8,000,000	\$8,000,000	
3	<b>§ 1-7. DEPARTMENT OF GENERAL SERVICES (194)</b>			
4	74. Not set out.			
5	75. Not set out.			
6	76. Procurement Services (73000).....		\$61,313,173	\$61,898,935
7				\$61,300,836
8	Statewide Procurement Services (73002).....	\$26,511,273	<del>\$27,097,035</del>	
9			\$26,498,936	
10	Surplus Property Programs (73007).....	\$2,801,900	\$2,801,900	
11	Statewide Cooperative Procurement and			
12	Distribution Services (73008).....	\$32,000,000	\$32,000,000	
13	Fund Sources: General.....	\$2,331,693	\$2,331,693	
14	Special.....	\$1,709,454	<del>\$2,054,471</del>	
15			\$1,456,372	
16	Enterprise.....	\$22,470,126	\$22,710,871	
17	Internal Service.....	\$34,801,900	\$34,801,900	
18	Authority: Title 2.2, Chapter 11, Articles 3 and 6, Code of Virginia.			
19	A. 1. Out of this appropriation, \$936,900 the first year and \$936,900 the second year for			
20	federal surplus property is sum sufficient and amounts shown are estimates from an			
21	internal service fund which shall be paid from revenues derived from charges for services.			
22	2. Out of this appropriation, \$1,865,000 the first year and \$1,865,000 the second year for			
23	state surplus property is sum sufficient and amounts shown are estimates from an internal			
24	service fund which shall be paid from revenues derived from charges for services.			
25	B. Out of this appropriation, \$32,000,000 the first year and \$32,000,000 the second year			
26	for Statewide Cooperative Procurement and Distribution Services is sum sufficient and			
27	amounts shown are estimates from an internal service fund which shall be paid from			
28	revenues derived from charges for services.			
29	C.1. The Commonwealth's statewide electronic procurement system and program known			
30	as eVA will be financed by fees assessed to state agencies and institutions of higher			
31	education and vendors.			
32	2. The Department of General Services, in consultation with the Department of Accounts,			
33	shall develop an implementation timetable, scope, and cost for real time integration			
34	between eVA and the statewide financial management system known as Cardinal, with the			
35	objective that the integration be completed within one year of the Cardinal Wave 2 rollout,			
36	no later than February 15, 2017. The Secretaries of Administration and Finance shall			
37	submit a final timetable, no later than July 1, 2015, to the Governor and the Chairmen of			
38	the House Appropriations and Senate Finance Committees. The Department of General			
39	Services and the Department of Accounts are authorized to fund all approved costs of the			
40	integration, including associated integration costs incurred by the Department of Accounts'			
41	Cardinal project team. All approved integration costs are to be paid from the existing			
42	eVA special fund balances. No integration costs shall be paid from eVA fees collected			
43	after July 1, 2014. The Department of General Services is authorized, where necessary, to			
44	procure all integration services required for this integration project by the Department of			
45	General Services and the Department of Accounts to fulfill the requirements of this			
46	subsection. Department of Accounts costs for integration services it procures must be			
47	approved by the Department of General Services prior to issuing a purchase order or			
48	incurring such costs, as the Department of General Services is expected to pay those costs.			
49	The Department of General Services and the Department of Accounts shall work			
50	collaboratively to implement and complete the integration in accordance with the			
51	Secretaries of Administration and Finance approved timetable. The Department of General			
52	Services and the Department of Accounts shall jointly submit quarterly implementation			
53	progress reports to the Secretaries of Administration and Finance for submission to the			

ITEM 76.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Governor and Chairmen of the House Appropriations and Senate Finance Committees.				
2	D. The Department of General Services shall allow nonprofit food banks operating in Virginia				
3	and granted tax-exempt status under § 501(c)(3) of the Internal Revenue Code to purchase				
4	directly from the Virginia Distribution Center.				
5	77.	Not set out.			
6	78.	Not set out.			
7	79.	Not set out.			
8	80.	Not set out.			
9	Total for Department of General Services.....			<b>\$229,996,608</b>	<b>\$233,249,425</b>
10					<b>\$232,651,326</b>
11	General Fund Positions.....		252.00	253.00	
12	Nongeneral Fund Positions.....		408.50	408.50	
13	Position Level.....		660.50	661.50	
14	Fund Sources: General.....		\$21,455,642	\$21,199,643	
15	Special.....		\$5,696,526	<del>\$7,041,543</del>	
16				\$6,443,444	
17	Enterprise.....		\$31,043,119	\$31,419,864	
18	Internal Service.....		\$163,981,914	\$165,768,968	
19	Federal Trust.....		\$7,819,407	\$7,819,407	
20	<b>§ 1-8. DEPARTMENT OF HUMAN RESOURCE MANAGEMENT (129)</b>				
21	81.	Personnel Management Services (70400).....			\$16,267,149
22		Agency Human Resource Services (70401).....		\$6,939,487	\$6,030,175
23		Human Resource Service Center (70402).....		\$0	\$1,254,584
24		Equal Employment Services (70403).....		\$982,537	\$982,537
25		Health Benefits Services (70406).....		\$3,496,179	\$3,496,285
26		Employee Dispute Resolution Services (70416).....		\$914,118	\$914,118
27		State Employee Program Services (70417).....		\$1,789,314	\$1,789,314
28		State Employee Workers' Compensation Services			
29		(70418).....		\$1,358,969	\$1,358,969
30		Administrative and Support Services (70419).....		\$786,545	\$595,415
31		Fund Sources: General.....		\$8,308,714	\$8,320,849
32		Special.....		\$6,599,466	\$6,741,579
33		Trust and Agency.....		\$1,358,969	\$1,358,969
34	Authority: Title 2.2, Chapters 12, 28, and 29, Code of Virginia.				
35	A. The Department of Human Resource Management shall report any proposed changes in				
36	premiums, benefits, carriers, or provider networks to the Governor and the Chairmen of the				
37	House Appropriations and Senate Finance Committees at least sixty days prior to				
38	implementation.				
39	B.1. The Department of Human Resource Management shall operate a human resource				
40	service center to support the human resource needs of those agencies identified by the				
41	Secretary of Administration in consultation with the Department of Planning and Budget. The				
42	agencies so identified shall cooperate with the Department of Human Resource Management				
43	by transferring such records and functions as may be required.				
44	2. Out of this appropriation, \$590,353 the first year and \$590,353 the second year from the				
45	general fund shall be used to support the human resource service center.				
46	3. Nothing in this paragraph shall prohibit additional agencies from using the services of the				
47	center; however, these additional agencies' use of the human resource service center shall be				
48	subject to approval by the affected cabinet secretary and the Secretary of Administration.				

ITEM 81.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	4. a. Agencies that are partially or fully funded with nongeneral funds that receive				
2	approval by the affected cabinet secretary and the Secretary of Administration to join the				
3	human resource service center, on or after July 1, 2014, shall pay the Department of				
4	Human Resource Management the costs to support the human resource service center.				
5	The agency's share of the costs to support the human resource service center shall be based				
6	on the agency's applicable nongeneral fund expenditures as set out in § 4-5.03 of this act.				
7	b. The rates required to recover the costs of the human resource service center shall be				
8	provided by the Department of Human Resource Management to the Department of				
9	Planning and Budget by September 1 each year for review and approval of the subsequent				
10	fiscal year's rate.				
11	C. The institutions of higher education shall be exempt from the centralized advertising				
12	requirements identified in Executive Order 73 (01).				
13	D.1. To ensure fair and equitable performance reviews, the Department of Human				
14	Resource Management, within available resources, is directed to provide performance				
15	management training to agencies and institutions of higher education with classified				
16	employees.				
17	2. Agency heads in the Executive Department are directed to require appropriate				
18	performance management training for all agency supervisors and managers.				
19	E.1. The Department of Human Resource Management shall take into account the claims				
20	experience of each agency and institution when setting premiums for the workers'				
21	compensation program.				
22	2. All financial obligations of the Commonwealth to the Virginia Workers' Compensation				
23	Commission for payroll taxes on behalf of the state employees' workers' compensation				
24	program are satisfied in full through calendar year 2009.				
25	F.1. The Department of Human Resource Management shall report to the Governor and				
26	Chairmen of the House Appropriations and Senate Finance Committees by October 1 of				
27	each year, on its recommended workers' compensation premiums for state agencies for the				
28	following biennium. This report shall also include the basis for the department's				
29	recommendations, the number and amount of workers' compensation settlements				
30	concluded in the previous fiscal year, and the impact of those settlements on the workers'				
31	compensation program's reserves.				
32	2. The Department of Human Resource Management shall conduct a study, with the				
33	cooperation of all executive, legislative, judicial, and independent agencies, to include, but				
34	not be limited to, the impact of settling appropriate claims, the potential need for a risk				
35	management position in the Department of Human Resource Management to further assist				
36	state agencies not staffed with a risk management position, and the need for a risk				
37	management position for state agencies with a high incidence of claims who are not				
38	staffed with a risk management position. The department shall report its findings and cost				
39	savings recommendations for the state employee's workers' compensation program to the				
40	Governor and Chairmen of the House Appropriations and Senate Finance Committees no				
41	later than October 1, 2014.				
42	3. Notwithstanding § 2.2-2821, Code of Virginia, the Department of Human Resource				
43	Management may use up to \$30,000 the first year from the Workers' Compensation Trust				
44	Fund for the administrative costs associated with paragraph F.2.				
45	4. Beginning July 1, 2015, the Department of Human Resource Management shall conduct				
46	an annual review of each state agency's loss control history, to include the severity of				
47	workers' compensation claims, experience modification factor, and frequency normalized				
48	by payroll. Based on the annual review, state agencies deemed by the Department of				
49	Human Resource Management as having higher than normal loss history shall be required				
50	to participate in a loss control program. All executive, judicial, legislative, and				
51	independent agencies required to participate in the loss control program shall fully				
52	cooperate with the Department of Human Resource Management's review. The				
53	Department of Human Resource Management shall provide a report to the Governor,				
54	Director, Department of Planning and Budget, and Chairmen of the House Appropriations				

ITEM 81.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	and Senate Finance Committees on the status and recommendations of the loss control			
2	program no later than October 30 of each year.			
3	5. a. A working capital advance of up to \$20,000,000 shall be provided to the Department of			
4	Human Resource Management to identify and potentially settle certain workers' compensation			
5	claims open for more than one year but less than 10 years. The Department of Human			
6	Resource Management shall pay back the working capital advance from annual premiums			
7	over a seven year period. The Department of Human Resource Management shall provide a			
8	report to the Governor, Director, Department of Planning and Budget, and Chairmen of the			
9	House Appropriations and Senate Finance Committees on the status of the settlement			
10	program, the number of claims settled, and the estimated state costs avoided from the			
11	settlements no later than October 30 of each year.			
12	b. The Secretary of Finance and Secretary of Administration shall approve the drawdowns			
13	from this working capital advance prior to the expenditure of funds. The State Comptroller			
14	shall notify the Governor and the Chairmen of the House Appropriations and Senate Finance			
15	Committees of any approved drawdowns.			
16	G. The Department of Human Resource Management shall report to the Governor and			
17	Chairmen of the House Appropriations and Senate Finance Committees, by October 15 of			
18	each year, on the renewal cost of the state employee health insurance program premiums that			
19	will go into effect on July 1 of the following year. This report shall include the impact of the			
20	renewal cost on employee and employer premiums and a valuation of liabilities as required by			
21	Other Post Employment Benefits reporting standards.			
22	H. Out of this appropriation, \$606,439 the first year and \$606,439 the second year from the			
23	general fund is provided for the time, attendance and leave system.			
24	I. The Department of Human Resource Management shall develop and distribute instructions			
25	and guidelines to all executive department agencies for the provision of an annual statement			
26	of total compensation for each classified employee. The statement should account for the full			
27	cost to the Commonwealth and the employee of cash compensation as well as Social Security,			
28	Medicare, retirement, deferred compensation, health insurance, life insurance, and any other			
29	benefits. The Director, Department of Human Resources Management, shall ensure that all			
30	executive department agencies provide this notice to each employee. The Department of			
31	Accounts and the Virginia Retirement System shall provide assistance upon request. Further,			
32	the Director of the Department of Human Resources Management shall provide instructions			
33	and guidelines for the development notices of total compensation to all independent,			
34	legislative, and judicial agencies, and institutions of higher education for preparation of			
35	annual statements to their employees.			
36	J.1. Out of this appropriation, \$2,747,200 the first year and \$2,747,200 the second year from			
37	the general fund is provided for the migration of the Personnel Management Information			
38	System (PMIS) and its subsystems from the Unisys mainframe to the Windows SQL servers			
39	platform. The Department of Human Resource Management shall submit a report on the			
40	status of the migration of PMIS and its subsystems to the Chairmen of the House			
41	Appropriations and Senate Finance Committees, no later than October 1, 2015.			
42	2. Any unexpended balances from paragraph J.1. of this item at the close of business on June			
43	30, 2015, shall not revert to the surplus of the general fund but shall be carried forward on the			
44	books of the State Comptroller and appropriated in the succeeding year for the same purpose.			
45	Total for Department of Human Resource			
46	Management.....		\$16,267,149	\$16,421,397
47	General Fund Positions.....	58.40	<del>58.40</del>	
48			58.46	
49	Nongeneral Fund Positions.....	47.60	<del>48.60</del>	
50			49.54	
51	Position Level.....	106.00	<del>107.00</del>	
52			108.00	
53	Fund Sources: General.....	\$8,308,714	\$8,320,849	
54	Special.....	\$6,599,466	\$6,741,579	
55	Trust and Agency.....	\$1,358,969	\$1,358,969	

ITEM 81.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
<b>1</b>	<b>Administration of Health Insurance (149)</b>			
<b>2</b>	82. Personnel Management Services (70400).....		\$1,573,501,777	\$1,619,464,330
<b>3</b>				\$1,760,464,330
<b>4</b>	Health Benefits Services (70406).....	\$1,236,466,493	\$1,261,195,823	
<b>5</b>			\$1,368,195,823	
<b>6</b>	Local Health Benefit Services (70407).....	\$337,035,284	\$358,268,507	
<b>7</b>			\$392,268,507	
<b>8</b>	Fund Sources: Enterprise.....	\$337,035,284	\$358,268,507	
<b>9</b>			\$392,268,507	
<b>10</b>	Internal Service.....	\$1,236,466,493	\$1,261,195,823	
<b>11</b>			\$1,368,195,823	
<b>12</b>	Authority: § 2.2-2818, Code of Virginia.			
<b>13</b>	A. The appropriation for Health Benefits Services is sum sufficient and amounts shown			
<b>14</b>	are estimates from an internal service fund which shall be paid from revenues paid by state			
<b>15</b>	agencies to the Department of Human Resource Management.			
<b>16</b>	B. The amounts for Local Health Benefits Services include estimated revenues received			
<b>17</b>	from localities for the local choice health benefits program.			
<b>18</b>	C.1. In the event that the total of all eligible claims exceeds the balance in the state			
<b>19</b>	employee medical reimbursement account, there is hereby appropriated a sum sufficient			
<b>20</b>	from the general fund of the state treasury to enable the payment of such eligible claims.			
<b>21</b>	2. The term "employee medical reimbursement account" means the account administered			
<b>22</b>	by the Department of Human Resource Management pursuant to § 125 of the Internal			
<b>23</b>	Revenue Code in connection with the health insurance program for state employees (§			
<b>24</b>	2.2-2818, Code of Virginia).			
<b>25</b>	D. Any balances remaining in the reserved component of the Employee Health Insurance			
<b>26</b>	Fund shall be considered part of the overall Health Insurance Fund. It is the intent of the			
<b>27</b>	General Assembly that future premiums for the state employee health insurance program			
<b>28</b>	shall be set in a manner so that the balance in the Health Insurance Fund will be sufficient			
<b>29</b>	to meet the estimated Incurred But Not Paid liability for the Fund and maintain a			
<b>30</b>	contingency reserve at a level recommended by the Department of Human Resource			
<b>31</b>	Management for a self-insured plan subject to the approval of the General Assembly.			
<b>32</b>	E. The Department of Human Resource Management shall implement a Medication			
<b>33</b>	Therapy Management pilot program for state employees with certain disease states			
<b>34</b>	including Type II diabetes. The department shall continue to consult with all provider			
<b>35</b>	stakeholders in order to establish program parameters.			
<b>36</b>	F. Concurrent with the date the Governor introduces the budget bill, the Directors of the			
<b>37</b>	Departments of Planning and Budget and Human Resource Management shall provide to			
<b>38</b>	the Chairmen of the House Appropriations and Senate Finance Committees a report			
<b>39</b>	detailing the assumptions included in the Governor's introduced budget for the state			
<b>40</b>	employee health insurance plan. The report shall include the proposed premium schedule			
<b>41</b>	that would be effective for the upcoming fiscal year and any proposed changes to the			
<b>42</b>	benefit structure.			
<b>43</b>	G. Of money appropriated for the state employee health insurance fund, \$250,000 the first			
<b>44</b>	year and \$500,000 the second year shall be held separate and apart from the fund to pay			
<b>45</b>	for any required fees due to the Patient-Centered Outcomes Research Institute.			
<b>46</b>	H.1 The Department of Human Resource Management shall conduct a comprehensive			
<b>47</b>	review of the public employee health programs in the Commonwealth. The Department			
<b>48</b>	shall provide a report detailing the findings and recommendations to the chairmen of the			
<b>49</b>	House Appropriations Committee and Senate Finance Committee by October 31, 2015.			
<b>50</b>	2. As part of the review, the Department shall conduct an actuarial review of the impact on			
<b>51</b>	the state, the school boards, and other political subdivisions, from including the			
<b>52</b>	employees, and their dependents, of local governments including local school divisions in			

ITEM 82.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	the state employee health program or in one statewide pooled plan for employees of political				
2	subdivisions.				
3	3. Local school boards and localities shall provide information to the Department as requested				
4	for the actuarial analysis.				
5	4. The review shall also include an examination of The Local Choice program's policies,				
6	including its pooling and rating methodology, to determine whether overall improvements				
7	may be made to the program, with a specific goal of trying to increase The Local Choice				
8	program's appeal among rural school divisions and local governments. During this effort, the				
9	Department shall hold a series of meetings with stakeholders to educate them about The Local				
10	Choice program and solicit their feedback.				
11	5. The Director of the Department of Planning and Budget is authorized to transfer up to				
12	\$250,000 general fund from program 757 (agency 995, Central Appropriations) from				
13	unobligated balances from prior year appropriation to the Department of Human Resource				
14	Management as needed to fund the review and outreach efforts.				
15	<i>1. The Department of Human Resource Management shall compile a list of the one hundred</i>				
16	<i>(100) most currently prescribed drugs in the state's employee healthcare plan, and the</i>				
17	<i>average cost to the member associated with each of the 100 most currently prescribed</i>				
18	<i>drugs. The Department shall make this list accessible prior to the annual open enrollment</i>				
19	<i>period to assist in plan selection.</i>				
20	Total for Administration of Health Insurance.....			\$1,573,501,777	\$1,619,464,330
21					\$1,760,464,330
22	Fund Sources: Enterprise.....	\$337,035,284	\$358,268,507		
23			\$392,268,507		
24	Internal Service.....	\$1,236,466,493	\$1,261,195,823		
25			\$1,368,195,823		
26	Grand Total for Department of Human Resource			\$1,589,768,926	\$1,635,885,727
27	Management.....				\$1,776,885,727
28					
29	General Fund Positions.....	58.40	58.40		
30			58.46		
31	Nongeneral Fund Positions.....	47.60	48.60		
32			49.54		
33	Position Level.....	106.00	107.00		
34			108.00		
35	Fund Sources: General.....	\$8,308,714	\$8,320,849		
36	Special.....	\$6,599,466	\$6,741,579		
37	Enterprise.....	\$337,035,284	\$358,268,507		
38			\$392,268,507		
39	Internal Service.....	\$1,236,466,493	\$1,261,195,823		
40			\$1,368,195,823		
41	Trust and Agency.....	\$1,358,969	\$1,358,969		
42	83. Not set out.				
43	84. Not set out.				
44	TOTAL FOR OFFICE OF ADMINISTRATION.....			\$2,501,072,513	\$2,543,390,653
45					\$2,695,067,586
46	General Fund Positions.....	371.40	372.40		
47			372.46		
48	Nongeneral Fund Positions.....	464.10	465.10		
49			466.04		
50	Position Level.....	835.50	837.50		
51			838.50		
52	Fund Sources: General.....	\$689,551,224	\$680,458,721		
53			\$691,733,753		



ITEM 84.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Special.....	\$12,413,498	<del>\$13,899,372</del>		
2			<i>\$13,301,273</i>		
3	Enterprise.....	\$368,078,403	<del>\$389,688,371</del>		
4			<i>\$423,688,371</i>		
5	Internal Service.....	\$1,400,448,407	<del>\$1,426,964,791</del>		
6			<i>\$1,533,964,791</i>		
7	Trust and Agency.....	\$14,672,994	\$16,471,411		
8	Dedicated Special Revenue.....	\$8,000,000	\$8,000,000		
9	Federal Trust.....	\$7,907,987	\$7,907,987		

ITEM 85.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
<b>1</b>	<b>OFFICE OF AGRICULTURE AND FORESTRY</b>			
<b>2</b>	85.	Not set out.		
<b>3</b>	<b>§ 1-9. DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES (301)</b>			
<b>4</b>	86.	Not set out.		
<b>5</b>	87.	Animal and Poultry Disease Control (53100).....		\$6,694,791
<b>6</b>				\$6,898,565
<b>7</b>		Animal Disease Prevention and Control (53101).....	\$2,853,855	\$7,148,320
<b>8</b>				\$2,853,855
<b>9</b>		Diagnostic Services (53102).....	\$3,646,483	\$3,103,610
<b>10</b>		Animal Welfare (53104).....	\$194,453	\$3,850,257
<b>11</b>		Fund Sources: General.....	\$4,132,492	\$194,453
<b>12</b>				\$4,336,266
<b>13</b>		Special.....	\$1,613,223	\$4,586,021
<b>14</b>		Federal Trust.....	\$949,076	\$1,613,223
<b>15</b>		Authority: Title 3.2, Chapters 60 and 65, Code of Virginia.		\$949,076
<b>16</b>	88.	Not set out.		
<b>17</b>	89.	Not set out.		
<b>18</b>	90.	Not set out.		
<b>19</b>	91.	Not set out.		
<b>20</b>	92.	Not set out.		
<b>21</b>	93.	Not set out.		
<b>22</b>	94.	Not set out.		
<b>23</b>	95.	Not set out.		
<b>24</b>	96.	Not set out.		
<b>25</b>	97.	Not set out.		
<b>26</b>		Total for Department of Agriculture and Consumer		
<b>27</b>		Services.....		\$62,757,274
<b>28</b>				\$63,822,327
<b>29</b>		General Fund Positions.....	321.00	\$64,072,082
<b>30</b>		Nongeneral Fund Positions.....	205.00	
<b>31</b>		Position Level.....	526.00	
<b>32</b>		Fund Sources: General.....	\$33,176,063	\$34,241,116
<b>33</b>				\$34,490,871
<b>34</b>		Special.....	\$5,532,424	\$5,532,424
<b>35</b>		Trust and Agency.....	\$6,606,146	\$6,606,146
<b>36</b>		Dedicated Special Revenue.....	\$8,523,086	\$8,523,086
<b>37</b>		Federal Trust.....	\$8,919,555	\$8,919,555
<b>38</b>	98.	Not set out.		
<b>39</b>	99.	Not set out.		
<b>40</b>	99.10	Not set out.		
<b>41</b>	99.20	Not set out.		
<b>42</b>		TOTAL FOR OFFICE OF AGRICULTURE AND		
<b>43</b>		FORESTRY.....		\$95,471,198
<b>44</b>				\$97,064,085

ITEM 99.20.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	General Fund Positions.....	497.59	498.59		
2	Nongeneral Fund Positions.....	328.41	328.41		
3	Position Level.....	826.00	827.00		
4	Fund Sources: General.....	\$49,430,868	\$51,027,632		
5			\$51,277,387		
6	Special.....	\$16,363,076	\$16,359,199		
7	Trust and Agency.....	\$6,708,976	\$6,708,976		
8	Dedicated Special Revenue.....	\$9,087,955	\$9,087,955		
9	Federal Trust.....	\$13,880,323	\$13,880,323		

ITEM 100.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
<b>1</b>	<b>OFFICE OF COMMERCE AND TRADE</b>			
<b>2</b>	<b>§ 1-10. SECRETARY OF COMMERCE AND TRADE (192)</b>			
<b>3</b>	100.	Not set out.		
<b>4</b>	<b>Economic Development Incentive Payments (312)</b>			
<b>5</b>	101.	Economic Development Services (53400).....		\$62,076,436
<b>6</b>				<del>\$79,363,444</del>
<b>7</b>				\$80,363,444
<b>8</b>				
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ITEM 101.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	may be used to assist Prince George County with site improvements related to the location			
2	of a major aerospace engine manufacturer to the Commonwealth.			
3	<i>7. In addition to all other economic incentive payments already approved for the project,</i>			
4	<i>the Governor may authorize an additional \$1,500,000 from the Commonwealth</i>			
5	<i>Opportunity Fund as needed to assist with site development improvements for a regional</i>			
6	<i>economic development project related to the location of a major automotive supplier</i>			
7	<i>manufacturer in Botetourt County.</i>			
8	B. Out of the appropriation for this Item, \$5,400,000 the first year and \$3,800,000 the			
9	second year from the general fund shall be deposited to the Semiconductor Memory or			
10	Logic Wafer Manufacturing Performance Grant Fund to be used to pay semiconductor			
11	memory or logic wafer manufacturing performance grants in accordance with § 59.1-			
12	284.14.1, Code of Virginia.			
13	C.1. Out of the appropriation for this Item, \$3,957,289 the first year and \$3,602,914 the			
14	second year from the general fund shall be deposited to the Investment Performance Grant			
15	subfund of the Virginia Investment Partnership Grant Fund to be used to pay investment			
16	performance grants in accordance with § 2.2-5101, Code of Virginia.			
17	2. Consideration should be given to economic development projects that 1) are in areas of			
18	high unemployment; 2) link commercial development along existing transportation/transit			
19	corridors within regions; and 3) are located near existing public infrastructure.			
20	D.1. Out of the appropriation for this Item, \$6,800,000 the first year and \$6,800,000 the			
21	second year from the general fund shall be deposited to the Major Eligible Employer			
22	Grant subfund of the Virginia Investment Partnership Grant Fund to be used to pay			
23	investment performance grants in accordance with § 2.2-5102, Code of Virginia.			
24	2. Consideration should be given to economic development projects that 1) are in areas of			
25	high unemployment; 2) link commercial development along existing transportation/transit			
26	corridors within regions; and 3) are located near existing public infrastructure.			
27	E. Out of the appropriation for this Item, \$2,400,000 the first year and \$2,400,000 the			
28	second year from the general fund and an amount estimated at \$250,000 the first year and			
29	\$250,000 the second year from nongeneral funds shall be deposited to the Governor's			
30	Motion Picture Opportunity Fund, as established in § 2.2-2320, Code of Virginia. These			
31	nongeneral fund revenues shall be deposited to the fund from revenues generated by the			
32	digital media fee established pursuant to § 58.1-1731, et seq., Code of Virginia. Such			
33	funds shall be used at the discretion of the Governor to attract film industry production			
34	activity to the Commonwealth.			
35	F. Out of the appropriation for this Item, \$648,000 the first year and \$13,842,000 the			
36	second year from the general fund shall be used in support of the location of an aerospace			
37	engine facility in Prince George County. The funds may be used for grants in accordance			
38	with §§ 59.1-284.20, 59.1-284.21, and 59.1-284.22, Code of Virginia. The Director,			
39	Department of Planning and Budget shall transfer these funds to the impacted state			
40	agencies upon request to the Director, Department of Planning and Budget by the			
41	respective state agency.			
42	G.1. Out of the appropriation for this Item, \$4,500,000 the first year and \$5,900,000 the			
43	second year from the general fund shall be deposited to the Virginia Economic			
44	Development Incentive Grant subfund of the Virginia Investment Partnership Grant Fund			
45	to be used to pay investment performance grants in accordance with § 2.2-5102.1, Code of			
46	Virginia.			
47	2. Consideration should be given to economic development projects that 1) are in areas of			
48	high unemployment; 2) link commercial development along existing transportation/transit			
49	corridors within regions; and 3) are located near existing public infrastructure.			
50	H. 1. Out of the appropriation for this Item, \$8,029,323 the first year and \$7,592,582 the			
51	second year from the general fund shall be deposited to the Advanced Shipbuilding			
52	Training Facility Fund to be used to pay grants in accordance with § 59.1-284.23, F., Code			
53	of Virginia.			

ITEM 101.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	2. In addition to the amounts provided above, out of the appropriation in this Item \$250,000			
2	from the general fund the second year is provided as a grant for one-time seed funding for			
3	expansion of the Pre-Hire Immersion Training Program for ship repair skilled workers. This			
4	program will be conducted in collaboration with the Virginia Ship Repair Association.			
5	3. The Virginia Ship Repair Association will report on the success of this program regarding			
6	the number of skilled workers trained and hired and the ability of the program to be self-			
7	funded through employer pay-back provisions for the training once a worker has been			
8	successfully hired.			
9	4. This report shall be provided to the Governor and the Chairmen of the House			
10	Appropriations and Senate Finance Committees by September 1, 2016.			
11	I. Out of the appropriation for this Item, \$2,800,000 the first year and \$2,800,000 the second			
12	year from the general fund and \$1,000,000 in the first year and \$1,000,000 in the second year			
13	from amounts appropriated under Item 101 A.1. of this act shall be deposited into the			
14	Commonwealth Research Commercialization Fund created pursuant to § 2.2-2233.1, Code of			
15	Virginia. Of the amounts provided for the Commonwealth Research Commercialization			
16	Fund, up to \$1,500,000 the first year and \$1,500,000 the second year shall be used for a Small			
17	Business Innovation Research Matching Fund Program for Virginia-based technology			
18	businesses and, for matching funds for recipients of federal Small Business Technology			
19	Transfer (STTR) awards for Virginia-based small businesses. Any monies from these			
20	amounts that have not been allocated at the end of each fiscal year shall not revert to the			
21	general fund but shall be distributed for other purposes designated by the Research and			
22	Technology Investment Advisory Committee and aligned with the Research and Technology			
23	Roadmap.			
24	Businesses meeting the following criteria shall be eligible to apply for an award to be			
25	administered by the Research and Technology Investment Advisory Committee:			
26	1. The applicant has received an STTR award targeted at the development of qualified			
27	research or technologies;			
28	2. At least 51 percent of the applicant's employees reside in Virginia; and			
29	3. At least 51 percent of the applicant's property is located in Virginia.			
30	Applicants shall be eligible for matching grants of up to \$100,000 for Phase I awards and up			
31	to \$500,000 for Phase II awards. All applicants shall be required to submit a			
32	commercialization plan with their application. Any unused funds shall not revert to the			
33	general fund but shall remain in the Commonwealth Research and Commercialization Fund.			
34	Notwithstanding the provisions of § 2.2-2233.1 D.6 unused funding from the Fund shall be			
35	awarded as originally intended by the Research and Technology Investment Advisory			
36	Committee and only reallocated if sufficient demand does not exist for the original allocation.			
37	J.1. Out of the appropriation for this Item, \$2,500,000 the second year from the general fund			
38	shall be provided for a non-stock corporation research consortium initially comprised of the			
39	University of Virginia, Virginia Commonwealth University, Virginia Polytechnic Institute			
40	and State University, George Mason University and the Eastern Virginia Medical School. In			
41	addition, the consortium is authorized to utilize up to \$2,500,000 in the first year from			
42	unobligated funding previously appropriated to the consortium for FY 2013 in Item 105 M.1.			
43	of Chapter 3, 2012 Special Session I. The consortium will contract with private entities,			
44	foundations and other governmental sources to capture and perform research in the			
45	biosciences. Initial exclusive focus will be around the Virginia core strength areas of Bio-			
46	Informatics and Medical Informatics, Point of Care Diagnostics and Drug Discovery and			
47	Delivery. The funding to be provided for research under this Item must be matched at least			
48	dollar-for-dollar by funding provided by such private entities, foundations and other			
49	governmental sources. The Director, Department of Planning and Budget, is authorized to			
50	provide these funds to the non-stock corporation research consortium referenced in this			
51	paragraph upon request filed with the Director, Department of Planning and Budget by the			
52	non-stock corporation research consortium.			
53	2. Other publicly-supported institutions of higher education in the Commonwealth may			
54	choose to join the consortium as participating institutions. Participation in the consortium by			

ITEM 101.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	the five founding institutions and by other participating institutions choosing to join will			
2	require a cash contribution from each institution in each year of participation of at least			
3	\$50,000, or a larger amount to be determined by the consortium.			
4	3. No research will be funded by the consortium unless at least two of the participating			
5	institutions, including the five founding institutions and any other institutions choosing to			
6	join, are actively and significantly involved in collaborating on the research. No research			
7	will be funded by the consortium unless the research topic has been vetted by a scientific			
8	advisory board and holds potential for high impact near-term success in generating other			
9	sponsored research, creating spin-off companies or otherwise creating new jobs. The			
10	consortium will set guidelines to disburse research funds based on advisory board			
11	findings. The consortium will have near-term sustainability as a goal, along with			
12	corporate-sponsored research gains, new Virginia company start-ups, and job creation			
13	milestones.			
14	4. Of these funds, up to \$250,000 the first year and \$250,000 the second year may be used			
15	to pay the administrative, promotional and legal costs of establishing and administering			
16	the consortium, including the creation of intellectual property protocols, and the			
17	publication of research results.			
18	5. The Virginia Economic Development Partnership, in consultation with the publicly-			
19	supported institutions of higher education in the Commonwealth participating in the			
20	consortium, shall provide to the Governor, and the Chairmen of the Senate Finance and			
21	House Appropriations committees, by November 1 of each year a written report			
22	summarizing the activities of the consortium, including, but not limited to, a summary of			
23	how any funds disbursed to the consortium during the previous fiscal year were spent, and			
24	the consortium's progress during the fiscal year in expanding upon existing research			
25	opportunities and stimulating new research opportunities in the Commonwealth.			
26	6. The accounts and records of the consortium shall be made available for review and			
27	audit by the Auditor of Public Accounts upon request.			
28	K.1. Out of this appropriation, \$200,272 the first year and \$200,347 the second year from			
29	the general fund shall be provided to the Virginia-Israel Advisory Board.			
30	2. The Virginia-Israel Advisory Board shall seek prior approval of all travel and related			
31	expenditures from the Secretary of Commerce and Trade.			
32	3. The Virginia-Israel Advisory Board shall report by January 15 of each year to the			
33	Chairmen of the Senate Finance and House Appropriations Committees on the board's			
34	activities and expenditure of state funds.			
35	L. Out of this appropriation, \$5,669,833 the first year and \$5,669,833 the second year			
36	from the general fund shall be available for eligible businesses under the Virginia Jobs			
37	Investment Program. Pursuant to § 2.2-1611, Code of Virginia, the appropriation			
38	provided for the Virginia Jobs Investment Program for eligible businesses shall be			
39	deposited to the Virginia Jobs Investment Program Fund.			
40	M.1. Out of this appropriation, \$1,500,000 the first year and \$1,500,000 the second year			
41	from the general fund shall be deposited into the Biofuels Production Fund established			
42	pursuant to § 45.1-393, Code of Virginia, to be used solely for the purposes of providing			
43	grants to a producer of neat biofuels commencing qualifying sales on or after January 1,			
44	2014, but before June 30, 2014. With the exception of the provisions of subparagraphs			
45	M.2. and M.4. of this item, grant payments from the Fund shall be made in accordance			
46	with the provisions of § 45.1-394, Code of Virginia.			
47	2. A producer shall be eligible for a grant from the Biofuels Production Fund established			
48	under § 45.1-393, Code of Virginia, only for each gallon of neat biofuels that it produces			
49	in the Commonwealth on or after January 1, 2014, which gallon has also been sold by the			
50	producer to customers.			
51	3. The Secretary of Agriculture and Forestry shall assist any producer that commences			
52	qualifying sales of neat biofuels within the period specified in subparagraph M.1. of this			
53	item in identifying potential producers of agricultural feedstock sources within 100 miles			
54	of the primary biofuels production site and shall examine the feasibility of establishing a			

ITEM 101.		Item Details(\$)		Appropriations(\$)		
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016	
1	cooperative association to meet the feedstock requirements of any such producer. The					
2	Secretary of Agriculture and Forestry and the Secretary of Natural Resources shall work					
3	within the structure of existing funding for agricultural best management practices from the					
4	Water Quality Improvement Fund to develop additional incentives to encourage farmers to					
5	produce winter cover crops utilized in biofuels production.					
6	4. As part of the certification process required pursuant to § 45.1-394 D., Code of Virginia, to					
7	be eligible for a grant pursuant to this appropriation, the producer shall also provide evidence					
8	that feedstock used in the production of the qualifying neat biofuels was derived from					
9	Virginia-grown agricultural products to the greatest extent such feedstock materials are					
10	available from Virginia sources.					
11	5. To be eligible for a grant under this section for 2015 production of neat advanced biofuels					
12	or neat biofuels, a producer must show he has made a good faith effort to produce the same					
13	using feedstock that is not derived from corn or the corn kernel, stalk, or any other part of the					
14	plant. Further, no grant shall be awarded for neat advanced biofuels or neat biofuels produced					
15	in 2016 or thereafter using feedstock derived from corn or the corn kernel, stalk, or any other					
16	part of the plant.					
17	N. Out of this appropriation, \$1,000,000 the second year from the general fund shall be					
18	provided to Fairfax County to support efforts to host an international athletic competition in					
19	2015. The funds shall be used in accordance with a memorandum of understanding between					
20	the Commonwealth and Fairfax County.					
21	O. Out of this appropriation \$500,000 from the general fund in the second year is provided for					
22	the purpose of attracting new tourism and hospitality projects and expanding existing tourism					
23	and hospitality projects in the Commonwealth. Funds shall be disbursed through the Virginia					
24	Tourism Authority as grants or loans to political subdivisions or business entities authorized					
25	to transact business in the Commonwealth based on criteria as approved by the Governor.					
26	The Governor shall transmit his specific criteria for awarding and distributing these funds to					
27	the Chairmen of the House Committee on Appropriations and the Senate Finance Committee					
28	prior to any expenditure of this appropriation.					
29	Total for Economic Development Incentive					
30	Payments.....			\$62,076,436	\$79,363,444	
31					\$80,363,444	
32	Fund Sources: General.....	\$61,826,436	\$79,113,444			
33			\$80,113,444			
34	Dedicated Special Revenue.....	\$250,000	\$250,000			
35	Grand Total for Secretary of Commerce and Trade....			\$62,735,371	\$80,023,392	
36					\$81,023,392	
37	General Fund Positions.....	7.00	7.00			
38	Position Level.....	7.00	7.00			
39	Fund Sources: General.....	\$62,485,371	\$79,773,392			
40			\$80,773,392			
41	Dedicated Special Revenue.....	\$250,000	\$250,000			
42	<b>§ 1-11. BOARD OF ACCOUNTANCY (226)</b>					
43	102. Regulation of Professions and Occupations (56000)...			\$1,648,449	\$1,648,465	
44					\$1,748,465	
45	Accountant Regulation (56001).....	\$1,648,449	\$1,648,465			
46			\$1,748,465			
47	Fund Sources: Dedicated Special Revenue.....	\$1,648,449	\$1,648,465			
48			\$1,748,465			
49	Authority: Title 54.1, Chapter 44, Code of Virginia.					
50	Total for Board of Accountancy.....			\$1,648,449	\$1,648,465	
51					\$1,748,465	
52	Nongeneral Fund Positions.....	12.00	12.00			



ITEM 102.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Position Level.....	12.00	12.00		
2	Fund Sources: Dedicated Special Revenue.....	\$1,648,449	\$1,648,465		
3			\$1,748,465		
4	103. Not set out.				
5	104. Not set out.				
6	105. Not set out.				
7	106. Not set out.				
8	107. Not set out.				
9	108. Not set out.				
10	109. Not set out.				
11	110. Not set out.				
12	111. Not set out.				
13	112. Not set out.				
14	113. Not set out.				
15	114. Not set out.				
16	115. Not set out.				
17	116. Not set out.				
18	117. Not set out.				
19	118. Not set out.				
20	119. Not set out.				
21	120. Not set out.				
22	121. Not set out.				
23	122. Not set out.				
24	123. Not set out.				
25	124. Omitted.				
26	125. Omitted.				
27	126. Not set out.				
28	TOTAL FOR OFFICE OF COMMERCE AND				
29	TRADE.....			\$892,970,953	\$1,091,922,245
30					\$1,093,022,245
31	General Fund Positions.....	363.34	363.34		
32	Nongeneral Fund Positions.....	1,318.66	1,320.16		
33	Position Level.....	1,682.00	1,683.50		
34	Fund Sources: General.....	\$181,916,915	\$197,028,483		
35			\$198,028,483		
36	Special.....	\$21,246,792	\$19,790,060		
37	Commonwealth Transportation.....	\$1,453,283	\$1,453,283		
38	Trust and Agency.....	\$590,777,360	\$603,796,694		
39	Dedicated Special Revenue.....	\$23,416,629	\$23,416,645		
40			\$23,516,645		
41	Federal Trust.....	\$74,159,974	\$246,437,080		

ITEM 127.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
<b>1</b>	<b>OFFICE OF EDUCATION</b>			
<b>2</b>	127.	Not set out.		
<b>3</b>	<b>§ 1-12. DEPARTMENT OF EDUCATION, CENTRAL OFFICE OPERATIONS (201)</b>			
<b>4</b>	128.	Not set out.		
<b>5</b>	129.	Not set out.		
<b>6</b>	130.	Not set out.		
<b>7</b>	131.	Not set out.		
<b>8</b>	132.	Not set out.		
<b>9</b>	133.	Not set out.		
<b>10</b>	134.	Not set out.		
<b>11</b>	<b>Direct Aid to Public Education (197)</b>			
<b>12</b>	135.	Financial Assistance for Educational, Cultural,		
<b>13</b>		Community, and Artistic Affairs (14300).....		\$14,263,849
<b>14</b>				\$22,513,649
<b>15</b>				\$22,189,149
<b>16</b>		Financial Assistance for Supplemental Education		
<b>17</b>		(14304).....	\$14,263,849	\$22,513,649
				\$22,189,149
<b>18</b>		Fund Sources: General.....	\$14,263,849	\$22,513,649
<b>19</b>				\$22,189,149
<b>20</b>	Authority: Discretionary Inclusion.			
<b>21</b>	A. Out of this appropriation, the Department of Education shall provide \$373,776 the first			
<b>22</b>	year and \$573,776 the second year from the general fund for the Jobs for Virginia Graduates			
<b>23</b>	initiative.			
<b>24</b>	B. Out of this appropriation, the Department of Education shall provide \$124,011 the first			
<b>25</b>	year and \$124,011 the second year from the general fund for the Southwest Virginia Public			
<b>26</b>	Education Consortium at the University of Virginia's College at Wise. An additional \$71,849			
<b>27</b>	the first year and \$71,849 the second year from the general fund is provided to the			
<b>28</b>	Consortium to continue the Van Gogh Outreach program with Lee and Wise County Public			
<b>29</b>	Schools and expand the program to the twelve school divisions in Southwest Virginia.			
<b>30</b>	C. This appropriation includes \$58,905 the first year and \$108,905 the second year from the			
<b>31</b>	general fund for the Southside Virginia Regional Technology Consortium to expand the			
<b>32</b>	research and development phase of a technology linkage.			
<b>33</b>	D. An additional state payment of \$145,896 the first year and \$145,896 the second year from			
<b>34</b>	the general fund is provided as a Small School Division Assistance grant for the City of			
<b>35</b>	Norton. To receive these funds, the local school board shall certify to the Superintendent of			
<b>36</b>	Public Instruction that its division has entered into one or more educational, administrative or			
<b>37</b>	support service cost-sharing arrangements with another local school division. In addition, this			
<b>38</b>	Item includes \$123,000 the first year and \$123,000 the second year from the general fund to			
<b>39</b>	address the need for a review and reconciliation of school-aged population reported and			
<b>40</b>	student membership in Norton City Public School Division.			
<b>41</b>	E. Out of this appropriation, \$298,021 the first year and \$298,021 the second year from the			
<b>42</b>	general fund shall be allocated for the Career and Technical Education Resource Center to			
<b>43</b>	provide vocational curriculum and resource instructional materials free of charge to all school			
<b>44</b>	divisions.			
<b>45</b>	F. It is the intent of the General Assembly that the Department of Education provide bonuses			
<b>46</b>	from state funds to classroom teachers in Virginia's public schools who hold certification			

ITEM 135.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	from the National Board of Professional Teaching Standards. Such bonuses shall be			
2	\$5,000 the first year of the certificate and \$2,500 annually thereafter for the life of the			
3	certificate. This appropriation includes an amount estimated at \$5,735,000 the first year			
4	and <del>\$5,885,000</del> \$5,437,500 the second year from the general fund for the purpose of			
5	paying these bonuses. By October 15 of each year, school divisions shall notify the			
6	Department of Education of the number of classroom teachers under contract for that			
7	school year that hold such certification.			
8	G. This appropriation includes \$708,000 the first year and \$708,000 the second year from			
9	the general fund for the Virginia Teaching Scholarship Loan Program. These scholarships			
10	shall be for undergraduate students at or beyond the sophomore year in college with a			
11	cumulative grade point average of at least 2.7, who were in the top 10 percent of their high			
12	school class or alternative measure of achievement as selected by the institution, who are			
13	nominated by their college and students at the graduate level, and who meet the criteria			
14	and qualifications, pursuant to § 22.1-290.01, Code of Virginia. Awards shall be made to			
15	students who are enrolled full-time or part-time in approved undergraduate or graduate			
16	teacher education programs for (i) critical teacher shortage disciplines, such as special			
17	education, chemistry, physics, earth and space science, foreign languages, or technology			
18	education or (ii) as students meeting the qualifications in § 22.1-290.01, Code of Virginia,			
19	who have been identified by a local school board to teach in any discipline or at any grade			
20	level in which the school board has determined that a shortage of teachers exists; however,			
21	such persons shall meet the qualifications for awards granted pursuant to this Item; or (iii)			
22	those students seeking degrees in Career and Technical education. Minority students may			
23	be enrolled in any content area for teacher preparation and male students may be enrolled			
24	in any approved elementary or middle school teacher preparation program; therefore, this			
25	provision shall satisfy the requirements for the Diversity in Teaching Initiative and Fund,			
26	pursuant to Chapters 570, 597, 623, 645, and 719 of the Acts of Assembly of 2000.			
27	Scholarship recipients may fulfill the teaching obligation by accepting a teaching position			
28	(i) in one of the critical teacher shortage disciplines; or (ii) regardless of teaching			
29	discipline, in a school with a high concentration of students eligible for free or reduced			
30	price lunch; or (iii) in any discipline or at grade levels with a shortage of teachers; or (iv)			
31	in a rural or urban region of the state with a teacher shortage. For the purposes of this			
32	Item, "critical teacher shortage area and discipline" means subject areas and grade levels			
33	identified by the Board of Education in which the demand for classroom teachers exceeds			
34	the supply of teachers, as defined in the Board of Education's Regulations Governing the			
35	Determination of Critical Teacher Shortage Areas. Scholarship amounts are based on			
36	\$10,000 per year for full-time students, and shall be prorated for part-time students based			
37	on the number of credit hours. The Department of Education shall report annually on the			
38	critical shortage teaching areas in Virginia.			
39	2. The Department of Education shall make payments on behalf of the scholarship			
40	recipients directly to the Virginia institution of higher education where the scholarship			
41	recipient is enrolled full-time or part-time in an approved undergraduate or graduate			
42	teacher education program.			
43	3. The Department of Education is authorized to recover total funds awarded as			
44	scholarships, or the appropriate portion thereof, in the event that scholarship recipients fail			
45	to honor the stipulated teaching obligation. Any funds collected by the Department on			
46	behalf of this program shall revert to the general fund on June 30 each year. Such			
47	reversion shall be the net of any administrative or legal fees associated with the collection			
48	of these funds.			
49	H. Out of the amounts for this Item, shall be provided \$31,003 the first year and \$31,003			
50	the second year from the general fund for the Virginia Career Education Foundation.			
51	I. Out of this appropriation, \$212,500 the first year and \$400,000 the second year from the			
52	general fund shall be distributed to the Great Aspirations Scholarship Program (GRASP)			
53	to provide students and families in need access to financial aid, scholarships, and			
54	counseling to maximize educational opportunities for students.			
55	J. Out of this appropriation, the Department of Education shall provide \$794,400 the first			
56	year and \$794,400 the second year from the general fund to Communities in Schools.			
57	K. This appropriation includes \$100,000 the first year and \$100,000 the second year from			

ITEM 135.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	the general fund for the Superintendent of Public Education to award supplemental grants to				
2	charter schools.				
3	L. This appropriation includes \$543,176 the first year and \$543,176 the second year from the				
4	general fund to support the Youth Development Academy for rising 9th and 10th grade				
5	students.				
6	M. Out of this appropriation, \$808,000 the first year and \$808,000 the second year from the				
7	general fund is provided to attract, recruit, and retain high-quality diverse individuals to teach				
8	science, technology, engineering, or mathematics (STEM) subjects in Virginia's middle and				
9	high schools. A teacher with up to three years of teaching experience employed full-time in a				
10	Virginia school division who has been issued a five-year Virginia teaching license with an				
11	endorsement in Middle Education 6-8: Mathematic, Mathematics-Algebra-I, mathematics,				
12	Middle Education 6-8: Science, Biology, Chemistry, Earth and Space Science, physics, or				
13	technology education and assigned to a teaching position in a corresponding STEM subject				
14	area is eligible to receive a \$5,000 initial incentive award after the completion of the first,				
15	second, or third year of teaching with a satisfactory performance evaluation and a signed				
16	contract in the same school division for the following school year. A teacher, holding one or				
17	more of the aforementioned endorsements and assigned to a teaching position in a				
18	corresponding STEM subject area and regardless of teaching experience, who is reassigned				
19	from a fully accredited school in a Virginia school division to a hard-to-staff school or a				
20	school that is not fully accredited and receives a satisfactory performance evaluation and a				
21	signed contract in the same school division for the following year is also eligible to receive an				
22	initial incentive award of \$5,000. An additional \$1,000 incentive award may be granted for				
23	each year the eligible teacher receives a satisfactory evaluation and teaches a qualifying				
24	STEM subject in which the teacher has an endorsement for up to three years in a Virginia				
25	school division following the year in which the teacher receives the initial incentive award.				
26	The maximum incentive award for each eligible teacher is \$8,000. Funding will be awarded				
27	on a first-come, first-served basis with preference to teachers assigned to teach in hard-to-staff				
28	schools or low-performing schools not fully accredited.				
29	N. Out of this appropriation, the Department of Education shall provide \$700,000 the first				
30	year and \$425,000 the second year from the general fund for Project Discovery. These funds				
31	are towards the cost of the program in Abingdon, Accomack/Norhampton, Alexandria,				
32	Amherst, Appomattox, Arlington, Bedford, Bland, Campbell, Charlottesville, Cumberland,				
33	Danville/Pittsylvania, Fairfax, Franklin/Patrick, Goochland/Powhatan, Lynchburg, Newport				
34	News, Norfolk, Richmond City, Roanoke City, Smyth, Surry/Sussex, Tazewell,				
35	Williamsburg/James City, and Wythe and the salary of a fiscal officer for Project Discovery.				
36	The Department of Education shall administer the Project Discovery funding distributions to				
37	each community action agency. Distributions to each community action agency shall be based				
38	on performance measures established by the Board of Directors of Project Discovery. The				
39	contract with Project Discovery should specify the allocations to each local program and				
40	require the submission of a financial and budget report and program evaluation performance				
41	measures.				
42	O. Out of this appropriation, the Department of Education shall provide \$225,000 the first				
43	year and \$250,000 the second year from the general fund for the Virginia Student Training				
44	and Refurbishment Program.				
45	P. Out of this appropriation, \$400,000 the first year and \$400,000 the second year from the				
46	general fund is provided to establish a comprehensive pilot initiative to recruit students to				
47	major in the fields of mathematics and science to help alleviate the shortage of qualified				
48	teachers in these fields.				
49	Q. Out of this appropriation, \$598,000 the first year and \$598,000 the second year from the				
50	general fund is provided to expand the number of schools implementing a system of positive				
51	behavioral interventions and supports with the goal of improving school climate and reducing				
52	disruptive behavior in the classroom. Such a system may be implemented as part of a tiered				
53	system of supports that utilizes evidence-based, system-wide practices to provide a response				
54	to academic and behavioral needs. Any school division which desires to apply for this				
55	competitive grant must submit a proposal to the Department of Education by June 1 preceding				
56	the school-year in which the program is to be implemented. The proposal must define student				
57	outcome objectives including, but not limited to, reductions in disciplinary referrals and out-				

ITEM 135.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	of-school suspension rates. In making the competitive grant awards, the Department of			
2	Education shall give priority to school divisions proposing to serve schools identified by			
3	the Department as having high suspension rates. No funds awarded to a school division			
4	under this grant may be used to supplant funding for schools already implementing the			
5	program.			
6	R. Targeted Extended School Year Payments			
7	1. Out of this appropriation, \$1,000,000 the first year from the general fund is provided for			
8	start-up grants of up to \$300,000 per school per year, depending on the extended school			
9	year model adopted. First priority shall be given to the school divisions awarded planning			
10	grants in fiscal year 2014 and the College Readiness Center pilot. Next priority shall be			
11	given to schools based on need, relative to the most current state accreditation ratings or			
12	similar federal designations.			
13	2. Out of this appropriation, \$7,150,000 the second year from the general fund is provided			
14	for a targeted extended school year incentive in order to improve student achievement.			
15	Annual start-up grants of up to \$300,000 per school may be awarded for a period of up to			
16	two years after the initial implementation year. The per school amount may be up to			
17	\$400,000 in the case of schools that have a Denied Accreditation status. After the third			
18	consecutive year of successful participation, an eligible school's grant amount shall be			
19	based on a shared split of the grant between the state and participating school division's			
20	local composite index. Such continuing schools shall remain eligible to receive a grant			
21	based on the 2012 JLARC Review of Year Round Schools' researched base findings.			
22	3. Except for school divisions with schools that are in Denied Accreditation status, any			
23	other school division applying for such a grant shall be required to provide a twenty			
24	percent local match to the grant amount received from either an extended year start-up or			
25	planning grant in the second year.			
26	4. In the case of any school division with schools that are in Denied Accreditation status			
27	that apply for funds, the school division shall also consult with the Superintendent of			
28	Public Instruction or designee on all recommendations regarding instructional programs or			
29	instructional personnel prior to submission to the local board for approval.			
30	5. Out of this appropriation, \$613,312 each year from the general fund is provided for			
31	planning grants of no more than \$50,000 each for local school divisions pursuing the			
32	creation of new year-round school programs for divisions or individual schools in support			
33	of the findings from the 2012 JLARC Review of Year Round Schools. School divisions			
34	must submit applications to the Department of Education by August 1 of each year.			
35	Priority shall be given to schools based on need, relative to the state accreditation ratings			
36	or similar federal designations. Applications shall include evidence of commitment to			
37	pursue implementation in the upcoming school year. If balances exist, existing extended			
38	school year programs may be eligible to apply for remaining funds.			
39	6. A school division that has been awarded an extended school year start-up grant, a year-			
40	round program start-up grant, or an extended year planning grant for the development of			
41	an extended year or a new year-round program may spend the awarded grant over two			
42	consecutive fiscal years.			
43	7. a) Any such school division receiving funding from a Targeted Extended School Year			
44	grant shall provide an annual progress report to the Department of Education that			
45	evaluates end of year success of the extended year or year-round model implemented as			
46	compared to the prior school year performance as measured by an appropriate evaluation			
47	matrix no later than August 1 each year.			
48	b) The Department of Education shall develop such evaluation matrix that would be			
49	appropriate for a comprehensive evaluation for such models implemented. Further, the			
50	Department of Education is directed to submit the annual progress reports from the			
51	participating school divisions and an executive summary of the program's overall status			
52	and levels of measured success to the Chairmen of House Appropriations and Senate			
53	Finance Committees no later than October 1 each year.			
54	8. Any funds remaining in this paragraph following grant awards may be disbursed by the			

ITEM 135.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Department of Education as grants to school divisions to support innovative approaches to				
2	instructional delivery or school governance models.				
3	S. Out of this appropriation, \$500,000 the first year and \$500,000 the second year from the				
4	general fund is provided through grants to school divisions for the cost of fees associated with				
5	hiring teachers through Teach for America. School divisions may apply for these funds				
6	through application submission to the Department of Education. Any remaining unspent				
7	available balance each fiscal year in Teach For America will be carried over to the next fiscal				
8	year for the same purposes in supporting this program.				
9	T. This appropriation includes \$100,000 the first year from the general fund to support the				
10	next phase of work toward the goal of establishing the Virginia Science, Technology,				
11	Engineering, and Applied Mathematics (STEAM) Academy. In addition, \$100,000 the second				
12	year from the general fund is provided to expand the summer enrichment academies and				
13	continue preparation toward establishment of the Virginia STEAM Academy boarding high				
14	school.				
15	U. Out of this appropriation, \$325,000 the second year from the general fund is provided for				
16	the Accomack, Fairfax, Loudoun, Petersburg, and Wythe Public Schools to support				
17	implementation of a STEM model program for kindergarten and preschool students. Each				
18	developed model will focus on enhancing children's learning experiences through the arts.				
19	V. Out of this appropriation, \$500,000 the second year from the general fund is provided for				
20	the Achievable Dream partnership with Newport News School Division. This funding is in				
21	lieu of a like amount from the Neighborhood Assistance Program Tax Credits for An				
22	Achievable Dream Middle and High School, Inc.				
23	W. Out of this appropriation, \$500,000 the second year from the general fund is provided for				
24	grants for two teacher residency partnerships between one or two university teacher				
25	preparation programs and the Petersburg and Norfolk school divisions to help improve new				
26	teacher training and retention for hard-to-staff schools. The grants will support a site-specific				
27	residency model program for preparation, planning, development and implementation,				
28	including possible stipends in the program to attract qualified candidates and mentors.				
29	Applications must be submitted to the Department of Education by August 1, 2015.				
30	X. Out of this appropriation, \$60,300 the second year from the general fund is provided to the				
31	Northern Neck Regional Technical Center to expand the workforce readiness education and				
32	industry based skills and certification development efforts supporting that region in the state.				
33	These funds support the Center's programs that serve high school students from the				
34	surrounding counties of Essex, Lancaster, Northumberland, Rappahannock, Westmoreland				
35	and Colonial Beach.				
36	Y. Out of this appropriation, \$250,000 the second year from the general fund is provided to				
37	the Virginia Early Childhood Foundation.				
38	Z. This appropriation includes \$250,000 the second year from the general fund to support five				
39	competitive grants, not to exceed \$50,000 each, for planning the implementation of systemic				
40	High School Program Innovation by either individual school division or consortium of school				
41	divisions. The local applicant(s) selected to conduct this systemic approach to high school				
42	reform, in consultation with the Department of Education, will develop and plan innovative				
43	approaches to engage and to motivate students through personalized learning and instruction				
44	leading to demonstrated mastery of content, as well as skills development of career readiness.				
45	Essential elements of high school innovation include: (1) student centered learning, with				
46	progress based on student demonstrated proficiency; (2) 'real-world' connections that promote				
47	alignment with community work-force needs and emphasize transition to college and/or				
48	career; and (3) varying models for educator supports and staffing. Individual school divisions				
49	or consortia will be invited to apply on a competitive basis by submitting a grant application				
50	that includes descriptions of key elements of innovations, a detailed budget, expectations for				
51	outcomes and student achievement benefits, evaluation methods, and plans for sustainability.				
52	The Department of Education will make the final determination of which school divisions or				
53	consortia of divisions will receive the year-long planning grant for High School Innovation.				
54	Any school division or consortium of divisions which desires to apply for this competitive				
55	grant must submit a proposal to the Department of Education by June 1 preceding the school				
56	year in which the planning for systemic high school innovation is to take place.				

ITEM 135.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	136.			\$6,136,741,780	\$6,429,624,890
2					\$6,397,963,009
3					
4	Standards of Quality for Public Education (SOQ)				
5	(17801).....	\$5,499,784,879	\$5,766,297,841		
6			\$5,728,534,674		
7	Financial Incentive Programs for Public Education				
8	(17802).....	\$21,014,215	\$74,753,683		
9			\$73,899,495		
10	Financial Assistance for Categorical Programs				
11	(17803).....	\$55,388,936	\$56,905,441		
12			\$56,573,293		
13	Distribution of Lottery Funds (17805).....	\$560,553,750	\$531,667,925		
14			\$538,955,547		
15	Fund Sources: General.....	\$5,391,182,625	\$5,537,750,362		
16			\$5,498,800,859		
17	Special.....	\$895,000	\$895,000		
18	Commonwealth Transportation.....	\$855,027	\$803,778		
19	Trust and Agency.....	\$743,809,128	\$890,175,750		
20			\$897,463,372		
21	Authority: Standards of Quality for Public Education (SOQ) (17801): Article VIII, Section				
22	2, Constitution of Virginia; Chapter 667, Acts of Assembly, 1980; §§ 22.1-176 through				
23	22.1-198, 22.1-199.1, 22.1-199.2, 22.1-213 through 22.1-221, 22.1-227 through 22.1-237,				
24	22.1-253.13:1 through 22.1-253.13:8, 22.1-254.01, Code of Virginia; Title 51.1, Chapters				
25	1, 5, 6.2, 7, and 14, Code of Virginia; P.L. 91-230, as amended; P.L. 93-380, as amended;				
26	P.L. 94-142, as amended; P.L. 98-524, as amended, Federal Code.				
27	Financial Incentive Programs for Public Education (17802): §§ 22.1-24, 22.1-289.1				
28	through 22.1-318, Code of Virginia; P.L. 79-396, as amended; P.L. 89-10, as amended;				
29	P.L. 89-642, as amended; P.L. 108-265, as amended; Title II P.L. 99-159, as amended,				
30	Federal Code.				
31	Financial Assistance for Categorical Programs (17803): Discretionary Inclusion; Treaty of				
32	1677 between Virginia and the Indians; §§ 22.1-3.4, 22.1-101, 22.1-108, 22.1-199 through				
33	22.1-212.2:3, 22.1-213 through 22.1-221, 22.1-223 through 22.1-237, 22.1-254, Code of				
34	Virginia; P.L. 89-10, as amended; P.L. 91-230, as amended; P.L. 93-380, as amended;				
35	P.L. 94-142, as amended; P.L. 94-588; P.L. 95-561, as amended; P.L. 98-211, as				
36	amended; P.L. 98-524, as amended; P.L. 99-570; P.L. 100-297, as amended; P.L. 102-73,				
37	as amended; P.L. 105-220, as amended, Federal Code.				
38	Distribution of Lottery Funds (17805): §§ 58.1-4022 and 58.1-4022.1, Code of Virginia				
39	<b>Appropriation Detail of Education Assistance Programs (17800)</b>				
40	<b>Standards of Quality (17801)</b>		<b>FY 2015</b>		<b>FY 2016</b>
41	Basic Aid		\$3,089,811,888		\$3,077,198,033
42					\$3,068,019,027
43	Sales Tax		\$1,274,500,000		\$1,322,300,000
44					\$1,316,900,000
45	Textbooks (split funded)		\$0		\$21,908,342
46					\$4,209,784
47	Vocational Education		\$50,921,566		\$50,846,321
48					\$50,747,750
49	Gifted Education		\$33,203,673		\$33,345,916
50					\$33,238,640
51	Special Education		\$368,248,470		\$369,516,783
52					\$368,136,558
53	Prevention, Intervention, and		\$100,686,259		\$100,910,614
54	Remediation				\$100,487,258
55	VRS Retirement (includes RHCC)		\$380,366,918		\$370,821,518

ITEM 136.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1					\$369,597,518
2	Social Security	\$186,980,415		\$187,635,124	
3				\$187,015,723	
4	Group Life	\$11,769,458		\$11,812,797	
5				\$11,773,666	
6	Remedial Summer School (split funded)	\$3,296,232		\$27,118,392	
7				\$25,524,750	
8	<b>Total</b>	<b>\$5,499,784,879</b>		<b>\$5,573,413,841</b>	
9				<b>\$5,535,650,674</b>	
10	<b>Incentive Programs (17802)</b>				
11	Compensation Supplement		\$0	\$52,431,889	
12				\$51,771,609	
13	Governor's School	\$15,602,255		\$16,065,691	
14				\$15,853,447	
15	Governor's School Planning and Startup/ Expansion Grants		\$0	\$100,000	
16					
17	Governor's School Planning Grant – Career and Technical Education	\$100,000		\$0	
18					
19	Clinical Faculty	\$318,750		\$318,750	
20	Career Switcher Mentoring Grants	\$279,983		\$279,983	
21	Special Education Endorsement Program	\$600,000		\$600,000	
22	Special Education – Vocational Education	\$200,089		\$200,089	
23	Virginia Workplace Readiness Skills Assessment	\$308,655		\$308,655	
24					
25	Math/Reading Instructional Specialists Initiative	\$1,697,841		\$1,834,538	
26					
27	Early Reading Specialists Initiative	\$1,237,723		\$1,476,790	
28	Shared Services Agreement – Chesterfield/Petersburg		\$0	\$600,000	
29					
30	FY 2014 School Division Payment Revisions	\$668,918		\$0	
31					
32	Breakfast After the Bell Incentive		\$0	\$537,297	
33				\$555,634	
34	<b>Total</b>	<b>\$21,014,215</b>		<b>\$74,753,683</b>	
35				<b>\$73,899,495</b>	
36	<b>Categorical Programs (17803)</b>				
37	Adult Education	\$1,051,800		\$1,051,800	
38	Adult Literacy	\$2,480,000		\$2,480,000	
39	Virtual Virginia	\$4,347,808		\$4,597,808	
40	American Indian Treaty Commitment	\$50,258		\$59,063	
41				\$49,112	
42	School Lunch Program	\$5,801,932		\$5,801,932	
43	Special Education - Homebound	\$5,380,383		\$5,488,057	
44	Special Education - Jails	\$3,521,484		\$3,688,850	
45				\$3,366,653	
46	Special Education - State Operated Programs	\$32,755,271		\$33,737,931	
47					
48	<b>Total</b>	<b>\$55,388,936</b>		<b>\$56,905,441</b>	
49				<b>\$56,573,293</b>	
50	<b>Lottery (17805)</b>				
51	Foster Care	\$8,689,453		\$8,824,359	



ITEM 136.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1				\$9,110,683
2	At-Risk Add-On	\$89,587,381		\$89,641,183
3				\$89,191,285
4	Virginia Preschool Initiative	\$68,300,254		\$71,996,399
5				\$70,651,478
6	Early Reading Intervention	\$17,714,461		\$17,778,143
7				\$17,501,316
8	Mentor Teacher	\$1,000,000		\$1,000,000
9	K-3 Primary Class Size Reduction	\$113,675,099		\$117,634,756
10				\$112,230,445
11	School Breakfast Program	\$3,484,111		\$3,948,823
12				\$3,796,205
13	SOL Algebra Readiness	\$12,107,540		\$12,159,318
14				\$11,989,787
15	Regional Alternative Education	\$8,075,871		\$8,219,783
16				\$8,141,554
17	ISAEP	\$2,247,581		\$2,247,581
18	Special Education – Regional Tuition	\$79,503,166		\$84,204,352
19				\$83,126,575
20	Career and Technical Education –	\$10,400,829		\$10,400,829
21	Categorical			
22	Project Graduation	\$2,774,478		\$2,774,478
23	Virginia Teacher Corps (NCLB/EFAL)	\$415,000		\$415,000
24	Race to GED (NCLB/EFAL)	\$2,410,988		\$2,410,988
25	Path to Industry Certification	\$1,331,464		\$1,331,464
26	(NCLB/EFAL)			
27	Supplemental Basic Aid	\$921,278		\$932,161
28				\$986,771
29	English as a Second Language	\$49,367,794		\$50,817,295
30				\$49,233,201
31	Textbooks (split funded)	\$66,576,395		\$44,931,013
32				\$62,415,907
33	Remedial Summer School (split funded)	\$21,970,607		\$0
34	<b>Total</b>	<b>\$560,553,750</b>		<b>\$531,667,925</b>
35				<b>\$538,955,547</b>
36	Technology – VPSA	\$66,556,300		\$71,163,200
37				\$66,880,700
38	Security Equipment - VPSA	\$6,000,000		\$6,000,000
39	Special one-time payment to teacher	\$0		\$192,884,000
40	retirement fund			

41 Payments out of the above amounts shall be subject to the following conditions:

42 **A. Definitions**

43 1. "March 31 Average Daily Membership," or "March 31 ADM" - The responsible school  
44 division's average daily membership for grades K-12 including (1) handicapped students  
45 ages 5-21 and (2) students for whom English is a second language who entered school for  
46 the first time after reaching their twelfth birthday, and who have not reached twenty-two  
47 years of age on or before August 1 of the school year, for the first seven (7) months (or  
48 equivalent period) of the school year through March 31 in which state funds are  
49 distributed from this appropriation. Preschool and postgraduate students shall not be  
50 included in March 31 ADM.

51 a. School divisions shall take a count of September 30 fall membership and report this  
52 information to the Department of Education no later than October 15 of each year.

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1	b. Except as otherwise provided herein, by statute, or by precedent, all appropriations to the				
2	Department of Education shall be calculated using March 31 ADM unadjusted for half-day				
3	kindergarten programs, estimated at 1,236,529.34 the first year and <del>1,244,214.54</del>				
4	1,239,594.01 the second year. March 31 ADM for half-day kindergarten shall be adjusted at				
5	85 percent.				
6	c. Students who are either (i) enrolled in a nonpublic school or (ii) receiving home instruction				
7	pursuant to § 22.1-254.1 and who are enrolled in a public school on less than a full-time basis				
8	in any mathematics, science, English, history, social science, vocational education, health				
9	education or physical education, fine arts or foreign language course, or receiving special				
10	education services required by a student's individualized education plan, shall be counted in				
11	the funded fall membership and March 31 ADM of the responsible school division. Each				
12	course shall be counted as 0.25, up to a cap of 0.5 of a student.				
13	d. Students enrolled in an Individualized Student Alternative Education Program (ISAEP)				
14	pursuant to § 22.1-254 D shall be counted in the March 31 Average Daily Membership of the				
15	responsible school division. School divisions shall report these students separately in their				
16	March 31 reports of Average Daily Membership.				
17	2. "Standards of Quality" - Operations standards for grades kindergarten through 12 as				
18	prescribed by the Board of Education subject to revision by the General Assembly.				
19	3.a. "Basic Operation Cost" - The cost per pupil, including provision for the number of				
20	instructional personnel required by the Standards of Quality for each school division with a				
21	minimum ratio of 51 professional personnel for each 1,000 pupils or proportionate number				
22	thereof, in March 31 ADM for the same fiscal year for which the costs are computed, and				
23	including provision for driver, gifted, occupational-vocational, and special education, library				
24	materials and other teaching materials, teacher sick leave, general administration, division				
25	superintendents' salaries, free textbooks (including those for free and reduced price lunch				
26	pupils), school nurses, operation and maintenance of school plant, transportation of pupils,				
27	instructional television, professional and staff improvement, remedial work, fixed charges and				
28	other costs in programs not funded by other state and/or federal aid.				
29	b. The state and local shares of funding resulting from the support cost calculation for school				
30	nurses shall be specifically identified as such and reported to school divisions annually.				
31	School divisions may spend these funds for licensed school nurse positions employed by the				
32	school division or for licensed nurses contracted by the local school division to provide school				
33	health services.				
34	4.a. "Composite Index of Local Ability-to-Pay" - An index figure computed for each locality.				
35	The composite index is the sum of 2/3 of the index of wealth per pupil in unadjusted March				
36	31 ADM reported for the first seven (7) months of the 2011-2012 school year and 1/3 of the				
37	index of wealth per capita (population estimates for 2011 as determined by the Weldon				
38	Cooper Center for Public Service of the University of Virginia) multiplied by the local				
39	nominal share of the costs of the Standards of Quality of 0.45 in each year. The indices of				
40	wealth are determined by combining the following constituent index elements with the				
41	indicated weighting: (1) true values of real estate and public service corporations as reported				
42	by the State Department of Taxation for the calendar year 2011 - 50 percent; (2) adjusted				
43	gross income for the calendar year 2011 as reported by the State Department of Taxation - 40				
44	percent; (3) the sales for the calendar year 2011 which are subject to the state general sales				
45	and use tax, as reported by the State Department of Taxation - 10 percent. Each constituent				
46	index element for a locality is its sum per March 31 ADM, or per capita, expressed as a				
47	percentage of the state average per March 31 ADM, or per capita, for the same element. A				
48	locality whose composite index exceeds 0.8000 shall be considered as having an index of				
49	0.8000 for purposes of distributing all payments based on the composite index of local ability-				
50	to-pay. Each constituent index element for a locality used to determine the composite index of				
51	local ability-to-pay for the current biennium shall be the latest available data for the specified				
52	official base year provided to the Department of Education by the responsible source agencies				
53	no later than November 15, 2013.				
54	b. For any locality whose total calendar year 2011 Virginia Adjusted Gross Income is				
55	comprised of at least 3 percent or more by nonresidents of Virginia, such nonresident income				
56	shall be excluded in computing the composite index of ability-to-pay. The Department of				

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1	Education shall compute the composite index for such localities by using adjusted gross			
2	income data which exclude nonresident income, but shall not adjust the composite index			
3	of any other localities. The Department of Taxation shall furnish to the Department of			
4	Education such data as are necessary to implement this provision.			
5	c.1) Notwithstanding the funding provisions in § 22.1-25 D, Code of Virginia, additional			
6	state funding for future consolidations shall be as set forth in future Appropriation Acts.			
7	2) In the case of the consolidation of Clifton Forge and Alleghany County school			
8	divisions, the fifteen year period for the application of a new composite index shall apply			
9	beginning with the fiscal year that starts on July 1, 2004. The composite index established			
10	by the Board of Education shall equal the lowest composite index that was in effect prior			
11	to July 1, 2004, of any individual localities involved in such consolidation, and this index			
12	shall remain in effect for a period of fifteen years, unless a lower composite index is			
13	calculated for the combined division through the process for computing an index as set			
14	forth above.			
15	3) If the composite index of a consolidated school division is reduced during the course of			
16	the fifteen year period to a level that would entitle the school division to a lower interest			
17	rate for a Literary Fund loan than it received when the loan was originally released, the			
18	Board of Education shall reduce the interest rate of such loan for the remainder of the			
19	period of the loan. Such reduction shall be based on the interest rate that would apply at			
20	the time of such adjustment. This rate shall remain in effect for the duration of the loan			
21	and shall apply only to those years remaining to be paid.			
22	4) In the case of the consolidation of Bedford County and Bedford City school divisions,			
23	the fifteen year period for the application of a new composite shall apply beginning with			
24	the fiscal year that starts on July 1, 2013. The composite index established by the Board of			
25	Education shall equal the lowest composite index that was in effect prior to July 1, 2013,			
26	of any individual localities involved in such consolidation, and this index shall remain in			
27	effect for a period of fifteen years, unless a lower composite index is calculated for the			
28	combined division through the process for computing an index as set forth above.			
29	5) JLARC is hereby directed, with assistance from the Commission on Local Government,			
30	to analyze and make recommendations going forward regarding the most effective balance			
31	between the costs of incentives for government and school consolidations with the			
32	expected resulting savings and operational benefits, and how best to structure such state			
33	incentives to achieve both clarity for localities as well as justification that incentives are			
34	adequate, but not more than necessary. JLARC shall complete its study and submit a final			
35	report no later than October 1, 2014.			
36	d. When it is determined that a substantial error exists in a constituent index element, the			
37	Department of Education will make adjustments in funding for the current school year			
38	only in the division where the error occurred. The composite index of any other locality			
39	shall not be changed as a result of the adjustment. No adjustment during the biennium will			
40	be made as a result of updating of data used in a constituent index element.			
41	e. In the event that any school division consolidates two or more small schools, the			
42	division shall continue to receive Standards of Quality funding and provide for the			
43	required local expenditure for a period of five years as if the schools had not been			
44	consolidated. Small schools are defined as any elementary, middle, or high school with			
45	enrollment below 200, 300 and 400 students, respectively.			
46	5. "Required Local Expenditure for the Standards of Quality" - The locality's share based			
47	on the composite index of local ability-to-pay of the cost required by all the Standards of			
48	Quality minus its estimated revenues from the state sales and use tax dedicated to public			
49	education and those sales tax revenues transferred to the general fund from the Public			
50	Education Standards of Quality/Local Real Estate Property Tax Relief Fund and			
51	appropriated in this Item, both of which are returned on the basis of the latest yearly			
52	estimate of school age population provided by the Weldon Cooper Center for Public			
53	Service, as specified in this Item, collected by the Department of Education and			
54	distributed to school divisions in the fiscal year in which the school year begins.			
55	6. "Required Local Match" - The locality's required share of program cost based on the			

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1	composite index of local ability-to-pay for all Lottery and Incentive programs, where			
2	required, in which the school division has elected to participate in a fiscal year.			
3	7. "Planning District Eight" - The nine localities which comprise Planning District Eight are			
4	Arlington County, Fairfax County, Loudoun County, Prince William County, Alexandria			
5	City, Fairfax City, Falls Church City, Manassas City, and Manassas Park City.			
6	8. "State Share of the Standards of Quality" - The state share of the Standards of Quality			
7	(SOQ) shall be equal to the total funded SOQ cost for a school division less the school			
8	division's estimated revenues from the state sales and use tax dedicated to public education			
9	based on the latest yearly estimate of school age population provided by the Weldon Cooper			
10	Center for Public Service, adjusted for the state's share of the composite index of local ability			
11	to pay.			
12	9. In the event that the general fund appropriations in this Item are not sufficient to meet the			
13	entitlements payable to school divisions pursuant to the provisions of this Item, the			
14	Department of Education is authorized to transfer any available general fund funds between			
15	these Items to address such insufficiencies. If the total general fund appropriations after such			
16	transfers remain insufficient to meet the entitlements of any program funded with general			
17	fund dollars, the Department of Education is authorized to prorate such shortfall			
18	proportionately across all of the school divisions participating in any program where such			
19	shortfall occurred. In addition, the Department of Education is authorized each year to			
20	temporarily suspend textbook payments made to school divisions from Lottery funds to			
21	ensure that any shortfall in Lottery revenue can be accounted for in the remaining textbook			
22	payments to be made for the year.			
23	10. The Department of Education is directed to apply a cap on inflation rates in the same			
24	manner prescribed in § 51.1-166.B, Code of Virginia, when updating funding to school			
25	divisions during the biennial rebenchmarking process.			
26	11. Notwithstanding any other provision in statute or in this Item, the Department of			
27	Education is directed to combine the end-of-year Average Daily Membership (ADM) for			
28	those school divisions who have partnered together as a fiscal agent division and a contractual			
29	division for the purposes of calculating prevailing costs included in the Standards of Quality			
30	(SOQ).			
31	12. Notwithstanding any other provision in statute or in this Item, the Department of			
32	Education is directed to include zeroes in the linear weighted average calculation of support			
33	non-personal costs for the purpose of calculating prevailing costs included in the Standards of			
34	Quality (SOQ).			
35	13. Notwithstanding any other provision in statute or in this Item, the Department of			
36	Education is directed to eliminate the corresponding and appropriate object code(s) related to			
37	reported travel expenditures included the linear weighted average non-personal cost			
38	calculations for the purpose of calculating prevailing costs included in the Standards of			
39	Quality (SOQ).			
40	14. Notwithstanding any other provision in statute or in this Item, the Department of			
41	Education is directed to eliminate the corresponding and appropriate object code(s) related to			
42	reported leases and rental and facility expenditures included the linear weighted average non-			
43	personal cost calculations for the purpose of calculating prevailing costs included in the			
44	Standards of Quality (SOQ).			
45	15. Notwithstanding any other provision in statute or in this Item, the Department of			
46	Education is directed to fund transportation costs using a 15 year replacement schedule, which			
47	is the national standard guideline, for school bus replacement schedule for the purpose of			
48	calculating funded transportation costs included in the Standards of Quality (SOQ).			
49	16. To provide temporary flexibility, notwithstanding any other provision in statute or in this			
50	Item, school divisions may elect to increase the teacher to pupil staffing ratios in kindergarten			
51	through grade 7 and English classes for grades 6 through twelve by one additional student; the			
52	teacher to pupil staffing ratio requirements for Elementary Resource teachers, Prevention,			
53	Intervention and Remediation, English as a Second Language, Gifted and Talented, Career			
54	and Technical funded programs (other than on Career and Technical courses where school			

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1            divisions will have to maintain a maximum class size based on federal Occupational  
 2            Safety & Health Administration safety requirements) are waived; and the instructional and  
 3            support technology positions, librarians and guidance counselors staffing ratios for new  
 4            hires are waived.

5            17. To provide additional flexibility, notwithstanding the provisions of § 22.1-79.1, Code  
 6            of Virginia, any school division that was granted a waiver regarding the opening date of  
 7            the school year for the 2011-12 school year under the good cause requirements shall  
 8            continue to be granted a waiver for the 2014-15 school year and the 2015-2016 school  
 9            year.

I VETO THIS ITEM. /s/ Terence R. McAuliffe (6/21/14) (Vetoed item is enclosed in brackets.)

10           19. Out of this appropriation, up to \$600,000 the second year from the general fund may  
 11           be used to support transitional incentive costs of a mutually beneficial School Services  
 12           Agreement and Tuition Contract between Petersburg and Chesterfield. Upon signed  
 13           agreement by the relevant local governments and school divisions, the parties may jointly  
 14           submit application to the State Superintendent of Public Instruction for transitional  
 15           incentive costs which may be based on part of the difference in per pupil spending  
 16           between the two school divisions.

17           **B. General Conditions**

18           1. The Standards of Quality cost in this Item related to fringe benefits shall be limited for  
 19           instructional staff members to the employer's cost for a number not exceeding the number  
 20           of instructional positions required by the Standards of Quality for each school division and  
 21           for their salaries at the statewide prevailing salary levels as printed below.

	<b>Instructional Position</b>	<b>First Year Salary</b>	<b>Second Year Salary</b>
22	Elementary Teachers	\$45,822	\$45,822
23	Elementary Assistant Principals	\$65,037	\$65,037
24	Elementary Principals	\$79,796	\$79,796
25	Elementary Principals	\$79,796	\$79,796
26	Secondary Teachers	\$48,125	\$48,125
27	Secondary Assistant Principals	\$68,863	\$68,863
28	Secondary Principals	\$87,954	\$87,954
29	Instructional Aides	\$16,613	\$16,613

30           a.1) Payment by the state to a local school division shall be based on the state share of  
 31           fringe benefit costs of 55 percent of the employer's cost distributed on the basis of the  
 32           composite index.

33           2) A locality whose composite index exceeds 0.8000 shall be considered as having an  
 34           index of 0.8000 for purposes of distributing fringe benefit funds under this provision.

35           3) The state payment to each school division for retirement, social security, and group life  
 36           insurance costs for non-instructional personnel is included in and distributed through  
 37           Basic Aid.

38           b. Payments to school divisions from this Item shall be calculated using March 31  
 39           Average Daily Membership adjusted for half-day kindergarten programs.

40           c. Payments for health insurance fringe benefits are included in and distributed through  
 41           Basic Aid.

42           2. Each locality shall offer a school program for all its eligible pupils which is acceptable  
 43           to the Department of Education as conforming to the Standards of Quality program  
 44           requirements.

45           3. In the event the statewide number of pupils in March 31 ADM results in a state share of  
 46           cost exceeding the general fund appropriation in this Item, the locality's state share of  
 47           Basic Aid shall be reduced proportionately so that this general fund appropriation will not  
 48           be exceeded. In addition, the required local share of Basic Aid shall also be reduced  
 49           proportionately to the reduction in the state's share.

50           4. The Department of Education shall make equitable adjustments in the computation of

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1	indices of wealth and in other state-funded accounts for localities affected by annexation,				
2	unless a court of competent jurisdiction makes such adjustments. However, only the indices of				
3	wealth and other state-funded accounts of localities party to the annexation will be adjusted.				
4	5. In the event that the actual revenues from the state sales and use tax dedicated to public				
5	education and those sales tax revenues transferred to the general fund from the Public				
6	Education Standards of Quality/Local Real Estate Property Tax Relief Fund and appropriated				
7	in this Item (both of which are returned on the basis of the latest yearly estimate of school age				
8	population provided by the Weldon Cooper Center for Public Service) for sales in the fiscal				
9	year in which the school year begins are different from the number estimated as the basis for				
10	this appropriation, the estimated state sales and use tax revenues shall not be adjusted.				
11	6. This appropriation shall be apportioned to the public schools with guidelines established by				
12	the Department of Education consistent with legislative intent as expressed in this act.				
13	7.a. Appropriations of state funds in this Item include the number of positions required by the				
14	Standards of Quality. This Item includes a minimum of 51 professional instructional positions				
15	and aide positions (C 2); Education of the Gifted, 1.0 professional instructional position (C 3);				
16	Occupational-Vocational Education Payments and Special Education Payments; a minimum				
17	of 6.0 professional instructional positions and aide positions (C 4 and C 5) for each 1,000				
18	pupils in March 31 ADM each year in support of the current Standards of Quality. Funding in				
19	support of one hour of additional instruction per day based on the percent of students eligible				
20	for the federal free lunch program with a pupil-teacher ratio range of 18:1 to 10:1, depending				
21	upon a school division's combined failure rate on the English and Math Standards of				
22	Learning, is included in Remedial Education Payments (C 8).				
23	b. No actions provided in this section signify any intent of the General Assembly to mandate				
24	an increase in the number of instructional personnel per 1,000 students above the numbers				
25	explicitly stated in the preceding paragraph.				
26	c. Appropriations in this Item include programs supported in part by transfers to the general				
27	fund from the Public Education Standards of Quality/Local Real Estate Property Tax Relief				
28	Fund pursuant to Part 3 of this Act. These transfers combined together with other				
29	appropriations from the general fund in this Item funds the state's share of the following				
30	revisions to the Standards of Quality pursuant to Chapters 939 & 955 of the Acts of Assembly				
31	of 2004: five elementary resource teachers per 1,000 students; one support technology				
32	position per 1,000 students; one instructional technology position per 1,000 students; and a				
33	full daily planning period for teachers at the middle and high school levels in order to relieve				
34	the financial pressure these education programs place on local real estate taxes.				
35	d. To provide flexibility, school divisions may use the state and local funds for instructional				
36	technology resource teachers required by the Standards of Quality to employ a data				
37	coordinator position, an instructional technology resource teacher position, or a data				
38	coordinator/instructional resource teacher blended position. The data coordinator position is				
39	intended to serve as a resource to principals and classroom teachers in the area of data				
40	analysis and interpretation for instructional and school improvement purposes, as well as for				
41	overall data management and administration of state assessments. School divisions using				
42	these SOQ funds in this manner shall only employ instructional personnel licensed by the				
43	Board of Education.				
44	e. To provide flexibility in the provision of reading intervention services, school divisions				
45	may use the state Early Reading Intervention initiative funding provided from the Lottery				
46	Proceeds Fund and the required local matching funds to employ reading specialists to provide				
47	the required reading intervention services. School divisions using the Early Reading				
48	Intervention Initiative funds in this manner shall only employ instructional personnel licensed				
49	by the Board of Education.				
50	f. To provide flexibility in the provision of mathematics intervention services, school				
51	divisions may use the state Standards of Learning Algebra Readiness initiative funding				
52	provided from the Lottery Proceeds Fund and the required local matching funds to employ				
53	mathematics teacher specialists to provide the required mathematics intervention services.				
54	School divisions using the Standards of Learning Algebra Readiness initiative funding in this				
55	manner shall only employ instructional personnel licensed by the Board of Education.				

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1	8.a.1) Pursuant to § 22.1-97, Code of Virginia, the Department of Education is required to				
2	make calculations at the start of the school year to ensure that school divisions have				
3	appropriated adequate funds to support their estimated required local expenditure for the				
4	corresponding state fiscal year. In an effort to reduce the administrative burden on school				
5	divisions resulting from state data collections, such as the one needed to make the				
6	forementioned calculations, the requirements of § 22.1-97, Code of Virginia, pertaining				
7	to the adequacy of estimated required local expenditures, shall be satisfied by signed				
8	certification by each division superintendent at the beginning of each school year that				
9	sufficient local funds have been budgeted to meet all state required local effort and				
10	required local match amounts. This provision shall only apply to calculations required of				
11	the Department of Education related to estimated required local expenditures and shall not				
12	pertain to the calculations associated with actual required local expenditures after the close				
13	of the school year.				
14	2) The Department of Education shall also make calculations after the close of the school				
15	year to verify that the required local effort level, based on actual March 31 Average Daily				
16	Membership, was met. Pursuant to § 22.1-97, Code of Virginia, the Department of				
17	Education shall report annually, no later than the first day of the General Assembly				
18	session, to the House Committees on Education and Appropriations and the Senate				
19	Committees on Finance and Education and Health, the results of such calculations made				
20	after the close of the school year and the degree to which each school division has met,				
21	failed to meet, or surpassed its required local expenditure. The Department of Education				
22	shall specify the calculations to determine if a school division has expended its required				
23	local expenditure for the Standards of Quality. This calculation may include but is not				
24	limited to the following calculations:				
25	b. The total expenditures for operation, defined as total expenditures less all capital				
26	outlays, expenditures for debt service, facilities, non-regular day school programs (such as				
27	adult education, preschool, and non-local education programs), and any transfers to				
28	regional programs will be calculated.				
29	c. The following state funds will be deducted from the amount calculated in paragraph a.				
30	above: revenues from the state sales and use tax (returned on the basis of the latest yearly				
31	estimate of school age population provided by the Weldon Cooper Center for Public				
32	Service, as specified in this Item) for sales in the fiscal year in which the school year				
33	begins; total receipts from state funds (except state funds for non-regular day school				
34	programs and state funds used for capital or debt service purposes); and the state share of				
35	any balances carried forward from the previous fiscal year. Any qualifying state funds that				
36	remain unspent at the end of the fiscal year will be added to the amount calculated in				
37	paragraph a. above.				
38	d. Federal funds, and any federal funds carried forward from the previous fiscal year, will				
39	also be deducted from the amount calculated in paragraph a above. Any federal funds that				
40	remain unspent at the end of the fiscal year and any capital expenditures paid from federal				
41	funds will be added to the amount calculated in paragraph a. above.				
42	e. Tuition receipts, receipts from payments from other cities or counties, and fund				
43	transfers will also be deducted from the amount calculated in paragraph a, then				
44	f. The final amount calculated as described above must be equal to or greater than the				
45	required local expenditure defined in paragraph A. 5.				
46	g. The Department of Education shall collect the data necessary to perform the				
47	calculations of required local expenditure as required by this section.				
48	h. A locality whose expenditure in fact exceeds the required amount from local funds may				
49	not reduce its expenditures unless it first complies with all of the Standards of Quality.				
50	9.a. Any required local matching funds which a locality, as of the end of a school year, has				
51	not expended, pursuant to this Item, for the Standards of Quality shall be paid by the				
52	locality into the general fund of the state treasury. Such payments shall be made not later				
53	than the end of the school year following that in which the under expenditure occurs.				
54	b. Whenever the Department of Education has recovered funds as defined in the preceding				

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1	paragraph a, the Secretary of Education is authorized to repay to the locality affected by that				
2	action, seventy-five percent (75%) of those funds upon his determination that:				
3	1) The local school board agrees to include the funds in its June 30 ending balance for the				
4	year following that in which the under expenditure occurs;				
5	2) The local governing body agrees to reappropriate the funds as a supplemental appropriation				
6	to the approved budget for the second year following that in which the under expenditure				
7	occurs, in an appropriate category as requested by the local school board, for the direct benefit				
8	of the students;				
9	3) The local school board agrees to expend these funds, over and above the funds required to				
10	meet the required local expenditure for the second year following that in which the under				
11	expenditure occurs, for a special project, the details of which must be furnished to the				
12	Department of Education for review and approval;				
13	4) The local school board agrees to submit quarterly reports to the Department of Education				
14	on the use of funds provided through this project award; and				
15	5) The local governing body and the local school board agree that the project award will be				
16	cancelled and the funds withdrawn if the above conditions have not been met as of June 30 of				
17	the second year following that in which the under expenditure occurs.				
18	c. There is hereby appropriated, for the purposes of the foregoing repayment, a sum sufficient,				
19	not to exceed 75 percent of the funds deposited in the general fund pursuant to the preceding				
20	paragraph a.				
21	10. The Department of Education shall specify the manner for collecting the required				
22	information and the method for determining if a school division has expended the local funds				
23	required to support the actual local match based on all Lottery and Incentive programs in				
24	which the school division has elected to participate. Unless specifically stated otherwise in				
25	this Item, school divisions electing to participate in any Lottery or Incentive program that				
26	requires a local funding match in order to receive state funding, shall certify to the				
27	Department of Education its intent to participate in each program by July 1 each fiscal year in				
28	a manner prescribed by the Department of Education. As part of this certification process,				
29	each division superintendent must also certify that adequate local funds have been				
30	appropriated, above the required local effort for the Standards of Quality, to support the				
31	projected required local match based on the Lottery and Incentive programs in which the				
32	school division has elected to participate. State funding for such program(s) shall not be made				
33	until such time that the school division can certify that sufficient local funding has been				
34	appropriated to meet required local match. The Department of Education shall make				
35	calculations after the close of the fiscal year to verify that the required local match was met				
36	based on the state funds that were received.				
37	11. Any sum of local matching funds for Lottery and Incentive program which a locality has				
38	not expended as of the end of a fiscal year in support of the required local match pursuant to				
39	this Item shall be paid by the locality into the general fund of the state treasury unless the				
40	carryover of those unspent funds is specifically permitted by other provisions of this act. Such				
41	payments shall be made no later than the end of the school year following that in which the				
42	under expenditure occurred.				
43	12. The Superintendent of Public Instruction shall provide a report annually, no later than the				
44	first day of the General Assembly session, on the status of teacher salaries, by local school				
45	division, to the Governor and the Chairmen of the Senate Finance and House Appropriations				
46	Committees. In addition to information on average salaries by school division and statewide				
47	comparisons with other states, the report shall also include information on starting salaries by				
48	school division and average teacher salaries by school.				
49	13. All state and local matching funds required by the programs in this Item shall be				
50	appropriated to the budget of the local school board.				
51	14. By November 15 of each year, the Department of Planning and Budget, in cooperation				
52	with the Department of Education, shall prepare and submit a preliminary forecast of				
53	Standards of Quality expenditures, based upon the most current data available, to the				
54	Chairmen of the House Appropriations and Senate Finance Committees. In odd-numbered				



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1	years, the forecast for the current and subsequent two fiscal years shall be provided. In			
2	even-numbered years, the forecast for the current and subsequent fiscal year shall be			
3	provided. The forecast shall detail the projected March 31 Average Daily Membership and			
4	the resulting impact on the education budget.			
5	15. School divisions may choose to use state payments provided for Standards of Quality			
6	Prevention, Intervention, and Remediation in both years as a block grant for remediation			
7	purposes, without restrictions or reporting requirements, other than reporting necessary as			
8	a basis for determining funding for the program.			
9	16. Except as otherwise provided in this act, the Superintendent of Public Instruction shall			
10	provide guidelines for the distribution and expenditure of general fund appropriations and			
11	such additional federal, private and other funds as may be made available to aid in the			
12	establishment and maintenance of the public schools.			
13	17. At the Department of Education's option, fees for audio-visual services may be			
14	deducted from state Basic Aid payments for individual local school divisions.			
15	18. For distributions not otherwise specified, the Department of Education, at its option,			
16	may use prior year data to calculate actual disbursements to individual localities.			
17	19. Payments for accounts related to the Standards of Quality made to localities for public			
18	education from the general fund, as provided herein, shall be payable in twenty-four semi-			
19	monthly installments at the middle and end of each month.			
20	20. Notwithstanding §22.1-638 D., Code of Virginia, and other language in this Item, the			
21	Department of Education shall, for purposes of calculating the state and local shares of the			
22	Standards of Quality, apportion state sales and use tax dedicated to public education and			
23	those sales tax revenues transferred to the general fund from the Public Education			
24	Standards of Quality/ Local Real Estate Property Tax Relief Fund in the first year based			
25	on the July 1, 2012, estimate of school age population provided by the Weldon Cooper			
26	Center for Public Service and, in the second year, based on the July 1, 2013, estimate of			
27	school age population provided by the Weldon Cooper Center for Public Service.			
28	Notwithstanding §22.1-638 D., Code of Virginia, and other language in this Item, the			
29	State Comptroller shall distribute the state sales and use tax revenues dedicated to public			
30	education and those sales tax revenues transferred to the general fund from the Public			
31	Education Standards of Quality/ Local Real Estate Property Tax Relief Fund in the first			
32	year based on the July 1, 2012, estimate of school age population provided by the Weldon			
33	Cooper Center for Public Service and, in the second year, based on the July 1, 2013,			
34	estimate of school age population provided by the Weldon Cooper Center for Public			
35	Service.			
36	21. The school divisions within the Tobacco Region, as defined by the Tobacco			
37	Indemnification and Community Revitalization Commission, shall jointly explore ways to			
38	maximize their collective expenditure reimbursement totals for all eligible E-Rate funding.			
39	22. This Item includes appropriations totaling an estimated \$560,553,750 the first year and			
40	\$531,667,925 \$538,955,547 the second year from the revenues deposited to the Lottery			
41	Proceeds Fund. These amounts are appropriated for distribution to counties, cities, and			
42	towns to support public education programs pursuant to Article X, Section 7-A			
43	Constitution of Virginia. Any county, city, or town which accepts a distribution from this			
44	fund shall provide its portion of the cost of maintaining an educational program meeting			
45	the Standards of Quality pursuant to Section 2 of Article VIII of the Constitution without			
46	the use of distributions from the fund.			
47	23. For reporting purposes, the Department of Education shall include Lottery Proceeds			
48	Funds as state funds.			
49	24.a. Any locality that has met its required local effort for the Standards of Quality			
50	accounts for FY 2015 and that has met its required local match for incentive or Lottery-			
51	funded programs in which the locality elected to participate in FY 2015 may carry over			
52	into FY 2016 any remaining state Direct Aid to Public Education fund balances available			
53	to help minimize any FY 2016 revenue adjustments that may occur in state funding to that			
54	locality. Localities electing to carry forward such unspent state funds must appropriate the			

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1	funds to the school division for expenditure in FY 2016.				
2	b. Any locality that has met its required local effort for the Standards of Quality accounts for				
3	FY 2016 and that has met its required local match for incentive or Lottery-funded programs in				
4	which the locality elected to participate in FY 2016 may carry over into FY 2017 any				
5	remaining state Direct Aid to Public Education fund balances available to help minimize any				
6	FY 2017 revenue adjustments that may occur in state funding to that locality. Localities				
7	electing to carry forward such unspent state funds must appropriate the funds to the school				
8	division for expenditure in FY 2017.				
9	25. Localities are encouraged to allow school boards to carry over any unspent local				
10	allocations into the next fiscal year. Localities are also encouraged to provide increased				
11	flexibility to school boards by appropriating state and local funds for public education in a				
12	lump sum.				
13	26. The Department of Education shall include in the annual School Performance Report Card				
14	for school divisions the percentage of each division's annual operating budget allocated to				
15	instructional costs. For this report, the Department of Education shall establish a methodology				
16	for allocating each school division's expenditures to instructional and non-instructional costs				
17	in a manner that is consistent with the funding of the Standards of Quality as approved by the				
18	General Assembly.				
19	27. It is the intent of the General Assembly that all school divisions annually provide their				
20	employees, upon request, with a user-friendly statement of total compensation, including				
21	contract duration if less than 12 months.				
22	28. Notwithstanding Title 22.1, Chapter 4.1, Code of Virginia, no schools shall be transferred				
23	to the supervision of the Opportunity Educational Institution nor shall any funds be				
24	transferred to the Institution.				
25	29. It is the intent of the General Assembly that the Department of Planning and Budgeting				
26	will develop a matrix of best practices and common recommendations previously reported in				
27	School Efficiency Reviews such that school divisions may use the model as a guideline for				
28	self-directed improvements toward better financial management and use of school division				
29	resources.				
30	<b>C. Apportionment</b>				
31	1. Subject to the conditions stated in this paragraph and in paragraph B of this Item, each				
32	locality shall receive sums as listed above within this program for the basic operation cost and				
33	payments in addition to that cost. The apportionment herein directed shall be inclusive of, and				
34	without further payment by reason of, state funds for library and other teaching materials.				
35	2. School Employee Retirement Contributions				
36	a. This Item provides funds to each local school board for the state share of the employer's				
37	retirement cost incurred by it, on behalf of instructional personnel, for subsequent transfer to				
38	the retirement allowance account as provided by Title 51.1, Chapter 1, Code of Virginia.				
39	b. Notwithstanding § 51.1-1401, Code of Virginia, the Commonwealth shall provide				
40	payments for only the state share of the Standards of Quality fringe benefit cost of the retiree				
41	health care credit. This Item includes payments in both years based on the state share of fringe				
42	benefit costs of 55 percent of the employer's cost on funded Standards of Quality instructional				
43	positions, distributed based on the composite index of the local ability-to-pay.				
44	c. This appropriation includes \$192,884,000 the second year from the Literary Fund to be paid				
45	to the Virginia Retirement System teacher retirement fund as a one-time payment toward the				
46	ten year deferred contribution balance. The Department of Education is authorized to transfer				
47	the amount to the Virginia Retirement System on July 1, 2015. The Director of the				
48	Department of Planning and Budget is authorized to move this appropriation to the first year				
49	in the event that Literary Fund proceeds from unclaimed property are sufficient to make the				
50	full payment before June 30, 2015.				
51	3. School Employee Social Security Contributions				

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1	a. This Item provides funds to each local school board for the state share of the employer's			
2	Social Security cost incurred by it, on behalf of the instructional personnel for subsequent			
3	transfer to the Contribution Fund pursuant to Title 51.1, Chapter 7, Code of Virginia.			
4	b. Appropriations for contributions in paragraphs 2 and 3 above include payments from			
5	funds derived from the principal of the Literary Fund in accordance with Article III,			
6	Section 8, of the Constitution of Virginia. The amounts set aside from the Literary Fund			
7	for these purposes shall not exceed \$182,855,378 the first year and \$165,223,825 the			
8	second year.			
9	4. School Employee Insurance Contributions			
10	This Item provides funds to each local school board for the state share of the employer's			
11	Group Life Insurance cost incurred by it on behalf of instructional personnel who			
12	participate in group insurance under the provisions of Title 51.1, Chapter 5, Code of			
13	Virginia.			
14	5. Basic Aid Payments			
15	a.1) A state share of the Basic Operation Cost, which cost per pupil in March 31 ADM is			
16	established individually for each local school division based on the number of			
17	instructional personnel required by the Standards of Quality and the statewide prevailing			
18	salary levels (adjusted in Planning District Eight for the cost of competing) as well as			
19	recognized support costs calculated on a prevailing basis for an estimated March 31 ADM.			
20	2) This appropriation includes funding to recognize the common labor market in the			
21	Washington-Baltimore-Northern Virginia, DC-MD-VA-WV Combined Statistical Area.			
22	Standards of Quality salary payments for instructional positions in school divisions of the			
23	localities set out below have been adjusted for the equivalent portion of the Cost of			
24	Competing Adjustment (COCA) rates that are paid to local school divisions in Planning			
25	District 8. For the counties of Stafford, Fauquier, Spotsylvania, Clarke, Warren, Frederick,			
26	and Culpeper and the Cities of Fredericksburg and Winchester, the SOQ payments have			
27	been increased by 25 percent each year of the COCA rates paid to school divisions in			
28	Planning District 8.			
29	b. The state share for a locality shall be equal to the Basic Operation Cost for that locality			
30	less the locality's estimated revenues from the state sales and use tax (returned on the basis			
31	of the latest yearly estimate of school age population provided by the Weldon Cooper			
32	Center for Public Service, as specified in this Item), in the fiscal year in which the school			
33	year begins and less the required local expenditure.			
34	c. For the purpose of this paragraph, the Department of Taxation's fiscal year sales and use			
35	tax estimates are as cited in this Item.			
36	d. 1) In accordance with the provisions of § 37.2-713, Code of Virginia, the Department of			
37	Education shall deduct the locality's share for the education of handicapped pupils residing			
38	in institutions within the Department of Behavioral Health and Developmental Services			
39	from the locality's Basic Aid payments.			
40	2) The amounts deducted from Basic Aid for the education of intellectually disabled			
41	persons shall be transferred to the Department of Behavioral Health and Developmental			
42	Services in support of the cost of educating such persons; the amount deducted from Basic			
43	Aid for the education of emotionally disturbed persons shall be used to cover			
44	extraordinary expenses incurred in the education of such persons. The Department of			
45	Education shall establish guidelines to implement these provisions and shall provide for			
46	the periodic transfer of sums due from each local school division to the Department of			
47	Behavioral Health and Developmental Services and for Special Education categorical			
48	payments. The amount of the actual transfers will be based on data accumulated during the			
49	prior school year.			
50	e. 1) The apportionment to localities of all driver education revenues received during the			
51	school year shall be made as an undesignated component of the state share of Basic Aid in			
52	accordance with the provisions of this Item. Only school divisions complying with the			
53	standardized program established by the Board of Education shall be entitled to participate			
54	in the distribution of state funds appropriated for driver education. The Department of			

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1	Education will deduct a designated amount per pupil from a school division's Basic Aid			
2	payment when the school division is not in compliance with § 22.1-205 C, Code of Virginia.			
3	Such amount will be computed by dividing the current appropriation for the Driver Education			
4	Fund by actual March 31 ADM.			
5	2) Local school boards may charge a per pupil fee for behind-the-wheel driver education			
6	provided, however, that the fee charged plus the per pupil basic aid reimbursement for driver			
7	education shall not exceed the actual average per pupil cost. Such fees shall not be cause for a			
8	pro rata reduction in Basic Aid payments to school divisions.			
9	f. Textbooks			
10	1) The appropriation in this Item includes <del>\$21,908,342</del> \$4,209,784 the second year from the			
11	general fund and \$66,576,395 the first year and <del>\$44,931,013</del> \$62,415,907 the second year			
12	from the Lottery Proceeds Fund as the state's share of the cost of textbooks based on a per			
13	pupil amount of \$96.22 the first year and \$96.22 the second year. The state's share of			
14	textbooks will be fund split between the general fund and Lottery Proceeds Fund in the			
15	second year only. A school division shall appropriate these funds for textbooks or any other			
16	public education instructional expenditure by the school division. The state's distributions for			
17	textbooks shall be based on adjusted March 31 ADM. These funds shall be matched by the			
18	local government, based on the composite index of local ability-to-pay.			
19	2) School divisions shall provide free textbooks to all students.			
20	3) School divisions may use a portion of this funding to purchase Standards of Learning			
21	instructional materials. School divisions may also use these funds to purchase electronic			
22	textbooks or other electronic media resources integral to the curriculum and classroom			
23	instruction and the technical equipment required to read and access the electronic textbooks			
24	and electronic curriculum materials.			
25	4) Any funds provided to school divisions for textbook costs that are unexpended as of June			
26	30, 2015, or June 30, 2016, shall be carried on the books of the locality to be appropriated to			
27	the school division the following year to be used for same purpose. School divisions are			
28	permitted to carry forward any remaining balance of textbook funds until the funds are			
29	expensed for a qualifying purpose.			
30	g. The one-cent state sales and use tax earmarked for education and the sales tax revenues			
31	transferred to the general fund from the Public Education Standards of Quality/Local Real			
32	Estate Property Tax Relief Fund and appropriated in this Item which are distributed to			
33	localities on the basis of the latest yearly estimate of school age population provided by the			
34	Weldon Cooper Center for Public Service as specified in this Item shall be reflected in each			
35	locality's annual budget for educational purposes as a separate revenue source for the current			
36	fiscal year.			
37	h. The appropriation for the Standards of Quality for Public Education (SOQ) includes			
38	amounts estimated at \$350,300,000 the first year and <del>\$362,900,000</del> \$366,700,000 the second			
39	year from the amounts transferred to the general fund from the Public Education Standards of			
40	Quality/Local Real Estate Property Tax Relief Fund pursuant to Part 3 of this act which are			
41	derived from the 0.375 cent increase in the state sales and use tax levied pursuant to § 58.1-			
42	638, Code of Virginia. These additional funds are provided to local school divisions and local			
43	governments in order to relieve the financial pressure education programs place on local real			
44	estate taxes.			
45	i. From the total amounts in paragraph h. above, an amount estimated at \$233,600,000 the			
46	first year and <del>\$241,900,000</del> \$244,500,000 the second year (approximately 1/4 cent of sales			
47	and use tax) is appropriated to support a portion of the cost of the state's share of the			
48	following revisions to the Standards of Quality pursuant to Chapters 939 & 955 of the Acts of			
49	Assembly of 2004: five elementary resource teachers per 1,000 students; one support and one			
50	instructional technology position per 1,000 students; a full daily planning period for teachers			
51	at the middle and high school levels in order to relieve the pressure on local real estate taxes			
52	and shall be taken into account by the governing body of the county, city, or town in setting			
53	real estate tax rates.			
54	j. From the total amounts in paragraph h. above, an amount estimated at \$122,800,000 the			

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1	first year and <del>\$127,500,000</del> \$122,200,000 the second year (approximately 1/8 cent of sales			
2	and use tax) is appropriated in this Item to distribute the remainder of the revenues			
3	collected and deposited into the Public Education Standards of Quality/Local Real Estate			
4	Property Tax Relief Fund on the basis of the latest yearly estimate of school age			
5	population provided by the Weldon Cooper Center for Public Service as specified in this			
6	Item.			
7	k. For the purposes of funding certain support positions in Basic Aid a funding ratio			
8	methodology is used based upon the prevailing ratio of support positions to SOQ funded			
9	instructional positions as established in Chapter 781, 2009 Acts of Assembly. For the			
10	purposes of making the required spending adjustments, the appropriation and distribution			
11	of Basic Aid shall reflect this methodology. Local school divisions shall have the			
12	discretion as to where the adjustment may be made, consistent with the Standards of			
13	Quality funded in this Act.			
14	6. Education of the Gifted Payments			
15	a. An additional payment shall be disbursed by the Department of Education to local			
16	school divisions to support the state share of one full-time equivalent instructional position			
17	per 1,000 students in adjusted March 31 ADM.			
18	b. Local school divisions are required to spend, as part of the required local expenditure			
19	for the Standards of Quality the established per pupil cost for gifted education (state and			
20	local share) on approved programs for the gifted.			
21	7. Occupational-Vocational Education Payments			
22	a. An additional payment shall be disbursed by the Department of Education to the local			
23	school divisions to support the state share of the number of Vocational Education			
24	instructors required by the Standards of Quality. These funds shall be disbursed on the			
25	same basis as the payment is calculated.			
26	b. An amount estimated at \$108,906,772 the first year and \$109,140,109 the second year			
27	from the general fund included in Basic Aid Payments relates to vocational education			
28	programs in support of the Standards of Quality.			
29	8. Special Education Payments			
30	a. An additional payment shall be disbursed by the Department of Education to the local			
31	school divisions to support the state share of the number of Special Education instructors			
32	required by the Standards of Quality. These funds shall be disbursed on the same basis as			
33	the payment is calculated.			
34	b. Out of the amounts for special education payments, general fund support is provided to			
35	fund the caseload standards for speech pathologists at 68 students for each year of the			
36	biennium.			
37	9. Remedial Education Payments			
38	a. An additional payment estimated at \$100,686,259 the first year and <del>\$100,910,614</del>			
39	\$100,487,258 the second year from the general fund shall be disbursed by the Department			
40	of Education to support the Board of Education's Standards of Quality Prevention,			
41	Intervention, and Remediation program adopted in June 2003.			
42	b. The payment shall be calculated based on one hour of additional instruction per day for			
43	identified students, using the three year average percent of students eligible for the federal			
44	Free Lunch program as a proxy for students needing such services. Fall membership shall			
45	be multiplied by the three year average division-level Free Lunch eligibility percentage to			
46	determine the estimated number of students eligible for services. Pupil-teacher ratios shall			
47	be applied to the estimated number of eligible students to determine the number of			
48	instructional positions needed for each school division. The pupil-teacher ratio applied for			
49	each school division shall range from 10:1 for those divisions with the most severe			
50	combined three year average failure rates for English and math Standards of Learning test			
51	scores to 18:1 for those divisions with the lowest combined three year average failure rates			
52	for English and math Standards of Learning test scores.			

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1	c. Funding shall be matched by the local government based on the composite index of local				
2	ability-to-pay.				
3	d. To provide flexibility in the instruction of English Language Learners who have limited				
4	English proficiency and who are at risk of not meeting state accountability standards, school				
5	divisions may use state and local funds from the SOQ Prevention, Intervention, and				
6	Remediation account to employ additional English Language Learner teachers to provide				
7	instruction to identified limited English proficiency students. Using these funds in this manner				
8	is intended to supplement the instructional services provided through the SOQ staffing				
9	standard of 17 instructional positions per 1,000 limited English proficiency students. School				
10	divisions using the SOQ Prevention, Intervention, and Remediation funds in this manner shall				
11	only employ instructional personnel licensed by the Board of Education.				
12	e. An additional state payment estimated at \$89,587,381 the first year and <del>\$89,641,183</del>				
13	<del>\$89,191,285</del> the second year from the Lottery Proceeds Fund shall be disbursed based on the				
14	estimated number of federal Free Lunch participants, in support of programs for students who				
15	are educationally at risk. The additional payment shall be based on the state share of:				
16	1) A minimum one percent add-on, as a percent of the per pupil basic aid cost, for each child				
17	who qualifies for the federal Free Lunch Program; and				
18	2) An addition to the add-on, based on the concentration of children qualifying for the federal				
19	Free Lunch Program. Based on its percentage of Free Lunch participants, each school division				
20	will receive between 1 and 12 percent in additional basic aid per Free Lunch participant.				
21	These funds shall be matched by the local government, based on the composite index of local				
22	ability-to-pay.				
23	3a) Local school divisions are required to spend the established at-risk payment (state and				
24	local share) on approved programs for students who are educationally at risk.				
25	b) To receive these funds, each school division shall certify to the Department of Education				
26	that the state and local share of the at-risk payment will be used to support approved programs				
27	for students who are educationally at risk. These programs may include: Dropout Prevention,				
28	community and school-based truancy officer programs, Advancement Via Individual				
29	Determination (AVID), Project Discovery, Reading Recovery, programs for students who				
30	speak English as a second language, or programs related to increasing the success of				
31	disadvantaged students in completing a high school degree and providing opportunities to				
32	encourage further education and training. Further, any new funds a school division receives in				
33	excess of the amounts received in FY 2008 may be used first to provide data coordinators or				
34	to purchase similar services for schools that have not met Adequate Yearly Progress (AYP)				
35	under the federal No Child Left Behind Act or are not fully accredited under the Standards of				
36	Accreditation. The data coordinator position is intended to provide schools with needed				
37	support in the area of data analysis and interpretation for instructional purposes, as well as				
38	overall data management and the administration of state assessments. The position would				
39	primarily focus on data related to instruction and school improvement, including: student				
40	assessment, student attendance, student/teacher engagement, behavior referrals, suspensions,				
41	retention, and graduation rates.				
42	f. Regional Alternative Education Programs				
43	1) An additional state payment of \$8,075,871 the first year and <del>\$8,219,783</del> <del>\$8,141,554</del> the				
44	second year from the Lottery Proceeds Fund shall be disbursed for Regional Alternative				
45	Education programs. Such programs shall be for the purpose of educating certain expelled				
46	students and, as appropriate, students who have received suspensions from public schools and				
47	students returned to the community from the Department of Juvenile Justice.				
48	2) Each regional program shall have a small student/staff ratio. Such staff shall include, but				
49	not be limited to education, mental health, health, and law enforcement professionals, who				
50	will collaborate to provide for the academic, psychological, and social needs of the students.				
51	Each program shall be designed to ensure that students make the transition back into the				
52	"mainstream" within their local school division.				
53	3) a) Regional alternative education programs are funded through this Item based on the				
54	state's share of the incremental per pupil cost for providing such programs. This incremental				

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1	per pupil payment shall be adjusted for the composite index of local ability-to-pay of the			
2	school division that counts such students attending such program in its March 31 Average			
3	Daily Membership. It is the intent of the General Assembly that this incremental per pupil			
4	amount be in addition to the basic aid per pupil funding provided to the affected school			
5	division for such students. Therefore, local school divisions are encouraged to provide the			
6	appropriate portion of the basic aid per pupil funding to the regional programs for students			
7	attending these programs, adjusted for costs incurred by the school division for			
8	transportation, administration, and any portion of the school day or school year that the			
9	student does not attend such program.			
10	b) In the event a school division does not use all of the student slots it is allocated under			
11	this program, the unused slots may be reallocated or transferred to another school division.			
12	1. A school division must request from the Department of Education the availability and			
13	possible use of any unused student slots. If any unused slots are available and if the			
14	requesting school division chooses to utilize any of the unused slots, the requesting school			
15	division shall only receive the state's share of tuition for the unused slot that was allocated			
16	in this Item for the originally designated school division.			
17	2. However, no requesting school division shall receive more tuition funding from the			
18	state for any requested unused slot than what would have been the calculated amount for			
19	the requesting school division had the unused slot been allocated to the requesting school			
20	division in the original budget. Furthermore, the requesting school division shall pay for			
21	any remaining tuition payment necessary for using a previously unused slot.			
22	3. The Department of Education shall provide assistance for the state share of the			
23	incremental cost of Regional Alternative Education program operations based on the			
24	composite index of local ability-to-pay.			
25	g. Remedial Summer School			
26	1) This appropriation includes \$3,296,232 the first year and <del>\$27,118,392</del> \$25,524,750 the			
27	second year from the general fund and \$21,970,607 the first year from the Lottery			
28	Proceeds Fund for the state's share of Remedial Summer School Programs. These funds			
29	are available to school divisions for the operation of programs designed to remediate			
30	students who are required to attend such programs during a summer school session or			
31	during an intersession in the case of year-round schools. These funds may be used in			
32	conjunction with other sources of state funding for remediation or intervention. School			
33	divisions shall have maximum flexibility with respect to the use of these funds and the			
34	types of remediation programs offered; however, in exercising this flexibility, students			
35	attending these programs shall not be charged tuition and no high school credit may be			
36	awarded to students who participate in this program.			
37	2) For school divisions charging students tuition for summer high school credit courses,			
38	consideration shall be given to students from households with extenuating financial			
39	circumstances who are repeating a class in order to graduate.			
40	10. K-3 Primary Class Size Reduction Payments			
41	a. An additional payment estimated at \$113,675,099 the first year and <del>\$117,634,756</del>			
42	\$112,230,445 the second year from the Lottery Proceeds Fund shall be disbursed by the			
43	Department of Education as an incentive for reducing class sizes in the primary grades.			
44	b. The Department of Education shall calculate the payment based on the incremental cost			
45	of providing the lower class sizes based on the lower of the division average per pupil cost			
46	of all divisions or the actual division per pupil cost.			
47	c. Localities are required to provide a match for these funds based on the composite index			
48	of local ability-to-pay.			
49	d. By October 15 of each year school divisions must provide data to the Department of			
50	Education that each participating school has a September 30 pupil/teacher ratio in grades			
51	K through 3 that meet the following criteria:			
52	<b>Qualifying School Percentage of Students Approved</b>			

ITEM 136.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1		<b>Grades K-3</b>	<b>Maximum Individual</b>	
2	<b>Eligible for Free Lunch, Three-Year Average</b>	<b>School Ratio</b>	<b>K-3 Class Size</b>	
3	30% but less than 45%	19 to 1	24	
4	45% but less than 55%	18 to 1	23	
5	55% but less than 65%	17 to 1	22	
6	65% but less than 70%	16 to 1	21	
7	70% but less than 75%	15 to 1	20	
8	75% or more	14 to 1	19	
9	e. School divisions may elect to have eligible schools participate at a higher ratio, or only in a			
10	portion of grades kindergarten through three, with a commensurate reduction of state and			
11	required local funds, if local conditions do not permit participation at the established ratio			
12	and/or maximum individual class size. In the event that a school division requires additional			
13	actions to ensure participation at the established ratio and/or maximum individual class size,			
14	such actions must be completed by December 1 of the impacted school year. Special			
15	education teachers and instructional aides shall not be counted towards meeting these required			
16	pupil/teacher ratios in grades kindergarten through three.			
17	f. The Superintendent of Public Instruction may grant waivers to school divisions for the class			
18	size requirement in eligible schools that have only one class in an affected grade level in the			
19	school.			
20	11. Literary Fund Subsidy Program Payments			
21	a. The Department of Education and the Virginia Public School Authority (VPSA) shall			
22	provide a program of funding for school construction and renovation through the Literary			
23	Fund and through VPSA bond sales. The program shall be used to provide funds, through			
24	Literary Fund loans and subsidies, and through VPSA bond sales, to fund a portion of the			
25	projects on the First or Second Literary Fund Waiting List, or other critical projects which			
26	may receive priority placement on the First or Second Literary Fund Waiting List by the			
27	Department of Education. Interest rate subsidies will provide school divisions with the present			
28	value difference in debt service between a Literary Fund loan and a borrowing through the			
29	VPSA. To qualify for an interest rate subsidy, the school division's project must be eligible			
30	for a Literary Fund loan and shall be subject to the same restrictions. The VPSA shall work			
31	with the Department of Education in selecting those projects to be funded through the interest			
32	rate subsidy/bond financing program, so as to ensure the maximum leverage of Literary Fund			
33	moneys and a minimum impact on the VPSA Bond Pool.			
34	b. The Department of Education may offer up to \$52,884,000 million in the second year as			
35	school construction loans from the Literary Fund. In addition, the Department of Education			
36	may offer Literary Fund loans from the uncommitted balances of the Literary Fund after			
37	meeting the obligations of the interest rate subsidy sales and the amounts set aside from the			
38	Literary Fund for Debt Service Payments for Education Technology in this Item.			
39	c. 1) In the event that on any scheduled payment date of bonds of the Virginia Public School			
40	Authority (VPSA) authorized under the provisions of a bond resolution adopted subsequent to			
41	June 30, 1997, issued subsequent to June 30, 1997, and not benefiting from the provisions of			
42	either § 22.1-168 (iii), (iv), and (v), Code of Virginia, or § 22.1-168.1, Code of Virginia, the			
43	sum of (i) the payments on general obligation school bonds of cities, counties, and towns			
44	(localities) paid to the VPSA and (ii) the proceeds derived from the application of the			
45	provisions of § 15.2-2659, Code of Virginia, to such bonds of localities, is less than the debt			
46	service due on such bonds of the VPSA on such date, there is hereby appropriated to the			
47	VPSA, first, from available moneys of the Literary Fund and, second, from the general fund a			
48	sum equal to such deficiency.			
49	2) The Commonwealth shall be subrogated to the VPSA to the extent of any such			
50	appropriation paid to the VPSA and shall be entitled to enforce the VPSA's remedies with			
51	respect to the defaulting locality and to full recovery of the amount of such deficiency,			
52	together with interest at the rate of the defaulting locality's bonds.			
53	d. The chairman of the Board of Commissioners of the VPSA shall, on or before November 1			
54	of each year, make and deliver to the Governor and the Secretary of Finance a certificate			



ITEM 136.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	setting forth his estimate of total debt service during each fiscal year of the biennium on			
2	bonds of the VPSA issued and projected to be issued during such biennium pursuant to the			
3	bond resolution referred to in paragraph a above. The Governor's budget submission each			
4	year shall include provisions for the payment of debt service pursuant to paragraph 1)			
5	above.			
6	12. Educational Technology Payments			
7	a. Any unobligated amounts transferred to the educational technology fund shall be			
8	disbursed on a pro rata basis to localities. The additional funds shall be used for			
9	technology needs identified in the division's technology plan approved by the Department			
10	of Education.			
11	b. The Department of Education shall authorize amounts estimated at \$11,912,250 the first			
12	year from the Literary Fund to provide debt service payments for the education technology			
13	grant program conducted through the Virginia Public School Authority in 2010.			
14	c. The Department of Education shall authorize amounts estimated at \$11,670,000 the first			
15	year and \$11,670,750 the second year from the Literary Fund to provide debt service			
16	payments for the education technology grant program conducted through the Virginia			
17	Public School Authority in 2011.			
18	d. 1) The Department of Education shall authorize amounts estimated at \$11,617,000 the			
19	first year and \$11,620,250 the second year from the Literary Fund to provide debt service			
20	payments for the education technology grant program conducted through the Virginia			
21	Public School Authority in 2012.			
22	2) It is the intent of the General Assembly to authorize sufficient appropriate Literary			
23	Fund revenues to pay debt service on the Virginia Public School Authority bonds or notes			
24	authorized for this program. In developing the proposed 2016-18 biennial budget for			
25	public education, the Department of Education shall include a recommendation to the			
26	Governor to authorize sufficient Literary Fund revenues to make debt service payments			
27	for this program in FY 2016.			
28	e. 1) The Department of Education shall authorize amounts estimated at \$12,130,750 the			
29	first year and \$12,131,750 the second year from the Literary Fund to provide debt service			
30	payments for the education technology grant program conducted through the Virginia			
31	Public School Authority in 2013.			
32	2) It is the intent of the General Assembly to authorize sufficient Literary Fund revenues			
33	to pay debt service on the Virginia Public School Authority bonds or notes authorized for			
34	this program. In developing the proposed 2016-18 biennial budget for public education,			
35	the Department of Education shall include a recommendation to the Governor to authorize			
36	sufficient Literary Fund revenues to make debt service payments for this program in FY			
37	2017 and FY 2018.			
38	f. 1) The Department of Education shall authorize amounts estimated at \$13,245,122 the			
39	first year and \$13,243,250 the second year from the Literary Fund to provide debt service			
40	payments for the education technology grant program conducted through the Virginia			
41	Public School Authority in 2014.			
42	2) It is the intent of the General Assembly to authorize sufficient Literary Fund revenues			
43	to pay debt service on the Virginia Public School Authority bonds or notes authorized for			
44	this program. In developing the proposed 2016-18 and 2018-20 biennial budgets for public			
45	education, the Department of Education shall include a recommendation to the Governor			
46	to authorize sufficient Literary Fund revenues to make debt service payments for this			
47	program in fiscal years 2017, 2018, and 2019.			
48	g. 1) An education technology grant program shall be conducted through the Virginia			
49	Public School Authority, through the issuance of equipment notes in an amount estimated			
50	at \$66,566,300 in FY 2015 and <del>\$71,163,200</del> \$66,880,700 in FY 2016. Proceeds of the			
51	notes will be used to establish a computer-based instructional and testing system for the			
52	Standards of Learning (SOL) and to develop the capability for high speed Internet			
53	connectivity at high schools followed by middle schools followed by elementary schools.			
54	School divisions shall use these funds first to develop and maintain the capability to			

ITEM 136.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	support the administration of online SOL testing for all students with the exception of			
2	students with a documented need for a paper SOL test.			
3	2) The Department of Education shall authorize amounts estimated at <del>\$13,993,403</del>			
4	<del>\$13,808,931</del> the second year from the Literary Fund to provide debt service payments for the			
5	education technology grant program conducted through the Virginia Public School Authority			
6	in FY 2015.			
7	3) It is the intent of the General Assembly to authorize sufficient Literary Fund revenues to			
8	pay debt service on the Virginia Public School Authority bonds or notes authorized for			
9	education technology grant programs in FY 2015 and in FY 2016. In developing the proposed			
10	2016-2018, 2018-2020, and 2020-2022 biennial budgets for public education, the Department			
11	of Education shall include a recommendation to the Governor to authorize sufficient Literary			
12	Fund revenues to make debt service payments for these programs in fiscal years 2017, 2018,			
13	2019, 2020, and 2021.			
14	4) Grant funds from the issuance of \$66,556,300 in FY 2015 and <del>\$71,163,200</del> <del>\$66,880,700</del> in			
15	FY 2016 in equipment notes are based on a grant of \$26,000 per school and \$50,000 per			
16	school division. For purposes of this grant program, eligible schools shall include schools that			
17	are subject to state accreditation and reporting membership in grades K through 12 as of			
18	September 30, 2014, for the FY 2015 issuance, and September 30, 2015, for the FY 2016			
19	issuance, as well as regional vocational centers, special education centers, alternative			
20	education centers, regular school year Governor's Schools, and the School for the Deaf and			
21	the Blind. Schools that serve only pre-kindergarten students shall not be eligible for this grant.			
22	5) Supplemental grants shall be allocated to eligible divisions to support schools that are not			
23	fully accredited in accordance with this paragraph. Schools that include a ninth grade that			
24	administer SOL tests in Spring 2014 and that are not fully accredited for the second			
25	consecutive year, based on school accreditation ratings in effect for FY 2014 and FY 2015, or			
26	that have 15 percent of students in the English as a Second Language count and also have free			
27	lunch eligibility for the school of over one-third of the students, will qualify to participate in			
28	the Virginia e-Learning Backpack Initiative in FY 2015 and receive: (1) a supplemental grant			
29	of \$400 per student reported in ninth grade fall membership in a qualifying school for the			
30	purchase of a laptop or tablet for that student and (2) a supplemental grant of \$2,400 per			
31	qualifying school to purchase two content creation packages for teachers. Schools eligible to			
32	receive this supplemental grant in FY 2015 shall continue to receive the grant for the number			
33	of subsequent years equaling the number of grades 9 through 12 in the qualifying school up to			
34	a maximum of four years. Schools that administer SOL tests in Spring 2015 and that are not			
35	fully accredited for the second consecutive year based on school accreditation ratings in effect			
36	for FY 2015 and FY 2016 will qualify to participate in the initiative in FY 2016. Schools			
37	eligible for the supplemental grants in previous fiscal years shall continue to be eligible for			
38	the remaining years of their grant award. Schools eligible to receive this supplemental grant in			
39	FY 2016 shall continue to receive the grant for the number of subsequent years equaling the			
40	number of grades 9 through 12 in the qualifying school up to a maximum of four years.			
41	Grants awarded to qualifying schools that do not have grades 10, 11, or 12 may transition			
42	with the students to the primary receiving school for all years subsequent to grade 9. Schools			
43	are eligible to receive these grants for a period of up to four years beginning in FY 2014 shall			
44	not be eligible to receive a separate award in the future once the original award period has			
45	concluded. Schools that are fully accredited or that are new schools with conditional			
46	accreditation in their first year shall not be eligible to receive this supplemental grant.			
47	6) Required local match:			
48	a) Localities are required to provide a match for these funds equal to 20 percent of the grant			
49	amount, including the supplemental grants provided pursuant to paragraph g. 5). At least 25			
50	percent of the local match, including the match for supplemental grants, shall be used for			
51	teacher training in the use of instructional technology, with the remainder spent on other			
52	required uses. The Superintendent of Public Instruction is authorized to reduce the required			
53	local match for school divisions with a composite index of local ability-to-pay below 0.2000.			
54	The Virginia School for the Deaf and the Blind is exempt from the match requirement.			
55	b) School divisions that administer 100 percent of SOL tests online in all elementary, middle,			
56	and high schools may use up to 75 percent of their required local match to purchase targeted			
57	technology-based interventions. Such interventions may include the necessary technology and			

ITEM 136.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	software to support online learning, technology-based content systems, content			
2	management systems, technology equipment systems, information and data management			
3	systems, and other appropriate technologies that support the individual needs of learners.			
4	School divisions that receive supplemental grants pursuant to paragraph g.5) above shall			
5	use the funds in qualifying schools to purchase laptops and tablets for ninth grade students			
6	reported in fall membership and content creation packages for teachers.			
7	7) The goal of the education technology grant program is to improve the instructional,			
8	remedial, and testing capabilities of the Standards of Learning for local school divisions			
9	and to increase the number of schools achieving full accreditation.			
10	8) Funds shall be used in the following manner:			
11	a) Each division shall use funds to reach a goal, in each high school, of: (1) a 5-to-1			
12	student to computer ratio; (2) an Internet-ready local area network (LAN) capability; and			
13	(3) high speed access to the Internet. School connectivity (computers, LANs and network			
14	access) shall include sufficient download/upload capability to ensure that each student will			
15	have adequate access to Internet-based instructional, remedial and assessment programs.			
16	b) When each high school in a division meets the goals established in paragraph a) above,			
17	the remaining funds shall be used to develop similar capability in first the middle schools			
18	and then the elementary schools.			
19	c) For purposes of establishing or enhancing a computer-based instructional program			
20	supporting the Standards of Learning pursuant to paragraph g. 1) above, these grant funds			
21	may be used to purchase handheld multifunctional computing devices that support a broad			
22	range of applications and that are controlled by operating systems providing full			
23	multimedia support and mobile Internet connectivity. School divisions that elect to use			
24	these grant funds to purchase such qualifying handheld devices must continue to meet the			
25	on-line testing requirements stated in paragraph g. 1) above.			
26	d) School divisions shall be eligible to receive supplemental grants pursuant to paragraph			
27	g.5) above. These supplemental grants shall be used in qualifying schools for the purchase			
28	of laptops and tablets for ninth grade students reported in fall membership and content			
29	creation packages for teachers. Participating school divisions will be required to select a			
30	core set of electronic textbooks, applications and online services for productivity, learning			
31	management, collaboration, practice, and assessment to be included on all devices. In			
32	addition, participating school divisions will assume recurring costs for electronic textbook			
33	purchases and maintenance.			
34	e) Pursuant to § 15.2-1302, Code of Virginia, and in the event that two or more school			
35	divisions became one school division, whether by consolidation of only the school			
36	divisions or by consolidation of the local governments, such resulting division shall be			
37	provided funding through this program on the basis of having the same number of school			
38	divisions as existed prior to September 30, 2000.			
39	9) Local school divisions shall maximize the use of available federal funds, including E-			
40	Rate Funds, and to the extent possible, use such funds to supplement the program and			
41	meet the goals of this program.			
42	h. The Department of Education shall maintain criteria to determine if high schools,			
43	middle schools, or elementary schools have the capacity to meet the goals of this			
44	initiative. The Department of Education shall be responsible for the project management			
45	of this program.			
46	i. 1) In the event that, on any scheduled payment date of bonds or notes of the Virginia			
47	Public School Authority (VPSA) issued for the purpose described in § 22.1-166.2, Code			
48	of Virginia, and not benefiting from the provisions of either § 22.1-168 (iii), (iv) and (v),			
49	Code of Virginia, or § 22.1-168.1, Code of Virginia, the available moneys in the Literary			
50	Fund are less than the amounts authorized for debt service due on such bonds or notes of			
51	the VPSA on such date, there is hereby appropriated to the VPSA from the general fund a			
52	sum equal to such deficiency.			
53	2) The Chairman of the Board of Commissioners of the VPSA shall, on or before			
54	November 1 of each year, make and deliver to the Governor and the Secretary of Finance			

ITEM 136.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	a certificate setting forth his estimate of total debt service during each fiscal year of the			
2	biennium on bonds and notes of the VPSA issued and projected to be issued during such			
3	biennium pursuant to the resolution referred to in paragraph 1) above. The Governor's budget			
4	submission each year shall include provisions for the payment of debt service pursuant to			
5	paragraph 1) above.			
6	j. Unobligated proceeds of the notes, including investment income derived from the proceeds			
7	of the notes may be used to pay interest on, or to decrease principal of the notes or to fund a			
8	portion of such other educational technology grants as authorized by the General Assembly.			
9	k. 1) For the purposes of § 56-232, Code of Virginia, "Contracts of Telephone Companies			
10	with State Government" and for the purposes of § 56-234 "Contracts for Service Rendered by			
11	a Telephone Company for the State Government" shall be deemed to include communications			
12	lines into public schools which are used for educational technology. The rate structure for			
13	such lines shall be negotiated by the Superintendent of Public Instruction and the Chief			
14	Information Officer of the Virginia Information Technologies Agency. Further, the			
15	Superintendent and Director are authorized to encourage the development of "by-pass"			
16	infrastructure in localities where it fails to obtain competitive prices or prices consistent with			
17	the best rates obtained in other parts of the state.			
18	2) The State Corporation Commission, in its consideration of the discount for services			
19	provided to elementary schools, secondary schools, and libraries and the universal service			
20	funding mechanisms as provided under § 254 of the Telecommunications Act of 1996, is			
21	hereby encouraged to make the discounts for intrastate services provided to elementary			
22	schools, secondary schools, and libraries for educational purposes as large as is prudently			
23	possible and to fund such discounts through the universal fund as provided in § 254 of the			
24	Telecommunications Act of 1996. The commission shall proceed as expeditiously as possible			
25	in implementing these discounts and the funding mechanism for intrastate services, consistent			
26	with the rules of the Federal Communications Commission aimed at the preservation and			
27	advancement of universal service.			
28	l. The Department of Education shall survey school divisions in the second year regarding			
29	their interest in using the education technology grants for lease expenditures if allowable			
30	sources of funding were available for such expenditures. School divisions shall submit			
31	responses to the survey by September 1, 2015, and the Department of Education shall provide			
32	a summary of the responses to the Governor and the Chairmen of the House Appropriations			
33	and Senate Finance Committees by October 15, 2015.			
34	13. Security Equipment Payments			
35	1) A security equipment grant program shall be conducted through the Virginia Public School			
36	Authority, through the issuance of equipment notes in an amount estimated at up to			
37	\$6,000,000 in fiscal year 2015 and \$6,000,000 in fiscal year 2016 in conjunction with the			
38	Virginia Public School Authority technology notes program authorized in C.12. of this Item.			
39	Proceeds of the notes will be used to help offset the related costs associated with the purchase			
40	of appropriate security equipment that will improve and help ensure the safety of students			
41	attending public schools in Virginia.			
42	2) The Department of Education shall authorize amounts estimated at \$2,439,878 the first			
43	year and <del>\$3,699,745</del> \$3,683,430 the second year from the Literary Fund to provide debt			
44	service payments for the security equipment grant programs conducted through the Virginia			
45	Public School Authority in fiscal years 2013, 2014, and 2015.			
46	3) It is the intent of the General Assembly to authorize sufficient Literary Fund revenues to			
47	pay debt service on the Virginia Public School Authority bonds or notes authorized for this			
48	program. In developing the proposed 2016-18, 2018-2020, and 2020-2022 biennial budgets			
49	for public education, the Department of Education shall include a recommendation to the			
50	Governor to authorize sufficient Literary Fund revenues to make debt service payments for			
51	these programs in fiscal years 2017, 2018, 2019, 2020, and 2021.			
52	4) In the event that, on any scheduled payment date of bonds or notes of the Virginia Public			
53	School Authority issued for the purpose described in § 22.1-166.2, Code of Virginia, and not			
54	benefiting from the provisions of either § 22.1-168 (iii), (iv) and (v), Code of Virginia, or §			
55	22.1-168.1, Code of Virginia, the available moneys in the Literary Fund are less than the			

ITEM 136.	Item Details(\$)		Appropriations(\$)	
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1	amounts authorized for debt service due on such bonds or notes on such date, there is			
2	hereby appropriated to the Virginia Public School Authority from the general fund a sum			
3	equal to such deficiency.			
4	5) The Chairman of the Board of Commissioners of the Virginia Public School Authority			
5	shall, on or before November 1 of each year, deliver to the Governor and the Secretary of			
6	Finance a certificate setting forth his estimate of total debt service during each fiscal year			
7	of the biennium on bonds and notes issued and projected to be issued during such			
8	biennium. The Governor's budget submission each year shall include provisions for the			
9	payment of debt service pursuant to paragraph 1) above.			
10	6) Grant award funds from the issuance of up to \$6,000,000 in fiscal year 2015 and			
11	\$6,000,000 in fiscal year 2016 in equipment notes shall be distributed to eligible school			
12	divisions. The grant awards will be based on a competitive grant basis of up to \$100,000			
13	per school division. School divisions will be permitted to apply annually for grant funding.			
14	For purposes of this program, eligible schools shall include schools that are subject to state			
15	accreditation and reporting membership in grades K through 12 as of September 30, 2014,			
16	for the fiscal year 2015 issuance, and September 30, 2015, for the fiscal year 2016			
17	issuance, as well as regional vocational centers, special education centers, alternative			
18	education centers, regular school year Governor's Schools, and the Virginia School for the			
19	Deaf and the Blind.			
20	7) School divisions would submit their application to Department of Education by August			
21	1 of each year based on the criteria developed by the Department of Education in			
22	collaboration with the Department of Criminal Justice Services who will provide			
23	requested technical support. Furthermore, the Department of Education will have the			
24	authority to make such grant awards to such school divisions.			
25	8) It is also the intent of the General Assembly that the total amount of the grant awards			
26	shall not exceed \$30,000,000 over any ongoing revolving five year period.			
27	9) Required local match:			
28	a) Localities are required to provide a match for these funds equal to 25 percent of the			
29	grant amount. The Superintendent of Public Instruction is authorized to reduce the			
30	required local match for school divisions with a composite index of local ability-to-pay			
31	below 0.2000. The Virginia School for the Deaf and the Blind is exempt from the match			
32	requirement.			
33	b) Pursuant to § 15.2-1302, Code of Virginia, and in the event that two or more school			
34	divisions became one school division, whether by consolidation of only the school			
35	divisions or by consolidation of the local governments, such resulting division shall be			
36	provided funding through this program on the basis of having the same number of school			
37	divisions as existed prior to September 30, 2000.			
38	c) Local school divisions shall maximize the use of available federal funds, including E-			
39	Rate Funds, and to the extent possible, use such funds to supplement the program and			
40	meet the goals of this program.			
41	14. Virginia Preschool Initiative Payments			
42	a.1) It is the intent of the General Assembly that a payment estimated at \$68,300,254 the			
43	first year and <del>\$71,996,399</del> \$70,651,478 the second year from the Lottery Proceeds Fund			
44	shall be disbursed by the Department of Education to schools and community-based			
45	organizations to provide quality preschool programs for at-risk four-year-olds unserved by			
46	Head Start program funding. In no event shall distributions from the Lottery Proceeds			
47	Fund be made directly to community-based or private providers.			
48	2) These state funds and required local matching funds shall be used to provide programs			
49	for at-risk four-year-old children, which include quality preschool education, health			
50	services, social services, parental involvement and transportation. It shall be the policy of			
51	the Commonwealth that state funds and required local matching funds for the Virginia			
52	Preschool Initiative not be used for capital outlay. Programs must provide full-day or half-			
53	day and, at least, school-year services.			

ITEM 136.		Item Details(\$)		Appropriations(\$)	
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1	3) The Department of Education, in cooperation with the Council on Child Day Care and				
2	Early Childhood Programs, shall establish academic standards that are in accordance with				
3	appropriate preparation for students to be ready to successfully enter kindergarten. These				
4	standards shall be established in such a manner as to be measurable for student achievement				
5	and success. Students shall be required to be evaluated in the fall and in the spring by each				
6	participating school division and the school divisions must certify that the Virginia Preschool				
7	Initiative program follows the established standards in order to receive the funding for quality				
8	preschool education and criteria for the service components. Such guidelines shall be				
9	consistent with the findings of the November 1993 study by the Board of Education, the				
10	Department of Education, and the Council on Child Day Care and Early Childhood Programs.				
11	4) a) Grants shall be distributed based on an allocation formula providing the state share of a				
12	\$6,000 grant for 100 percent of the unserved at-risk four-year-olds in each locality for a full-				
13	day program. The number of unserved at-risk four-year-olds in each locality shall be based on				
14	the projected number of kindergarten students, updated once each biennium for the				
15	Governor's introduced biennial budget. In the first year only, the Department shall adjust the				
16	additional slots calculated to fund such school divisions at the same number of slots actually				
17	used in FY 2014 on a prorated basis up to \$1,000,000. For the second year only, in no case				
18	shall a school division be eligible for fewer slots than they actually used for this program in				
19	FY 2014 on a prorated basis up to \$3,631,581. Programs operating half-day shall receive state				
20	funds based on a fractional basis determined by the pro-rata portion of a full-day, school year				
21	program provided. Half-day programs shall operate for a minimum of three hours of				
22	classroom instructional time per day, excluding breaks for lunch or recess, and grants to half-				
23	day programs shall be funded based on the state share of \$3,000 per unserved at-risk four-				
24	year-old in each locality. Full-day programs shall operate for a minimum of five and one-half				
25	instructional hours, excluding breaks for meals and recess. No additional state funding is				
26	provided for programs operating greater than three hours per day but less than five and one-				
27	half hours per day. In determining the state and local shares of funding, the composite index				
28	of local ability-to-pay is capped at 0.5000.				
29	b) For new programs in the first year of implementation only, programs operating less than a				
30	full school year shall receive state funds on a fractional basis determined by the pro-rata				
31	portion of a school year program provided. In determining the prorated state funds to be				
32	received, a school year shall be 180 days.				
33	b.1) Any locality which desires to participate in this grant program must submit a proposal				
34	through its chief administrator (county administrator or city manager) by May 15 of each				
35	year. The chief administrator, in conjunction with the school superintendent, shall identify a				
36	lead agency for this program within the locality. The lead agency shall be responsible for				
37	developing a local plan for the delivery of quality preschool services to at-risk children which				
38	demonstrates the coordination of resources and the combination of funding streams in an				
39	effort to serve the greatest number of at-risk four-year-old children.				
40	2) The proposal must demonstrate coordination with all parties necessary for the successful				
41	delivery of comprehensive services, including the schools, child care providers, local social				
42	services agency, Head Start, local health department, and other groups identified by the lead				
43	agency.				
44	3) A local match, based on the composite index of local ability-to-pay, shall be required. For				
45	purposes of meeting the local match, localities may use local expenditures for existing				
46	qualifying programs, however, at least seventy-five percent of the local match will be cash				
47	and no more than twenty-five percent will be in-kind. In-kind contributions are defined as				
48	cash outlays that are made by the locality that benefit the program but are not directly charged				
49	to the program. The value of fixed assets cannot be considered as an in-kind contribution.				
50	Localities shall also continue to pursue and coordinate other funding sources, including child				
51	care subsidies. Funds received through this program must be used to supplement, not				
52	supplant, any funds currently provided for programs within the locality. However, in the event				
53	a locality is prohibited from continuing the previous level of support to programs for at-risk				
54	four-year-olds from Title I of the federal Elementary and Secondary Education Act (ESEA),				
55	the state and local funds provided in this grants program may be used to continue services to				
56	these Title I students. Such prohibition may occur due to amendments to the allocation				
57	formula in the reauthorization of ESEA as the No Child Left Behind Act of 2001 or due to a				
58	percentage reduction in a locality's Title I allocation in 2014-2015 or 2015-2016. Any locality				

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1	so affected shall provide written evidence to the Superintendent of Public Instruction and			
2	request his approval to continue the services to Title I students.			
3	c. Local plans must provide clear methods of service coordination for the purpose of			
4	reducing the per child cost for the service, increasing the number of at-risk children served			
5	and/or extending services for the entire year. Examples of these include:			
6	1) "Wraparound Services" -- methods for combining funds such as child care subsidy			
7	dollars administered by local social service agencies with dollars for quality preschool			
8	education programs.			
9	2) "Wrap-out Services" - methods for using grant funds to purchase quality preschool			
10	services to at-risk four-year-old children through an existing child care setting by			
11	purchasing comprehensive services within a setting which currently provides quality			
12	preschool education.			
13	3) "Expansion of Service" - methods for using grant funds to purchase slots within			
14	existing programs, such as Head Start, which provide comprehensive services to at-risk			
15	four-year-old children.			
16	d.1) Local plans must indicate the number of at-risk four-year-old children to be served,			
17	and the eligibility criteria for participation in this program shall be consistent with the			
18	economic and educational risk factors stated in the 2014-2015 programs guidelines that			
19	are specific to: (i) family income at or below 200 percent of poverty, (ii) homelessness,			
20	(iii) student's parents or guardians are school dropouts, or (iv) family income is less than			
21	350 percent of federal poverty guidelines in the case of students with special needs or			
22	disabilities.			
23	2) The Department of Education is directed to compile from each school division the			
24	aggregated information as to the number of enrolled students whose families are (i) at or			
25	below 130 percent of poverty, and (ii) above 130 percent but below 200 percent of			
26	poverty. The Department shall report this information annually, after the application and			
27	fall participation reports are submitted to the Department from the school divisions, to the			
28	Chairmen of House Appropriations and Senate Finance Committees. In addition, the			
29	Department will post and maintain the summary information by division on the			
30	Department's website in keeping with current student privacy policies.			
31	e.1) The Department of Education and the Council on Child Day Care and Early			
32	Childhood Programs shall provide technical assistance for the administration of this grant			
33	program to provide assistance to localities in developing a comprehensive, coordinated,			
34	quality preschool program for serving at-risk four-year-old children.			
35	2) A pre-application session shall be provided by the Department and the Council on			
36	Child Day Care and Early Childhood Programs prior to the proposal deadline. The			
37	Department shall provide interested localities with information on models for service			
38	delivery, methods of coordinating funding streams, such as funds to match federal IV-A			
39	child care dollars, to maximize funding without supplanting existing sources of funding			
40	for the provision of services to at-risk four-year-old children. A priority for technical			
41	assistance in the design of programs shall be given to localities where the majority of the			
42	at-risk four-year-old population is currently unserved.			
43	f. The Department of Education shall include in the program's application package specific			
44	information regarding the potential availability of funding for supplemental grants that			
45	may be used for one-time expenses, other than capital, related to start-up or expansion of			
46	programs, with priority given to proposals for expanding the use of partnerships with			
47	either nonprofit or for-profit providers. Furthermore, the Department is mandated to			
48	communicate to all eligible school divisions the remaining available balances in the			
49	program's adopted budget, after the fall participation reports have been submitted and			
50	finalized for such grants.			
51	15. Early Reading Intervention Payments			
52	a. An additional payment of \$17,714,461 the first year and <del>\$17,778,143</del> \$17,501,316 the			
53	second year from the Lottery Proceeds Fund shall be disbursed by the Department of			
54	Education to local school divisions for the purposes of providing early reading			

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1	intervention services to students in grades kindergarten through 3 who demonstrate			
2	deficiencies based on their individual performance on diagnostic tests which have been			
3	approved by the Department of Education. The Department of Education shall review the			
4	tests of any local school board which requests authority to use a test other than the state-			
5	provided test to ensure that such local test uses criteria for the early diagnosis of reading			
6	deficiencies which are similar to those criteria used in the state-provided test. The Department			
7	of Education shall make the state-provided diagnostic test used in this program available to			
8	local school divisions. School divisions shall report the results of the diagnostic tests to the			
9	Department of Education on an annual basis at a time to be determined by the Superintendent			
10	of Public Instruction.			
11	b. These payments shall be based on the state's share of the cost of providing two and one-half			
12	hours of additional instruction each week for an estimated number of students in each school			
13	division at a student to teacher ratio of five to one. The estimated number of students in each			
14	school division in each year shall be determined by multiplying the projected number of			
15	students reported in each school division's fall membership in grades kindergarten, 1, 2, and 3			
16	by the percent of students who are determined to need services based on diagnostic tests			
17	administered in the previous year in that school division and adjusted in the following			
18	manner:			
19		<b>Year 1</b>		<b>Year 2</b>
20	Kindergarten	100%	100%	
21	Grade 1	100%	100%	
22	Grade 2	100%	100%	
23	Grade 3	100%	100%	
24	c. These payments are available to any school division that certifies to the Department of			
25	Education that an intervention program will be offered to such students and that each student			
26	who receives an intervention will be assessed again at the end of that school year. At the			
27	beginning of the school year, local school divisions shall partner with the parents of those			
28	third grade students in the division who demonstrate reading deficiencies, discussing with			
29	them a developed plan for remediation and retesting. Such intervention programs, at the			
30	discretion of the local school division, may include, but not be limited to, the use of: special			
31	reading teachers; trained aides; volunteer tutors under the supervision of a certified teacher;			
32	computer-based reading tutorial programs; aides to instruct in-class groups while the teacher			
33	provides direct instruction to the students who need extra assistance; or extended instructional			
34	time in the school day or year for these students. Localities receiving these payments are			
35	required to match these funds based on the composite index of local ability-to-pay.			
36	d. In the event that a school division does not use the diagnostic test provided by the			
37	Department of Education in the year that serves as the basis for updating the funding formula			
38	for this program but has used it in past years, the Department of Education shall use the most			
39	recent data available for the division for the state-provided diagnostic test.			
40	e. The results of all reading diagnostic tests and reading remediation shall be discussed with			
41	the student and the student's parent prior to the student being promoted to grade four.			
42	f. Funds appropriated for Standards of Quality Prevention, Intervention, and Remediation,			
43	Remedial Summer School, or At-Risk Add-On may also be used to meet the requirements of			
44	this program.			
45	16. Standards of Learning Algebra Readiness Payments			
46	a. An additional payment of \$12,107,540 the first year and <del>\$12,159,318</del> \$11,989,787 the			
47	second year from the Lottery Proceeds Fund shall be disbursed by the Department of			
48	Education to local school divisions for the purposes of providing math intervention services to			
49	students in grades 6, 7, 8 and 9 who are at-risk of failing the Algebra I end-of-course test, as			
50	demonstrated by their individual performance on diagnostic tests which have been approved			
51	by the Department of Education. The Department of Education shall review the tests to ensure			
52	that such local test uses state-provided criteria for diagnosis of math deficiencies which are			
53	similar to those criteria used in the state-provided test. The Department of Education shall			
54	make the state-provided diagnostic test used in this program available to local school			
55	divisions. School divisions shall report the results of the diagnostic tests to the Department of			



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1	Education on an annual basis at a time to be determined by the Superintendent of Public			
2	Instruction.			
3	b. These payments shall be based on the state's share of the cost of providing two and one-			
4	half hours of additional instruction each week for an estimated number of students in each			
5	school division at a student to teacher ratio of ten to one. The estimate number of students			
6	in each school division shall be determined by multiplying the projected number of			
7	students reported in each school division's fall membership by the percent of students that			
8	qualify for the federal Free Lunch Program.			
9	c. These payments are available to any school division that certifies to the Department of			
10	Education that an intervention program will be offered to such students and that each			
11	student who receives an intervention will be assessed again at the end of that school year.			
12	Localities receiving these payments are required to match these funds based on the			
13	composite index of local ability-to-pay.			
14	17. School Construction Grants Program Escrow			
15	Notwithstanding the requirements of Section 22.1-175.5, Code of Virginia, school			
16	divisions are permitted to withdraw funds from local escrow accounts established pursuant			
17	to Section 22.1-175.5 to pay for recurring operational expenses incurred by the school			
18	division. Localities are not required to provide a local match of the withdrawn funds.			
19	18. English as a Second Language Payments			
20	A payment of \$49,367,794 the first year and <del>\$50,817,295</del> \$49,233,201 the second year			
21	from the Lottery Proceeds Fund shall be disbursed by the Department of Education to			
22	local school divisions to support the state share of 17 professional instructional positions			
23	per 1,000 students for whom English is a second language. Local school divisions shall			
24	provide a local match based on the composite index of local ability-to-pay.			
25	19. Special Education Instruction Payments			
26	a. The Department of Education shall establish rates for all elements of Special Education			
27	Instruction Payments.			
28	b. Out of the appropriations in this Item, the Department of Education shall make			
29	available, subject to implementation by the Superintendent of Public Instruction, an			
30	amount estimated at \$79,503,166 the first year and <del>\$84,204,352</del> \$83,126,575 the second			
31	year from the Lottery Proceeds Fund for the purpose of the state's share of the tuition rates			
32	for approved public school regional programs. Notwithstanding any contrary provision of			
33	law, the state's share of the tuition rates shall be based on the composite index of local			
34	ability-to-pay.			
35	c. Out of the amounts for Financial Assistance for Categorical Programs, \$32,755,271 the			
36	first year and \$33,737,931 the second year from the general fund is appropriated to permit			
37	the Department of Education to enter into agreements with selected local school boards for			
38	the provision of educational services to children residing in certain hospitals, clinics, and			
39	detention homes by employees of the local school boards. The portion of these funds			
40	provided for educational services to children residing in local or regional detention homes			
41	shall only be determined on the basis of children detained in such facilities through a court			
42	order issued by a court of the Commonwealth. The selection and employment of			
43	instructional and administrative personnel under such agreements will be the			
44	responsibility of the local school board in accordance with procedures as prescribed by the			
45	local school board. State payments for the first year to the local school boards operating			
46	these programs will be based on certified expenditures from the fourth quarter of FY 2014			
47	and the first three quarters of FY 2015. State payments for the second year to the local			
48	school boards operating these programs will be based on certified expenditures from the			
49	fourth quarter of FY 2015 and the first three quarters of FY 2016.			
50	d. By October 15, 2014, the Department of Education shall present to the Virginia Board			
51	of Education, options for increasing student to teacher ratios or other savings, including			
52	requesting the State Board of Education or federal government to consider waiving certain			
53	teacher staffing requirements given the uniqueness of the setting, prorating funding if			
54	localities choose to operate based on unnecessary gender separation, whether there may be			

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1	options for achieving efficiencies in the 23 centers based on regional groupings based on			
2	proximity, working with the Department of Juvenile Justice and Department of Correctional			
3	Education if appropriate, and a review of how other states handle education in juvenile			
4	detention centers. The Department shall also submit the report to the Chairmen of the Senate			
5	Finance and House Appropriations Committees by October 31, 2014.			
6	20. Vocational Education Instruction Payments			
7	a. It is the intention of the General Assembly that the Department of Education explore			
8	initiatives that will encourage greater cooperation between jurisdictions and the Virginia			
9	Community College System in meeting the needs of public school systems.			
10	b. This appropriation includes \$1,800,000 the first year from the Lottery Proceeds Fund and			
11	\$1,800,000 the second year from the Lottery Proceeds Fund for secondary vocational-			
12	technical equipment. A base allocation of \$2,000 each year shall be available for all divisions,			
13	with the remainder of the funding distributed on the basis of student enrollment in secondary			
14	vocational-technical courses. State funds received for secondary vocational-technical			
15	equipment must be used to supplement, not supplant, any funds currently provided for			
16	secondary vocational-technical equipment within the locality. Local school divisions are not			
17	required to provide a local match in order to receive these state funds.			
18	21. Adult Education Payments			
19	State funds shall be used to reimburse general adult education programs on a fixed cost per			
20	pupil or cost per class basis. No state funds shall be used to support vocational noncredit			
21	courses.			
22	22. General Education Payments			
23	a. This appropriation includes \$2,410,988 the first year and \$2,410,988 the second year from			
24	the Lottery Proceeds Fund to support Race to GED. Out of this appropriation, \$465,375 the			
25	first year and \$465,375 the second year shall be used for PluggedIn VA.			
26	b. This appropriation includes \$2,774,478 the first year from the general fund and \$2,774,478			
27	the second year from the Lottery Proceeds Fund to support Project Graduation and any			
28	associated administrative and contractual service expenditures related to this initiative.			
29	23. Virtual Virginia Payments			
30	a. From appropriations in this Item, the Department of Education shall provide assistance for			
31	the Virtual Virginia program.			
32	b. The local share of costs associated with the operation of the Virtual Virginia program shall			
33	be computed using the composite index of local ability-to-pay.			
34	24. Individual Student Alternative Education Program (ISAEP) Payments			
35	Out of this appropriation, \$2,247,581 the first year from the Lottery Proceeds Fund and			
36	\$2,247,581 in the second year from the Lottery Proceeds Fund shall be provided for the			
37	secondary schools' Individual Student Alternative Education Program (ISAEP), pursuant to			
38	Chapter 488 and Chapter 552 of the 1999 Session of the General Assembly.			
39	25. Foster Children Education Payments			
40	a. An additional state payment is provided from the Lottery Proceeds Fund for the prior year's			
41	local operations costs, as determined by the Department of Education, for each pupil of school			
42	age as defined in § 22.1-1, Code of Virginia, not a resident of the school division providing			
43	his education (a) who has been placed in foster care or other custodial care within the			
44	geographical boundaries of such school division by a Virginia agency, whether state or local,			
45	which is authorized under the laws of this Commonwealth to place children; (b) who has been			
46	placed in an orphanage or children's home which exercises legal guardianship rights; or (c)			
47	who is a resident of Virginia and has been placed, not solely for school purposes, in a child-			
48	-caring institution or group home.			
49	b. This appropriation provides \$8,689,453 the first year and <del>\$8,824,359</del> \$9,110,683 the			
50	second year from the Lottery Proceeds Fund to support children attending public school who			

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1	have been placed in foster care or other such custodial care across jurisdictional lines, as			
2	provided by subsections A and B of § 22.1-101.1, Code of Virginia. To the extent these			
3	funds are not adequate to cover the full costs specified therein, the Department is			
4	authorized to expend unobligated balances in this Item for this support.			
5	26. Sales Tax Payments			
6	a. This is a sum-sufficient appropriation for distribution to counties, cities and towns a			
7	portion of net revenue from the state sales and use tax, in support of the Standards of			
8	Quality (Title 22.1, Chapter 13.2, Code of Virginia) (See the Attorney General's opinion			
9	of August 3, 1982).			
10	b. Certification of payments and distribution of this appropriation shall be made by the			
11	State Comptroller.			
12	c. The distribution of state sales tax funds shall be made in equal bimonthly payments at			
13	the middle and end of each month.			
14	27. Adult Literacy Payments			
15	a. Appropriations in this Item include \$125,000 the first year and \$125,000 the second			
16	year from the general fund for the ongoing literacy programs conducted by Mountain			
17	Empire Community College.			
18	b. Out of this appropriation, the Department of Education shall provide \$100,000 the first			
19	year and \$100,000 the second year from the general fund for the Virginia Literacy			
20	Foundation grants to support programs for adult literacy including those delivered by			
21	community-based organizations and school divisions providing services for adults with 0-			
22	9th grade reading skills.			
23	28. Governor's School Payments			
24	a. Out of the amounts for Governor's School Payments, the Department of Education shall			
25	provide assistance for the state share of the incremental cost of regular school year			
26	Governor's Schools based on each participating locality's composite index of local ability-			
27	to-pay. Participating school divisions must certify that no tuition is assessed to students for			
28	participation in this program.			
29	b. Out of the amounts for Governor's School Payments, the Department of Education shall			
30	provide assistance for the state share of the incremental cost of summer residential			
31	Governor's Schools and Foreign Language Academies to be based on the greater of the			
32	state's share of the composite index of local ability-to-pay or 50 percent. Participating			
33	school divisions must certify that no tuition is assessed to students for participation in this			
34	program if they are enrolled in a public school.			
35	c. For the Summer Governor's Schools and Foreign Language Academies programs, the			
36	Superintendent of Public Instruction is authorized to adjust the tuition rates, types of			
37	programs offered, length of programs, and the number of students enrolled in order to			
38	maintain costs within the available state and local funds for these programs.			
39	d. It shall be the policy of the Commonwealth that state general fund appropriations not be			
40	used for capital outlay, structural improvements, renovations, or fixed equipment costs			
41	associated with initiation of existing or proposed Governor's schools. State general fund			
42	appropriations may be used for the purchase of instructional equipment for such schools,			
43	subject to certification by the Superintendent of Public Instruction that at least an equal			
44	amount of funds has been committed by participating school divisions to such purchases.			
45	e. The Board of Education shall not take any action that would increase the state's share of			
46	costs associated with the Governor's Schools as set forth in this Item. This provision shall			
47	not prohibit the Department of Education from submitting requests for the increased costs			
48	of existing programs resulting from updates to student enrollment for school divisions			
49	currently participating in existing programs or for school divisions that begin participation			
50	in existing programs.			
51	f.1) Regular school year Governor's Schools are funded through this Item based on the			

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1	state's share of the incremental per pupil cost for providing such programs for each student			
2	attending a Governor's School up to a cap of 1,725 students per Governor's School in the first			
3	year and a cap of 1,725 students per Governor's School in the second year. This incremental			
4	per pupil payment shall be adjusted for the composite index of the school division that counts			
5	such students attending an academic year Governor's School in their March 31 Average Daily			
6	Membership. It is the intent of the General Assembly that this incremental per pupil amount			
7	be in addition to the basic aid per pupil funding provided to the affected school division for			
8	such students. Therefore, local school divisions are encouraged to provide the appropriate			
9	portion of the basic aid per pupil funding to the Governor's Schools for students attending			
10	these programs, adjusted for costs incurred by the school division for transportation,			
11	administration, and any portion of the day that the student does not attend a Governor's			
12	School.			
13	2) Students attending a revolving Academic Year Governor's School program for only one			
14	semester shall be counted as 0.50 of a full-time equivalent student and will be funded for only			
15	fifty percent of the full-year funded per pupil amount. Funding for students attending a			
16	revolving Academic Year program will be adjusted based upon actual September 30 <sup>th</sup> and			
17	January 30 <sup>th</sup> enrollment each fiscal year. For purposes of this Item, revolving programs shall			
18	mean Academic Year Governor's School programs that admit students on a semester basis.			
19	3) Students attending a continuous, non-revolving Academic Year Governor's School			
20	program shall be counted as a full-time equivalent student and will be funded for the full-year			
21	funded per pupil amount. Funding for students attending a continuous, non-revolving			
22	Academic Year Governor's School program will be adjusted based upon actual September			
23	30 <sup>th</sup> student enrollment each fiscal year. For purposes of this Item, continuous, non-revolving			
24	programs shall mean Academic Year Governor's School programs that only admit students at			
25	the beginning of the school year. Fairfax County Public Schools shall not reduce local per			
26	pupil funding for the Thomas Jefferson Governor's School below the amounts appropriated			
27	for the 2003-2004 school year.			
28	g. All regional Governor's Schools are encouraged to provide full-day grades 9 through 12			
29	programs. Out of the amounts in this Item, \$100,000 the second year from the general fund is			
30	provided for existing Governor's Schools, as distributed by the Superintendent of Public			
31	Instruction, to plan for or study the feasibility of expanding, including via a merger with			
32	another Governor's School.			
33	h. Out of this appropriation, \$100,000 the first year from the general fund is available for the			
34	Department of Education to develop a model proposal that establishes a Governor's School			
35	that focuses on Career and Technical Education.			
36	i. Out of the appropriation included in paragraph 36, a.1., of this Item, <del>\$218,854</del> \$218,825 the			
37	second year from the general fund is included for the Academic Year Governor's School			
38	funding allocation to increase the per pupil amount up to an additional <del>\$74.97</del> \$74.91 per			
39	pupil amount as an add-on for a 1.5 percent compensation incentive supplement with an			
40	effective date of August 16, 2015. In order to receive the state's allocation for the 1.5 percent			
41	compensation incentive supplement in the second year, participating Academic Year			
42	Governor's Schools shall comply with the provisions set out in paragraph 36 of this Item.			
43	29. School Nutrition Payments			
44	It is provided that, subject to implementation by the Superintendent of Public Instruction, no			
45	disbursement shall be made out of the appropriation for school nutrition to any locality in			
46	which the schools permit the sale of competitive foods in food service facilities or areas			
47	during the time of service of food funded pursuant to this Item.			
48	30. School Breakfast Payments			
49	a. Out of this appropriation, \$3,484,111 the first year and <del>\$3,948,823</del> \$3,796,205 the second			
50	year from the Lottery Proceeds Fund is included for the purpose of establishing a state funded			
51	incentive program to maximize federal school nutrition revenues and increase student			
52	participation in the school breakfast program. These funds are available to any school division			
53	as a reimbursement for breakfast meals served that are in excess of the baseline established by			
54	the Department of Education. The per meal reimbursement shall be \$0.22; however, the			
55	department is authorized, but not required to reduce this amount proportionately in the event			

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	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	that the actual number of meals to be reimbursed exceeds the number on which this			
2	appropriation is based so that this appropriation is not exceeded.			
3	b. In order to receive these funds, school divisions must certify that these funds will be			
4	used to supplement existing funds provided by the local governing body and that local			
5	funds derived from sources that are not generated by the school nutrition programs have			
6	not been reduced or eliminated. The funds shall be used to improve student participation			
7	in the school breakfast program. These efforts may include, but are not limited to,			
8	reducing the per meal price paid by students, reducing competitive food sales in order to			
9	improve the quality of nutritional offerings in schools, increasing access to the school			
10	breakfast program, or providing programs to increase parent and student knowledge of			
11	good nutritional practices. In no event shall these funds be used to reduce local tax			
12	revenues below the level appropriated to school nutrition programs in the prior year.			
13	Further, these funds must be provided to the school nutrition programs and may not be			
14	used for any other school purpose.			
15	c1. Out of this appropriation, <del>\$537,297</del> \$555,634 the second year from the general fund is			
16	provided to fund during the 2015-2016 school year either, an elementary school breakfast			
17	pilot program available on a voluntary basis at elementary schools where student			
18	eligibility for free or reduced lunch exceeds 45.0 percent for the participating school, or to			
19	provide additional reimbursement for eligible meals served in the current traditional			
20	school breakfast program at all grade levels in any participating school. The elementary			
21	schools participating in the pilot program shall evaluate the educational impact of the			
22	models implemented that provide school breakfasts to students after the first bell of the			
23	school day, based on the guidelines developed by the Department of Education and submit			
24	the required report to the Department of Education no later June 30, 2016.			
25	2) The Department of Education shall communicate, through Superintendent's Memo, to			
26	school divisions the types of breakfast serving models and the criteria that will meet the			
27	requirements for this State reimbursement, which may include, but are not limited to,			
28	breakfast in the classroom, grab and go breakfast, or a breakfast after first period. School			
29	divisions may determine the breakfast serving model that best applies to its students, so			
30	long as it occurs after the instructional day has begun. For the 2015-2016 school year, the			
31	Department of Education shall monthly transfer to each school division a reimbursement			
32	rate of \$0.05 per breakfast meal that meets either of the established criteria.			
33	3) No later than July 1, 2015, the Department of Education shall provide for a pilot			
34	breakfast program application process for school divisions with eligible elementary			
35	schools, including guidelines regarding specified required data to be compiled from the			
36	prior school year or years and during the one-year pilot. The number of approved			
37	applications shall be based on the estimated number of pilot sites that can be			
38	accommodated within the approved funding level. The reporting requirements must			
39	include: student attendance and tardy arrivals, office discipline referrals, student			
40	achievement measures, teachers' responses to the impact of the pilot program before and			
41	after implementation, and the financial impact on the division's school food program. The			
42	Department of Education shall collect and compile the results of the pilot breakfast			
43	program and no later than August 1, 2016 shall submit the report to the Governor and the			
44	Chairmen of the House Appropriations and Senate Finance Committees.			
45	31. Clinical Faculty and Mentor Teacher Program Payments			
46	This appropriation includes \$1,000,000 the first year and \$1,000,000 the second year from			
47	the Lottery Proceeds Fund to be paid to local school divisions for statewide Mentor			
48	Teacher Programs to assist pre-service teachers and beginning teachers to make a			
49	successful transition into full-time teaching. This appropriation also includes \$318,750 the			
50	first year and \$318,750 the second year from the general fund for Clinical Faculty			
51	programs to assist pre-service teachers and beginning teachers to make a successful			
52	transition into full-time teaching. Such programs shall include elements which are			
53	consistent with the following:			
54	a. An application process for localities and school/higher education partnerships that wish			
55	to participate in the programs;			
56	b. For Clinical Faculty programs only, provisions for a local funding or institutional			

ITEM 136.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	commitment of 50 percent, to match state grants of 50 percent;			
2	c. Program plans which include a description of the criteria for selection of clinical faculty			
3	and mentor teachers, training, support, and compensation for clinical faculty and mentor			
4	teachers, collaboration between the school division and institutions of higher education, the			
5	clinical faculty and mentor teacher assignment process, and a process for evaluation of the			
6	programs;			
7	d. The Department of Education shall allow flexibility to local school divisions and higher			
8	education institutions regarding compensation for clinical faculty and mentor teachers			
9	consistent with these elements of the programs; and			
10	e. It is the intent of the General Assembly that no preference between pre-service or beginning			
11	teacher programs be construed by the language in this Item. School divisions operating			
12	beginning teacher mentor programs shall receive equal consideration for funding.			
13	32. Career Switcher/Alternative Licensure Payments			
14	Appropriations in this Item include \$279,983 the first year and \$279,983 the second year from			
15	the general fund to provide grants to school divisions that employ mentor teachers for new			
16	teachers entering the profession through the alternative route to licensure as prescribed by the			
17	Board of Education.			
18	33. Virginia Workplace Readiness Skills Assessment			
19	Appropriations in this Item include \$308,655 the first year and \$308,655 the second year from			
20	the general fund to provide support grants to school divisions for standard diploma graduates.			
21	To provide flexibility, school divisions may use the state grants for the actual assessment or			
22	for other industry certification preparation and testing.			
23	34. Reading Specialists Initiative			
24	a. An additional payment of \$1,237,723 the first year and \$1,476,790 the second year from			
25	the general fund shall be disbursed by the Department of Education to qualifying local school			
26	divisions for the purpose of providing a reading specialist for any school with a third grade			
27	that has a school-wide pass rate of less than 75 percent on the reading Standards of Learning			
28	(SOL) assessments.			
29	b. These payments shall be based on the state's share of the cost of providing one reading			
30	specialist per qualifying school. School divisions with schools participating in this program in			
31	fiscal year 2014 shall be eligible to receive funding at 100 percent of the state share the first			
32	year and 50 percent of the state share the second year for the same schools and such schools			
33	are granted a one-year extension of the two-year waiver referenced in subsection c. for a third			
34	year in fiscal year 2016. The Department of Education is authorized to disburse additional			
35	payments to divisions from any remaining funds each year to support additional qualifying			
36	schools and shall give priority to such schools with the lowest SOL pass rates for reading or			
37	the greatest number of years accredited with warning in English. Payments to school divisions			
38	in support of such additional qualifying schools each year shall be based on 100 percent of the			
39	state share of cost.			
40	c. These payments are available to any school division with a qualifying school that (1)			
41	certifies to the Department of Education that the division has hired a reading specialist to			
42	provide direct services to children reading below grade level in the school to improve reading			
43	achievement and (2) applies and receives a waiver for up to two years from the Board of			
44	Education for the administration of third grade SOL assessments in science or history and			
45	social science or both for the purpose of creating additional instructional time for reading			
46	specialists to work with students reading below grade level to improve reading achievement.			
47	d. School divisions receiving these payments are required to match these funds based on the			
48	composite index of local ability-to-pay.			
49	35. Math/Reading Instructional Specialist Initiative			
50	a. Included in this appropriation is \$1,697,841 the first year and \$1,834,538 the second year			
51	from the general fund in additional payments for reading or math instructional specialists at			

ITEM 136.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	underperforming schools. From this amount, the state share of one reading or math			
2	specialist shall be provided to local school divisions with schools which have been denied			
3	accreditation or were accredited with warning for the third consecutive year based on			
4	school accreditation ratings for the 2013-2014 school year. Such schools shall be eligible			
5	to receive the state share of funding for both years of the biennium. In addition, following			
6	the academic review required by §22.1-253.13:3, Code of Virginia, the Department of			
7	Education shall identify up to 20 additional schools to also receive the state share of a			
8	reading or math instructional specialist. The schools eligible for such personnel are those			
9	which were accredited with warning for the second consecutive year based on school			
10	accreditation ratings for the 2012-2013 and 2013-2014 school years and that have shown			
11	no or limited improvement in student achievement in the past year. Such schools shall also			
12	be eligible to receive the state share of funding for both years of the biennium. If,			
13	following certification from a school division that it will not participate in the program,			
14	the Department is authorized to identify additional eligible schools.			
15	b. These payments are available to any school division with a qualifying school that			
16	certifies to the Department of Education that the division has hired a math or reading			
17	instructional specialist. Localities receiving these payments are required to match these			
18	funds based on the composite index of local ability-to-pay.			
19	c. The Department of Education is authorized to utilize available funding appropriated to			
20	the Early Reading Specialist Initiative contained in this Item to pay for instructional			
21	specialists at additional eligible schools.			
22	36. Compensation Supplements			
23	a.1) The appropriation in this Item includes <del>\$52,650,743</del> \$51,771,609 the second year			
24	from the general fund for the state share of a payment equivalent to a 1.5 percent salary			
25	incentive increase, effective August 16, 2015, for funded SOQ instructional and support			
26	positions. Funded SOQ instructional positions shall include the teacher, guidance			
27	counselor, librarian, instructional aide, principal, and assistant principal positions funded			
28	through the SOQ staffing standards for each school division in the biennium. The			
29	<del>\$52,650,743</del> \$51,771,609 includes <del>\$218,854</del> \$218,825 referenced in paragraph 28. i., for			
30	the Academic Year Governor's Schools for a 1.5 percent salary incentive increase,			
31	effective August 16, 2015, for instructional and support positions.			
32	2) It is the intent of the General Assembly that the instructional and support position			
33	salaries be improved in school divisions throughout the state by at least an average of 1.5			
34	percent in the second year. Sufficient funds are appropriated in this act to finance, on a			
35	statewide basis, the state share of a 1.5 percent salary increase for funded SOQ			
36	instructional and support positions, effective August 16, 2015, to school divisions which			
37	certify to the Department of Education, by June 15, 2015, that salary increases of a			
38	minimum average of 1.5 percent have been provided in the second year by January 1,			
39	2016, to instructional and support personnel. In certifying that the salary increases have			
40	been provided, school divisions may not include any salary increases that were provided			
41	in the second year solely to offset the cost of required member contributions to the			
42	Virginia Retirement System under § 51.1-144, Code of Virginia.			
43	b. The state funds for which the division is eligible to receive shall be matched by the			
44	local government, based on the composite index of local ability-to-pay, which shall be			
45	calculated using an effective date of January 1, 2016, as the basis for the local match			
46	requirement for both funded SOQ instructional and support positions.			
47	c. This funding is not intended as a mandate to increase salaries.			
48	137.	Not set out.		
49	Total for Direct Aid to Public Education.....		\$7,022,410,629	\$7,339,205,436
50				\$7,307,219,055
51	Fund Sources: General.....	\$5,405,446,474	\$5,560,264,011	
52			\$5,520,990,008	
53	Special.....	\$895,000	\$895,000	
54	Commonwealth Transportation.....	\$855,027	\$803,778	

ITEM 137.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Trust and Agency.....	\$743,809,128	\$890,175,750		
2			\$897,463,372		
3	Federal Trust.....	\$871,405,000	\$887,066,897		
4	Grand Total for Department of Education, Central				
5	Office Operations.....			\$7,116,151,268	\$7,437,491,205
6					\$7,405,504,824
7	General Fund Positions.....	136.00	141.00		
8	Nongeneral Fund Positions.....	178.50	178.50		
9	Position Level.....	314.50	319.50		
10	Fund Sources: General.....	\$5,456,536,245	\$5,615,260,435		
11			\$5,575,986,432		
12	Special.....	\$5,356,475	\$5,356,690		
13	Commonwealth Transportation.....	\$1,098,946	\$1,047,697		
14	Trust and Agency.....	\$744,088,791	\$890,455,413		
15			\$897,743,035		
16	Federal Trust.....	\$909,070,811	\$925,370,970		
17	138. Omitted.				
18	139. Not set out.				
19	140. Not set out.				
20	141. Not set out.				
21	142. Not set out.				
22	142.10 Not set out.				
23	143. Not set out.				
24	144. Not set out.				
25	145. Not set out.				
26	146. Not set out.				
27	147. Not set out.				
28	148. Not set out.				
29	149. Not set out.				
30	150. Not set out.				
31	151. Not set out.				
32	152. Not set out.				
33	153. Not set out.				
34	154. Not set out.				
35	155. Not set out.				
36	156. Not set out.				
37	157. Not set out.				
38	158. Not set out.				
39	159. Not set out.				
40	160. Not set out.				
41	161. Not set out.				
42	162. Not set out.				



ITEM 163.			Item Details(\$)		Appropriations(\$)	
			First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	163.	Not set out.				
2	164.	Not set out.				
3	165.	Not set out.				
4	166.	Not set out.				
5	167.	Not set out.				
6	168.	Not set out.				
7	169.	Not set out.				
8	170.	Not set out.				
9	171.	Not set out.				
10	172.	Not set out.				
11	173.	Not set out.				
12	174.	Not set out.				
13	175.	Not set out.				
14	176.	Not set out.				
15	177.	Not set out.				
16	178.	Not set out.				
17	179.	Not set out.				
18	180.	Not set out.				
19	181.	Not set out.				
20	182.	Not set out.				
21	183.	Not set out.				
22	184.	Not set out.				
23	185.	Not set out.				
24	186.	Not set out.				
25	187.	Not set out.				
26	188.	Not set out.				
27	189.	Not set out.				
28	190.	Not set out.				
29	191.	Not set out.				
30	192.	Not set out.				
31	193.	Not set out.				
32	194.	Not set out.				
33	195.	Not set out.				
34	196.	Not set out.				
35	197.	Not set out.				
36	198.	Not set out.				
37	199.	Not set out.				

ITEM 200.			Item Details(\$)		Appropriations(\$)	
			First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	200.	Not set out.				
2	201.	Not set out.				
3	202.	Not set out.				
4	203.	Not set out.				
5	204.	Not set out.				
6	205.	Not set out.				
7	206.	Not set out.				
8	207.	Not set out.				
9	208.	Not set out.				
10	209.	Not set out.				
11	210.	Not set out.				
12	211.	Not set out.				
13	212.	Not set out.				
14	213.	Not set out.				
15	214.	Not set out.				
16	215.	Not set out.				
17	216.	Not set out.				
18	217.	Not set out.				
19	218.	Not set out.				
20	219.	Not set out.				
21	220.	Not set out.				
22		<b>§ 1-13. VIRGINIA POLYTECHNIC INSTITUTE AND STATE UNIVERSITY (208)</b>				
23	221.	Not set out.				
24	222.	Not set out.				
25	223.	Not set out.				
26	224.	Not set out.				
27	225.	Not set out.				
28		<b>Virginia Cooperative Extension and Agricultural Experiment Station (229)</b>				
29	226.	Educational and General Programs (10000).....			\$84,018,057	\$84,492,025
30						\$84,517,656
31		Higher Education Research (100102).....	\$37,215,773	\$37,688,522		
32		Higher Education Public Services (100103).....	\$45,064,595	<del>\$45,064,595</del>		
33				\$45,090,226		
34		Higher Education Academic (100104).....	\$714,821	\$714,821		
35		Operation and Maintenance Of Plant (100107).....	\$1,022,868	\$1,024,087		
36		Fund Sources: General.....	\$65,244,945	<del>\$65,717,694</del>		
37				\$65,743,325		
38		Higher Education Operating.....	\$18,773,136	\$18,774,355		
39		Federal Trust.....	(\$24)	(\$24)		

ITEM 226.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Authority: § 23-132.1 through § 23-132.11, Code of Virginia.			
2	A. Appropriations for this agency shall include operating expenses for research and			
3	investigations, and the several regional and county agricultural experiment stations under			
4	its control, in accordance with law.			
5	B.1. It is the intent of the General Assembly that the Cooperative Extension Service gives			
6	highest priority to programs and services which comprised the original mission of the			
7	Extension Service, especially agricultural programs at the local level. The university shall			
8	ensure that the service utilizes information technology to the extent possible in the			
9	delivery of programs.			
10	2. The budget of this agency shall include and separately account for local payments.			
11	Virginia Polytechnic Institute and State University, in conjunction with Virginia State			
12	University, shall report, by fund source, actual expenditures for each program area and			
13	total actual expenditures for the agency, annually, by September 1, to the Department of			
14	Planning and Budget and the House Appropriations and Senate Finance Committees. The			
15	report shall include all expenditures from local support funds.			
16	C. The Virginia Cooperative Extension and Agricultural Experiment Station shall not			
17	charge a fee for testing the soil on property used for commercial farming.			
18	D. The appropriation for the fund source Higher Education Operating in this Item shall be			
19	considered a sum sufficient appropriation, which is an estimate of the amount of revenues			
20	to be collected for the educational and general program under the terms of the			
21	management agreement between Virginia Polytechnic Institute and State University and			
22	the Commonwealth, as set forth in Chapters 933 and 943, of the 2006 Acts of Assembly.			
23	E. Out of this appropriation, \$413,750 the first year from the general fund and \$47,001			
24	from nongeneral funds, and \$413,750 from the general fund and \$48,220 from nongeneral			
25	funds the second year is for the operation and maintenance of the new Human and			
26	Agricultural Biosciences building coming on line.			
27	F. In addition to the amounts provided in this item, and authorized pursuant to Item 467,			
28	P.7., the institution may reallocate from educational and general program funds in the			
29	second year to provide an additional 2.50 percent average faculty salary increase for			
30	teaching and research faculty. The institution may provide these increases consistent with			
31	its faculty pay plan.			
32	Total for Virginia Cooperative Extension and			
33	Agricultural Experiment Station.....		\$84,018,057	\$84,492,025
34				\$84,517,656
35	General Fund Positions.....	726.24	726.24	
36	Nongeneral Fund Positions.....	388.27	388.27	
37	Position Level.....	1,114.51	1,114.51	
38	Fund Sources: General.....	\$65,244,945	\$65,717,694	
39			\$65,743,325	
40	Higher Education Operating.....	\$18,773,136	\$18,774,355	
41	Federal Trust.....	(\$24)	(\$24)	
42	Grand Total for Virginia Polytechnic Institute and			
43	State University.....		\$1,323,918,888	\$1,329,374,229
44				\$1,329,399,860
45	General Fund Positions.....	2,637.77	2,616.77	
46	Nongeneral Fund Positions.....	5,321.72	5,321.72	
47	Position Level.....	7,959.49	7,938.49	
48	Fund Sources: General.....	\$234,807,411	\$240,261,525	
49			\$240,287,156	
50	Higher Education Operating.....	\$1,078,761,001	\$1,078,762,228	
51	Debt Service.....	\$10,350,500	\$10,350,500	
52	Federal Trust.....	(\$24)	(\$24)	
53	227. Not set out.			

ITEM 227.			Item Details(\$)		Appropriations(\$)	
			First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	228.	Not set out.				
2	229.	Not set out.				
3	230.	Not set out.				
4	231.	Not set out.				
5	232.	Not set out.				
6	233.	Not set out.				
7	234.	Not set out.				
8	235.	Not set out.				
9	236.	Not set out.				
10	237.	Not set out.				
11	238.	Not set out.				
12	239.	Not set out.				
13						
		<b>§ 1-14. VIRGINIA COMMISSION FOR THE ARTS (148)</b>				
14	240.	Not set out.				
15	241.	Museum and Cultural Services (14500).....			\$408,115	\$548,339
16						\$601,166
17		Operational and Support Services (14507).....	\$408,115	\$548,339		\$601,166
18						
19		Fund Sources: General.....	\$308,085	\$448,213		
20						\$501,040
21		Special.....	\$15,001	\$15,001		
22		Federal Trust.....	\$85,029	\$85,125		
23		Authority: Title 2.2, Chapter 25, Article 4, Code of Virginia.				
24		Total for Virginia Commission for the Arts.....			\$4,771,164	\$4,774,388
25						\$4,827,215
26		General Fund Positions.....	5.00	5.00		
27		Position Level.....	5.00	5.00		
28		Fund Sources: General.....	\$3,907,459	\$3,910,587		
29						\$3,963,414
30		Special.....	\$50,001	\$50,001		
31		Dedicated Special Revenue.....	\$8,000	\$8,000		
32		Federal Trust.....	\$805,704	\$805,800		
33	242.	Not set out.				
34	243.	Not set out.				
35	244.	Not set out.				
36	245.	Not set out.				
37	246.	Not set out.				
38	247.	Not set out.				
39	248.	Not set out.				
40	249.	Not set out.				
41	250.	Not set out.				

ITEM 251.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	251.	Not set out.			
2		TOTAL FOR OFFICE OF EDUCATION.....		<b>\$17,215,668,176</b>	<b>\$17,697,583,674</b>
3					<i>\$17,665,675,751</i>
4		General Fund Positions.....	18,426.24	18,419.14	
5		Nongeneral Fund Positions.....	38,931.79	39,072.19	
6		Position Level.....	57,358.03	57,491.33	
7		Fund Sources: General.....	\$7,270,128,231	<del>\$7,480,723,653</del>	
8				<i>\$7,441,528,108</i>	
9		Special.....	\$42,289,946	\$39,296,341	
10		Higher Education Operating.....	\$7,889,877,621	\$7,999,613,743	
11		Commonwealth Transportation.....	\$1,098,946	\$1,047,697	
12		Enterprise.....	\$5,328,468	\$5,328,468	
13		Internal Service.....	\$290,000	\$290,000	
14		Trust and Agency.....	\$744,088,791	<del>\$890,455,413</del>	
15				<i>\$897,743,035</i>	
16		Debt Service.....	\$325,963,669	\$327,925,405	
17		Dedicated Special Revenue.....	\$11,519,457	\$11,519,457	
18		Federal Trust.....	\$925,083,047	\$941,383,497	

ITEM 252.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
<b>1</b>	<b>OFFICE OF FINANCE</b>			
<b>2</b>	252.	Not set out.		
<b>3</b>	<b>§ 1-15. DEPARTMENT OF ACCOUNTS (151)</b>			
<b>4</b>	253.	Not set out.		
<b>5</b>	254.	Not set out.		
<b>6</b>	255.	Not set out.		
<b>7</b>	256.	Not set out.		
<b>8</b>	257.	Not set out.		
<b>9</b>	258.	Not set out.		
<b>10</b>	259.	Not set out.		
<b>11</b>	260.	Not set out.		
<b>12</b>	<b>Department of Accounts Transfer Payments (162)</b>			
<b>13</b>	261.	Financial Assistance to Localities - General (72800)		
<b>14</b>		a sum sufficient, estimated at.....	\$558,465,000	<del>\$561,465,000</del>
<b>15</b>				\$561,565,000
<b>16</b>		Distribution of Rolling Stock Taxes (72806).....	\$6,900,000	<del>\$6,900,000</del>
<b>17</b>				\$7,100,000
<b>18</b>		Distribution of Recordation Taxes (72808).....	\$40,000,000	\$40,000,000
<b>19</b>		Financial Assistance to Localities - Rental Vehicle		
<b>20</b>		Tax (72810).....	\$36,000,000	\$36,000,000
<b>21</b>		Distribution of Sales Tax Revenues from Certain		
<b>22</b>		Public Facilities (72811).....	\$1,040,000	\$1,040,000
<b>23</b>		Distribution of Tennessee Valley Authority		
<b>24</b>		Payments in Lieu of Taxes (72812).....	\$1,400,000	<del>\$1,400,000</del>
<b>25</b>				\$1,300,000
<b>26</b>		Distribution of the Virginia Communications Sales		
<b>27</b>		and Use Tax (72816).....	\$440,000,000	\$440,000,000
<b>28</b>		Distribution of Payments to Localities for Enhanced		
<b>29</b>		Emergency Communications Services (72817).....	\$33,000,000	\$36,000,000
<b>30</b>		Distribution of Sales Tax Revenues from Certain		
<b>31</b>		Tourism Projects (72819).....	\$125,000	\$125,000
<b>32</b>		Fund Sources: General.....	\$49,465,000	<del>\$49,465,000</del>
<b>33</b>				\$49,565,000
<b>34</b>		Trust and Agency.....	\$36,000,000	\$36,000,000
<b>35</b>		Dedicated Special Revenue.....	\$473,000,000	\$476,000,000
<b>36</b>		Authority: §§ 4.1-116, 4.1-117, 4.1-235, 15.2-5814, 15.2-5914, 58.1-608.3, 58.1-662, 58.1-		
<b>37</b>		815.1, 58.1-816, 58.1-1736, 58.1-1741, 58.1-2658.1, and 58.1-3406, Code of Virginia.		
<b>38</b>		A. Out of this appropriation, amounts estimated at \$20,000,000 the first year and \$20,000,000		
<b>39</b>		the second year from the general fund shall be deposited into the Northern Virginia		
<b>40</b>		Transportation District Fund, as provided in § 33.2-2400, Code of Virginia. Said amount shall		
<b>41</b>		consist of recordation taxes attributable to and transferable to the cities of Alexandria, Fairfax,		
<b>42</b>		Falls Church, Manassas, and Manassas Park and the counties of Arlington, Fairfax, Loudoun,		
<b>43</b>		and Prince William, pursuant to § 58.1-816, Code of Virginia. This amount shall be		
<b>44</b>		transferred to Item 448 of this act and shall be used to support the Northern Virginia		
<b>45</b>		Transportation District Program as defined in § 33.2-2401, Code of Virginia. The		
<b>46</b>		Commonwealth Transportation Board shall make such allocations and expenditures from the		
<b>47</b>		fund as are provided in the Northern Virginia Transportation District, Commonwealth of		
<b>48</b>		Virginia Revenue Bond Act of 1993 (Chapter 391, 1993 Acts of Assembly). The		
<b>49</b>		Commonwealth Transportation Board also shall make such allocations and expenditures from		

ITEM 261.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	the fund as are provided in Chapters 470 and 597 of the 1994 Acts of Assembly			
2	(amendments to Chapter 391, 1993 Acts of Assembly).			
3	B. Pursuant to Chapters 233 and 662, 1994 Acts of Assembly, out of this appropriation, an			
4	amount estimated at \$1,000,000 the first year and \$1,000,000 the second year from the			
5	general fund shall be deposited into the set-aside fund as requested in an ordinance			
6	adopted March 28, 1995, and in compliance with the requirements provided for in § 58.1-			
7	816.1, Code of Virginia, for an account for the City of Chesapeake. These amounts shall			
8	be transferred to Item 448 of this act and shall be allocated by the Commonwealth			
9	Transportation Board to provide for the debt service pursuant to the Oak Grove			
10	Connector, City of Chesapeake, Commonwealth of Virginia Transportation Program			
11	Revenue Bond Act of 1994 (Chapters 233 and 662, 1994 Acts of Assembly).			
12	C. Out of this appropriation, the Virginia Baseball Stadium Authority shall be paid a sum			
13	sufficient equal to the state personal, corporate, and pass-through entity income and sales			
14	and use tax revenues to which the authority is entitled.			
15	D.1. In order to carry out the provisions of § 58.1-645 et seq., Code of Virginia, there is			
16	hereby appropriated a sum sufficient amount of nongeneral fund revenues estimated at			
17	\$440,000,000 in the first year and \$440,000,000 in the second year equal to the revenues			
18	collected pursuant to § 58.1-645 et seq., Code of Virginia, from the Virginia			
19	Communications Sales and Use Tax. All revenue received by the Commonwealth			
20	pursuant to the provisions of § 58.1-645 et seq., Code of Virginia, shall be paid into the			
21	state treasury and deposited to the Virginia Communications Sales and Use Tax Fund and			
22	shall be distributed pursuant to § 58.1-662, Code of Virginia and Item 282 of this act. For			
23	the purposes of the State Comptroller's preliminary and final annual reports required by §			
24	2.2-813, Code of Virginia, however, all deposits to and disbursements from the fund shall			
25	be accounted for as part of the general fund of the state treasury.			
26	2. It is the intent of the General Assembly that all such revenues be distributed to counties,			
27	cities, and towns, the Department for the Deaf and Hard-of-Hearing, and to the			
28	Department of Taxation for the costs of administering the Virginia Communications Sales			
29	and Use Tax Fund.			
30	E. In order to carry out the provisions of § 58.1-1734 et seq., Code of Virginia, there is			
31	hereby appropriated a sum sufficient amount of nongeneral fund revenues estimated at			
32	\$36,000,000 in the first year and \$36,000,000 in the second year equal to the revenues			
33	collected pursuant to A. 2 of § 58.1-1736 Code of Virginia, from the Virginia Motor			
34	Vehicle Rental Tax.			
35	F. In order to carry out the provisions of § 56-484.17 et seq., Code of Virginia, there is			
36	hereby appropriated a sum sufficient amount of nongeneral fund revenues estimated at			
37	\$33,000,000 in the first year and \$36,000,000 in the second year equal to the revenues			
38	collected pursuant to § 56-484.17.1 Code of Virginia, from the Virginia Wireless Tax.			
39	262.	Not set out.		
40	263.	Not set out.		
41	264.	Not set out.		
42	265.	Not set out.		
43	266.	Not set out.		
44	267.	Not set out.		
45	Total for Department of Accounts Transfer			
46	Payments.....		\$1,924,800,577	\$1,555,130,529
47				\$1,555,230,529
48	Nongeneral Fund Positions.....		1.00	1.00
49	Position Level.....		1.00	1.00
50	Fund Sources: General.....		\$1,372,135,048	<del>\$999,465,000</del>
51				\$999,565,000
52	Trust and Agency.....		\$78,339,185	\$78,339,185

ITEM 267.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Dedicated Special Revenue.....	\$474,326,344	\$477,326,344		
2	Grand Total for Department of Accounts.....			\$1,961,566,524	\$1,593,153,164
3					\$1,593,253,164
4	General Fund Positions.....	109.00	115.00		
5	Nongeneral Fund Positions.....	60.00	54.00		
6	Position Level.....	169.00	169.00		
7	Fund Sources: General.....	\$1,384,001,633	\$1,012,235,740		
8			\$1,012,335,740		
9	Special.....	\$821,956	\$821,956		
10	Internal Service.....	\$24,077,406	\$24,429,939		
11	Trust and Agency.....	\$78,339,185	\$78,339,185		
12	Dedicated Special Revenue.....	\$474,326,344	\$477,326,344		
13	268. Not set out.				
14	269. Not set out.				
15	270. Not set out.				
16	271. Not set out.				
17	272. Not set out.				
18	273. Not set out.				
19	274. Not set out.				
20	275. Not set out.				
21	<b>§ 1-16. TREASURY BOARD (155)</b>				
22	276. Bond and Loan Retirement and Redemption (74300).			\$722,161,855	\$733,814,234
23					\$725,129,831
24	Debt Service Payments on General Obligation Bonds				
25	(74301).....	\$96,778,700	\$87,360,686		
26			\$87,296,343		
27	Capital Lease Payments (74302).....	\$12,773,700	\$12,767,359		
28	Debt Service Payments on Public Building Authority				
29	Bonds (74303).....	\$284,550,929	\$271,050,162		
30			\$263,880,953		
31	Debt Service Payments on College Building				
32	Authority Bonds (74304).....	\$328,058,526	\$362,636,027		
33			\$361,185,176		
34	Fund Sources: General.....	\$672,084,088	\$683,730,096		
35			\$675,045,693		
36	Special.....	\$349,214	\$349,363		
37	Higher Education Operating.....	\$29,774,267	\$30,011,174		
38	Dedicated Special Revenue.....	\$645,000	\$645,000		
39	Federal Trust.....	\$19,309,286	\$19,078,601		
40	Authority: Title 2.2, Chapter 18; Title 33.1, Chapter 3, Article 5, Code of Virginia; Article X,				
41	Section 9, Constitution of Virginia.				
42	A. The Director, Department of Planning and Budget is authorized to transfer appropriations				
43	between Items in the Treasury Board to address legislation affecting the Treasury Board				
44	passed by the General Assembly.				
45	B.1. Out of the amounts for Debt Service Payments on General Obligation Bonds, the				
46	following amounts are hereby appropriated from the general fund for debt service on general				
47	obligation bonds issued pursuant to Article X, Section 9 (b), of the Constitution of Virginia:				
48	<b>Series</b>		<b>FY 2015</b>		<b>FY 2016</b>



ITEM 276.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1		<b>General Fund</b>	<b>Federal Funds</b>	<b>General Fund</b>	<b>Federal Funds</b>
2	2004B Refunding	\$0	\$0	\$0	\$0
3	2005	\$6,247,500	\$0	\$0	\$0
4	2006A Refunding	\$7,932,750	\$0	\$0	\$0
5	2006	\$6,512,000	\$0	\$6,216,000	\$0
6	2007A	\$7,437,501	\$0	\$7,125,001	\$0
7	2007B	\$5,119,550	\$0	<del>\$4,919,550</del>	\$0
8				\$4,400,000	
9	2008A	\$7,863,563	\$0	<del>\$7,617,313</del>	\$0
10				\$5,614,050	
11	2008B	\$8,301,438	\$0	<del>\$8,101,438</del>	\$0
12				\$5,647,850	
13	2009A	\$6,685,000	\$0	\$6,485,000	\$0
14	2009B	\$3,374,355	\$522,943	<del>\$3,326,424</del>	\$498,110
15				\$3,323,933	
16	2009 Refunding	\$6,064,750	\$0	\$14,174,750	\$0
17	2012 Refunding	\$15,943,250	\$0	\$7,203,450	\$0
18	2013 Refunding	\$5,567,750	\$0	\$11,657,750	\$0
19	2014 Refunding	\$9,166,350	\$0	\$9,995,900	\$0
20	2015B Refunding			\$4,909,550	\$0
21	Projected debt service	\$40,000	\$0	<del>\$40,000</del>	\$0
22	& expenses			\$45,000	
23	<b>Total Service Area</b>	<b>\$96,255,757</b>	<b>\$522,943</b>	<del><b>\$86,862,576</b></del>	<b>\$498,110</b>
24				<b>\$86,798,233</b>	
25	2. Out of the amounts for Debt Service Payments on General Obligation Bonds, sums				
26	needed to fund issuance costs and other expenses are hereby appropriated.				
27	C. Out of the amounts for Capital Lease Payments, the following amounts are hereby				
28	appropriated for capital lease payments:				
29			<b>FY 2015</b>		<b>FY 2016</b>
30	Big Stone Gap RHA (DOC) (Wallens		\$6,001,750		\$5,996,250
31	Ridge, 1995)				
32	Norfolk RHA (VCCS-TCC), Series		\$2,016,800		\$2,014,159
33	1995				
34	Virginia Biotech Research Park, 2009		\$4,755,150		\$4,756,950
35	<b>Total Capital Lease Payments</b>		<b>\$12,773,700</b>		<b>\$12,767,359</b>
36	D.1. Out of the amounts for Debt Service Payments on Virginia Public Building Authority				
37	Bonds shall be paid to the Virginia Public Building Authority the following amounts for				
38	use by the authority for its various bond issues:				
39			<b>FY 2015</b>		<b>FY 2016</b>
40	<b>Series</b>	<b>General Fund</b>	<b>Nongeneral Fund</b>	<b>General Fund</b>	<b>Nongeneral Fund</b>
41	2003 Refunding	\$998,375	\$0	\$0	\$0
42	2004A Refunding	\$22,691,503	\$0	\$0	\$0
43	2004B	\$14,810,281	\$0	\$0	\$0
44	2004C	\$4,457,500	\$0	\$0	\$0
45	2004D Refunding	\$10,888,607	\$0	\$0	\$0
46	2005A Refunding	\$4,892,375	\$0	<del>\$4,695,000</del>	\$0
47				\$4,151,250	
48	2005B Refunding	\$14,950,186	\$349,214	<del>\$14,942,162</del>	\$349,363
49				\$13,575,262	
50	2005C	\$4,376,750	\$0	\$4,269,125	\$0

ITEM 276.			Item Details(\$)		Appropriations(\$)	
			First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	STARS 2005C	\$12,251,750	\$0	\$12,248,750	\$0	
2	2005D	\$750,000	\$0	\$1,250,000	\$0	
3	2006A	\$4,558,867	\$0	<del>\$4,009,575</del>	\$0	
4				\$3,852,375		
5	STARS 2006A	\$7,147,750	\$0	\$7,144,250	\$0	
6	2006B	\$9,952,900	\$0	\$8,620,500	\$0	
7	STARS 2006B	\$4,468,875	\$0	\$4,466,625	\$0	
8	2007A	\$11,853,925	\$0	\$8,994,500	\$0	
9	STARS 2007A	\$7,514,750	\$0	\$7,516,125	\$0	
10	2008B	\$11,995,600	\$0	<del>\$11,995,406</del>	\$0	
11				\$7,121,394		
12	2009A	\$4,678,775	\$0	\$4,678,871	\$0	
13	2009B	\$16,676,805	\$0	\$16,677,405	\$0	
14	2009B STARS	\$6,584,850	\$0	\$6,584,050	\$0	
15	2009C	\$1,086,770	\$0	\$1,091,015	\$0	
16	2009D	\$6,277,100	\$0	\$6,266,525	\$0	
17	2010A	\$21,759,082	\$4,511,477	\$21,689,457	\$4,511,477	
18	2010B	\$22,230,957	\$3,483,595	\$22,224,907	\$3,483,595	
19	2011A STARS	\$626,750	\$0	\$629,625	\$0	
20	2011A	\$20,811,675	\$0	\$20,811,550	\$0	
21	2011B	\$1,300,324	\$0	\$1,295,624	\$0	
22	2012A Refunding	\$3,474,600	\$0	\$3,474,600	\$0	
23	2013A	\$10,282,850	\$0	\$10,282,925	\$0	
24	2013B	\$3,478,000	\$0	\$3,478,000	\$0	
25	2014A	\$1,545,304	\$645,000	\$9,202,775	\$645,000	
26	2014B	\$303,683	\$0	\$2,014,665	\$0	
27	2014C Refunding	\$5,200,484	\$0	\$29,820,075	\$0	
28	2015A			\$6,691,747	\$0	
29	2015B Refunding			\$4,087,602	\$0	
30	Projected debt service	\$683,640	\$0	<del>\$11,686,640</del>	\$0	
31	and expenses			\$679,944		
32	<b>Total Service Area</b>	<b>\$275,561,643</b>	<b>\$8,989,286</b>	<b><del>\$262,060,727</del></b>	<b>\$8,989,435</b>	
33				<b>\$254,891,518</b>		

34 2.a. Funding is included in this Item for the Commonwealth's reimbursement of a portion of  
35 the approved capital costs as determined by the Board of Corrections and other interest costs  
36 as provided in §§ 53.1-80 through 53.1-82.2 of the Code of Virginia, for the following:

37		Commonwealth Share of
38	Project	Approved Capital Costs
39	Richmond City Jail Replacement	\$31,238,755
40	RSW Regional Jail	\$32,840,850
41	Prince William – Manassas Regional Jail	\$21,032,421
42	Southwest Virginia Regional Jail	\$18,143,780
43	Central Virginia Regional Jail	\$8,464,891
44	Chesapeake City Jail	\$5,130,673
45	Pamunkey Regional Jail Authority	\$288,575
46	<b>Total Approved Capital Costs</b>	<b>\$117,139,945</b>

47 b. The Commonwealth's share of the total construction cost of the projects listed in the table  
48 in paragraph D.2.a. shall not exceed the amount listed for each project. Reimbursement of the  
49 Commonwealth's portion of the construction costs of these projects shall be subject to the  
50 approval of the Department of Corrections of the final expenditures.

51 c. This paragraph shall constitute the authority for the Virginia Public Building Authority to

ITEM 276.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	issue bonds for the foregoing projects pursuant to § 2.2-2261 of the Code of Virginia.			
2	E.1. Out of the amounts for Debt Service Payments on Virginia College Building			
3	Authority Bonds shall be paid to the Virginia College Building Authority the following			
4	amounts for use by the Authority for payments on obligations issued for financing			
5	authorized projects under the 21 <sup>st</sup> Century College Program:			
6	<b>Series</b>	<b>FY 2015</b>	<b>FY2016</b>	
7	2004B Refunding	\$0	\$0	
8	2005A	\$3,239,250	\$0	
9	2006	\$7,449,000	\$8,284,500	
10	2007A Refunding	\$3,865,100	\$9,626,500	
11	2007B	\$2,852,125	<del>\$2,851,925</del>	
12			\$2,418,850	
13	2008A	\$7,444,731	<del>\$7,443,231</del>	
14			\$5,278,656	
15	2009A&B	\$33,310,221	<del>\$33,299,703</del>	
16			\$27,178,965	
17	2009C Refunding	\$5,781,200	\$0	
18	2009E Refunding	\$21,309,750	\$24,546,800	
19	2009F	\$38,751,636	\$38,543,486	
20	2010B	\$28,160,064	\$28,160,564	
21	2011 A	\$17,779,300	\$17,777,300	
22	2012A	\$21,494,900	\$21,497,400	
23	2012B	\$23,775,450	\$23,797,950	
24	2012 C	\$1,748,824	\$1,729,118	
25	2013 A	\$21,956,592	\$21,960,013	
26	2014A	\$19,548,396	\$19,544,400	
27	2014B	\$7,080,285	\$9,704,400	
28	2015A		\$24,506,222	
29	2015B Refunding		\$7,283,400	
30	2015C		\$1,176,359	
31	2015D		\$9,126,970	
32	Projected 21 <sup>st</sup> Century debt service &	\$887,764	<del>\$40,575,987</del>	
33	expenses		\$861,047	
34	<b>Subtotal 21st Century</b>	<b>\$266,434,588</b>	<b><del>\$309,343,277</del></b>	
35			<b>\$303,002,900</b>	
36	2. Out of the amounts for Debt Service Payments on Virginia College Building Authority			
37	Bonds shall be paid to the Virginia College Building Authority the following amounts for			
38	the payment of debt service on authorized bond issues to finance equipment:			
39	<b>Series</b>	<b>FY 2015</b>	<b>FY 2016</b>	
40	2008A	\$8,232,000	\$0	
41	2009D	\$9,048,425	\$9,046,250	
42	2010A	\$8,336,500	\$8,236,000	
43	2011A	\$8,538,000	\$8,538,500	
44	2012A	\$8,360,000	\$8,362,500	
45	2013A	\$9,449,257	\$9,453,500	
46	2014A	\$9,659,756	\$9,656,000	
47	2015		\$4,889,525	
48	Projected debt service & expenses	\$0	\$0	
49	Subtotal Equipment	\$61,623,938	<del>\$53,292,750</del>	
50			\$58,182,275	
51	<b>Total Service Area</b>	<b>\$328,058,526</b>	<b><del>\$362,636,027</del></b>	

ITEM 276.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1				\$361,185,175
2	3. Beginning with the FY 2008 allocation of the higher education equipment trust fund, the			
3	Treasury Board shall amortize equipment purchases at seven years, which is consistent with			
4	the useful life of the equipment.			
5	4. Out of the amounts for Debt Service Payments on Virginia College Building Authority			
6	Bonds, the following nongeneral fund amounts from a capital fee charged to out-of-state			
7	students at institutions of higher education shall be paid to the Virginia College Building			
8	Authority in each year for debt service on bonds issued under the 21st Century Program:			
9	<b>Institution</b>	<b>FY 2015</b>		<b>FY 2016</b>
10	George Mason University	\$2,535,489		\$2,644,092
11	Old Dominion University	\$1,059,300		\$1,047,123
12	University of Virginia	\$4,670,622		\$4,721,706
13	Virginia Polytechnic Institute and State	\$4,656,663		\$4,867,731
14	University			
15	Virginia Commonwealth University	\$2,132,460		\$2,224,530
16	College of William and Mary	\$1,493,811		\$1,549,053
17	Christopher Newport University	\$112,167		\$122,562
18	University of Virginia's College at Wise	\$48,510		\$45,540
19	James Madison University	\$2,635,578		\$2,675,079
20	Norfolk State University	\$458,766		\$402,831
21	Longwood University	\$111,276		\$97,911
22	University of Mary Washington	\$293,535		\$222,750
23	Radford University	\$275,022		\$281,556
24	Virginia Military Institute	\$370,260		\$377,190
25	Virginia State University	\$845,856		\$739,233
26	Richard Bland College	\$9,900		\$9,900
27	Virginia Community College System	\$3,222,450		\$3,139,785
28	<b>TOTAL</b>	<b>\$24,931,665</b>		<b>\$25,168,572</b>
29	5. Out of the amounts for Debt Service Payments of College Building Authority Bonds, the			
30	following is the estimated general and nongeneral fund breakdown of each institution's share			
31	of the debt service on the Virginia College Building Authority bond issues to finance			
32	equipment. The nongeneral fund amounts shall be paid to the Virginia College Building			
33	Authority in each year for debt service on bonds issued under the equipment program:			
34		<b>FY 2015</b>		<b>FY 2016</b>
35	<b>Institution</b>	<b>General Fund</b>	<b>Nongeneral Fund</b>	<b>General Fund</b>
36	College of William &	\$1,971,989	\$259,307	\$2,055,788
37	Mary			\$259,307
38	University of Virginia	\$10,279,755	\$1,088,024	\$10,864,008
39	Virginia Polytechnic	\$10,028,546	\$992,321	\$10,681,639
40	Institute and State			
41	University			
42	Virginia Military	\$669,067	\$88,844	\$668,917
43	Institute			\$88,844
44	Virginia State University	\$1,087,459	\$108,886	\$1,079,829
45	Norfolk State University	\$986,193	\$108,554	\$980,968
46	Longwood University	\$606,167	\$54,746	\$600,196
47	University of Mary	\$514,380	\$97,063	\$494,933
48	Washington			\$97,063
49	James Madison	\$1,842,565	\$254,504	\$1,808,591
50	University			\$254,504
51	Radford University	\$1,380,677	\$135,235	\$1,386,733

ITEM 276.			Item Details(\$)		Appropriations(\$)	
			First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Old Dominion	\$3,987,893	\$374,473	\$4,079,283	\$374,473	
2	University					
3	Virginia	\$7,694,791	\$401,647	\$7,811,983	\$401,647	
4	Commonwealth					
5	University					
6	Richard Bland College	\$138,250	\$2,027	\$136,610	\$2,027	
7	Christopher Newport	\$640,698	\$17,899	\$635,957	\$17,899	
8	University					
9	University of Virginia's	\$214,116	\$19,750	\$207,311	\$19,750	
10	College at Wise					
11	George Mason	\$3,442,578	\$205,665	\$3,507,381	\$205,665	
12	University					
13	Virginia Community	\$10,729,855	\$633,657	\$10,906,346	\$633,657	
14	College System					
15	Virginia Institute of	\$517,521	\$0	\$507,607	\$0	
16	Marine Science					
17	Roanoke Higher	\$66,522	\$0	\$66,465	\$0	
18	Education Authority					
19	Southwest Virginia	\$66,899	\$0	\$68,594	\$0	
20	Higher Education					
21	Center					
22	Institute for Advanced	\$206,894	\$0	\$234,759	\$0	
23	Learning and Research					
24	Southern Virginia	\$45,769	\$0	\$53,828	\$0	
25	Higher Education					
26	Center					
27	New College Institute	\$53,496	\$0	\$57,722	\$0	
28	<b>TOTAL</b>	<b>\$57,172,080</b>	<b>\$4,842,602</b>	<b>\$58,895,448</b>	<b>\$4,842,602</b>	
29	F. Pursuant to various Payment Agreements between the Treasury Board and the					
30	Commonwealth Transportation Board, funds required to pay the debt service due on					
31	Commonwealth Transportation Board bonds shall be paid to the Trustee for the					
32	bondholders by the Treasury Board after transfer of these funds to the Treasury Board					
33	from the Commonwealth Transportation Board pursuant to Item 448, paragraph E of this					
34	act and §§ 33.2-2300, 33.2-2400, and 58.1-816.1, Code of Virginia.					
35	G. Under the authority of this act, an agency may transfer funds to the Treasury Board for					
36	use as lease, rental, or debt service payments to be used for any type of financing where					
37	the proceeds are used to acquire equipment and to finance associated costs, including but					
38	not limited to issuance and other financing costs. In the event such transfers occur, the					
39	transfers shall be deemed an appropriation to the Treasury Board for the purpose of					
40	making the lease, rental, or debt service payments described herein.					
41	277.	Not set out.				
42	Total for Treasury Board.....			\$722,161,855	\$733,814,234	
43					\$725,129,831	
44	Fund Sources: General.....	\$672,084,088	\$683,730,096			
45			\$675,045,693			
46	Special.....	\$349,214	\$349,363			
47	Higher Education Operating.....	\$29,774,267	\$30,011,174			
48	Dedicated Special Revenue.....	\$645,000	\$645,000			
49	Federal Trust.....	\$19,309,286	\$19,078,601			
50	<b>TOTAL FOR OFFICE OF FINANCE.....</b>			<b>\$2,815,921,505</b>	<b>\$2,461,377,426</b>	
51					<b>\$2,452,793,023</b>	
52	General Fund Positions.....		1,104.50	1,098.50		
53	Nongeneral Fund Positions.....		194.50	200.50		
54	Position Level.....		1,299.00	1,299.00		

ITEM 277.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Fund Sources: General.....	\$2,163,300,716	<del>\$1,804,251,699</del>		
2			\$1,795,667,296		
3	Special.....	\$14,662,585	\$15,067,734		
4	Higher Education Operating.....	\$29,774,267	\$30,011,174		
5	Commonwealth Transportation.....	\$435,187	\$435,187		
6	Internal Service.....	\$24,077,406	\$24,429,939		
7	Trust and Agency.....	\$88,214,201	\$88,955,235		
8	Dedicated Special Revenue.....	\$476,147,857	\$479,147,857		
9	Federal Trust.....	\$19,309,286	\$19,078,601		

ITEM 278.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016

**1 OFFICE OF HEALTH AND HUMAN RESOURCES**  
**2 § 1-17. SECRETARY OF HEALTH AND HUMAN RESOURCES (188)**

**3** 278. Not set out.

**4 Children's Services Act (200)**

<b>5</b>	279. Protective Services (45300).....			\$270,024,810	<del>\$270,024,810</del>
<b>6</b>					\$288,106,861
<b>7</b>	Financial Assistance for Child and Youth Services				
<b>8</b>	(45303).....	\$270,024,810	<del>\$270,024,810</del>		
<b>9</b>			\$288,106,861		
<b>10</b>	Fund Sources: General.....	\$217,417,064	<del>\$217,417,064</del>		
<b>11</b>			\$235,499,115		
<b>12</b>	Federal Trust.....	\$52,607,746	\$52,607,746		

**13** Authority: Title 2.2, Chapter 52, Code of Virginia.  
**14** A. The Department of Education shall serve as fiscal agent to administer funds cited in  
**15** paragraphs B and C.

**16** B.1.a. Out of this appropriation, \$159,855,199 the first year and \$161,237,160 the second  
**17** year from the general fund and \$51,609,746 the first year and \$51,607,746 the second year  
**18** from nongeneral funds shall be used for the state pool of funds pursuant to § 2.2-5211,  
**19** Code of Virginia. This appropriation shall consist of a Medicaid pool allocation, and a  
**20** non-Medicaid pool allocation.

**21** b. The Medicaid state pool allocation shall consist of \$28,526,197 the first year and  
**22** \$28,526,197 the second year from the general fund and \$43,187,748 the first year and  
**23** \$43,187,748 the second year from nongeneral funds. The Office of Comprehensive  
**24** Services will transfer these funds to the Department of Medical Assistance Services as  
**25** they are needed to pay Medicaid provider claims.

**26** c. The non-Medicaid state pool allocation shall consist of \$131,329,002 the first year and  
**27** \$132,710,963 the second year from the general fund and \$8,419,998 the first year and  
**28** \$8,419,998 the second year from nongeneral funds. The nongeneral funds shall be  
**29** transferred from the Department of Social Services.

**30** d. The Office of Comprehensive Services, with the concurrence of the Department of  
**31** Planning and Budget, shall have the authority to transfer the general fund allocation  
**32** between the Medicaid and non-Medicaid state pools in the event that a shortage should  
**33** exist in either of the funding pools.

**34** e. The Office of Comprehensive Services, per the policy of the State Executive Council,  
**35** shall deny state pool funding to any locality not in compliance with federal and state  
**36** requirements pertaining to the provision of special education and foster care services  
**37** funded in accordance with § 2.2-5211, Code of Virginia.

**38** 2.a. Out of this appropriation, \$55,666,865 the first year and ~~\$55,666,865~~\$73,748,916 the  
**39** second year from the general fund and \$1,000,000 the first year and \$1,000,000 the  
**40** second year from nongeneral funds shall be set aside to pay for the state share of  
**41** supplemental requests from localities that have exceeded their state allocation for  
**42** mandated services. The nongeneral funds shall be transferred from the Department of  
**43** Social Services.

**44** b. In each year, the director of the Office of Comprehensive Services for At-Risk Youth  
**45** and Families may approve and obligate supplemental funding requests in excess of the  
**46** amount in 2a above, for mandated pool fund expenditures up to 10 percent of the total  
**47** general fund appropriation authority in B1a in this Item.

**48** c. The State Executive Council shall maintain local government performance measures to

ITEM 279.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	include, but not be limited to, use of federal funds for state and local support of the				
2	Comprehensive Services Act.				
3	d. Pursuant to § 2.2-5200, Code of Virginia, Community Policy and Management Teams shall				
4	seek to ensure that services and funding are consistent with the Commonwealth's policies of				
5	preserving families and providing appropriate services in the least restrictive environment,				
6	while protecting the welfare of children and maintaining the safety of the public. Each locality				
7	shall submit to the Office of Comprehensive Services information on utilization of residential				
8	facilities for treatment of children and length of stay in such facilities. By December 15 of				
9	each year, the Office of Comprehensive Services shall report to the Governor and Chairmen				
10	of the House Appropriations and Senate Finance Committees on utilization rates and average				
11	lengths of stays statewide and for each locality.				
12	3. Each locality receiving funds for activities under the Comprehensive Services Act (CSA)				
13	shall have a utilization management process, including a uniform assessment, approved by the				
14	State Executive Council, covering all CSA services. Utilizing a secure electronic site, each				
15	locality shall also provide information as required by the Office of Comprehensive Services to				
16	include, but not be limited to case specific information, expenditures, number of youth served				
17	in specific CSA activities, length of stay for residents in core licensed residential facilities,				
18	and proportion of youth placed in treatment settings suggested by the uniform assessment				
19	instrument. The State Executive Council, utilizing this information, shall track and report on				
20	child specific outcomes for youth whose services are funded under the Comprehensive				
21	Services Act. Only non-identifying demographic, service, cost and outcome information shall				
22	be released publicly. Localities requesting funding from the set aside in paragraph 2.a. and				
23	2.b. must demonstrate compliance with all CSA provisions to receive pool funding.				
24	4. The Secretary of Health and Human Resources, in consultation with the Secretary of				
25	Education and the Secretary of Public Safety and Homeland Security, shall direct the actions				
26	for the Departments of Social Services, Education, and Juvenile Justice, Medical Assistance				
27	Services, Health, and Behavioral Health and Developmental Services, to implement, as part of				
28	ongoing information systems development and refinement, changes necessary for state and				
29	local agencies to fulfill CSA reporting needs.				
30	5. The State Executive Council shall provide localities with technical assistance on ways to				
31	control costs and on opportunities for alternative funding sources beyond funds available				
32	through the state pool.				
33	6. Out of this appropriation, \$50,000 the first year and \$50,000 the second year from the				
34	general fund is provided for a combination of regional and statewide meetings for technical				
35	assistance to local community policy and management teams, family assessment and planning				
36	teams, and local fiscal agents. Training shall include, but not be limited to, cost containment				
37	measures, building community-based services, including creation of partnerships with private				
38	providers and non-profit groups, utilization management, use of alternate revenue sources,				
39	and administrative and fiscal issues. A state-supported institution of higher education, in				
40	cooperation with the Virginia Association of Counties, the Virginia Municipal League, and				
41	the State Executive Council, may assist in the provisions of this paragraph. A training plan				
42	shall be presented to and approved by the State Executive Council before the beginning of				
43	each fiscal year. A training calendar and timely notice of programs shall be provided to				
44	Community Policy and Management Teams and family assessment and planning team				
45	members statewide as well as to local fiscal agents and chief administrative officers of cities				
46	and counties. A report on all regional and statewide training sessions conducted during the				
47	fiscal year, including (i) a description of each program and trainers, (ii) the dates of the				
48	training and the number of attendees for each program, (iii) a summary of evaluations of these				
49	programs by attendees, and (iv) the funds expended, shall be made to the Chairmen of the				
50	House Appropriations and Senate Finance Committees and to the members of the State				
51	Executive Council by December 1 of each year. Any funds unexpended for this purpose in the				
52	first year shall be reappropriated for the same use in the second year..				
53	7. Out of this appropriation, \$70,000 the first year and \$70,000 the second year from the				
54	general fund is provided for the Office of Comprehensive Services to contract for the support				
55	of uniform CSA reporting requirements.				
56	8. The State Executive Council shall require a uniform assessment instrument.				



ITEM 279.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	9. The Office of Comprehensive Services, in conjunction with the Department of Social			
2	Services, shall determine a mechanism for reporting Temporary Assistance for Needy			
3	Families Maintenance of Effort eligible costs incurred by the Commonwealth and local			
4	governments for the Comprehensive Services Act for At-Risk Youth and Families.			
5	10. For purposes of defining cases involving only the payment of foster care maintenance,			
6	pursuant to § 2.2-5209, Code of Virginia, the definition of foster care maintenance used by			
7	the Virginia Department of Social Services for federal Title IV-E shall be used.			
8	C. The funding formula to carry out the provisions of the Comprehensive Services Act for			
9	At-Risk Youth and Families is as follows:			
10	1. Allocations. The allocations for the Medicaid and non-Medicaid pools shall be the			
11	amounts specified in paragraphs B.1.b. and B.1.c. in this Item. These funds shall be			
12	distributed to each locality in each year of the biennium based on the greater of that			
13	locality's percentage of actual 1997 Comprehensive Services Act pool fund program			
14	expenditures to total 1997 pool fund program expenditures or the latest available three-			
15	year average of actual pool fund program expenditures as reported to the state fiscal agent.			
16	2. Local Match. All localities are required to appropriate a local match for the base year			
17	funding consisting of the actual aggregate local match rate based on actual total 1997			
18	program expenditures for the Comprehensive Services Act for At-Risk Youth and			
19	Families. This local match rate shall also apply to all reimbursements from the state pool			
20	of funds in this Item and carryforward expenditures submitted prior to September 30 each			
21	year for the preceding fiscal year, including administrative reimbursements under			
22	paragraph C.4. in this Item.			
23	3.a. Notwithstanding the provisions of C.2. of this Item, beginning July 1, 2008, the local			
24	match rate for community based services for each locality shall be reduced by 50 percent.			
25	b. Localities shall review their caseloads for those individuals who can be served			
26	appropriately by community-based services and transition those cases to the community			
27	for services. Beginning July 1, 2009, the local match rate for non-Medicaid residential			
28	services for each locality shall be 25 percent above the fiscal year 2007 base. Beginning			
29	July 1, 2011, the local match rate for Medicaid residential services for each locality shall			
30	be 25 percent above the fiscal year 2007 base.			
31	c. By October 1 of each year, The State Executive Council (SEC) shall provide an update			
32	to the Governor and the Chairmen of the House Appropriations and Senate Finance			
33	Committees on the outcomes of this initiative.			
34	d. At the direction of the State Executive Council, local Community Policy and			
35	Management Teams (CPMTs) and Community Services Boards (CSBs) shall work			
36	collaboratively in their service areas to develop a local plan for intensive care coordination			
37	(ICC) services that best meets the needs of the children and families. If there is more than			
38	one CPMT in the CSB's service area, the CPMTs and the CSB may work together as a			
39	region to develop a plan for ICC services. Local CPMTs and CSBs shall also work			
40	together to determine the most appropriate and cost-effective provider of ICC services for			
41	children in their community who are placed in, or at-risk of being placed in, residential			
42	care through the Comprehensive Services Act for At-Risk Youth and Families program, in			
43	accordance with guidelines developed by the State Executive Council. The State			
44	Executive Council and Office of Comprehensive Services shall establish guidelines for			
45	reasonable rates for ICC services and provide training and technical assistance to CPMTs			
46	and fiscal agents regarding these services.			
47	e. The local match rate for all non-Medicaid services provided in the public schools after			
48	June 30, 2011 shall equal the fiscal year 2007 base.			
49	4. Local Administrative Costs. Out of this appropriation, an amount equal to two percent			
50	of the fiscal year 1997 pool fund allocations, not to exceed \$1,560,000 the first year and			
51	\$1,560,000 the second year from the general fund, shall be allocated among all localities			
52	for administrative costs. Every locality shall be required to appropriate a local match			
53	based on the local match contribution in paragraph C.2. of this Item. Inclusive of the state			
54	allocation and local matching funds, every locality shall receive the larger of \$12,500 or			

ITEM 279.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	an amount equal to two percent of the total pool allocation. No locality shall receive more				
2	than \$50,000, inclusive of the state allocation and local matching funds. Localities are				
3	encouraged to use administrative funding to hire a full-time or part-time local coordinator for				
4	the Comprehensive Services Act program. Localities may pool this administrative funding to				
5	hire regional coordinators.				
6	5. Definition. For purposes of the funding formula in the Comprehensive Services Act for At-				
7	Risk Youth and Families, "locality" means city or county.				
8	D. Community Policy and Management Teams shall use Medicaid-funded services whenever				
9	they are available for the appropriate treatment of children and youth receiving services under				
10	the Comprehensive Services Act for At-Risk Children and Youth. Effective July 1, 2009, pool				
11	funds shall not be spent for any service that can be funded through Medicaid for Medicaid-				
12	eligible children and youth except when Medicaid-funded services are unavailable or				
13	inappropriate for meeting the needs of a child.				
14	E. Pursuant to subdivision 3 of §2.2-5206, Code of Virginia, Community Policy and				
15	Management Teams shall enter into agreements with the parents or legal guardians of children				
16	receiving services under the Comprehensive Services Act for At-Risk Children and Youth.				
17	The Office of Comprehensive Services shall be a party to any such agreement. If the parent or				
18	legal guardian fails or refuses to pay the agreed upon sum on a timely basis and a collection				
19	action cannot be referred to the Division of Child Support Enforcement of the Department of				
20	Social Services, upon the request of the community policy management team, the Office of				
21	Comprehensive Services shall make a claim against the parent or legal guardian for such				
22	payment through the Department of Law's Division of Debt Collection in the Office of the				
23	Attorney General.				
24	F. The Office of Comprehensive Services, in cooperation with the Department of Medical				
25	Assistance Services, shall provide technical assistance and training to assist residential and				
26	treatment foster care providers who provide Medicaid-reimbursable services through the				
27	Comprehensive Services Act for At-Risk Children and Youth (CSA) to become Medicaid-				
28	certified providers.				
29	G. The Office of Comprehensive Services shall work with the State Executive Council and				
30	the Department of Medical Assistance Services to assist Community Policy and Management				
31	Teams in appropriately accessing a full array of Medicaid-funded services for Medicaid-				
32	eligible children and youth through the Comprehensive Services Act for At-Risk Children and				
33	Youth, thereby increasing Medicaid reimbursement for treatment services and decreasing the				
34	number of denials for Medicaid services related to medical necessity and utilization review				
35	activities.				
36	H. Pursuant to subdivision 19 of §2.2-2648, Code of Virginia, no later than December 20 in				
37	the odd-numbered years, the State Executive Council shall biennially publish and disseminate				
38	to members of the General Assembly and Community Policy and Management Teams a				
39	progress report on comprehensive services for children, youth, and families and a plan for				
40	such services for the succeeding biennium.				
41	I. Out of this appropriation, \$275,000 the first year and \$275,000 the second year from the				
42	general fund shall be used to purchase and maintain an information system to provide quality				
43	and timely child demographic, service, expenditure, and outcome data.				
44	J. The State Executive Council shall work with the Department of Education to ensure that				
45	funding in this Item is sufficient to pay for the educational services of students that have been				
46	placed in or admitted to state or privately operated psychiatric or residential treatment				
47	facilities to meet the educational needs of the students as prescribed in the student's Individual				
48	Educational Plan (IEP).				
49	K. The State Executive Council (SEC) shall authorize guidelines for therapeutic foster care				
50	(TFC) services, including a standardized definition of therapeutic foster care services, uniform				
51	service needs criteria required for the utilization of therapeutic foster care services, uniform				
52	placement outcome goals to include length of stay targets when the service is indicated and				
53	uniform contracting requirements when purchasing therapeutic foster care services. The SEC				
54	shall authorize the use of regional contracts for the provision of TFC services. The SEC shall				
55	direct the Office of Comprehensive Services to (i) work with stakeholders to develop these				

ITEM 279.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	guidelines for the provision of TFC and (ii) develop regional contracts for the provision of				
2	TFC, with the goal of decreasing the unit cost of social services and maintaining or				
3	increasing the quality and effectiveness of the services. The SEC shall focus its attention				
4	on rural areas and areas with few service providers. Training will be provided for all local				
5	departments of social services, family assessment and planning teams, community policy				
6	and management teams and therapeutic foster care services providers on these guidelines.				
7	The Director of the Office of Comprehensive Services shall report the progress of these				
8	efforts to the SEC at its regularly scheduled meetings.				
9	L.1. The Office of Comprehensive Services (OCS) shall report on funding for therapeutic				
10	foster care services including but not limited to the number of children served annually,				
11	average cost of care, type of service provided, length of stay, referral source, and ultimate				
12	disposition. In addition, the OCS shall provide guidance and training to assist localities in				
13	negotiating contracts with therapeutic foster care providers.				
14	2. The Office of Comprehensive Services shall report on funding for special education day				
15	treatment and residential services, including but not limited to the number of children				
16	served annually, average cost of care, type of service provided, length of stay, referral				
17	source, and ultimate disposition.				
18	3. The Office of Comprehensive Services shall report the information included in this				
19	paragraph to the Chairmen of the House Appropriations and Senate Finance Committees				
20	beginning September 1, 2011 and each year thereafter.				
21	M. Out of this appropriation, the Director, Office of Comprehensive Services, shall				
22	allocate \$2,200,000 the first year and \$2,200,000 the second year from the general fund to				
23	localities for wrap-around services for students with disabilities as defined in the				
24	Comprehensive Services Act policy manual.				
25	N. The State Executive Council shall convene a work group to examine options and make				
26	recommendations for funding the educational costs for students whose placement in or				
27	admittance to state or privately operated psychiatric or residential treatment facilities for				
28	non-educational reasons has been authorized by Medicaid. The work group shall include				
29	representatives of the Office of Comprehensive Services, the Department of Education,				
30	the Department of Medical Assistance Services, the Department of Behavioral Health and				
31	Developmental Services, local school divisions, and public and private service providers.				
32	The State Executive Council shall report on its recommendations to the Chairmen of the				
33	House Appropriations and Senate Finance Committees by September 1, 2015.				
34	281. Not set out.				
35	Total for Children's Services Act.....			\$271,693,156	\$271,704,898
36					\$289,786,949
37	General Fund Positions.....	13.00	13.00		
38	Position Level.....	13.00	13.00		
39	Fund Sources: General.....	\$219,085,410	\$219,097,152		
40			\$237,179,203		
41	Federal Trust.....	\$52,607,746	\$52,607,746		
42	Grand Total for Secretary of Health and Human			\$272,365,395	\$272,528,155
43	Resources.....				\$290,610,206
44					
45	General Fund Positions.....	18.00	18.00		
46	Position Level.....	18.00	18.00		
47	Fund Sources: General.....	\$219,757,649	\$219,920,409		
48			\$238,002,460		
49	Federal Trust.....	\$52,607,746	\$52,607,746		
50	282. Not set out.				

ITEM 283.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	283.	Not set out.			
2	284.	Not set out.			
3	285.	Not set out.			
4	286.	Not set out.			
5	287.	Not set out.			
6	288.	Not set out.			
7	289.	Not set out.			
8	290.	Community Health Services (44000).....		\$238,309,634	\$238,684,548
9		\$4,544,352	\$4,544,352		
10		Restaurant and Food Safety, Well and Septic			
11		Permitting and Other Environmental Health Services			
12		\$35,712,351	\$35,712,351		
13		Local Family Planning Services (44005).....		\$24,180,329	\$24,180,329
14		Support for Local Management, Business, and			
15		Facilities (44009).....		\$59,437,515	\$59,812,429
16		\$42,637,375	\$42,637,375		
17		Local Immunization Services (44013).....		\$11,351,007	\$11,351,007
18		Local Communicable Disease Investigation,			
19		Treatment, and Control (44014).....		\$18,425,600	\$18,425,600
20		\$4,205,870	\$4,205,870		
21		Local Chronic Disease and Prevention Control			
22		(44016).....		\$10,906,089	\$10,906,089
23		\$26,909,146	\$26,909,146		
24		Fund Sources: General.....		\$96,665,713	\$96,876,528
25		Special.....		\$97,968,592	\$98,132,691
26		Dedicated Special Revenue.....		\$2,472,715	\$2,472,715
27		Federal Trust.....		\$41,202,614	\$41,202,614
28		Authority: §§ 32.1-11 through 32.1-12, 32.1-31, 32.1-163 through 32.1-176, 32.1-198 through			
29		32.1-211, 32.1-246, and 35.1-1 through 35.1-26, Code of Virginia; Title V of the U.S. Social			
30		Security Act; and Title X of the U.S. Public Health Service Act.			
31		A.1. Notwithstanding § 32.1-163 through § 32.1-176, Code of Virginia, the State Health			
32		Commissioner shall charge a fee of no more than \$425.00, for a construction permit for on-			
33		site sewage systems designed for less than 1,000 gallons per day, and alternative discharging			
34		systems not supported with certified work from an authorized onsite soil evaluator or a			
35		professional engineer working in consultation with an authorized onsite soil evaluator.			
36		2. Notwithstanding § 32.1-163 through § 32.1-176, Code of Virginia, the State Health			
37		Commissioner shall charge a fee of no more than \$350.00, for the certification letter for less			
38		than 1,000 gallons per day not supported with certified work from an authorized onsite soil			
39		evaluator or a professional engineer working in consultation with an authorized onsite soil			
40		evaluator.			
41		3. Notwithstanding § 32.1-163 through § 32.1-176, Code of Virginia, the State Health			
42		Commissioner shall charge a fee of no more than \$225.00, for a construction permit for an			
43		onsite sewage system designed for less than 1,000 gallons per day when the application is			
44		supported with certified work from a licensed onsite soil evaluator.			
45		4. Notwithstanding § 32.1-163 through § 32.1-176, Code of Virginia, the State Health			
46		Commissioner shall charge a fee of no more than \$320.00, for the certification letter for less			
47		than 1,000 gallons per day supported with certified work from an authorized onsite soil			
48		evaluator or a professional engineer working in consultation with an authorized onsite soil			
49		evaluator.			
50		5. Notwithstanding § 32.1-163 through § 32.1-176, Code of Virginia, the State Health			
51		Commissioner shall charge a fee of no more than \$300.00, for a construction permit for a			

ITEM 290.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	private well.				
2	6. Notwithstanding § 32.1-163 through § 32.1-176, Code of Virginia, the State Health				
3	Commissioner shall charge a fee of no more than \$1,400.00, for a construction permit or				
4	certification letter designed for more than 1,000 gallons per day.				
5	7. The State Health Commissioner shall appoint two manufacturers to the Advisory				
6	Committee on Sewage Handling and Disposal, representing one system installer and the				
7	Association of Onsite Soil Engineers.				
8	B. The State Health Commissioner is authorized to develop, in consultation with the				
9	regulated entities, a hotel, campground, and summer camp plan and specification review				
10	fee, not to exceed \$40.00, a restaurant plan and specification review fee, not to exceed				
11	\$40.00, an annual hotel, campground, and summer camp permit renewal fee, not to exceed				
12	\$40.00, and an annual restaurant permit renewal fee, not to exceed \$40.00 to be collected				
13	from all establishments, except K-12 public schools, that are subject to inspection by the				
14	Department of Health pursuant to §§ 35.1-13, 35.1-14, 35.1-16, and 35.1-17, Code of				
15	Virginia. However, any such establishment that is subject to any health permit fee,				
16	application fee, inspection fee, risk assessment fee or similar fee imposed by any locality				
17	as of January 1, 2002, shall be subject to this annual permit renewal fee only to the extent				
18	that the Department of Health fee and the locally imposed fee, when combined, do not				
19	exceed the fee amount listed in this paragraph. This fee structure shall be subject to the				
20	approval of the Secretary of Health and Human Resources.				
21	C. Pursuant to the Department of Health's Policy Implementation Manual (#07-01),				
22	individuals who participate in a local festival, fair, or other community event where food				
23	is sold, shall be exempt from the annual temporary food establishment permit fee of				
24	\$40.00 provided the event is held only one time each calendar year and the event takes				
25	place within the locality where the individual resides.				
26	D. The State Health Commissioner shall work with public and private dental providers to				
27	develop options for delivering dental services in underserved areas, including the use of				
28	public-private partnerships in the development and staffing of facilities, the use of dental				
29	hygiene and dental students to expand services and enhance learning experiences, and the				
30	availability of reimbursement mechanisms and other public and private resources to				
31	expand services.				
32	E. The Department of Health shall continue to implement a sustainable preventive model				
33	to begin July 1, 2014, except in the Mount Rogers, Western Tidewater, and Norfolk				
34	Health districts, and full transition by January 1, 2016. The model shall ensure that (i)				
35	trained personnel are in place; (ii) the focus on those areas of the Commonwealth in the				
36	most need of these dental services, including those areas with higher risk factors including				
37	a concentration of diabetic and free lunch populations and a higher than average				
38	Medicaid-eligible population; and (iii) the development of evaluation metrics to assist in				
39	ensuring efficient and effective use of funding and services.				
40	F. Out of this appropriation, \$176,929 the first year and \$387,744 the second year from the				
41	general fund and \$103,503 the first year and \$267,602 the second year from nongeneral				
42	funds is provided to address the cost of leasing or expanding local health department				
43	facilities.				
44	291. Not set out.				
45	292. Not set out.				
46	293. Not set out.				
47	294. Not set out.				
48	295. Not set out.				
49	Total for Department of Health.....			\$641,233,340	\$646,112,683
50	General Fund Positions.....	1,485.00	1,488.00		
51	Nongeneral Fund Positions.....	2,191.00	<del>2,191.00</del>		
52			2,192.00		

ITEM 295.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Position Level.....	3,676.00	<del>3,679.00</del>		
2			3,680.00		
3	Fund Sources: General.....	\$160,729,959	\$165,510,117		
4	Special.....	\$138,106,828	\$138,270,927		
5	Dedicated Special Revenue.....	\$106,068,122	\$106,068,122		
6	Federal Trust.....	\$236,328,431	\$236,263,517		
7	296. Not set out.				
8	297. Not set out.				
9	<b>§ 1-19. DEPARTMENT OF MEDICAL ASSISTANCE SERVICES (602)</b>				
10	298. Pre-Trial, Trial, and Appellate Processes (32100).....			\$15,069,989	<del>\$15,742,428</del>
11					\$16,807,820
12	Reimbursements for Medical Services Related to				
13	Involuntary Mental Commitments (32107).....	\$15,069,989	<del>\$15,742,428</del>		
14			\$16,807,820		
15	Fund Sources: General.....	\$15,069,989	<del>\$15,742,428</del>		
16			\$16,807,820		
17	Authority: § 37.2-809, Code of Virginia.				
18	A. Any balance, or portion thereof, in Reimbursements for Medical Services Related to				
19	Involuntary Mental Commitments (32107), may be transferred between Items 40, 41, 42, and				
20	298 as needed, to address any deficits incurred for Involuntary Mental Commitments by the				
21	Supreme Court or the Department of Medical Assistance Services.				
22	B. Out of this appropriation, payments may be made to licensed health care providers for				
23	medical screening and assessment services provided to persons with mental illness while in				
24	emergency custody pursuant to § 37.2-808, Code of Virginia.				
25	C. To the extent that the appropriation in this Item is insufficient, the Department of Planning				
26	and Budget shall transfer general fund appropriation from Items 300, 301, and 303 to this				
27	Item, if available.				
28	D. The Director of the Department of Medical Assistance Services, in consultation with the				
29	Commissioner of the Department of Behavioral Health and Developmental Services, shall				
30	review the current rate that is paid for medical costs associated with involuntary mental health				
31	commitments. The review shall assess whether the current rate paid for medical services is				
32	adequate to serve individuals who may require highly specialized staffing and treatment needs				
33	while under detention. The director shall report his findings and recommendations to the				
34	Chairmen of the House Appropriations and Senate Finance Committees by November 1,				
35	2014.				
36	299. Not set out.				
37	300. Children's Health Insurance Program Delivery			\$156,690,535	<del>\$179,113,399</del>
38	(44600).....				\$140,710,084
39					
40	Reimbursements for Medical Services Provided				
41	Under the Family Access to Medical Insurance				
42	Security Plan (44602).....	\$156,690,535	<del>\$179,113,399</del>		
43			\$140,710,084		
44	Fund Sources: General.....	\$40,794,373	<del>\$17,727,001</del>		
45			\$10,910,413		
46	Dedicated Special Revenue.....	\$14,065,627	\$14,065,627		
47	Federal Trust.....	\$101,830,535	<del>\$147,320,771</del>		
48			\$115,734,044		
49	Authority: Title 32.1, Chapter 13, Code of Virginia; Title XXI, Social Security Act, Federal				
50	Code.				
51	A. Pursuant to Chapter 679, Acts of Assembly of 1997, the State Corporation Commission				

ITEM 300.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	shall annually, on or before June 30, 1998, and each year thereafter, calculate the premium				
2	differential between: (i) 0.75 percent of the direct gross subscriber fee income derived				
3	from eligible contracts and (ii) the amount of license tax revenue generated pursuant to				
4	subdivision A 4 of § 58.1-2501 for the immediately preceding taxable year and notify the				
5	Comptroller of the Commonwealth to transfer such amounts to the Family Access to				
6	Medical Insurance Security Plan Trust Fund as established on the books of the State				
7	Comptroller.				
8	B. As a condition of this appropriation, revenues from the Family Access to Medical				
9	Insurance Security Plan Trust Fund, shall be used to match federal funds for the Children's				
10	Health Insurance Program.				
11	C. Every eligible applicant for health insurance as provided for in Title 32.1, Chapter 13,				
12	Code of Virginia, shall be enrolled and served in the program.				
13	D. To the extent that appropriations in this Item are insufficient, the Department of				
14	Planning and Budget shall transfer general fund appropriation from Items 301 and 303, if				
15	available, into this Item, to be used as state match for federal Title XXI funds.				
16	E. The Department of Medical Assistance Services shall make the monthly capitation				
17	payment to managed care organizations for the member months of each month in the first				
18	week of the subsequent month.				
19	F. If any part, section, subsection, paragraph, clause, or phrase of this Item or the				
20	application thereof is declared by the United States Department of Health and Human				
21	Services or the Centers for Medicare and Medicaid Services to be in conflict with a federal				
22	law or regulation, such decisions shall not affect the validity of the remaining portions of				
23	this Item, which shall remain in force as if this Item had passed without the conflicting				
24	part, section, subsection, paragraph, clause, or phrase. Further, if the United States				
25	Department of Health and Human Services or the Centers for Medicare and Medicaid				
26	Services determines that the process for accomplishing the intent of a part, section,				
27	subsection, paragraph, clause, or phrase of this Item is out of compliance or in conflict				
28	with federal law and regulation and recommends another method of accomplishing the				
29	same intent, the Director, Department of Medical Assistance Services, after consultation				
30	with the Attorney General, is authorized to pursue the alternative method.				
31	301. Medicaid Program Services (45600).....			\$8,136,412,131	\$8,494,567,407
32					\$8,837,426,767
33	Reimbursements to State-Owned Mental Health				
34	and Intellectual Disabilities Facilities (45607).....	\$197,295,289	\$151,698,269		
35			\$164,907,411		
36	Reimbursements for Behavioral Health Services				
37	(45608).....	\$687,767,790	\$789,996,961		
38			\$745,326,462		
39	Reimbursements for Medical Services (45609).....	\$4,979,574,340	\$5,273,664,286		
40			\$5,404,835,312		
41	Reimbursements for Long-Term Care Services				
42	(45610).....	\$2,271,774,712	\$2,279,207,891		
43			\$2,522,357,582		
44	Fund Sources: General.....	\$3,694,399,164	\$3,987,155,922		
45			\$4,159,548,054		
46	Dedicated Special Revenue.....	\$430,248,427	\$346,848,632		
47	Federal Trust.....	\$4,011,764,540	\$4,160,562,853		
48			\$4,331,030,081		
49	Authority: Title 32.1, Chapters 9 and 10, Code of Virginia; P.L. 89-97, as amended, Title				
50	XIX, Social Security Act, Federal Code.				
51	A. Out of this appropriation, \$98,647,645 the first year and <del>\$75,849,135</del> \$82,453,706 the				
52	second year from the general fund and \$98,647,644 the first year and <del>\$75,849,134</del>				
53	\$82,453,705 the second year from the federal trust fund is provided for reimbursement to				
54	the institutions within the Department of Behavioral Health and Developmental Services.				
55	B.1. Included in this appropriation is \$75,856,682 the first year and <del>\$82,016,765</del>				
56	\$64,154,140 the second year from the general fund and \$91,101,458 the first year and				

ITEM 301.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	\$98,731,727	\$80,869,101		
2	the second year from nongeneral funds to reimburse the Virginia Commonwealth University Health System for indigent health care costs. This funding is			
3	composed of disproportionate share hospital (DSH) payments, indirect medical education			
4	(IME) payments, and any Medicaid profits realized by the Health System. Payments made			
5	from the federal DSH fund shall be made in accordance with 42 USC 1396r-4.			
6	2. Included in this appropriation is \$43,284,148	\$44,688,169	\$37,081,720	
7	the second year from the general fund and \$54,386,197		\$57,112,685	
8	\$49,506,236			
9	the second year from nongeneral funds to reimburse the University of Virginia Health System for indigent health care costs. This funding is comprised of disproportionate			
10	share hospital (DSH) payments, indirect medical education (IME) payments, and any			
11	Medicaid profits realized by the Health System. Payments made from the federal DSH fund			
12	shall be made in accordance with 42 USC 1396r-4.			
13	3. The general fund amounts for the state teaching hospitals have been reduced to mirror the			
14	general fund impact of no inflation for inpatient services in FY 2015 and FY 2016 for private			
15	hospitals reflected in paragraph CCC. of this Item. It also includes reductions for prior year			
16	inflation reductions and indigent care reductions. However, the nongeneral funds are			
17	appropriated. In order to receive the nongeneral funds in excess of the amount of the general			
18	fund appropriated, the health systems shall certify the public expenditures.			
19	4. The Department of Medical Assistance Service shall have the authority to increase			
20	Medicaid payments for Type One hospitals and physicians consistent with the appropriations			
21	to compensate for limits on disproportionate share hospital (DSH) payments to Type One			
22	hospitals that the department would otherwise make. In particular, the department shall have			
23	the authority to amend the State Plan for Medical Assistance to increase physician			
24	supplemental payments for physician practice plans affiliated with Type One hospitals up to			
25	the average commercial rate as demonstrated by University of Virginia Health System and			
26	Virginia Commonwealth University Health System, to change reimbursement for Graduate			
27	Medical Education to cover costs for Type One hospitals, to case mix adjust the formula for			
28	indirect medical education reimbursement for HMO discharges for Type One hospitals and to			
29	increase the adjustment factor for Type One hospitals to 1.0. The department shall have the			
30	authority to implement these changes prior to completion of any regulatory process			
31	undertaken in order to effect such change.			
32	C.1. The estimated revenue for the Virginia Health Care Fund is \$430,248,427 the first year			
33	and \$346,848,632 the second year, to be used pursuant to the uses stated in §32.1-367, Code			
34	of Virginia.			
35	2. Notwithstanding §32.1-366, Code of Virginia, the State Comptroller shall deposit 41.5			
36	percent of the Commonwealth's allocation of the Master Settlement Agreement with tobacco			
37	product manufacturers, as defined in §3.2-3100, Code of Virginia, to the Virginia Health Care			
38	Fund.			
39	3. Notwithstanding any other provision of law, the State Comptroller shall deposit 50 percent			
40	of the Commonwealth's allocation of the Strategic Contribution Fund payment pursuant to the			
41	Master Settlement Agreement with tobacco product manufacturers into the Virginia Health			
42	Care Fund.			
43	4. Notwithstanding any other provision of law, revenues deposited to the Virginia Health Care			
44	Fund shall only be used as the state share of Medicaid unless specifically authorized by this			
45	act.			
46	D. If any part, section, subsection, paragraph, clause, or phrase of this Item or the application			
47	thereof is declared by the United States Department of Health and Human Services or the			
48	Centers for Medicare and Medicaid Services to be in conflict with a federal law or regulation,			
49	such decisions shall not affect the validity of the remaining portions of this Item, which shall			
50	remain in force as if this Item had passed without the conflicting part, section, subsection,			
51	paragraph, clause, or phrase. Further, if the United States Department of Health and Human			
52	Services or the Centers for Medicare and Medicaid Services determines that the process for			
53	accomplishing the intent of a part, section, subsection, paragraph, clause, or phrase of this			
54	Item is out of compliance or in conflict with federal law and regulation and recommends			
55	another method of accomplishing the same intent, the Director, Department of Medical			
56	Assistance Services, after consultation with the Attorney General, is authorized to pursue the			



ITEM 301.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	alternative method.			
2	E.1. The Director, Department of Medical Assistance Services shall seek the necessary			
3	waivers from the United States Department of Health and Human Services to authorize the			
4	Commonwealth to cover health care services and delivery systems, as may be permitted			
5	by Title XIX of the Social Security Act, which may provide less expensive alternatives to			
6	the State Plan for Medical Assistance.			
7	2. The director shall promulgate such regulations as may be necessary to implement those			
8	programs which may be permitted by Titles XIX and XXI of the Social Security Act, in			
9	conformance with all requirements of the Administrative Process Act.			
10	F. It is the intent of the General Assembly to develop and cause to be developed			
11	appropriate, fiscally responsible methods for addressing the issues related to the cost and			
12	funding of long-term care. It is the further intent of the General Assembly to promote			
13	home-based and community-based care for individuals who are determined to be in need			
14	of nursing facility care.			
15	G. To the extent that appropriations in this Item are insufficient, the Department of			
16	Planning and Budget shall transfer general fund appropriation from Item 300 and 303, if			
17	available, to be used as state match for federal Title IX funds.			
18	H. It is the intent of the General Assembly that the medically needy income limits for the			
19	Medicaid program are adjusted annually to account for changes in the Consumer Price			
20	Index.			
21	I. It is the intent of the General Assembly that the use of the new atypical medications to			
22	treat seriously mentally ill Medicaid recipients should be supported by the formularies			
23	used to reimburse claims under the Medicaid fee-for-service and managed care plans.			
24	J. The Department of Medical Assistance Services shall establish a program to more			
25	effectively manage those Medicaid recipients who receive the highest cost care. To			
26	implement the program, the department shall establish uniform criteria for the program,			
27	including criteria for the high cost recipients, providers and reimbursement, service limits,			
28	assessment and authorization limits, utilization review, quality assessment, appeals and			
29	other such criteria as may be deemed necessary to define the program. The department			
30	shall seek any necessary approval from the Centers for Medicare and Medicaid Services,			
31	and shall promulgate such regulations as may be deemed necessary to implement this			
32	program.			
33	K. The Department of Medical Assistance Services and the Virginia Department of Health			
34	shall work with representatives of the dental community: to expand the availability and			
35	delivery of dental services to pediatric Medicaid recipients; to streamline the			
36	administrative processes; and to remove impediments to the efficient delivery of dental			
37	services and reimbursement thereof. The Department of Medical Assistance Services shall			
38	report its efforts to expand dental services to the Chairmen of the House Appropriations			
39	and Senate Finance Committees and the Department of Planning and Budget by December			
40	15 each year.			
41	L. The Department of Medical Assistance Services shall not require dentists who agree to			
42	participate in the delivery of Medicaid pediatric dental care services, or services provided			
43	to enrollees in the Family Access to Medical Insurance Security (FAMIS) Plan or any			
44	variation of FAMIS, to also deliver services to subscribers enrolled in commercial plans of			
45	the managed care vendor, unless the dentist is a willing participant in the commercial			
46	managed care plan.			
47	M. The Department of Medical Assistance Services shall implement continued			
48	enhancements to the drug utilization review (DUR) program. The department shall			
49	continue the Pharmacy Liaison Committee and the DUR Board. The department shall			
50	continue to work with the Pharmacy Liaison Committee to implement initiatives for the			
51	promotion of cost-effective services delivery as may be appropriate. The department shall			
52	report on the Pharmacy Liaison Committee's and the DUR Board's activities to the Board			
53	of Medical Assistance Services and to the Chairmen of the House Appropriations and			
54	Senate Finance Committees and the Department of Planning and Budget no later than			

ITEM 301.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	December 15 each year of the biennium.				
2	N.1. The Department of Medical Assistance Services shall have the authority to seek federal				
3	approval of changes to its MEDALLION waiver and its Medallion II waiver.				
4	2. In order to conform the state regulations to the federally approved changes and to				
5	implement the provisions of this act, the department shall promulgate emergency regulations				
6	to become effective within 280 days or less from the enactment of this act. The department				
7	shall implement these necessary regulatory changes to be consistent with federal approval of				
8	the waiver changes.				
9	O.1. The Department of Medical Assistance Services shall develop and pursue cost saving				
10	strategies internally and with the cooperation of the Department of Social Services, Virginia				
11	Department of Health, Office of the Attorney General, Comprehensive Services Act program,				
12	Department of Education, Department of Juvenile Justice, Department of Behavioral Health				
13	and Developmental Services, Department for Aging and Rehabilitative Services, Department				
14	of the Treasury, University of Virginia Health System, Virginia Commonwealth University				
15	Health System Authority, Department of Corrections, federally qualified health centers, local				
16	health departments, local school divisions, community service boards, local hospitals, and				
17	local governments, that focus on optimizing Medicaid claims and cost recoveries. Any				
18	revenues generated through these activities shall be transferred to the Virginia Health Care				
19	Fund to be used for the purposes specified in this Item.				
20	2. The Department of Medical Assistance Services shall retain the savings necessary to				
21	reimburse a vendor for its efforts to implement paragraph. O.1. of this Item. However, prior to				
22	reimbursement, the department shall identify for the Secretary of Health and Human				
23	Resources each of the vendor's revenue maximization efforts and the manner in which each				
24	vendor would be reimbursed. No reimbursement shall be made to the vendor without the prior				
25	approval of the above plan by the Secretary.				
26	P. The Department of Medical Assistance Services shall have the authority to pay				
27	contingency fee contractors, engaged in cost recovery activities, from the recoveries that are				
28	generated by those activities. All recoveries from these contractors shall be deposited to a				
29	special fund. After payment of the contingency fee any prior year recoveries shall be				
30	transferred to the Virginia Health Care Fund. The Director, Department of Medical Assistance				
31	Services, shall report to the Chairmen of the House Appropriations and Senate Finance				
32	Committees the increase in recoveries associated with this program as well as the areas of				
33	audit targeted by contractors by November 1 each year.				
34	Q. The Department of Medical Assistance Services in cooperation with the State Executive				
35	Council, shall provide semi-annual training to local Comprehensive Services Act teams on the				
36	procedures for use of Medicaid for residential treatment and treatment foster care services,				
37	including, but not limited to, procedures for determining eligibility, billing, reimbursement,				
38	and related reporting requirements. The department shall include in this training information				
39	on the proper utilization of inpatient and outpatient mental health services as covered by the				
40	Medicaid State Plan.				
41	R.1. Notwithstanding § 32.1-331.12 et seq., Code of Virginia, the Department of Medical				
42	Assistance Services, in consultation with the Department of Behavioral Health and				
43	Developmental Services, shall amend the State Plan for Medical Assistance Services to				
44	modify the delivery system of pharmaceutical products to include a Preferred Drug List. In				
45	developing the modifications, the department shall consider input from physicians,				
46	pharmacists, pharmaceutical manufacturers, patient advocates, and others, as appropriate.				
47	2.a. The department shall utilize a Pharmacy and Therapeutics Committee to assist in the				
48	development and ongoing administration of the Preferred Drug List program. The Pharmacy				
49	and Therapeutics Committee shall be composed of 8 to 12 members, including the				
50	Commissioner, Department of Behavioral Health and Developmental Services, or his				
51	designee. Other members shall be selected or approved by the department. The membership				
52	shall include a ratio of physicians to pharmacists of 2:1 and the department shall ensure that				
53	at least one-half of the physicians and pharmacists are either direct providers or are employed				
54	with organizations that serve recipients for all segments of the Medicaid population.				
55	Physicians on the committee shall be licensed in Virginia, one of whom shall be a				
56	psychiatrist, and one of whom specializes in care for the aging. Pharmacists on the committee				

ITEM 301.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	shall be licensed in Virginia, one of whom shall have clinical expertise in mental health			
2	drugs, and one of whom has clinical expertise in community-based mental health			
3	treatment. The Pharmacy and Therapeutics Committee shall recommend to the department			
4	(i) which therapeutic classes of drugs should be subject to the Preferred Drug List program			
5	and prior authorization requirements; (ii) specific drugs within each therapeutic class to be			
6	included on the preferred drug list; (iii) appropriate exclusions for medications, including			
7	atypical anti-psychotics, used for the treatment of serious mental illnesses such as bi-polar			
8	disorders, schizophrenia, and depression; (iv) appropriate exclusions for medications used			
9	for the treatment of brain disorders, cancer and HIV-related conditions; (v) appropriate			
10	exclusions for therapeutic classes in which there is only one drug in the therapeutic class			
11	or there is very low utilization, or for which it is not cost-effective to include in the			
12	Preferred Drug List program; and (vi) appropriate grandfather clauses when prior			
13	authorization would interfere with established complex drug regimens that have proven to			
14	be clinically effective. In developing and maintaining the preferred drug list, the cost			
15	effectiveness of any given drug shall be considered only after it is determined to be safe			
16	and clinically effective.			
17	b. The Pharmacy and Therapeutics Committee shall schedule meetings at least semi-			
18	annually and may meet at other times at the discretion of the chairperson and members. At			
19	the meetings, the Pharmacy and Therapeutics committee shall review any drug in a class			
20	subject to the Preferred Drug List that is newly approved by the Federal Food and Drug			
21	Administration, provided there is at least thirty (30) days notice of such approval prior to			
22	the date of the quarterly meeting.			
23	3. The department shall establish a process for acting on the recommendations made by			
24	the Pharmacy and Therapeutics Committee, including documentation of any decisions			
25	which deviate from the recommendations of the committee.			
26	4. The Preferred Drug List program shall include provisions for (i) the dispensing of a 72-			
27	hour emergency supply of the prescribed drug when requested by a physician and a			
28	dispensing fee to be paid to the pharmacy for such supply; (ii) prior authorization			
29	decisions to be made within 24 hours and timely notification of the recipient and/or the			
30	prescribing physician of any delays or negative decisions; (iii) an expedited review			
31	process of denials by the department; and (iv) consumer and provider education, training			
32	and information regarding the Preferred Drug List prior to implementation, and ongoing			
33	communications to include computer access to information and multilingual material.			
34	5. The Preferred Drug List program shall generate savings as determined by the			
35	department that are net of any administrative expenses to implement and administer the			
36	program.			
37	6. Notwithstanding § 32.1-331.12 et seq., Code of Virginia, to implement these changes,			
38	the Department of Medical Assistance Services shall promulgate emergency regulations to			
39	become effective within 280 days or less from the enactment of this act. With respect to			
40	such state plan amendments and regulations, the provisions of § 32.1-331.12 et seq., Code			
41	of Virginia, shall not apply. In addition, the department shall work with the Department of			
42	Behavioral Health and Development Services to consider utilizing a Preferred Drug List			
43	program for its non-Medicaid clients.			
44	7. The Department of Medical Assistance Services shall (i) continually review utilization			
45	of behavioral health medications under the State Medicaid Program for Medicaid			
46	recipients; and (ii) ensure appropriate use of these medications according to federal Food			
47	and Drug Administration (FDA) approved indications and dosage levels. The department			
48	may also require retrospective clinical justification according to FDA approved			
49	indications and dosage levels for the use of multiple behavioral health drugs for a			
50	Medicaid patient. For individuals 18 years of age and younger who are prescribed three or			
51	more behavioral health drugs, the department may implement clinical edits that target			
52	inefficient, ineffective, or potentially harmful prescribing patterns in accordance with			
53	FDA-approved indications and dosage levels.			
54	8. The Department of Medical Assistance Services shall ensure that in the process of			
55	developing the Preferred Drug List, the Pharmacy and Therapeutics Committee considers			
56	the value of including those prescription medications which improve drug regimen			
57	compliance, reduce medication errors, or decrease medication abuse through the use of			

ITEM 301.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	medication delivery systems that include, but are not limited to, transdermal and injectable				
2	delivery systems.				
3	S.1. The Department of Medical Assistance Services may amend the State Plan for Medical				
4	Assistance Services to modify the delivery system of pharmaceutical products to include a				
5	specialty drug program. In developing the modifications, the department shall consider input				
6	from physicians, pharmacists, pharmaceutical manufacturers, patient advocates, the Pharmacy				
7	Liaison Committee, and others as appropriate.				
8	2. In developing the specialty drug program to implement appropriate care management and				
9	control drug expenditures, the department shall contract with a vendor who will develop a				
10	methodology for the reimbursement and utilization through appropriate case management of				
11	specialty drugs and distribute the list of specialty drug rates, authorized drugs and utilization				
12	guidelines to medical and pharmacy providers in a timely manner prior to the implementation				
13	of the specialty drug program and publish the same on the department's website.				
14	3. In the event that the Department of Medical Assistance Services contracts with a vendor,				
15	the department shall establish the fee paid to any such contractor based on the reasonable cost				
16	of services provided. The department may not offer or pay directly or indirectly any material				
17	inducement, bonus, or other financial incentive to a program contractor based on the denial or				
18	administrative delay of medically appropriate prescription drug therapy, or on the decreased				
19	use of a particular drug or class of drugs, or a reduction in the proportion of beneficiaries who				
20	receive prescription drug therapy under the Medicaid program. Bonuses cannot be based on				
21	the percentage of cost savings generated under the benefit management of services.				
22	4. The department shall: (i) review, update and publish the list of authorized specialty drugs,				
23	utilization guidelines, and rates at least quarterly; (ii) implement and maintain a procedure to				
24	revise the list or modify specialty drug program utilization guidelines and rates, consistent				
25	with changes in the marketplace; and (iii) provide an administrative appeals procedure to				
26	allow dispensing or prescribing provider to contest the listed specialty drugs and rates.				
27	5. The department shall report on savings and quality improvements achieved through the				
28	implementation measures for the specialty drug program to the Chairmen of the House				
29	Appropriations and Senate Finance Committees, the Joint Commission on Health Care, and				
30	the Department of Planning and Budget by November 1 of each year.				
31	6. The department shall have authority to enact emergency regulations under § 2.2-4011 of				
32	the Administrative Process Act to effect these provisions.				
33	T.1. The Department of Medical Assistance Services shall reimburse school divisions who				
34	sign an agreement to provide administrative support to the Medicaid program and who				
35	provide documentation of administrative expenses related to the Medicaid program 50 percent				
36	of the Federal Financial Participation by the department.				
37	2. The Department of Medical Assistance Services shall retain five percent of the Federal				
38	Financial Participation for reimbursement to school divisions for medical and transportation				
39	services.				
40	U. In the event that the Department of Medical Assistance Services decides to contract for				
41	pharmaceutical benefit management services to administer, develop, manage, or implement				
42	Medicaid pharmacy benefits, the department shall establish the fee paid to any such contractor				
43	based on the reasonable cost of services provided. The department may not offer or pay				
44	directly or indirectly any material inducement, bonus, or other financial incentive to a				
45	program contractor based on the denial or administrative delay of medically appropriate				
46	prescription drug therapy, or on the decreased use of a particular drug or class of drugs, or a				
47	reduction in the proportion of beneficiaries who receive prescription drug therapy under the				
48	Medicaid program. Bonuses cannot be based on the percentage of cost savings generated				
49	under the benefit management of services.				
50	V. The Department of Medical Assistance Services, in cooperation with the Department of				
51	Social Services' Division of Child Support Enforcement (DSCE), shall identify and report				
52	third party coverage where a medical support order has required a custodial or noncustodial				
53	parent to enroll a child in a health insurance plan. The Department of Medical Assistance				
54	Services shall also report to the DCSE third party information that has been identified through				

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1	their third party identification processes for children handled by DCSE.				
2	W.1. Within the limits of this appropriation, the Department of Medical Assistance				
3	Services shall work with its contracted managed care organizations and fee-for-service				
4	health care providers to: (i) raise awareness among the providers who serve the Medicaid				
5	population about the health risks of chronic kidney disease; (ii) establish effective means				
6	of identifying patients with this condition; and (iii) develop strategies for improving the				
7	health status of these patients. The department shall work with the National Kidney				
8	Foundation to prepare and disseminate information for physicians and other health care				
9	providers regarding generally accepted standards of clinical care and the benefits of early				
10	identification of individuals at highest risk of chronic kidney disease.				
11	2. The department shall request any clinical laboratory performing a serum creatinine test				
12	on a Medicaid recipient over the age of 18 years to calculate and report to the physician				
13	the estimated glomerular filtration rate (eGFR) of the patient and shall report it as a				
14	percent of kidney function remaining.				
15	X.1. Notwithstanding the provisions of § 32.1-325.1:1, Code of Virginia, upon identifying				
16	that an overpayment for medical assistance services has been made to a provider, the				
17	Director, Department of Medical Assistance Services shall notify the provider of the				
18	amount of the overpayment. Such notification of overpayment shall be issued within the				
19	earlier of (i) four years after payment of the claim or other payment request, or (ii) four				
20	years after filing by the provider of the complete cost report as defined in the Department				
21	of Medical Assistance Services' regulations, or (iii) 15 months after filing by the provider				
22	of the final complete cost report as defined in the Department of Medical Assistance				
23	Services' regulations subsequent to sale of the facility or termination of the provider.				
24	2. Notwithstanding the provisions of § 32.1-325.1, Code of Virginia, the director shall				
25	issue an informal fact-finding conference decision concerning provider reimbursement in				
26	accordance with the State Plan for Medical Assistance, the provisions of § 2.2-4019, Code				
27	of Virginia, and applicable federal law. The informal fact-finding conference decision				
28	shall be issued within 180 days of the receipt of the appeal request. If the agency does not				
29	render an informal fact-finding conference decision within 180 days of the receipt of the				
30	appeal request, the decision is deemed to be in favor of the provider. An appeal of the				
31	director's informal fact-finding conference decision concerning provider reimbursement				
32	shall be heard in accordance with § 2.2-4020 of the Administrative Process Act (§ 2.2-				
33	4020 et seq.) and the State Plan for Medical Assistance provided for in § 32.1-325, Code				
34	of Virginia. Once a final agency case decision has been made, the director shall undertake				
35	full recovery of such overpayment whether or not the provider disputes, in whole or in				
36	part, the informal fact-finding conference decision or the final agency case decision.				
37	Interest charges on the unpaid balance of any overpayment shall accrue pursuant to § 32.1-				
38	313, Code of Virginia, from the date the Director's agency case decision becomes final.				
39	Y. Any hospital that was designated a Medicare-dependent small rural hospital, as defined				
40	in 42 U.S.C. §1395ww (d) (5) (G) (iv) prior to October 1, 2004, shall be designated a rural				
41	hospital pursuant to 42 U.S.C. §1395ww (d) (8) (ii) (II) on or after September 30, 2004.				
42	Z. The Department of Medical Assistance Services shall implement one or more Program				
43	for All Inclusive Care for the Elderly (PACE) programs.				
44	AA. The Department of Medical Assistance Services shall amend its State Plan for				
45	Medical Assistance Services to develop and implement a regional model for the				
46	integration of acute and long-term care services. This model would be offered to elderly				
47	and disabled clients on a mandatory basis. The department shall promulgate emergency				
48	regulations to implement this amendment within 280 days or less from the enactment of				
49	this act.				
50	BB.1. Contingent upon approval by the Centers for Medicare and Medicaid Services as				
51	part of the Money Follows the Person demonstration grant, the Department of Medical				
52	Assistance Services shall seek federal approval for necessary changes to home and				
53	community-based 1915(c) waivers to allow individuals transitioning from institutions to				
54	receive care in the community. The Department of Medical Assistance Services shall				
55	promulgate any necessary emergency regulations within 280 days or less from the				
56	enactment date of this act.				

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1	2. The Department of Medical Assistance Services shall amend the Individual and Family				
2	Developmental Disabilities Support (DD) Waiver to add up to 30 new slots (up to 15 each				
3	fiscal year) and the Intellectual Disabilities (ID) Waiver to add up to 220 new slots (up to 110				
4	each fiscal year) which will be reserved for individuals transitioning out of institutional				
5	settings through the Money Follows the Person Demonstration. The Department of Medical				
6	Assistance Services shall seek federal approval for necessary changes to the DD and ID				
7	waiver applications to add the additional slots.				
8	CC. The Department of Medical Assistance Services shall have the authority to implement				
9	prior authorization and utilization review for community-based mental health services for				
10	children and adults. The department shall have the authority to promulgate emergency				
11	regulations to implement this amendment within 280 days or less from the enactment of this				
12	act.				
13	DD. The Department of Medical Assistance Services shall delay the last quarterly payment of				
14	certain quarterly amounts paid to hospitals, from the end of each state fiscal year to the first				
15	quarter of the following year. Quarterly payments that shall be delayed from each June to				
16	each July shall be Disproportionate Share Hospital payments, Indirect Medical Education				
17	payments, and Direct Medical Education payments. The department shall have the authority				
18	to implement this reimbursement change effective upon passage of this act, and prior to the				
19	completion of any regulatory process undertaken in order to effect such change.				
20	EE. The Department of Medical Assistance Services shall make the monthly capitation				
21	payment to managed care organizations for the member months of each month in the first				
22	week of the subsequent month. The department shall have the authority to implement this				
23	reimbursement schedule change effective upon passage of this act, and prior to the completion				
24	of any regulatory process undertaken in order to effect such change.				
25	FF. In every June the remittance that would normally be paid to providers on the last				
26	remittance date of the state fiscal year shall be delayed one week longer than is normally the				
27	practice. This change shall apply to the remittances of Medicaid and FAMIS providers. This				
28	change does not apply to providers who are paid a per-month capitation payment. The				
29	department shall have the authority to implement this reimbursement change effective upon				
30	passage of this act, and prior to the completion of any regulatory process undertaken in order				
31	to effect such change.				
32	GG. Upon approval by the Centers for Medicare and Medicaid Services of the application for				
33	renewal of the Intellectual Disabilities Waiver, expeditious implementation of any revisions				
34	shall be deemed an emergency situation pursuant to § 2.2-4002 of the Administrative Process				
35	Act. Therefore, to meet this emergency situation, the Department of Medical Assistance				
36	Services shall promulgate emergency regulations to implement the provisions of this act.				
37	HH. The Department of Medical Assistance Services shall provide information to personal				
38	care agency providers regarding the options available to meet staffing requirements for				
39	personal care aides including the completion of provider-offered training or DMAS Personal				
40	Care Aide Training Curriculum.				
41	II. The Department of Medical Assistance Services shall impose an assessment equal to 5.5				
42	percent of revenue on all ICF-MR providers. The department shall determine procedures for				
43	collecting the assessment, including penalties for non-compliance. The department shall have				
44	the authority to adjust interim rates to cover new Medicaid costs as a result of this assessment.				
45	JJ. The Department of Medical Assistance Services shall make programmatic changes in the				
46	provision of Intensive In-Home services and Community Mental Health services in order				
47	ensure appropriate utilization and cost efficiency. The department shall consider all available				
48	options including, but not limited to, prior authorization, utilization review and provider				
49	qualifications. The Department of Medical Assistance Services shall promulgate regulations				
50	to implement these changes within 280 days or less from the enactment date of this act.				
51	KK. Notwithstanding Chapters 228 and 303 of the 2009 Virginia Acts of Assembly and				
52	§32.1-323.2 of the Code of Virginia, the Department of Medical Assistance Services shall not				
53	add any slots to the Intellectual Disabilities Medicaid Waiver or the Individual and Family				
54	Developmental Disabilities and Support Medicaid Waiver other than those slots authorized to				
55	specifically to support the Money Follows the Person Demonstration, individuals who are				

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1	exiting state institutions, any slots authorized under Chapters 724 and 729 of the 2011			
2	Virginia Acts of Assembly or §37.2-319, Code of Virginia, or authorized elsewhere in this			
3	act.			
4	LL. The Department of Medical Assistance Services shall not adjust rates or the rate			
5	ceiling of residential psychiatric facilities for inflation.			
6	MM. The Department of Medical Assistance Services shall have the authority to modify			
7	reimbursement for Durable Medical Equipment for incontinence supplies based on			
8	competitive bidding subject to approval by the Centers for Medicare and Medicaid			
9	Services (CMS). The department shall have the authority to promulgate regulations to			
10	become effective within 280 days or less from the enactment of this act.			
11	NN. The Department of Medical Assistance Services shall work with the Department of			
12	Behavioral Health and Developmental Services in consultation with the Virginia			
13	Association of Community Services Boards, the Virginia Network of Private Providers,			
14	the Virginia Coalition of Private Provider Associations, and the Association of			
15	Community Based Providers, to establish rates for the Intensive In-Home Service based			
16	on quality indicators and standards, such as the use of evidence-based practices.			
17	OO. The Department of Medical Assistance Services shall seek federal authority through			
18	the necessary waiver(s) and/or State Plan authorization under Titles XIX and XXI of the			
19	Social Security Act to expand principles of care coordination to all geographic areas,			
20	populations, and services under programs administered by the department. The expansion			
21	of care coordination shall be based on the principles of shared financial risk such as shared			
22	savings, performance benchmarks or risk and improving the value of care delivered by			
23	measuring outcomes, enhancing quality, and monitoring expenditures. The department			
24	shall engage stakeholders, including beneficiaries, advocates, providers, and health plans,			
25	during the development and implementation of the care coordination projects.			
26	Implementation shall include specific requirements for data collection to ensure the ability			
27	to monitor utilization, quality of care, outcomes, costs, and cost savings. The department			
28	shall report by November 1 of each year to the Governor and the Chairmen of the House			
29	Appropriations and Senate Finance Committees detailing implementation progress			
30	including, but not limited to, the number of individuals enrolled in care coordination, the			
31	geographic areas, populations and services affected and cost savings achieved. Unless			
32	otherwise delineated, the department shall have authority to implement necessary changes			
33	upon federal approval and prior to the completion of any regulatory process undertaken in			
34	order to effect such change. The intent of this Item may be achieved through several steps,			
35	including, but not limited to, the following:			
36	a. In fulfillment of this item, the department may seek federal authority to implement a			
37	care coordination program for Elderly or Disabled with Consumer Direction (EDCD)			
38	waiver participants effective October 1, 2011. This service would be provided to adult			
39	EDCD waiver participants on a mandatory basis. The department shall have authority to			
40	promulgate emergency regulations to implement this amendment within 280 days or less			
41	from the enactment of this act.			
42	b. In fulfillment of this item, the department may seek federal authority through			
43	amendments to the State Plan under Title XIX of the Social Security Act, and any			
44	necessary waivers, to allow individuals enrolled in Home and Community Based Care			
45	(HCBC) waivers to also be enrolled in contracted Medallion II managed care			
46	organizations for the purposes of receiving acute and medical care services. The			
47	department shall have authority to promulgate emergency regulations to implement this			
48	amendment within 280 days or less from the enactment of this act.			
49	c. In fulfillment of this item, the department and the Department of Behavioral Health and			
50	Developmental Services, in collaboration with the Community Services Boards and in			
51	consultation with appropriate stakeholders, shall develop a blueprint for the development			
52	and implementation of a care coordination model for individuals in need of behavioral			
53	health services not currently provided through a managed care organization. The overall			
54	goal of the project is to improve the value of behavioral health services purchased by the			
55	Commonwealth of Virginia without compromising access to behavioral health services for			
56	vulnerable populations. Targeted case management services will continue to be the			
57	responsibility of the Community Services Boards. The blueprint shall: (i) describe the			

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1	steps for development and implementation of the program model(s) including funding,			
2	populations served, services provided, timeframe for program implementation, and education			
3	of clients and providers; (ii) set the criteria for medical necessity for community mental health			
4	rehabilitation services; and (iii) include the following principles:			
5	1. Improves value so that there is better access to care while improving equity.			
6	2. Engages consumers as informed and responsible partners from enrollment to care delivery.			
7	3. Provides consumer protections with respect to choice of providers and plans of care.			
8	4. Improves satisfaction among providers and provides technical assistance and incentives for			
9	quality improvement.			
10	5. Improves satisfaction among consumers by including consumer representatives on provider			
11	panels for the development of policy and planning decisions.			
12	6. Improves quality, individual safety, health outcomes, and efficiency.			
13	7. Develops direct linkages between medical and behavioral services in order to make it easier			
14	for consumers to obtain timely access to care and services, which could include up to full			
15	integration.			
16	8. Builds upon current best practices in the delivery of behavioral health services.			
17	9. Accounts for local circumstances and reflects familiarity with the community where			
18	services are provided.			
19	10. Develops service capacity and a payment system that reduces the need for involuntary			
20	commitments and prevents default (or diversion) to state hospitals.			
21	11. Reduces and improves the interface of vulnerable populations with local law enforcement,			
22	courts, jails, and detention centers.			
23	12. Supports the responsibilities defined in the Code of Virginia relating to Community			
24	Services Boards and Behavioral Health Authorities.			
25	13. Promotes availability of access to vital supports such as housing and supported			
26	employment.			
27	14. Achieves cost savings through decreasing avoidable episodes of care and hospitalizations,			
28	strengthening the discharge planning process, improving adherence to medication regimens,			
29	and utilizing community alternatives to hospitalizations and institutionalization.			
30	15. Simplifies the administration of acute psychiatric, community mental health rehabilitation,			
31	and medical health services for the coordinating entity, providers, and consumers.			
32	16. Requires standardized data collection, outcome measures, customer satisfaction surveys,			
33	and reports to track costs, utilization of services, and outcomes. Performance data should be			
34	explicit, benchmarked, standardized, publicly available, and validated.			
35	17. Provides actionable data and feedback to providers.			
36	18. In accordance with federal and state regulations, includes provisions for effective and			
37	timely grievances and appeals for consumers.			
38	d. The department may seek the necessary waiver(s) and/or State Plan authorization under			
39	Titles XIX and XXI of the Social Security Act to develop and implement a care coordination			
40	model, that is consistent with the principles in Paragraph e, for individuals in need of			
41	behavioral health services not currently provided through managed care to be effective July 1,			
42	2012. This model may be applied to individuals on a mandatory basis. The department shall			
43	have authority to promulgate emergency regulations to implement this amendment within 280			
44	days or less from the enactment date of this act.			
45	e.1. The department may seek the necessary waiver(s) and/or State Plan authorization under			
46	Title XIX of the Social Security Act to develop and implement a care coordination model for			
47	individuals dually eligible for services under both Medicare and Medicaid. The Director of			



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1	the Department of Medical Assistance Services, in consultation with the Secretary of			
2	Health and Human Resources, shall establish a stakeholder advisory committee to support			
3	implementation of dual-eligible care coordination systems. The advisory committee shall			
4	support the dual-eligible initiatives by identifying care coordination and quality			
5	improvement priorities, assisting in securing analytic and care management support			
6	resources from federal, private and other sources and helping design and communicate			
7	performance reports. The advisory committee shall include representation from health			
8	systems, health plans, long-term care providers, health policy researchers, physicians, and			
9	others with expertise in serving the aged, blind, and disabled, and dual-eligible			
10	populations. The department shall have authority to implement necessary changes upon			
11	federal approval and prior to the completion of any regulatory process undertaken in order			
12	to effect such change.			
13	2. There is hereby created in the state treasury a special nonreverting fund to be known as			
14	the Commonwealth Coordinated Care Pay for Performance Fund, hereafter referred to as			
15	the "fund." The fund shall be established on the books of the Comptroller and any moneys			
16	remaining in the Fund at the end of each fiscal year shall not revert to the general fund but			
17	shall remain in the fund. Moneys deposited to the fund shall be used solely for bonus			
18	payments to managed care organizations participating in the Commonwealth Coordinated			
19	Care program that meet the performance criteria of the pay for performance program			
20	specified in paragraph OO.e.1.			
21	3. The department is authorized to implement a quality withhold program in the context of			
22	the initiative implemented pursuant to OO.e.1. Quality withhold funds, withheld from			
23	health plan capitation payments, shall be deposited in the fund created pursuant to OO.e.2.			
24	At the time and in the amounts determined by DMAS and Centers for Medicare and			
25	Medicaid Services, DMAS shall be authorized to make payments from the fund to health			
26	plans that meet quality performance measures stipulated in the Memorandum of			
27	Understanding and contract with health plans entered into pursuant to OO.e.1. Funds			
28	deposited in the fund may be used only for such payments.			
29	4. The Department of Planning and Budget in collaboration with the Department of			
30	Medical Assistance services shall transfer general fund appropriation withheld from funds			
31	set aside in connection with a pay for performance program related to the dual eligible			
32	initiative pursuant to paragraph OO.e.1., to the fund.			
33	PP. The Department of Medical Assistance Services shall make programmatic changes in			
34	the provision of Residential Treatment Facility (Level C) and Levels A and B residential			
35	services (group homes) for children with serious emotional disturbances in order ensure			
36	appropriate utilization and cost efficiency. The department shall consider all available			
37	options including, but not limited to, prior authorization, utilization review and provider			
38	qualifications. The department shall have authority to promulgate regulations to			
39	implement these changes within 280 days or less from the enactment date of this act.			
40	QQ. The Department of Medical Assistance Services, in consultation with the appropriate			
41	stakeholders, shall seek federal authority to implement a pricing methodology to modify			
42	or replace the current pricing methodology for pharmaceutical products as defined in 12			
43	VAC 30-80-40, including the dispensing fee, with an alternative methodology that is			
44	budget neutral or that creates cost savings. The department shall have the authority to			
45	promulgate emergency regulations to implement this amendment within 280 days or less			
46	from the enactment of this act.			
47	RR. The Department of Medical Assistance Services shall make programmatic changes to			
48	the recipient utilization (Client Medical Management) program in order ensure appropriate			
49	utilization, prevent abuse, and promote improved and cost efficient medical management			
50	of essential Medicaid client health care. The department shall consider all available			
51	options including, but not limited to, utilization review, program criteria, and client			
52	enrollment. The Department of Medical Assistance Services shall promulgate regulations			
53	to implement these changes within 280 days or less from the enactment date of this act.			
54	SS. The Department of Medical Assistance Services shall mandate that payment rates			
55	negotiated between participating Medicaid managed care organizations and out-of-			
56	network providers for emergency or otherwise authorized treatment shall be considered			
57	payment in full. In the absence of rates negotiated between the managed care organization			

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1	and the out-of-network provider, these services shall be reimbursed at the Virginia Medicaid			
2	fees and/or rates and shall be considered payment in full. The department shall have the			
3	authority to promulgate emergency regulations to implement this amendment within 280 days			
4	or less from the enactment date of this act.			
5	TT. The Department of Medical Assistance Services shall have the authority to amend the			
6	State Plan for Medical Assistance to convert the current cost-based reimbursement			
7	methodology for outpatient hospitals to an Enhanced Ambulatory Patient Group (EAPG)			
8	methodology. Reimbursement for laboratory services shall be included in the new outpatient			
9	hospital reimbursement methodology. The new EAPG reimbursement methodology shall be			
10	implemented in a budget-neutral manner. The department shall have the authority to			
11	promulgate regulations to become effective within 280 days or less from the enactment of this			
12	act.			
13	UU. The Department of Medical Assistance Services shall seek federal authority to move the			
14	family planning eligibility group from a demonstration waiver to the State Plan for Medical			
15	Assistance. The department shall seek approval of coverage under this new state plan option			
16	for individuals with income up to 200 percent of the federal poverty level. For the purposes of			
17	this section, family planning services shall not cover payment for abortion services and no			
18	funds shall be used to perform, assist, encourage or make direct referrals for abortions. The			
19	department shall have authority to implement necessary changes upon federal approval and			
20	prior to the completion of any regulatory process undertaken in order to effect such change.			
21	VV. The Department of Medical Assistance Services (DMAS) shall have the authority to			
22	amend the State Plan for Medical Assistance to enroll and reimburse freestanding birthing			
23	centers accredited by the Commission for the Accreditation of Birthing Centers.			
24	Reimbursement shall be based on the Enhanced Ambulatory Patient Group methodology			
25	applied in a manner similar to the reimbursement methodology for ambulatory surgery			
26	centers. The department shall have authority to implement necessary changes upon federal			
27	approval and prior to the completion of any regulatory process undertaken in order to effect			
28	such change.			
29	WW. The Department of Medical Assistance Services shall amend the State Plan for Medical			
30	Assistance to pay Medicare rates for primary care services performed by primary care			
31	physicians as mandated in §1202 of the federal Health Care and Education Reconciliation Act			
32	of 2010 ("HCERA"; P.L. 111-152). Primary care services are defined as certain evaluation			
33	and management (E&M) services and services related to immunization administration for			
34	vaccines and toxoids. Eligible physicians are defined as physicians with a primary specialty			
35	designation of family medicine, general internal medicine, or pediatric medicine. The			
36	department shall have the authority to establish procedures to determine which providers meet			
37	the criteria. The rate increase shall be effective for a two-year period with dates of service			
38	beginning January 1, 2013, through December 31, 2014. As prescribed in HCERA, the			
39	department shall claim 100 percent federal matching funds for the difference in payments			
40	between the Medicaid fee schedule effective July 1, 2009, and the Medicare rate effective			
41	January 1, 2013. HCERA also mandates that the increase be applied to Managed Care			
42	services. The department shall have authority to implement these reimbursement changes, and			
43	consistent with the federal rule implementing § 1202 of HCERA and State Plan Amendment			
44	approved by the Centers for Medicare and Medicaid Services.			
45	XX.1. In response to the unfavorable outcome to an appeal by the Department of Medical			
46	Assistance Services in federal court regarding reimbursement for services furnished to			
47	Medicaid members in a residential treatment center or freestanding psychiatric hospital, the			
48	department shall revise reimbursement for services furnished Medicaid members in			
49	residential treatment centers and freestanding psychiatric hospitals to include professional,			
50	pharmacy and other services to be reimbursed separately as long as the services are in the plan			
51	of care developed by the residential treatment center or the freestanding psychiatric hospital			
52	and arranged by the residential treatment center or the freestanding psychiatric hospital. The			
53	department shall require residential treatment centers to include all services in the plan of care			
54	needed to meet the member's physical and psychological well-being while in the facility but			
55	may also include services in the community or as part of an emergency.			
56	2. The department shall have the authority to promulgate emergency regulations to implement			
57	this amendment within 280 days from the enactment of this act.			

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1	YY. The Department of Medical Assistance Services may seek federal authority through			
2	amendments to the State Plans under Title XIX and XXI of the Social Security Act, and			
3	appropriate waivers to such, to allow foster care children, on a regional basis to be			
4	determined by the department, to be enrolled in Medicaid managed care (Medallion II).			
5	The department shall have the authority to promulgate emergency regulations to			
6	implement this amendment within 280 days or less from the enactment date of this act.			
7	ZZ. The Department of Medical Assistance Services shall have the authority to amend the			
8	State Plans under Title XIX and Title XXI of the Social Security Act in order to comply			
9	with the mandated provider screening provisions of the federal Affordable Care Act (P.L.			
10	111-148 and 111-152). The department shall have authority to promulgate emergency			
11	regulations to implement this amendment within 280 days or less from the enactment of			
12	this act.			
13	AAA. The department may seek federal authority through amendments to the State Plans			
14	under Title XIX and XXI of the Social Security Act, and appropriate waivers to such, to			
15	develop and implement programmatic and system changes that allow expedited			
16	enrollment of Medicaid eligible recipients into Medicaid managed care, most importantly			
17	for pregnant women. The department shall have the authority to promulgate emergency			
18	regulations to implement this amendment within 280 days or less from the enactment date			
19	of this act.			
20	BBB.1. The Department of Medical Assistance Services, related to appeals administered			
21	by and for the department, shall have authority to amend regulations to:			
22	i. Utilize the method of transmittal of documentation to include email, fax, courier, and			
23	electronic transmission.			
24	ii. Clarify that the day of delivery ends at normal business hours of 5:00 pm.			
25	iii. Eliminate an automatic dismissal against DMAS for alleged deficiencies in the case			
26	summary that do not relate to DMAS's obligation to substantively address all issues			
27	specified in the provider's written notice of informal appeal. A process shall be added, by			
28	which the provider shall file with the informal appeals agent within 12 calendar days of			
29	the provider's receipt of the DMAS case summary, a written notice that specifies any such			
30	alleged deficiencies that the provider knows or reasonably should know exist. DMAS shall			
31	have 12 calendar days after receipt of the provider's timely written notification to address			
32	or cure any of said alleged deficiencies. The current requirement that the case summary			
33	address each adjustment, patient, service date, or other disputed matter identified in the			
34	provider's written notice of informal appeal in the detail set forth in the current regulation			
35	shall remain in force and effect, and failure to file a written case summary with the			
36	Appeals Division in the detail specified within 30 days of the filing of the provider's			
37	written notice of informal appeal shall result in dismissal in favor of the provider on those			
38	issues not addressed by DMAS.			
39	iv. Clarify that appeals remanded to the informal appeal level via Final Agency Decision			
40	or court order shall reset the timetable under DMAS' appeals regulations to start running			
41	from the date of the remand.			
42	v. Clarify the department's authority to administratively dismiss untimely filed appeal			
43	requests.			
44	vi. Clarify the time requirement for commencement of the formal administrative hearing.			
45	2. The Department of Medical Assistance Services shall have authority to promulgate			
46	regulations to implement these changes within 280 days or less from the enactment date of			
47	this act.			
48	CCC. The Department of Medical Assistance Services shall amend the State Plan for			
49	Medical Assistance to eliminate hospital inflation for FY 2015 and FY 2016. This shall			
50	apply to inpatient hospital operating rates (including long-stay and freestanding			
51	psychiatric), graduate medical education (GME) payments and disproportionate share			
52	hospital (DSH) payments. Similar reductions shall be made to the general fund share for			
53	Type One hospitals as reflected in Item 301 B. The department shall have the authority to			
54	implement these reimbursement changes effective July 1, 2014, and prior to completion of			

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1	any regulatory process in order to effect such changes.			
2	DDD. The Department of Medical Assistance Services shall amend the 1915 (c) home- and			
3	community-based Intellectual Disabilities waiver to add 115 slots effective July 1, 2014 and			
4	an additional 410 slots effective July 1, 2015.			
5	EEE. The Department of Medical Assistance Services shall amend the Individual and Family			
6	Developmental Disabilities Support (DD) waiver to add 15 new slots effective July 1, 2014			
7	and an additional 40 slots effective July 1, 2015. The Department of Medical Assistance			
8	Services shall seek federal approval for necessary changes to the DD waiver to add the			
9	additional slots.			
10	FFF. The Department of Medical Assistance Services shall amend its regulations, subject to			
11	the federal Centers for Medicare and Medicaid Services approval, to strengthen the			
12	qualifications and responsibilities of the Consumer Directed Service Facilitator to ensure the			
13	health, safety and welfare of Medicaid home- and community-based waiver enrollees. The			
14	department shall have the authority to promulgate emergency regulations to implement this			
15	change effective July 1, 2012.			
16	GGG. It is the intent of the General Assembly that the implementation and administration of			
17	the care coordination contract for behavioral health services be conducted in a manner that			
18	insures system integrity and engages private providers in the independent assessment process.			
19	In addition, it is the intent that in the provision of services that ethical and professional			
20	conflicts are avoided and that sound clinical decisions are made in the best interests of the			
21	individuals receiving behavioral health services. As part of this process, the department shall			
22	monitor the performance of the contract to ensure that these principles are met and that			
23	stakeholders are involved in the assessment, approval, provision, and use of behavioral health			
24	services provided as a result of this contract.			
25	HHH. 1. Notwithstanding the requirements of Code of Virginia §2.2-4000, et seq., the			
26	Department of Medical Assistance Services shall amend the state plan and appropriate			
27	waivers under Title XIX of the Social Security Act to implement a process for administrative			
28	appeals of Medicaid/Medicare dual eligible recipients in accordance with terms of the			
29	Memorandum of Understanding between the department and the Centers for Medicare and			
30	Medicaid Services for the financial alignment demonstration program for dual eligible			
31	recipients. The department shall implement this change within 280 days or less from the			
32	enactment of this Appropriation Act.			
33	2. The department shall report by November 1 of each year to the Governor, the Chairmen of			
34	the House Appropriations and Senate Finance Committees, and the Director, Department of			
35	Planning and Budget detailing implementation progress of the financial alignment			
36	demonstration. This report shall include, but is not limited to, costs of implementation,			
37	projected cost savings, number of individuals enrolled, and any other implementation issues			
38	that arise.			
39	III. Effective July 1, 2013, the Department of Medical Assistance Services shall have the			
40	authority, to establish a 25 percent higher reimbursement rate for congregate residential			
41	services for individuals with complex medical or behavioral needs currently residing in an			
42	institution and unable to transition to integrated settings in the community due to the need for			
43	services that cannot be provided within the maximum allowable rate, or individuals whose			
44	needs present imminent risk of institutionalization and enhanced waiver services are needed			
45	beyond those available within the maximum allowable rate. The department shall have			
46	authority to promulgate regulations to implement this change within 280 days or less from the			
47	enactment of this act.			
48	JJJ. The Department of Medical Assistance Services shall amend the State Plan for Medical			
49	Assistance to allow for delivery of notices of program reimbursement or other items referred			
50	to in the regulations related to provider appeals by electronic means consistent with the			
51	Uniform Electronic Transactions Act. The department shall implement this change effective			
52	July 1, 2013, and prior to completion of any regulatory process undertaken in order to effect			
53	such changes.			
54	KKK. The Department of Medical Assistance Services shall amend the State Plan for Medical			
55	Assistance to convert the current cost-based payment methodology for nursing facility			

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1	operating rates in 12 VAC 30-90-41 to a price-based methodology effective July 1, 2014.			
2	The new price-based payment methodology shall be implemented in a budget neutral			
3	manner.			
4	1. The department shall calculate prospective operating rates for direct and indirect costs			
5	in the following manner:			
6	a. The department shall calculate the cost per day in the base year for direct and indirect			
7	operating costs for each nursing facility. The department shall use existing definitions of			
8	direct and indirect costs.			
9	b. The initial base year for calculating the cost per day is cost reports ending in calendar			
10	year 2011. The department shall rebase prices in fiscal year 2018 and every three years			
11	thereafter using the most recent reliable calendar year cost-settled cost reports for			
12	freestanding nursing facilities that have been completed as of September 1.			
13	c. Each nursing facility's direct cost per day shall be neutralized by dividing the direct cost			
14	per day by the raw Medicaid facility case-mix that corresponds to the base year by facility.			
15	d. Costs per day shall be inflated to the midpoint of the fiscal year rate period using the			
16	moving average Virginia Nursing Home inflation index for the 4th quarter of each year			
17	(the midpoint of the fiscal year). Costs in the 2011 base year shall be inflated from the			
18	midpoint of the cost report year to the midpoint of fiscal year 2012 by pro-rating fiscal			
19	year 2012 inflation and annual inflation after that. Annual inflation adjustments shall be			
20	based on the last available report prior to the beginning of the fiscal year and corrected for			
21	any revisions to prior year inflation.			
22	e. Prices will be established for the following peer groups using a combination of			
23	Medicare wage regions and Medicaid rural and bed size modifications based on similar			
24	costs.			
25	1) Direct Peer groups			
26	- Northern Virginia MSA			
27	- Other MSAs			
28	- Northern Rural			
29	- Southern Rural			
30	2) Indirect Peer Groups			
31	- Northern Virginia MSA			
32	- Rest of State – Greater than 60 Beds			
33	- Other MSAs			
34	- Northern Rural			
35	- Southern Rural			
36	- Rest of State – 60 Beds or Less			
37	f. The price for each peer group shall be based on the following adjustment factors:			
38	1) Direct - 105 percent of the peer group day-weighted median neutralized and inflated			
39	cost per day for freestanding nursing facilities.			
40	2) Indirect - 100.7 percent of the peer group day-weighted median inflated cost per day for			
41	freestanding nursing facilities.			
42	g. Facilities with costs projected to the rate year below 95 percent of the price shall have			
43	an adjusted price equal to the price minus the difference between their cost and 95 percent			
44	of the unadjusted price. Adjusted prices will be established at each rebasing. New facilities			
45	after the base year shall not have an adjusted price until the next rebasing. The “pending			

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1	floor” limits the potential gain of low cost facilities, thereby making it possible to implement				
2	higher adjustment factors for other facilities at less cost.				
3	h. Individual claim payment for direct costs shall be based on each resident's Resource				
4	Utilization Group (RUG) during the service period times the facility direct price (similar to				
5	Medicare).				
6	i. Resource Utilization Group (RUG) is a resident classification system that groups nursing				
7	facility residents according to resource utilization and assigns weights related to the resource				
8	utilization for each classification. The department shall use RUGS to determine facility case				
9	mix for cost neutralization in determining the direct costs used in setting the price and for				
10	adjusting the claim payments for residents. The department may elect to transition from the				
11	RUG-III 34 Medicaid grouper to the RUG-IV 48 grouper in the following manner.				
12	1) The department shall neutralize direct costs per day in the base year using the most current				
13	RUG grouper applicable to the base year.				
14	2) The department shall utilize RUG-III 34 groups and weights in fiscal year 2015 for claim				
15	payments.				
16	3) Beginning in fiscal year 2016, the department may elect to implement RUG-IV 48				
17	Medicaid groups and weights for claim payments.				
18	4) RUG-IV 48 weights used for claim payments will be normalized to RUG-III 34 weights as				
19	long as base year costs are neutralized by the RUG-III 34 group. In that the weights are not				
20	the same under RUG IV as under RUG III, normalization will insure that total payments in				
21	direct using the RUGs IV 48 weights will be the same as total payments in direct using the				
22	RUGs-III 34 grouper.				
23	j. The department shall transition to the price-based methodology over a period of four years,				
24	blending the price-based rate described here with the cost-based rate based on current law				
25	with the following adjustments. The facility cost-based operating rates shall be the direct and				
26	indirect rates for fiscal year 2015 based on facility case-mix neutral rates modeled after the				
27	law that would have been in effect in fiscal year 2015 absent this amendment and using base				
28	year data from calendar year 2011 inflated to the rate year. Based on a four-year transition,				
29	the rate will be based on the following blend:				
30	1) Fiscal year 2015 - 25 percent of the price-based rate and 75 percent of the cost-based rate.				
31	2) Fiscal year 2016 - 50 percent of the price-based rate and 50 percent of the cost-based rate.				
32	3) Fiscal year 2017 - 75 percent of the price-based rate and 25 percent of the cost-based rate.				
33	4) Fiscal year 2018 - 100 percent of the price-based (fully implemented).				
34	During the first transition year for the period July 1, 2014 through October 31, 2014, DMAS				
35	shall case-mix adjust each direct cost component of the rates using the average facility case-				
36	mix from the two most recent finalized quarters (September and December 2013) instead of				
37	adjusting this component claim by claim.				
38	Cost-based rates to be used in the transition for facilities without cost data in the base year but				
39	placed in service prior to July 1, 2013 shall be determined based on the most recently settled				
40	cost data. If there is no settled cost report at the beginning of a fiscal year, then 100 percent of				
41	the price-based rate shall be used for that fiscal year. Facilities placed in service after June 30,				
42	2013 shall be paid 100 percent of the price-based rate.				
43	2. Prospective capital rates shall be calculated in the following manner.				
44	a. Fair rental value per diem rates for the fiscal year shall be calculated for all freestanding				
45	nursing facilities based on the prior calendar year information aged to the fiscal year and				
46	using RS Means factors and rental rates corresponding to the fiscal year. There will be no				
47	separate calculation for beds subject to and not subject to transition.				
48	b. The department shall develop a procedure for mid-year fair rental value per diem rate				
49	changes for nursing facilities that put into service a major renovation or new beds. A major				
50	renovation shall be defined as an increase in capital of \$3,000 per bed. The nursing facility				

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1	shall submit complete pro forma documentation at least 60 days prior to the effective date			
2	and the new rate shall be effective at the beginning of the month following the end of the			
3	60 days. The provider shall submit final documentation within 60 days of the new rate			
4	effective date and the department shall review final documentation and modify the rate if			
5	necessary effective 90 days after the implementation of the new rate. No mid-year rate			
6	changes shall be made for an effective date after April 30 of the fiscal year.			
7	c. Effective July 1, 2014, the rental rate shall be 8.0 percent.			
8	d. These FRV changes shall also apply to specialized care facilities.			
9	e. The capital per diem rate for hospital-based nursing facilities shall be the last settled			
10	capital per diem.			
11	3. Prospective Nurse Aide Training and Competency Evaluation Programs (NATCEP)			
12	rates shall be the Medicaid per diem rate in the base year inflated to the rate year based on			
13	inflation used in the operating rate calculations.			
14	4. A prospective rate for criminal records checks shall be the per diem rate in the base			
15	year.			
16	5. The department shall have the authority to implement these payment changes effective			
17	July 1, 2014 and prior to completion of any regulatory process in order to effect such			
18	changes.			
19	6. The department shall amend the State Plan for Medical Assistance to reimburse the			
20	price-based operating rate rather than the transition operating rate to any nursing facility			
21	whose licensed bed capacity decreased by at least 30 beds after 2011 and whose			
22	occupancy increased from less than 70 percent in 2011 to more than 80 percent in 2013.			
23	The department shall have the authority to implement this reimbursement change effective			
24	July 1, 2015, and prior to completion of any regulatory process in order to effect such			
25	change.			
26	LLL. The Department of Medical Assistance Services shall amend its State Plan under			
27	Title XIX of the Social Security Act to implement reasonable restrictions on the amount of			
28	incurred dental expenses allowed as a deduction from income for nursing facility			
29	residents. Such limitations shall include: (i) that routine exams and x-rays, and dental			
30	cleaning shall be limited to twice yearly; (ii) full mouth x-rays shall be limited to once			
31	every three years; and (iii) deductions for extractions and fillings shall be permitted only if			
32	medically necessary as determined by the department.			
33	MMM. Notwithstanding §32.1-325, et seq. and §32.1-351, et seq. of the Code of Virginia,			
34	and effective upon the availability of subsidized private health insurance offered through a			
35	Health Benefits Exchange in Virginia as articulated through the federal Patient Protection			
36	and Affordable Care Act (PPACA), the Department of Medical Assistance Services shall			
37	eliminate, to the extent not prohibited under federal law, Medicaid Plan First and FAMIS			
38	Moms program offerings to populations eligible for and enrolled in said subsidized			
39	coverage in order to remove disincentives for subsidized private healthcare coverage			
40	through publicly-offered alternatives. To ensure, to the extent feasible, a smooth transition			
41	from public coverage, DMAS shall endeavor to phase out such coverage for existing			
42	enrollees once subsidized private insurance is available through a Health Benefits			
43	Exchange in Virginia. The department shall implement any necessary changes upon			
44	federal approval and prior to the completion of any regulatory process undertaken in order			
45	to effect such change.			
46	NNN. The Department of Medical Assistance Services shall have authority to amend the			
47	State Plans for Medical Assistance under Titles XIX and XXI of the Social Security Act,			
48	and any waivers thereof, to implement requirements of the federal Patient Protection and			
49	Affordable Care Act (PPACA) as it pertains to implementation of Medicaid and CHIP			
50	eligibility determination and case management standards and practices, including the			
51	Modified Adjusted Gross Income (MAGI) methodology. The department shall have			
52	authority to implement such standards and practices upon federal approval and prior to the			
53	completion of any regulatory process undertaken in order to effect such change.			
54	OOO. Effective July 1, 2013, the Department of Medical Assistance Services shall			

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1	establish a Medicaid Physician and Managed Care Liaison Committee including, but not			
2	limited to, representatives from the following organizations: the Virginia Academy of Family			
3	Physicians; the American Academy of Pediatricians – Virginia Chapter; the Virginia College			
4	of Emergency Physicians; the American College of Obstetrics and Gynecology – Virginia			
5	Section; Virginia Chapter, American College of Radiology; the Psychiatric Society of			
6	Virginia; the Virginia Medical Group Management Association; and the Medical Society of			
7	Virginia. The committee shall also include representatives from each of the department's			
8	contracted managed care organizations and a representative from the Virginia Association of			
9	Health Plans. The committee will work with the department to investigate the implementation			
10	of quality, cost-effective health care initiatives, to identify means to increase provider			
11	participation in the Medicaid program, to remove administrative obstacles to quality, cost-			
12	effective patient care, and to address other matters as raised by the department or members of			
13	the committee. The committee shall meet semi-annually, or more frequently if requested by			
14	the department or members of the committee. The department, in cooperation with the			
15	committee, shall report on the committee's activities annually to the Board of Medical			
16	Assistance Services and to the Chairmen of the House Appropriations and Senate Finance			
17	Committees and the Department of Planning and Budget no later than October 1 each year.			
18	PPP. The Department of Medical Assistance Services shall establish a work group of			
19	representatives of providers of home- and community-based care services to continue			
20	improvements in the audit process and procedures for home- and community-based utilization			
21	and review audits. The Department of Medical Assistance Services shall report on any			
22	revisions to the methodology for home- and community-based utilization and review audits,			
23	including progress made in addressing provider concerns and solutions to improve the process			
24	for providers while ensuring program integrity. In addition, the report shall include			
25	documentation of the past year's audits, a summary of the number of audits to which			
26	retractions were assessed and the total amount, the number of appeals received and the results			
27	of appeals. The report shall be provided to the Chairmen of the House Appropriations and			
28	Senate Finance Committees by December 1 of each year.			
29	QQQ. The Department of Medical Assistance Services shall amend the State Plan for Medical			
30	Assistance to calculate an indirect medical education (IME) factor for Virginia freestanding			
31	children's hospitals with greater than 50 percent Medicaid utilization in 2009. Total payments			
32	for IME in combination with other payments for freestanding children's hospitals with greater			
33	than 50 percent Medicaid utilization in 2009 may not exceed the federal uncompensated care			
34	cost limit that disproportionate share hospital payments are subject to. The department shall			
35	have the authority to implement these reimbursement changes effective July 1, 2013, and			
36	prior to completion of any regulatory process undertaken in order to effect such change.			
37	RRR. The Department of Medical Assistance Services shall realign the billable activities paid			
38	for individual supported employment provided under the Medicaid home- and community-			
39	based waivers to be consistent with job development and job placement services provided			
40	through employment services organizations that are reimbursed by the Department for Aging			
41	and Rehabilitative Services. The department shall have the authority to implement this			
42	reimbursement change effective July 1, 2013, and prior to the completion of any regulatory			
43	process undertaken in order to effect such change.			
44	SSS. Effective July 1, 2013, the Department of Medical Assistance Services shall take the			
45	steps necessary to amend the Intellectual Disability Waiver and the Individual and Family			
46	Developmental Disabilities Support Waiver to change the unit of service for skilled and			
47	private duty nursing from the current one hour to one-quarter of an hour. The department shall			
48	implement this change using a methodology that is budget neutral.			
49	TTT.1. The Department of Medical Assistance Services shall seek federal authority through			
50	any necessary waiver(s) and/or State Plan authorization under Titles XIX and XXI of the			
51	Social Security Act to implement a comprehensive value-driven, market-based reform of the			
52	Virginia Medicaid/FAMIS programs. This reform shall be implemented in three phases as			
53	outlined in paragraphs 2, 3 and 4. The department shall have authority to implement necessary			
54	changes when feasible after federal approval and prior to the completion of any regulatory			
55	process undertaken in order to effect such change.			
56	2. In the first phase of reform, the Department of Medical Assistance Services shall continue			
57	currently authorized reforms of the Virginia Medicaid/FAMIS service delivery model that			



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1	shall, at a minimum, include (i) implementation of a Medicare-Medicaid Enrollee (dual			
2	eligible) Financial Alignment demonstration as evidenced by a Memorandum of			
3	Understanding with the Centers for Medicare and Medicaid Services (CMS), signing of a			
4	three-way contract with CMS and participating plans, and approval of the necessary			
5	amendments to the State Plan for Medical Assistance and any waivers thereof; (ii)			
6	enhanced program integrity and fraud prevention efforts to include at a minimum:			
7	recovery audit contracting (RAC), data mining, service authorization, enhanced			
8	coordination with the Medicaid Fraud Control Unit (MFCU), and Payment Error Rate			
9	Measurement (PERM); (iii) inclusion of children enrolled in foster care in managed care;			
10	(iv) implementation of a new eligibility and enrollment information system for Medicaid			
11	and other social services; (v) improved access to Veterans services through creation of the			
12	Veterans Benefit Enhancement Program; and (vi) expedite the tightening of standards,			
13	services limits, provider qualifications, and licensure requirements for community			
14	behavioral health services.			
15	3. In the second phase of reform, the Department of Medical Assistance Services shall			
16	implement value-based purchasing reforms for all recipients subject to a Modified			
17	Adjusted Gross Income (MAGI) methodology for program eligibility and any other			
18	recipient categories not excluded from the Medallion II managed care program. Such			
19	reforms shall, at a minimum, include the following: (i) the services and benefits provided			
20	are the types of services and benefits provided by commercial insurers and may include			
21	appropriate and reasonable limits on services such as occupational, physical, and speech			
22	therapy, and home care with the exception of non-traditional behavioral health and			
23	substance use disorder services; (ii) reasonable limitations on non-essential benefits such			
24	as non-emergency transportation are implemented; and (iii) patient responsibility is			
25	required including reasonable cost-sharing and active patient participation in health and			
26	wellness activities to improve health and control costs.			
27	To administer this reformed delivery model, the department is authorized to contract with			
28	qualified health plans to offer recipients a Medicaid benefit package adhering to these			
29	principles. Any coordination of non-traditional behavioral health services covered under			
30	contract with qualified health plans or through other means shall adhere to the principles			
31	outlined in paragraph OO. c. This reformed service delivery model shall be mandatory, to			
32	the extent allowed under the relevant authority granted by the federal government and			
33	shall, at a minimum, include (i) limited high-performing provider networks and			
34	medical/health homes; (ii) financial incentives for high quality outcomes and alternative			
35	payment methods; (iii) improvements to encounter data submission, reporting, and			
36	oversight; (iv) standardization of administrative and other processes for providers; and (v)			
37	support of the health information exchange.			
38	The second phase of reform shall also include administrative simplification of the			
39	Medicaid program through any necessary waiver(s) and/or State Plan authorization under			
40	Titles XIX and XXI of the Social Security Act and outline agreed upon parameters and			
41	metrics to provide maximum flexibility and expedited ability to develop and implement			
42	pilot programs to test innovative models that (i) leverage innovations and variations in			
43	regional delivery systems; (ii) link payment and reimbursement to quality and cost			
44	containment outcomes; or (iii) encourage innovations that improve service quality and			
45	yield cost savings to the Commonwealth. Upon federal approval, the department shall			
46	have authority to implement such pilot programs prior to the completion of the regulatory			
47	process.			
48	4. In the third phase of reform, the Department of Medical Assistance Services shall seek			
49	reforms to include all remaining Medicaid populations and services, including long-term			
50	care and home- and community-based waiver services into cost-effective, managed and			
51	coordinated delivery systems. The department shall begin designing the process and			
52	obtaining federal authority to transition all remaining Medicaid beneficiaries into a			
53	coordinated delivery system.			
54	5. The Department of Medical Assistance Services shall provide a report to the Medicaid			
55	Innovation and Reform Commission on the specific waiver and/or State Plan changes that			
56	have been approved and status of implementing such changes, and associated cost savings			
57	or cost avoidance to Medicaid/FAMIS expenditures.			

ITEM 301.	I VETO THIS ITEM WHICH IS UNCONSTITUTIONAL. /s/ Terence R. McAuliffe (6/21/14) (Vetoed item is enclosed in brackets.)	Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	<p>6.a. The Department shall seek the approval of the Medicaid Innovation and Reform Commission to amend the State Plan for Medicaid Assistance under Title XIX of the Social Security Act, and any waivers thereof, to implement coverage for newly eligible individuals pursuant to 42 U.S.C. § 1396d(y)(1)[2010] of the Patient Protection and Affordable Care Act. If the Medicaid Innovation and Reform Commission determines that the conditions in paragraphs 2, 3, 4, and 5 have been met, then the Commission shall approve implementation of coverage for newly eligible individuals pursuant to 42 U.S.C. § 1396d(y)(1)[2010] of the Patient Protection and Affordable Care Act.</p>				
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9	<p>b. Upon approval by the Medicaid Innovation and Reform Commission, the department shall implement the provisions in paragraph 6.a. of this item by July 1, 2014, or as soon as feasible thereafter.</p>				
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12	<p>7.a. Contingent upon the expansion of eligibility in paragraph 6.a., there is hereby created in the state treasury a special nonreverting fund to be known as the Virginia Health Reform and Innovation Fund, hereafter referred to as the "Fund." The Fund shall be established on the books of the Comptroller and any moneys remaining in the Fund at the end of each fiscal year shall not revert to the general fund but shall remain in the Fund. For purposes of the Comptroller's preliminary and final annual reports required by § 2.2-813, however, all deposits to and disbursements from the Fund shall be accounted for as part of the general fund of the state treasury.</p>				
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20	<p>b. The Director of the Department of Medical Assistance Services, in consultation with the Director of the Department of Planning and Budget, shall annually identify projected general fund savings attributable to enrollment of newly eligible individuals included in 42 U.S.C. § 1396d(y)(1)[2010] of the PPACA, including behavioral health services, inmate health care, and indigent care. Beginning with development of the fiscal year 2015 budget, these projected savings shall be reflected in reduced appropriations to the affected agencies and the amounts deposited into the Fund net of any appropriation increases necessary to meet resulting programmatic requirements of the Department of Medical Assistance Services. Beginning in fiscal year 2015, funding to support health innovations described in Paragraph 3 shall be appropriated from the Fund not to exceed \$3.5 million annually. Funding shall be distributed through health innovation grants to private and public entities in order to reduce the annual rate of growth in health care spending or improve the delivery of health care in the Commonwealth. When the department, in consultation with the Department of Planning and Budget, determines that the general fund expenses incurred from coverage of newly eligible individuals included in 42 U.S.C. § 1396d(y)(1)[2010] of the PPACA exceed any associated savings, a percentage of the principle of the Fund as determined necessary by the department and the Department of Planning and Budget to cover the cost of the newly eligible population shall be reallocated to the general fund and appropriated to the department to offset the cost of this population. Principle shall be allocated on an annual basis for as long as funding is available.</p>				
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40	<p>8. In the event that the increased federal medical assistance percentages for newly eligible individuals included in 42 U.S.C. § 1396d(y)(1)[2010] of the PPACA is modified through federal law or regulation from the methodology in effect on January 1, 2014, resulting in a reduction in federal medical assistance as determined by the department in consultation with the Department of Planning and Budget, the Department of Medical Assistance Services shall disenroll and eliminate coverage for individuals who obtained coverage through 42 U.S.C. § 1396d(y)(1) [2010] of the PPACA. The disenrollment process shall include written notification to affected Medicaid beneficiaries, Medicaid managed care plans, and other providers that coverage will cease as soon as allowable under federal law from the date the department is notified of a reduction in Federal Medical Assistance Percentage.</p>				
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50	<p>9. That notwithstanding any other provision of this act, or any other law, no general or nongeneral funds shall be appropriated or expended for such costs as may be incurred to implement coverage for newly eligible individuals pursuant to 42 U.S.C. § 1396d(y)(1)[2010] of the Patient Protection and Affordable Care Act, unless included in an appropriation bill adopted by the General Assembly on or after July 1, 2014.</p>				
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55	<p>UUU.1. The Director of the Department of Medical Assistance Services shall continue to make improvements in the provision of health and long-term care services under Medicaid/FAMIS that are consistent with evidence-based practices and delivered in a cost</p>				
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1	effective manner to eligible individuals.			
2	2. In order to effect such improvements and ensure that reform efforts are cost effective			
3	relative to current forecasted Medicaid/FAMIS expenditure levels, the Department of			
4	Medical Assistance Services shall (i) develop a five-year consensus forecast of			
5	expenditures and savings associated with the Virginia Medicaid/FAMIS reform efforts by			
6	November 15 of each year in conjunction with the Department of Planning and Budget,			
7	and with input from the House Appropriations and Senate Finance Committees, and (ii)			
8	engage stakeholder involvement in meeting annual targets for quality and cost-			
9	effectiveness.			
10	VVV. Effective July 1, 2014, the Department of Medical Assistance Services shall replace			
11	the AP-DRG grouper with the APR-DRG grouper for hospital inpatient reimbursement.			
12	The department shall develop budget neutral case rates and Virginia-specific weights for			
13	the APR-DRG grouper based on the FY 2011 base year. The department shall phase in the			
14	APR-DRG weights by blending in 50 percent of the full APR-DRG weights with 50			
15	percent of FY 2014 AP-DRG weights in the first year and 75 percent of the full APR-			
16	DRG weights with 25 percent of the FY 2014 AP-DRG weights in the second year for			
17	each APR-DRG group and severity. FY 2014 AP-DRG weights shall be calculated as a			
18	weighted average FY 2014 AP-DRG weight for all claims in the base year that group to			
19	each APR-DRG group and severity. Full APR-DRG weights shall be used in the third year			
20	and succeeding years for each APR-DRG group and severity. The department shall have			
21	the authority to implement these reimbursement changes effective July 1, 2014, and prior			
22	to completion of any regulatory process in order to effect such changes.			
23	WWW.1. Effective July 1, 2014, the Department of Medical Assistance Services shall			
24	replace the current Disproportionate Share Hospital (DSH) methodology with the			
25	following methodology:			
26	a) DSH eligible hospitals must have a total Medicaid Inpatient Utilization Rate equal to 14			
27	percent or higher in the base year using Medicaid days eligible for Medicare DSH or a			
28	Low Income Utilization Rate in excess of 25 percent and meet other federal requirements.			
29	Eligibility for out of state cost reporting hospitals shall be based on total Medicaid			
30	utilization or on total Medicaid NICU utilization equal to 14 percent or higher.			
31	b) Each hospital's DSH payment shall be equal to the DSH per diem multiplied by each			
32	hospital's eligible DSH days in a base year. Days reported in provider fiscal years in state			
33	FY 2011 will be the base year for FY 2015 prospective DSH payments. DSH will be			
34	recalculated annually with an updated base year. DSH payments are subject to applicable			
35	federal limits.			
36	c) Eligible DSH days are the sum of all Medicaid inpatient acute, psychiatric and			
37	rehabilitation days above 14 percent for each DSH hospital subject to special rules for out			
38	of state cost reporting hospitals. Eligible DSH days for out of state cost reporting hospitals			
39	shall be the higher of the number of eligible days based on the calculation in the first			
40	sentence times Virginia Medicaid utilization (Virginia Medicaid days as a percent of total			
41	Medicaid days) or the Medicaid NICU days above 14 percent times Virginia NICU			
42	Medicaid utilization (Virginia NICU Medicaid days as a percent of total NICU Medicaid			
43	days). Eligible DSH days for out of state cost reporting hospitals who qualify for DSH but			
44	who have less than 12 percent Virginia Medicaid utilization shall be 50 percent of the days			
45	that would have otherwise been eligible DSH days.			
46	d) Additional eligible DSH days are days that exceed 28 percent Medicaid utilization for			
47	Virginia Type Two hospitals (excluding Children's Hospital of the Kings Daughters).			
48	e) The DSH per diem shall be calculated in the following manner:			
49	a. The DSH per diem for Type Two hospitals is calculated by dividing the total Type Two			
50	DSH allocation by the sum of eligible DSH days for all Type Two DSH hospitals. For			
51	purposes of DSH, Type Two hospitals do not include Children's Hospital of the Kings			
52	Daughters (CHKD) or any hospital whose reimbursement exceeds its federal			
53	uncompensated care cost limit. The Type Two Hospital DSH allocation shall equal the			
54	amount of DSH paid to Type Two hospitals in state FY 2014 increased annually by the			
55	percent change in the federal allotment, including any reductions as a result of the			

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1	Affordable Care Act, adjusted for the state fiscal year.			
2	b. The DSH per diem for State Inpatient Psychiatric Hospitals is calculated by dividing the			
3	total State Inpatient Psychiatric Hospital DSH allocation by the sum of eligible DSH days.			
4	The State Inpatient Psychiatric Hospital DSH allocation shall equal the amount of DSH paid			
5	in state FY 2013 increased annually by the percent change in the federal allotment, including			
6	any reductions as a result of the Affordable Care Act, adjusted for the state fiscal year.			
7	c. The DSH per diem for CHKD shall be three times the DSH per diem for Type Two			
8	hospitals.			
9	d. The DSH per diem for Type One hospitals shall be 17 times the DSH per diem for Type			
10	Two hospitals.			
11	2. Each year, the department shall determine how much Type Two DSH has been reduced as			
12	a result of the Affordable Care Act and adjust the percent of cost reimbursed for outpatient			
13	hospital reimbursement.			
14	3. The department shall convene the Hospital Payment Policy Advisory Council at least once			
15	a year to consider additional changes to the DSH methodology.			
16	4. The department shall have the authority to implement these reimbursement changes			
17	effective July 1, 2014, and prior to completion of any regulatory process in order to effect			
18	such changes.			
19	XXX. The Department of Medical Assistance Services shall amend the State Plan for Medical			
20	Assistance to pay rates for Durable Medical Equipment items subject to the Medicare			
21	competitive bidding program equal to the lower of the current DMERC minus 10 percent or			
22	the average of the Medicare competitive bid rates in Virginia markets. The department shall			
23	have the authority to implement these reimbursement changes effective July 1, 2014, and			
24	prior to completion of any regulatory process in order to effect such changes.			
25	YYY. The Department of Medical Assistance Services shall have authority to amend the State			
26	Plans for Medical Assistance under Titles XIX and XXI of the Social Security Act, and any			
27	waivers thereof, to implement requirements of the federal Patient Protection and Affordable			
28	Care Act (PPACA), P.L. 111-148, as it pertains to implementation of Medicaid and CHIP			
29	eligibility determination and case management standards and practices, including the			
30	Modified Adjusted Gross Income (MAGI) methodology and, notwithstanding the			
31	requirements of Code of Virginia §2.2-4000, et seq., the process for administrative appeals of			
32	MAGI-related eligibility determinations. The department shall have authority to implement			
33	such standards and practices upon federal approval and prior to the completion of any			
34	regulatory process undertaken in order to effect such changes.			
35	ZZZ. The Department of Medical Assistance Services (DMAS) shall not change the unit of			
36	service or rate of reimbursement for Mental Health Skill-Building Services (MHSS) until the			
37	2015 General Assembly has reviewed the impact of the December 1, 2013 emergency			
38	regulations that changed the eligibility and service description for Mental Health Skill-			
39	Building Services. DMAS and the Department of Behavioral Health and Developmental			
40	Services shall jointly prepare a report to be delivered by November 1, 2014 to the Chairmen			
41	of the House Appropriations and Senate Finance Committees. The report shall document the			
42	impact of the MHSS regulations implemented on December 1, 2013 and shall include an			
43	assessment of the fiscal impact, consumer and family impact, service delivery impact, and			
44	impact upon other agencies and facilities in Virginia.			
45	AAAA. The Department of Medical Assistance Services shall have the authority to contract			
46	with other public and private entities to conduct the required screening process for the			
47	Individual and Family Developmental Disabilities Support waiver. The department shall have			
48	authority to implement necessary changes upon federal approval and prior to the completion			
49	of any regulatory process undertaken in order to effect such changes.			
50	BBBB. The Department of Medical Assistance Services shall have authority to amend its			
51	regulations, subject to the federal Centers for Medicare and Medicaid Services approval, to			
52	strengthen all program requirements and policies of the consumer-directed services programs			
53	to ensure the health, safety and welfare of Medicaid home- and community-based waiver			
54	enrollees. The department shall submit a detailed report on proposed regulatory changes to the			

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1	consumer-directed services programs and the issues and problems the department is			
2	attempting to resolve. The department shall submit the report to the Director, Department			
3	of Planning and Budget and the Chairmen of the House Appropriations and Senate			
4	Finance Committees at least 30 days prior to beginning the regulatory process.			
5	CCCC. Effective July 1, 2014, the Department of Medical Assistance Services shall			
6	amend the State Plan for Medical Assistance to reduce clinical laboratory fees by 12			
7	percent. The department shall have the authority to implement these reimbursement			
8	changes effective July 1, 2014, and prior to completion of any regulatory process in order			
9	to effect such changes.			
10	DDDD.1. There is hereby appropriated sum-sufficient nongeneral funds for the			
11	Department of Medical Assistance Services (DMAS) to pay the state share of			
12	supplemental payments for qualifying private hospital partners of Type One hospitals			
13	(consisting of state-owned teaching hospitals) as provided in the State Plan for Medical			
14	Assistance Services. Qualifying private hospitals shall consist of any hospital currently			
15	enrolled as a Virginia Medicaid provider and owned or operated by a private entity in			
16	which a Type One hospital has a non-majority interest. The supplemental payments shall			
17	be based upon the reimbursement methodology established for such payments in			
18	Attachments 4.19-A and 4.19-B of the State Plan for Medical Assistance Services. DMAS			
19	shall enter into a transfer agreement with any Type One hospital whose private hospital			
20	partner qualifies for such supplemental payments, under which the Type One hospital			
21	shall provide the state share in order to match federal Medicaid funds for the supplemental			
22	payments to the private hospital partner. The department shall have the authority to			
23	implement these reimbursement changes consistent with the effective date in the State			
24	Plan amendment approved by CMS and prior to completion of any regulatory process in			
25	order to effect such changes.			
26	2.a. The Department of Medical Assistance Services shall promulgate regulations to make			
27	supplemental payments to Medicaid physician providers with a medical school located in			
28	Eastern Virginia that is a political subdivision of the Commonwealth. The amount of the			
29	supplemental payment shall be based on the difference between the average commercial			
30	rate approved by the Centers for Medicare and Medicaid Services (CMS) and the			
31	payments otherwise made to physicians. The department shall have the authority to			
32	implement these reimbursement changes consistent with the effective date in the State			
33	Plan amendment approved by CMS and prior to completion of any regulatory process in			
34	order to effect such changes.			
35	b. The department shall increase payments to Medicaid managed care organizations for			
36	the purpose of securing access to Medicaid physician services in Eastern Virginia, through			
37	higher rates to physicians affiliated with a medical school located in Eastern Virginia that			
38	is a political subdivision of the Commonwealth subject to applicable limits. The			
39	department shall revise its contracts with managed care organizations to incorporate these			
40	supplemental capitation payments, and provider payment requirements, subject to			
41	approval by CMS. No payment shall be made without approval from CMS.			
42	c. Funding for the state share for these Medicaid payments is authorized in Item 243.			
43	3. The Department of Medical Assistance Services (DMAS) shall have the authority to			
44	amend the State Plan for Medical Assistance Services (State Plan) to implement a			
45	supplemental Medicaid payment for local government-owned nursing homes. The total			
46	supplemental Medicaid payment for local government-owned nursing homes shall be			
47	based on the difference between the Upper Payment Limit of 42 CFR §447.272 as			
48	approved by CMS and all other Medicaid payments subject to such limit made to such			
49	nursing homes. There is hereby appropriated sum-sufficient funds for DMAS to pay the			
50	state share of the supplemental Medicaid payment hereunder. However, DMAS shall not			
51	submit such State Plan amendment to CMS until it has entered into an intergovernmental			
52	agreement with eligible local government-owned nursing homes or the local government			
53	itself which requires them to transfer funds to DMAS for use as the state share for the			
54	supplemental Medicaid payment each nursing home is entitled to and to represent that			
55	each has the authority to transfer funds to DMAS and that the funds used will comply with			
56	federal law for use as the state share for the supplemental Medicaid payment. If a local			
57	government-owned nursing home or the local government itself is unable to comply with			

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1	the intergovernmental agreement, DMAS shall have the authority to modify the State Plan.				
2	The department shall have the authority to implement the reimbursement change consistent				
3	with the effective date in the State Plan amendment approved by CMS and prior to the				
4	completion of any regulatory process undertaken in order to effect such change.				
5	4. The Department of Medical Assistance Services shall have the authority to amend the State				
6	Plan for Medical Assistance Services to implement a supplemental payment for clinic services				
7	furnished by the Virginia Department of Health (VDH) effective July 1, 2015. The total				
8	supplemental Medicaid payment shall be based on the Upper Payment Limit approved by the				
9	Centers for Medicare and Medicaid Services and all other Medicaid payments. VDH is				
10	required to transfer funds to the department funds already appropriated to VDH to cover the				
11	non-federal share of the Medicaid payments. The department shall have the authority to				
12	implement the reimbursement change effective July 1, 2015, and prior to the completion of				
13	any regulatory process undertaken in order to effect such changes.				
14	EEEE. The Department of Medical Assistance Services shall amend the State Plan for				
15	Medical Assistance to provide coverage for cessation services for tobacco users, including				
16	pharmacology, group and individual counseling, and other treatment services including the				
17	most current version of or an official update to the Clinical Health Guideline "Treating				
18	Tobacco Use and Dependence" published by the Public Health Service of the U.S.				
19	Department of Health and Human Services. These services shall be subject to copayment				
20	requirements. The department shall have authority to implement this reimbursement change				
21	effective July 1, 2014 and prior to the completion of any regulatory process undertaken in				
22	order to effect such changes.				
23	FFFF. The Department of Medical Assistance Services shall have the authority to amend the				
24	1915 (c) home- and community-based Elderly or Consumer-Direction (EDCD) waiver,				
25	Individual and Family Developmental Disabilities (DD) Support Waiver, Intellectual				
26	Disabilities (ID) waiver and Technology-Assisted (TECH) waiver, and associated regulations,				
27	to specify that transition services includes the first month's rent for qualified housing as an				
28	allowable cost. The department shall have authority to implement this reimbursement change				
29	effective July 1, 2014 and prior to the completion of any regulatory process undertaken in				
30	order to effect such changes.				
31	GGGG. The Department of Medical Assistance Services shall have the authority to				
32	implement Section 1902(a)(10)(A)(i)(IX) of the federal Social Security Act to provide				
33	Medicaid benefits up until the age of 26 to individuals who are or were in foster care at least				
34	until the age of 18 in any state.				
35	HHHH. Effective July 1, 2014 the Department of Medical Assistance Services shall amend				
36	the State Plan for Medical Assistance to provide that the reimbursement floor for the nursing				
37	facility FRV "rental rate" shall be 8.0 percent in fiscal year 2015 and fiscal year 2016. The				
38	department shall have the authority to implement these reimbursement changes prior to the				
39	completion of any regulatory process undertaken in order to effect such changes.				
40	IIII. The Department of Medical Assistance Services shall amend the State Plan for Medical				
41	Assistance to eliminate nursing facility inflation for fiscal year 2016. This shall apply to				
42	nursing facility operating rates. The department shall have the authority to implement these				
43	reimbursement changes prior to the completion of any regulatory process undertaken in order				
44	to effect such changes.				
45	JJJJ. The Department of Medical Assistance Services shall amend the State Plan for Medical				
46	Assistance to eliminate inflation for outpatient rehabilitation agencies and home health				
47	agencies for FY 2015 and FY 2016. The department shall have the authority to implement				
48	these reimbursement changes effective July 1, 2014, and prior to the completion of any				
49	regulatory process in order to effect such changes.				
50	KKKK. The Department of Medical Assistance Services shall assess and report on the impact				
51	of the requirement that nurses providing private duty nursing services to individuals receiving				
52	services through the Technology Assisted Waiver program to have six months of work				
53	experience in order to be reimbursed through the Medicaid program. The assessment shall				
54	examine access to qualified nurses by individuals eligible for waiver services as well as				
55	hiring, turnover, and retention of nurses providing private duty nursing services through the				
56	waiver. The department shall provide a report on its findings by November 1, 2014, to the				

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1	Chairmen of the House Appropriations and Senate Finance Committees.				
2	LLLL.1. The Department of Medical Assistance Services shall amend the Medicaid				
3	demonstration project (Project Number 11-W-00297/3) to modify eligibility provided				
4	through the project to individuals with serious mental illness to be effective July 1, 2015.				
5	Income eligibility shall be modified to limit services to seriously mentally ill adults with				
6	effective household incomes up to 60 percent of the federal poverty level (FPL). All				
7	individuals enrolled in this Medicaid demonstration project with incomes between 61%				
8	and 100% of the Federal Poverty Level as of May 15, 2015 who continue to meet other				
9	program eligibility rules, shall maintain enrollment in the demonstration until their next				
10	eligibility renewal period or July 1, 2016, whichever comes first. Benefits shall include the				
11	following services: (i) primary care office visits including diagnostic and treatment				
12	services performed in the physician's office, (ii) outpatient specialty care, consultation,				
13	and treatment, (iii) outpatient hospital including observation and ambulatory diagnostic				
14	procedures, (iv) outpatient laboratory, (v) outpatient pharmacy, (vi) outpatient				
15	telemedicine, (vii) medical equipment and supplies for diabetic treatment, (viii) outpatient				
16	psychiatric treatment, (ix) mental health case management, (x) psychosocial rehabilitation				
17	assessment and psychosocial rehabilitation services, (xi) mental health crisis intervention,				
18	(xii) mental health crisis stabilization, (xiii) therapeutic or diagnostic injection, (xiv)				
19	behavioral telemedicine, (xv) outpatient substance abuse treatment services, and (xvi)				
20	intensive outpatient substance abuse treatment services. Care coordination, Recovery				
21	Navigation (peer supports), crisis line and prior authorization for services shall be				
22	provided through the agency's Behavioral Health Services Administrator. The department				
23	shall have authority to implement necessary changes upon federal approval and prior to				
24	the completion of any regulatory process undertaken in order to effect such changes.				
25	2. The Department of Medical Assistance Services is authorized to amend the State Plan				
26	under Title XIX of the Social Security Act to add coverage for comprehensive dental				
27	services to pregnant women receiving services under the Medicaid program to include: (i)				
28	diagnostic, (ii) preventive, (iii) restorative, (iv) endodontics, (v) periodontics, (vi)				
29	prosthodontics both removable and fixed, (vii) oral surgery, and (viii) adjunctive general				
30	services.				
31	3. The Department of Medical Assistance Services is authorized to amend the FAMIS				
32	MOMS and FAMIS Select demonstration waiver (No. 21-W-00058/3) for FAMIS MOMS				
33	enrollees to add coverage for dental services to align with pregnant women's coverage				
34	under Medicaid.				
35	4. The Department of Medical Assistance Services is authorized to amend the State Plan				
36	under Title XXI of the Social Security Act to plan to allow enrollment for dependent				
37	children of state employees who are otherwise eligible for coverage.				
38	5. The department shall have authority to implement necessary changes upon federal				
39	approval and prior to the completion of any regulatory process undertaken in order to				
40	effect such changes.				
41	MMMM. Out of this appropriation, \$8,179,904 from the general fund and \$8,179,904				
42	from nongeneral funds the second year shall be used to increase rates by two percent for				
43	congregate residential services (except sponsored placement), 5.5 percent for in-home				
44	residential services, two percent for day support services and prevocational services, 10				
45	percent for therapeutic consultation services, 15.7 percent for skilled nursing services in				
46	the Intellectual Disability and IFDDS waivers and six percent for EPSDT nursing to be				
47	equal to the private duty nursing rates in the Technology Assisted Waiver effective July 1,				
48	2015.				
49	2. The Department of Medical Assistance Services, in collaboration with the Department				
50	of Behavioral Health and Developmental Services, shall report on plans to redesign the				
51	Medicaid comprehensive Intellectual and Developmental Disability waivers prior to the				
52	submission of a request to the Centers for Medicare and Medicaid Services to amend the				
53	waivers. In developing the report, the departments shall include plans for the list of				
54	services to be included in each waiver; service limitations, provider qualifications, and				
55	proposed licensing regulatory changes; and proposed changes to the rate structure for				
56	services and the cost to implement such changes. In addition, the Department of Medical				
57	Assistance Services, in collaboration with the Department of Behavioral Health and				

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1	Developmental Services, shall report on how the individuals currently served in the existing			
2	waivers and those expected to transition to the community will be served in the redesigned			
3	waivers based on their expected level of need for services. The departments shall complete			
4	their work and submit the report to the Governor and the Chairmen of the House			
5	Appropriations and Senate Finance Committees by November 1, 2015.			
6	NNNN. The Department of Medical Assistance Services shall increase the rates for agency			
7	and consumer-directed personal and respite care services by two percent, effective July 1,			
8	2015.			
9	OOOO. The Department of Medical Assistance Services shall amend the State Plan for			
10	Medical Assistance Services to eliminate the requirement for pending, reviewing and			
11	reducing fees for emergency room claims for 99283 codes. The department shall have the			
12	authority to implement this reimbursement change effective July 1, 2015, and prior to the			
13	completion of any regulatory process undertaken in order to effect such change.			
14	PPPP. The Department of Medical Assistance Services shall amend the State Plan for Medical			
15	Assistance to increase the supplemental physician payments for practice plans affiliated with			
16	a freestanding children's hospital with more than 50 percent Medicaid inpatient utilization in			
17	fiscal year 2009 to the maximum allowed by the Centers for Medicare and Medicaid Services.			
18	The department shall have the authority to implement these reimbursement changes effective			
19	July 1, 2015, and prior to completion of any regulatory process undertaken in order to effect			
20	such change.			
21	QQQQ.1. Notwithstanding § 32.1-330 of the Code of Virginia, the Department of Medical			
22	Assistance Services shall improve the preadmission screening process for individuals who			
23	will be eligible for long-term care services, as defined in the state plan for medical assistance.			
24	The community-based screening team shall consist of a licensed health care professional and			
25	a social worker who are employees or contractors of the Department of Health or the local			
26	department of social services, or other assessors contracted by the department. The			
27	department shall not contract with any entity for whom there exists a conflict of interest. For			
28	community-based screening for children, the screening shall be performed by an individual or			
29	entity with whom the department has entered into a contract for the performance of such			
30	screenings.			
31	2. The department shall track and monitor all requests for screenings and report on those			
32	screenings that have not been completed within 30 days of an individual's request for			
33	screening. The screening teams and contracted entities shall use the reimbursement and			
34	tracking mechanisms established by the department.			
35	3. The department shall report on the progress of meeting the requirements for completion of			
36	preadmission screenings within 30 days of an individual's request for screening, the			
37	implementation of the contract for screening children, and make recommendations for			
38	changes to improve the process to the Chairmen of the House Appropriations and Senate			
39	Finance Committees by December 1, 2015.			
40	4. The Department of Medical Assistance Services shall promulgate regulations to implement			
41	these provisions to be effective within 280 days of its enactment. The department may			
42	implement any changes necessary to implement these provisions prior to the promulgation of			
43	regulations undertaken in order to effect such changes.			
44	RRRR.1. The Department of Medical Assistance Services (DMAS) shall provide quarterly			
45	reports beginning on July 1, 2015, to the Chairmen of the House Appropriations and Senate			
46	Finance Committees on the implementation of the Commonwealth Coordinated Care			
47	program, including information on program enrollment, the ability of Medicare and Medicaid			
48	Managed Care Plans to ensure a robust provider network, resolution of provider concerns			
49	regarding the cost and technical difficulties in participating in the program, quality of care,			
50	and progress in resolving issues related to federal Medicare requirements which impede the			
51	efficient and effective delivery of care.			
52	2. The Department of Medical Assistance Services (DMAS) shall require providers to use a			
53	National Provider Identifier number, effective July 1, 2015, in order to participate in the			
54	Commonwealth Coordinated Care program.			



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1	SSSS. The Department of Medical Assistance Services (DMAS) shall amend its July 1,				
2	2016, managed care contracts in order to conform to the requirement pursuant to House				
3	Bill 1942 / Senate Bill 1262, passed during the 2015 Regular Session, for prior				
4	authorization of drug benefits. The Department shall report the necessary amendments to				
5	the Chairmen of the House Appropriations and Senate Finance Committees by December				
6	1, 2015.				
7	TTTT. Notwithstanding 12VAC30-120-1600 et seq., a resident of a "safe, secure				
8	environment" as defined in 22VAC40-72-10 shall be deemed to have met the				
9	requirements of 12VAC30-120-1610 B for the purposes of the Alzheimer's Assisted				
10	Living Waiver.				
11	302. Not set out.				
12	303. Medical Assistance Services for Low Income				
13	Children (46600).....			\$132,223,833	\$136,969,363
14					\$129,189,052
15	Reimbursements for Medical Services Provided to				
16	Low-Income Children (46601).....	\$132,223,833	\$136,969,363		
17			\$129,189,052		
18	Fund Sources: General.....	\$46,278,049	\$24,312,062		
19			\$22,931,057		
20	Federal Trust.....	\$85,945,784	\$112,657,301		
21			\$106,257,995		
22	Authority: Title 32.1, Chapters 9, 10 and 13, Code of Virginia; P.L. 89-97, as amended,				
23	Titles XIX and XXI, Social Security Act, Federal Code.				
24	To the extent that appropriations in this Item are insufficient, the Director, Department of				
25	Planning and Budget shall transfer general fund appropriation from Items 300 and 301, if				
26	available, into this Item, to be used as state match for federal Title XXI funds.				
27	304. Administrative and Support Services (49900).....			\$143,769,927	\$160,659,411
28					\$166,656,557
29	General Management and Direction (49901).....	\$126,518,315	\$143,045,034		
30			\$148,867,180		
31	Information Technology Services (49902).....	\$14,532,855	\$14,895,620		
32	Administrative Support for the Family Access to				
33	Medical Insurance Security Plan (49932).....	\$2,718,757	\$2,718,757		
34			\$2,893,757		
35	Fund Sources: General.....	\$49,524,364	\$53,475,433		
36			\$55,752,006		
37	Special.....	\$1,565,000	\$1,565,000		
38	Federal Trust.....	\$92,680,563	\$105,618,978		
39			\$109,339,551		
40	Authority: Title 32.1, Chapters 9 and 10, Code of Virginia; P.L. 89-97, as amended, Titles				
41	XIX and XXI, Social Security Act, Federal Code.				
42	A. By November 15 of each year, the Department of Planning and Budget, in cooperation				
43	with the Department of Medical Assistance Services, shall prepare and submit a forecast				
44	of Medicaid expenditures, upon which the Governor's budget recommendations will be				
45	based, for the current and subsequent two years to the Chairmen of the House				
46	Appropriations and Senate Finance Committees.				
47	B. The Department of Medical Assistance Services shall submit expenditure reports of the				
48	Medicaid program to the Department of Planning and Budget and the Chairmen of the				
49	House Appropriations and Senate Finance Committees. These reports shall be submitted				
50	on a quarterly basis.				
51	C. Out of this appropriation, \$50,000 the first year and \$50,000 the second year from the				
52	special fund is appropriated to the Department of Medical Assistance Services for the				
53	administration of the disbursement of civil money penalties levied against and collected				
54	from Medicaid nursing facilities for violations of rules identified during survey and				
55	certification as required by federal law and regulation. Based on the nature and				

ITEM 304.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	seriousness of the deficiency, the Agency or the Centers for Medicare and Medicaid Services			
2	may impose a civil money penalty, consistent with the severity of the violations, for the			
3	number of days a facility is not in substantial compliance with the facility's Medicaid			
4	participation agreement. Civil money penalties collected by the Commonwealth must be			
5	applied to the protection of the health or property of residents of nursing facilities found to be			
6	deficient. Penalties collected are to be used for (1) the payment of costs incurred by the			
7	Commonwealth for relocating residents to other facilities; (2) payment of costs incurred by			
8	the Commonwealth related to operation of the facility pending correction of the deficiency or			
9	closure of the facility; and (3) reimbursement of residents for personal funds or property lost			
10	at a facility as a result of actions by the facility or individuals used by the facility to provide			
11	services to residents. These funds are to be administered in accordance with the revised			
12	federal regulations and law, 42 CFR 488.400 and the Social Security Act § 1919(h), for			
13	Enforcement of Compliance for Long-Term Care Facilities with Deficiencies. Any special			
14	fund revenue received for this purpose, but unexpended at the end of the fiscal year, shall			
15	remain in the fund for use in accordance with this provision.			
16	D. The Department of Medical Assistance Services, to the extent permissible under federal			
17	law, shall enter into an agreement with the Department of Behavioral Health and			
18	Developmental Services to share Medicaid claims and expenditure data on all Medicaid-			
19	reimbursed mental health, intellectual disability and substance abuse services, and any new or			
20	expanded mental health, intellectual disability retardation and substance abuse services that			
21	are covered by the State Plan for Medical Assistance. The information shall be used to			
22	increase the effective and efficient delivery of publicly funded mental health, intellectual			
23	disability and substance abuse services.			
24	E. In addition to any regional offices that may be located across the Commonwealth, any			
25	statewide, centralized call center facility that operates in conjunction with a brokerage			
26	transportation program for persons enrolled in Medicaid or the Family Access to Medical			
27	Insurance Security plan shall be located in Norton, Virginia.			
28	F. The Department of Planning and Budget, is authorized to transfer amounts, as needed, from			
29	Medicaid Program Services (45600), Medical Assistance Services for Low Income Children			
30	(46600) and Children's Health Insurance Program Delivery (44600), to Administrative and			
31	Support Services (49900), to fund administrative expenditures associated with contracts			
32	between the department and companies providing dental benefit services, consumer-directed			
33	payroll services, claims processing, behavioral health management services and disease state /			
34	chronic care programs for Medicaid and FAMIS recipients.			
35	G. The Department of Medical Assistance Services shall, to the extent possible, require web-			
36	based electronic submission of provider enrollment applications, revalidations and other			
37	related documents necessary for participation in the fee-for-service program under the State			
38	Plans for Title XIX and XXI of the Social Security Act.			
39	H. The Department of Medical Assistance Services shall report on efforts to ensure validation			
40	of meaningful and reliable encounter data for the purposes of rate setting, program			
41	monitoring, providing data to policy makers and the general public, and detection of fraud,			
42	waste and abuse. The department shall submit the report to the Director, Department of			
43	Planning and Budget and the Chairmen of the House Appropriations and Senate Finance			
44	Committees by September 1, 2015.			
45	I. The Department of Medical Assistance Services shall report on the operations and costs of			
46	the Medicaid call center (also known as the Cover Virginia Call Center). This report shall			
47	include number of calls received on a monthly basis, the purpose of the call, the number of			
48	applications for Medicaid submitted through the call center, and the costs of the contract. The			
49	department shall submit the report for FY 2015 by August 15, 2015, and for FY 2016 by			
50	August 15, 2016. The report shall be submitted to the Director, Department of Planning and			
51	Budget and the Chairmen of the House Appropriations and Senate Finance Committees.			
52	J.1. Out of the this appropriation, \$150,000 the first year and \$150,000 the second year from			
53	the general fund and \$150,000 the first year and \$150,000 the second year from nongeneral			
54	funds shall be provided for Medicaid's share of the costs of participating in the			
55	Commonwealth's Health Information Exchange (ConnectVirginia).This appropriation is			
56	contingent on approval by the federal Centers for Medicare and Medicaid Services of federal			
57	financial participation for these costs.			

ITEM 304.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	2. Out of this appropriation \$100,000 the first year and \$100,000 the second year from the				
2	general fund and \$900,000 the first year and \$900,000 the second year from nongeneral				
3	funds shall be provided to assist in the costs of onboarding Medicaid providers to the				
4	Commonwealth's Health Information Exchange (ConnectVirginia).				
5	K. Out of this appropriation, \$100,000 the second year from the general fund shall be				
6	provided to contract with the Virginia Center for Health Innovation for research,				
7	development and tracking of innovative approaches to healthcare delivery.				
8	L. The Department of Medical Assistance Services shall report on the implementation of				
9	provisions in Chapter 196, 2014 Acts of Assembly, which authorizes the agency to				
10	provide payments or transfers to the Virginia Retirement System's deferred compensation				
11	plan for dentist or oral and maxillofacial surgeons who are independent contractors that				
12	provide services for the Medicaid program. The department shall provide a report to the				
13	Chairmen of the House Appropriations and Senate Finance Committees by July 1, 2015.				
14	M. Out of this appropriation, \$3,283,004 the second year from the general fund and				
15	\$9,839,000 the second year from nongeneral funds is provided for the enhanced operation				
16	of the Cover Virginia Call Center as a centralized eligibility processing unit (CPU) that				
17	shall be limited to processing Medicaid applications received from the Federally				
18	Facilitated Marketplace, telephonic applications through the call center, or electronically				
19	submitted Medicaid-only applications. The enhancement to the Cover Virginia Call Center				
20	contract to operate as a CPU is limited to fiscal year 2016. The department shall report the				
21	number of applications processed on a monthly basis and payments made to the contractor				
22	to the Director, Department of Planning and Budget and the Chairman of the House				
23	Appropriations and Senate Finance Committees. The report shall be submitted no later				
24	than 30 days after the end of each quarter of the fiscal year.				
25	Total for Department of Medical Assistance				
26	Services.....			\$8,633,799,062	\$9,036,684,655
27					\$9,340,422,927
28	General Fund Positions.....	210.37	225.02		
29	Nongeneral Fund Positions.....	216.63	234.98		
30	Position Level.....	427.00	460.00		
31	Fund Sources: General.....	\$3,846,847,641	\$4,099,194,548		
32			\$4,266,731,052		
33	Special.....	\$1,565,000	\$1,565,000		
34	Dedicated Special Revenue.....	\$444,354,054	\$360,954,259		
35	Federal Trust.....	\$4,341,032,367	\$4,574,970,848		
36			\$4,711,172,616		
37	<b>§ 1-20. DEPARTMENT OF BEHAVIORAL HEALTH AND DEVELOPMENTAL SERVICES (720)</b>				
38	305. Not set out.				
39	306. Not set out.				
40	307. Administrative and Support Services (49900).....			\$71,784,395	\$75,885,382
41					\$76,285,382
42	General Management and Direction (49901).....	\$11,793,663	\$11,731,065		
43	Information Technology Services (49902).....	\$27,836,043	\$27,282,597		
44	Architectural and Engineering Services (49904).....	\$2,508,805	\$2,508,805		
45	Collection and Locator Services (49905).....	\$2,739,740	\$2,739,740		
46	Human Resources Services (49914).....	\$1,768,261	\$1,768,261		
47	Planning and Evaluation Services (49916).....	\$369,062	\$369,062		
48	Program Development and Coordination (49933)....	\$24,768,821	\$29,485,852		
49			\$29,885,852		
50	Fund Sources: General.....	\$44,268,192	\$47,736,305		
51			\$48,136,305		
52	Special.....	\$16,653,770	\$15,756,506		
53	Federal Trust.....	\$10,862,433	\$12,392,571		

ITEM 307.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Authority: Title 16.1, Article 18, and Title 37.2, Chapters 2, 3, 4, 5, 6 and 7, and Title 2.2,				
2	Chapters 26 and 53 Code of Virginia; P.L. 102-119, Federal Code.				
3	A. The Commissioner, Department of Behavioral Health and Developmental Services shall, at				
4	the beginning of each fiscal year, establish the current capacity for each facility within the				
5	system. When a facility becomes full, the commissioner or his designee shall give notice of				
6	the fact to all sheriffs.				
7	B. The Commissioner, Department of Behavioral Health and Developmental Services shall				
8	work in conjunction with community services boards to develop and implement a graduated				
9	plan for the discharge of eligible facility clients to the greatest extent possible, utilizing				
10	savings generated from statewide gains in system efficiencies.				
11	C. Notwithstanding § 4-5.09 of this act and paragraph C of § 2.2-1156, Code of Virginia, the				
12	Department of Behavioral Health and Developmental Services is hereby authorized to deposit				
13	the entire proceeds of the sales of surplus land at state-owned behavioral health and				
14	intellectual disability facilities into a revolving trust fund. The trust fund may initially be used				
15	for expenses associated with restructuring such facilities. Remaining proceeds after such				
16	expenses shall be dedicated to continuing services for current patients as facility services are				
17	restructured. The trust fund will receive any savings resulting from facility restructuring.				
18	Thereafter, the fund will be used to enhance services to individuals with mental illness,				
19	intellectual disability and substance abuse problems.				
20	D. The Department of Behavioral Health and Developmental Services shall identify and				
21	create opportunities for public-private partnerships and develop the incentives necessary to				
22	establish and maintain an adequate supply of acute-care psychiatric beds for children and				
23	adolescents.				
24	E. The Department of Behavioral Health and Developmental Services, in cooperation with the				
25	Department of Juvenile Justice, where appropriate, shall identify and create opportunities for				
26	public-private partnerships and develop the incentives necessary to establish and maintain an				
27	adequate supply of residential beds for the treatment of juveniles with behavioral health				
28	treatment needs, including those who are mentally retarded, aggressive, or sex offenders, and				
29	those juveniles who need short-term crisis stabilization but not psychiatric hospitalization.				
30	F. Out of this appropriation, \$656,538 the first year and \$656,538 the second year from the				
31	general fund shall be provided for placement and restoration services for juveniles found to be				
32	incompetent to stand trial pursuant to Title 16.1, Chapter 11, Article 18, Code of Virginia.				
33	G. Out of this appropriation, \$50,000 the first year and \$50,000 the second year from the				
34	general fund shall be used to pay for legal and medical examinations needed for individuals				
35	living in the community and in need of guardianship services.				
36	H. Out of this appropriation, \$2,059,930 the first year and \$2,419,930 the second year from				
37	the general fund shall be provided for services for the civil commitment of sexually violent				
38	predators including the following: (i) clinical evaluations and court testimony for sexually				
39	violent predators who are being considered for release from state correctional facilities and				
40	who will be referred to the Clinical Review Committee for psycho-sexual evaluations prior to				
41	the state seeking civil commitment, (ii) conditional release services, including treatment, and				
42	(iii) costs associated with contracting with a Global Positioning System service to closely				
43	monitor the movements of individuals who are civilly committed to the sexually violent				
44	predator program but conditionally released.				
45	I. Out of this appropriation, \$136,715 the first year and \$146,871 the second year from the				
46	general fund shall be used to operate a real-time reporting system for public and private acute				
47	psychiatric beds in the Commonwealth.				
48	J. The Department of Behavioral Health and Developmental Services shall submit a report to				
49	the Governor and the Chairmen of the House Appropriations and Senate Finance Committees				
50	no later than December 1 of each year for the preceding fiscal year that provides information				
51	on the operation of Virginia's publicly-funded behavioral health and developmental services				
52	system. The report shall include a brief narrative and data on the numbers of individuals				
53	receiving state facility services or CSB services, including purchased inpatient psychiatric				
54	services, the types and amounts of services received by these individuals, and CSB and state				

ITEM 307.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	facility service capacities, staffing, revenues, and expenditures. The annual report also			
2	shall describe major new initiatives implemented during the past year and shall provide			
3	information on the accomplishment of systemic outcome and performance measures			
4	during the year.			
5	K. Out of this appropriation, \$500,000 the first year and \$500,000 the second year from			
6	the general fund shall be used for a comprehensive statewide suicide prevention program.			
7	The Commissioner of the Department of Behavioral Health and Developmental Services			
8	(DBHDS), in collaboration with the Departments of Health, Education, Veterans Services,			
9	Aging and Rehabilitative Services, and other partners shall develop and implement a			
10	statewide program of public education, evidence-based training, health and behavioral			
11	health provider capacity-building, and related suicide prevention activity.			
12	L.1. Beginning October 1, 2013, the Commissioner of the Department of Behavioral			
13	Health and Developmental Services shall provide quarterly reports to the House			
14	Appropriations and Senate Finance Committees on progress in implementing the plan to			
15	close state training centers and transition residents to the community. The reports shall			
16	provide the following information on each state training center: (i) the number of			
17	authorized representatives who have made decisions regarding the long-term type of			
18	placement for the resident they represent and the type of placement they have chosen; (ii)			
19	the number of authorized representatives who have not yet made such decisions; (iii)			
20	barriers to discharge; (iv) the general fund and nongeneral fund cost of the services			
21	provided to individuals transitioning from training centers; and (v) the use of increased			
22	Medicaid reimbursement for congregate residential services to meet exceptional needs of			
23	individuals transitioning from state training centers.			
24	2. At least six months prior to the closure of a state intellectual disabilities training center,			
25	the Commissioner of Behavioral Health and Developmental Services shall complete a			
26	comprehensive survey of each individual residing in the facility slated for closure to			
27	determine the services and supports the individual will need to receive appropriate care in			
28	the community. The survey shall also determine the adequacy of the community to			
29	provide care and treatment for the individual, including but not limited to, the			
30	appropriateness of current provider rates, adequacy of waiver services, and availability of			
31	housing. The Commissioner shall report quarterly findings to the Governor and Chairmen			
32	of the House Appropriations and Senate Finance Committees.			
33	3. The department shall convene quarterly meetings with authorized representatives,			
34	families, and service providers in Health Planning Regions I, II, III and IV to provide a			
35	mechanism to (i) promote routine collaboration between families and authorized			
36	representatives, the department, community services boards, and private providers; (ii)			
37	ensure the successful transition of training center residents to the community; and (iii)			
38	gather input on Medicaid waiver redesign to better serve individuals with intellectual and			
39	developmental disability. <del>In its Medicaid waiver redesign, the department shall include as</del>			
40	<del>stakeholders and eligible participants; individuals with acquired brain injury regardless of</del>			
41	<del>age in which the injury was sustained; who have serious physical, cognitive, and/or</del>			
42	<del>behavioral health issues who are at risk for institutionalization or who are institutionalized</del>			
43	<del>but could live in the community with adequate supports.</del>			
44	4. In the event that provider capacity cannot meet the needs of individuals transitioning			
45	from training centers to the community, the department shall work with community			
46	services boards and private providers to explore the feasibility of developing (i) a limited			
47	number of small community group homes or intermediate care facilities to meet the needs			
48	of residents transitioning to the community, and/or (ii) a regional support center to provide			
49	specialty services to individuals with intellectual and developmental disabilities whose			
50	medical, dental, rehabilitative or other special needs cannot be met by community			
51	providers. The Commissioner shall report on these efforts to the House Appropriations			
52	and Senate Finance Committees as part of the quarterly report, pursuant to paragraph L.1.			
53	M. The State Comptroller shall provide the Department of Behavioral Health and			
54	Developmental Services an interest-free anticipation loan not to exceed \$3,100,000 to			
55	serve as an advance stream of funds in anticipation of Medicare Meaningful Use funds			
56	related to successful implementation of the Electronic Health Records project at state-			
57	operated behavioral health and intellectual disability facilities. The loan will be repaid no			

ITEM 307.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	later than June 30, 2015.				
2	N.1. A joint subcommittee of the House Appropriations and Senate Finance Committees, in				
3	collaboration with the Secretary of Health and Human Resources and the Department of				
4	Behavioral Health and Developmental Services, shall continue to monitor and review the				
5	closure plans for the three remaining training centers scheduled to close by 2020. As part of				
6	this review process the joint subcommittee may evaluate options for those individuals in				
7	training centers with the most intensive medical and behavioral needs to determine the				
8	appropriate types of facility or residential settings necessary to ensure the care and safety of				
9	those residents is appropriately factored into the overall plan to transition to a more				
10	community-based system. In addition, the joint subcommittee may review the plans for the				
11	redesign of the Intellectual Disability, Developmental Disability and Day Support Waivers.				
12	2. To assist the joint subcommittee, the Department of Behavioral Health and Developmental				
13	Services shall provide a quarterly accounting of the costs to operate and maintain each of the				
14	existing training centers at a level of detail as determined by the joint subcommittee. The				
15	quarterly reports shall be submitted to the joint subcommittee 20 days after the close of each				
16	quarter with the first report due October 20, 2015 and every three months thereafter.				
17	O. The Department of Behavioral Health and Developmental Services in collaboration with				
18	the Department of Medical Assistance Services shall provide a detailed report for each fiscal				
19	year on the budget, expenditures, and number of recipients for each specific intellectual				
20	disability (ID) and developmental disability (DD) service provided through the Medicaid				
21	program or other programs in the Department of Behavioral Health and Developmental				
22	Services. This report shall also include the overall budget and expenditures for the ID, DD				
23	and Day Support waivers separately. The Department of Medical Assistance Services shall				
24	provide the necessary information to the Department of Behavioral Health and Developmental				
25	Services 90 days after the end of each fiscal year. This information shall be published on the				
26	Department of Behavioral Health and Developmental Services' website within 120 days after				
27	the end of each fiscal year.				
28	P. The Department of Behavioral Health and Developmental Services shall report on the				
29	number of individuals with acquired brain injury exhibiting behavioral/mental health				
30	problems requiring services in state mental health facilities and/or community services boards				
31	to the House Appropriations and Senate Finance Committees by October 1 of each year. The				
32	report shall provide, to the extent possible, the following information: (i) the general fund and				
33	nongeneral fund cost of the services provided to individuals; and (ii) the types and amounts of				
34	services received by these individuals.				
35	Q. Effective July 1, 2015, the Department of Behavioral Health and Developmental Services				
36	shall not charge any fee to Community Services Boards or private providers for use of the				
37	knowledge center, an on-line training system.				
38	R. The Department of Behavioral Health and Developmental Services shall undertake a				
39	review of Piedmont Geriatric and Catawba Hospitals. This review shall evaluate the				
40	operational, maintenance and capital costs of these hospitals, and study alternate options of				
41	care, especially geriatric psychiatric care for patients residing in these hospitals. The				
42	department shall develop recommendations and report to the Chairmen of the House				
43	Appropriations and Senate Finance Committees by November 1, 2015.				
44	S. The Department of Behavioral Health and Developmental Services in collaboration with				
45	the Community Services Boards shall compile and report all available information regarding				
46	the services and support needs of the individuals on waiting lists for Intellectual and				
47	Developmental Disability (I/DD) waiver services, including an estimate of the number of				
48	graduates with I/DD who are exiting secondary education each fiscal year. The department				
49	shall submit a report to the Chairmen of the House Appropriations and Senate Finance				
50	Committees by December 1, 2015.				
51	T. 1. Out of this appropriation, <del>\$400,000</del> \$800,000 the second year from the general fund is				
52	included to provide compensation to individuals who were involuntarily sterilized pursuant to				
53	the Virginia Eugenical Sterilization Act and who were living as of February 1, 2015. <i>Any</i>				
54	<i>funds that are appropriated but remain unspent at the end of the fiscal year shall be carried</i>				
55	<i>forward into the subsequent fiscal year in order to provide compensation to individuals who</i>				
56	<i>qualify for compensation.</i>				

ITEM 307.	Item Details(\$)		Appropriations(\$)	
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1	2. A claim may be submitted on behalf of an individual by a person lawfully authorized to			
2	act on the individual's behalf. A claim may be submitted by the estate of or personal			
3	representative of, an individual who dies on or after February 1, 2015.			
4	3. Reimbursement shall be contingent on the individual or their representative providing			
5	appropriate documentation and information to verify the claim under guidelines			
6	established by the department.			
7	4. Reimbursement per verified claim shall be \$25,000 and shall be contingent on funding			
8	being available, with disbursements being prioritized based on the date at which sufficient			
9	documentation is provided.			
10	5. Should the funding provided for compensation be exhausted prior to the end of fiscal			
11	year 2016, the department shall continue to collect applications. The department shall			
12	provide a report to the Governor and the Chairmen of the House Appropriations and			
13	Senate Finance Committees on a quarterly basis on the number of additional individuals			
14	who have been applied.			
15	6. The Department of Medical Assistance Services shall seek federal authority to ensure			
16	that funds received through this act shall not be counted in determination of Medicaid			
17	eligibility.			
18	7. In order for the Department of Behavioral Health and Developmental Services, and the			
19	Department of Medical Assistance Services to implement the provisions of this act, both			
20	departments shall promulgate emergency regulations to become effective within 280 days			
21	or less from the enactment of this act.			
22	Total for Department of Behavioral Health and			
23	Developmental Services.....		\$74,176,098	\$78,277,085
24				\$78,677,085
25	General Fund Positions.....	224.85	225.85	
26	Nongeneral Fund Positions.....	13.40	13.40	
27	Position Level.....	238.25	239.25	
28	Fund Sources: General.....	\$46,609,895	\$50,078,008	
29			\$50,478,008	
30	Special.....	\$16,703,770	\$15,806,506	
31	Federal Trust.....	\$10,862,433	\$12,392,571	
32	<b>Grants to Localities (790)</b>			
33	308. Financial Assistance for Health Services (44500)....		\$349,012,156	\$378,756,136
34				\$380,465,193
35	Community Substance Abuse Services (44501).....	\$96,277,019	\$96,277,019	
36	Community Mental Health Services (44506).....	\$204,606,666	\$222,621,646	
37	Community Developmental Disability Services			
38	(44507).....	\$48,128,471	\$59,857,471	
39			\$61,566,528	
40	Fund Sources: General.....	\$287,332,709	\$317,076,689	
41			\$318,035,746	
42	Dedicated Special Revenue.....	\$0	\$750,000	
43	Federal Trust.....	\$61,679,447	\$61,679,447	
44	Authority: Title 37.2, Chapters 5 and 6; Title 2.2, Chapter 53, Code of Virginia.			
45	A. It is the intent of the General Assembly that community mental health, intellectual			
46	disability and substance abuse services are to be improved throughout the state. Funds			
47	provided in this Item shall not be used to supplant the funding effort provided by localities			
48	for services existing as of June 30, 1996.			
49	B. Further, it is the intent of the General Assembly that funds appropriated for this Item			
50	may be used by Community Services Boards to purchase, develop, lease, or otherwise			
51	obtain, in accordance with §§ 37.2-504 and 37.2-605, Code of Virginia, real property			

ITEM 308.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	necessary to the provision of residential services funded by this Item.			
2	C. Out of the appropriation for this Item, funds are provided to Community Services Boards			
3	in an amount sufficient to reimburse the Virginia Housing Development Authority for			
4	principal and interest payments on residential projects for the mentally disabled financed by			
5	the Housing Authority.			
6	D. The Department of Behavioral Health and Developmental Services shall make payments to			
7	the Community Services Boards from this Item in twenty-four equal semimonthly			
8	installments, except for necessary budget revisions or the operational phase-in of new			
9	programs.			
10	E. Failure of a board to participate in Medicaid covered services and to meet all requirements			
11	for provider participation shall result in the termination of a like amount of state grant			
12	support.			
13	F. Community Services Boards may establish a line of credit loan for up to three months'			
14	operating expenses to assure adequate cash flow.			
15	G. Out of this appropriation \$190,000 the first year and \$190,000 the second year from the			
16	general fund shall be provided to Virginia Commonwealth University for the continued			
17	operation and expansion of the Virginia Autism Resource Center.			
18	H.1. Out of this appropriation, \$13,203,366 the first year and \$13,808,366 the second year			
19	from the general fund shall be provided for Virginia's Part C Early Intervention System for			
20	infants and toddlers with disabilities.			
21	2. By November 15 of each year, the department shall report to the Chairmen of the House			
22	Appropriations and Senate Finance Committees on the (a) total revenues used to support Part			
23	C services, (b) total expenses for all Part C services, (c) total number of infants, toddlers and			
24	families served using all Part C revenues, and (d) services provided to those infants, toddlers,			
25	and families.			
26	I. Out of this appropriation \$6,148,128 the first year and \$6,148,128 the second year from the			
27	general fund shall be provided for mental health services for children and adolescents with			
28	serious emotional disturbances and related disorders, with priority placed on those children			
29	who, absent services, are at-risk for custody relinquishment, as determined by the Family and			
30	Assessment Planning Team of the locality. The Department of Behavioral Health and			
31	Developmental Services shall provide these funds to Community Services Boards through the			
32	annual Performance Contract. These funds shall be used exclusively for children and			
33	adolescents, not mandated for services under the Comprehensive Services Act for At-Risk			
34	Youth, who are identified and assessed through the Family and Assessment Planning Teams			
35	and approved by the Community Policy and Management Teams of the localities. The			
36	department shall provide these funds to the Community Services Boards based on an			
37	individualized plan of care methodology.			
38	J. The Commissioner, Department of Behavioral Health and Developmental Services shall			
39	allocate \$1,000,000 the first year and \$1,000,000 the second year from the federal Community			
40	Mental Health Services Block Grant for two specialized geriatric mental health services			
41	programs. One program shall be located in Health Planning Region II and one shall be located			
42	in Health Planning Region V. The programs shall serve elderly populations with mental			
43	illness who are transitioning from state mental health geriatric units to the community or who			
44	are at risk of admission to state mental health geriatric units. The commissioner is authorized			
45	to reduce the allocation in each year in an amount proportionate to any reduction in the			
46	federal Community Mental Health Services Block Grant funds awarded to the			
47	Commonwealth.			
48	K. The Commissioner, Department of Behavioral Health and Developmental Services shall			
49	allocate \$750,000 the first year and \$750,000 the second year from the federal Community			
50	Mental Health Services Block Grant for consumer-directed programs offering specialized			
51	mental health services that promote wellness, recovery and improved self-management. The			
52	commissioner is authorized to reduce the allocation in each year in an amount proportionate			
53	to any reduction in the federal Community Mental Health Services Block Grant funds			
54	awarded to the Commonwealth.			



ITEM 308.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	L. Out of this appropriation, \$2,197,050 the first year and \$2,197,050 the second year				
2	from the general fund shall be used for jail diversion and reentry services. Funds shall be				
3	distributed to community-based contractors based on need and community preparedness				
4	as determined by the commissioner.				
5	M. Out of this appropriation, \$2,400,000 the first year and \$2,400,000 the second year				
6	from the general fund shall be used for treatment and support services for substance use				
7	disorders, including individuals with acquired brain injury and co-occurring substance use				
8	disorders. Funded services shall focus on recovery models and the use of best practices.				
9	N. Out of this appropriation, \$2,780,645 the first year and \$2,780,645 the second year				
10	from the general fund shall be used to provide outpatient clinician services to children				
11	with mental health needs. Each Community Services Board shall receive funding as				
12	determined by the commissioner to increase the availability of specialized mental health				
13	services for children. The department shall require that each Community Services Board				
14	receiving these funds agree to cooperate with Court Service Units in their catchment areas				
15	to provide services to mandated and nonmandated children, in their communities, who				
16	have been brought before Juvenile and Domestic Relations Courts and for whom				
17	treatment services are needed to reduce the risk these children pose to themselves and				
18	their communities or who have been referred for services through family assessment and				
19	planning teams through the Comprehensive Services Act for At-Risk Youth and Families.				
20	O. Out of this appropriation, \$17,701,997 the first year and \$17,701,997 the second year				
21	from the general fund shall be used to provide emergency services, crisis stabilization				
22	services, case management, and inpatient and outpatient mental health services for				
23	individuals who are in need of emergency mental health services or who meet the criteria				
24	for mental health treatment set forth pursuant to House Bill 559 and Senate Bill 246, 2008				
25	Session of the General Assembly. Funding provided in this item also shall be used to				
26	offset the fiscal impact of (i) establishing and providing mandatory outpatient treatment,				
27	pursuant to House Bill 499 and Senate Bill 246, 2008 Session of the General Assembly;				
28	and (ii) attendance at involuntary commitment hearings by community services board staff				
29	who have completed the prescreening report, pursuant to House Bill 560 and Senate Bill				
30	246, 2008 Session of the General Assembly.				
31	P. Out of this appropriation, \$8,800,000 the first year and \$8,800,000 the second year				
32	from the general fund shall be used to provide community crisis intervention services in				
33	each region for individuals with intellectual or developmental disabilities and co-occurring				
34	mental health or behavioral disorders.				
35	Q. Out of this appropriation, \$1,900,000 the first year and \$1,900,000 the second year				
36	from the general fund shall be used to expand community-based services in Health				
37	Planning Region V. These funds shall be used for services intended to delay or deter				
38	placement, or provide discharge assistance for patients in a state mental health facility.				
39	R. Out of this appropriation, \$2,000,000 the first year and \$2,000,000 the second year				
40	from the general fund shall be used to expand crisis stabilization and related services				
41	statewide intended to delay or deter placement in a state mental health facility.				
42	S. Out of this appropriation, \$4,150,000 the first year and \$6,650,000 the second year				
43	from the general fund shall be used to provide child psychiatry and children's crisis				
44	response services for children with mental health and behavioral disorders. These funds,				
45	divided among the health planning regions based on the current availability of the				
46	services, shall be used to hire or contract with child psychiatrists who can provide direct				
47	clinical services, including crisis response services, as well as training and consultation				
48	with other children's health care providers in the health planning region such as general				
49	practitioners, pediatricians, nurse practitioners, and community service boards staff, to				
50	increase their expertise in the prevention, diagnosis, and treatment of children with mental				
51	health disorders. Funds may also be used to create new or enhance existing community-				
52	based crisis response services in a health planning region, including mobile crisis teams				
53	and crisis stabilization services, with the goal of diverting children from inpatient				
54	psychiatric hospitalization to less restrictive services in or near their communities. The				
55	Department of Behavioral Health and Developmental Services shall report on the use and				
56	impact of this funding to the Chairmen of the House Appropriations and Senate Finance				
57	Committees beginning on October 1, 2014 and each year thereafter.				

ITEM 308.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	T. Out of this appropriation, \$3,300,000 the first year and \$10,500,000 the second year from				
2	the general fund shall be used for up to 32 drop-off centers to provide an alternative to				
3	incarceration for people with serious mental illness and individuals with acquired brain injury				
4	and co-occurring serious mental health illness. Priority for new funding shall be given to				
5	programs that have implemented Crisis Intervention Teams pursuant to § 9.1-102 and § 9.1-				
6	187 et seq. of the Code of Virginia and have undergone planning to implement drop-off				
7	centers.				
8	U. Out of this appropriation, \$1,250,000 the first year and \$1,250,000 the second year from				
9	the general fund shall be used to develop and implement crisis services for children with				
10	intellectual or developmental disabilities.				
11	V. Out of this appropriation, \$1,750,000 the first year and \$2,000,000 the second year from				
12	the general fund shall be used to provide community-based services to individuals residing in				
13	state hospitals who have been determined clinically ready for discharge.				
14	W. Out of this appropriation, \$600,000 the first year and \$600,000 the second year from the				
15	general fund shall be used to provide mental health first aid training and certification to				
16	recognize and respond to mental or emotional distress. Funding shall be used to cover the				
17	cost of personnel dedicated to this activity, training and certification, and manuals and				
18	certification for all those receiving the training.				
19	X. Out of this appropriation, \$1,132,620 the first year and \$620,000 the second year from the				
20	general fund shall be used to expand access to telepsychiatry services.				
21	Y. Out of this appropriation, \$950,000 the first year and \$6,800,000 the second year from the				
22	general fund shall be used to implement seven new Programs of Assertive Community				
23	Treatment (PACT).				
24	Z. Out of this appropriation, \$3,500,000 the first year and \$4,000,000 the second year from				
25	the general fund shall be used to increase availability of community-based mental health				
26	outpatient services for youth and young adults.				
27	AA. Out of this appropriation, \$2,750,000 the first year from the general fund shall be used				
28	for the provision of services for individuals transitioning out of Northern Virginia Training				
29	Center into community settings.				
30	BB. Out of this appropriation, \$250,000 the first year and \$500,000 the second year from the				
31	general fund shall be used to increase mental health inpatient treatment purchased in				
32	community hospitals. Priority shall be given to regions that exhaust available resources				
33	before the end of the year in order to ensure treatment is provided in the community and do				
34	not result in more restrictive placements.				
35	CC. Out of this appropriation, \$2,127,600 the second year from the general fund is provided				
36	for permanent supportive housing to support rental subsidies and services to be administered				
37	by community services boards or private entities to provide stable, supportive housing for				
38	persons with serious mental illness.				
39	DD. Out of this appropriation, \$250,000 the second year from the general fund is provided to				
40	contract with the ARC of Greater Prince William for assistance with construction or				
41	acquisition of appropriate accessible housing <del>and appropriate</del> and transportation or other				
42	appropriate therapeutic clinical services to support individuals transitioning out of the				
43	Northern Virginia Training Center into the community. This funding is one-time to provide				
44	necessary support until the transition to the new redesigned Intellectual and Developmental				
45	Disability waivers with more appropriate services and an improved rate structure is complete.				
46	The ARC of Greater Prince William shall report on the use of this funding to support needs of				
47	individuals transitioning from the Northern Virginia Training Center. The report shall be				
48	submitted to the Chairmen of the House Appropriations and Senate Finance Committees by				
49	September 1, 2015 June 30, 2016.				
50	<i>EE.1. Out of this appropriation, \$750,000 the second year from the Behavioral Health and</i>				
51	<i>Developmental Services Trust Fund, established pursuant to § 37.2-318 of the Code of</i>				
52	<i>Virginia, shall be used for one-time capital and transition costs associated with the</i>				
53	<i>development of community-based waiver group homes and/or community-based intermediate</i>				

ITEM 308.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	<i>care facilities for individuals with intellectual disabilities who are transitioning to</i>				
2	<i>community living from Southwestern Virginia Training Center and who choose to remain</i>				
3	<i>in Southwest Virginia. The housing options shall be located in Virginia no farther than</i>				
4	<i>100 miles from the Southwestern Virginia Training Center. The Department of</i>				
5	<i>Behavioral Health and Developmental Services shall give preference to projects involving</i>				
6	<i>existing Virginia Providers to expand service capacity.</i>				
7	2. Expenditures of any remaining balances in the Behavioral Health and Developmental				
8	Services Trust Fund shall be subject to an appropriation included in an appropriation bill				
9	passed by the General Assembly.				
10	3. Any remaining balances in the Behavioral Health and Developmental Services Trust				
11	Fund shall be carried forward to the subsequent fiscal year.				
12	Total for Grants to Localities.....			<b>\$349,012,156</b>	<b>\$378,756,136</b>
13					<b>\$380,465,193</b>
14	Fund Sources: General.....	\$287,332,709	\$317,076,689		
15			\$318,035,746		
16	Dedicated Special Revenue.....	\$0	\$750,000		
17	Federal Trust.....	\$61,679,447	\$61,679,447		
18	<b>Mental Health Treatment Centers (792)</b>				
19	309.	Not set out.			
20	310.	Not set out.			
21	311.	Not set out.			
22	312.	State Health Services (43000).....		\$213,986,268	\$211,621,250
23					\$212,139,912
24		Geriatric Care Services (43006).....	\$41,194,118	\$45,948,674	
25				\$42,034,736	
26		Inpatient Medical Services (43007).....	\$20,401,600	\$9,444,593	
27		State Mental Health Facility Services (43014).....	\$152,390,550	\$156,227,983	
28				\$160,660,583	
29		Fund Sources: General.....	\$152,233,330	\$161,646,947	
30				\$162,165,609	
31		Special.....	\$61,752,938	\$49,974,303	
32	Authority: Title 37.2, Chapters 1 through 11, Code of Virginia.				
33	A. Out of this appropriation, \$700,000 the first year and \$700,000 the second year from				
34	the general fund shall be used to continue operating up to 13 beds at Northern Virginia				
35	Mental Health Institute (NVMHI) that had been scheduled for closure in fiscal year 2013.				
36	The Commissioner of the Department of Behavioral Health and Developmental Services				
37	shall ensure continued operation of at least 123 beds.				
38	B.1. Out of this appropriation, \$4,070,663 the first year and \$4,070,663 the second year				
39	from the general fund shall be used to provide additional inpatient bed capacity at				
40	Southwestern Mental Health Institute, Northern Virginia Mental Health Institute, and				
41	Hiram Davis Medical Center.				
42	2. Out of this appropriation, \$375,000 the first year from the general fund shall be used for				
43	capital costs at Hiram Davis Medical Center to ensure sufficient medical capacity is				
44	available to serve patients with medical needs when the state becomes the facility of last				
45	resort.				
46	313.	Not set out.			
47	314.	Not set out.			
48	Total for Mental Health Treatment Centers.....			<b>\$341,295,555</b>	<b>\$335,939,416</b>
49					<b>\$336,458,078</b>

ITEM 314.		Item Details(\$)		Appropriations(\$)		
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016	
1	General Fund Positions.....	4,197.00	4,216.00			
2	Nongeneral Fund Positions.....	665.00	665.00			
3	Position Level.....	4,862.00	4,881.00			
4	Fund Sources: General.....	\$250,498,607	\$259,711,672			
5			\$260,230,334			
6	Special.....	\$90,596,948	\$76,027,744			
7	Federal Trust.....	\$200,000	\$200,000			
8	315. Not set out.					
9	316. Not set out.					
10	317. Not set out.					
11	318. Not set out.					
12	319. Not set out.					
13	320. Not set out.					
14	321. Not set out.					
15	322. Not set out.					
16	323. Not set out.					
17	324. Not set out.					
18	Grand Total for Department of Behavioral Health					
19	and Developmental Services.....			\$1,006,748,428	\$1,051,041,498	
20					\$1,053,669,217	
21	General Fund Positions.....	6,344.35	6,370.35			
22	Nongeneral Fund Positions.....	1,895.40	1,895.40			
23	Position Level.....	8,239.75	8,265.75			
24	Fund Sources: General.....	\$656,398,773	\$700,024,671			
25			\$701,902,390			
26	Special.....	\$277,407,775	\$276,544,809			
27	Dedicated Special Revenue.....	\$0	\$750,000			
28	Federal Trust.....	\$72,941,880	\$74,472,018			
29	<b>§ 1-21. DEPARTMENT FOR AGING AND REHABILITATIVE SERVICES (262)</b>					
30	325. Not set out.					
31	326. Not set out.					
32	327. Not set out.					
33	328. Not set out.					
34	329. Not set out.					
35	330. Not set out.					
36	331. Not set out.					
37	<b>Wilson Workforce and Rehabilitation Center (203)</b>					
38	332. Rehabilitation Assistance Services (45400).....			\$11,689,804	\$11,331,745	
39					\$11,431,745	
40	Vocational Rehabilitation Services (45404).....	\$6,321,639	\$6,033,145			
41			\$6,133,145			
42	Medical Rehabilitative Services (45405).....	\$5,368,165	\$5,298,600			
43	Fund Sources: General.....	\$2,813,508	\$2,655,449			
44			\$2,755,449			

ITEM 332.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Special.....	\$8,576,296	\$8,576,296		
2	Federal Trust.....	\$300,000	\$100,000		
3	Authority: Title 51.5, Chapter 3, Code of Virginia; P.L. 89-313, P.L. 93-112, P.L. 94-482				
4	and P.L. 95-602, Federal Code.				
5	<i>Out of this appropriation, \$100,000 from the general fund the second year shall be</i>				
6	<i>provided to establish a Manufacturing Skills Training Program.</i>				
7	333. Not set out.				
8	Total for Wilson Workforce and Rehabilitation				
9	Center.....			\$24,103,114	\$23,911,641
10					\$24,011,641
11	General Fund Positions.....	58.80	58.80		
12	Nongeneral Fund Positions.....	222.20	222.20		
13	Position Level.....	281.00	281.00		
14	Fund Sources: General.....	\$5,132,243	\$4,940,770		
15			\$5,040,770		
16	Special.....	\$18,670,871	\$18,670,871		
17	Federal Trust.....	\$300,000	\$300,000		
18	Grand Total for Department for Aging and				
19	Rehabilitative Services.....			\$247,184,397	\$249,794,457
20					\$249,894,457
21	General Fund Positions.....	126.80	126.80		
22	Nongeneral Fund Positions.....	1,192.20	1,192.20		
23	Position Level.....	1,319.00	1,319.00		
24	Fund Sources: General.....	\$56,595,122	\$59,205,182		
25			\$59,305,182		
26	Special.....	\$29,896,916	\$29,896,916		
27	Dedicated Special Revenue.....	\$1,694,918	\$1,694,918		
28	Federal Trust.....	\$158,997,441	\$158,997,441		
29	<b>§ 1-22. DEPARTMENT OF SOCIAL SERVICES (765)</b>				
30	334. Program Management Services (45100).....			\$37,069,533	\$36,943,718
31					\$36,529,530
32	Training and Assistance to Local Staff (45101).....	\$4,203,926	\$4,203,926		
33			\$4,156,641		
34	Central Administration and Quality Assurance for				
35	Benefit Programs (45102).....	\$12,819,703	\$12,819,703		
36			\$12,544,662		
37	Central Administration and Quality Assurance for				
38	Family Services (45103).....	\$7,647,037	\$7,521,222		
39			\$7,370,916		
40	Central Administration and Quality Assurance for				
41	Community Programs (45105).....	\$8,232,153	\$8,232,153		
42			\$8,270,690		
43	Central Administration and Quality Assurance for				
44	Child Care Activities (45107).....	\$4,166,714	\$4,166,714		
45			\$4,186,621		
46	Fund Sources: General.....	\$15,594,758	\$15,478,926		
47			\$15,044,973		
48	Special.....	\$100,000	\$100,000		
49	Federal Trust.....	\$21,374,775	\$21,364,792		
50			\$21,384,557		
51	Authority: Title 2.2, Chapter 54; Title 63.2, Chapters 2 and 21, Code of Virginia; Title VI,				
52	Subtitle B, P.L. 97-35, as amended; P.L. 103-252, as amended; P.L. 104-193, as amended,				
53	Federal Code.				

ITEM 334.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	A. The Department of Social Services, in collaboration with the Office of Comprehensive				
2	Services, shall provide training to local staff serving on Family Assessment and Planning				
3	Teams and Community Policy and Management Teams. Training shall include, but need not				
4	be limited to, the federal and state requirements pertaining to the provision of the foster care				
5	services funded under § 2.2-5211, Code of Virginia. The training shall also include written				
6	guidance concerning which services remain the financial responsibility of the local				
7	departments of social services. Training shall be provided on a regional basis at least once per				
8	year. Written guidance shall be updated and provided to local Comprehensive Services Act				
9	teams whenever there is a change in allowable expenses under federal or state guidelines. In				
10	addition, the Department of Social Services shall provide ongoing local oversight of its				
11	federal and state requirements related to the provision of services funded under § 2.2-5211,				
12	Code of Virginia.				
13	B. By November 1 of each year, the Department of Planning and Budget, in cooperation with				
14	the Department of Social Services, shall prepare and submit a forecast of expenditures for				
15	cash assistance provided through the Temporary Assistance for Needy Families (TANF)				
16	program, mandatory child day care services under TANF, foster care maintenance and				
17	adoption subsidy payments, upon which the Governor's budget recommendations will be				
18	based, for the current and subsequent two years to the Chairmen of the House Appropriations				
19	and Senate Finance Committees.				
20	C. The Department of Social Services shall provide administrative support and technical				
21	assistance to the Family and Children's Trust Fund (FACT) Board of Trustees established in				
22	Sections 63.2-2100 through 63.2-2103, Code of Virginia.				
23	D. Out of this appropriation, \$1,829,111 the first year and \$1,829,111 the second year from				
24	the general fund and \$1,829,111 the first year and \$1,829,111 the second year from				
25	nongeneral funds shall be provided to fund the Supplemental Nutrition Assistance Program				
26	(SNAP) Electronic Benefit Transfer (EBT) contract cost.				
27	E. The Department of Social Services may revise the current schedule for the issuance of				
28	federal Supplemental Nutrition Assistance Program (SNAP) benefits over a two-month				
29	conversion period while minimizing the impact on current recipients, provided that no general				
30	fund dollars are required to implement the conversion. If the department determines that there				
31	are any general fund costs required to implement the conversion, the department may revise				
32	the current schedule for the issuance of federal Supplemental Nutrition Assistance Program				
33	(SNAP) benefits for new enrollees only. The department may spread out the issuance of				
34	SNAP benefits over nine calendar days with payments occurring on the first, fourth, seventh,				
35	and ninth day of the month.				
36	F.1. Out of this appropriation, ten positions and the associated funding shall be dedicated to				
37	providing on-going financial oversight of foster care services. Each of the ten positions, with				
38	two working out of each regional office, shall assess and review all foster care spending to				
39	ensure that state and federal standards are met. None of these positions shall be used for				
40	quality, information technology, or clerical functions.				
41	2. By September 1 of each year, the department shall report to the Governor, the Chairmen of				
42	the House Appropriations and Senate Finance Committees, and the Director, Department of				
43	Planning and Budget regarding the foster care program's statewide spending, error rates and				
44	compliance with state and federal reviews.				
45	G. Out of this appropriation, \$100,000 the first year from the general fund shall be used to				
46	contract with a private entity, with expertise in government systems, finance, and child				
47	welfare services, to develop a plan for implementing the provisions of the federal Foster				
48	Connections to Success and Increasing Adoptions Act of 2008 (P.L. 110-351; P.L. 111-148).				
49	This plan shall 1) include a six year projection of the fiscal impact associated with the				
50	Department of Social Services (DSS), the Comprehensive Services Act, and local departments				
51	of social services; 2) review of all necessary statutory, regulatory and administrative changes				
52	that are required by the federal law; 3) include a draft of any necessary legislative and				
53	regulatory changes; 4) include a draft of any necessary amendments to the Title IV-E state				
54	plan; 5) outline the impact on other child welfare services; and 6) assess any impact on				
55	children and families. The final implementation plan must be approved by the Commissioner,				
56	DSS and Director, Office of Comprehensive Services. By October 15, 2014, DSS shall				
57	provide this plan to the Governor, Chairmen of the House Appropriations and Senate Finance				

ITEM 334.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Committees, Secretary of Health and Human Resources, and the Director, Department of				
2	Planning and Budget.				
3	335. Financial Assistance for Self-Sufficiency Programs				
4	and Services (45200).....			\$254,884,230	\$260,952,028
5					\$268,490,853
6	Temporary Assistance for Needy Families (TANF)				
7	Cash Assistance (45201).....	\$85,937,952	\$86,294,138		
8			\$82,268,689		
9	Temporary Assistance for Needy Families (TANF)				
10	Employment Services (45212).....	\$19,657,832	\$19,657,832		
11	Supplemental Nutrition Assistance Program				
12	Employment and Training (SNAPET) Services				
13	(45213).....	\$1,017,742	\$1,017,742		
14			\$3,931,744		
15	Temporary Assistance for Needy Families (TANF)				
16	Child Care Subsidies (45214).....	\$57,722,640	\$59,823,670		
17			\$64,062,303		
18	At-Risk Child Care Subsidies (45215).....	\$82,033,895	\$85,644,477		
19			\$90,056,116		
20	Unemployed Parents Cash Assistance (45216).....	\$8,514,169	\$8,514,169		
21	Fund Sources: General.....	\$82,675,388	\$82,765,121		
22	Federal Trust.....	\$172,208,842	\$178,186,907		
23			\$185,725,732		
24	Authority: Title 2.2, Chapter 54; Title 63.2, Chapters 1 through 7, Code of Virginia; Title				
25	VI, Subtitle B, P.L. 97-35, as amended; P.L. 103-252, as amended; P.L. 104-193, as				
26	amended, Federal Code.				
27	A. It is hereby acknowledged that as of June 30, 2013 there existed with the federal				
28	government an unexpended balance of \$39,078,902 in federal Temporary Assistance for				
29	Needy Families (TANF) block grant funds which are available to the Commonwealth of				
30	Virginia to reimburse expenditures incurred in accordance with the adopted State Plan for				
31	the TANF program. Based on projected spending levels and appropriations in this act, the				
32	Commonwealth's accumulated balance for authorized federal TANF block grant funds is				
33	estimated at \$47,528,489 on June 30, 2014; <del>\$39,226,072</del> \$72,735,005 on June 30, 2015;				
34	and <del>\$27,164,943</del> \$70,522,775 on June 30, 2016.				
35	B. No less than 30 days prior to submitting any amendment to the federal government				
36	related to the State Plan for the Temporary Assistance for Needy Families program, the				
37	Commissioner of the Department of Social Services shall provide the Chairmen of the				
38	House Appropriations and Senate Finance Committees as well as the Director,				
39	Department of Planning and Budget written documentation detailing the proposed policy				
40	changes. This documentation shall include an estimate of the fiscal impact of the proposed				
41	changes and information summarizing public comment that was received on the proposed				
42	changes.				
43	C. Notwithstanding any other provision of state law, the Department of Social Services				
44	shall maintain a separate state program, as that term is defined by federal regulations				
45	governing the Temporary Assistance for Needy Families (TANF) program, 45 C.F.R. §				
46	260.30, for the purpose of providing welfare cash assistance payments to able-bodied two-				
47	parent families. The separate state program shall be funded by state funds and operated				
48	outside of the TANF program. Able-bodied two-parent families shall not be eligible for				
49	TANF cash assistance as defined at 45 C.F.R. § 260.31 (a)(1), but shall receive benefits				
50	under the separate state program provided for in this paragraph. Although various				
51	conditions and eligibility requirements may be different under the separate state program,				
52	the basic benefit payment for which two-parent families are eligible under the separate				
53	state program shall not be less than what they would have received under TANF. The				
54	Department of Social Services shall establish regulations to govern this separate state				
55	program.				
56	D. As a condition of this appropriation, the Department of Social Services shall disregard				
57	the value of one motor vehicle per assistance unit in determining eligibility for cash				
58	assistance in the Temporary Assistance for Needy Families (TANF) program and in the				

ITEM 335.	Item Details(\$)		Appropriations(\$)	
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1	separate state program for able-bodied two-parent families.			
2	E. The Department of Social Services, in collaboration with local departments of social			
3	services, shall maintain minimum performance standards for all local departments of social			
4	services participating in the Virginia Initiative for Employment, Not Welfare (VIEW)			
5	program. The department shall allocate VIEW funds to local departments of social services			
6	based on these performance standards and VIEW caseloads. The allocation formula shall be			
7	developed and revised in cooperation with the local social services departments and the			
8	Department of Planning and Budget.			
9	F. A participant whose Temporary Assistance for Needy Families (TANF) financial			
10	assistance is terminated due to the receipt of 24 months of assistance as specified in § 63.2-			
11	612, Code of Virginia, or due to the closure of the TANF case prior to the completion of 24			
12	months of TANF assistance, excluding cases closed with a sanction for noncompliance with			
13	the Virginia Initiative for Employment Not Welfare program, shall be eligible to receive			
14	employment and training assistance for up to 12 months after termination, if needed, in			
15	addition to other transitional services provided pursuant to § 63.2-611, Code of Virginia.			
16	G. The Department of Social Services, in conjunction with the Department of Correctional			
17	Education, shall identify and apply for federal, private and faith-based grants for pre-release			
18	parenting programs for non-custodial incarcerated parent offenders committed to the			
19	Department of Corrections, including but not limited to the following grant programs:			
20	Promoting Responsible Fatherhood and Healthy Marriages, State Child Access and Visitation			
21	Block Grant, Serious and Violent Offender Reentry Initiative Collaboration, Special			
22	Improvement Projects, § 1115 Social Security Demonstration Grants, and any new grant			
23	programs authorized under the federal Temporary Assistance for Needy Families (TANF)			
24	block grant program.			
25	H.1. Out of this appropriation, \$6,500,000 the first year and \$6,500,000 the second year from			
26	nongeneral funds is included for Head Start wraparound child care services.			
27	2. Included in this Item is funding to carry out the former responsibilities of the Virginia			
28	Council on Child Day Care and Early Childhood Programs. Nongeneral fund appropriations			
29	allocated for uses associated with the Head Start program shall not be transferred for any			
30	other use until eligible Head Start families have been fully served. Any remaining funds may			
31	be used to provide services to enrolled low-income families in accordance with federal and			
32	state requirements. Families, who are working or in education and training programs, with			
33	income at or below the poverty level, whose children are enrolled in Head Start wraparound			
34	programs paid for with the federal block grant funding in this Item shall not be required to pay			
35	fees for these wraparound services.			
36	I. Out of this appropriation, \$2,647,305 the second year from the general fund and			
37	\$64,781,649 the first year and \$57,260,335 the second year from federal funds shall be			
38	provided to support state child care programs which will be administered on a sliding scale			
39	basis to income eligible families. The sliding fee scale and eligibility criteria are to be set			
40	according to the rules and regulations of the State Board of Social Services, except that the			
41	income eligibility thresholds for child care assistance shall account for variations in the local			
42	cost of living index by metropolitan statistical areas. The Department of Social Services shall			
43	report on the sliding fee scale and eligibility criteria adopted by the Board of Social Services			
44	by December 15 of each year. The Department of Social Services shall make the necessary			
45	amendments to the Child Care and Development Funds Plan to accomplish this intent. Funds			
46	shall be targeted to families who are most in need of assistance with child care costs.			
47	Localities may exceed the standards established by the state by supplementing state funds			
48	with local funds.			
49	J. Out of this appropriation, \$600,000 the first year and \$600,000 the second year from			
50	nongeneral funds shall be used to provide scholarships to students in early childhood			
51	education and related majors who plan to work in the field, or already are working in the field,			
52	whether in public schools, child care or other early childhood programs, and who enroll in a			
53	state community college or a state supported senior institution of higher education.			
54	K. Out of this appropriation, \$505,000 the first year and \$505,000 the second year from			
55	nongeneral funds shall be used to provide training of individuals in the field of early			
56	childhood education.			



ITEM 335.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	L. Out of this appropriation, \$300,000 the first year and \$300,000 the second year from			
2	nongeneral funds shall be used to provide child care assistance for children in homeless			
3	and domestic violence shelters.			
4	M. The Department of Social Services shall increase Temporary Assistance for Needy			
5	Families (TANF) cash benefits by 2.5 percent on January 1, 2016.			
6	N. The Director, Department of Planning and Budget, shall, on or before June 30, 2016,			
7	unallot \$500,000 from the general fund in this item, which reflects unused balances in the			
8	Unemployed Parents Cash Assistance program.			
9	336.	Financial Assistance for Local Social Services		
10		Staff (46000).....		\$411,764,571
11				\$418,157,879
12		Local Staff and Operations (46010).....	\$411,764,571	\$424,499,840
13				\$418,157,879
14		Fund Sources: General.....	\$112,125,468	\$114,372,395
15		Dedicated Special Revenue.....	\$3,000,000	\$3,000,000
16		Federal Trust.....	\$296,639,103	<del>\$300,785,484</del>
17				\$307,127,445
18	Authority: Title 63.2, Chapters 1 through 7 and 9 through 16, Code of Virginia; P.L. 104-			
19	193, Titles IV A, XIX, and XXI, Social Security Act, Federal Code, as amended.			
20	A. The amounts in this Item shall be expended under regulations of the Board of Social			
21	Services to reimburse county and city welfare/social services boards pursuant to § 63.2-			
22	401, Code of Virginia, and subject to the same percentage limitations for other			
23	administrative services performed by county and city public welfare/social services boards			
24	and superintendents of public welfare/social services pursuant to other provisions of the			
25	Code of Virginia, as amended.			
26	B. Pursuant to the provisions of §§ 63.2-403, 63.2-406, 63.2-407, 63.2-408, and 63.2-615			
27	Code of Virginia, all moneys deducted from funds otherwise payable out of the state			
28	treasury to the counties and cities pursuant to the provisions of § 63.2-408, Code of			
29	Virginia, shall be credited to the applicable general fund account.			
30	C. Included in this appropriation are funds to reimburse local social service agencies for			
31	eligibility workers who interview applicants to determine qualification for public			
32	assistance benefits which include but are not limited to: Temporary Assistance for Needy			
33	Families (TANF); Supplemental Nutrition Assistance Program (SNAP); and Medicaid.			
34	D. Included in this appropriation are funds to reimburse local social service agencies for			
35	social workers who deliver program services which include but are not limited to: child			
36	and adult protective services complaint investigations; foster care and adoption services;			
37	and adult services.			
38	E. Out of the federal fund appropriation for local social services staff, amounts estimated			
39	at \$55,000,000 the first year and \$55,000,000 the second year shall be set aside for			
40	allowable local costs which exceed available general fund reimbursement and amounts			
41	estimated at \$16,000,000 the first year and \$16,000,000 the second year shall be set aside			
42	to reimburse local governments for allowable costs incurred in administering public			
43	assistance programs.			
44	F. Out of this appropriation, \$439,338 the first year and \$439,338 the second year from the			
45	general fund and \$422,109 the first year and \$422,109 the second year from nongeneral			
46	funds is provided to cover the cost of the health insurance credit for retired local social			
47	services employees.			
48	337.	Child Support Enforcement Services (46300).....		\$769,061,898
49				\$769,061,898
50		Support Enforcement and Collection Services		\$770,108,474
51		(46301).....	\$98,863,727	<del>\$98,863,727</del>
52				\$105,202,165

ITEM 337.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Public Assistance Child Support Payments (46302)....				
2		\$11,000,000	\$11,000,000		
3	Non-Public Assistance Child Support Payments				
4	(46303).....	\$659,198,171	<del>\$659,198,171</del>		
5			\$653,906,309		
6	Fund Sources: General.....	\$12,539,322	<del>\$12,039,322</del>		
7			\$12,513,126		
8	Special.....	\$694,397,989	\$694,897,989		
9	Federal Trust.....	\$62,124,587	<del>\$62,124,587</del>		
10			\$62,697,359		
11	Authority: Title 20, Chapters 2 through 3.1 and 4.1 through 9; Title 63.2, Chapter 19, Code of				
12	Virginia; P.L. 104-193, as amended; P.L. 105-200, P.L. 106-113, Federal Code.				
13	A. Any net revenue from child support enforcement collections, after all disbursements are				
14	made in accordance with state and federal statutes and regulations, and after the state's share				
15	of the cost of administering the program is paid, shall be estimated and deposited into the				
16	general fund by June 30 of the fiscal year in which it is collected. Any additional moneys				
17	determined to be available upon final determination of a fiscal year's costs of administering				
18	the program shall be deposited to the general fund by September 1 of the subsequent fiscal				
19	year in which it is collected.				
20	B. In determining eligibility and amounts for cash assistance, pursuant to the Personal				
21	Responsibility and Work Opportunity Reconciliation Act of 1996, Public Law 104-193, the				
22	department shall continue to disregard up to \$100 per month in child support payments and				
23	return to recipients of cash assistance up to \$100 per month in child support payments				
24	collected on their behalf.				
25	C. The state share of amounts disbursed to recipients of cash assistance pursuant to paragraph				
26	B of this Item shall be considered part of the Commonwealth's required Maintenance of Effort				
27	spending for the federal Temporary Assistance for Needy Families program established by the				
28	Social Security Act.				
29	D. The department shall expand collections of child support payments through contracts with				
30	private vendors. However, the Department of Social Services and the Office of the Attorney				
31	General shall not contract with any private collection agency, private attorney, or other private				
32	entity for any child support enforcement activity until the State Board of Social Services has				
33	made a written determination that the activity shall be performed under a proposed contract at				
34	a lower cost than if performed by employees of the Commonwealth.				
35	E. The Division of Child Support Enforcement, in cooperation with the Department of				
36	Medical Assistance Services, shall identify cases for which there is a medical support order				
37	requiring a noncustodial parent to contribute to the medical cost of caring for a child who is				
38	enrolled in the Medicaid or Family Access to Medical Insurance Security (FAMIS) Programs.				
39	Once identified, the division shall work with the Department of Medical Assistance Services				
40	to take appropriate enforcement actions to obtain medical support or repayments for the				
41	Medicaid program.				
42	338. Adult Programs and Services (46800).....			\$38,461,169	\$39,561,169
43	Auxiliary Grants for the Aged, Blind, and Disabled				
44	(46801).....	\$22,398,969	\$22,398,969		
45	Adult In-Home and Supportive Services (46802).....	\$6,822,995	\$6,822,995		
46	Domestic Violence Prevention and Support				
47	Activities (46803).....	\$9,239,205	\$10,339,205		
48	Fund Sources: General.....	\$22,756,141	\$23,856,141		
49	Federal Trust.....	\$15,705,028	\$15,705,028		
50	Authority: Title 63.2, Chapters 1, 16 and 22, Code of Virginia; Title XVI, federal Social				
51	Security Act, as amended.				
52	A.1. Effective January 1, 2015, the Department of Social Services, in collaboration with the				
53	Department for Aging and Rehabilitative Services, is authorized to base approved licensed				
54	assisted living facility rates for individual facilities on an occupancy rate of 85 percent of				

ITEM 338.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	licensed capacity, not to exceed a maximum rate of \$1,219 per month, which rate is also				
2	applied to approved adult foster care homes, unless modified as indicated below. The				
3	department may add a 15 percent differential to the maximum amount for licensed assisted				
4	living facilities and adult foster care homes in Planning District Eight.				
5	2. Effective January 1, 2013, the monthly personal care allowance for auxiliary grant				
6	recipients who reside in licensed assisted living facilities and approved adult foster care				
7	homes shall be \$82 per month, unless modified as indicated below.				
8	3. The Department of Social Services, in collaboration with the Department for Aging and				
9	Rehabilitative Services, is authorized to increase the assisted living facility and adult				
10	foster care home rates and/or the personal care allowance cited above on January 1 of each				
11	year in which the federal government increases Supplemental Security Income or Social				
12	Security rates or at any other time that the department determines that an increase is				
13	necessary to ensure that the Commonwealth continues to meet federal requirements for				
14	continuing eligibility for federal financial participation in the Medicaid program. Any				
15	such increase is subject to the prior concurrence of the Department of Planning and				
16	Budget. Within thirty days after its effective date, the Department of Social Services shall				
17	report any such increase to the Governor and the Chairmen of the House Appropriations				
18	and Senate Finance Committees with an explanation of the reasons for the increase.				
19	B. Out of this appropriation, \$4,185,189 the first year and \$4,185,189 in the second year				
20	from the federal Social Services Block Grant shall be allocated to provide adult				
21	companion services for low-income elderly and disabled adults.				
22	C. The toll-free telephone hotline operated by the Department of Social Services to				
23	receive child abuse and neglect complaints shall also be publicized and used by the				
24	department to receive complaints of adult abuse and neglect.				
25	D. Out of this appropriation, \$248,750 the first year and \$248,750 the second year from				
26	the general fund and \$1,346,792 the first year and \$1,346,792 the second year from				
27	federal Temporary Assistance for Needy Families (TANF) funds shall be provided as a				
28	grant to local domestic violence programs for purchase of crisis and core services for				
29	victims of domestic violence, including 24-hour hotlines, emergency shelter, emergency				
30	transportation, and other crisis services as a first priority.				
31	E. Out of this appropriation, \$75,000 the first year and \$75,000 the second year from the				
32	general fund and \$400,000 the first year and \$400,000 the second year from nongeneral				
33	funds shall be provided for the purchase of services for victims of domestic violence as				
34	stated in § 63.2-1615, Code of Virginia, in accordance with regulations promulgated by				
35	the Board of Social Services.				
36	F. Out of this appropriation \$1,100,000 the second year from the general fund and				
37	\$1,000,000 the first year and \$1,000,000 the second year from federal Temporary				
38	Assistance to Needy Families (TANF) funds shall be provided as a grant to local domestic				
39	violence programs for services.				
40	G. The Director, Department of Planning and Budget, shall, on or before June 30, 2015,				
41	unallot \$400,000 from the general fund in this item, which reflects unused balances in the				
42	auxiliary grants program.				
43	<i>H. The Director, Department of Planning and Budget, shall, on or before June 30, 2016,</i>				
44	<i>unallot \$1,000,000 from the general fund in this item, which reflects unused balances in</i>				
45	<i>the Auxiliary Grant program.</i>				
46	339. Child Welfare Services (46900).....			\$181,856,821	\$181,882,938
47					\$190,092,155
48	Foster Care Payments (46901).....	\$40,473,220	\$40,515,548		
49			\$47,812,184		
50	Supplemental Child Welfare Activities (46902).....	\$26,545,518	\$26,545,518		
51	Adoption Subsidy Payments (46903).....	\$114,838,083	\$114,821,872		
52			\$115,734,453		
53	Fund Sources: General.....	\$96,360,229	\$96,365,182		
54			\$98,041,701		

ITEM 339.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Special.....	\$325,030	\$325,030		
2	Dedicated Special Revenue.....	\$235,265	\$235,265		
3	Federal Trust.....	\$84,936,297	<del>\$84,957,461</del>		
4			\$91,490,159		
5	Authority: Title 63.2, Chapters 1, 2, 4 and 8 through 15, Code of Virginia; P.L. 100-294, P.L.				
6	101-126, P.L. 101-226, P.L. 105-89, P.L. 110-351, P.L. 111-320, as amended, Federal Code.				
7	A. Expenditures meeting the criteria of Title IV-E of the Social Security Act shall be fully				
8	reimbursed except that expenditures otherwise subject to a standard local matching share				
9	under applicable state policy, including local staffing, shall continue to require local match.				
10	The commissioner shall ensure that local social service boards obtain reimbursement for all				
11	children eligible for Title IV-E coverage.				
12	B. The commissioner, in cooperation with the Department of Planning and Budget, shall				
13	establish a reasonable, automatic adjustment for inflation each year to be applied to the room				
14	and board maximum rates paid to foster parents. However, this provision shall apply only in				
15	fiscal years following a fiscal year in which salary increases are provided for state employees.				
16	C. Out of this appropriation, \$500,000 the first year and \$500,000 the second year from the				
17	general fund shall be provided for the purchase of services for victims child abuse and neglect				
18	prevention activities as stated in § 63.2-1502, Code of Virginia, in accordance with				
19	regulations promulgated by the Board of Social Services.				
20	D. Out of this appropriation, \$180,200 the first year and \$180,200 the second year from the				
21	general fund and \$99,800 the first year and \$99,800 the second year from nongeneral funds				
22	shall be provided to continue respite care for foster parents.				
23	E. Notwithstanding the provisions of §§ 63.2-1300 through 63.2-1303, Code of Virginia,				
24	adoption assistance subsidies and supportive services shall not be available for children				
25	adopted through parental placements. This restriction does not apply to existing adoption				
26	assistance agreements.				
27	F.1. Out of this appropriation, \$1,500,000 the first year from federal funds and \$1,500,000 the				
28	second year from the general fund shall be provided to implement pilot programs that increase				
29	the number of foster care children adopted.				
30	2. Beginning October 1, 2013, the department shall provide a quarterly report, within 30 days				
31	of quarter end, on the use and effectiveness of this funding including, but not limited to, the				
32	additional number of special needs children adopted from foster care as a result of this effort				
33	and the types of ongoing supportive services provided, to the Governor, Chairmen of House				
34	Appropriations and Senate Finance Committees, and the Director, Department of Planning				
35	and Budget.				
36	G. Out of this appropriation, \$33,207,631 the first year and <del>\$33,985,779</del> \$34,774,377 the				
37	second year from the general fund and \$7,000,000 the first year and \$7,000,000 the second				
38	year from nongeneral funds shall be provided for special needs adoptions.				
39	H. Out of this appropriation \$37,603,764 the first year and <del>\$38,835,831</del> \$40,488,144 the				
40	second year from the general fund and \$37,603,764 the first year and <del>\$38,835,831</del>				
41	\$40,488,144 the second year from nongeneral funds shall be provided for Title IV-E adoption				
42	subsidies.				
43	I. The Commissioner, Department of Social Services, shall ensure that local departments that				
44	provide independent living services to persons between 18 and 21 years of age make certain				
45	information about and counseling regarding the availability of independent living services is				
46	provided to any person who chooses to leave foster care or who chooses to terminate				
47	independent living services before his twenty-first birthday. Information shall include the				
48	option for restoration of independent living services following termination of independent				
49	living services, and the processes whereby independent living services may be restored should				
50	he choose to seek restoration of such services in accordance with § 63.2-905.1 of the Code of				
51	Virginia.				
52	J. Notwithstanding the provisions of § 63.2-1302, Code of Virginia, the Department of Social				
53	Services shall negotiate all adoption assistance agreements with both existing and prospective				

ITEM 339.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	adoptive parents on behalf of local departments of social services. This provision shall not			
2	alter the legal responsibilities of the local departments of social services set out in Chapter			
3	13 of Title 63.2, Code of Virginia, nor alter the rights of the adoptive parents to appeal.			
4	2. Out of this appropriation, \$358,246 the first year and \$342,414 the second year from the			
5	general fund and \$225,883 the first year and \$215,900 the second year from nongeneral			
6	funds shall be provided for five positions to execute these negotiations.			
7	K. The Commissioner, Department of Social Services, shall report on all efforts			
8	undertaken by the agency to increase adoptions of children from foster care. The report			
9	shall include the number, ages and other appropriate demographic data of children in			
10	foster care who are eligible for adoption, available information on the number who have			
11	special needs, and barriers to adoption of children in foster care. In addition, the report			
12	shall include information on current efforts to help foster care children who age out of the			
13	system transition to adulthood and options to improve that transition. The report shall			
14	include current trends for this population as compared to the general population related to			
15	employment, secondary and post-secondary educational attainment, living arrangements,			
16	dependence on public assistance, early parenthood and family situations, health care			
17	access, and involvement with the criminal justice system to the extent data are available.			
18	Furthermore, the department shall analyze the adequacy of independent living services			
19	and other current efforts to assist foster care youth with the transition to independence and			
20	provide recommendations to modify the appropriate services and programs in order to			
21	improve outcomes for this population in their transition to adulthood. The department			
22	shall engage other appropriate state agencies and stakeholders as necessary to develop the			
23	report. The department shall submit the report to the Governor and Chairmen of the House			
24	Appropriations and Senate Finance Committees by November 1, 2015.			
25	<i>L.1. The Department of Social Services shall establish a pilot program to partner with</i>			
26	<i>Patrick Henry Family Services in Planning District 11 for the temporary placements of</i>			
27	<i>children in families in crisis. This pilot program would allow a parent or legal custodian</i>			
28	<i>of a minor, with the assistance of Patrick Henry Family Services, to delegate to another</i>			
29	<i>person, by a properly executed power of attorney, any powers regarding care, custody, or</i>			
30	<i>property of the minor for a temporary placement for a period that is not greater than 90</i>			
31	<i>days. This program would allow for an option of a one-time 90 day extension. Prior to the</i>			
32	<i>expiration of the 180 day period, if the child is unable to return to his home, then Patrick</i>			
33	<i>Henry Family Services shall contact the local department of social services and request</i>			
34	<i>an assessment of the child and an evaluation of services needed and to determine if a</i>			
35	<i>petition to assess the care and custody of the child should be filed in the local juvenile and</i>			
36	<i>domestic relations court. DSS shall ensure that this pilot program meets the following</i>			
37	<i>specific programmatic and safety requirements outlined in Virginia Administrative Code §</i>			
38	<i>22 VAC 40-131 and § 22 VAC 40-191.</i>			
39	2. <i>The Department of Social Services shall ensure that the pilot program organization</i>			
40	<i>shall meet the background check requirements described in Virginia Administrative Code</i>			
41	<i>§ 22 VAC 40-191. The pilot program organization shall develop and implement written</i>			
42	<i>policies and procedures for governing active and closed cases, admissions, monitoring the</i>			
43	<i>administration of medications, prohibiting corporal punishment, ensuring that children</i>			
44	<i>are not subjected to abuse or neglect, investigating allegations of misconduct toward</i>			
45	<i>children, implementing the child's back-up emergency care plan, assigning designated</i>			
46	<i>casework staff, management of all records, discharge policies, and the use of seclusion</i>			
47	<i>and restraint pursuant to Virginia Administrative Code § 22 VAC 40-131-90. In addition,</i>			
48	<i>the pilot program organization shall provide pre-service and ongoing training for</i>			
49	<i>temporary placement providers and staff pursuant to Virginia Administrative Code § 22</i>			
50	<i>VAC 40-131-210 and § 22 VAC 40-131-150.</i>			
51	3. <i>The Department of Social Services shall evaluate the pilot program and determine if</i>			
52	<i>this model of prevention is effective. A report of the evaluation findings and</i>			
53	<i>recommendations shall be submitted to the Governor and Chairmen of the House</i>			
54	<i>Appropriations and Senate Finance Committees, and Commission on Youth by December</i>			
55	<i>1, 2017.</i>			
56	340.	Not set out.		

ITEM 341.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	341.				
2				\$25,700,789	\$26,475,789
3					\$27,613,410
4		\$13,388,048	\$14,388,048		
5			\$14,573,773		
6		\$3,866,340	\$3,866,340		
7					
8		\$8,446,401	\$8,221,401		
9			\$9,173,297		
10		\$4,098,621	\$3,848,621		
11		\$21,602,168	\$22,627,168		
12			\$23,764,789		
13		Authority: Title 2.2, Chapter 54; Title 63.2, Code of Virginia; Title VI, Subtitle B, P.L. 97-35,			
14		as amended; P.L. 103-252, as amended; P.L. 104-193, as amended, Federal Code.			
15		A.1. All increased state or federal funds distributed to Community Action Agencies shall be			
16		distributed as follows: The funds shall be distributed to all local Community Action Agencies			
17		according to the Department of Social Services funding formula (75 percent based on low-			
18		income population, 20 percent based on number of jurisdictions served, and five percent			
19		based on square mileage served), adjusted to ensure that no agency receives less than 1.5			
20		percent of any increase.			
21		2. Out of this appropriation, \$185,725 the first year from the general fund and \$185,725 the			
22		second year from the Temporary Assistance for Needy Families (TANF) block grant shall be			
23		provided to contract with the Virginia Community Action Partnership to provide outreach,			
24		education and tax preparation services via the Virginia Earned Income Tax Coalition and			
25		other community non-profit organizations to citizens who may be eligible for the federal			
26		Earned Income Tax Credit. The contract shall require the Virginia Community Action			
27		Partnership to report on its efforts to expand the number of Virginians who are able to claim			
28		the federal EITC, including the number of individuals identified who could benefit from the			
29		credit, the number of individuals counseled on the availability of federal EITC, and the			
30		number of individuals assisted with tax preparation to claim the federal EITC. The annual			
31		report from the Virginia Community Action Partnership shall also detail actual expenditures			
32		for the program including the sub-contractors that were utilized. This report shall be provided			
33		to the Governor and the Chairmen of the House Appropriations and Senate Finance			
34		Committees by December 1 each year.			
35		3. Out of this appropriation, \$1,000,000 the first year and \$2,000,000 the second year from			
36		the Temporary Assistance for Needy Families (TANF) block grant shall be provided to			
37		contract with local Community Action Agencies to provide an array of services designed to			
38		meet the needs of low-income individuals and families, including the elderly and migrant			
39		workers. Services may include, but are not limited to, child care, community and economic			
40		development, education, employment, health and nutrition, housing, and transportation.			
41		B. The department shall continue to fund from this Item all organizations recognized by the			
42		Commonwealth as community action agencies as defined in §2.2-540 et seq.			
43		C. Out of this appropriation, \$4,285,501 the first year and \$4,285,501 the second year from			
44		the Temporary Assistance for Needy Families (TANF) block grant shall be provided to			
45		contract with programs that follow the evidence-based Healthy Families America home			
46		visiting model that promotes positive parenting, improves child health and development, and			
47		reduces child abuse and neglect. The Department of Social Services shall use a portion of the			
48		funds from this item to contract with the statewide office of Prevent Child Abuse Virginia for			
49		providing the coordination, technical support, quality assurance, training and evaluation of the			
50		Virginia Healthy Families programs.			
51		D. Out of this appropriation, \$100,000 the first year and \$100,000 the second year from			
52		nongeneral funds shall be provided for Volunteer Emergency Families for Children to expand			
53		its shelter care network for abused, neglected, runaway, homeless, and at-risk children			
54		throughout Virginia.			
55		E. Out of this appropriation, \$100,000 the first year and \$100,000 the second year from			
56		nongeneral funds shall be provided for the Child Abuse Prevention Play (the play)			

ITEM 341.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	administered by Virginia Repertory Theatre. The contract shall include production and				
2	live performances of the play that teach child safety awareness to prevent child abuse.				
3	F. Out of this appropriation, \$70,000 the first year and \$70,000 the second year from the				
4	general fund shall be provided to contract with the Virginia Alzheimer's Association				
5	Chapters to provide dementia-specific training to long-term care workers in licensed				
6	nursing facilities, assisted living facilities and adult day care centers who deal with				
7	Alzheimer's disease and related disorders.				
8	G. Out of this appropriation, \$200,000 the first year and \$200,000 the second year from				
9	the general fund shall be provided to contract with Northern Virginia Family Services				
10	(NVFS) to provide supportive services that address the basic needs of families in crisis,				
11	including the provision of food, financial assistance to prevent homelessness, and access				
12	to health services. The contract shall require NVFS to provide an intake process that				
13	identifies the needs and appropriate services for those in crisis. Outcomes will be				
14	measured utilizing surveys provided to those who receive services and NVFS will report				
15	quarterly on survey results.				
16	H. Out of this appropriation, \$931,000 the first year and \$931,000 the second year from				
17	the general fund shall be provided to contract with child advocacy centers (CAC) to				
18	provide a comprehensive, multidisciplinary team response to allegations of child abuse in				
19	a dedicated, child-friendly setting. The contracts shall require CACs to provide forensic				
20	interviews, victim support and advocacy services, medical evaluations, and mental health				
21	services to victims of child abuse and neglect with the expected outcome of reducing child				
22	abuse and neglect. The department shall allocate four percent to Children's Advocacy				
23	Centers of Virginia (CACVA), the recognized chapter of the National Children's Alliance				
24	for Virginia's Child Advocacy Centers, for the purpose of assisting and supporting the				
25	development, continuation, and sustainability of community-coordinated, child-focused				
26	services delivered by children's advocacy centers (CACs). Of the remaining 96 percent, (i)				
27	65 percent shall be distributed to a baseline allocation determined by the accreditation				
28	status of the CAC: (a) developing and associate centers 100 percent of base; (b) accredited				
29	centers 150 percent of base; and (c) accredited centers with satellite facilities 175 percent				
30	of base; and (ii) 35 percent shall be allocated according to established criteria to include:				
31	(a) 25 percent determined by the rate of child abuse per 1,000; (b) 25 percent determined				
32	by child population; and (c) 50 percent determined by the number of counties and				
33	independent cities serviced.				
34	I. Out of this appropriation, \$100,000 the first year and \$100,000 the second year from the				
35	general fund shall be provided to contract with Youth for Tomorrow (YFT) to provide				
36	comprehensive residential, education and counseling services to at-risk youth of the				
37	Commonwealth of Virginia who have been sexually exploited, including victims of sex				
38	trafficking. The contract shall require YFT to provide individual assessments/individual				
39	service planning; individual and group counseling; room and board; coordination of				
40	medical and mental health services and referrals; independent living services for youth				
41	transitioning out of foster care; active supervision; education; and family and family				
42	reunification services. Youth for Tomorrow shall submit monthly progress reports on				
43	activities conducted and progress achieved on outputs, outcomes and other				
44	functions/activities during the reporting period. On October 1 of each year, YFT shall				
45	provide an annual report to the Governor and the Chairmen of the Senate Finance and				
46	House Appropriations Committees that details program services, outputs and outcomes.				
47	J. Out of this appropriation, \$25,000 the first year and \$25,000 the second year from the				
48	federal Temporary Assistance For Needy Families (TANF) block grant shall be provided				
49	to contract with the Visions of Truth Community Development Corporation (Visions of				
50	Truth) to support self-sufficiency programs for at-risk youth by improving education				
51	performance. The contract shall require Visions of Truth Community Development				
52	Corporation to provide at-risk students in grades 7-12 with a personalized learning				
53	program including standards of learning preparation and homework assistance from				
54	certified teachers and college students. Visions of Truth shall report expenditures and				
55	performance on a quarterly basis and shall provide an annual report with detailed program				
56	results.				
57	K.1. Out of this appropriation, \$1,250,000 the first year and \$1,250,000 the second year				

ITEM 341.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	from the general fund shall be provided to contract with the Virginia Early Childhood			
2	Foundation (VECF) to support the health and school readiness of Virginia's young children			
3	prior to school entry. These funds shall be matched with local public and private resources			
4	with a goal of leveraging a dollar for each state dollar provided.			
5	2. Of the amounts in paragraph K.1. above, \$1,250,000 the first year and \$1,250,000 the			
6	second year from the general fund shall be used to provide information and assistance to			
7	parents and families and to facilitate partnerships with both public and private providers of			
8	early childhood services. VECF will track and report statewide and local progress on a			
9	biennial basis. The Foundation shall account for the expenditure of these funds by providing			
10	the Governor, Secretary of Health and Human Resources, and the Chairmen of the House			
11	Appropriations and Senate Finance Committees with a certified audit and full report on			
12	Foundation initiatives and results not later than October 1 of each year for the preceding fiscal			
13	year ending June 30.			
14	3. On or before October 1 of each year, the foundation shall submit to the Governor and the			
15	Chairmen of the House Appropriations and Senate Finance Committees a report on the actual			
16	amount, by fiscal year, of private and local government funds received by the foundation.			
17	L. Out of this appropriation, \$250,000 the first year from the general fund shall be used to			
18	contract with Elevate Early Education for the purpose of developing a pilot program for a			
19	kindergarten readiness assessment. The contract with Elevate Early Education to administer			
20	this program shall require the submission of a final report from the organization detailing the			
21	assessment method(s) utilized, actual expenditures for the program, and outcome analysis and			
22	evaluation. This report shall be submitted to the Governor, Chairmen of the House			
23	Appropriations and Senate Finance Committees, and the Secretaries of Health and Human			
24	Resources and Education no later than January 1, 2015. Prior to the receipt of any state			
25	funding for this purpose, Elevate Early Education must provide evidence of private matching			
26	funds secured for this purpose.			
27	M. Out of this appropriation, \$25,000 the second year from the federal Temporary Assistance			
28	to Needy Families block grant shall be provided to Zion Innovative Opportunities Network.			
29	342.	Regulation of Public Facilities and Services (56100)..		\$16,378,167
30				<del>\$33,602,272</del>
31		Regulation of Adult and Child Welfare Facilities		<del>\$25,460,980</del>
32		(56101).....	\$14,506,540	\$31,730,645
33				\$23,173,304
34		Interdepartmental Licensure and Certification		
35		(56106).....	\$1,871,627	\$1,871,627
36				\$2,287,676
37		Fund Sources: General.....	\$4,031,782	\$4,031,782
38				\$3,831,782
39		Special.....	\$1,869,187	\$1,869,187
40				\$2,274,446
41		Federal Trust.....	\$10,477,198	\$27,701,303
42				\$19,354,752
43		Authority: Title 63.2, Chapters 17 and 18, Code of Virginia.		
44		A. The state nongeneral fund amounts collected and paid into the state treasury pursuant to		
45		the provisions of § 63.2-1700, Code of Virginia, shall be used for the development and		
46		delivery of training for operators and staff of assisted living facilities, adult day care centers,		
47		and child welfare agencies.		
48		B. As a condition of this appropriation, the Department of Social Services shall (i) promptly		
49		fill all position vacancies that occur in licensing offices so that positions shall not remain		
50		vacant for longer than 120 days and (ii) hire sufficient child care licensing specialists to		
51		ensure that all child care facilities receive, at a minimum, the two visits per year mandated by		
52		§ 63.2-1706, Code of Virginia, and that facilities with compliance problems receive additional		
53		inspection visits as necessary to ensure compliance with state laws and regulations.		
54		C. As a condition of this appropriation, the Department of Social Services shall utilize a risk		
55		assessment instrument for child and adult care enforcement. This instrument shall include		



ITEM 342.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	criteria for determining when the following sanctions may be used: (i) the imposition of				
2	intermediate sanctions, (ii) the denial of licensure renewal or revocation of license of a				
3	licensed facility, (iii) injunctive relief against a child care provider, and (iv) additional				
4	inspections and intensive oversight of a facility by the Department of Social Services.				
5	D. Out of this appropriation, the Department of Social Services shall implement training				
6	for new assisted living facility owners and managers to focus on health and safety issues,				
7	and resident rights as they pertain to adult care residences.				
8	E. Out of this appropriation, \$17,224,105 from the federal Child Care and Development				
9	Fund (CCDF) and 79 positions the second year are provided to handle the workload				
10	associated with licensing, inspecting and monitoring family day homes, pursuant to				
11	legislation passed during the 2015 Regular Session of the General Assembly. On July 1,				
12	2015, the Director of the Department of Planning and Budget (DPB) shall unallot				
13	\$12,918,078 of this appropriation. At such time as the department demonstrates a				
14	sufficient increase in family day home licensure, inspection and monitoring activity to				
15	necessitate additional staff, the Director of DPB may allot additional resources. The				
16	Department of Social Services shall provide a quarterly report on the implementation of				
17	House Bill 1570 / Senate Bill 1168 to the Director, Department of Planning and Budget				
18	and the Chairmen of the House Appropriations and Senate Finance Committees.				
19	F. The Department of Social Services shall work with localities that currently inspect child				
20	day care centers and family day homes to minimize duplication and overlap of inspections				
21	pursuant to the implementation of House Bill 1570 / Senate Bill 1168, passed during the				
22	2015 Regular Session.”				
23	<i>G. No child day center, family day home, or family day system licensed in accordance</i>				
24	<i>with Chapter 17, Title 63.2; child day center exempt from licensure pursuant to § 63.2-</i>				
25	<i>1716; registered family day home; family day home approved by a family day system; or</i>				
26	<i>any child day center or family day home that enters into a contract with the Department of</i>				
27	<i>Social Services or a local department of social services to provide child care services</i>				
28	<i>funded by the Child Care and Development Block Grant shall employ; continue to</i>				
29	<i>employ; or permit to serve as a volunteer who will be alone with, in control of, or</i>				
30	<i>supervising children any person who has an offense as defined in § 63.2-1719. All</i>				
31	<i>employees and volunteers shall undergo the following background check by July 1, 2017</i>				
32	<i>and every 5 years thereafter, as required by the federal Child Care and Development</i>				
33	<i>Block Grant Act of 2014 (CCDBG).</i>				
34	343. Administrative and Support Services (49900).....			\$147,618,208	\$104,477,260
35					\$131,608,873
36	General Management and Direction (49901).....	\$3,304,093	<del>\$3,486,423</del>		
37			<del>\$3,347,861</del>		
38	Information Technology Services (49902).....	\$127,857,769	<del>\$84,534,491</del>		
39			<del>\$108,377,067</del>		
40	Accounting and Budgeting Services (49903).....	\$7,517,002	<del>\$7,517,002</del>		
41			<del>\$8,377,915</del>		
42	Human Resources Services (49914).....	\$2,673,989	<del>\$2,673,989</del>		
43			<del>\$2,917,789</del>		
44	Planning and Evaluation Services (49916).....	\$1,144,000	<del>\$1,144,000</del>		
45			<del>\$3,420,715</del>		
46	Procurement and Distribution Services (49918).....	\$2,653,051	<del>\$2,653,051</del>		
47			<del>\$2,723,440</del>		
48	Public Information Services (49919).....	\$2,151,451	<del>\$2,151,451</del>		
49			<del>\$2,115,718</del>		
50	Financial and Operational Audits (49929).....	\$316,853	<del>\$316,853</del>		
51			<del>\$328,368</del>		
52	Fund Sources: General.....	\$41,670,532	<del>\$40,713,111</del>		
53			<del>\$48,478,136</del>		
54	Special.....	\$175,000	\$175,000		
55	Federal Trust.....	\$105,772,676	<del>\$63,589,149</del>		
56			<del>\$82,955,737</del>		
57	Authority: Title 63.2, Chapter 1; § 2.2-4000 et seq., Code of Virginia; P.L. 98-502, P.L.				
58	104-156, P.L. 104-193, P.L. 104-327, P.L. 105-33, as amended, P.L. 105-89, Federal				

ITEM 343.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Code; Titles IV-A, IV-B, IV-D, IV-E, XIX, XX, XXI of the federal Social Security Act, as			
2	amended.			
3	A. The Department of Social Services shall require localities to report all expenditures on			
4	designated social services, regardless of reimbursement from state and federal sources. The			
5	Department of Social Services is authorized to include eligible costs in its claim for			
6	Temporary Assistance for Needy Families Maintenance of Effort requirements.			
7	B. It is the intent of the General Assembly that the Commissioner, Department of Social			
8	Services shall work with localities that seek to voluntarily merge and consolidate their			
9	respective local departments of social services. No funds appropriated under this act shall be			
10	used to require a locality to merge or consolidate local departments of social services.			
11	C. The Commissioner, Department of Social Services, in consultation with relevant state and			
12	local agencies, shall develop proposed criteria for assessing funding requests for addressing			
13	space needs among local departments of social services, as well as proposed consolidated			
14	human services buildings. The criteria shall include but not be limited to compliance with the			
15	Americans with Disabilities Act, access to public transportation, life safety issues, condition			
16	of current space and related major building systems, impact on service delivery, and other			
17	factors as may be appropriate. The department shall use the criteria to prioritize local requests			
18	for increased state reimbursement for renovating existing space, relocating or constructing			
19	new space. For those jurisdictions that, when applying such criteria, achieve high priority			
20	ranking for increased state reimbursement, yet initiate local funding actions to address critical			
21	space needs or to consolidate human services, they shall nevertheless retain their ranking on			
22	the prioritized list of projects for increased state reimbursement for renovating existing space,			
23	relocating or constructing new space. The department shall forward a prioritized list of			
24	projects to the Secretary of Health and Human Resources and the Department of Planning and			
25	Budget by November 1 of each year for consideration by the Governor in the development of			
26	the budget. The department shall also submit a copy of the list of prioritized projects by			
27	November 1 of each year, to the Chairmen of the House Appropriations and Senate Finance			
28	Committees.			
29	D.1. Out of this appropriation, \$473,844 the first year and \$473,844 the second year from the			
30	general fund and \$781,791 the first year and \$781,791 the second year from nongeneral funds			
31	shall be provided to support the statewide 2-1-1 Information and Referral System which			
32	provides resource and referral information on many of the specialized health and human			
33	resource services available in the Commonwealth, including child day care availability and			
34	providers in localities throughout the state, and publish consumer-oriented materials for those			
35	interested in learning the location of child day care providers.			
36	2. The Department of Social Services shall request that all state and local child-serving			
37	agencies within the Commonwealth be included in the Virginia Statewide Information and			
38	Referral System as well as any agency or entity that receives state general fund dollars and			
39	provides services to families and youth. The Secretary of Health and Human Resources, the			
40	Secretary of Education and Workforce, and the Secretary of Public Safety and Homeland			
41	Security shall assist in this effort by requesting all affected agencies within their secretariats			
42	to submit information to the statewide Information and Referral System and ensure that such			
43	information is accurate and updated annually. Agencies shall also notify the Virginia			
44	Information and Referral System of any changes in services that may occur throughout the			
45	year.			
46	3. The Department of Social Services shall communicate with child-serving agencies within			
47	the Commonwealth about the availability of the statewide Information and Referral System.			
48	This information shall also be communicated via the Department of Social Services' broadcast			
49	system on their agency-wide Intranet so that all local and regional offices can be better			
50	informed about the Statewide Information and Referral System. Information on the Statewide			
51	Information and Referral System shall also be included within the department's electronic			
52	mailings to all local and regional offices at least biannually.			
53	E.1. Out of this appropriation, \$4,100,000 the first year and <del>\$5,005,061</del> \$7,131,072 the second			
54	year from the general fund and \$50,727,496 the first year and <del>\$10,172,218</del> \$18,949,130 the			
55	second year from nongeneral funds shall be provided to complete the base contract to			
56	modernize the eligibility determination systems in the Department of Social Services. If any			
57	additional funding is needed, the department shall complete modernization efforts within			

ITEM 343.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	existing resources.				
2	2. Within 30 days of awarding a contract related to the eligibility project, the Department				
3	of Social Services shall provide the Chairmen of House Appropriations and Senate				
4	Finance Committees, and Director, Department of Planning and Budget with a copy of the				
5	contract including costs.				
6	3. Beginning July 1, 2012, the Department of Social Services shall also provide semi-				
7	annual progress reports that must include a current project summary, implementation				
8	status, accounting of project expenditures and future milestones. All reports shall be				
9	submitted to the Chairmen of House Appropriations and Senate Finance Committees, and				
10	Director, Department of Planning and Budget.				
11	F. Out of this appropriation, \$522,286 the first year and \$522,286 the second year from the				
12	general fund and \$1,924,019 the first year and \$1,924,019 the second year from				
13	nongeneral funds shall be provided to supplement management and programmatic support				
14	of the agency's eligibility systems modernization effort. In addition, eight positions are				
15	added in FY 2013. These resources shall be dedicated to the modernization project until its				
16	completion or the end of FY 2017, whichever comes first.				
17	344. Not set out.				
18	345. Not set out.				
19	Total for Department of Social Services.....			<b>\$1,961,552,836</b>	<b><del>\$1,949,872,401</del></b>
20					<b>\$1,992,722,734</b>
21	General Fund Positions.....	559.21	615.21		
22	Nongeneral Fund Positions.....	1,162.29	1,213.29		
23	Position Level.....	1,721.50	1,828.50		
24	Fund Sources: General.....	\$392,352,241	<del>\$393,970,601</del>		
25			<del>\$403,251,996</del>		
26	Special.....	\$696,867,206	<del>\$697,367,206</del>		
27			<del>\$697,772,465</del>		
28	Dedicated Special Revenue.....	\$3,235,265	\$3,235,265		
29	Federal Trust.....	\$869,098,124	<del>\$855,299,329</del>		
30			<del>\$888,463,008</del>		
31	346. Not set out.				
32	347. Not set out.				
33	<b>§ 1-23. DEPARTMENT FOR THE BLIND AND VISION IMPAIRED (702)</b>				
34	348. Not set out.				
35	349. Not set out.				
36	350. Not set out.				
37	351. Not set out.				
38	352. Rehabilitative Industries (81000).....			\$31,489,478	\$31,489,478
39					\$45,757,928
40	Manufacturing, Retail, and Contract Operations				
41	(81003).....	\$31,489,478	<del>\$31,489,478</del>		
42			<del>\$45,757,928</del>		
43	Fund Sources: Enterprise.....	\$31,489,478	<del>\$31,489,478</del>		
44			<del>\$45,757,928</del>		
45	Authority: § 51.5-72, Code of Virginia; P.L. 92-29 and P.L. 93-112, Federal Code.				
46	The Industry Production Workers with the Virginia Industries for the Blind shall not be				
47	counted in the classified employment levels of the Department for the Blind and Vision				
48	Impaired.				

ITEM 353.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	353.	Not set out.			
2		Total for Department for the Blind and Vision			
3				\$49,754,735	\$49,325,014
4					\$63,593,464
5		62.60	62.60		
6		84.40	84.40		
7		147.00	147.00		
8		\$6,564,461	\$6,116,691		
9		\$983,589	\$983,589		
10		\$32,261,293	<del>\$32,261,293</del>		
11			\$46,529,743		
12		\$205,000	\$205,000		
13		\$9,740,392	\$9,758,441		
14	354.	Not set out.			
15	355.	Not set out.			
16		Grand Total for Department for the Blind and Vision			
17				\$52,352,241	\$51,922,562
18					\$66,191,012
19		62.60	62.60		
20		110.40	110.40		
21		173.00	173.00		
22		\$6,732,344	\$6,284,616		
23		\$1,002,589	\$1,002,589		
24		\$32,261,293	<del>\$32,261,293</del>		
25			\$46,529,743		
26		\$205,000	\$205,000		
27		\$12,151,015	\$12,169,064		
28		TOTAL FOR OFFICE OF HEALTH AND HUMAN			
29				\$12,856,730,246	\$13,294,939,428
30					\$13,676,606,253
31		8,815.45	8,915.10		
32		6,998.80	<del>7,072.15</del>		
33			7,073.15		
34		15,814.25	<del>15,987.25</del>		
35			15,988.25		
36		\$5,340,526,203	<del>\$5,645,227,245</del>		
37			\$5,842,104,914		
38		\$1,155,749,488	<del>\$1,150,550,621</del>		
39			\$1,150,955,880		
40		\$32,261,293	<del>\$32,261,293</del>		
41			\$46,529,743		
42		\$993,798	\$993,798		
43		\$582,075,554	<del>\$499,159,602</del>		
44			\$499,909,602		
45		\$5,745,123,910	<del>\$5,966,746,869</del>		
46			\$6,136,112,316		

ITEM 356.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
<b>1</b>	<b>OFFICE OF NATURAL RESOURCES</b>			
<b>2</b>	356.	Not set out.		
<b>3</b>	357.	Not set out.		
<b>4</b>	358.	Not set out.		
<b>5</b>	359.	Not set out.		
<b>6</b>	360.	Not set out.		
<b>7</b>	361.	Not set out.		
<b>8</b>	362.	Not set out.		
<b>9</b>	363.	Not set out.		
<b>10</b>	364.	Not set out.		
<b>11</b>	365.	Not set out.		
<b>12</b>	366.	Not set out.		
<b>13</b>	367.	Not set out.		
<b>14</b>	368.	Not set out.		
<b>15</b>	<b>§ 1-24. DEPARTMENT OF HISTORIC RESOURCES (423)</b>			
<b>16</b>	369.	Historic and Commemorative Attraction		
<b>17</b>		Management (50200).....		\$6,647,495
<b>18</b>				\$7,624,575
<b>19</b>		Financial Assistance for Historic Preservation		\$7,692,215
<b>20</b>		(50204).....	\$2,044,194	\$3,144,339
<b>21</b>				\$3,211,979
<b>22</b>		Historic Resource Management (50205).....	\$4,603,301	\$4,480,236
<b>23</b>		Fund Sources: General.....	\$4,539,332	\$5,516,309
<b>24</b>				\$5,583,949
<b>25</b>		Special.....	\$671,584	\$671,687
<b>26</b>		Commonwealth Transportation.....	\$100,000	\$100,000
<b>27</b>		Federal Trust.....	\$1,336,579	\$1,336,579
<b>28</b>		Authority: Title 10.1, Chapters 22 and 23, Code of Virginia.		
<b>29</b>		A. General fund appropriations for historic and commemorative attractions not identified		
<b>30</b>		in § 10.1-2211 or § 10.1-2211.1, Code of Virginia, shall be matched by local or private		
<b>31</b>		sources, either in cash or in-kind, in amounts at least equal to the appropriation and which		
<b>32</b>		are deemed to be acceptable to the department.		
<b>33</b>		B. In emergency situations which shall be defined as those posing a threat to life, safety or		
<b>34</b>		property, § 10.1-2213, Code of Virginia, shall not apply.		
<b>35</b>		C.1. Out of the amounts for Financial Assistance for Historic Preservation shall be paid		
<b>36</b>		from the general fund grants to the following organization for the purposes prescribed in §		
<b>37</b>		10.1-2211, Code of Virginia:		
<b>38</b>		<b>ORGANIZATION</b>	<b>FY 2015</b>	<b>FY 2016</b>
<b>39</b>		United Daughters of the Confederacy	\$82,585	\$82,585
<b>40</b>		Notwithstanding the cited Code section, the United Daughters of the Confederacy shall		
<b>41</b>		make disbursements to the treasurers of Confederate memorial associations and chapters		
<b>42</b>		of the United Daughters of the Confederacy for the purposes stated in that section. By		
<b>43</b>		November 1 of each year, the United Daughters of the Confederacy shall submit to the		
<b>44</b>		Director, Department of Historic Resources a report documenting the disbursement of		
<b>45</b>		these funds for their specified purpose.		

ITEM 369.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	2. As disbursements are made to the treasurers of Confederate memorial associations and				
2	chapters of the United Daughters of the Confederacy by the United Daughters of the				
3	Confederacy for the purposes stated in § 10.1-2211, Code of Virginia, an amount equal to				
4	\$7,500 each year shall be distributed to the Ladies Memorial Association of Petersburg.				
5	3. As disbursements are made to the treasurers of Confederate memorial associations and				
6	chapters of the United Daughters of the Confederacy by the United Daughters of the				
7	Confederacy for the purposes stated in § 10.1-2211, Code of Virginia, an amount equal to \$90				
8	the first year and \$90 the second year shall be distributed to the Town of Coeburn Municipal				
9	Graveyard.				
10	D. Notwithstanding the requirements of § 10.1-2211.1, Code of Virginia, \$2,850 the first year				
11	and \$2,850 the second year from the general fund shall be disbursed to the Sons of the				
12	American Revolution for the care of Revolutionary War graves and cemeteries.				
13	E. Included in this appropriation is \$100,000 the first year and \$100,000 the second year in				
14	nongeneral funds from the Highway Maintenance and Operating Fund to support the				
15	Department of Historic Resources' required reviews of transportation projects.				
16	F. The Department of Historic Resources is authorized to accept a devise of certain real				
17	property under the will of Elizabeth Rust Williams known as Clermont Farm located on Route				
18	7 east of the town of Berryville in Clarke County. If, after due consideration of options, the				
19	department determines that the property should be sold or leased to a different public or				
20	private entity, and notwithstanding the provisions of § 2.2-1156, Code of Virginia, then the				
21	department is further authorized to sell or lease such property, provided such sale or lease is				
22	not in conflict with the terms of the will. The proceeds of any such sale or lease shall be				
23	deposited to the Historic Resources Fund established under § 10.1-2202.1, Code of Virginia.				
24	G.± Notwithstanding the requirements of § 10.1-2213.1, Code of Virginia, \$459,382 the first				
25	year and <del>\$459,382</del> \$527,022 the second year from the general fund is provided as a matching				
26	grant for charitable contributions received by the Montpelier Foundation on or after July 1,				
27	2003, that were actually spent in the material restoration of Montpelier between July 1, 2003,				
28	and September 30, 2009. <i>This appropriation meets the provisions of § 10.1-2213.1, Code of</i>				
29	<i>Virginia.</i>				
30	<del>2: It is the intent of the General Assembly that over the remaining term of the grant authorized</del>				
31	<del>by § 10.1-2213.1, Code of Virginia; Montpelier shall receive the full amount of matching</del>				
32	<del>funds provided by the Code of Virginia. In order to meet this provision, level funding will be</del>				
33	<del>provided for the remainder of the grant.</del>				
34	H. The Department of Historic Resources shall follow and provide input on federal legislation				
35	designed to establish a new national system of recognizing and funding Presidential Libraries				
36	for those entities that are not included in the 1955 Presidential Library Act.				
37	I. Included in this appropriation is \$1,000,000 the first year and \$2,000,000 the second year				
38	from the general fund to be deposited into the Civil War Historic Site Preservation Fund for				
39	grants to be made in accordance with § 10.1-2202.4, Code of Virginia. Any moneys				
40	remaining in the Fund, including interest thereon, at the end of each fiscal year shall not revert				
41	to the general fund but shall remain in the Fund. This appropriation shall be deemed sufficient				
42	to meet the provisions of § 2.2-1509.4, Code of Virginia.				
43	J. The Department of Historic Resources is authorized to require applicants for tax credits for				
44	historic rehabilitation projects under § 58.1-339.2, Code of Virginia, to provide an audit by a				
45	certified public accountant licensed in Virginia, in accordance with guidelines developed by				
46	the department in consultation with the Auditor of Public Accounts. The department is also				
47	authorized to contract with tax, financial, and other professionals to assist the department with				
48	the oversight of historic rehabilitation projects for which tax credits are anticipated.				
49	K. Included in this appropriation is \$100,000 the second year from the general fund to support				
50	Appomattox County's efforts and activities surrounding the Sesquicentennial Celebration of				
51	the surrender of Confederate Robert E. Lee to Union General Ulysses S. Grant at Appomattox				
52	Court House National Historic Park.				
53	370. Not set out.				

ITEM 370.		Item Details(\$)		Appropriations(\$)		
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016	
1	Total for Department of Historic Resources.....			<b>\$7,375,140</b>	<b>\$8,353,150</b>	
2					<b>\$8,420,790</b>	
3	General Fund Positions.....	29.00	29.00			
4	Nongeneral Fund Positions.....	18.00	18.00			
5	Position Level.....	47.00	47.00			
6	Fund Sources: General.....	\$5,058,342	<del>\$6,036,249</del>			
7			\$6,103,889			
8	Special.....	\$703,584	\$703,687			
9	Commonwealth Transportation.....	\$100,000	\$100,000			
10	Federal Trust.....	\$1,513,214	\$1,513,214			
11	<b>§ 1-25. MARINE RESOURCES COMMISSION (402)</b>					
12	371. Not set out.					
13	372. Coastal Lands Surveying and Mapping (51000).....			\$1,899,881	<del>\$1,882,881</del>	
14					<b>\$1,905,881</b>	
15	Coastal Lands and Bottomlands Management					
16	(51001).....	\$1,391,408	<del>\$1,374,408</del>			
17			\$1,397,408			
18	Marine Resources Surveying and Mapping					
19	(51002).....	\$508,473	\$508,473			
20	Fund Sources: General.....	\$941,778	<del>\$924,778</del>			
21			\$947,778			
22	Dedicated Special Revenue.....	\$776,103	\$776,103			
23	Federal Trust.....	\$182,000	\$182,000			
24	Authority: Title 28.2, Chapters 12, 13, 14, 15 and 16; Title 62.1, Chapters 16 and 19, Code					
25	of Virginia.					
26	Out of this appropriation, \$23,000 the first year and <del>\$6,000</del> \$29,000 the second year from					
27	the general fund is designated for Virginia's share of an Army Corps of Engineers project					
28	to construct a seawall to preserve the harbor on Tangier Island.					
29	373. Not set out.					
30	374. Not set out.					
31	Total for Marine Resources Commission.....			<b>\$22,613,067</b>	<b>\$22,847,572</b>	
32					<b>\$22,870,572</b>	
33	General Fund Positions.....	128.50	128.50			
34	Nongeneral Fund Positions.....	30.00	33.00			
35	Position Level.....	158.50	161.50			
36	Fund Sources: General.....	\$11,694,600	<del>\$11,558,369</del>			
37			\$11,581,369			
38	Special.....	\$6,182,582	\$6,187,518			
39	Commonwealth Transportation.....	\$313,768	\$313,768			
40	Dedicated Special Revenue.....	\$1,357,117	\$1,357,117			
41	Federal Trust.....	\$3,065,000	\$3,430,800			
42	375. Not set out.					
43	TOTAL FOR OFFICE OF NATURAL					
44	RESOURCES.....			<b>\$396,734,638</b>	<b>\$409,122,481</b>	
45					<b>\$409,213,121</b>	
46	General Fund Positions.....	1,022.50	1,022.50			
47	Nongeneral Fund Positions.....	1,157.50	1,160.50			
48	Position Level.....	2,180.00	2,183.00			
49	Fund Sources: General.....	\$134,874,293	<del>\$123,354,364</del>			
50			\$123,445,004			

ITEM 375.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Special.....	\$41,551,250	\$41,302,539		
2	Commonwealth Transportation.....	\$413,768	\$413,768		
3	Enterprise.....	\$12,359,321	\$12,359,321		
4	Trust and Agency.....	\$37,120,570	\$37,120,570		
5	Debt Service.....	\$236,144	\$236,144		
6	Dedicated Special Revenue.....	\$91,297,683	\$115,088,366		
7	Federal Trust.....	\$78,881,609	\$79,247,409		



ITEM 376.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
<b>1</b>	<b>OFFICE OF PUBLIC SAFETY AND HOMELAND SECURITY</b>			
<b>2</b>	376.	Not set out.		
<b>3</b>	376.05	Not set out.		
<b>4</b>	377.	Not set out.		
<b>5</b>	<b>§ 1-26. DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL (999)</b>			
<b>6</b>	378.	Not set out.		
<b>7</b>	379.	Alcoholic Beverage Merchandising (80100).....		\$579,604,844
<b>8</b>				\$633,548,848
<b>9</b>		Administrative Services (80101).....	\$38,782,199	<del>\$56,387,237</del>
<b>10</b>				\$56,478,237
<b>11</b>		Alcoholic Beverage Control Retail Store		
<b>12</b>		Operations (80102).....	\$91,455,422	\$94,446,672
<b>13</b>		Alcoholic Beverage Purchasing, Warehousing and		
<b>14</b>		Distribution (80103).....	\$449,367,223	<del>\$482,714,939</del>
<b>15</b>				\$482,934,939
<b>16</b>		Fund Sources: Enterprise.....	\$579,604,844	<del>\$633,548,848</del>
<b>17</b>				\$633,859,848
<b>18</b>		Authority: §§ 4-1 through 4-118.2, Code of Virginia and Item 643, Chapter 966 of the		
<b>19</b>		1994 Acts of Assembly.		
<b>20</b>		A. The Secretary of Finance shall chair an advisory committee to review the progress of		
<b>21</b>		the Department of Alcoholic Beverage Control in planning, financing, procuring, and		
<b>22</b>		implementing the information technology systems necessary to sustain the department's		
<b>23</b>		business enterprise. Members of this committee shall include the Secretary of Public		
<b>24</b>		Safety and Homeland Security; the Director, Department of Planning and Budget; the		
<b>25</b>		Director, Department of Accounts; the Chief Information Officer of the Commonwealth;		
<b>26</b>		the Auditor of Public Accounts; and the Staff Directors of the House Appropriations and		
<b>27</b>		Senate Finance Committees and/or their designees.		
<b>28</b>		B. Funds appropriated for services related to state lottery operations shall be used solely		
<b>29</b>		for lottery ticket purchases and prize payouts.		
<b>30</b>		C. The Alcoholic Beverage Control Board shall open additional stores in locations deemed		
<b>31</b>		to have the greatest potential for total increased sales in order to maximize profitability.		
<b>32</b>		Total for Department of Alcoholic Beverage		
<b>33</b>		Control.....		\$598,031,789
<b>34</b>				\$651,975,793
<b>35</b>		Nongeneral Fund Positions.....	1,141.00	1,167.00
<b>36</b>		Position Level.....	1,141.00	1,167.00
<b>37</b>		Fund Sources: Enterprise.....	\$597,331,789	<del>\$651,275,793</del>
<b>38</b>				\$651,586,793
<b>39</b>		Federal Trust.....	\$700,000	\$700,000
<b>40</b>	<b>§ 1-27. DEPARTMENT OF CORRECTIONS (799)</b>			
<b>41</b>	380.	Not set out.		
<b>42</b>	381.	Not set out.		
<b>43</b>	382.	Not set out.		
<b>44</b>	383.	Not set out.		
<b>45</b>	384.	Operation of Secure Correctional Facilities		
<b>46</b>		(39800).....		\$909,096,240
<b>47</b>				\$935,217,673
				\$935,668,586

ITEM 384.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Supervision and Management of Inmates (39802).....	\$457,374,733	\$467,605,728		
2	Rehabilitation and Treatment Services - Prisons				
3	(39803).....	\$40,035,628	\$40,035,628		
4	Prison Management (39805).....	\$68,124,755	\$68,124,755		
5	Food Services - Prisons (39807).....	\$42,646,568	\$42,646,568		
6	Medical and Clinical Services - Prisons (39810).....	\$167,741,121	<del>\$183,530,328</del>		
7			\$183,981,241		
8	Agribusiness (39811).....	\$9,424,651	\$9,424,651		
9	Correctional Enterprises (39812).....	\$54,680,835	\$54,680,835		
10	Physical Plant Services - Prisons (39815).....	\$69,067,949	\$69,169,180		
11	Fund Sources: General.....	\$849,774,318	<del>\$875,895,751</del>		
12			\$876,346,664		
13	Special.....	\$57,410,835	\$57,410,835		
14	Dedicated Special Revenue.....	\$990,047	\$990,047		
15	Federal Trust.....	\$921,040	\$921,040		
16	Authority: §§ 53.1-1, 53.1-5, 53.1-8, and 53.1-10, Code of Virginia.				
17	A. Included in this appropriation is \$1,005,000 in the first year and \$1,005,000 the second				
18	year from nongeneral funds for the purposes listed below. The source of the funds is				
19	commissions generated by prison commissary operations:				
20	1. \$170,000 the first year and \$170,000 the second year for Assisting Families of Inmates,				
21	Inc., to provide transportation for family members to visit offenders in prison and other				
22	ancillary services to family members;				
23	2. \$780,000 the first year and \$780,000 the second year for distribution to organizations that				
24	work to enhance faith-based services to inmates; and				
25	3. \$75,000 the first year and \$75,000 the second year for the "Pen Pals" program.				
26	B.1. The Department of Corrections is authorized to contract with other governmental entities				
27	to house male and female prisoners from those jurisdictions in facilities operated by the				
28	department.				
29	2. The State Comptroller shall continue the Contract Prisoners Special Revenue Fund on the				
30	Commonwealth Accounting and Reporting System to reflect the activities of contracts				
31	between the Commonwealth of Virginia and other governmental entities for the housing of				
32	prisoners in facilities operated by the Virginia Department of Corrections.				
33	3. The Department of Corrections shall determine whether it may be possible to contract to				
34	house additional federal inmates or inmates from other states in space available within state				
35	correctional facilities. The department may, subject to the approval of the Governor, enter				
36	into such contracts, to the extent that sufficient bedspace may become available in state				
37	facilities for this purpose.				
38	C. The Department of Corrections may enter into agreements with local and regional jails to				
39	house state-responsible offenders in such facilities and to effect transfers of convicted state				
40	felons between and among such jails. Such agreements shall be governed by the provisions of				
41	Item 67 of this act.				
42	D. To the extent that the Department of Corrections privatizes food services, the department				
43	shall also seek to maximize agribusiness operations.				
44	E. Notwithstanding the provisions of § 53.1-45, Code of Virginia, the Department of				
45	Corrections is authorized to sell on the open market and through the Virginia Farmers' Market				
46	Network any dairy, animal, or farm products of which the Commonwealth imports more than				
47	it exports.				
48	F. It is the intention of the General Assembly that § 53.1-47, the Code of Virginia,				
49	concerning articles and services produced or manufactured by persons confined in state				
50	correctional facilities, shall be construed such that the term "manufactured" articles shall				
51	include "remanufactured" articles.				

ITEM 384.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	G. Out of this appropriation, \$921,040 the first year and \$921,040 the second year from				
2	nongeneral funds is included for inmate medical costs. The sources of the nongeneral				
3	funds are an award from the State Criminal Alien Assistance Program, administered by				
4	the U.S. Department of Justice.				
5	H.1. The Department of Corrections, in coordination with the Virginia Supreme Court,				
6	shall continue to operate a behavioral correction program. Offenders eligible for such a				
7	program shall be those offenders: (i) who have never been convicted of a violent felony as				
8	defined in § 17.1-805 of the Code of Virginia and who have never been convicted of a				
9	felony violation of §§ 18.2-248 and 18.2-248.1 of the Code of Virginia; (ii) for whom the				
10	sentencing guidelines developed by the Virginia Criminal Sentencing Commission would				
11	recommend a sentence of three years or more in facilities operated by the Department of				
12	Corrections; and (iii) whom the court determines require treatment for drug or alcohol				
13	substance abuse. For any such offender, the court may impose the appropriate sentence				
14	with the stipulation that the Department of Corrections place the offender in an intensive				
15	therapeutic community-style substance abuse treatment program as soon as possible after				
16	receiving the offender. Upon certification by the Department of Corrections that the				
17	offender has successfully completed such a program of a duration of 24 months or longer,				
18	the court may suspend the remainder of the sentence imposed by the court and order the				
19	offender released to supervised probation for a period specified by the court.				
20	2. If an offender assigned to the program voluntarily withdraws from the program, is				
21	removed from the program by the Department of Corrections for intractable behavior, fails				
22	to participate in program activities, or fails to comply with the terms and conditions of the				
23	program, the Department of Corrections shall notify the court, outlining specific reasons				
24	for the removal and shall reassign the defendant to another incarceration assignment as				
25	appropriate. Under such terms, the offender shall serve out the balance of the sentence				
26	imposed by the court, as provided by law.				
27	3. The Department of Corrections shall collect the data and develop the framework and				
28	processes that will enable it to conduct an in-depth evaluation of the program three years				
29	after it has been in operation. The department shall submit a report periodically on the				
30	program to the Chief Justice as he may require and shall submit a report on the				
31	implementation of the program and its usage to the Secretary of Public Safety and				
32	Homeland Security and the Chairmen of the House Appropriations and Senate Finance				
33	Committees by June 30 of each year.				
34	I. Included in the appropriation for this Item is \$250,000 the first year and \$250,000 the				
35	second year from nongeneral funds for a culinary arts program in which inmates are				
36	trained to operate food service activities serving agency staff and the general public. The				
37	source of the funds shall be revenues generated by the program. Any revenues so				
38	generated by the program shall not be subject to § 4-2.02 of this act and shall be used by				
39	the agency for the costs of operating the program. The State Comptroller shall continue				
40	the Inmate Culinary Arts Training Program Fund in the Commonwealth Accounting and				
41	Reporting System to reflect the revenue and expenditures of this program.				
42	J.1. The Department of Corrections shall continue to coordinate with the Department of				
43	Medical Assistance Services and the Department of Social Services to enroll eligible				
44	inmates in Medicaid. To the extent possible, the Department of Corrections shall work to				
45	identify potentially eligible inmates on a proactive basis, prior to the time inpatient				
46	hospitalization occurs. Procedures shall also include provisions for medical providers to				
47	bill the Department of Medical Assistance Services, rather than the Department of				
48	Corrections, for eligible inmate inpatient medical expenses. Due to the multiple payor				
49	sources associated with inpatient and outpatient health care services, the Department of				
50	Corrections and the Department of Medical Assistance Services shall consult with the				
51	applicable provider community to ensure that administrative burdens are minimized and				
52	payment for health care services is rendered in a prompt manner. The Departments of				
53	Medical Assistance Services and Corrections shall provide a joint report on the				
54	implementation of this initiative and the expected cost savings to the Commonwealth.				
55	Copies of this report shall be provided to the Secretaries of Health and Human Services				
56	and Public Safety, and to the Chairmen of the House Appropriations and Senate Finance				
57	Committees, by October 1, 2014.				

ITEM 384.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	2.				
2	The Department of Medical Assistance Services shall modify state regulations and the				
3	state plan for medical assistance, if necessary, to permit the director of the Department of				
4	Corrections, or his designee, to sign the Medicaid application form for any inmate who				
5	refuses, or is unable, to sign for the purposes of Medicaid reimbursement for eligible inmates.				
6	The Department of Medical Assistance Services shall have the authority to implement these				
7	changes prior to the completion of any regulatory process undertaken to effect such change.				
8	K. Federal funds received by the Department of Corrections from the federal Residential				
9	Substance Abuse Treatment Program shall be exempt from payment of statewide and agency				
10	indirect cost recoveries into the general fund.				
11	L. Included in the appropriation for this item is funding for the first year and the second year				
12	from the general fund for six medical contract monitors. The persons filling these positions				
13	shall have the responsibility of closely monitoring the adequacy and quality of inmate medical				
14	services in those correctional facilities for which the department has contracted with a private				
15	vendor to provide inmate medical services.				
16	M. The Department of Corrections shall continue to operate a separate program for inmates				
17	under 18 years old who have been tried and convicted as adults and committed to the				
18	Department of Corrections. This separation of these offenders from the general prison				
19	population is required by the requirements of the federal Prison Rape Elimination Act.				
20	N. The property known as the Culpeper Juvenile Correctional Center shall be transferred to				
21	the Department of Corrections for operation as an adult correctional facility. The transfer				
22	shall be made in a form approved by the Attorney General. The appropriate officials of the				
23	Commonwealth shall prepare, execute, and deliver such documents as may be necessary to				
24	accomplish the transfer.				
25	O. The amounts paid into the Corrections Special Reserve Fund established pursuant to § 30-				
26	19.1:4, Code of Virginia, shall be used in the first year to offset a portion of the budgeted				
27	amounts for the operation of secure correctional facilities.				
28	P.1. The Department of Corrections shall develop and issue a Request for Information for the				
29	comprehensive management and provision of health care services for (i) all inmates confined				
30	at facilities not covered by the August 4, 2014, solicitation for health care management				
31	services, and (ii) all inmates confined at Department facilities statewide. This request for				
32	information shall focus on identifying health care management models that use the best				
33	practices and cost containment methods employed by Medicaid managed care organizations				
34	in delivering provider-managed and outcome-based comprehensive health care services.				
35	These services shall include consolidated management and operational responsibility for				
36	delivering all primary and specialty care, nursing, x-ray, dialysis, dental, medical supplies,				
37	laboratory services, and pharmaceuticals, as well as all off-site care, case management, and				
38	related services. Specific information shall be sought on 1) how existing state-funded				
39	managed care networks can be leveraged; 2) federal health care funding opportunities; 3)				
40	identifying state-of-the-art practices in care coordination and utilization review; and 4)				
41	identifying innovative correctional health care management systems being used or developed				
42	in other states. A report summarizing the responses to the Request for Information and				
43	estimating the potential long-term savings from the approaches identified in the responses				
44	shall be provided to the Chairmen of the House Appropriations and Senate Finance				
45	Committees, the Secretary of Public Safety and Homeland Security, and the Department of				
46	Planning and Budget no later than October 1, 2015.				
47	2. The Department shall provide to the Secretary of Public Safety and Homeland Security, the				
48	Directors of the Departments of Planning and Budget and Human Resources Management,				
49	and the Chairmen of the House Appropriations and Senate Finance Committees by July 1,				
50	2016, a report assessing:				
51	a. The costs, benefits, and administrative actions required to eliminate the Department's				
52	reliance on a private contractor for the delivery of inmate health care at multiple facilities, and				
53	to provide the same services internally using either state employees or individual contract				
54	medical personnel.				
55	b. The costs, benefits, and administrative actions required to transition to a statewide health				
	care management model that uses best practices and cost containment methods employed by				

ITEM 384.	Item Details(\$)		Appropriations(\$)		
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016	
1	prison health care management and Medicaid managed care organizations to deliver				
2	provider-managed and outcome-based comprehensive health care services through a				
3	single statewide contract for all of the Department's adult correctional centers.				
4	c. A review of the Department's actual cost experience comparing the previous				
5	arrangement in which the contractor assumed full financial risk for the payment of off-site				
6	inpatient and outpatient services, and the current and proposed arrangement in which the				
7	Department assumes that risk and also receives any Medicaid reimbursement for such off-				
8	site expenses. For purposes of analyzing the first arrangement, it is assumed that the				
9	benefit of any Medicaid or other third-party reimbursement for hospital or other services				
10	would accrue to the contractor. This review shall also compare cost trends experienced by				
11	other states which have adopted these two arrangements.				
12	d. A comparison of the costs and benefits of the Department's current management of				
13	inmate health care, including the model envisioned in its August 2014 Request for				
14	Proposals, to the alternative models the Department is directed to assess in subsections a,				
15	b, and c above.				
16	e. The Department of Human Resources Management, the Department of Planning and				
17	Budget and other executive branch agencies shall provide technical assistance to the				
18	Department as needed.				
19	Q. Out of the amounts appropriated for this item, \$6,939,908 the second year from the				
20	general fund is provided for a \$1,000 increase in the salaries for all correctional officers				
21	and all correctional officers senior who are employed at Department of Corrections				
22	facilities statewide, effective August 10, 2015. The \$1,000 salary increase shall not be				
23	included for the purposes of calculating the two percent salary increase authorized in Item				
24	467 of this act.				
25	385.	Administrative and Support Services (39900).....		\$100,506,587	\$101,568,441
26					\$102,001,774
27		General Management and Direction (39901).....	\$17,433,744	<del>\$17,533,744</del>	
28				<del>\$18,267,077</del>	
29		Information Technology Services (39902).....	\$34,884,230	\$35,187,353	
30		Accounting and Budgeting Services (39903).....	\$4,131,747	\$4,244,940	
31		Architectural and Engineering Services (39904).....	\$8,033,463	\$8,066,848	
32		Human Resources Services (39914).....	\$5,351,339	<del>\$5,751,339</del>	
33				<del>\$5,451,339</del>	
34		Planning and Evaluation Services (39916).....	\$658,701	\$658,701	
35		Procurement and Distribution Services (39918).....	\$13,733,838	\$13,845,991	
36		Training Academy (39929).....	\$7,237,908	\$7,237,908	
37		Offender Classification and Time Computation			
38		Services (39930).....	\$9,041,617	\$9,041,617	
39		Fund Sources: General.....	\$91,496,708	<del>\$93,129,648</del>	
40				<del>\$93,562,981</del>	
41		Special.....	\$8,859,879	\$8,288,793	
42		Dedicated Special Revenue.....	\$150,000	\$150,000	
43		Authority: §§ 53.1-1 and 53.1-10, Code of Virginia.			
44		A.1. Any plan to modernize and integrate the automated systems of the Department of			
45		Corrections shall be based on developing the integrated system in phases, or modules.			
46		Furthermore, any such integrated system shall be designed to provide the department the			
47		data needed to evaluate its programs, including that data needed to measure recidivism.			
48		2. The appropriation in this Item includes \$5,509,879 the first year and \$4,938,793 the			
49		second year from the Contract Prisoners Special Revenue Fund to defray a portion of the			
50		costs of maintaining and enhancing the offender management system, including the			
51		development of an electronic health records system. In addition to any general fund			
52		appropriations, the Department of Corrections may, subject to the authorization of the			
53		Director, Department of Planning and Budget, utilize additional revenue deposited in the			
54		Contract Prisoners Special Revenue Fund to support the development of the offender			
55		management system.			

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1	B. Included in this appropriation is \$550,000 the first year and \$550,000 the second year from				
2	nongeneral funds to be used for installation and operating expenses of the telemedicine				
3	program operated by the Department of Corrections. The source of the funds is revenue from				
4	inmate fees collected for medical services.				
5	C. Included in this appropriation is \$2,800,000 the first year and \$2,800,000 the second year				
6	from nongeneral funds to be used by the Department of Corrections for the operations of its				
7	Corrections Construction Unit. The State Comptroller shall continue the Corrections				
8	Construction Unit Special Operating Fund on the Commonwealth Accounting and Reporting				
9	System to reflect the activities of contracts between the Corrections Construction Unit and (i)				
10	institutions within the Department of Corrections for work not related to a capital project and				
11	(ii) agencies without the Department of Corrections for work performed for those agencies.				
12	D. Notwithstanding the provisions of § 53.1-20 A. and B., Code of Virginia, the Director,				
13	Department of Corrections, shall receive offenders into the state correctional system from				
14	local and regional jails at such time as he determines that sufficient, secure and appropriate				
15	housing is available, placing a priority on receiving inmates diagnosed and being treated for				
16	HIV, mental illnesses requiring medication, or Hepatitis C. The director shall maximize,				
17	consistent with inmate and staff safety, the use of bed space in the state correctional system.				
18	The director shall report monthly to the Secretary of Public Safety and Homeland Security				
19	and the Department of Planning and Budget on the number of inmates housed in the state				
20	correctional system, the number of inmate beds available, and the number of offenders housed				
21	in local and regional jails that meet the criteria set out in § 53.1-20 A. and B.				
22	E. The Department of Corrections is exempted from the approval requirements of Chapter 11				
23	of the Construction and Professional Services Manual as issued by the Division of				
24	Engineering and Buildings. The Department of Corrections may authorize and initiate design-				
25	build contracts as deemed appropriate by the Director, Department of Corrections, in				
26	accordance with §§ 2.2-4301 and 2.2-4306, Code of Virginia.				
27	F. Notwithstanding any requirement to the contrary, any building, fixture, or structure to be				
28	placed, erected or constructed on, or removed or demolished from the property of the				
29	Commonwealth of Virginia under the control of the Department of Corrections shall not be				
30	subject to review and approval by the Art and Architectural Review Board as contemplated by				
31	§ 2.2-2402, Code of Virginia. However, if the Department of Corrections seeks to construct a				
32	facility that is not a secure correctional facility or a structure located on the property of a				
33	secure correctional facility, then the Department of Corrections shall submit that structure to				
34	the Art and Architectural Review Board for review and approval by that board. Such other				
35	structures could include probation and parole district offices or regional offices.				
36	G. The Commonwealth of Virginia shall convey 45 acres (more or less) of property, being a				
37	portion of Culpeper County Tax Map No. 75, parcel 32, lying in the Cedar Mountain				
38	Magisterial District of Culpeper County, Virginia, in consideration of the County's				
39	construction of water capacity and service line(s) adequate to serve the needs of the				
40	Department of Corrections' Coffeewood Facility and the Department of Juvenile Justice's				
41	Culpeper Juvenile Correctional Facility (hereinafter "the facilities"). The cost of the water				
42	improvements necessary to serve the facilities, including an eight-inch water service line, and				
43	including engineering and land/easement acquisition costs, shall be paid by the				
44	Commonwealth, less and except (i) the value of the property for the jail conveyed by the				
45	Commonwealth to the County (\$150,382, based on valuation by the Culpeper County				
46	Assessor), and (ii) the cost of increasing the size of the water service line from eight inches				
47	to twelve inches, in order to accommodate planned county needs.				
48	H. Notwithstanding the provisions of § 58.1-3403, Code of Virginia, the Department of				
49	Corrections shall be exempt from the payment of service charges levied in lieu of taxes by				
50	any county, city, or town.				
51	I. The Department of Corrections shall serve as the Federal Bonding Coordinator and shall				
52	work with the Virginia Community College System and its workforce development programs				
53	and services to provide fidelity bonds to those offenders released from jails or state				
54	correctional centers who are required to provide fidelity bonds as a condition of employment.				
55	The department is authorized to use funds from the Contract Prisoners Special Revenue Fund				
56	to pay the costs of this activity.				

ITEM 385.		Item Details(\$)		Appropriations(\$)	
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1	J. In the event the Department of Corrections closes a correctional facility for which it has				
2	entered into an agreement with any locality to pay a proportionate share of the debt service				
3	for the establishment of utilities to serve the facility, the department shall continue to pay				
4	its agreed upon share of the debt service, subject to the schedule previously agreed upon.				
5	K. Included in the appropriation for this Item is \$566,663 the first year from the general				
6	fund for the estimated net increase in the operating cost of adult correctional facilities				
7	resulting from the enactment of sentencing legislation as listed below. This amount shall				
8	be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4,				
9	Code of Virginia.				
10	a. Senate Bill 14.....\$50,000				
11	b. Senate Bill 65 and				
12	House Bill 810.....\$50,000				
13	c. Senate Bill 454 and				
14	House Bill 235.....\$50,000				
15	d. Senate Bill 476.....\$50,000				
16	e. Senate Bill 594 and				
17	House Bill 1112.....\$66,663				
18	f. House Bill 567.....\$50,000				
19	g. House Bill 575.....\$50,000				
20	h. House Bill 708.....\$50,000				
21	i. House Bill 972.....\$50,000				
22	j. House Bill 976 \$50,000				
23	k. House Bill 1251.....\$50,000.				
24	L. Out of the appropriation for this Item, \$142,644 the first year and \$142,644 the second				
25	year from the general fund is continued for the ongoing financing costs of purchasing a				
26	generator for Deep Meadow Correctional Center through the state's master equipment				
27	lease purchase program.				
28	M. From the appropriation in this Item, \$500,000 the first year and \$500,000 the second				
29	year from the general fund shall be used to present seminars on overcoming obstacles to				
30	re-entry and to promote family integration in the correctional centers designated for				
31	intensive re-entry programs. The department shall submit a report by October 15 of each				
32	year to the chairmen of the House Appropriations and Senate Finance Committees, the				
33	Secretary of Public Safety and Homeland Security, and the Department of Planning and				
34	Budget on the use of this funding.				
35	N. Included in the appropriation for this Item is \$500,000 the second year from the general				
36	fund and six positions to enable the agency to bolster its recruitment efforts of medical				
37	professionals and to strengthen the coordination and administration of medical services for				
38	inmates.				
39	O. Included in the appropriation for this Item is \$600,000 the second year from the general				
40	fund for the estimated net increase in the operating cost of adult correctional facilities				
41	resulting from the enactment of sentencing legislation as listed below. This amount shall				
42	be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4,				
43	Code of Virginia.				
44	1. House Bill 1493 -- \$50,000				
45	2. House Bill 1702 -- \$50,000				

ITEM 385.		Item Details(\$)		Appropriations(\$)		
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1	3. House Bill 1807 and Senate Bill 1231 -- \$50,000					
2	4. House Bill 1839 -- \$50,000					
3	5. House Bill 1964 and Senate Bill 1188 -- \$200,000					
4	6. House Bill 2040 -- \$50,000					
5	7. House Bill 2070 and Senate Bill 1424 -- \$50,000					
6	8. House Bill 2385 -- \$50,000					
7	9. Senate Bill 1056 -- \$50,000					
8	P. No funding appropriated in this act for the Department of Corrections shall be used to					
9	distribute or make available to prisoners incarcerated in state correctional facilities obscene					
10	materials, as defined in Article 5 (§ 18.2-372 et seq.) of Chapter 8 of Title 18.2.					
11	Q. The Department of Corrections is authorized to use funds from the amounts paid into the					
12	Corrections Special Reserve Fund pursuant to paragraph O. of Item 385 to conduct a					
13	preplanning study relating to replacement of the Powhatan Correctional Center.					
14	R. Included in the appropriation for this Item is \$833,333 the second year from the general					
15	fund for the cost of security technology and hardware for the inmate telephone system.					
16	Total for Department of Corrections.....			\$1,145,584,240	\$1,172,974,239	
17					\$1,173,858,485	
18	General Fund Positions.....	12,607.50	<del>12,623.50</del>			
19			12,648.50			
20	Nongeneral Fund Positions.....	240.50	240.50			
21	Position Level.....	12,848.00	<del>12,864.00</del>			
22			12,889.00			
23	Fund Sources: General.....	\$1,073,216,829	<del>\$1,101,177,914</del>			
24			\$1,102,062,160			
25	Special.....	\$68,055,714	\$67,484,628			
26	Dedicated Special Revenue.....	\$2,480,379	\$2,480,379			
27	Federal Trust.....	\$1,831,318	\$1,831,318			
28	<b>§ 1-28. DEPARTMENT OF CRIMINAL JUSTICE SERVICES (140)</b>					
29	386. Not set out.					
30	387. Not set out.					
31	388. Not set out.					
32	389. Financial Assistance for Administration of Justice					
33	Services (39000).....			\$79,010,071	<del>\$79,060,071</del>	
34					\$79,088,711	
35	Financial Assistance for Administration of Justice					
36	Services (39001).....	\$79,010,071	<del>\$79,060,071</del>			
37			\$79,088,711			
38	Fund Sources: General.....	\$35,922,292	<del>\$35,972,292</del>			
39			\$36,000,932			
40	Special.....	\$100,000	\$100,000			
41	Trust and Agency.....	\$10,000,000	\$10,000,000			
42	Dedicated Special Revenue.....	\$11,487,779	\$11,487,779			
43	Federal Trust.....	\$21,500,000	\$21,500,000			
44	Authority: Title 9.1, Chapter 1, Code of Virginia.					
45	A.1. This appropriation includes an estimated \$12,000,000 the first year and an estimated					
46	\$12,000,000 the second year from federal funds pursuant to the Omnibus Crime Control Act					
47	of 1968, as amended. Of these amounts, nine percent is available for administration, and the					



ITEM 389.	Item Details(\$)		Appropriations(\$)	
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1	remainder is available for grants to state agencies and local units of government. The			
2	remaining federal funds are to be passed through as grants to localities, with a required 25			
3	percent local match. Also included in this appropriation is \$729,930 the first year and			
4	\$729,930 the second year from the general fund for the required matching funds for state			
5	agencies.			
6	2. The Department of Criminal Justice Services shall provide a summary report on federal			
7	anti-crime and related grants which will require state general funds for matching purposes			
8	during FY 2013 and beyond. The report shall include a list of each grant and grantee, the			
9	purpose of the grant, and the amount of federal and state funds recommended, organized			
10	by topical area and fiscal period. The report shall indicate whether each grant represents a			
11	new program or a renewal of an existing grant. Copies of this report shall be provided to			
12	the Chairmen of the Senate Finance and House Appropriations Committees by January 1			
13	of each year.			
14	B. The Department of Criminal Justice Services is authorized to make grants and provide			
15	technical assistance out of this appropriation to state agencies, local governments,			
16	regional, and nonprofit organizations for the establishment and operation of programs for			
17	the following purposes and up to the amounts specified:			
18	1.a. Regional training academies for criminal justice training, \$496,546 the first year and			
19	\$496,546 the second year from the general fund and an estimated \$1,649,315 the first year			
20	and an estimated \$1,649,315 the second year from nongeneral funds. The Criminal Justice			
21	Services Board shall adopt such rules as may reasonably be required for the distribution of			
22	funds and for the establishment, operation and service boundaries of state-supported			
23	regional criminal justice training academies.			
24	b. The Board of Criminal Justice Services, consistent with § 9.1-102, Code of Virginia,			
25	and § 6VAC-20-20-61 of the Administrative Code, shall not approve or provide funding			
26	for the establishment of any new criminal justice training academy from July 1, 2014,			
27	through June 30, 2016.			
28	2. Virginia Crime Victim-Witness Fund, \$5,124,059 the first year and \$5,124,059 the			
29	second year from dedicated special revenue, and \$2,635,000 the first year and \$2,635,000			
30	the second year from the general fund. The Department of Criminal Justice Services shall			
31	provide a report on the current and projected status of federal, state and local funding for			
32	victim-witness programs supported by the Fund. Copies of the report shall be provided			
33	annually to the Secretary of Public Safety and Homeland Security, the Department of			
34	Planning and Budget, and the Chairmen of the Senate Finance and House Appropriations			
35	Committees by October 16 of each year.			
36	3.a. Court Appointed Special Advocate (CASA) programs, \$1,176,179 the first year and			
37	\$1,176,179 the second year from the general fund.			
38	b. In the event that the federal government reduces or removes support for the CASA			
39	programs, the Governor is authorized to provide offsetting funding for those impacted			
40	programs out of the unappropriated balances in this Act.			
41	4. Domestic Violence Fund, \$3,000,000 the first year and \$3,000,000 the second year			
42	from the dedicated special revenue fund to provide grants to local programs and			
43	prosecutors that provide services to victims of domestic violence.			
44	5. Offender Reentry and Transition Services (ORTS), \$2,286,144 the first year and			
45	\$2,286,144 the second year from general fund to support pre and post incarceration			
46	professional services and guidance that increase the opportunity for, and the likelihood of,			
47	successful reintegration into the community by adult offenders upon release from prisons			
48	and jails.			
49	6. To the Department of Behavioral Health and Developmental Services for the following			
50	activities and programs: (i) a partnership program between a local community services			
51	board and the district probation and parole office for a jail diversion program; (ii) forensic			
52	discharge planners; (iii) advanced training on veterans' issues to local crisis intervention			
53	teams; and (iv) cross systems mapping targeting juvenile justice and behavioral health.			
54	7. To the Department of Corrections for the following activities and programs: (i)			

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1	community residential re-entry programs for female offenders; (ii) establishment of a pilot			
2	day reporting center; and (iii) establishment of a pilot program whereby non-violent state			
3	offenders would be housed in a local or regional jail, rather than a prison or other state			
4	correctional facility, with rehabilitative services provided by the jail.			
5	8. To Drive to Work, \$75,000 the first year and \$75,000 the second year from such federal			
6	funds as may be available to provide assistance to low income and previously incarcerated			
7	persons to restore their driving privileges so they can drive to work and keep a job.			
8	C.1. Out of this appropriation, \$23,817,037 the first year and \$23,817,037 the second year			
9	from the general fund is authorized to make discretionary grants and to provide technical			
10	assistance to cities, counties or combinations thereof to develop, implement, operate and			
11	evaluate programs, services and facilities established pursuant to the Comprehensive			
12	Community Corrections Act for Local-Responsible Offenders (§ 53.1-182.1, Code of			
13	Virginia) and the Pretrial Services Act (§ 19.2-152.4, Code of Virginia). Out of these			
14	amounts, the Director, Department of Criminal Justice Services, is authorized to expend no			
15	more than five percent per year for state administration of these programs.			
16	2. The Department of Criminal Justice Services, in conjunction with the Office of the			
17	Executive Secretary of the Supreme Court and the Virginia Criminal Sentencing Commission,			
18	shall conduct information and training sessions for judges and other judicial officials on the			
19	programs, services and facilities available through the Pretrial Services Act and the			
20	Comprehensive Community Corrections Act for Local-Responsible Offenders.			
21	D.1. Out of this appropriation, \$225,000 the first year and \$225,000 the second year from the			
22	general fund is provided for Comprehensive Community Corrections and Pretrial Services			
23	Programs for localities that belong to the Central Virginia Regional Jail Authority. These			
24	amounts are seventy-five percent of the costs projected in the community-based corrections			
25	plan submitted by the Authority. The localities shall provide the remaining twenty-five			
26	percent as a condition of receiving these funds.			
27	2. Out of this appropriation, \$600,000 the first year and \$600,000 the second year from the			
28	general fund is provided for Comprehensive Community Corrections and Pretrial Services			
29	Programs for localities that belong to the Southwest Virginia Regional Jail Authority. These			
30	amounts are seventy-five percent of the costs projected in the community-based corrections			
31	plan submitted by the Authority. The localities shall provide the remaining twenty-five			
32	percent as a condition of receiving these funds.			
33	E. In the event the federal government should make available additional funds pursuant to the			
34	Violence Against Women Act, the department shall set aside 33 percent of such funds for			
35	competitive grants to programs providing services to domestic violence and sexual assault			
36	victims.			
37	F.1. Out of this appropriation, \$1,700,000 the first year and \$1,700,000 the second year from			
38	the general fund and \$1,710,000 the first year and \$1,710,000 the second year from such			
39	federal funds as are available shall be deposited to the School Resource Officer Incentive			
40	Grants Fund established pursuant to § 9.1-110, Code of Virginia.			
41	2. The Director, Department of Criminal Justice Services, is authorized to expend \$357,285			
42	the first year and \$357,285 the second year from the School Resource Officer Incentive			
43	Grants Fund to operate the Virginia Center for School Safety, pursuant to § 9.1-110, Code of			
44	Virginia.			
45	3. Subject to the development of criteria for the distribution of grants from the fund,			
46	including procedures for the application process and the determination of the actual amount of			
47	any grant issued by the department, the department shall award grants to either local law-			
48	enforcement agencies, where such local law-enforcement agencies and local school boards			
49	have established a collaborative agreement for the employment of school resource officers, as			
50	such positions are defined in § 9.1-101, Code of Virginia, for the employment of school			
51	resource officers, or to local school divisions for the employment of school security officers,			
52	as such positions are defined in § 9.1-101, Code of Virginia, for the employment of school			
53	security officers in any public school. The application process shall provide for the selection			
54	of either school resource officers, school security officers, or both by localities. The			
55	department shall give priority to localities requesting school resource officers, school security			

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1	officers, or both where no such personnel are currently in place. Localities shall match			
2	these funds based on the composite index of local ability-to-pay.			
3	4. Pursuant to the adoption of House Bills 2344 and 2345 by the 2013 Session of the			
4	General Assembly, included in this appropriation is \$202,300 the first year and \$202,300			
5	the second year from the general fund for the development of a model critical incident			
6	response training program for public school personnel and others providing services to			
7	public schools, and the development of a model policy for the establishment of threat			
8	assessment teams for each public school, including procedures for the assessment of and			
9	intervention with students whose behavior poses a threat to the safety of public school			
10	staff or other students.			
11	G. Included in the amounts appropriated in this Item is \$382,500 the first year and			
12	\$382,500 the second year from the general fund for grants to local sexual assault crisis			
13	centers (SACCs) to provide core and comprehensive services to victims of sexual			
14	violence.			
15	H.1. Out of the amounts appropriated for this Item, \$1,100,000 the first year and			
16	\$1,100,000 the second year from nongeneral funds is provided, to be distributed as			
17	follows: for the Southern Virginia Internet Crimes Against Children Task Force, \$600,000			
18	the first year and \$600,000 the second year; and, for the creation of a grant program to law			
19	enforcement agencies for the prevention of internet crimes against children, \$500,000 the			
20	first year and \$500,000 the second year.			
21	2. The Southern Virginia and Northern Virginia Internet Crimes Against Children Task			
22	Forces shall each provide an annual report, in a format specified by the Department of			
23	Criminal Justice Services, on their actual expenditures and performance results. Copies of			
24	these reports shall be provided to the Secretary of Public Safety and Homeland Security,			
25	the Chairmen of the Senate Finance and House Appropriations Committees, and Director,			
26	Department of Planning and Budget prior to the distribution of these funds each year.			
27	3. Subject to compliance with the reports and distribution thereof as required in paragraph			
28	2 above and notwithstanding the provisions of paragraph AA. of § 3-1.01 in Part 3 of this			
29	act, the Governor shall allocate all additional funding, not to exceed actual collections, for			
30	the prevention of Internet Crimes Against Children as contained in this item; paragraph E.			
31	of Item 339 of this act; and, Item 414 of this act, pursuant to § 17.1-275.12, Code of			
32	Virginia.			
33	I. The Department of Criminal Justice Services shall publish and disseminate a model			
34	policy for law-enforcement personnel involved in criminal investigations or assigned to			
35	vehicle or street patrol duties to ensure that law-enforcement personnel are aware of			
36	human trafficking offenses and the identification of victims of human trafficking.			
37	J. Out of the amounts appropriated for this item, \$50,000 the second year from the general			
38	fund is provided for training to local law enforcement to aid in their identifying and			
39	interacting with individuals suffering from Alzheimer's and/or dementia.			
40	390.	Not set out.		
41	391.	Not set out.		
42	392.	Not set out.		
43	Total for Department of Criminal Justice Services...		\$265,164,553	\$265,295,930
44				\$265,324,570
45	General Fund Positions.....	48.50	48.50	
46	Nongeneral Fund Positions.....	68.50	68.50	
47	Position Level.....	117.00	117.00	
48	Fund Sources: General.....	\$211,603,531	\$211,713,192	
49			\$211,741,832	
50	Special.....	\$10,572,592	\$10,587,783	
51	Trust and Agency.....	\$10,000,000	\$10,000,000	
52	Dedicated Special Revenue.....	\$11,487,779	\$11,487,779	

ITEM 392.	Item Details(\$)		Appropriations(\$)	
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1	Federal Trust.....	\$21,500,651	\$21,507,176	
2	393. Not set out.			
3	394. Not set out.			
4	395. Not set out.			
5	396. Not set out.			
6	397. Not set out.			
7	<b>§ 1-29. DEPARTMENT OF FIRE PROGRAMS (960)</b>			
8	398. Fire Training and Technical Support Services			
9	(74400).....			\$7,507,398
10				<del>\$7,507,398</del>
11	Fire Services Management and Coordination (74401)			\$7,622,733
12		\$2,698,093	<del>\$2,698,093</del>	
13			\$2,813,428	
14	Virginia Fire Services Research (74402).....	\$302,274	\$302,274	
15	Fire Services Training and Professional			
16	Development (74403).....	\$2,173,775	\$2,173,775	
17	Technical Assistance and Consultation Services			
18	(74404).....	\$2,128,643	\$2,128,643	
19	Emergency Operational Response Services (74405)...	\$15,000	\$15,000	
20	Public Fire and Life Safety Educational Services			
21	(74406).....	\$189,613	\$189,613	
22	Fund Sources: Special.....	\$7,507,398	<del>\$7,507,398</del>	
23			\$7,622,733	
24	Authority: Title 9.1, Chapter 2 and § 38.2-401, Code of Virginia.			
25	Notwithstanding the provisions of § 38.2-401, Code of Virginia, up to 25 percent of the			
26	revenue available from the Fire Programs Fund, after making the distributions set out in §			
27	38.2-401 D, Code of Virginia, may be used by the Department of Fire Programs to pay for the			
28	administrative costs of all activities assigned to it by law.			
29	399. Not set out.			
30	400. Regulation of Structure Safety (56200).....			\$2,910,209
31				<del>\$2,930,222</del>
32	State Fire Prevention Code Administration (56203)....	\$2,910,209	<del>\$2,930,222</del>	\$3,007,112
33			\$3,007,112	
34	Fund Sources: General.....	\$2,368,475	<del>\$2,370,100</del>	
35			\$2,446,990	
36	Special.....	\$541,734	\$560,122	
37	Authority: §§ 9.1-201, 9.1-206, and 27-94 through 27-99, Code of Virginia.			
38	The State Fire Marshal may charge no fee for any permits or inspections of any school,			
39	whether it be public or private.			
40	Total for Department of Fire Programs.....			\$40,242,607
41				<del>\$40,262,620</del>
42	General Fund Positions.....	29.00	29.00	
43	Nongeneral Fund Positions.....	43.00	43.00	
44	Position Level.....	72.00	72.00	
45	Fund Sources: General.....	\$2,368,475	<del>\$2,370,100</del>	
46			\$2,446,990	
47	Special.....	\$37,624,132	<del>\$37,642,520</del>	
48			\$37,757,855	
49	Federal Trust.....	\$250,000	\$250,000	

ITEM 400.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
<b>1</b>	<b>§ 1-30. DEPARTMENT OF FORENSIC SCIENCE (778)</b>				
<b>2</b>	401. Law Enforcement Scientific Support Services				
<b>3</b>	(30900).....			\$40,822,427	\$41,457,793
<b>4</b>					\$41,732,890
<b>5</b>	Biological Analysis Services (30901).....	\$11,621,964	\$12,041,552		
<b>6</b>			\$12,316,649		
<b>7</b>	Chemical Analysis Services (30902).....	\$11,839,163	\$11,901,323		
<b>8</b>	Physical Evidence Services (30904).....	\$7,549,843	\$7,637,843		
<b>9</b>	Training and Standards Services (30905).....	\$1,564,380	\$1,564,380		
<b>10</b>	Administrative Services (30906).....	\$8,247,077	\$8,312,695		
<b>11</b>	Fund Sources: General.....	\$38,315,431	\$38,950,797		
<b>12</b>			\$39,225,894		
<b>13</b>	Federal Trust.....	\$2,506,996	\$2,506,996		
<b>14</b>	Authority: §§ 9.1-1100 through 9.1-1113, Code of Virginia.				
<b>15</b>	A. Notwithstanding the provisions of § 58.1-3403, Code of Virginia, the Department of				
<b>16</b>	Forensic Science shall be exempt from the payment of service charges levied in lieu of				
<b>17</b>	taxes by any county, city, or town.				
<b>18</b>	B.1. The Forensic Science Board shall ensure that all individuals who were convicted due				
<b>19</b>	to criminal investigations, for which its case files for the years between 1973 and 1988				
<b>20</b>	were found to contain evidence possibly suitable for DNA testing, are informed that such				
<b>21</b>	evidence exists and is available for testing. To effectuate this requirement, the Board shall				
<b>22</b>	prepare two form letters, one sent to each person whose evidence was tested, and one sent				
<b>23</b>	to each person whose evidence was not tested. Copies of each such letter shall be sent to				
<b>24</b>	the Chairman of the Forensic Science Board and to the respective Chairmen of the House				
<b>25</b>	and Senate Committees for Courts of Justice. The Department of Corrections shall assist				
<b>26</b>	the board in effectuating this requirement by providing the addresses for all such persons				
<b>27</b>	to whom letters shall be sent, whether currently incarcerated, on probation, or on parole.				
<b>28</b>	In cases where the current address of the person cannot be ascertained, the Department of				
<b>29</b>	Corrections shall provide the last known address. The Chairman of the Forensic Science				
<b>30</b>	Board shall report on the progress of this notification process at each meeting of the				
<b>31</b>	Forensic Science Board.				
<b>32</b>	2. Upon a request pursuant to the Virginia Freedom of Information Act for a certificate of				
<b>33</b>	analysis that has been issued in connection with the Post Conviction DNA Testing				
<b>34</b>	Program and that reflects that a convicted person's DNA profile was not indicated on				
<b>35</b>	items of evidence tested, the Department of Forensic Science shall make available for				
<b>36</b>	inspection and copying such requested record after all personal and identifying				
<b>37</b>	information about the victims, their family members, and consensual partners has been				
<b>38</b>	redacted, except where disclosure of the information contained therein is expressly				
<b>39</b>	prohibited by law or the Commonwealth's Attorney to whom the certificate was issued				
<b>40</b>	states that the certificate is critical to an ongoing active investigation and that disclosure				
<b>41</b>	jeopardizes the investigation.				
<b>42</b>	Total for Department of Forensic Science.....			\$40,822,427	\$41,457,793
<b>43</b>					\$41,732,890
<b>44</b>	General Fund Positions.....	310.00	310.00		
<b>45</b>	Position Level.....	310.00	310.00		
<b>46</b>	Fund Sources: General.....	\$38,315,431	\$38,950,797		
<b>47</b>			\$39,225,894		
<b>48</b>	Federal Trust.....	\$2,506,996	\$2,506,996		
<b>49</b>	<b>§ 1-31. DEPARTMENT OF JUVENILE JUSTICE (777)</b>				
<b>50</b>	402. Not set out.				
<b>51</b>	403. Not set out.				
<b>52</b>	404. Not set out.				

ITEM 404.		Item Details(\$)		Appropriations(\$)		
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016	
1	405.	Not set out.				
2	406.	Operation of Secure Correctional Facilities (39800)....		\$64,237,223	\$64,702,254	
3		Juvenile Corrections Center Management (39801).....	\$6,346,582	\$6,346,582		
4		Food Services - Prisons (39807).....	\$6,160,580	\$6,160,580		
5		Medical and Clinical Services - Prisons (39810).....	\$8,469,324	\$8,469,324		
6		Physical Plant Services - Prisons (39815).....	\$7,986,917	\$7,986,917		
7		Offender Classification and Time Computation				
8		Services (39830).....	\$1,357,130	\$1,357,130		
9		Juvenile Supervision and Management Services				
10		(39831).....	\$24,030,587	\$24,495,618		
11		Juvenile Rehabilitation and Treatment Services				
12		(39832).....	\$9,886,103	\$9,886,103		
13		Fund Sources: General.....	\$60,641,799	\$61,106,830		
14		Special.....	\$2,092,691	\$2,092,691		
15		Dedicated Special Revenue.....	\$48,000	\$48,000		
16		Federal Trust.....	\$1,454,733	\$1,454,733		
17		Authority: §§ 16.1-278.8, 16.1-285.1, 66-13, 66-16, 66-18, 66-19, 66-22 and 66-25.1, Code of				
18		Virginia.				
19		A. The Department of Juvenile Justice shall retain all funds paid for the support of children				
20		committed to the department to be used for the security, care, and treatment of said children.				
21		B. The Director, Department of Juvenile Justice, in response to the continuing downward				
22		trend of the juvenile population and requirements imposed by the federal government, is				
23		directed to implement the downsizing and repurposing of its juvenile facilities. It is				
24		anticipated that by relocating the juveniles at the Culpeper Juvenile Correctional Center, the				
25		agency will be able to increase the efficiency and effectiveness of its operations and enhance				
26		the services provided to juveniles committed to state facilities in the areas of education, re-				
27		entry, mental health treatment, health services, and various other programmatic areas.				
28		C. Included in the appropriation for this Item is \$3,906,720 and 72 juvenile correctional				
29		officer positions in the second year from the general fund to meet requirements of the Prison				
30		Rape Elimination Act (PREA).				
31		<i>D.1. The Director, Department of Juvenile Justice, (the "Department") shall develop a</i>				
32		<i>transformation plan to provide more effective and efficient services for juveniles, using data-</i>				
33		<i>based decision-making, that improves outcomes, including reduced recidivism, and to reduce</i>				
34		<i>the number of juveniles housed in state-operated juvenile correctional centers, consistent with</i>				
35		<i>public safety. Prior to implementation, the plan shall be approved by the Secretary of Public</i>				
36		<i>Safety and Homeland Security. A progress report on actions taken and additional</i>				
37		<i>recommendations under consideration shall be provided no later than June 30, 2016 to the</i>				
38		<i>Director of the Department of Planning and Budget, the Chairman of the Virginia</i>				
39		<i>Commission on Youth, and the Chairmen of the House Appropriations and Senate Finance</i>				
40		<i>Committees.</i>				
41		<i>2. To accomplish these objectives, the Department will provide, when appropriate, alternative</i>				
42		<i>placements and services for juveniles committed to the Department that offer treatment,</i>				
43		<i>supervision and programs that meet the levels of risk and need, as identified by the</i>				
44		<i>Department's risk and needs assessment instruments, for each juvenile placed in such</i>				
45		<i>placements or programs.</i>				
46		<i>3. The Department shall reallocate any savings from the reduced cost of operating state</i>				
47		<i>juvenile correctional centers to support the goals of the transformation plan including, but</i>				
48		<i>not limited to: (a) increasing the number of male and female local placement options, and</i>				
49		<i>post-dispositional treatment programs and services; (b) ensuring that appropriate placements</i>				
50		<i>and treatment programs are available across all regions of the Commonwealth; and (c)</i>				
51		<i>providing appropriate levels of educational, career readiness, rehabilitative, and mental</i>				
52		<i>health services for these juveniles in state, regional, or local programs and facilities,</i>				
53		<i>including but not limited to, community placement programs, independent living programs,</i>				
54		<i>and group homes. The goals of such transformation services shall be to reduce the risks for</i>				

ITEM 406.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	<i>reoffending for juveniles supervised or committed to the Department and to improve and</i>				
2	<i>promote the skills and resiliencies necessary for the juveniles to lead successful lives in</i>				
3	<i>their communities.</i>				
4	<i>4. The Director, Department of Planning and Budget, is authorized to transfer</i>				
5	<i>appropriations between items and programs within the Department of Juvenile Justice to</i>				
6	<i>reallocate any savings achieved through transformation to accomplish the goals of</i>				
7	<i>transformation.</i>				
8	407. Not set out.				
9	Total for Department of Juvenile Justice.....			<b>\$206,627,222</b>	<b>\$206,924,974</b>
10	General Fund Positions.....	2,149.50	2,149.50		
11	Nongeneral Fund Positions.....	21.00	21.00		
12	Position Level.....	2,170.50	2,170.50		
13	Fund Sources: General.....	\$196,447,317	\$196,743,693		
14	Special.....	\$3,442,366	\$3,443,742		
15	Dedicated Special Revenue.....	\$48,000	\$48,000		
16	Federal Trust.....	\$6,689,539	\$6,689,539		
17	408. Not set out.				
18	409. Not set out.				
19	410. Not set out.				
20	411. Not set out.				
21	412. Not set out.				
22	413. Not set out.				
23	414. Not set out.				
24	415. Not set out.				
25	416. Not set out.				
26	417. Not set out.				
27	TOTAL FOR OFFICE OF PUBLIC SAFETY				
28	AND HOMELAND SECURITY .....			<b>\$2,735,442,327</b>	<b>\$2,816,146,443</b>
29					<b>\$2,817,837,651</b>
30	General Fund Positions.....	17,809.82	<del>17,828.82</del>		
31			17,853.82		
32	Nongeneral Fund Positions.....	2,308.18	2,334.18		
33	Position Level.....	20,118.00	<del>20,163.00</del>		
34			20,188.00		
35	Fund Sources: General.....	\$1,790,976,868	<del>\$1,821,269,030</del>		
36			\$1,822,533,903		
37	Special.....	\$159,521,838	<del>\$156,230,410</del>		
38			\$156,345,745		
39	Commonwealth Transportation.....	\$9,337,444	\$9,337,444		
40	Enterprise.....	\$597,331,789	<del>\$651,275,793</del>		
41			\$651,586,793		
42	Trust and Agency.....	\$10,020,000	\$10,020,000		
43	Dedicated Special Revenue.....	\$27,963,975	\$28,663,975		
44	Federal Trust.....	\$140,290,413	\$139,349,791		

ITEM 418.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
<b>1</b>	<b>OFFICE OF TECHNOLOGY</b>			
<b>2</b>	418.	Not set out.		
<b>3</b>	419.	Not set out.		
<b>4</b>	<b>§ 1-32. VIRGINIA INFORMATION TECHNOLOGIES AGENCY (136)</b>			
<b>5</b>	420.	Not set out.		
<b>6</b>	421.	Not set out.		
<b>7</b>	422.	Not set out.		
<b>8</b>	423.	Not set out.		
<b>9</b>	424.	Not set out.		
<b>10</b>	425.	Administrative and Support Services (89900).....		\$30,895,672
<b>11</b>		General Management and Direction (89901).....	\$19,072,819	\$19,433,483
<b>12</b>		Accounting and Budgeting Services (89903).....	\$6,120,553	\$5,108,442
<b>13</b>		Human Resources Services (89914).....	\$415,737	\$286,047
<b>14</b>		Procurement and Contracting Services (89918).....	\$3,204,240	\$3,216,049
<b>15</b>		Audit Services (89931).....	\$277,948	\$275,948
<b>16</b>		Web Development and Support Services (89940).....	\$1,804,375	\$1,805,007
<b>17</b>		Fund Sources: Special.....	\$7,778,099	\$7,243,005
<b>18</b>		Internal Service.....	\$23,117,573	\$22,881,971
<b>19</b>		Authority: Title 2.2, Chapter 20.1, Code of Virginia.		
<b>20</b>		A.1. Out of this appropriation, \$23,117,573 the first year and \$23,215,967 the second year for		
<b>21</b>		Administrative and Support Services is sum sufficient and amounts shown are estimates from		
<b>22</b>		an internal service fund which shall be paid solely from charges to other programs within this		
<b>23</b>		agency.		
<b>24</b>		2. In accordance with § 2.2-2013 D., Code of Virginia, the surcharge rate used to fund		
<b>25</b>		expenses for operations and staff of services administered by VITA shall be no more than		
<b>26</b>		8.26% the first year and 7.91% the second year.		
<b>27</b>		3. Included in the amounts for Administrative and Support Services are funds from the		
<b>28</b>		Acquisition Services Special Fund which is paid solely from receipts from vendor information		
<b>29</b>		technology contracts. These funds will be used to finance procurement and contracting		
<b>30</b>		activities and costs unallowable for federal fund reimbursement.		
<b>31</b>		B. The provisions of Title 2.2, Chapter 20.1 of the Code of Virginia shall not apply to the		
<b>32</b>		Virginia Port Authority.		
<b>33</b>		C. The requirement that the Department of Behavioral Health and Developmental Services		
<b>34</b>		purchase information technology equipment or services from the Virginia Information		
<b>35</b>		Technologies Agency (VITA) according to the provisions of Chapters 981 and 1021 of the		
<b>36</b>		Acts of Assembly of 2003 shall not adversely impact the provision of services to mentally		
<b>37</b>		disabled clients.		
<b>38</b>		D. The Chief Information Officer and the Secretary of Technology shall provide the Governor		
<b>39</b>		and the Chairmen of the Senate Finance and House Appropriations Committees with a report		
<b>40</b>		detailing any amendments or modifications to the comprehensive infrastructure agreement.		
<b>41</b>		The report shall include statements describing the fiscal impact of such amendments or		
<b>42</b>		modifications and shall be submitted within 30 days following the signing of any amended		
<b>43</b>		agreement.		
<b>44</b>		E. An annual assessment of the VITA organization and in-scope information technology and		
<b>45</b>		telecommunications costs will be provided to the Governor and Chairmen of the House		
<b>46</b>		Appropriations and Senate Finance Committees by September 15 of each year. This		
<b>47</b>		assessment should (i) include a review of agency productivity, efficiency, and effectiveness,		



ITEM 425.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	(ii) identify opportunities to reduce the number of retained employees, (iii) establish and				
2	update standards for hardware, such as the number of printers per employees and using				
3	docking stations instead of laptops and desktops, and (iv) offer options for decreasing				
4	agency overhead costs.				
5	F. The Chief Information Officer shall provide the Governor and the Chairmen of the				
6	Senate Finance and House Appropriations Committees no later than December 1, each				
7	year, an update to the December 1, 2013, assessment of the comprehensive infrastructure				
8	agreement. The updated assessment shall (i) include a detailed overview of all in-scope				
9	agency infrastructure transition timelines and costs, including untransformed agencies; (ii)				
10	describe all efforts undertaken to ensure the market competitiveness of the fees paid by the				
11	Commonwealth to Northrop Grumman; (iii) assess whether the financial and contractual				
12	terms of the comprehensive agreement ensure that the Commonwealth's needs are met,				
13	including whether any modifications thereto are required; and (iv) identify options				
14	available to the Commonwealth at the expiry of the current agreement including any				
15	anticipated steps required to plan for its expiration.				
16	G.1. From the amounts appropriated in this Item, \$1,000,000 the second year from the				
17	internal service fund shall be allocated to develop an information technology (IT) sourcing				
18	strategy for contract transition in preparation for the expiration of the IT contract with				
19	Northrop Grumman.				
20	2. From the amounts appropriated in this Item, \$1,150,235 the first year and \$600,000 the				
21	second year from the Acquisitions Services Special Fund shall be allocated to develop an				
22	information technology sourcing strategy for contract transition in preparation for the				
23	expiration of the IT contract with Northrop Grumman.				
24	H. From the amounts appropriated in this Item, \$1,721,245 the first year and \$721,624 the				
25	second year from the internal service fund shall be allocated to implement a new				
26	telecommunications expense management (TEM) and billing solution system.				
27	426. Not set out.				
28	Total for Virginia Information Technologies				
29	Agency.....			<b>\$382,316,627</b>	<b>\$386,196,939</b>
30	General Fund Positions.....	26.00	26.00		
31	Nongeneral Fund Positions.....	245.00	<del>244.00</del>		
32			243.00		
33	Position Level.....	271.00	<del>270.00</del>		
34			269.00		
35	Fund Sources: General.....	\$2,183,330	\$2,184,211		
36	Special.....	\$7,778,099	\$7,361,363		
37	Internal Service.....	\$347,077,163	\$349,824,751		
38	Dedicated Special Revenue.....	\$24,845,942	\$26,826,614		
39	Federal Trust.....	\$432,093	\$0		
40	TOTAL FOR OFFICE OF TECHNOLOGY.....			<b>\$391,343,482</b>	<b>\$394,946,075</b>
41	General Fund Positions.....	31.00	31.00		
42	Nongeneral Fund Positions.....	245.00	<del>244.00</del>		
43			243.00		
44	Position Level.....	276.00	<del>275.00</del>		
45			274.00		
46	Fund Sources: General.....	\$11,210,185	\$10,933,347		
47	Special.....	\$7,778,099	\$7,361,363		
48	Internal Service.....	\$347,077,163	\$349,824,751		
49	Dedicated Special Revenue.....	\$24,845,942	\$26,826,614		
50	Federal Trust.....	\$432,093	\$0		

ITEM 427.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
<b>1</b>	<b>OFFICE OF TRANSPORTATION</b>			
<b>2</b>	427.	Not set out.		
<b>3</b>	428.	Not set out.		
<b>4</b>	429.	Not set out.		
<b>5</b>	430.	Not set out.		
<b>6</b>	431.	Not set out.		
<b>7</b>	432.	Not set out.		
<b>8</b>	<b>§ 1-33. DEPARTMENT OF MOTOR VEHICLES (154)</b>			
<b>9</b>	433.	Ground Transportation Regulation (60100).....		\$166,482,775
<b>10</b>		Customer Service Centers Operations (60101).....	\$113,794,989	\$117,592,443
<b>11</b>		Ground Transportation Regulation and Enforcement		
<b>12</b>		(60103).....	\$39,974,662	\$40,486,684
<b>13</b>		Motor Carrier Regulation Services (60105).....	\$12,713,124	\$13,030,872
<b>14</b>		Fund Sources: Commonwealth Transportation.....	\$158,386,175	\$163,313,399
<b>15</b>		Trust and Agency.....	\$6,096,600	\$5,796,600
<b>16</b>		Federal Trust.....	\$2,000,000	\$2,000,000
<b>17</b>	Authority: Title 46.2, Chapters 1, 2, 3, 6, 8, 10, 12, 15, 16, and 17; §§ 18.2-266 through 18.2-			
<b>18</b>	272; Title 58.1, Chapters 21 and 24, Code of Virginia. Title 33, Chapter 4, United States			
<b>19</b>	Code.			
<b>20</b>	A. The Commissioner, Department of Motor Vehicles, is authorized to establish, where			
<b>21</b>	feasible and cost efficient, contracts with private/public partnerships with commercial			
<b>22</b>	operations, to provide for simplification and streamlining of service to citizens through			
<b>23</b>	electronic means. Provided, however, that such commercial operations shall not be entitled to			
<b>24</b>	compensation as established under § 46.2-205, Code of Virginia, but rather at rates limited to			
<b>25</b>	those established by the commissioner.			
<b>26</b>	B. The Department of Motor Vehicles shall work to increase the use of alternative service			
<b>27</b>	delivery methods. As part of its effort to shift customers to internet usage where applicable,			
<b>28</b>	the department shall not charge its customers for the use of credit cards for internet or other			
<b>29</b>	types of transactions.			
<b>30</b>	C. In order to provide citizens of the Commonwealth greater access to the Department of			
<b>31</b>	Motor Vehicles, the agency is authorized to enter into an agreement with any local			
<b>32</b>	constitutional officer or combination of officers to act as a license agent for the department,			
<b>33</b>	with the consent of the chief administrative officer of the constitutional officer's county or			
<b>34</b>	city, and to negotiate a separate compensation schedule for such office other than the schedule			
<b>35</b>	set out in § 46.2-205, Code of Virginia. Notwithstanding any other provision of law, any			
<b>36</b>	compensation due to a constitutional officer serving as a license agent shall be remitted by the			
<b>37</b>	department to the officer's county or city on a monthly basis, and not less than 80 percent of			
<b>38</b>	the sums so remitted shall be appropriated by such county or city to the office of the			
<b>39</b>	constitutional officer to compensate such officer for the additional work involved with			
<b>40</b>	processing transactions for the department. Funds appropriated to the constitutional office for			
<b>41</b>	such work shall not be used to supplant existing local funding for such office, nor to reduce			
<b>42</b>	the local share of the Compensation Board-approved budget for such office below the level			
<b>43</b>	established pursuant to general law.			
<b>44</b>	D. The base compensation for DMV Select Agents shall be set at 4.5 percent of gross			
<b>45</b>	collections for the first \$500,000 and 5.0 percent of all gross collections in excess of \$500,000			
<b>46</b>	made by the entity during each fiscal year on such taxes and fees in place as a matter of law .			
<b>47</b>	The commissioner shall supply the agents with all necessary agency forms to provide services			
<b>48</b>	to the public, and shall cause to be paid all freight and postage, but shall not be responsible for			
<b>49</b>	any extra clerk hire or other business-related expenses or business equipment expenses			
<b>50</b>	occasioned by their duties.			

ITEM 433.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	E. Out of the amounts identified in this Item, \$299,991 the first year and \$299,991 the				
2	second year from the Commonwealth Transportation Fund shall be paid to the				
3	Washington Metropolitan Area Transit Commission.				
4	F.1. Notwithstanding any other provision of law, the department shall assess a minimum				
5	fee of \$10 for all replacement and supplemental titles. The revenue generated from this				
6	fee shall be set aside to meet the expenses of the department.				
7	2. Notwithstanding any other provision of law, the department shall assess a \$10 late fee				
8	on all registration renewal transactions that occur after the expiration date. The late fee				
9	shall not apply to those exceptions granted under § 46.2-221.4, Code of Virginia. In				
10	assessing the late renewal fee the department shall provide a ten day grace period for				
11	transactions conducted by mail to allow for administrative processing. This grace period				
12	shall not apply to registration renewals for vehicles registered under the International				
13	Registration Plan. The revenue generated from this fee shall be set aside to meet the				
14	expenses of the department.				
15	3. Notwithstanding any other provision of law, the department shall establish a \$20				
16	minimum fee for original driver's licenses and replacements. The revenue generated from				
17	this fee shall be set aside to meet the expenses of the department.				
18	G. The Department of Motor Vehicles is hereby granted approval to renew or extend				
19	existing capital leases due to expire during the current biennium for existing customer				
20	service centers.				
21	H. The Department of Motor Vehicles is hereby appropriated revenues from the additional				
22	sales tax on fuel in certain transportation districts to recover the direct cost of				
23	administration incurred by the department in implementing and collecting this tax as				
24	provided by § 58.1-2295, Code of Virginia.				
25	I. The Commissioner of the Department of Motor Vehicles, in consultation with the				
26	Commissioner of Highways, shall take such steps as may be necessary to expand access to				
27	the E-ZPass program through its customer service channels using such locations and				
28	methods as are practicable.				
29	J. The Commissioner of the Department of Motor Vehicles, in consultation with the				
30	Commissioner of Highways, shall report on the feasibility and advisability of entering into				
31	reciprocal agreements with other states for the purpose of toll enforcement. Such report				
32	shall be made to the Chairmen of the House Appropriations, Senate Finance, and House				
33	and Senate Transportation Committees no later than December 1, 2014.				
34	K. Included in the amounts for this item is \$650,000 in the first year and \$350,000 in the				
35	second year to support the start-up and on-going costs associated with the regulation of				
36	Transportation Network Companies in Virginia pursuant to the provisions of House Bill				
37	1662, 2015 Session of the General Assembly.				
38	<i>L. Notwithstanding the provisions of Chapter 21 of Title 46.2, the Commissioner of the</i>				
39	<i>Department of Motor Vehicles shall be authorized to grant temporary authority to a motor</i>				
40	<i>carrier to transport property for compensation on an intrastate basis utilizing a digital</i>				
41	<i>platform that connects persons seeking a property transportation service with persons</i>				
42	<i>authorized by the motor carrier to transport property. Such temporary authority shall be</i>				
43	<i>subject to such reasonable conditions as the Commissioner may impose, and shall be valid</i>				
44	<i>only for passenger cars and pickup or panel trucks, as those terms are defined in § 46.2-</i>				
45	<i>100, which vehicles shall not be required to be issued for-hire license plates under § 46.2-</i>				
46	<i>711. Such temporary authority, unless suspended or revoked, shall be valid for such time</i>				
47	<i>as the Department shall specify, but such authority shall not extend beyond 130 days</i>				
48	<i>following the adjournment of the next regular session of the General Assembly and shall</i>				
49	<i>create no presumption that corresponding permanent authority will be granted thereafter.</i>				
50	434. Not set out.				
51	435. Not set out.				
52	Total for Department of Motor Vehicles.....			\$237,026,954	\$244,236,208

ITEM 435.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Nongeneral Fund Positions.....	2,038.00	2,038.00		
2	Position Level.....	2,038.00	2,038.00		
3	Fund Sources: Commonwealth Transportation.....	\$224,961,030	\$232,470,284		
4	Trust and Agency.....	\$6,096,600	\$5,796,600		
5	Federal Trust.....	\$5,969,324	\$5,969,324		
6	436. Not set out.				
7	437. Not set out.				
8	Grand Total for Department of Motor Vehicles.....			<b>\$348,973,483</b>	<b>\$356,182,737</b>
9	Nongeneral Fund Positions.....	2,038.00	2,038.00		
10	Position Level.....	2,038.00	2,038.00		
11	Fund Sources: Commonwealth Transportation.....	\$225,352,530	\$232,861,784		
12	Trust and Agency.....	\$11,596,600	\$11,296,600		
13	Dedicated Special Revenue.....	\$79,800,000	\$79,800,000		
14	Federal Trust.....	\$32,224,353	\$32,224,353		
15	438. Not set out.				
16	439. Not set out.				
17	440. Not set out.				
18	441. Not set out.				
19	<b>§ 1-34. DEPARTMENT OF TRANSPORTATION (501)</b>				
20	442. Environmental Monitoring and Evaluation (51400)....			\$13,251,385	<del>\$12,534,800</del>
21					<del>\$13,170,831</del>
22	Environmental Monitoring and Compliance for				
23	Highway Projects (51408).....	\$10,813,010	<del>\$10,211,305</del>		
24			<del>\$10,588,817</del>		
25	Environmental Monitoring Program Management				
26	and Direction (51409).....	\$2,438,375	<del>\$2,323,495</del>		
27			<del>\$2,582,014</del>		
28	Fund Sources: Commonwealth Transportation.....	\$13,251,385	<del>\$12,534,800</del>		
29			<del>\$13,170,831</del>		
30	Authority: Title 33.1, Code of Virginia.				
31	A. Included in the amounts for Environmental Monitoring and Evaluation is \$187,443 in the				
32	first year and \$55,717 in the second year to establish baseline air quality measures of nitrogen				
33	dioxide and fine particulate matter at the terminus of the I-395 express lane at Turkeycock				
34	Run. Funding shall be used for a two-phased study including a six-month baseline monitoring				
35	commencing as soon after July 1, 2014 as practicable, prior to the opening of the ramp, and				
36	twelve-month monitoring upon completion of the project; provided, however, that nothing				
37	required herein shall delay the opening of the ramp or the project or affect the continuing				
38	operation of the 95 Express lanes project. The study shall be conducted by the Department of				
39	Environmental Quality pursuant to a Memorandum of Agreement with the Department of				
40	Transportation.				
41	443. Ground Transportation Planning and Research			\$67,936,320	<del>\$68,490,623</del>
42	(60200).....				<del>\$67,615,730</del>
43					
44	Ground Transportation System Planning (60201).....	\$51,771,702	<del>\$53,153,011</del>		
45			<del>\$53,064,943</del>		
46	Ground Transportation System Research (60202).....	\$12,533,845	<del>\$11,881,427</del>		
47			<del>\$10,879,867</del>		
48	Ground Transportation Program Management and				
49	Direction (60204).....	\$3,630,773	<del>\$3,456,185</del>		
50			<del>\$3,670,920</del>		

ITEM 443.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Fund Sources: Commonwealth Transportation.....	\$67,936,320	\$68,490,623		
2			\$67,615,730		
3	Authority: Title 33.2, Code of Virginia.				
4	A. Included in the amount for ground transportation system planning and research is no				
5	less than \$4,500,000 the first year and no less than \$4,500,000 the second year from the				
6	highway share of the Transportation Trust Fund for the planning and evaluation of options				
7	to address transportation needs.				
8	B. In addition, the Commonwealth Transportation Board may approve the expenditures of				
9	up to \$500,000 the first year and \$500,000 the second year from the highway share of the				
10	Transportation Trust Fund for the completion of advance activities, prior to the initiation				
11	of an individual project's design along existing highway corridors, to determine short-term				
12	and long-term improvements to the corridor. Such activities shall consider safety, access				
13	management, alternative modes, operations, and infrastructure improvements. Such funds				
14	shall be used for, but are not limited to, the completion of activities prior to the initiation				
15	of an individual project's design or to benefit identification of needs throughout the state				
16	or the prioritization of those needs. For federally eligible activities, the activity or item				
17	shall be included in the Commonwealth Transportation Board's annual update of the Six-				
18	Year Improvement program so that (i) appropriate federal funds may be allocated and				
19	reimbursed for the activities and (ii) all requirements of the federal Statewide				
20	Transportation Improvement Program can be achieved.				
21	C.1. The Office of Intermodal Planning and Investment shall recommend to the				
22	Commonwealth Transportation Board all allocations of such funds in this paragraph. The				
23	planning and evaluation may be conducted or managed by the Department of				
24	Transportation, Department of Rail and Public Transportation, or another qualified entity				
25	selected and/or approved by the Commonwealth Transportation Board.				
26	2. The office shall work directly with affected Metropolitan Planning Organizations to				
27	develop and implement quantifiable and achievable goals relating to congestion reduction				
28	and safety, transit and HOV usage, job/housing ratios, job and housing access to transit				
29	and pedestrian facilities, air quality, and/or per-capita vehicle miles traveled pursuant to				
30	Chapters 670 and 690 of the 2009 Acts of Assembly.				
31	3. For allocation of funds under Paragraph 1, the office may give a higher priority for				
32	planning grants to (i) regional organizations to analyze various land development				
33	scenarios for their long range transportation plans, (ii) local governments to revise their				
34	comprehensive plans and other applicable local ordinances to designate urban				
35	development areas pursuant to Chapter 896 of the 2007 Acts of Assembly and incorporate				
36	the principles included in such act, and (iii) local governments, regional organizations,				
37	transit agencies and other appropriate entities to develop plans for transit oriented				
38	development and the expansion of transit service. Such analyses, plans, and ordinances				
39	shall be shared with the regional planning district commission or metropolitan planning				
40	organization and the department.				
41	D. Notwithstanding the provisions of Chapter 729 and Chapter 733 of the 2012 Acts of				
42	Assembly, the Commonwealth Transportation Board shall not reallocate any funds from				
43	projects on roadways controlled by any county that has withdrawn or elects to withdraw				
44	from the secondary system of state highways, nor from any roadway controlled by a city				
45	or town as part of the state's urban roadway system, based on a determination of				
46	nonconformity with the Commonwealth Transportation Board's Statewide Transportation				
47	Plan or the Six-Year Improvement Program. In jurisdictions that maintain roadways				
48	within their boundaries, the provisions of § 33.2-214 shall apply only to highways				
49	controlled by the Department of Transportation.				
50	E. The prioritization process developed under subsection B of Chapter 726 of the 2014				
51	Virginia Acts of Assembly shall not apply to use of funds provided in this item from the				
52	federal apportionments in the State Planning and Research Program.				
53	444. Highway Construction Programs (60300).....			\$1,521,576,851	\$1,860,792,607
54					\$2,197,835,660
55	Dedicated and Statewide Construction (60302).....	\$1,088,811,436	\$1,258,102,348		
56			\$1,299,790,643		

ITEM 444.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Interstate Construction (60303).....	\$122,180,355	\$185,550,135	
2			\$243,488,438	
3	Primary Construction (60304).....	\$177,800,309	\$254,653,082	
4			\$432,865,588	
5	Secondary Construction (60306).....	\$65,028,986	\$90,332,246	
6			\$120,439,816	
7	Urban Construction (60307).....	\$42,195,439	\$47,267,564	
8			\$75,128,493	
9	Highway Construction Program Management (60315).....	\$25,560,326	\$24,887,232	
10			\$26,122,682	
11				
12	Fund Sources: Commonwealth Transportation.....	\$1,071,314,483	\$1,259,235,059	
13			\$1,596,856,102	
14	Trust and Agency.....	\$450,262,368	\$601,557,548	
15			\$600,979,558	
16	Authority: Title 33.2, Chapter 3; Code of Virginia; Chapters 8, 9, and 12, Acts of Assembly of			
17	1989, Special Session II.			
18	A. From the appropriation for dedicated and statewide construction, the Commonwealth			
19	Transportation Board shall determine an amount each year, not less than \$15,000,000 and not			
20	to exceed \$200,000,000 from the Commonwealth Transportation Fund, which shall be			
21	allocated to localities for revenue sharing. No additional amount shall be appropriated from			
22	the proceeds of Commonwealth of Virginia Transportation Capital Projects Revenue Bonds			
23	for this program.			
24	B. Notwithstanding § 33.2-358 of the Code of Virginia, the proceeds from the lease or sale of			
25	surplus and residue property purchased under this program in excess of related costs shall be			
26	applied to the system and locality where the residue property is located. This funding shall be			
27	provided as an increase to the allocations distributed to the systems and localities according to			
28	§ 33.2-358 of the Code of Virginia.			
29	C. The Director, Department of Planning and Budget, is authorized to increase the			
30	appropriation as needed to utilize amounts available from prior year balances in the dedicated			
31	funds.			
32	D. Included in the amounts for dedicated and statewide construction is the reappropriation of			
33	\$448,300,000 the first year and \$238,500,000 the second year from bond proceeds or			
34	dedicated special revenues for anticipated expenditure of amounts collected in prior years.			
35	The amounts will be provided from balances in the Capital Projects Revenue Bond Fund,			
36	Federal Transportation Grant Anticipation Revenue Bond Fund, Northern Virginia			
37	Transportation District Fund, State Route 28 Highway Improvement District Fund, U.S.			
38	Route 58 Corridor Development Fund and the Priority Transportation Fund. These amounts			
39	were originally appropriated when received or forecasted and are not related to FY 2015 and			
40	FY 2016 estimated revenues.			
41	E. Projects being developed and procured through adopted state, local or regional design-			
42	build provisions, other than those required by § 33.2-209 B., Code of Virginia, may be			
43	considered for funding from the Transportation Partnership Opportunity Fund. In addition, an			
44	application requesting funding from the fund shall be limited to requesting only one form of			
45	assistance and the limitations included in § 33.2-1508 (E), Code of Virginia.			
46	F. Prior to annual adoption of the Six Year Improvement Program, the Commonwealth			
47	Transportation Board may allocate funding from the highway portion of the Transportation			
48	Trust Fund to undertake any park and ride lot improvements for the I-95 Corridor required			
49	pursuant to the Comprehensive Agreement for the I-95 High Occupancy Toll Lanes project.			
50	G. Out of the amounts provided for dedicated and statewide construction, the Commonwealth			
51	Transportation Board is hereby directed to utilize any balances remaining of the amounts			
52	provided in Item 446 H, Chapter 806 of the 2013 Acts of Assembly for an environmental			
53	study for the replacement of the I-64 High Rise Bridge in Chesapeake, Virginia to begin			
54	preliminary engineering on such project.			
55	H. The Commissioner is directed to investigate methods through which to fund the			

ITEM 444.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	replacement of the Churchland Bridge in Portsmouth and report to the Chairmen of the				
2	House Appropriations and Senate Finance Committees on the feasibility of including				
3	federal and or state funding for the project in the Six Year Improvement Program by				
4	October 1, 2014.				
5	I. Out of the funds provided for the Transportation Alternatives Program or other sources				
6	available to the Board, an amount estimated at \$90,000 shall be provided to remove the				
7	concrete barrier closing the middle of a tunnel in Crozet, Virginia to allow for the				
8	development of a trails project and \$50,000 in the first year and \$50,000 in the second				
9	year shall be provided for gateway signage along Interstates 95 and 64 in the Richmond				
10	Regional Planning District.				
11	445. Highway System Maintenance and Operations				
12	(60400).....			\$1,580,560,866	\$1,558,118,156
13					\$1,573,950,444
14	Interstate Maintenance (60401).....	\$310,834,929	<del>\$291,582,040</del>		
15			\$332,135,404		
16	Primary Maintenance (60402).....	\$404,959,326	<del>\$367,369,215</del>		
17			\$452,796,575		
18	Secondary Maintenance (60403).....	\$602,861,755	<del>\$625,258,391</del>		
19			\$543,417,236		
20	Transportation Operations Services (60404).....	\$189,372,246	<del>\$197,319,011</del>		
21			\$170,056,169		
22	Highway Maintenance Operations, Program				
23	Management and Direction (60405).....	\$72,532,610	<del>\$76,589,499</del>		
24			\$75,545,060		
25	Fund Sources: Commonwealth Transportation.....	\$1,580,560,866	<del>\$1,558,118,156</del>		
26			\$1,573,950,444		
27	Authority: Title 33.1, Chapter 1, Code of Virginia.				
28	A. Out of the funds provided in this program, an amount estimated at \$332,900,000 the				
29	first year and \$240,643,000 the second year from federal funds shall be used to address the				
30	maintenance of pavements and bridges and the operations of the transportation system.				
31	These funds shall be matched by other funds appropriated to this Item.				
32	B. The department is authorized to enter into agreements with state and local law				
33	enforcement officials to facilitate the enforcement of high occupancy vehicle (HOV)				
34	restrictions throughout the Commonwealth and metropolitan planning regions.				
35	C. Should federal law be changed to permit privatization of rest area operations, the				
36	department is hereby authorized to accept or solicit proposals for their development and/or				
37	operation under the Public Private Transportation Act.				
38	D. The Director, Department of Planning and Budget, is authorized to increase the				
39	appropriation in this Item as needed to utilize amounts available from prior year balances				
40	in the dedicated funds.				
41	E. The Department is hereby directed to utilize the data collected for its State of the				
42	Pavement Report to review the conditions of secondary pavements by county within the				
43	VDOT Richmond District. By October 15, 2014 the Department shall report to the				
44	Chairmen of the House Appropriations, Senate Finance, and House and Senate				
45	Transportation Committees on the conditions of secondary pavements by county, and the				
46	expenditure of funds for secondary pavement maintenance in the Richmond District by				
47	county in fiscal year 2013. If the report indicates that there are significant disparities in the				
48	condition of secondary pavements between counties in the Richmond District then the				
49	Department is hereby directed to ensure that the expenditure of funds for secondary				
50	pavements maintenance within the Richmond District in fiscal year 2015 and fiscal year				
51	2016 shall be adjusted to achieve a minimal level of disparity between the pavement				
52	conditions in each county, provided that the Department take all steps necessary to ensure				
53	the safety of the driving public in the event of unforeseen events that may require the				
54	expenditure of funds to deviate from this directive. An update to the report, which shall				
55	include an update on the availability of condition data on the secondary system and the				
56	Department's progress at implementing the requirements of Chapter 290 of the 2013 Acts				

ITEM 445.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	of Assembly shall be presented to the Chairmen of the House Appropriations, Senate Finance,				
2	and House and Senate Transportation Committees by October 15, 2015.				
3	F. Consistent with the provisions of § 33.2-232 and § 33.2-371, Code of Virginia, as amended				
4	by the 2015 General Assembly, the Commissioner of the Department of Transportation is				
5	hereby directed to publish for each construction district the amount of money expended for				
6	system maintenance and for secondary system improvements by jurisdiction for the preceding				
7	year. The report shall also include a calculation for each district of the amount that would be				
8	spent if such funds were distributed annually on the basis of population estimates by locality				
9	as updated by the Weldon Cooper Center for Public Service. Finally, the report shall include				
10	an assessment of whether the department has met its secondary road pavement targets, by				
11	district and on a statewide basis. An update to the report, which shall include an update on the				
12	availability of condition data on the secondary system and detail on the Department's				
13	proposed condition indices for the measurement of bridge and pavement condition, shall be				
14	provided to the Chairmen of the House Committees of Transportation and Appropriations and				
15	the Senate Committees on Transportation and Finance no later than November 15, 2015.				
16	446. Commonwealth Toll Facilities (60600).....			\$33,871,726	\$35,121,166
17					\$41,228,350
18	Toll Facility Debt Service (60602).....	\$3,191,100	\$3,185,850		
19	Toll Facility Maintenance And Operation (60603).....	\$12,808,900	<del>\$12,864,150</del>		
20			\$13,492,500		
21	Toll Facilities Revolving Fund (60604).....	\$17,871,726	<del>\$19,071,166</del>		
22			\$24,550,000		
23	Fund Sources: Commonwealth Transportation.....	\$27,871,726	\$29,121,166		
24			\$34,600,000		
25	Trust and Agency.....	\$6,000,000	<del>\$6,000,000</del>		
26			\$6,628,350		
27	Authority: §§ 33.1-23.03:1 and 33.1-267 through 33.1-295, Code of Virginia.				
28	A. Included in this Item are funds for the installation and implementation of a statewide				
29	Electronic Toll Customer Service/Violation Enforcement System.				
30	B. Funds as appropriated are provided for other toll facility initiatives as needed during the				
31	biennium including but not limited to funding activities to advance projects pursuant to the				
32	Public-Private Transportation Act.				
33	447. Financial Assistance to Localities for Ground			\$879,209,191	\$894,274,652
34	Transportation (60700).....				\$923,907,139
35					
36	Financial Assistance for City Road Maintenance				
37	(60701).....	\$347,733,534	<del>\$359,217,501</del>		
38			\$362,850,362		
39	Financial Assistance for County Road Maintenance				
40	(60702).....	\$62,006,002	<del>\$64,053,678</del>		
41			\$64,530,419		
42	Financial Assistance for Planning, Access Roads,				
43	and Special Projects (60704).....	\$14,265,188	<del>\$14,779,319</del>		
44			\$13,002,204		
45	Distribution of Northern Virginia Transportation				
46	Authority Fund Revenues (60706).....	\$299,276,334	<del>\$297,081,245</del>		
47			\$314,881,245		
48	Distribution of Hampton Roads Transportation Fund				
49	Revenues (60707).....				
50	Distribution of Hampton Roads Transportation Fund				
51	Revenues (60707)	\$155,928,133	<del>\$159,142,909</del>		
52			\$168,642,909		
53	Fund Sources: Commonwealth Transportation.....	\$424,004,724	\$438,050,498		
54			\$440,382,985		
55	Dedicated Special Revenue.....	\$455,204,467	<del>\$456,224,154</del>		
56			\$483,524,154		
57	Authority: Title 33.2, Chapter 1, Code of Virginia.				



ITEM 447.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	A. Out of the amounts for Financial Assistance for Planning, Access Road, and Special			
2	Projects, \$7,000,000 the first year and \$7,000,000 the second year from the			
3	Commonwealth Transportation Fund shall be allocated for purposes set forth in §§ 33.2-			
4	1509, 33.2-1600, and 33.2-1510, Code of Virginia. Of this amount, the allocation for			
5	Recreational Access Roads shall be \$1,500,000 the first year and <del>\$1,500,000</del> the second			
6	year.			
7	B. For any city or town that assumes responsibility for its construction program as			
8	outlined in § 33.2-362 E, Code of Virginia, the matching highway fund requirement			
9	contained in § 33.2-348, Code of Virginia, shall be waived for all new projects approved			
10	on or after July 1, 2005.			
11	C. The Department of Transportation is encouraged to promote the construction and			
12	improvement of primary and secondary highways by counties, consistent with § 33.2-338			
13	of the Code of Virginia, whether or not such improvements are contained in the Six-Year			
14	Improvement Program or Plan. If such improvements are not contained in the Six-Year			
15	Improvement Program or Plan, the counties may not seek reimbursement from the			
16	department for the improvements.			
17	D. Distribution of Northern Virginia Transportation Authority Fund Revenues represents			
18	direct payments, of the revenue collected and deposited into the Fund, to the Northern			
19	Virginia Transportation Authority for uses contained in Chapter 766, 2013 Acts of			
20	Assembly. Notwithstanding any other provision of law, moneys deposited into the			
21	Hampton Roads Transportation Fund shall be transferred to the Hampton Roads			
22	Transportation Accountability Commission for use in accordance with § 33.2-2611, Code			
23	of Virginia, which use may include as a source of funds for administrative expenses of the			
24	Hampton Roads Transportation Accountability Commission.			
25	E. The prioritization process developed under subsection B of Chapter 726 of the 2014			
26	Virginia Acts of Assembly shall not apply to use of funds provided in this item from			
27	federal apportionments in the Metropolitan Planning Program.			
28	448.	Non-Toll Supported Transportation Debt Service		
29		(61200).....		\$315,173,181
30				<del>\$352,307,131</del>
31				\$309,318,503
32		Highway Transportation Improvement District		
33		Debt Service (61201).....	\$7,216,819	\$7,212,819
34		Designated Highway Corridor Debt Service		
35		(61202).....	\$62,327,049	<del>\$81,591,946</del>
36				\$82,636,549
37		Federal Highway Revenue Anticipation Notes		
38		Debt Service (61203).....	\$31,717,220	\$7,925,392
39		Commonwealth Transportation Capital Projects		
40		Bond Act Debt Service (61204).....	\$149,178,705	<del>\$177,044,728</del>
41				\$147,303,405
42		Federal Transportation Grant Anticipation		
43		Revenue Notes Debt Service (61205).....	\$64,733,388	<del>\$78,532,246</del>
44				\$64,240,338
45		Fund Sources: General.....	\$12,000,000	\$68,000,000
46		Commonwealth Transportation.....	\$75,233,388	<del>\$108,273,569</del>
47				\$64,240,338
48		Trust and Agency.....	\$220,255,872	<del>\$168,384,759</del>
49				\$169,430,489
50		Federal Trust.....	\$7,683,921	<del>\$7,648,803</del>
51				\$7,647,676
52		Authority: Titles 15, 33, and 58 of the Code of Virginia; Chapters 827 and 914, Acts of		
53		Assembly of 1990; Chapters 233 and 662, Acts of Assembly of 1994; Chapter 8, as		
54		amended by Chapter 538, Acts of Assembly of 1999; Chapters 1019 and 1044, Acts of		
55		Assembly of 2000; Chapter 799, Acts of Assembly of 2002; Chapter 896, Acts of		
56		Assembly of 2007; and Chapters 830 and 868, Acts of Assembly of 2011		
57		A.1. The amount shown for Highway Transportation Improvement District Construction		
		shall be derived from payments made to the Transportation Trust Fund pursuant to the		

ITEM 448.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Contract between the State Route 28 Highway Transportation Improvement District and the				
2	Commonwealth Transportation Board dated September 1, 1988 as amended by the Amended				
3	and Restated District Contract by and among the Commonwealth Transportation Board, the				
4	Fairfax County Economic Development Authority and the State Route 28 Highway				
5	Transportation Improvement District Commission (the "District Commission") dated August				
6	30, 2002, and May 1, 2012 (the "District Contract").				
7	2. There is hereby appropriated for payment immediately upon receipt to a third party				
8	approved by the Commonwealth Transportation Board, or a bond trustee selected by such				
9	third party, a sum sufficient equal to the special tax revenues collected by the Counties of				
10	Fairfax and Loudoun within the State Route 28 Highway Transportation Improvement District				
11	and paid to the Commonwealth Transportation Board by or on behalf of the District				
12	Commission (the "contract payments") pursuant to § 15.2-4600 et seq., Code of Virginia, and				
13	the District Contract between the Commonwealth Transportation Board and the District				
14	Commission.				
15	3. The contract payments may be supplemented from primary funds allocated to the highway				
16	construction district in which the project financed is located, or from the secondary system				
17	construction allocation to the county or counties in which the project financed is located, and				
18	from any other lawfully available revenues of the Transportation Trust Fund, as may be				
19	necessary to meet debt service obligations. The payment of debt service shall be for the bonds				
20	(the Series 2012 Bonds) issued under the "Commonwealth of Virginia Transportation				
21	Contract Revenue Bond Act of 1988" (Chapters 653 and 676, Acts of Assembly of 1988 as				
22	amended by Chapters 827 and 914 of the Acts of Assembly of 1990). Funds required to pay				
23	the total debt service on the Series 2012 Bonds shall be made available in the amounts				
24	indicated in paragraph E of this Item.				
25	B.1. Out of the amounts for Designated Highway Corridor Construction, \$12,000,000 the first				
26	year and \$68,000,000 the second year from the general fund shall be paid to the U.S. Route 58				
27	Corridor Development Fund, hereinafter referred to as the "Fund", established pursuant to §				
28	58.1-815, Code of Virginia. This payment shall be in lieu of the deposit of state recordation				
29	taxes to the Fund, as specified in the cited Code section. Said recordation taxes which would				
30	otherwise be deposited to the Fund shall be retained by the general fund. Additional				
31	appropriations required for the U.S. Route 58 Corridor Development Fund, an amount				
32	estimated at \$9,000,000 the first year and \$ 9,000,000 the second year shall be transferred				
33	from the highway share of the Transportation Trust Fund.				
34	2. Pursuant to the "U.S. Route 58 Commonwealth of Virginia Transportation Revenue Bond				
35	Act of 1989" (as amended by Chapter 538 of the 1999 Acts of Assembly), the amounts shown				
36	in paragraph E of this Item shall be available from the Fund for debt service for the bonds				
37	previously issued and additional bonds issued pursuant to said act.				
38	3. The Commissioner of Highways shall report on or before July 1 of each year to the				
39	Chairmen of the Senate Finance and House Appropriations Committees on the cash balances				
40	in the Route 58 Corridor Development Fund. In addition, the report shall include the				
41	following program-to-date information: (i) a comparison of actual spending to allocations by				
42	project and district; (ii) expenditures by project, district, and funding source; and (iii) a six-				
43	year plan for planned future expenditures from the Fund by project and district.				
44	C.1. The Commonwealth Transportation Board shall maintain the Northern Virginia				
45	Transportation District Fund, hereinafter referred to as the "Fund." Pursuant to § 58.1-815.1,				
46	Code of Virginia, and for so long as the Fund is required to support the issuance of bonds, the				
47	Fund shall include at least the following elements:				
48	a. Amounts transferred from Item 261 of this act to this Item.				
49	b. An amount estimated at \$ 6,000,000 the first year and \$ 6,000,000 the second year,				
50	which shall be transferred from the highway share of the Transportation Trust Fund.				
51	c. Any public right-of-way use fees allocated by the Department of Transportation pursuant to				
52	§ 56-468.1 of the Code of Virginia and attributable to the counties of Fairfax, Loudoun, and				
53	Prince William, the amounts estimated at \$4,786,250 the first year and \$4,786,250 the second				
54	year.				

ITEM 448.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	d. Any amounts which may be deposited into the Fund pursuant to a contract between the			
2	Commonwealth Transportation Board and a jurisdiction or jurisdictions participating in			
3	the Northern Virginia Transportation District Program, the amounts estimated to be			
4	\$816,000 the first year and \$816,000 the second year.			
5	2. The Fund shall support the issuance of bonds at a total authorized level of \$500,200,000			
6	for the purposes provided in the "Northern Virginia Transportation District,			
7	Commonwealth of Virginia Revenue Bond Act of 1993," Chapter 391, Acts of Assembly			
8	of 1993 as amended by Chapters 470 and 597 of the Acts of Assembly of 1994, Chapters			
9	740 and 761 of the Acts of Assembly of 1998, Chapter 538 of the 1999 Acts of Assembly,			
10	Chapter 799 of the 2002 Acts of Assembly, and Chapter 621 of the 2005 Acts of			
11	Assembly.			
12	3. Pursuant to the Northern Virginia Transportation District, Commonwealth of Virginia			
13	Revenue Bond Act of 1993, Chapter 391, Acts of Assembly of 1993, and as amended by			
14	Chapters 470 and 597 of the Acts of Assembly of 1994, Chapters 740 and 761 of the Acts			
15	of Assembly of 1998, Chapter 538 of the 1999 Acts of Assembly, Chapter 799 of the 2002			
16	Acts of Assembly, and Chapter 621 of the 2005 Acts of Assembly, amounts shown in			
17	paragraph E of this Item shall be available from the Fund for debt service for the bonds			
18	previously issued and additional bonds issued pursuant to said act.			
19	4. Should the actual distribution of recordation taxes to the localities set forth in § 58.1-			
20	815.1, Code of Virginia, exceed the amount required for debt service on the bonds issued			
21	pursuant to the above act, such excess amount shall be transferred to the Northern Virginia			
22	Transportation District Fund in furtherance of the program described in § 33.2-2401, Code			
23	of Virginia.			
24	5. Should the actual distribution of recordation taxes to said localities be less than the			
25	amount required to pay debt service on the bonds, the Commonwealth Transportation			
26	Board is authorized to meet such deficiency, to the extent required, from funds identified			
27	in Enactment No. 1, Section 11, of Chapter 391, Acts of Assembly of 1993.			
28	D.1. The Commonwealth Transportation Board shall maintain the City of Chesapeake			
29	account of the Set-aside Fund, pursuant to § 58.1-816.1, Code of Virginia, which shall			
30	include funds transferred from Item 265 of this act to this Item, and an amount estimated			
31	at \$1,500,000 the first year and \$1,500,000 the second year received from the City of			
32	Chesapeake pursuant to a contract or other alternative mechanism for the purpose			
33	provided in the "Oak Grove Connector, City of Chesapeake Commonwealth of Virginia			
34	Transportation Program Revenue Bond Act of 1994," Chapters 233 and 662, Acts of			
35	Assembly of 1994 (hereafter referred to as the "Oak Grove Connector Act").			
36	2. The amounts shown in paragraph E of this Item shall be available from the City of			
37	Chesapeake account of the Set-aside Fund for debt service for the bonds issued pursuant			
38	to the Oak Grove Connector Act.			
39	3. Should the actual distribution of recordation taxes and such local revenues from the			
40	City of Chesapeake as may be received pursuant to a contract or other alternative			
41	mechanism to the City of Chesapeake account of the Set-aside Fund be less than the			
42	amount required to pay debt service on the bonds, the Commonwealth Transportation			
43	Board is authorized to meet such deficiency, pursuant to Enactment No. 1, Section 11 of			
44	the Oak Grove Connector Act.			
45	E. Pursuant to various Payment Agreements between the Treasury Board and the			
46	Commonwealth Transportation Board, funds required to pay the debt service due on the			
47	following Commonwealth Transportation Board bonds shall be transferred to the Treasury			
48	Board as follows:			
49			<b>FY 2015</b>	<b>FY 2016</b>
50	Transportation Contract Revenue Refund Bonds, Series 2012		\$7,216,819	\$7,212,819
51	(Refunding Route 28)			
52	Commonwealth of Virginia Transportation Revenue Bonds: U.S.			
53	Route 58 Corridor Development Program:			
54	Series 2006C			

ITEM 448.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1		\$3,173,000		\$3,173,000
2	Series 2007B			
3		\$15,034,000		\$15,030,000
4	Series 2012B (Refunding)			
5		\$6,377,400		\$6,382,200
6	Series 2014B (Refunding)			
7		\$24,143,100		\$24,138,500
8	Northern Virginia Transportation District Program:			
9	Series 2006B			
10		\$2,778,363		\$2,776,650
11	Series 2007A			
12		\$4,563,900		\$4,575,650
13	Series 2009A-2			
14		\$5,515,719		\$5,484,609
15	Series 2012A (Refunding)			
16		\$9,885,538		\$9,885,538
17	Series 2014A (Refunding)			
18		\$9,631,450		\$9,640,250
19	Transportation Program Revenue Bonds:			
20	Series 2006A (Oak Grove Connector, City of Chesapeake)		\$2,224,500	\$2,229,250
21	Capital Projects Revenue Bonds:			
22	Series 2010A-1	\$16,513,500		\$16,364,250
23	Series 2010A-2	\$20,351,593		\$20,351,593
24	Series 2011	\$42,112,363		\$42,112,363
25	Series 2012	\$40,276,250		\$40,280,250
26	Series 2014	\$8,201,923		\$18,224,950
27	F.1. Out of the amounts provided for in this Item, an estimated \$31,717,220 the first year and			
28	\$7,925,392 the second year from federal highway and highway assistance reimbursements			
29	shall be provided for the debt service payments on the Federal Highway Reimbursement			
30	Anticipation Notes.			
31	2. Notwithstanding Chapters 1019 and 1044, Acts of Assembly of 2000, this act, or any other			
32	provision of law, any additional amounts needed to offset the debt service payment			
33	requirements on the Transportation Trust Fund attributable to the issuance of Federal			
34	Highway Reimbursement Anticipation Notes shall be provided from the Priority			
35	Transportation Fund to the extent available and then from the portion of the Transportation			
36	Trust Fund available for highway construction purposes prior to making the allocations			
37	required by § 33.2-358 C of the Code of Virginia.			
38	G. Out of the amounts provided for in this Item, an estimated \$64,733,388 the first year and			
39	\$78,532,246 the second year from federal reimbursements shall be provided for debt service			
40	payments on the Federal Transportation Grant Anticipation Revenue Notes.			
41	H. Out of the amounts provided for this Item, an estimated \$127,455,628 the first year and			
42	\$147,303,405 the second year from the Priority Transportation Fund shall be provided for			
43	debt service payments on the Commonwealth Transportation Capital Projects Revenue Bonds.			
44	Any additional amounts needed to offset the debt service payment requirements attributable to			
45	the issuance of the Capital Projects Revenue Bonds shall be provided from the Transportation			
46	Trust Fund.			
47	I. The Commonwealth Transportation Board is hereby authorized, by and with the consent of			
48	the Governor, to issue, pursuant to the applicable provisions of the Transportation			

ITEM 448.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Development and Revenue Bond Act (§ 33.2-1700 et seq., Code of Virginia) as amended			
2	from time to time, revenue obligations of the Commonwealth to be designated			
3	"Commonwealth of Virginia Transportation Capital Projects Revenue Bonds, Series			
4	XXXX" at one or more times in an aggregate principal amount not to exceed			
5	\$180,000,000, after all costs. The net proceeds of the bonds shall be used exclusively for			
6	the purpose of providing funds for paying the costs incurred or to be incurred for			
7	construction or funding of transportation projects set forth in Item 449.10 of Chapter 847			
8	of the Acts of Assembly of 2007, including but not limited to environmental and			
9	engineering studies; rights-of-way acquisition; improvements to all modes of			
10	transportation; acquisition, construction and related improvements; and any financing			
11	costs and other financing expenses. Such costs may include the payment of interest on the			
12	bonds for a period during construction and not exceeding one year after completion of			
13	construction of the projects.			
14	449. Administrative and Support Services (69900).....		\$261,807,836	\$246,598,956
15				\$258,127,173
16	General Management and Direction (69901).....	\$136,552,026	\$125,526,832	
17			\$138,377,128	
18	Information Technology Services (69902).....	\$93,947,413	\$89,784,411	
19			\$88,817,504	
20	Facilities and Grounds Management Services			
21	(69915).....	\$15,477,227	\$15,735,092	
22			\$15,649,647	
23	Employee Training and Development (69924).....	\$15,831,170	\$15,552,621	
24			\$15,282,894	
25	Fund Sources: General.....	\$173,953	\$141,060	
26	Commonwealth Transportation.....	\$261,633,883	\$246,457,896	
27			\$257,986,113	
28	Authority: Title 33.2, Code of Virginia.			
29	A. Notwithstanding any other provision of law, the highway share of the Transportation			
30	Trust Fund shall be used for highway maintenance and operation purposes prior to its			
31	availability for new development, acquisition, and construction.			
32	B. Administrative and Support Services shall include funding for management, direction,			
33	and administration to support the department's activities that cannot be directly attributable			
34	to individual programs and/or projects.			
35	C. Out of the amounts for General Management and Direction, allocations shall be			
36	provided to the Commonwealth Transportation Board to support its operations, the			
37	payment of financial advisory and legal services, and the management of the			
38	Transportation Trust Fund.			
39	D. Notwithstanding any other provision of law, the department may assess and collect the			
40	costs of providing services to other entities, public and private. The department shall take			
41	all actions necessary to ensure that all such costs are reasonable and appropriate,			
42	recovered, and understood as a condition to providing such service.			
43	E. Each year, as part of the six-year financial planning process, the commissioner shall			
44	implement a long-term business strategy that considers appropriate staffing levels for the			
45	department. In addition, the commissioner shall identify services, programs, or projects			
46	that will be evaluated for devolution or outsourcing in the upcoming year. In undertaking			
47	such evaluations, the commissioner is authorized to use the appropriate resources, both			
48	public and private, to competitively procure those identified services, programs, or			
49	projects and shall identify total costs for such activities.			
50	F. Notwithstanding § 4-2.03 of this act, the Virginia Department of Transportation shall be			
51	exempt from recovering statewide and agency indirect costs from the Federal Highway			
52	Administration until an indirect cost plan can be evaluated and developed by the agency			
53	and approved by the Federal Highway Administration.			
54	G. The Director, Department of Planning and Budget, is authorized to adjust			
55	appropriations and allotments for the Virginia Department of Transportation to reflect			

ITEM 449.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	changes in the official revenue estimates for commonwealth transportation funds.				
2	H. Out of the amounts for General Management and Direction, allocations shall be provided				
3	to support the capital lease agreement with Fairfax County for the Northern Virginia District				
4	building. An amount estimated at \$7,800,000 the first year and \$7,800,000 the second year				
5	from Commonwealth Transportation Funds shall be provided.				
6	I. Notwithstanding any other provisions of law, the Commonwealth Transportation				
7	Commissioner may enter into a contract with homeowner associations for grounds-keeping,				
8	mowing, and litter removal services.				
9	J. The prioritization process developed under subsection B of Chapter 726 of the 2014				
10	Virginia Acts of Assembly shall not apply to use of funds provided in this item from federal				
11	apportionments out of the Surface Transportation Program utilized for Employee Training and				
12	Development.				
13	K. Notwithstanding the provisions § 2.2-2402 of the Code of Virginia, no construction,				
14	erection, repair, upgrade, removal or demolition of any building, fixture or structure located or				
15	to be located on property of the Commonwealth of Virginia under the control of the Virginia				
16	Department of Transportation (VDOT) and within the secured area of a residency, area				
17	headquarters or district complex shall be subject to review or approval by the Art and				
18	Architectural Review Board as contemplated by that section. However, for changes to any				
19	building or fixture located on property owned or controlled by VDOT that has been				
20	designated or is under consideration for designation as a historic property, then VDOT shall				
21	submit such changes to the Art and Architectural Review Board for review and approval by				
22	the Board.				
23	<i>L. The Department of Transportation is authorized to donate a surplus Volvo-manufactured</i>				
24	<i>dump truck, owned by the department, to the Virginia Transportation Museum to promote</i>				
25	<i>Virginia's transportation history.</i>				
26	450. Not set out.				
27	Total for Department of Transportation.....			\$4,673,387,356	\$5,028,238,091
28					\$5,385,153,830
29	Nongeneral Fund Positions.....	7,485.00	7,485.00		
30	Position Level.....	7,485.00	7,485.00		
31	Fund Sources: General.....	\$12,173,953	\$68,141,060		
32	Commonwealth Transportation.....	\$3,521,806,775	\$3,720,281,767		
33			\$4,048,802,543		
34	Trust and Agency.....	\$676,518,240	\$775,942,307		
35			\$777,038,397		
36	Dedicated Special Revenue.....	\$455,204,467	\$456,224,154		
37			\$483,524,154		
38	Federal Trust.....	\$7,683,921	\$7,648,803		
39			\$7,647,676		
40	451. Not set out.				
41	452. Not set out.				
42	453. Not set out.				
43	454. Not set out.				
44	455. Not set out.				
45	456. Not set out.				
46	TOTAL FOR OFFICE OF TRANSPORTATION.....			\$5,761,855,548	\$6,217,561,596
47					\$6,574,477,335
48	Nongeneral Fund Positions.....	9,784.00	9,855.00		
49	Position Level.....	9,784.00	9,855.00		
50	Fund Sources: General.....	\$13,154,398	\$69,121,540		

ITEM 456.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Special.....	\$129,928,836	\$149,100,152		
2	Commonwealth Transportation.....	\$4,352,244,733	\$4,632,703,687		
3			\$4,961,224,463		
4	Trust and Agency.....	\$688,114,840	\$787,238,907		
5			\$788,334,997		
6	Dedicated Special Revenue.....	\$535,004,467	\$536,024,154		
7			\$563,324,154		
8	Federal Trust.....	\$43,408,274	\$43,373,156		
9			\$43,372,029		

ITEM 457.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
<b>1</b>	<b>OFFICE OF VETERANS AND DEFENSE AFFAIRS</b>			
<b>2</b>	<b>§ 1-35. SECRETARY OF VETERANS AND DEFENSE AFFAIRS (454)</b>			
<b>3</b>	457.	Not set out.		
<b>4</b>	458.	Economic Development Services (53400).....		\$3,138,400
<b>5</b>				\$2,350,000
<b>6</b>		Financial Assistance for Economic Development		\$2,600,000
<b>7</b>		(53410).....	\$3,138,400	\$2,350,000
<b>8</b>				\$2,600,000
<b>9</b>		Fund Sources: <i>General</i> .....	\$0	\$250,000
<b>10</b>		Dedicated Special Revenue.....	\$3,138,400	\$2,350,000
<b>11</b>	Authority: Discretionary Inclusion			
<b>12</b>	A.1. In accordance with Chapter 653 of the 2008 Virginia Acts of Assembly, this item			
<b>13</b>	includes the Commonwealth's contribution to addressing the encroachment upon the United			
<b>14</b>	States Navy Master Jet Base and an auxiliary landing field used in connection with flight			
<b>15</b>	operations arising from such Master Jet Base. The Commonwealth's contribution consists of			
<b>16</b>	\$3,138,400 from nongeneral funds provided in this item.			
<b>17</b>	2. The Commonwealth's contribution shall be only expensed for purchasing property or			
<b>18</b>	development rights and to otherwise convert such property to an appropriate compatible use			
<b>19</b>	and to prohibit new uses or development deemed incompatible with air operations at such			
<b>20</b>	facilities as established under Chapter 653.			
<b>21</b>	3. Of the total amount provided by the Commonwealth, \$2,092,267 shall be initially allocated			
<b>22</b>	to the locality in which the Master Jet Base is located and \$1,046,133 shall be initially			
<b>23</b>	allocated to the locality in which the auxiliary landing field for the Master Jet Base is located.			
<b>24</b>	Should either locality advise the Secretary of Veterans and Defense Affairs and the Secretary			
<b>25</b>	of Finance that it will be unable to use all of its allocated amount during the term of the grant,			
<b>26</b>	then the portion that will not be used may be re-allocated to the other locality upon written			
<b>27</b>	application for such request to the Secretary of Veterans and Defense Affairs .			
<b>28</b>	B.1. The Secretary of Veterans and Defense Affairs shall develop an annual grant application			
<b>29</b>	which shall include, at a minimum, requirements for the Grantee to (1) report expenditures			
<b>30</b>	each quarter, (2) retain all invoices, bills, receipts, cancelled checks, proof of payment and			
<b>31</b>	similar documentation to substantiate expenditures of grant funding, (3) provide a 50 percent			
<b>32</b>	cash match from non-state funds, (4) return excess state grant funding within thirty (30) days			
<b>33</b>	after the term of the grant expires, and (5) <i>for all property purchased using state grant funds</i>			
<b>34</b>	<i>pursuant to Chapter 653 of the 2008 Acts of Assembly or Chapter 266 of the 2006 Virginia</i>			
<b>35</b>	<i>Acts of Assembly and later sold or leased by the grantee (i) upon disposition of the interest,</i>			
<b>36</b>	<i>return to the Commonwealth half of all proceeds received by the grantee from the sale of any</i>			
<b>37</b>	<i>properties acquired using grant funds pursuant to Chapter 653 of the 2008 Acts of Assembly</i>			
<b>38</b>	<i>or Chapter 266 of the 2006 Virginia Acts of Assembly: 50% of the sales or lease proceeds or</i>			
<b>39</b>	<i>50% of the purchase price initially paid to acquire the grantee's interest in the property,</i>			
<b>40</b>	<i>whichever is less; and (ii) if the grantee has sold an easement over the property or leased the</i>			
<b>41</b>	<i>property and returned 50 percent of those easement or rental proceeds to the Commonwealth,</i>			
<b>42</b>	<i>the amount returned to the Commonwealth shall be credited against the amount owed to the</i>			
<b>43</b>	<i>Commonwealth for any future sale of the land.</i>			
<b>44</b>	2. Prior to the distribution of any funds, any grantee seeking funding under this Item shall			
<b>45</b>	submit a grant application to the Secretary of Veterans and Defense Affairs for consideration.			
<b>46</b>	3. Payments to grantees shall be made in equal quarterly installments. After the initial			
<b>47</b>	payment, the Secretary of Veterans and Defense Affairs shall make additional quarterly			
<b>48</b>	payments to the grantee based on the quarterly expenditure reports. In making subsequent			
<b>49</b>	payments, the Secretary shall ensure the grantee's match funding is being expensed at the			
<b>50</b>	appropriate rate and adjust state quarterly payments, as appropriate, to account for any surplus			
<b>51</b>	state funding not yet spent from previous quarterly payments.			
<b>52</b>	4. Notwithstanding the provisions of paragraph 3. above, the Secretary of Veterans and			



ITEM 458.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Defense Affairs may approve a request by the grantee for additional state funding in a			
2	particular quarterly payment if supporting documentation is provided.			
3	5. The Secretary of Veterans and Defense Affairs may extend the term of the FY 2014			
4	grant to June 30, 2015, if in the Secretary's opinion such extension is warranted to meet			
5	the purposes of this appropriation.			
6	C. The Commonwealth shall have the right to make inspections and copies of the books			
7	and records of the grantees at any time. The grantees shall undergo an audit for the grant			
8	period and provide a copy of the audit report to the Secretary of Veterans and Defense			
9	Affairs .			
10	D. 1. In addition to the amounts provided in paragraph A.1. of this item, an amount			
11	estimated at \$2,100,000 from dedicated special revenues shall be provided to the locality			
12	in which the United States Navy Master Jet Base auxiliary landing field is located, for the			
13	purpose of purchasing property or development rights and otherwise converting such			
14	property to an appropriate compatible use and prohibiting new uses or development which			
15	is deemed incompatible with air operations arising from such Master Jet Base. In addition,			
16	\$250,000 from dedicated special revenues shall be provided to a locality in which a U.S.			
17	Air Force Base is located to purchase property in the Clear Zone and Accident Potential			
18	Zones and mitigate adverse impacts on military operations and employment levels caused			
19	by encroachment of incompatible uses, in advance of further actions by the federal Base			
20	Realignment and Closure Commission or any similar federal actions. The provisions of			
21	paragraph B. of this item shall apply to the distribution of the funds in this paragraph.			
22	2. <i>In the event that dedicated special revenues exceed the amounts needed to fund the</i>			
23	<i>requirements in D.1 above, any excess dedicated special fund revenue up to \$2,500,000 is</i>			
24	<i>hereby appropriated to provide additional assistance to the locality in which the United</i>			
25	<i>States Navy Master Jet Base auxiliary landing field is located for the purpose of</i>			
26	<i>purchasing property or development rights and otherwise converting such property to an</i>			
27	<i>appropriate compatible use and prohibiting new uses or development which is deemed</i>			
28	<i>incompatible with air operations arising from such Master Jet Base.</i>			
29	E. The Secretary of Veterans and Defense Affairs may submit project requests that			
30	improve, expand, develop, or redevelop a federal or state military installation or its			
31	supporting infrastructure, to enhance its military value to the MEI Project Approval			
32	Commission established pursuant to § 30-309, Code of Virginia, for its consideration. The			
33	authority of the Commission to consider and evaluate such projects shall be in addition to			
34	the authorities provided to the MEI Project Approval Commission and § 30-310, Code of			
35	Virginia.			
36	F. <i>Included in this appropriation is \$250,000 in the second year from the general fund to</i>			
37	<i>support the recommendations of the Governor's Commission on Military Installations and</i>			
38	<i>Defense Activities.</i>			
39	Total for Secretary of Veterans and Defense			
40	Affairs.....		\$4,726,618	\$3,391,252
41				\$3,641,252
42	General Fund Positions.....	6.00	6.00	
43	Nongeneral Fund Positions.....	3.00	3.00	
44	Position Level.....	9.00	9.00	
45	Fund Sources: General.....	\$699,823	\$691,320	
46			\$941,320	
47	Dedicated Special Revenue.....	\$3,138,400	\$2,350,000	
48	Federal Trust.....	\$888,395	\$349,932	
49	<b>§ 1-36. DEPARTMENT OF VETERANS SERVICES (912)</b>			
50	459.	Not set out.		
51	460.	Not set out.		
52	461.	Veterans Benefit Services (46700).....	\$8,782,763	\$11,797,591

ITEM 461.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Case Management Services for Veterans Benefits				
2	(46701).....	\$5,235,886	\$6,286,087		
3	Virginia Veteran and Family Support Services				
4	(46702).....	\$3,546,877	\$3,737,504		
5	Veterans Employment and Transition Services				
6	(46703).....	\$0	\$1,774,000		
7	Fund Sources: General.....	\$7,604,463	\$10,519,291		
8	Special.....	\$25,000	\$0		
9	Dedicated Special Revenue.....	\$375,000	\$600,000		
10	Federal Trust.....	\$778,300	\$678,300		
11	Authority: Title 2.2, Chapters 20, 24, 26, and 27, Code of Virginia.				
12	A. 1. Out of this appropriation, up to \$500,000 from the general fund the second year shall be				
13	provided to address the costs associated with support of a grant program to create				
14	employment opportunities for veterans by assisting Virginia employers in hiring and retaining				
15	veterans. The Department of Veterans Services shall develop program guidelines to ensure				
16	that the funding mechanism effectively attracts maximum participation of firms to increase				
17	the number of veterans hired.				
18	2. Such funds shall be used to provide grants beginning July 1, 2015, to any business located				
19	in Virginia with 300 or fewer employees which has hired a veteran on or after July 1, 2014,				
20	with the following additional requirements: (a) each such veteran shall have been hired within				
21	<del>one</del> five years of the date of his or her discharge from active military service; and (b) each				
22	such veteran shall have been continuously employed by the business in a full-time job for at				
23	least one year.; and (c) <del>each such veteran shall have been paid at least the prevailing average</del>				
24	<del>wage of the jurisdiction in which the job is located.</del> The grant shall equal \$1,000 per				
25	qualifying business for each veteran who has been hired, and who qualifies under the				
26	provisions of this item, up to a maximum grant of \$10,000 per business in the fiscal year.				
27	3. Grants shall be issued in the order that each completed eligible application is received. In				
28	the event that the amount of eligible grants requested in a fiscal year exceeds the funds				
29	available in the Fund, such grants shall be paid in the next fiscal year in which funds are				
30	available.				
31	4. The Department shall report no later than October 1 of each fiscal year after the program is				
32	implemented on the demand for the program, and any shortage of funding resulting from				
33	requests in excess of the available appropriation.				
34	462. Not set out.				
35	463. Not set out.				
36	Total for Department of Veterans Services.....			\$58,216,565	\$61,195,499
37	General Fund Positions.....	113.00	124.00		
38	Nongeneral Fund Positions.....	563.00	563.00		
39	Position Level.....	676.00	687.00		
40	Fund Sources: General.....	\$11,073,397	\$14,088,521		
41	Special.....	\$30,312,194	\$30,109,004		
42	Dedicated Special Revenue.....	\$510,000	\$735,000		
43	Federal Trust.....	\$16,320,974	\$16,262,974		
44	TOTAL FOR OFFICE OF VETERANS AND			\$62,943,183	\$64,586,751
45	DEFENSE AFFAIRS.....				\$64,836,751
46					
47	General Fund Positions.....	119.00	130.00		
48	Nongeneral Fund Positions.....	566.00	566.00		
49	Position Level.....	685.00	696.00		
50	Fund Sources: General.....	\$11,773,220	\$14,779,841		
51	Special.....	\$30,312,194	\$15,029,841		
52			\$30,109,004		

ITEM 463.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Dedicated Special Revenue.....	\$3,648,400	\$3,085,000		
2	Federal Trust.....	\$17,209,369	\$16,612,906		

ITEM 464.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
<b>1 CENTRAL APPROPRIATIONS</b>				
<b>2 § 1-37. CENTRAL APPROPRIATIONS (995)</b>				
3	464.	Omitted.		
4	464.10	Not set out.		
5	465.	Revenue Administration Services (73200).....		a sum sufficient
6		Designated Refunds for Taxes and Fees (73215).....	a sum sufficient	
7		Fund Sources: General.....	a sum sufficient	
8		Authority: Discretionary Inclusion.		
9		<i>A. There is hereby appropriated from the affected funds in the state treasury, for refunds of</i>		
10		<i>taxes and fees, and the interest thereon, in accordance with law, a sum sufficient. There is</i>		
11		<i>hereby established a special fund in the state treasury to be known as the Refund Suspense</i>		
12		<i>Fund, hereinafter referred to as the Fund. The Tax Commissioner is hereby authorized to</i>		
13		<i>contract with nongovernmental entities for review of requests for refunds of taxes to enhance,</i>		
14		<i>expand and/or modify the administration of the refund review program, and to perform</i>		
15		<i>analysis of refund processing techniques. The amount of any refund identified by the</i>		
16		<i>nongovernmental entity as potentially erroneous shall be deposited to the Fund pending</i>		
17		<i>review of the refund request. Amounts in the Fund may be used to pay refunds subsequently</i>		
18		<i>determined to be valid, to pay the contracted nongovernmental entity for its services, to</i>		
19		<i>perform oversight of their operations, to upgrade necessary refund processing systems and</i>		
20		<i>data interfaces to facilitate the contractor's work, to offset any administrative or other costs</i>		
21		<i>related to any contracts authorized under this provision, and to retain experts to perform</i>		
22		<i>analysis of refund processing techniques. Any balance in the fund remaining after such</i>		
23		<i>payments, or provision therefore, shall be deposited into the appropriate general, nongeneral,</i>		
24		<i>or local fund.</i>		
25		<i>B. There is hereby appropriated from the affected funds in the state treasury for, (1) refunds of</i>		
26		<i>previously paid taxes imposed by the Commonwealth at 100 percent of face value up to the</i>		
27		<i>amount of the coalfield employment enhancement tax credit authorized by § 58.1-439.2, Code</i>		
28		<i>of Virginia, (2) refunds of any remaining credit at 90 percent of face value for credits earned</i>		
29		<i>in taxable years beginning before January 1, 2002, and 85 percent of face value for credits</i>		
30		<i>earned in taxable years beginning on and after January 1, 2002, and (3) payment of the</i>		
31		<i>remaining 10 or 15 percent credit to the Coalfields Economic Development Authority, a sum</i>		
32		<i>sufficient.</i>		
33	466.	Not set out.		
34	467.	Compensation and Benefit Adjustments (75700).....		\$98,525,081
35				\$228,923,535
36		Adjustments to Employee Compensation (75701).....	\$0	\$85,746,009
37		Adjustments to Employee Benefits (75702).....	\$98,525,081	\$143,177,526
38				\$313,596,520
39		Fund Sources: General.....	\$98,525,081	\$228,923,535
40				\$399,342,529
41		Authority: Discretionary Inclusion.		
42		<i>A. Transfers to or from this Item may be made to decrease or supplement general fund</i>		
43		<i>appropriations to state agencies for:</i>		
44		1. Adjustments to base rates of pay;		
45		2. Adjustments to rates of pay for budgeted overtime of salaried employees;		
46		3. Salary changes for positions with salaries listed elsewhere in this act;		
47		4. Salary changes for locally elected constitutional officers and their employees;		

ITEM 467.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	5. Employer costs of employee benefit programs when required by salary-based pay			
2	adjustments;			
3	6. Salary changes for local employees supported by the Commonwealth, other than those			
4	funded through appropriations to the Department of Education; and			
5	7. Adjustments to the cost of employee benefits to include but not limited to health			
6	insurance premiums and retirement and related contribution rates.			
7	B. Transfers from this Item may be made when appropriations to the state agencies			
8	concerned are insufficient for the purposes stated in paragraph A of this Item, as			
9	determined by the Department of Planning and Budget, and subject to guidelines			
10	prescribed by the department. Further, the Department of Planning and Budget may			
11	transfer appropriations within this Item from the second year of the biennium to the first			
12	year, when necessary to accomplish the purposes stated in paragraph A of this Item.			
13	C. Except as provided for elsewhere in this Item, agencies supported in whole or in part by			
14	nongeneral fund sources, shall pay the proportionate share of changes in salaries and			
15	benefits as required by this Item, subject to the rules and regulations prescribed by the			
16	appointing or governing authority of such agencies. Nongeneral fund revenues and			
17	balances required for this purpose are hereby appropriated.			
18	D. Any supplemental salary payment to a state employee or class of state employees by a			
19	local governing body shall be governed by a written agreement between the agency head			
20	of the employee or class of employees receiving the supplement and the chief executive			
21	officer of the local governing body. Such agreement shall also be reviewed and approved			
22	by the Director of the State Department of Human Resource Management. At a minimum,			
23	the agreement shall specify the percent of state salary or fixed amount of the supplement,			
24	the resultant total salary of the employee or class of employees, the frequency and method			
25	of payment to the agency of the supplement, and whether or not such supplement shall be			
26	included in the employee's state benefit calculations. A copy of the agreement shall be			
27	made available annually to all employees receiving the supplement. The receipt of a local			
28	salary supplement shall not subject employees to any personnel or payroll rules and			
29	practices other than those promulgated by the State Department of Human Resource			
30	Management.			
31	E. The Governor is hereby authorized to transfer funds from agency appropriations to the			
32	accounts of participating state employees in such amounts as may be necessary to match			
33	the contributions of the qualified participating employees, consistent with the			
34	requirements of the Code of Virginia governing the deferred compensation cash match			
35	program. Such transfers shall be made consistent with the following:			
36	1. The maximum cash match provided to eligible employees shall not be less than \$20.00			
37	per pay period, or \$40.00 per month, in each year of the biennium. The Governor may			
38	direct the agencies of the Commonwealth to utilize funds contained within their existing			
39	appropriations to meet these requirements.			
40	2. The Governor may direct agencies supported in whole or in part with nongeneral funds			
41	to utilize existing agency appropriations to meet these requirements. Such nongeneral			
42	revenues and balances are hereby appropriated for this purpose, subject to the provisions			
43	of § 4-2.01 b of this act. The use of such nongeneral funds shall be consistent with any			
44	existing conditions and restrictions otherwise placed upon such nongeneral funds.			
45	4. The procurement of services related to the implementation of this program shall be			
46	governed by standards set forth in § 51.1-124.30 C, Code of Virginia, and shall not be			
47	subject to the provisions of Chapter 7 (§ 11-35 et seq.), Title 11, Code of Virginia.			
48	F. The Secretary of Administration, in conjunction with the Secretary of Finance, may			
49	establish a program that allows for the sharing of cost savings from improved			
50	productivity, efficiency, and performance with agencies and employees. Such gain sharing			
51	programs require a management philosophy of open communication encouraging			
52	employee participation; a system which seeks, evaluates and implements employee input			
53	on increasing productivity; and a formula for measuring productivity gains and sharing			
54	these gains between employees and the agency. The Department of Human Resource			

ITEM 467.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Management, in conjunction with the Department of Planning and Budget, shall develop			
2	specific gain sharing program guidelines for use by agencies. The Department of Human			
3	Resource Management shall provide to the Governor, the Chairmen of the House			
4	Appropriations and Senate Finance Committees an annual report no later than October 1 of			
5	each year detailing identified savings and their usage.			
6	G.1. Out of the appropriation for this Item, amounts estimated at \$22,997,759 the first year			
7	and \$36,539,221 the second year from the general fund shall be transferred to state agencies			
8	and institutions of higher education to support the general fund portion of costs associated			
9	with changes in the employer's share of premiums paid for the Commonwealth's health			
10	benefit plans.			
11	2. Out of the amounts included in subparagraph 1 of this paragraph, \$327,646 the first year			
12	and \$341,891 the second year from the general fund shall be transferred to the University of			
13	Virginia to cover the state share of the increases in employer premiums for state employees			
14	participating in the University of Virginia's health care plan.			
15	3. Notwithstanding any contrary provision of law, the health benefit plans for state employees			
16	resulting from the additional funding in this Item shall allow for a portion of employee			
17	medical premiums to be charged to employees.			
18	4. The Department of Human Resource Management shall explore options within the health			
19	insurance plan for state employees to promote value-based health choices aimed at creating			
20	greater employee satisfaction with lower overall health care costs. It is the General			
21	Assembly's intent that any savings associated with this employee health care initiative be			
22	retained and used towards funding state employee salary or fringe benefit cost increases.			
23	5. Notwithstanding any other provision of law, it shall be the sole responsibility and authority			
24	of the Department of Human Resource Management to establish and enforce employer			
25	contribution rates for any health insurance plan established pursuant to § 2.2-2818, Code of			
26	Virginia.			
27	6. The Department of Human Resource Management is prohibited from establishing a retail			
28	maintenance network for maintenance drugs that includes penalties for non-use of the retail			
29	maintenance network.			
30	7. The Department of Human Resource Management shall not increase the annual out-of-			
31	pocket maximum included in the plans above the limits in effect for the plan year which			
32	began on July 1, 2014.			
33	H.1. Contribution rates paid to the Virginia Retirement System for the retirement benefits of			
34	public school teachers, state employees, state police officers, state judges, and state law			
35	enforcement officers eligible for the Virginia Law Officers Retirement System shall be based			
36	on a valuation of retirement assets and liabilities that are consistent with the provisions of			
37	Chapters 701 and 823, Acts of Assembly of 2012.			
38	2. Retirement contribution rates for the first year and the second year, excluding the five			
39	percent employee portion, shall be: 14.50 percent in the first year and 14.06 percent in the			
40	second year, for public school teachers, 12.33 percent for state employees, 25.82 percent for			
41	state police officers, 17.67 percent for the Virginia Law Officers Retirement System, and			
42	51.66 percent the first year and 49.62 percent the second year for the Judicial Retirement			
43	System. These rates include both the regular contribution rate and the rate calculated by the			
44	Virginia Retirement System actuary for the 10-year payback of the retirement contribution			
45	payments deferred for the 2010-12 biennium.			
46	3. Payments to the Virginia Retirement System shall be made no later than the tenth day			
47	following the close of each month of the fiscal year.			
48	4.a. Out of the general fund appropriation for this Item is included \$71,597,876 the first year			
49	and \$70,367,427 the second year to support the general fund portion of the net costs resulting			
50	from changes in employer contributions for state employee retirement as provided for in this			
51	paragraph.			
52	b. Out of the amounts included in subparagraph 4.a of this paragraph, \$23,374,502 the first			
53	year and \$23,374,502 the second year is included for the 10-year payback of the retirement			

ITEM 467.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	contribution payments deferred for the 2010-12 biennium.				
2	5. The funding necessary to support the cost of reimbursements to Constitutional Officers				
3	for retirement contributions are appropriated elsewhere in this act under the Compensation				
4	Board.				
5	6. The funding necessary to support the cost of the employer retirement contribution rate				
6	for public school teachers is appropriated elsewhere in this act under Direct Aid to Public				
7	Education.				
8	I.1. Except as authorized in Paragraph I.2. of this Item, rates paid to the Virginia				
9	Retirement System on behalf of employees of participating (i) counties, (ii) cities, (iii)				
10	towns, (iv) local public school divisions (only to the extent that the employer contribution				
11	rate is not otherwise specified in this act), and (v) other political subdivisions shall be				
12	based on the higher of: a) the contribution rate in effect for FY 2012, or b) seventy percent				
13	of the results of the June 30, 2011 actuarial valuation of assets and liabilities as approved				
14	by the Virginia Retirement System Board of Trustees for the 2012-14 biennium, eighty				
15	percent of the results of the June 30, 2013 actuarial valuation of assets and liabilities as				
16	approved by the Virginia Retirement System Board of Trustees for the 2014-16 biennium,				
17	ninety percent of the results of the June 30, 2015 actuarial valuation of assets and				
18	liabilities as approved by the Virginia Retirement System Board of Trustees for the 2016-				
19	18 biennium, one-hundred percent of the results of the June 30, 2017 actuarial valuation of				
20	assets and liabilities as approved by the Virginia Retirement System Board of Trustees for				
21	the 2018-20 biennium.				
22	2. Rates paid to the VRS on behalf of employees of participating (i) counties, (ii) cities,				
23	(iii) towns, (iv) local public school divisions (only to the extent that the employer				
24	contribution rate is not otherwise specified in this act), and (v) other political subdivisions				
25	may, at each participating employers option, be based on the employer contribution rates				
26	certified by the Virginia Retirement System Board of Trustees pursuant to § 51.1-145(I),				
27	Code of Virginia.				
28	3. Every participating employer must certify to the board of the Virginia Retirement				
29	System by resolution adopted by its local governing body that it: has reviewed and				
30	understands the information provided by the Virginia Retirement System outlining the				
31	potential future fiscal implications of electing or not electing to utilize the employer				
32	contribution rates certified by the Virginia Retirement System Board of Trustees, as				
33	provided for in paragraph I.2.				
34	4. Prior to electing to utilize the employer contribution rates certified by the Virginia				
35	Retirement System Board of Trustees, as authorized in paragraph I.2, local public school				
36	divisions must receive the concurrence of the local governing body. Such concurrence				
37	must be documented by a resolution of the governing body.				
38	5. The board of the Virginia Retirement System shall provide all employers participating				
39	in the Virginia Retirement System with a summary of the implications inherent in the use				
40	of the employer contribution rates certified by the Virginia Retirement System (VRS)				
41	Board of Trustees set out in paragraph K.2, and the alternate employer contribution rates				
42	set out in paragraph I.1				
43	J.1. The Virginia Retirement System Board of Trustees shall account for the employer				
44	retirement contribution payments deferred for the 2010-2012 biennium based on limiting				
45	employer retirement contributions to the Virginia Retirement System to the actuarial				
46	normal cost. In setting the employer retirement contribution rates for subsequent biennia,				
47	the board shall calculate a separate, supplemental employer contribution rate that will				
48	amortize such deferred payments over a period of ten years using the board's assumed				
49	long-term rate of return. The Governor shall include funds to support payment of such				
50	board-approved, supplemental employer contribution rates in the budget submitted to the				
51	General Assembly.				
52	2. For purposes of setting rates for the 2014-16 biennium, and future biennia, the board				
53	shall treat any lump-sum deposits into the retirement system as an expedited repayment of				
54	the 2010-2012 deferred contributions for the appropriate system. Should these deposits				
55	exceed the remaining amounts owed for the deferred contributions, the balance shall				

ITEM 467.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	remain in these specific systems to address the overall unfunded liability.			
2	K.1. Contribution rates paid to the Virginia Retirement System for other employee benefits to			
3	include the public employee group life insurance program, the Virginia Sickness and			
4	Disability Program, the state employee retiree health insurance credit, and the public school			
5	teacher retiree health insurance credit, shall be set at 90 percent of the rate based on a			
6	valuation of assets and liabilities that assume an investment return of seven percent and an			
7	amortization period of 30 years.			
8	2. Contribution rates paid on behalf of public employees for other programs administered by			
9	the Virginia Retirement System in the first year and the second year shall be: 1.19 percent for			
10	the state employee group life insurance program, 0.48 percent for the employer share of the			
11	public school teacher group life insurance program, 1.05 percent for the state employee retiree			
12	health insurance credit, and 1.06 percent for the public school teacher retiree health insurance			
13	credit. The contribution rate paid on behalf of public employees for the Virginia Sickness and			
14	Disability Program shall be 0.66 percent of covered payroll. Funding for the Virginia Sickness			
15	and Disability Program is calculated on a rate of 0.56 percent of total payroll.			
16	3. Out of the general fund appropriation for this Item is included \$3,065,528 the first year and			
17	\$3,065,528 the second year to support the general fund portion of the net costs resulting from			
18	changes in employer contributions for state employee benefits as provided for in this			
19	paragraph.			
20	4. Out of the general fund appropriation for this Item is included \$863,918 the first year and			
21	\$863,918 the second year to support the general fund portion of the net costs resulting from			
22	changes in the retiree health insurance credit contributions for state supported local public			
23	employees through the Compensation Board, the Department of Social Services, and the			
24	Department of Elections pursuant to § 51.1-1403, Code of Virginia.			
25	5. The funding necessary to support the cost of reimbursements to Constitutional Officers for			
26	public employee group life insurance contributions is appropriated elsewhere in this act under			
27	the Compensation Board.			
28	6. The funding necessary to support the cost of the employer public school teacher group life			
29	insurance and retiree health insurance credit rates is appropriated elsewhere in this act under			
30	Direct Aid to Public Education.			
31	L. Notwithstanding the provisions of § 2.2-3205(A), Code of Virginia, the terminating agency			
32	shall not be required to pay the Virginia Retirement System the costs of enhanced retirement			
33	benefits provided for in § 2.2-3204(A), Code of Virginia for employees who are involuntarily			
34	separated from employment with the Commonwealth if the Director of the Department of			
35	Planning and Budget certifies that such action results from 1. budget reductions enacted in the			
36	Appropriation Act, 2. budget reductions executed in response to the withholding of			
37	appropriations by the Governor pursuant to §4-1.02 of the Act, 3. reorganization or reform			
38	actions taken by state agencies to increase efficiency of operations or improve service			
39	delivery provided such actions have been previously approved by the Governor, or 4.			
40	downsizing actions taken by state agencies as the result of the loss of federal or other grants,			
41	private donations, or other nongeneral fund revenue, and if the Director of the Department of			
42	Human Resource Management certifies that the action comports with personnel policy. Under			
43	these conditions, the entire cost of such benefits for involuntarily separated employees shall			
44	be factored into the employer contribution rates paid to the Virginia Retirement System.			
45	M. The purpose of this paragraph is to provide a transitional severance benefit, under the			
46	conditions specified, to eligible city, county, school division or other political subdivision			
47	employees who are involuntarily separated from employment with their employer.			
48	1.a. "Involuntary separation" includes, but is not limited to, terminations and layoffs from			
49	employment with the employer, or being placed on leave without pay-layoff or equivalent			
50	status, due to budget reductions, employer reorganizations, workforce downsizings, or other			
51	causes not related to the job performance or misconduct of the employee, but shall not include			
52	voluntary resignations. As used in this paragraph, a "terminated employee" shall mean an			
53	employee who is involuntarily separated from employment with his employer.			
54	b. The governing authority of a city, county, school division or other political subdivision			



ITEM 467.	Item Details(\$)		Appropriations(\$)	
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1	electing to cover its employees under the provisions of this paragraph shall adopt a			
2	resolution, as prescribed by the Board of Trustees of the Virginia Retirement System, to			
3	that effect. An election by a school division shall be evidenced by a resolution approved			
4	by the Board of such school division and its local governing authority.			
5	2.a. Any (i) "eligible employee" as defined in § 51.1-132, (ii) "teacher" as defined in §			
6	51.1-124.3, and (iii) any "local officer" as defined in § 51.1.124.3 except for the treasurer,			
7	commissioner of the revenue, attorney for the Commonwealth, clerk of a circuit court, or			
8	sheriff of any county or city, and (a) for whom reemployment with his employer is not			
9	possible because there is no available position for which the employee is qualified or the			
10	position offered to the employee requires relocation or a reduction in salary and (b) whose			
11	involuntary separation was due to causes other than job performance or misconduct, shall			
12	be eligible, under the conditions specified, for the transitional severance benefit conferred			
13	by this paragraph. The date of involuntary separation shall mean the date an employee was			
14	terminated from employment or placed on leave without pay-layoff or equivalent status.			
15	b. Eligibility shall commence on the date of involuntary separation.			
16	3.a. On his date of involuntary separation, an eligible employee with (i) two years' service			
17	or less to the employer shall be entitled to receive a transitional severance benefit			
18	equivalent to four weeks of salary; (ii) three years through and including nine years of			
19	consecutive service to the employer shall be entitled to receive a transitional severance			
20	benefit equivalent to four weeks of salary plus one additional week of salary for every			
21	year of service over two years; (iii) ten years through and including fourteen years of			
22	consecutive service to the employer shall be entitled to receive a transitional severance			
23	benefit equivalent to twelve weeks of salary plus two additional weeks of salary for every			
24	year of service over nine years; or (iv) fifteen years or more of consecutive service to the			
25	employer shall be entitled to receive a transitional severance benefit equivalent to two			
26	weeks of salary for every year of service, not to exceed thirty-six weeks of salary.			
27	b. Transitional severance benefits shall be computed by the terminating employer's payroll			
28	department. Partial years of service shall be rounded up to the next highest year of service.			
29	c. Transitional severance benefits shall be paid by the employer in the same manner as			
30	normal salary. In accordance with § 60.2-229, transitional severance benefits shall be			
31	allocated to the date of involuntary separation. The right of any employee who receives a			
32	transitional severance benefit to also receive unemployment compensation pursuant to §			
33	60.2-100 et seq. shall not be denied, abridged, or modified in any way due to receipt of the			
34	transitional severance benefit; however, any employee who is entitled to unemployment			
35	compensation shall have his transitional severance benefit reduced by the amount of such			
36	unemployment compensation. Any offset to a terminated employee's transitional			
37	severance benefit due to reductions for unemployment compensation shall be paid in one			
38	lump sum at the time the last transitional severance benefit payment is made.			
39	d. For twelve months after the employee's date of involuntary separation, the employee			
40	shall continue to be covered under the (i) health insurance plan administered by the			
41	employer for its employees, if he participated in such plan prior to his date of involuntary			
42	separation, and (ii) group life insurance plan administered by the Virginia Retirement			
43	System pursuant to Chapter 5 (§ 51.1-500 et seq.) of Title 51.1, or such other group life			
44	insurance plan as may be administered by the employer. During such twelve months, the			
45	terminating employer shall continue to pay its share of the terminated employee's			
46	premiums. Upon expiration of such twelve month period, the terminated employee shall			
47	be eligible to purchase continuing health insurance coverage under COBRA.			
48	e. Transitional severance benefit payments shall cease if a terminated employee is			
49	reemployed or hired in an individual capacity as an independent contractor or consultant			
50	by the employer during the time he is receiving such payments.			
51	f. All transitional severance benefits payable pursuant to this section shall be subject to			
52	applicable federal laws and regulations.			
53	4.a. In lieu of the transitional severance benefit provided in subparagraph 3 of this			
54	paragraph, any otherwise eligible employee who, on the date of involuntary separation, is			
55	also (i) a vested member of the Virginia Retirement System, including a member eligible			

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1	for the benefits described in subsection B of § 51.1-138, and (ii) at least fifty years of age,			
2	may elect to have the employer purchase on his behalf years to be credited to either his age or			
3	creditable service or a combination of age and creditable service, except that any years of			
4	credit purchased on behalf of a member of the Virginia Retirement System, including a			
5	member eligible for the benefits described in subsection B of § 51.1-138, who is eligible for			
6	unreduced retirement shall be added to his creditable service and not his age. The cost of each			
7	year of age or creditable service purchased by the employer shall be equal to fifteen percent of			
8	the employee's present annual compensation. The number of years of age or creditable service			
9	to be purchased by the employer shall be equal to the quotient obtained by dividing (i) the			
10	cash value of the benefits to which the employee would be entitled under subparagraphs 3.a.			
11	and 3.d. of this paragraph by (ii) the cost of each year of age or creditable service. Partial			
12	years shall be rounded up to the next highest year. Deferred retirement under the provisions of			
13	subsection C of §§ 51.1-153 and 51.1-205, and disability retirement under the provisions of §			
14	51.1-156 et seq., shall not be available under this paragraph.			
15	b. In lieu of the (i) transitional severance benefit provided in subparagraph 3 of this paragraph			
16	and (ii) the retirement program provided in this subsection, any employee who is otherwise			
17	eligible may take immediate retirement pursuant to §§ 51.1-155.1 or 51.1-155.2.			
18	c. The retirement allowance for any employee electing to retire under this paragraph who, by			
19	adding years to his age, is between ages fifty-five and sixty-five, shall be reduced on the			
20	actuarial basis provided in subdivision A. 2. of § 51.1-155.			
21	d. The retirement program provided in this subparagraph shall be otherwise governed by			
22	policies and procedures developed by the Virginia Retirement System.			
23	e. Costs associated with the provisions of this subparagraph shall be factored into the			
24	employer contribution rates paid to the Virginia Retirement System.			
25	N. The final sentence of § 51.1-145 (N), Code of Virginia providing that the employer			
26	contribution rate established for each employer may include the annual rate of contribution			
27	payable by such employer with respect to employees enrolled in optional defined contribution			
28	retirement plans, shall not apply to optional defined retirement plans established under § 51.1-			
29	126 for employees engaged in teaching, administrative or research duties at institutions of			
30	higher education, § 51.1-126.1 for employees of teaching hospitals other than VCU and UVA			
31	Medical Centers, and § 51.1-126.3 for University of Virginia Medical Center employees.			
32	O.1. The Governor is hereby authorized to allocate a sum of up to \$113,912,441 from this			
33	appropriation to the extent necessary to offset any downward revisions of the general fund			
34	revenue estimate prepared for fiscal years 2015 and 2016 after the enactment by the General			
35	Assembly of the 2015 Appropriation Act. If within 5 days of the preliminary close of the			
36	fiscal year ending on June 30, 2015, the Comptroller's analysis does not determine that a			
37	revenue re-forecast is required pursuant to § 2.2-1503.3, Code of Virginia, then such			
38	appropriation shall be used only for employee compensation purposes as stated in paragraphs			
39	P., Q., R., S., T., and U. below.			
40	2. Furthermore, the \$52,865,368 allocated to support the state share of a one and one-half			
41	percent salary adjustment for SOQ funded positions authorized in Item 136 of this act shall be			
42	unallotted if the provisions of paragraph O.1. are not met and the actions authorized in			
43	paragraphs P., Q., R., S., T., and U. of this item are not effectuated.			
44	P.1. Contingent on the provisions of paragraph O.1. above, the base salary of the following			
45	employees shall be increased by two percent on August 10, 2015, for state employees:			
46	a. Full-time and other classified employees of the Executive Department subject to the			
47	Virginia Personnel Act;			
48	b. Full-time employees of the Executive Department not subject to the Virginia Personnel			
49	Act, except officials elected by popular vote;			
50	c. Any official whose salary is listed in § 4-6.01 of this act, subject to the ranges specified in			
51	the agency head salary levels in § 4-6.01 c; and			
52	d. Full-time professional staff of the Governor's Office, the Lieutenant Governor's Office, the			
53	Attorney General's Office, Cabinet Secretaries Offices, including the Deputy Secretaries, the			

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1	Virginia Liaison Office, and the Secretary of the Commonwealth's Office.				
2	e. Heads of agencies in the Legislative Department;				
3	f. Full-time employees in the Legislative Department, other than officials elected by				
4	popular vote; and				
5	g. Secretaries and administrative assistants as provided for in Item 1 of this act.				
6	h. Judges and Justices in the Judicial Department;				
7	i. Heads of agencies in the Judicial Department; and,				
8	j. Full-time employees in the Judicial Department.				
9	k. Commissioners of the State Corporation Commission and the Virginia Workers'				
10	Compensation Commission, the Chief Executive Officer of the Virginia College Savings				
11	Plan, and the Directors of the Virginia Lottery, and the Virginia Retirement System;				
12	l. Full-time employees of the State Corporation Commission, the Virginia College Savings				
13	Plan, the Virginia Lottery, Virginia Workers' Compensation Commission, and the Virginia				
14	Retirement System.				
15	2.a. Employees in the Executive Department subject to the Virginia Personnel Act shall				
16	receive the salary increases authorized in this paragraph only if they attained at least a				
17	rating of "Contributor" on their latest performance evaluation.				
18	b. Salary increases authorized in this paragraph for employees in the Judicial and				
19	Legislative Departments, employees of Independent agencies, and employees of the				
20	Executive Department not subject to the Virginia Personnel Act shall be consistent with				
21	the provisions of this paragraph, as determined by the appointing or governing authority.				
22	However, notwithstanding anything herein to the contrary, the governing authorities of				
23	those state institutions of higher education with employees not subject to the Virginia				
24	Personnel Act may implement salary increases for such employees that may vary based on				
25	performance and other employment-related factors. The appointing or governing authority				
26	shall certify to the Department of Human Resource Management that employees receiving				
27	the awards are performing at levels at least comparable to the eligible employees as set out				
28	in subparagraph 2.a. of this paragraph.				
29	3. The Department of Human Resource Management shall increase the minimum and				
30	maximum salary for each band within the Commonwealth's Classified Compensation Plan				
31	by two percent on August 10, 2015. The Department of Human Resource Management				
32	shall increase the maximum salary for each band within the Commonwealth's Classified				
33	Compensation Plan by two percent plus an additional \$2,400 on August 10, 2015, for				
34	purposes of implementing the salary compression compensation adjustment authorized in				
35	paragraph Q. of this item. No salary increase shall be granted to any employee as a result				
36	of this action. The department shall develop policies and procedures to be used in				
37	instances where employees fall below the entry level for a job classification due to poor				
38	performance. Movement through the revised pay band shall be based on employee				
39	performance.				
40	4. Out of the amounts for Supplements to Employee Compensation is included				
41	\$37,847,008 the second year from the general fund to support the general fund portion of				
42	costs associated with the salary increase provided in this paragraph.				
43	5. The following agency heads, at their discretion, may utilize agency funds or the funds				
44	provided pursuant to this paragraph to implement the provisions of new or existing				
45	performance-based pay plans:				
46	a. The heads of agencies in the Legislative and Judicial Departments;				
47	b. The Commissioners of the State Corporation Commission and the Virginia Workers'				
48	Compensation Commission;				
49	c. The Attorney General;				

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1	d. The Director of the Virginia Retirement System;				
2	e. The Director of the Virginia Lottery;				
3	f. The Director of the University of Virginia Medical Center;				
4	g. The Executive Director of the Virginia College Savings Plan; and				
5	h. The Executive Director of the Virginia Port Authority.				
6	6. The base rates of pay, and related employee benefits, for wage employees may be increased				
7	by up to two percent no earlier than August 10, 2015. The cost of such increases for wage				
8	employees shall be borne by existing funds appropriated to each agency.				
9	7. The governing authorities of those state institutions of higher education with employees				
10	may provide a salary adjustment based on performance and other employment-related factors,				
11	as long as the increases do not exceed the two percent increase on average.				
12	Q. Contingent on the provisions of paragraph O.1. above and subsequent to effectuating the				
13	salary adjustment authorized in paragraphs P. and T. of this item, the base salary of				
14	employees listed in P.1. above, except those specifically excluded in subparagraph Q.1, shall				
15	be adjusted to address state employee salary compression effective August 10, 2015 as				
16	follows:				
17	1. Employees excluded from the compression adjustment include:				
18	a) Faculty at public institutions of higher education;				
19	b) Judges and Justices of the Judicial Department;				
20	c) Commissioners of the State Corporation Commission;				
21	d) Commissioners of the Virginia Workers' Compensation Commission;				
22	e) Employees of public institutions of higher education who are not faculty but are also not				
23	subject to the Virginia Personnel Act;				
24	f) Legislative Assistants who are employees of individual members of the General Assembly.				
25	2. Sworn employees of the Department of State Police, who have three or more years of				
26	continuous state service shall receive \$80 for each full year of service up to thirty years.				
27	3. Except for those listed in subparagraph 2. above, employees who have five years or more of				
28	continuous state service shall be increased by \$65 for each full year of service up to thirty				
29	years.				
30	4. Employees in the Executive Department subject to the Virginia Personnel Act shall receive				
31	the salary increases authorized in this paragraph only if they attained at least a rating of				
32	"Contributor" on their latest performance evaluation.				
33	5. The Department of Human Resource Management shall develop guidelines and procedures				
34	for implementation of this salary compression compensation adjustment.				
35	6. Out of the appropriation Employee Compensation Supplements, \$26,277,547 the second				
36	year from the general fund is included to support the general fund costs associated with the				
37	salary adjustment authorized in this paragraph.				
38	R.1. Contingent on the provisions of paragraph O.1. above, the base salary of the following				
39	employees shall be increased by two percent on September 1, 2015:				
40	a. Locally elected constitutional officers;				
41	b. General Registrars and members of local electoral boards;				
42	c. Full-time employees of locally elected constitutional officers and,				
43	d. Full-time employees of Community Services Boards, Centers for Independent Living,				
44	secure detention centers supported by Juvenile Block Grants, juvenile delinquency prevention				

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1	and local court service units, local social services boards, local pretrial services act and			
2	comprehensive community corrections act employees, and local health departments where			
3	a memorandum of understanding exists with the Virginia Department of Health.			
4	2. Out of the appropriation for Supplements to Employee Compensation is included			
5	\$13,302,324 the second year from the general fund to support the costs associated with the			
6	salary increase provided in this paragraph.			
7	S. Contingent on the provisions of paragraph O.1. above, \$357,664 from the general fund			
8	is provided to support the general fund costs associated with increases in the internal			
9	service fund rates for the Virginia Information Technology Agency and the Department of			
10	General Services to reflect the impact of the salary actions authorized in paragraphs P and			
11	Q of this Item.			
12	T.1. Contingent on the provisions of paragraph O.1. above, and pursuant to the			
13	recommendation of the state employee compensation work group established by			
14	paragraph B of Item 255, Chapter 806 of the Acts of Assembly of 2013, there is herewith			
15	appropriated a sum of \$3,786,466 to be used exclusively for a two percent adjustment to			
16	the base salary of state employees in the following high turnover job roles effective			
17	August 10, 2015 for the purposes of relieving salary compression and maintaining market			
18	relevance:			
19	a. Law Enforcement Officer I			
20	b. Direct Service Associate I			
21	c. Direct Service Associate II			
22	d. Direct Service Associate III			
23	e. Housekeeping and/or Apparel Worker I			
24	f. Probation Officer Assistant			
25	g. Emergency Coordinator I			
26	h. Emergency Coordinator II			
27	i. Registered Nurse I			
28	j. Registered Nurse II/Nurse Practitioner I/Physician's Assistant			
29	k. Licensed Practical Nurse			
30	l. Therapy Assistant/Therapist I			
31	m. Therapist II			
32	n. Compliance / Safety Officer II			
33	o. District Court Deputy Clerk, Grade 6			
34	p. District Court Deputy Clerk, Grade 7			
35	q. District Court Deputy Clerk, Grade 8			
36	2.a Employees in the Executive Department subject to the Virginia Personnel Act shall			
37	receive the salary increases authorized in this paragraph only if they attained at least a			
38	rating of "Contributor" on their latest performance evaluation.			
39	b. Salary increases authorized in this paragraph for employees in the Judicial and			
40	Legislative Departments, employees of Independent agencies, and employees of the			
41	Executive Department not subject to the Virginia Personnel Act shall be consistent with			
42	the provisions of this paragraph, as determined by the appointing or governing authority.			
43	The governing authorities of those agencies and state institutions of higher education with			
44	employees not subject to the Virginia Personnel Act shall certify to the Department of			
45	Human Resource Management that employees receiving the awards are performing at			

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1	levels at least comparable to the eligible employees as set out in subparagraph 2.a. of this			
2	paragraph.			
3	3. The salary increase authorized in this paragraph is intended to be in addition to any other			
4	salary increase authorized in this act.			
5	U. Contingent on the provisions of subparagraph O.1. above, included in the amounts			
6	appropriated for employee benefits in this item is \$32,341,432 from the general fund the			
7	second year to increase the employer retirement contribution rates authorized in paragraph			
8	H.2. of this item, effective August 10, 2015, up to ninety percent of the board certified rate for			
9	state employees (14.22%), state police officers (27.83%), members of the Virginia Law			
10	Officers Retirement System (19.00%), and members of the judicial retirement system			
11	(50.02%).			
12	V. Out of the appropriation for this item, \$3,675,000 the second year shall be transferred to			
13	the Department of State Police for salary supplements, subject to the approval by the			
14	Secretary of Public Safety and Homeland Security of a salary compression plan for fiscal year			
15	2016. No funds shall be included within such plan for employees of the Department of State			
16	Police with less than three years of service as of July 1, 2015. The plan shall be implemented			
17	effective August 10, 2015 and the total annualized cost of the pay plan shall not exceed			
18	\$4,410,000. No employee receiving an adjustment under this plan shall receive a salary			
19	adjustment pursuant to the funding provided in this paragraph of more than seven percent.			
20	Prior to the implementation of this plan, copies of the approved plan shall be provided to the			
21	Chairmen of the House Appropriations and Senate Finance Committees.			
22	W. 1. Notwithstanding the provisions of § 17.1-327, Code of Virginia, any justice, judge,			
23	member of the State Corporation Commission, or member of the Virginia Workers'			
24	Compensation Commission who is retired under the Judicial Retirement System and who is			
25	temporarily recalled to service shall be reimbursed for actual expenses incurred during such			
26	service and shall be paid a per diem of \$250 for each day the person actually sits, exclusive of			
27	travel time.			
28	2. Out of the general fund appropriation for this Item, \$500,000 is included in the second year			
29	to support the costs resulting from the changes in the per diem amounts provided for in			
30	paragraph W.1. The Director, Department of Planning and Budget, shall disburse funding			
31	from this Item to all affected judicial and independent agencies upon request.			
32	<i>X. The Director, Department of Planning and Budget, shall withhold and transfer to this Item,</i>			
33	<i>an amount estimated at \$599,676 the second year from the general fund appropriations of</i>			
34	<i>state agencies and institutions of higher education, representing savings from the Line of</i>			
35	<i>Duty Act premiums provided by the Virginia Retirement System.</i>			
36	<i>Y. The Director, Department of Planning and Budget, shall withhold and transfer to this Item,</i>			
37	<i>an amount estimated at \$1,664,278 the second year from the general fund appropriations of</i>			
38	<i>state agencies and institutions of higher education, representing savings from the workers'</i>			
39	<i>compensation premiums provided by the Department of Human Resource Management.</i>			
40	<i>Z. On or before June 30, 2016, the State Comptroller shall deposit \$172,682,948 from the</i>			
41	<i>general fund into the Virginia Retirement System (VRS) trust fund representing the expedited</i>			
42	<i>repayment to the VRS for the contributions that were deferred during the 2010-12 biennium.</i>			
43	<i>Of the amount provided, \$145,606,674 from the deposit shall be allocated to the state</i>			
44	<i>employee plan; \$8,465,759 shall be allocated to the Judicial Retirement System; \$16,491,559</i>			
45	<i>shall be allocated to the Virginia Law Officers Retirement System; and \$2,118,956 shall be</i>			
46	<i>allocated to the State Police Officers Retirement System.</i>			
47	468.	Payments for Special or Unanticipated Expenditures		
48		(75800).....		\$7,660,169
49				\$9,783,298
50		Miscellaneous Contingency Reserve Account		
51		(75801).....	\$1,800,000	\$1,800,000
52		Undistributed Support for Designated State Agency		
53		Activities (75806).....	\$5,860,169	\$7,983,298
54				\$12,613,298

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1	Fund Sources: General.....	\$7,660,169	\$9,783,298		
2			\$14,413,298		
3	A. The Governor is hereby authorized to allocate sums from this appropriation, in addition				
4	to an amount not to exceed \$2,000,000 from the unappropriated balance derived by				
5	subtracting the general fund appropriations from the projected general fund revenues in				
6	this act, to provide for supplemental funds pursuant to paragraph D hereof. Transfers from				
7	this Item shall be made only when (1) sufficient funds are not available within the				
8	agency's appropriation and (2) additional funds must be provided prior to the end of the				
9	next General Assembly Session.				
10	B.1. The Governor is authorized to allocate from the unappropriated general fund balance				
11	in this act such amounts as are necessary to provide for unbudgeted cost increases to state				
12	agencies incurred as a result of actions to enhance homeland security, combat terrorism,				
13	and to provide for costs associated with the payment of a salary supplement for state				
14	classified employees ordered to active duty as part of a reserve component of the Armed				
15	Forces of the United States or the Virginia National Guard. Any salary supplement				
16	provided to state classified employees ordered to active duty, shall apply only to				
17	employees who would otherwise earn less in salary and other cash allowances while on				
18	active duty as compared to their base salary as a state classified employee. Guidelines for				
19	such payments shall be developed by the Department of Human Resource Management in				
20	conjunction with the Departments of Accounts and Planning and Budget.				
21	2. The Governor shall submit a report within thirty days to the Chairmen of House				
22	Appropriations and Senate Finance Committees which itemizes any disbursements made				
23	from this Item for such costs.				
24	3. The governing authority of the agencies listed in this subparagraph may, at its discretion				
25	and from existing appropriations, provide such payments to their employees ordered to				
26	active duty as part of a reserve component of the Armed Forces of the United States or the				
27	Virginia National Guard, as are necessary to provide comparable pay supplements to its				
28	employees.				
29	a. Agencies in the Legislative and Judicial Departments;				
30	b. The State Corporation Commission, the Virginia Workers' Compensation Commission,				
31	the Virginia Retirement System, the Virginia Lottery , Virginia College Savings Plan, and				
32	the Virginia Office for Protection and Advocacy;				
33	c. The Office of the Attorney General and the Department of Law; and				
34	d. State-supported institutions of higher education.				
35	C. The Governor is authorized to expend from the unappropriated general fund balance in				
36	this act such amounts as are necessary, up to \$1,500,000, to provide for indemnity				
37	payments to growers, producers, and owners for losses sustained as a result of an				
38	infectious disease outbreak or natural disaster in livestock and poultry populations in the				
39	Commonwealth. These indemnity payments will compensate growers, producers, and				
40	owners for a portion of the difference between the appraised value of each animal				
41	destroyed or slaughtered or animal product destroyed in order to control or eradicate an				
42	animal disease outbreak and the total of any salvage value plus any compensation paid by				
43	the federal government.				
44	D. Out of the appropriation for this item is included \$1,500,000 the first year and				
45	\$1,500,000 the second year from the general fund to be used by the Governor as he may				
46	determine to be needed for the following purposes:				
47	1. To address the six conditions listed in § 4-1.03 c 5 of this act.				
48	2. To provide for unbudgeted and unavoidable increases in costs to state agencies for				
49	essential commodities and services which cannot be absorbed within agency				
50	appropriations to include unbudgeted benefits associated with Workforce Transition Act				
51	requirements.				
52	3. To secure federal funds in the event that additional matching funds are needed for				

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1	Virginia to participate in the federal Superfund program.				
2	4. To make additional payments to public institutions of higher education pursuant to Item				
3	464 of this Act, up to a maximum of \$1,000,000, in the event that amounts appropriated for				
4	that purpose are insufficient.				
5	5. To provide a payment of up to \$100,000 to the Military Order of the Purple Heart, for the				
6	continued operation of the National Purple Heart Hall of Honor, provided that at least half of				
7	other states have made similar grants.				
8	6. In addition, if the amounts appropriated in this Item are insufficient to meet the				
9	unanticipated events enumerated, the Governor may utilize up to \$1,000,000 the first year and				
10	\$1,000,000 the second year from the general fund amounts appropriated for the				
11	Commonwealth's Opportunity Fund for the unanticipated purposes set forth in paragraph D.1.				
12	through paragraph D.5. of this Item.				
13	7. In addition, to provide for payment of monetary rewards to persons who have disclosed				
14	information of wrongdoing or abuse under the Fraud and Abuse Whistle Blower Protection				
15	Act.				
16	8. The Department of Planning and Budget shall submit a quarterly report of any				
17	disbursements made from, commitments made against, and requests made for such sums				
18	authorized for allocation pursuant to this paragraph to the Chairmen of the House				
19	Appropriations and Senate Finance Committees. This report shall identify each of the				
20	conditions specified in this paragraph for which the transfer is made.				
21	9. Out of this appropriation, the Director, Department of Planning and Budget is authorized to				
22	transfer an amount up to \$300,000 in the second year, to the Department of Behavioral Health				
23	and Developmental Services for the purpose of paying for community-based services for				
24	current residents of any state operated Intellectual Disability Training Center who request				
25	community placement and who are also not eligible for Medicaid funded Intellectual				
26	Disability Waiver services.				
27	E. Included in this appropriation is \$300,000 the first year and \$300,000 the second year from				
28	the general fund to pay for private legal services and the general fund share of unbudgeted				
29	costs for enforcement of the 1998 Tobacco Master Settlement Agreement. Transfers for				
30	private legal services shall be made by the Director, Department of Planning and Budget upon				
31	prior written authorization of the Governor or the Attorney General, pursuant to § 2.2-510,				
32	Code of Virginia or Item 56, Paragraph D of this act. Transfers for enforcement of the Master				
33	Settlement Agreement shall be made by the Director, Department of Planning and Budget at				
34	the request of the Attorney General, pursuant to Item 56, Paragraph B of this act.				
35	F. Notwithstanding the provisions of § 58.1-608.3B.(v), Code of Virginia, any municipality				
36	which has issued bonds on or after July 1, 2001, but before July 1, 2006, to pay the cost, or				
37	portion thereof, of any public facility pursuant to § 58.1-608.3, Code of Virginia, shall be				
38	entitled to all sales tax revenues generated by transactions taking place in such public facility.				
39	G.1.a. The Federal Action Contingency Trust (FACT) Fund will have a balance estimated at				
40	\$5,998,093 from the amounts appropriated in Item 470 K.1 of Chapter 2, 2012 Special				
41	Session I. This balance is hereby appropriated for the following purposes:				
42	b. Up to \$1,199,495 the first year and \$436,998 the second year from the FACT Fund shall be				
43	provided to the Virginia Polytechnic Institute and State University for unmanned aircraft				
44	systems research and development.				
45	<b>I VETO THIS ITEM. /s/ Terence R. McAuliffe (6/21/14) (Vetoed item is enclosed in brackets.)</b>				
46	c. The Director, Department of Planning and Budget shall revert the first year the				
47	undesigned and unobligated balances of the FACT Fund, estimated at \$4,361,600, to the				
48	General Fund.				
49	2. There is hereby created an advisory commission to provide advice to the Governor				
50	concerning the use of the Federal Action Contingency Trust (FACT) Fund. The FACT Fund				
51	Advisory Commission is established as an advisory commission in the legislative branch and				
52	shall consist of 10 members, including the Chairman of the House Appropriations Committee				
53	and four members of the House Appropriations Committee selected by the chairman, the				
	Chairman of the Senate Finance Committee and four members of the Senate Finance				



ITEM 468.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Committee selected by the chairman. The secretaries of Commerce and Trade, Health and				
2	Human Resources and Finance shall also be available to provide technical assistance to				
3	the advisory commission.				
4	3. Prior to the distribution of any funds from the Federal Action Contingency Trust				
5	(FACT) Fund, The FACT Fund Advisory Commission shall review all prospective uses of				
6	the FACT Fund and recommend approval or denial of such uses to the Governor. The				
7	Governor shall also notify the chairmen of the Senate Finance Committee and the House				
8	Appropriations Committee in writing within ten days concerning his decision to distribute				
9	money from the FACT reserve.				
10	H. Out of this appropriation, up to \$1,000,000 the first year from the general fund is				
11	provided to reimburse the Department of General Services for the costs incurred to				
12	relocate the Department of Small Business and Supplier Diversity from private-leased				
13	space to a state-owned facility.				
14	I.1. Out of this appropriation, \$2,000,000 the second year from the general fund shall be				
15	provided to the City of Richmond for expenses incurred for the development of the				
16	Slavery and Freedom Heritage Site in Richmond, including Lumpkin's Pavilion and Slave				
17	Trail improvements. Of this amount, \$1,000,000 shall be used for improvements to the				
18	Slave Trail, and \$1,000,000 for costs associated with Lumpkin's Pavilion.				
19	2. Prior to the receipt of state funds for the purpose set out in paragraph I.1., the Richmond				
20	City Council shall pass a resolution outlining its approval of and financial commitment to				
21	the proposed project and local matching funds in an amount totaling at least \$5,000,000				
22	which shall be appropriated by the City of Richmond for the project prior to receipt of any				
23	state funds. Release of state funding for Lumpkin's Pavilion shall also require evidence				
24	that the City of Richmond has raised at least fifty percent of the remaining funding				
25	required for that portion of the project from private or other sources.				
26	3. At such time that the City of Richmond has completed construction of the respective				
27	improvements, the City of Richmond shall be eligible for reimbursement from the				
28	Commonwealth of an amount not to exceed \$9,000,000, or up to twenty five percent of				
29	the total costs of each project.				
30	4. State funding appropriated in paragraph I.1 and future appropriations considered in				
31	paragraph I.3, shall be allocated only as follows: no more than \$5,000,000 shall be				
32	allocated for the planning, design, and construction of the Pavilion at Lumpkin's Jail, no				
33	more than \$1,000,000 shall be allocated for improvements to the Richmond Slave Trail,				
34	and no more than \$5,000,000 shall be allocated for the planning, design and construction				
35	of a slavery museum.				
36	5. The City of Richmond shall provide documentation to the Department of General				
37	Services on the progress of this project and actual expenditures incurred for it in a form				
38	acceptable to the Secretaries of Finance and Administration.				
39	6. In addition to the matching requirements set out in paragraph I.2, the City of Richmond				
40	shall provide and dedicate appropriate contiguous real estate prior to the receipt of any				
41	state funding for the purposes outlined in paragraph I.1 above.				
42	7. The Department of General Services shall act as the fiscal agent for these funds. The				
43	director shall oversee the expenditure of state appropriations to ensure that payments to				
44	the City of Richmond are made consistent with the purposes set out in paragraphs I.1 and				
45	I.4. The Director, Department of Planning and Budget, is authorized to transfer these				
46	funds to the Department of General Services to implement this appropriation.				
47	8. This appropriation shall be exempt from the disbursement procedures specified in § 4-				
48	5.05 of the act.				
49	L. The State Comptroller shall revert to the general fund savings that are realized as a				
50	result of vacant judgeships. The reversion is estimated to be \$1,500,000 on or before June				
51	30, 2015 .				
52	M. The Director, Department of Planning and Budget, shall transfer from this item,				
53	general fund amounts estimated at \$4,860,169 the first year and \$5,983,298 the second				

ITEM 468.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	year to state agencies and institutions of higher education to support the general fund portion			
2	of costs resulting from the estimated usage of technology services provided by the Virginia			
3	Information Technologies Agency.			
4	<i>N. Out of this appropriation, \$3,830,000 the second year from the general fund is provided to</i>			
5	<i>cover the costs associated with the 2016 presidential primary. Out of this amount, up to</i>			
6	<i>\$3,540,000 may be used by the Department of Elections to reimburse localities for their</i>			
7	<i>presidential primary expenditures and up to \$290,000 may be used to cover costs incurred</i>			
8	<i>directly by the Department of Elections.</i>			
9	<i>O.1 Out of this appropriation, \$800,000 the second year from the general fund is provided to</i>			
10	<i>assist the Center for Innovative Technology in addressing a projected operating shortfall for</i>			
11	<i>fiscal year 2016. Beginning in April 2016, the Center for Innovative Technology shall</i>			
12	<i>provide the Director, Department of Planning and Budget, and the Staff Directors of the</i>			
13	<i>House Appropriations Committee and the Senate Finance Committee, with monthly progress</i>			
14	<i>reports that depict the cash position of the Center and the itemized specific corrective actions</i>			
15	<i>taken to address the shortfall. If review of the monthly documentation indicates a good faith</i>			
16	<i>effort on the part of the Center to properly track and minimize the projected shortfall, the</i>			
17	<i>Director, Department of Planning and Budget, upon request of the Secretary of Technology,</i>			
18	<i>may transfer up to the \$800,000 provided in this item to the Innovation and Entrepreneurship</i>			
19	<i>Investment Authority by June 30, 2016.</i>			
20	<i>2. Furthermore, any form of proposed increase in employee compensation above the base</i>			
21	<i>salaries of employees, including one-time bonuses, except for salary adjustments explicitly</i>			
22	<i>authorized in this Act, must be communicated to the Director, Department of Planning and</i>			
23	<i>Budget, and the Staff Directors of the House Appropriations Committee and the Senate</i>			
24	<i>Finance Committee, more than ninety days in advance of effectuating such increase.</i>			
25	469.	Not set out.		
26	470.	Not set out.		
27	471.	Not set out.		
28	471.10	Not set out.		
29	471.30	Not set out.		
30	471.40	Not set out.		
31	Total for Central Appropriations.....		\$139,777,485	\$279,533,883
32				\$454,582,877
33	Fund Sources: General.....	\$20,354,046	\$160,205,978	
34			\$335,254,972	
35	Trust and Agency.....	\$119,423,439	\$119,327,905	
36	TOTAL FOR CENTRAL APPROPRIATIONS.....		\$139,777,485	\$279,533,883
37				\$454,582,877
38	Fund Sources: General.....	\$20,354,046	\$160,205,978	
39			\$335,254,972	
40	Trust and Agency.....	\$119,423,439	\$119,327,905	
41	TOTAL FOR EXECUTIVE DEPARTMENT.....		\$45,928,393,158	\$47,432,073,327
42				\$48,460,271,095
43	General Fund Positions.....	48,850.51	48,967.06	
44			48,992.12	
45	Nongeneral Fund Positions.....	62,518.27	62,839.52	
46			62,840.46	
47	Position Level.....	111,368.78	111,806.58	
48			111,832.58	
49	Fund Sources: General.....	\$17,710,185,367	\$18,091,284,346	
50			\$18,429,561,361	
51	Special.....	\$1,649,764,832	\$1,657,543,565	
52			\$1,657,466,060	

ITEM 471.40.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Higher Education Operating.....	\$7,919,651,888	\$8,029,624,917		
2	Commonwealth Transportation.....	\$4,366,904,031	\$4,647,312,774		
3			\$4,975,833,550		
4	Enterprise.....	\$1,015,359,274	\$1,090,913,246		
5			\$1,139,492,696		
6	Internal Service.....	\$1,771,892,976	\$1,801,509,481		
7			\$1,908,509,481		
8	Trust and Agency.....	\$2,300,134,969	\$2,561,088,909		
9			\$2,569,472,621		
10	Debt Service.....	\$326,199,813	\$328,161,549		
11	Dedicated Special Revenue.....	\$1,793,007,919	\$1,740,019,625		
12			\$1,768,169,625		
13	Federal Trust.....	\$7,075,292,089	\$7,484,614,915		
14			\$7,653,979,235		

ITEM 472.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
<b>1</b>	<b>INDEPENDENT AGENCIES</b>			
<b>2</b>	<b>§ 1-38. STATE CORPORATION COMMISSION (171)</b>			
<b>3</b>	472.	Not set out.		
<b>4</b>	473.	Not set out.		
<b>5</b>	474.	Not set out.		
<b>6</b>	475.	Not set out.		
<b>7</b>	476.	Plan Management (40800).....	\$1,200,133	\$1,200,446
<b>8</b>				\$200,446
<b>9</b>		Federal Health Benefit Exchange Plan Management		
<b>10</b>		(40801).....	\$1,200,133	\$1,200,446
<b>11</b>				\$200,446
<b>12</b>		Fund Sources: General.....	\$1,200,133	\$1,200,446
<b>13</b>				\$200,446
<b>14</b>		Authority: §§ 38.2-316.1 and 38.2-326, Code of Virginia; §42.18041 c, United States Code.		
<b>15</b>		A. There is hereby appropriated to the State Corporation Commission an amount not to		
<b>16</b>		exceed \$1,200,133 the first year and <del>\$1,200,446</del> \$200,446 the second year from the general		
<b>17</b>		fund to pay for the plan management functions authorized in Chapter 670 of the Acts of		
<b>18</b>		Assembly of 2013. The <del>commission</del> State Corporation Commission shall reimburse the		
<b>19</b>		general fund for the plan management activities performed by the commission, as part of the		
<b>20</b>		Federal Health Benefit Exchange, only for those funds that have been reimbursed by the U.S.		
<b>21</b>		Department of Health and Human Services for carrying out the plan management activities as		
<b>22</b>		part of the Federal Health Benefit Exchange.		
<b>23</b>		B. On or before June 30, 2015 and June 30, 2016, the Director, Department of Planning and		
<b>24</b>		Budget shall authorize the reversion to the general fund of \$1,200,133 the first year and		
<b>25</b>		<del>\$1,200,446</del> the unexpended appropriation from this Item in the second year representing the		
<b>26</b>		reimbursement from federal funds received by the State Corporation Commission		
<b>27</b>		( <del>commission</del> ) for the plan management activities performed by the <del>€</del> commission as part of		
<b>28</b>		the Federal Health Benefit Exchange as specified in Item 476.10 of Chapter 806, 2013 Acts of		
<b>29</b>		Assembly.		
<b>30</b>		Total for State Corporation Commission.....	\$95,611,736	\$95,612,049
<b>31</b>				\$94,612,049
<b>32</b>		General Fund Positions.....	13.00	<del>13.00</del>
<b>33</b>				0.00
<b>34</b>		Nongeneral Fund Positions.....	665.00	665.00
<b>35</b>		Position Level.....	678.00	<del>678.00</del>
<b>36</b>				665.00
<b>37</b>		Fund Sources: General.....	\$1,200,133	\$1,200,446
<b>38</b>				\$200,446
<b>39</b>		Special.....	\$82,422,495	\$82,422,495
<b>40</b>		Trust and Agency.....	\$6,856,941	\$6,856,941
<b>41</b>		Dedicated Special Revenue.....	\$1,782,167	\$1,782,167
<b>42</b>		Federal Trust.....	\$3,350,000	\$3,350,000
<b>43</b>	477.	Not set out.		
<b>44</b>	478.	Not set out.		
<b>45</b>	<b>§ 1-39. VIRGINIA COLLEGE SAVINGS PLAN (174)</b>			
<b>46</b>	479.	Investment, Trust, and Insurance Services (72500)		
<b>47</b>		a sum sufficient, estimated at.....	\$165,540,967	\$192,326,809
<b>48</b>				\$193,328,109

ITEM 479.		Item Details(\$)		Appropriations(\$)		
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016	
1	Payments for Tuition and Educational Expense					
2	Benefits (72505).....	\$156,300,000	\$183,000,000			
3	<del>Investment, Trust and Related Services for</del>					
4	<del>Virginia529 prePAID Program (72506).....</del>					
5	<del>Investment, Trust and Related Services for</del>					
6	<del>Virginia529 prePAID Program (72506)</del>	\$4,701,300	<del>\$4,769,504</del>			
7			\$5,770,804			
8	<del>Investment, Trust and Related Services for</del>					
9	<del>Virginia529 inVEST Program and other Higher</del>					
10	<del>Education Savings Programs (72507).....</del>					
11	<del>Investment, Trust and Related Services for</del>	\$4,539,667	\$4,557,305			
12	<del>Virginia529 inVEST Program and other Higher</del>					
13	<del>Education Savings Programs (72507)</del>					
14	Fund Sources: Enterprise.....	\$165,540,967	<del>\$192,326,809</del>			
15			\$193,328,109			
16	Authority: Title 23, Chapter 4.9, Code of Virginia.					
17	A. Amounts for Payments for Tuition and Educational Expense Benefits represent the					
18	payment of benefits to postsecondary educational institutions on behalf of program					
19	participants under the Virginia529 prePAID Program, estimated at \$156,000,000 the first					
20	year and \$183,000,000 the second year, from nongeneral funds pursuant to § 23-38.76,					
21	Code of Virginia.					
22	B. Any moneys collected, distributed or held for the benefit of participants under the					
23	Virginia529 inVEST Program and other higher education savings programs, including any					
24	income from such funds, are not subject to the provisions of §§ 2.2-1800 through 2.2-					
25	1825, inclusive, or § 23-38.76 (A) of the Code of Virginia requiring deposit in the State					
26	Treasury. This provision does not apply to the Virginia529 prePAID Program, or Plan					
27	administrative fee revenue.					
28	C. Amounts for Payments for Tuition and Educational Expense Benefits cover the current					
29	obligations of the fund as provided for in Title 23, Chapter 4.9, Code of Virginia.					
30	D. Amounts for Investment, Trust and Related Services cover variable or unpredictable					
31	costs of the Virginia529 prePAID Program, estimated at \$4,701,300 the first year and					
32	\$4,769,504 the second year, from nongeneral funds pursuant to § 23-38.76, Code of					
33	Virginia.					
34	E. Amounts for Investment, Trust and Related Services cover variable and unpredictable					
35	costs of the Virginia529 inVEST Program and other higher education savings programs,					
36	estimated at \$4,539,667 the first year and \$4,557,305 the second year, from nongeneral					
37	funds pursuant to § 23-38.76, Code of Virginia.					
38	480. Not set out.					
39	481. Not set out.					
40	Total for Virginia College Savings Plan.....			\$178,598,894	\$205,337,282	
41					\$206,338,582	
42	Nongeneral Fund Positions.....	105.00	105.00			
43	Position Level.....	105.00	105.00			
44	Fund Sources: Enterprise.....	\$178,598,894	<del>\$205,337,282</del>			
45			\$206,338,582			
46	<b>§ 1-40. VIRGINIA RETIREMENT SYSTEM (158)</b>					
47	482. Personnel Management Services (70400).....			\$12,386,585	<del>\$12,386,585</del>	
48					\$12,511,290	
49	Administration of Retirement and Insurance					
50	Programs (70415).....	\$12,386,585	<del>\$12,386,585</del>			
51			\$12,511,290			
52	Fund Sources: <i>General</i> .....	\$0	\$124,705			
53	Trust and Agency.....	\$12,386,585	\$12,386,585			

ITEM 482.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Authority: Title 51.1, Chapters 1, 2, 2.1, and 3, Code of Virginia.			
2	A. The Board of Trustees of the Virginia Retirement System is hereby authorized to charge a			
3	participation fee to each employer served by the Virginia Retirement System for any services			
4	provided pursuant to Title 51.1, Code of Virginia. The fee shall be utilized to pay the			
5	administrative expenses of all administrative services, including non-retirement programs.			
6	Retirement contributions required by the Board shall be reduced to pay such fees in a manner			
7	prescribed by the Board of Trustees.			
8	B. State agencies and institutions of higher education shall make payments to the Virginia			
9	Retirement System (VRS) for VRS-administered benefits no less often than monthly.			
10	C.1. The Virginia Retirement System shall make those changes to administrative policies,			
11	procedures, and systems as are necessary for implementation of the public employee			
12	retirement reforms provided for in Chapter 701 of the Acts of Assembly of 2012.			
13	2. Out of the amounts appropriated to this Item, \$1,420,956 the first year and \$1,420,956 the			
14	second year is designated to implement the employee retirement reforms provided for in			
15	Chapter 701 of the Acts of Assembly of 2012.			
16	<i>D. Out of this appropriation, \$124,705 the second year from the general fund is provided for</i>			
17	<i>expenses associated with the Volunteer Firefighters' and Rescue Squad Workers' Service</i>			
18	<i>Award Fund.</i>			
19	483.	Not set out.		
20	484.	Administrative and Support Services (7990).....		\$29,120,424
21				\$29,801,924
22		\$15,651,563	\$16,254,063	\$34,280,924
23			\$20,733,063	
24		\$13,468,861	\$13,547,861	
25		\$29,120,424	\$29,801,924	
26			\$34,280,924	
27	Authority: Title 51.1, Chapters 1, 2, 2.1, and 3, Code of Virginia.			
28	Out of the amounts appropriated to this Item, the director is authorized to expend an amount			
29	not to exceed \$25,000 the first year and \$25,000 the second year for expenses commonly			
30	borne by business enterprises. Such expenses shall be recorded separately by the agency.			
31	485.	Not set out.		
32		Total for Virginia Retirement System.....		\$70,641,983
33				\$71,323,483
34		335.00	335.00	
35		335.00	335.00	
36		\$0	\$124,705	
37		\$70,641,983	\$71,323,483	
38			\$75,802,483	
39	486.	Not set out.		
40	487.	Not set out.		
41		TOTAL FOR INDEPENDENT AGENCIES.....		\$484,581,539
42				\$513,454,656
43		13.00	13.00	
44			0.00	
45		1,688.00	1,688.00	
46		1,701.00	1,701.00	
47			1,688.00	
48		\$1,200,133	\$1,200,446	
49			\$325,151	

ITEM 487.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Special.....	\$82,422,495	\$82,422,495		
2	Enterprise.....	\$275,891,541	<del>\$302,656,483</del>		
3			\$303,657,783		
4	Trust and Agency.....	\$77,498,924	<del>\$78,180,424</del>		
5			\$82,659,424		
6	Dedicated Special Revenue.....	\$43,648,446	\$44,144,808		
7	Federal Trust.....	\$3,920,000	\$4,850,000		

ITEM 488.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	<b>STATE GRANTS TO NONSTATE ENTITIES</b>				
2	488.	Not set out.			
3	TOTAL FOR STATE GRANTS TO NONSTATE				
4	ENTITIES.....				\$0                      \$0
5	TOTAL FOR PART 1: OPERATING EXPENSES....				\$46,979,567,188    \$48,513,056,758
6					<del>\$49,546,821,183</del>
7	General Fund Positions.....		52,704.72	<del>52,826.27</del>	
8				52,840.33	
9	Nongeneral Fund Positions.....		64,338.77	<del>64,660.02</del>	
10				64,660.96	
11	Position Level.....		117,043.49	<del>117,486.29</del>	
12				117,501.29	
13	Fund Sources: General.....		\$18,240,038,523	<del>\$18,622,747,478</del>	
14				\$18,960,692,287	
15	Special.....		\$1,745,446,448	<del>\$1,752,461,816</del>	
16				\$1,752,802,874	
17	Higher Education Operating.....		\$7,919,651,888	\$8,029,624,917	
18	Commonwealth Transportation.....		\$4,366,904,031	<del>\$4,647,312,774</del>	
19				\$4,975,833,550	
20	Enterprise.....		\$1,291,250,815	<del>\$1,393,569,729</del>	
21				\$1,443,150,479	
22	Internal Service.....		\$1,771,892,976	<del>\$1,801,509,481</del>	
23				\$1,908,509,481	
24	Trust and Agency.....		\$2,377,749,601	<del>\$2,639,385,050</del>	
25				\$2,652,247,762	
26	Debt Service.....		\$326,199,813	\$328,161,549	
27	Dedicated Special Revenue.....		\$1,859,657,567	<del>\$1,807,251,110</del>	
28				\$1,835,401,110	
29	Federal Trust.....		\$7,080,775,526	<del>\$7,491,032,854</del>	
30				\$7,660,397,174	



Item Details(\$)		Appropriations(\$)	
First Year	Second Year	First Year	Second Year
FY2015	FY2016	FY2015	FY2016

**PART 2: CAPITAL PROJECT EXPENSES**

**§ 2-0. GENERAL CONDITIONS**

- 1 A.1. The General Assembly hereby authorizes the capital projects listed in this act. The amounts hereinafter set forth are appropriated  
2 to the state agencies named for the indicated capital projects. Amounts so appropriated and amounts reappropriated pursuant to  
3 paragraph G of this section shall be available for expenditure during the current biennium, subject to the conditions controlling the  
4 expenditures of capital project funds as provided by law. Reappropriated amounts, unless otherwise stated, are limited to the  
5 unexpended appropriation balances at the close of the previous biennium, as shown by the records of the Department of Accounts.  
6  
7  
8 2. The Director, Department of Planning and Budget, may transfer appropriations listed in Part 2 of this act from the second year to the  
9 first year in accordance with § 4-1.03 a 5 of this act.
- 10 B. The five-digit number following the title of a project is the code identification number assigned for the life of the project.
- 11 C. Except as herein otherwise expressly provided, appropriations or reappropriations for structures may be used for the purchase of  
12 equipment to be used in the structures for which the funds are provided, subject to guidelines prescribed by the Governor.
- 13 D. Notwithstanding any other provisions of law, appropriations for capital projects shall be subject to the following:
- 14 1. Appropriations or reappropriations of funds made pursuant to this act for planning of capital projects shall not constitute implied  
15 approval of construction funds in a future biennium. Funds, other than the reappropriations referred to above, for the preparation of  
16 capital project proposals must come from the affected agency's existing resources.
- 17 2. No capital project for which appropriations for planning are contained in this act, nor any project for which appropriations for  
18 planning have been previously approved, shall be considered for construction funds until preliminary plans and cost estimates are  
19 reviewed by the Department of General Services. The purpose of this review is to avoid unnecessary expenditures for each project, in  
20 the interest of assuring the overall cost of the project is reasonable in relation to the purpose intended, regardless of discrete design  
21 choices.
- 22 E.1. Expenditures from Items in this act identified as "Maintenance Reserve" are to be made only for the maintenance of property,  
23 plant, and equipment as defined in § 4-4.01c of this act to the extent that funds included in the appropriation to the agency for this  
24 purpose in Part 1 of this act are insufficient.
- 25 2. Agencies and institutions of higher education can expend up to \$1,000,000 for a single repair or project through the maintenance  
26 reserve appropriation without a separate appropriation. Such expenditures shall be subject to rules and regulations prescribed by the  
27 Governor. To the extent an agency or institution of higher education has identified a potential project that exceeds this threshold or  
28 state agency has identified a potential project that exceeds the threshold prescribed in the rules or regulations, the Director, Department  
29 of Planning and Budget, can provide exemptions to the threshold as long as the project still meets the definition of a maintenance  
30 reserve project as defined by the Department of Planning and Budget.
- 31 3. Only facilities supported wholly or in part by the general fund shall utilize general fund maintenance reserve appropriations.  
32 Facilities supported entirely by nongeneral funds shall accomplish maintenance through the use of nongeneral funds.
- 33 F. Conditions Applicable to Bond Projects
- 34 1. The capital projects listed in §§ 2-23 and 2-24 for the indicated agencies and institutions of higher education are hereby authorized  
35 and sums from the sources and in the amount indicated are hereby appropriated and reappropriated. The issuance of bonds in a  
36 principal amount plus amounts needed to fund issuance costs, reserve funds, and other financing expenses, including capitalized  
37 interest for any project listed in §§ 2-23 and 2-24 is hereby authorized.
- 38 2. The issuance of bonds for any project listed in § 2-23 is to be separately authorized pursuant to Article X, Section 9 (c), Constitution  
39 of Virginia.
- 40 3. The issuance of bonds for any project listed in §§ 2-23 or 2-24 shall be authorized pursuant to § 23-19, Code of Virginia.
- 41 4. In the event that the cost of any capital project listed in §§ 2-23 and 2-24 shall exceed the amount appropriated therefore, the  
42 Director, Department of Planning and Budget, is hereby authorized, upon request of the affected institution, to approve an increase in  
43 appropriation authority of not more than ten percent of the amount designated in §§ 2-23 and 2-24 for such project, from any available  
44 nongeneral fund revenues, provided that such increase shall not constitute an increase in debt issuance authorization for such capital  
45 project. Furthermore, the Director, Department of Planning and Budget, is hereby authorized to approve the expenditure of all interest  
46 earnings derived from the investment of bond proceeds in addition to the amount designated in §§ 2-23 and 2-24 for such capital  
47 project.

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1 5. The interest on bonds to be issued for these projects may be subject to inclusion in gross income for federal income tax purposes.

2 6. Inclusion of a project in this act does not imply a commitment of state funds for temporary construction financing. In the absence of  
3 such commitment, the institution may be responsible for securing short-term financing and covering the costs from other sources of  
4 funds.

5 7. In the event that the Treasury Board determines not to finance all or any portion of any project listed in § 2-23 of this act with the  
6 issuance of bonds pursuant to Article X, Section 9 (c), Constitution of Virginia, and notwithstanding any provision of law to the  
7 contrary, this act shall constitute the approval of the General Assembly to finance all or such portion of such project under the  
8 authorization of § 2-24 of this act.

9 8. The General Assembly further declares and directs that, notwithstanding any other provision of law to the contrary, 50 percent of the  
10 proceeds from the sale of surplus real property pursuant to § 2.2-1147 et seq., Code of Virginia, which pertain to the general fund, and  
11 which were under the control of an institution of higher education prior to the sale, shall be deposited in a special fund set up on the  
12 books of the State Comptroller, which shall be known as the Higher Education Capital Projects Fund. Such sums shall be held in  
13 reserve, and may be used, upon appropriation, to pay debt service on bonds for the 21st Century College Program as authorized in Item  
14 C-7.10 of Chapter 924 of the Acts of Assembly of 1997.

15 G. Upon certification by the Director, Department of Planning and Budget, there is hereby reappropriated the appropriations  
16 unexpended at the close of the previous biennium for all authorized capital projects which meet any of the following conditions:

17 1. Construction is in progress.

18 2. Equipment purchases have been authorized by the Governor but not received.

19 3. Plans and specifications have been authorized by the Governor but not completed.

20 4. Obligations were outstanding at the end of the previous biennium.

21 H. The Department of Planning and Budget is hereby authorized to administratively appropriate any nongeneral fund component of any  
22 capital project authorized in Chapters 859/827 (2002), Chapters 884/854 (2002), or Chapters 887/855 (2002).

23 I. Alternative Financing

24 1. Any agency or institution of the Commonwealth that would construct, purchase, lease, or exchange a capital asset by means of an  
25 alternative financing mechanism, such as the Public Private Education Infrastructure Act, or similar statutory authority, shall provide a  
26 report to the Governor and the Chairmen of the Senate Finance and House Appropriations Committees no less than 30 days prior to  
27 entering into such alternative financing agreement. This report shall provide:

28 a. a description of the purpose to be achieved by the proposal;

29 b. a description of the financing options available, including the alternative financing, which will delineate the revenue streams or client  
30 populations pledged or encumbered by the alternative financing;

31 c. an analysis of the alternatives clearly setting out the advantages and disadvantages of each for the Commonwealth;

32 d. an analysis of the alternatives clearly setting out the advantages and disadvantages of each for the clients of the agency or institution;  
and

33 e. a recommendation and planned course of action based on this analysis.

34 J. Conditions Applicable to Alternative Financing

35 The following authorizations to construct, purchase, lease or exchange a capital asset by means of an alternative financing mechanism,  
36 such as the Public Private Education Infrastructure Act, or similar statutory authority, are continued until revoked:

37 1. James Madison University

38 a. Subject to the provisions of this act, the General Assembly authorizes James Madison University, with the approval of the Governor,  
39 to explore and evaluate an alternative financing scenario to provide additional parking, student housing, and/or operational related  
40 facilities. The project shall be consistent with the guidelines of the Department of General Services and comply with Treasury Board  
41 Guidelines issued pursuant to § 23-19(d)(4), Code of Virginia.

42 b. The General Assembly authorizes James Madison University to enter into a written agreement with a public or private entity to  
43 design, construct, and finance a facility or facilities to provide additional parking, student housing, and/or operational related facilities.  
44 The facility or facilities may be located on property owned by the Commonwealth. All project proposals and approvals shall be in

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- 1 accordance with the guidelines cited in paragraph 1 of this item. James Madison University is also authorized to enter into a  
2 written agreement with the public or private entity to lease all or a portion of the facilities.
- 3 c. The General Assembly further authorizes James Madison University to enter into a written agreement with the public or private  
4 entity for the support of such parking, student housing, and/or operational related facilities by including the facilities in the  
5 University's facility inventory and managing their operation and maintenance; by assigning parking authorizations, students, and/or  
6 operations to the facility or facilities in preference to other University facilities; by restricting construction of competing projects; and  
7 by otherwise supporting the facilities consistent with law, provided that the University shall not be required to take any action that  
8 would constitute a breach of the University's obligations under any documents or other instruments constituting or securing bonds or  
9 other indebtedness of the University or the Commonwealth of Virginia.
- 10 2. Longwood University
- 11 a. Subject to the provisions of this act, the General Assembly authorizes Longwood University to enter into a written agreement or  
12 agreements with the Longwood University Real Estate Foundation (LUREF) for the development, design, construction and financing  
13 of student housing projects, a convocation center, parking, and operational and recreational facilities through alternative financing  
14 agreements including public-private partnerships. The facility or facilities may be located on property owned by the Commonwealth.
- 15 b. Longwood is further authorized to enter into a written agreement with the LUREF for the support of such student housing,  
16 convocation center, parking, and operational and recreational facilities by including the facilities in the University's facility inventory  
17 and managing their operation and maintenance; by assigning parking authorizations, students and/or operations to the facility or  
18 facilities in preference to other University facilities; by restricting construction of competing projects; and by otherwise supporting the  
19 facilities consistent with law, provided that the University shall not be required to take any action that would constitute a breach of the  
20 University's obligations under any documents or other instruments constituting or securing bonds or other indebtedness of the  
21 University or the Commonwealth of Virginia.
- 22 c. The General Assembly further authorizes Longwood University to enter into a written agreement with a public or private entity to  
23 plan, design, develop, construct, finance, manage and operate a facility or facilities to provide additional student housing and/or  
24 operational-related facilities. Longwood University is also authorized to enter into a written agreement with the public or private  
25 entity to lease all or a portion of the facilities. The State Treasurer is authorized to make Treasury loans to provide interim financing  
26 for planning, construction and other costs of any of the projects. Revenue bonds issued by or for the benefit of LUREF will provide  
27 construction and/or permanent financing.
- 28 d. Longwood University is further authorized to convey fee simple title in and to one or more parcels of land to LUREF, which will  
29 develop and use the land for the purpose of developing and establishing residential housing for students and/or faculty and staff,  
30 office, retail, athletics, dining, student services, and other auxiliary activities and commercial land use in accordance with the  
31 University's Master Plan.
- 32 3. Christopher Newport University
- 33 a. Subject to the provisions of this act, the General Assembly authorizes Christopher Newport University to enter into, continue,  
34 extend or amend written agreements with the Christopher Newport University Educational Foundation (CNUEF) or the Christopher  
35 Newport University Real Estate Foundation (CNUREF) in connection with the refinancing of certain housing and office space  
36 projects.
- 37 b. Christopher Newport University is further authorized to enter into, continue, extend or amend written agreements with CNUEF or  
38 CNUREF to support such facilities including agreements to (i) lease all or a portion of such facilities from CNUEF or CNUREF, (ii)  
39 include such facilities in the University's building inventory, (iii) manage the operation and maintenance of the facilities, including  
40 collection of any rental fees from University students in connection with the use of such facilities, and (iv) otherwise support the  
41 activities at such facilities consistent with law, provided that the University shall not be required to take any action that would  
42 constitute a breach of the University's obligation under any documents or instruments constituting or securing bonds or other  
43 indebtedness of the University or the Commonwealth of Virginia.
- 44 4. Radford University
- 45 a. Subject to the provisions of this act, the General Assembly authorizes Radford University, with the approval of the Governor, to  
46 explore and evaluate an alternative financing scenario to provide additional parking, student housing, and/or operational related  
47 facilities. The project shall be consistent with the guidelines of the Department of General Services and comply with Treasury Board  
48 Guidelines issued pursuant to § 23-19(d)(4), Code of Virginia.
- 49 b. The General Assembly authorizes Radford University to enter into a written agreement with a public or private entity to design,  
50 construct, and finance a facility or facilities to provide additional parking, student housing, and/or operational related facilities. The  
51 facility or facilities may be located on property owned by the Commonwealth. All project proposals and approvals shall be in  
52 accordance with the guidelines cited in paragraph 1 of this item. Radford University is also authorized to enter into a written  
53 agreement with the public or private entity to lease all or a portion of the facilities.

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1 c. The General Assembly further authorizes Radford University to enter into a written agreement with the public or private entity for the  
2 support of such parking, student housing, and/or operational related facilities by including the facilities in the University's facility inventory  
3 and managing their operation and maintenance; by assigning parking authorizations, students, and/or operations to the facility or facilities in  
4 preference to other University facilities; by restricting construction of competing projects; and by otherwise supporting the facilities  
5 consistent with law, provided that the University shall not be required to take any action that would constitute a breach of the University's  
6 obligations under any documents or other instruments constituting or securing bonds or other indebtedness of the University or the  
7 Commonwealth of Virginia.

8 5. University of Mary Washington

9 a. Subject to the provisions of this act, the General Assembly authorizes the University of Mary Washington to enter into a written  
10 agreement or agreements with the University of Mary Washington Foundation (UMWF) to support student housing projects and/or  
11 operational-related facilities through alternative financing agreements including public-private partnerships.

12 b. The University of Mary Washington is further authorized to enter into written agreements with UMWF to support such student  
13 housing facilities; the support may include agreements to (i) include the student housing facilities in the University's students housing  
14 inventory; (ii) manage the operation and maintenance of the facilities, including collection of rental fees as if those students occupied  
15 University-owned housing; (iii) assign students to the facilities in preference to other University-owned facilities; (iv) seek to obtain  
16 police power over the student housing as provided by law; and (v) otherwise support the students housing facilities consistent with law,  
17 provided that the University's obligation under any documents or other instruments constituting or securing bonds or other indebtedness  
18 of the University or the Commonwealth of Virginia.

19 c. The General Assembly further authorizes the University of Mary Washington to enter into a written agreement with a public or  
20 private entity to design, construct, and finance a facility or facilities to provide additional student housing and/or operational-related  
21 facilities. The facility or facilities may or may not be located on property owned by the Commonwealth. The University of Mary  
22 Washington is also authorized to enter into a written agreement with the public or private entity to lease all or a portion of the facilities.  
23 The State Treasurer is authorized to make Treasury loans to provide interim financing for planning, construction and other costs of any  
24 of the projects. Revenue bonds issued by or for UMWF will provide construction and/or permanent financing.

25 6. Norfolk State University

26 a. Subject to the provisions of this act, the General Assembly authorizes Norfolk State University to enter into a written agreement or  
27 agreements with a Foundation of the University for the development of one or more student housing projects on or adjacent to campus,  
28 subject to the conditions outlined in the Public-Private Education Facilities Infrastructure Act of 2002.

29 b. Norfolk State University is further authorized to enter into written agreements with a Foundation of the University to support such  
30 student housing facilities; the support may include agreements to (i) include the student housing facilities in the University's student  
31 housing inventory; (ii) manage the operation and maintenance of the facilities, including collection of rental fees as if those students  
32 occupied University-owned housing; (iii) assign students to the facilities in preference to other University-owned facilities; (iv) restrict  
33 construction of competing student housing projects; (v) seek to obtain police power over the student housing as provided by law; and  
34 (vi) otherwise support the student housing facilities consistent with law, provided that the University shall not be required to take any  
35 action that would constitute a breach of the University's obligations under any documents or other instruments constituting or securing  
36 bonds or other indebtedness of the University or the Commonwealth of Virginia.

37 7. Northern Virginia Community College - Alexandria Campus

38 The General Assembly authorizes Northern Virginia Community College, Alexandria Campus to enter into a written agreement either  
39 with its affiliated foundation or a private contractor to construct a facility to provide on-campus housing on College land to be leased to  
40 said foundation or private contractor for such purposes. Northern Virginia Community College, Alexandria Campus, is also authorized  
41 to enter into a written agreement with said foundation or private contractor for the support of such student housing facilities and  
42 management of the operation and maintenance of the same.

43 8. Virginia State University

44 a. Subject to the provisions of this act, the General Assembly authorizes Virginia State University (University) to enter into a written  
45 agreement or agreements with the Virginia State University Foundation (VSUF), Virginia State University Real Estate Foundation  
46 (VSUREF), and other entities owned or controlled by the university for the development, design, construction, financing, and  
47 management of a mixed-use economic development corridor comprising student housing, parking, and dining facilities through  
48 alternative financing agreements including public-private partnerships. The facility or facilities may be located on property owned by  
49 the Commonwealth.

50 b. Virginia State University is further authorized to enter into a written agreement with the VSUREF, VSUF, and other entities owned  
51 or controlled by the university for the support of such a mixed-use economic development corridor comprising student housing,  
52 parking, and dining facilities by including these projects in the university's facility inventory and managing their operation and

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- 1 maintenance; by assigning parking authorizations, students and/or operations to the facility or facilities in preference to other  
2 university facilities; by restricting construction of competing projects; and by otherwise supporting the facilities consistent with  
3 law, provided that the university shall not be required to take any action that would constitute a breach of the university's  
4 obligations under any documents or other instruments constituting or securing bonds or other indebtedness of the university or the  
5 Commonwealth of Virginia.
- 6 9. The following individuals, and members of their immediate family, may not engage in an alternative financing arrangement with  
7 any agency or institution of the Commonwealth, where the potential for financial gain, or other factors may cause a conflict of interest:
- 8 a. A member of the agency or institution's governing body;
- 9 b. Any elected or appointed official of the Commonwealth or its agencies and institutions who has, or reasonably can be assumed to  
10 have, a direct influence on the approval of the alternative financing arrangement; or
- 11 c. Any elected or appointed official of a participating political subdivision, or authority who has, or reasonably can be assumed to  
12 have, a direct influence on the approval of the alternative financing arrangement.
- 13 K. The budget bill submitted by the Governor shall include a synopsis of previous appropriations for capital projects from the General  
14 Assembly and authorizations by the Governor for such projects.
- 15 L. Appropriations contained in this act for capital project planning shall be used as specified for each capital project and construction  
16 funding for the project shall be considered by the General Assembly after determining that (1) project cost is reasonable; (2) the  
17 project remains a highly-ranked capital priority for the Commonwealth; and (3) the project is fully justified from a space and  
18 programmatic perspective.
- 19 M. Any capital project that has received a supplemental appropriation due to cost overruns must be completed within the revised  
20 budget provided. If a project requires an additional supplement, the Governor should also consider reduction in project scope or  
21 cancelling the project before requesting additional appropriations. Agencies and institutions with nongeneral funds may bear the costs  
22 of additional overruns from nongeneral funds.
- 23 N. The Governor shall consider the project life cycle cost that provides the best long-term benefit to the Commonwealth when  
24 conducting capital project reviews, design and construction decisions, and project scope changes.
- 25 O. The Governor shall provide the Chairmen of the Senate Finance and House Appropriations Committees an opportunity to review  
26 the six year capital improvement plan prior to the beginning of each new biennial budget cycle.
- 27 P. No structure, improvement or renovation shall occur on the state property located at the Carillon in Byrd Park in the City of  
28 Richmond without the approval of the General Assembly.
- 29 Q. All Agencies of the Commonwealth and Institutions of Higher Education shall provide information and/or use systems and  
30 processes in the method and format as directed by the Director, Department of General Services, on behalf of the Six-Year Capital  
31 Outlay Plan Advisory Committee, to provide necessary information for state-wide reporting. This requirement shall apply to all  
32 projects, including those funded from general and nongeneral fund sources.
- 33 R. Notwithstanding any other provision of law, the following shall govern the real estate purchase and exchange agreement for  
34 Western State Hospital between the Commonwealth of Virginia and the City of Staunton. The City of Staunton shall remit the \$15  
35 million for the property sale as follows:
- 36 1) the first payment of \$5 million on October 1, 2012;
- 37 2) the second payment of \$5 million on January 1, 2013; and,
- 38 3) the final payment of \$5 million on April 1, 2013.
- 39 Further, this item eliminates the requirement that the City of Staunton maintain a \$15 million line of credit to ensure its payment.
- 40 S. Working in collaboration with the members of the Supreme Court of Virginia and the members of the Court of Appeals of Virginia,  
41 the Executive Secretary of the Supreme Court, in consultation with the Director of the Department of General Services, is directed to  
42 develop a comprehensive plan that meets the future space needs around Capitol Square of both courts, and which is acceptable to the  
43 Chief Justice of the Supreme Court of Virginia and the Chief Judge of the Court of Appeals of Virginia.

#### 44 EXECUTIVE DEPARTMENT

#### 45 OFFICE OF ADMINISTRATION

46 C-1. Not set out.

ITEM C-1.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	TOTAL FOR OFFICE OF ADMINISTRATION.....			\$0	\$0
2					
	<b>OFFICE OF AGRICULTURE AND FORESTRY</b>				
3	C-1.05 Not set out.				
4	TOTAL FOR OFFICE OF AGRICULTURE AND				
5	FORESTRY .....			\$0	\$1,821,000
6	Fund Sources: Special.....	\$0	\$1,821,000		
7					
	<b>OFFICE OF EDUCATION</b>				
8	C-2. Not set out.				
9	C-3. Not set out.				
10	C-4. Not set out.				
11	C-4.10 Not set out.				
12	C-5. Not set out.				
13	C-6. Not set out.				
14	C-6.50 Not set out.				
15	C-7. Not set out.				
16	C-7.10 Not set out.				
17	C-7.20 Not set out.				
18	C-8. Not set out.				
19	C-8.10 Not set out.				
20	C-8.20 Not set out.				
21	C-8.30 Not set out.				
22	C-8.35 Not set out.				
23	C-8.40 Not set out.				
24	C-8.50 Not set out.				
25	C-9. Not set out.				
26	C-10. Not set out.				
27	C-11. Not set out.				
28	C-12. Not set out.				
29	C-13. Not set out.				
30	C-13.05 Not set out.				
31	C-13.10 Not set out.				
32	C-13.20 Not set out.				
33	C-13.30 Not set out.				
34	C-14. Not set out.				
35	C-14.10 Not set out.				
36	C-15. Not set out.				
37	C-16. Not set out.				

ITEM C-16.		Item Details(\$)		Appropriations(\$)		
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016	
1	C-17.	Not set out.				
2	C-17.10	Not set out.				
3	C-18.	Not set out.				
4	C-19.01	Not set out.				
5	C-19.02	Not set out.				
6	C-19.03	Not set out.				
7	C-19.04	Not set out.				
8	C-19.05	Not set out.				
9	C-19.06	Not set out.				
10	C-19.10	Not set out.				
11	C-20.	Omitted.				
12	C-20.10	Not set out.				
13	C-20.20	Not set out.				
14	C-21.	Not set out.				
15	TOTAL FOR OFFICE OF EDUCATION.....				<b>\$490,331,705</b>	<b>\$182,850,351</b>
16	Fund Sources: General.....		\$0	\$8,438,013		
17	Special.....		\$0	\$190,000		
18	Higher Education Operating.....		\$44,794,000	\$51,322,338		
19	Bond Proceeds.....		\$445,537,705	\$122,900,000		
20	<b>OFFICE OF HEALTH AND HUMAN RESOURCES</b>					
21	C-21.05	Omitted.				
22	TOTAL FOR OFFICE OF HEALTH AND					
23	HUMAN RESOURCES.....				<b>\$0</b>	<b>\$0</b>
24	<b>OFFICE OF NATURAL RESOURCES</b>					
25	C-22.	Not set out.				
26	C-23.	Not set out.				
27	C-24.	Not set out.				
28	C-25.	Not set out.				
29	C-25.10	Not set out.				
30	C-25.20	Not set out.				
31	C-25.30	Not set out.				
32	C-25.40	Not set out.				
33	C-25.50	Not set out.				
34	TOTAL FOR OFFICE OF NATURAL					
35	RESOURCES.....				<b>\$4,080,000</b>	<b>\$8,122,463</b>
36	Fund Sources: General.....		\$0	\$3,130,463		
37	Special.....		\$0	\$2,242,000		
38	Dedicated Special Revenue.....		\$2,196,522	\$1,864,022		

ITEM C-25.50.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Federal Trust.....	\$1,883,478	\$885,978		
2	<b>OFFICE OF PUBLIC SAFETY AND HOMELAND SECURITY</b>				
3	C-26. Not set out.				
4	C-26.10 Not set out.				
5	C-26.20 Not set out.				
6	<b>§ 2-1. DEPARTMENT OF MILITARY AFFAIRS (123)</b>				
7	C-27. Not set out.				
8	C-28. Not set out.				
9	C-29. Not set out.				
10	C-30. Omitted.				
11	C-30.10 Not set out.				
12	C-30.20 Not set out.				
13	Total for Department of Military Affairs.....			<b>\$3,821,000</b>	<b>\$39,548,400</b>
14	Fund Sources: Special.....	\$0	\$25,000		
15	Federal Trust.....	\$3,821,000	\$39,523,400		
16	C-31. Not set out.				
17	TOTAL FOR OFFICE OF PUBLIC SAFETY AND				
18	HOMELAND SECURITY.....			<b>\$14,321,000</b>	<b>\$39,548,400</b>
19	Fund Sources: Special.....	\$1,500,000	\$25,000		
20	Federal Trust.....	\$3,821,000	\$39,523,400		
21	Bond Proceeds.....	\$9,000,000	\$0		
22	<b>OFFICE OF VETERANS AND DEFENSE AFFAIRS</b>				
23	C-32. Not set out.				
24	C-32.05 Not set out.				
25	TOTAL FOR OFFICE OF VETERANS AND				
26	DEFENSE AFFAIRS.....			<b>\$561,539</b>	<b>\$561,539</b>
27	Fund Sources: Special.....	\$161,539	\$161,539		
28	Federal Trust.....	\$400,000	\$400,000		
29	<b>OFFICE OF TRANSPORTATION</b>				
30	C-33. Not set out.				
31	C-34. Not set out.				
32	C-34.10 Not set out.				
33	C-35. Not set out.				
34	C-36. Not set out.				
35	C-37. Not set out.				
36	<b>§ 2-2. VIRGINIA PORT AUTHORITY (407)</b>				
37	C-38. Omitted.				



ITEM C-39.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	C-39.	Omitted.		
2	C-40.	Not set out.		
3	C-40.10	Not set out.		
4	C-40.20	Not set out.		
5		Total for Virginia Port Authority.....	\$37,000,000	\$0
6		Fund Sources: Special.....	\$37,000,000	\$0
7		TOTAL FOR OFFICE OF TRANSPORTATION...	\$77,891,817	\$41,787,683
8		Fund Sources: Special.....	\$37,000,000	\$0
9		Commonwealth Transportation.....	\$40,891,817	\$41,787,683
10	<b>CENTRAL APPROPRIATIONS</b>			
11	<b>§ 2-3. CENTRAL CAPITAL OUTLAY (949)</b>			
12	C-41.	Central Maintenance Reserve (76).....	\$75,200,000	\$84,500,000
13		Fund Sources: General.....	\$200,000	\$9,500,000
14		Bond Proceeds.....	\$75,000,000	\$75,000,000
15	A.1. A total of \$75,000,000 the first year and \$75,000,000 the second year is hereby			
16	authorized for issuance by the Virginia Public Building Authority pursuant to § <a href="#">2.2-2263</a>			
17	Code of Virginia, and/or the Virginia College Building Authority pursuant to § <a href="#">23-30.24</a>			
18	et seq., Code of Virginia, for capital costs of maintenance reserve projects.			
19	2. Out of this appropriation \$9,500,000 the second year from the general fund is			
20	designated for capital costs of maintenance reserve projects.			
21	B. The proceeds of such bonds previously authorized in paragraph A.1. and the general			
22	fund provided from paragraph A.2. are hereby appropriated for the capital costs of the			
23	following maintenance reserve projects:			
24	<b>Agency Name/Code</b>	<b>Project Code</b>	<b>FY 2015</b>	<b>FY 2016</b>
25	Department of Military Affairs	10893	\$626,652	\$666,528
26	(123)			
27	Department of Emergency	15989	\$100,000	\$100,000
28	Management (127)			
29	The Science Museum of Virginia	13634	\$404,353	\$633,655
30	(146)			
31	Department of State Police (156)	10886	\$313,964	\$537,514
32	Department of General Services	14260	\$5,450,537	\$6,577,729
33	(194)			
34	Department of Conservation and	16646	\$2,285,849	\$2,431,305
35	Recreation (199)			
36	The Library of Virginia (202)	17423	\$100,000	\$167,857
37	Woodrow Wilson Rehabilitation	10885	\$381,197	\$473,311
38	Center (203)			
39	The College of William and	12713	\$1,948,551	\$2,072,544
40	Mary (204)			
41	University of Virginia (207)	12704	\$7,231,247	\$7,691,395
42	Virginia Polytechnic Institute	12707	\$8,021,374	\$8,531,800
43	and State University (208)			
44	Virginia Military Institute (211)	12732	\$1,146,150	\$1,219,083
45	Virginia State University (212)	12733	\$2,858,055	\$3,039,923
46	Norfolk State University (213)	12724	\$3,065,618	\$3,260,693

ITEM C-41.			Item Details(\$)		Appropriations(\$)	
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1	Longwood University (214)	12722		\$1,105,456		\$1,175,800
2	University of Mary Washington	12723		\$723,046		\$1,108,341
3	(215)					
4	James Madison University (216)	12718		\$2,830,846		\$3,010,983
5	Radford University (217)	12731		\$1,272,534		\$1,353,509
6	Virginia School for the Deaf and	14082		\$230,604		\$380,992
7	Blind (218)					
8	Old Dominion University (221)	12710		\$1,952,035		\$2,076,249
9	Virginia Commonwealth	12708		\$3,326,873		\$3,538,573
10	University (236)					
11	Virginia Museum of Fine Arts	13633		\$673,496		\$716,353
12	(238)					
13	Frontier Culture Museum of	15045		\$362,633		\$521,423
14	Virginia (239)					
15	Richard Bland College (241)	12716		\$112,928		\$391,543
16	Christopher Newport University	12719		\$479,371		\$577,732
17	(242)					
18	University of Virginia's College at	12706		\$259,728		\$445,898
19	Wise (246)					
20	George Mason University (247)	12712		\$3,200,463		\$3,404,119
21	Virginia Community College	12611		\$6,046,516		\$6,431,276
22	System (260)					
23	Virginia Institute of Marine	12331		\$286,612		\$508,422
24	Science (268)					
25	Eastern Virginia Medical School	18190		\$0		\$318,929
26	(274)					
27	Department of Agriculture and	12253		\$332,386		\$353,537
28	Consumer Services (301)					
29	Marine Resources Commission	16498		\$100,000		\$100,000
30	(402)					
31	Department of Mines, Minerals,	13096		\$100,000		\$100,000
32	and Energy (409)					
33	Department of Forestry (411)	13986		\$321,572		\$342,035
34	Gunston Hall (417)	12382		\$100,000		\$167,857
35	Jamestown-Yorktown Foundation	13605		\$1,377,273		\$1,600,628
36	(425)					
37	Department for the Blind and	13942		\$210,555		\$359,668
38	Vision Impaired (702)					
39	Department of Behavioral Health	10880		\$4,413,719		\$4,694,578
40	and Developmental Services (720)					
41	Department of Juvenile Justice	15081		\$827,786		\$880,461
42	(777)					
43	Department of Forensic Science	16320		\$278,282		\$431,705
44	(778)					
45	Department of Corrections (799)	10887		\$9,156,497		\$9,739,155
46	Institute for Advanced Learning	18044		\$100,000		\$303,571
47	and Research (885)					
48	Department of Veterans Services	17073		\$249,315		\$400,894
49	(912)					
50	Innovation and Entrepreneurship	17943		\$100,000		\$100,000
51	Investment Authority (934)					
52	Roanoke Higher Education Center	17916		\$135,927		\$348,148
53	(935)					
54	Southern Virginia Higher	18131		\$100,000		\$303,571
55	Education Center (937)					

ITEM C-41.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	New College Institute (938)	18132	\$100,000		\$303,571
2	Virginia Museum of Natural	14439	\$100,000		\$303,571
3	History (942)				
4	Southwest Virginia Higher	16499	\$100,000		\$303,571
5	Education Center (948)				
6	<b>Total</b>		<b>\$75,000,000</b>		<b>\$84,500,000</b>

7 C. Expenditures for amounts appropriated in this Item are subject to conditions defined in  
8 §2-0 E of this act.

9 D. Agencies and institutions of higher education may use maintenance reserve funds to  
10 finance the following capital costs: to repair or replace damaged or inoperable equipment,  
11 components of plant, and utility systems; to correct deficiencies in property and plant  
12 required to conform with building and safety codes or those associated with hazardous  
13 condition corrections, including asbestos abatement; to correct deficiencies in fire  
14 protection, energy conservation and handicapped access; and to address such other  
15 physical plant deficiencies as the Director, Department of Planning and Budget may  
16 approve. Agencies and institutions of higher education may also use maintenance reserve  
17 funds to make other necessary improvements that do not meet the criteria for maintenance  
18 reserve funding with the prior approval of the Director, Department of Planning and  
19 Budget.

20 E. 1. The Department of General Services is authorized to use these funds from its  
21 maintenance reserve allocation for necessary repairs and improvements in and around  
22 Capitol Square for items such as repair and conservation of the historic fence, repair and  
23 improvements to the grounds, upkeep and ongoing repairs to the exterior of the Capitol  
24 and Bell Tower, and conservation and maintenance of monuments and statues. The use of  
25 and allocation of these funds shall be as deemed appropriate by the Director, Department  
26 of General Services.

27 2. A total of \$200,000 the first year from the general fund is hereby authorized for the  
28 planning and other costs associated with the construction of permanent monuments for the  
29 Women's Monument Commission and the Virginia Indian Commemorative Commission.

30 3. The Department of General Services shall provide support to both groups in  
31 implementing this project, as provided for in paragraph E.2.

32 4. The Commissions and the Department of General Services shall report quarterly to the  
33 General Assembly on the progress made on site selection, project design, projected costs,  
34 and project finances associated with these monuments as specified in paragraph E.2.

35 F.1. The Jamestown-Yorktown Foundation may use an amount not to exceed 20 percent of  
36 its annual maintenance reserve allocation from this item for the conservation of art and  
37 artifacts.

38 2. The Virginia Museum of Fine Arts may use an amount not to exceed 20 percent of its  
39 annual maintenance reserve allocation from this item for the conservation of art works  
40 owned by the Museum.

41 G. The Department of Corrections may use a portion of its annual maintenance reserve  
42 allocation to make modifications to correctional facilities needed to enable the agency to  
43 meet the requirements of the federal Prison Rape Elimination Act.

44 H. The Department of Conservation and Recreation shall give priority in the use of  
45 maintenance reserve funds for roof replacements, or other improvements, to help preserve  
46 historic buildings at Walnut Valley Farms, located at Chippokes Plantation State Park,  
47 with an estimated cost of \$200,000. The historic buildings consist of a 1785 farmhouse,  
48 summer kitchen, and slave quarters. It is the intent that the buildings be preserved and  
49 protected from further decay, to the extent possible, until planning, and building  
50 restorations can be initiated. Item C-44 in this act contains funds for detailed planning.

51 I. The Frontier Culture Museum may use its maintenance reserve allocation to pave the  
52 loop roads, paths, and parking lots, repair and replace restroom facilities, improve public

ITEM C-41.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	entrance accessibility, and improve the grounds at the museum.				
2	J. 1. Any balances remaining from the maintenance reserve allocation identified in this item				
3	for the Jamestown-Yorktown Foundation shall not revert to the general fund at the end of the				
4	fiscal year, but shall be brought forward and made available to the Jamestown-Yorktown				
5	Foundation for the purposes of the maintenance reserve program in the subsequent fiscal year.				
6	2. Any balances remaining from the maintenance reserve allocation identified in this item for				
7	the Virginia Museum of Fine Art shall not revert to the general fund at the end of the fiscal				
8	year, but shall be brought forward and made available to the Virginia Museum of Fine Art for				
9	the purposes of the maintenance reserve program in the subsequent fiscal year.				
10	K. The Jamestown-Yorktown Foundation may utilize its annual maintenance reserve				
11	allocation to restore, repair or renew exhibits.				
12	L. The Department of Corrections may use up to \$1,500,000 of its annual maintenance				
13	reserve allocation to retrofit the correctional facility in Culpeper County that has been used in				
14	the past by the Department of Juvenile Justice to house juvenile defenders, but will, effective				
15	July 1, 2014, be used to house adult offenders.				
16	C-42. Not set out.				
17	C-43. Not set out.				
18	C-44. Not set out.				
19	C-45. Not set out.				
20	C-46. Omitted.				
21	C-46.10 Not set out.				
22	C-46.15 Not set out.				
23	C-46.20 Not set out.				
24	C-46.30 Omitted.				
25	Total for Central Capital Outlay.....			<b>\$354,098,381</b>	<b>\$255,558,000</b>
26	Fund Sources: General.....	\$200,000	\$129,850,000		
27	Trust and Agency.....	\$400,000	\$0		
28	Dedicated Special Revenue.....	\$13,276,000	\$0		
29	Federal Trust.....	\$1,885,500	\$0		
30	Bond Proceeds.....	\$338,336,881	\$125,708,000		
31	C-47. Not set out.				
32	C-48. Not set out.				
33	TOTAL FOR CENTRAL APPROPRIATIONS.....			<b>\$354,098,381</b>	<b>\$255,558,000</b>
34	Fund Sources: General.....	\$200,000	\$129,850,000		
35	Trust and Agency.....	\$400,000	\$0		
36	Dedicated Special Revenue.....	\$13,276,000	\$0		
37	Federal Trust.....	\$1,885,500	\$0		
38	Bond Proceeds.....	\$338,336,881	\$125,708,000		
39	TOTAL FOR PART 2: CAPITAL PROJECT				
40	EXPENSES.....			<b>\$941,284,442</b>	<b>\$530,249,436</b>
41	Fund Sources: General.....	\$200,000	\$141,418,476		
42	Special.....	\$38,661,539	\$4,439,539		
43	Higher Education Operating.....	\$44,794,000	\$51,322,338		
44	Commonwealth Transportation.....	\$40,891,817	\$41,787,683		
45	Trust and Agency.....	\$400,000	\$0		

ITEM C-48.		Item Details(\$)		Appropriations(\$)	
		First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016
1	Dedicated Special Revenue.....	\$15,472,522	\$1,864,022		
2	Federal Trust.....	\$7,989,978	\$40,809,378		
3	Bond Proceeds.....	\$792,874,586	\$248,608,000		

**PART 3: MISCELLANEOUS****§ 3-1.01 INTERFUND TRANSFERS**

A.1. In order to reimburse the general fund of the state treasury for expenses herein authorized to be paid therefrom on account of the activities listed below, the State Comptroller shall transfer the sums stated below to the general fund from the nongeneral funds specified, except as noted, on January 1 of each year of the current biennium. Transfers from the Alcoholic Beverage Control Enterprise Fund to the general fund shall be made four times a year, and such transfers shall be made within fifty (50) days of the close of the quarter. The payment for the fourth quarter of each fiscal year shall be made in the month of June.

	<b>FY 2015</b>	<b>FY 2016</b>
1. Alcoholic Beverage Control Enterprise Fund (§ 4.1-116, Code of Virginia)		
a) For expenses incurred for care, treatment, study and rehabilitation of alcoholics by the Department of Behavioral Health and Developmental Services and other state agencies (from Alcoholic Beverage Control gross profits)	\$65,375,769	\$65,375,769
b) For expenses incurred for care, treatment, study and rehabilitation of alcoholics by the Department of Behavioral Health and Developmental Services and other state agencies (from gross wine liter tax collections as specified in § 4.1-234, Code of Virginia)	\$9,141,363	\$9,141,363
2. Forest Products Tax Fund (§ 58.1-1609, Code of Virginia)	\$30,757	<del>\$30,757</del> \$20,971
For collection by Department of Taxation		
3. Peanut Fund (§3.2-1906, Code of Virginia)	\$2,646	<del>\$2,646</del> \$2,539
4. For collection by Department of Taxation		
a) Aircraft Sales & Use Tax (§ 58.1-1509, Code of Virginia)	\$86,913	<del>\$86,913</del> \$43,980
b) Soft Drink Excise Tax	\$2,935	<del>\$2,935</del> \$1,875
c) Virginia Litter Tax	\$12,748	<del>\$12,748</del> \$8,151
5. Proceeds of the Tax on Motor Vehicle Fuels		
For inspection of gasoline, diesel fuel and motor oils	\$97,586	\$97,586
6. Virginia Retirement System (Trust and Agency)		
For postage by the Department of the Treasury	\$34,500	\$34,500
7. Department of Alcoholic Beverage Control (Enterprise)		
For services by the:		
a) Auditor of Public Accounts	\$75,521	\$75,521
b) Department of Accounts	\$64,607	\$64,607
c) Department of the Treasury	\$47,628	\$47,628
<b>TOTAL</b>	<b>\$74,972,973</b>	<b><del>\$74,972,973</del> \$74,914,490</b>

2.a. Transfers of net profits from the Alcoholic Beverage Control Enterprise Fund to the general fund shall be made four times a year, and such transfers shall be made within fifty (50) days of the close of each quarter. The transfer of fourth quarter profits shall be estimated and made in the month of June. In the event actual net profits are less than the estimate transferred in June, the difference shall be deducted from the net profits of the next quarter and the resulting sum transferred to the general fund. Distributions to localities shall be made within fifty (50) days of the close of each quarter. Net profits are estimated at \$83,300,000 the first year and ~~\$80,200,000~~ \$84,000,000 the second year.

b. Pursuant to § 4.1-116 B, Code of Virginia, the Department of Alcoholic Beverage Control shall notify the State Comptroller of the amount to be deducted quarterly from the net profits for transfer to the reserve fund established by the cited section.

1 B.1. If any transfer to the general fund required by any subsections of §§ 3-1.01 through 3-6.02 is subsequently determined to  
2 be in violation of any federal statute or regulation, or Virginia constitutional requirement, the State Comptroller is hereby  
3 directed to reverse such transfer and to return such funds to the affected nongeneral fund account.

4 2. There is hereby appropriated from the applicable funds such amounts as are required to be refunded to the federal  
5 government for mutually agreeable resolution of internal service fund over-recoveries as identified by the U. S. Department of  
6 Health and Human Services' review of the annual Statewide Indirect Cost Allocation Plans.

7 C. In order to fund such projects for improvement of the Chesapeake Bay and its tributaries as provided in § 58.1-2289 D, Code  
8 of Virginia, there is hereby transferred to the general fund of the state treasury the amounts listed below. The Department of  
9 Motor Vehicles shall be responsible for effecting the provisions of this paragraph. The amounts listed below shall be transferred  
10 on June 30 of each fiscal year.

11	154	Department of Motor Vehicles	\$7,416,469	\$7,416,469
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12 D. The provisions of Chapter 6 of Title 58.1, Code of Virginia notwithstanding, the State Comptroller shall transfer to the  
13 general fund from the special fund titled "Collections of Local Sales Taxes" a proportionate share of the costs attributable to  
14 increased local sales and use tax compliance efforts, the Property Tax Unit, and State Land Evaluation Advisory Committee  
15 (SLEAC) services by the Department of Taxation estimated at \$5,540,285 the first year and ~~\$5,540,285~~ \$5,511,428 the second  
16 year.

17 E. The State Comptroller shall transfer to the general fund from the Transportation Trust Fund a proportionate share of the costs  
18 attributable to increased sales and use tax compliance efforts and revenue forecasting for the Transportation Trust Fund by the  
19 Department of Taxation estimated at \$2,765,777 the first year and ~~\$2,765,777~~ \$2,783,614 the second year.

20 F. On or before June 30 of each year, the State Comptroller shall transfer \$6,233,551 the first year and \$6,116,866 the second  
21 year to the general fund the following amounts from the agencies and fund sources listed below, for expenses incurred by  
22 central service agencies:

23	Agency Name	Fund Group	FY 2015	FY 2016
24	Department of Forestry (411)	0200	\$24,698	\$7,574
25	Board of Accountancy (226)	0900	\$6,828	\$4,810
26	Department of Labor and Industry	0200	\$3,392	\$0
27	(181)			
28	Tobacco Indemnification and	0900	\$81,802	\$0
29	Community Revitalization			
30	Commission (851)			
31	Virginia Museum of Fine Arts (238)	0200	\$8,561	\$23,816
32	Southwest Virginia Higher Education	0200	\$23,778	\$21,582
33	Center (948)			
34	Department for the Deaf and Hard-Of-	0200	\$15,730	\$16,552
35	Hearing (751)			
36	Department of Health Professions	0900	\$41,588	\$0
37	(223)			
38	Department of Behavioral Health and	0200	\$0	\$55,173
39	Developmental Services (720)			
40	Department of Behavioral Health and	0900	\$1,214	\$0
41	Developmental Services (720)			
42	Department for Aging and	0200	\$62,397	\$43,316
43	Rehabilitative Services (262)			
44	Department for Aging and	0900	\$7,896	\$0
45	Rehabilitative Services (262)			
46	Department of Conservation and	0200	\$90,143	\$108,837
47	Recreation (199)			
48	Department of Game and Inland	0900	\$627,000	\$696,215
49	Fisheries (403)			
50	Marine Resources Commission (402)	0200	\$23,833	\$4,373
51	Department of Criminal Justice	0200	\$58,422	\$56,643
52	Services (140)			
53	Department of Fire Programs (960)	0200	\$14,376	\$12,856

1	Department of Aviation (841)	0400	\$72,030	\$68,030
2	Department of Motor Vehicles (154)	0400	\$1,034,919	\$0
3	Department of Rail and Public	0400	\$488,769	\$537,977
4	Transportation (505)			
5	Department of Transportation (501)	0400	\$3,028,317	\$3,849,441
6	Motor Vehicle Dealer Board (506)	0200	\$4,312	\$6,448
7	Virginia Port Authority (407)	0200	\$124,297	\$140,436
8	Virginia Port Authority (407)	0400	\$52,693	\$47,742
9	Virginia College Savings Plan (174)	0500	\$336,556	\$415,045
10			<b>\$6,233,551</b>	<b>\$6,116,866</b>

11 G.1. The State Comptroller shall transfer to the Lottery Proceeds Fund established pursuant to § 58.1-4022.1, Code of Virginia, an  
12 amount estimated at \$557,555,450 the first year and ~~\$531,667,925~~ \$538,955,547 the second year, from the Virginia Lottery Fund.  
13 The transfer each year shall be made in two parts: (1) on or before January 1 of each year, the State Comptroller shall transfer the  
14 balance of the Virginia Lottery Fund for the first five months of the fiscal year and (2) thereafter, the transfer will be made on a  
15 monthly basis. Prior to June 20 of each year, the Virginia Lottery Director shall estimate the amount of profits in the Virginia  
16 Lottery Fund for the month of June and shall notify the State Comptroller so that the estimated profits can be transferred to the  
17 Lottery Proceeds Fund prior to June 22.

18 2. No later than 10 days after receipt of the annual audit report required by § 58.1-4022.1, Code of Virginia, the State Comptroller  
19 shall transfer to the Lottery Proceeds Fund the remaining audited balances of the Virginia Lottery Fund for the prior fiscal year. If  
20 such annual audit discloses that the actual revenue is less than the estimate on which the June transfer was based, the State  
21 Comptroller shall adjust the next monthly transfer from the Virginia Lottery Fund to account for the difference between the actual  
22 revenue and the estimate transferred to the Lottery Proceeds Fund. The State Comptroller shall take all actions necessary to effect  
23 the transfers required by this paragraph, notwithstanding the provisions of § 58.1-4022, Code of Virginia. In preparing the  
24 Comprehensive Annual Financial Report, the State Comptroller shall report the Lottery Proceeds Fund as specified in § 58.1-4022.1,  
25 Code of Virginia.

26 H.1. The State Treasurer is authorized to charge up to 20 basis points for each nongeneral fund account which he manages and  
27 which receives investment income. The assessed fees, which are estimated to generate \$3,000,000 the first year and \$3,000,000 the  
28 second year, will be based on a sliding fee structure as determined by the State Treasurer. The amounts shall be paid into the general  
29 fund of the state treasury.

30 2.a. The State Treasurer is authorized to charge institutions of higher education participating in the pooled bond program of the  
31 Virginia College Building Authority an administrative fee of up to 10 basis points of the amount financed for each project in  
32 addition to a share of direct costs of issuance as determined by the State Treasurer. Such amounts collected from the public  
33 institutions of higher education, which are estimated to generate \$100,000 the first year and \$100,000 the second year, shall be paid  
34 into the general fund of the state treasury.

35 3. The State Treasurer is authorized to charge agencies, institutions and all other entities that utilize alternative financing structures  
36 and require Treasury Board approval, including capital lease arrangements, up to 10 basis points of the amount financed in addition  
37 to a share of direct costs of issuance as determined by the State Treasurer. Such amounts collected shall be paid into the general fund  
38 of the state treasury.

39 4. The State Treasurer is authorized to charge projects financed under Article X, Section 9(c) of the Constitution of Virginia, an  
40 administrative fee of up to 10 basis points of the amount financed for each project in addition to a share of direct costs of issuance as  
41 determined by the State Treasurer. Such amounts collected are estimated to generate \$50,000 the first year and \$50,000 the second  
42 year, and shall be paid into the general fund of the state treasury.

43 I. The State Comptroller shall transfer to the general fund of the state treasury 50 percent of the annual reimbursement received from  
44 the Manville Property Damage Settlement Trust for the cost of asbestos abatement at state-owned facilities. The balance of the  
45 reimbursement shall be transferred to the state agencies that incurred the expense of the asbestos abatement.

46 J. The State Comptroller shall transfer to the general fund from the Revenue Stabilization Fund in the state treasury any amounts in  
47 excess of the limitation specified in § 2.2-1829, Code of Virginia.

48 K.1. Not later than 30 days after the close of each quarter during the biennium, the State Comptroller shall transfer, notwithstanding  
49 the allotment specified in § 58.1-1410, Code of Virginia, funds collected pursuant to § 58.1-1402, Code of Virginia, from the general  
50 fund to the Game Protection Fund. This transfer shall not exceed \$1,700,000 the first year and ~~\$2,000,000~~ \$4,700,000 the second  
51 year.

52 2. Notwithstanding the provisions of subparagraph K.1. above, the Governor may, at his discretion, direct the State Comptroller to



- 1 transfer to the Game Protection Fund, any funds collected pursuant to § 58.1-1402, Code of Virginia, that are in excess of the  
2 official revenue forecast for such collections.
- 3 L.1. On or before June 30 each year, the State Comptroller shall transfer from the general fund to the Family Access to Medical  
4 Insurance Security Plan Trust Fund the amount required by § 32.1-352, Code of Virginia. This transfer shall not exceed  
5 \$14,065,627 the first year and \$14,065,627 the second year. The State Comptroller shall transfer 90 percent of the yearly  
6 estimated amounts to the Trust Fund on July 15 of each year.
- 7 2. Notwithstanding any other provision of law, interest earnings shall not be allocated to the Family Access to Medical  
8 Insurance Security Plan Trust Fund (agency code 602, fund detail 0903) in either the first year or the second year of the  
9 biennium.
- 10 M. Not later than thirty days after the close of each quarter during the biennium, the State Comptroller shall transfer to the  
11 Game Protection Fund the general fund revenues collected pursuant to § 58.1-638 E, Code of Virginia. Notwithstanding § 58.1-  
12 638 E, this transfer shall not exceed \$8,270,640 the first year and \$8,000,000 the second year.
- 13 N.1. On or before June 30 each year, the State Comptroller shall transfer from the Tobacco Indemnification and Community  
14 Revitalization Fund to the general fund an amount estimated at \$244,268 the first year and \$244,268 the second year. This  
15 amount represents the Tobacco Indemnification and Community Revitalization Commission's 50 percent proportional share of  
16 the Office of the Attorney General's expenses related to the enforcement of the 1998 Tobacco Master Settlement Agreement  
17 and § 3.2-4201, Code of Virginia.
- 18 2. On or before June 30 each year, the State Comptroller shall transfer from the Tobacco Settlement Fund to the general fund an  
19 amount estimated at \$48,854 the first year and \$48,854 the second year. This amount represents the Tobacco Settlement  
20 Foundation's ten percent proportional share of the Office of the Attorney General's expenses related to the enforcement of the  
21 1998 Tobacco Master Settlement Agreement and § 3.2-4201, Code of Virginia.
- 22 O. On or before June 30 each year, the State Comptroller shall transfer to the general fund \$4,589,914 the first year and  
23 \$5,089,914 the second year from the Court Debt Collection Program Fund at the Department of Taxation.
- 24 P. On or before June 30 each year, the State Comptroller shall transfer to the general fund \$8,900,000 the first year and  
25 \$7,400,000 the second year from the Department of Motor Vehicles' Uninsured Motorists Fund. These amounts shall be from  
26 the share that would otherwise have been transferred to the State Corporation Commission.
- 27 Q. On or before June 30 each year, the State Comptroller shall transfer an amount estimated at \$6,500,000 the first year and an  
28 amount estimated at \$6,500,000 the second year to the general fund from the Intensified Drug Enforcement Jurisdictions Fund  
29 at the Department of Criminal Justice Services.
- 30 R. The Department of Alcoholic Beverage Control shall sell the building in which the Alexandria Regional office is currently  
31 located. Notwithstanding the provisions of §2.2-1156, Code of Virginia, all the proceeds from the sale of such property,  
32 estimated to be \$12,500,000, shall be deposited into the general fund no later than June 30, 2015.
- 33 S. On or before June 30 each year, the State Comptroller shall transfer to the general fund \$1,901,785 the first year and  
34 \$2,464,585 the second year from operating efficiencies to be implemented by the Department of Alcoholic Beverage Control.
- 35 T. The State Comptroller shall transfer quarterly, one-half of the revenue received pursuant to § 18.2-270.01, of the Code of  
36 Virginia, and consistent with the provisions of § 3-6.03 of this act, to the general fund in an amount not to exceed \$9,055,000  
37 the first year, and \$9,055,000 the second year from the Trauma Center Fund contained in the Department of Health's Financial  
38 Assistance for Non Profit Emergency Medical Services Organizations and Localities (40203).
- 39 U. On or before June 30 each year, the State Comptroller shall transfer \$600,000 the first year and \$600,000 the second year to  
40 the general fund from the Land Preservation Fund (Fund 0216) at the Department of Taxation.
- 41 V. Unless prohibited by federal law or regulation or by the Constitution of Virginia and notwithstanding any contrary provision  
42 of state law, on June 30 of each fiscal year, the State Comptroller shall transfer to the general fund of the state treasury the cash  
43 balance from any nongeneral fund account that has a cash balance of less than \$100. This provision shall not apply to  
44 institutions of higher education, bond proceeds, or trust accounts. The State Comptroller shall consult with the Director of the  
45 Department of Planning and Budget in implementing this provision and, for just cause, shall have discretion to exclude certain  
46 balances from this transfer or to restore certain balances that have been transferred.
- 47 W.1. The Brunswick Correctional Center operated by the Department of Corrections shall be sold. ~~The estimated amount of the~~  
48 ~~proceeds to be received is \$20,000,000.~~ The Commonwealth may enter into negotiations with (1) the Virginia Tobacco  
49 Indemnification and Community Revitalization Commission, (2) regional local governments, and (3) regional industrial  
50 development authorities for the purchase of this property as an economic development site.
- 51 2. Notwithstanding the provisions of § 2.2.-1156, Code of Virginia or any other provisions of law, ~~up to \$10,000,000 from the~~  
52 ~~proceeds of the sale of the Brunswick Correctional Center shall be paid into the general fund and any amount above~~

- 1 \$10,000,000 shall be paid into the Federal Action Contingency Trust (FACT) Fund contained in Central Appropriations. Any  
 2 proceeds deposited into the Federal Action Contingency Trust (FACT) Fund pursuant to this paragraph are hereby appropriated.
- 3 X. On or before June 30 each year the State Comptroller shall transfer all amounts collected for the fund created pursuant to § 17.1-  
 4 275.12 of the Code of Virginia, to Items 339, 389, and 414 of this act, for the purposes enumerated in Section 17.1-275.12.
- 5 Y. On or before June 30 each year, the State Comptroller shall transfer \$10,518,587 the first year and \$10,518,587 the second year to  
 6 the general fund from the \$2.00 increase in the annual vehicle registration fee from the special emergency medical services fund  
 7 contained in the Department of Health's Emergency Medical Services Program (40200).
- 8 Z. The provisions of Chapter 6.2, Title 58.1, Code of Virginia, notwithstanding, on or before June 30 each year the State  
 9 Comptroller shall transfer to the general fund from the proceeds of the Virginia Communications Sales and Use Tax (fund 0926), the  
 10 Department of Taxation's indirect costs of administering this tax estimated at \$127,864 the first year and ~~\$127,864~~ \$134,894 the  
 11 second year.
- 12 AA. Any amount designated by the State Comptroller from the June 30, 2014, or June 30, 2015, general fund balance for  
 13 transportation pursuant to § 2.2-1514B., Code of Virginia, is hereby appropriated.
- 14 BB. The State Comptroller shall transfer balances from the Foundation for Virginia's Natural Resources Trust Fund to the Virginia  
 15 Land Conservation Fund to promote environmental education, pollution prevention, and citizen monitoring by fostering and  
 16 supporting collaborative efforts among businesses, citizens, communities, local governments, and state agencies.
- 17 CC. The Department of General Services, with the cooperation and support of the Department of Behavioral Health and  
 18 Developmental Services, is authorized to sell to Virginia Electric and Power Company, a Virginia corporation d/b/a Dominion  
 19 Virginia Power, for such consideration as the Governor may approve, a parcel of land containing approximately 15 acres along the  
 20 northern property line of Southside Virginia Training Center. After deduction of the expenses incurred by the Department of General  
 21 Services in the sale of the property, the proceeds of the sale shall be deposited to the Behavioral Health and Developmental Services  
 22 Trust Fund established pursuant to § 37.2-318, Code of Virginia. Any conveyance shall be approved by the Governor or his designee  
 23 in the manner set forth in § 2.2-1150, Code of Virginia.
- 24 DD. On or before June 30, 2015, and June 30, 2016, the State Comptroller shall transfer amounts estimated at \$5,000,000 the first  
 25 year and \$3,000,000 the second year to the general fund from unobligated nongeneral fund balances at the State Corporation  
 26 Commission.
- 27 EE. On or before June 30 of each year, the State Comptroller shall transfer an additional ~~\$439,180~~ \$619,180 to the general fund from  
 28 the fees generated by the Firearms Transaction Program.
- 29 FF. The State Comptroller shall transfer in the second year \$18,000,000 in nongeneral fund cash to the Virginia Retirement System,  
 30 to be managed by VRS for the benefit of the Commonwealth's Attorneys Services Council, pursuant to Senate Bill 1360 and House  
 31 Bill 2222 of the 2015 General Assembly.
- 32 GG.1. On or before June 30 the first year, the State Comptroller shall transfer to the general fund \$31,070,647 from the  
 33 Transportation Trust Fund, an amount equivalent to the unexpended balances remaining from the 2007 Transportation Initiative  
 34 authorized in Chapter 847, 2007 Acts of Assembly.
- 35 HH. Notwithstanding the provisions of § 10.1-2128.1 of the Code of Virginia, on or before June 30 each year, the State Comptroller  
 36 shall transfer to the general fund amounts estimated at \$1,000,000 the first year and \$1,000,000 the second year, from the nongeneral  
 37 funds deposited into the Natural Resources Commitment Fund as provided for in Item 357 D.2.
- 38 II.1. On or before June 30, 2015, the State Comptroller shall transfer to the general fund an amount estimated at \$950,000 from  
 39 Special Fund balances of the Commission on the Virginia Alcohol Safety Action Program.
- 40 *2. On or before June 30, 2016, the State Comptroller shall transfer to the general fund an amount estimated at \$1,000,000 from*  
 41 *Special Fund balances of the Commission on the Virginia Alcohol Safety Action Program.*
- 42 JJ.1. As required by §4-1.05 b of Chapter 3, 2014 Special Session I, \$105,062 in various inactive nongeneral fund accounts were  
 43 reverted by the State Comptroller to the general fund in the first year *and \$66,111 were reverted in the second year.*
- 44 *2. On or before June 30, 2015, the State Comptroller shall restore \$7,500 to the Public-Private Education Act Fund (Fund 0275) in*  
 45 *George Mason University, pursuant to Section 4-1.05 b. of this act.*
- 46 KK. On or before June 30 each year, the State Comptroller shall transfer amounts estimated at \$1,600,000 the first year and  
 47 \$300,000 the second year to the general fund from the Vehicle Emissions Inspection Program Fund (Fund 0919) at the Department  
 48 of Environmental Quality.
- 49 LL. On or before June 30, 2015, the State Comptroller shall transfer an amount estimated at \$300,000 from the Department of  
 50 General Services' State Surplus Property Suspense Fund (0260) to the general fund. Out of this amount, the Comptroller shall

- 1 transfer into the Federal Repayment Reserve Fund an amount estimated to be sufficient to pay the federal government in  
 2 anticipation of a repayment resulting from this transfer. The State Comptroller shall notify the Director, Department of  
 3 Planning and Budget of the final federal repayment transfer amount prior to making the transfer into the Federal Repayment  
 4 Reserve Fund.
- 5 MM. On or before June 30 each year, the State Comptroller shall transfer amounts estimated at \$240,160 the first year and  
 6 \$240,160 the second year to the general fund from Fund 0200 in the Department of Agriculture and Consumer Services.
- 7 NN. On or before June 30, 2015, the State Comptroller shall transfer an amount estimated at \$4,518,234 from the Virginia  
 8 Information Technologies Agency's internal service fund (0600) to the general fund. Out of this amount, the Comptroller shall  
 9 transfer into the Federal Repayment Reserve Fund an amount estimated to be sufficient to pay the federal government in  
 10 anticipation of a federal repayment resulting from this transfer. The State Comptroller shall notify the Director, Department of  
 11 Planning and Budget of the final federal repayment transfer amount prior to making the transfer into the Federal Repayment  
 12 Reserve Fund.
- 13 OO. On or before June 30, 2015, the State Comptroller shall transfer an amount estimated at \$663,799 from the Department of  
 14 General Services' State Surplus Property Program Fund (0603) to the general fund. Out of this amount, the Comptroller shall  
 15 transfer into the Federal Repayment Reserve Fund an amount estimated to be sufficient to pay the federal government in  
 16 anticipation of a federal repayment resulting from this transfer. The State Comptroller shall notify the Director, Department of  
 17 Planning and Budget of the final federal repayment transfer amount prior to making the transfer into the Federal Repayment  
 18 Reserve Fund.
- 19 PP. On or before June 30, 2015, the State Comptroller shall transfer an amount estimated at \$1,729,626 from the Department of  
 20 General Services' Fleet Management Fund (0610) to the general fund. Out of this amount, the Comptroller shall transfer into  
 21 the Federal Repayment Reserve Fund an amount estimated to be sufficient to pay the federal government in anticipation of a  
 22 federal repayment resulting from this transfer. The State Comptroller shall notify the Director, Department of Planning and  
 23 Budget of the final federal repayment transfer amount prior to making the transfer into the Federal Repayment Reserve Fund.
- 24 QQ. On or before June 30, 2015, the State Comptroller shall transfer an amount estimated at \$3,116,527 from the Department  
 25 of General Services' eVA Procurement Program Fund (0505) to the general fund. Out of this amount, the Comptroller shall  
 26 transfer into the Federal Repayment Reserve Fund an amount estimated to be sufficient to pay the federal government in  
 27 anticipation of a federal repayment resulting from this transfer. The State Comptroller shall notify the Director, Department of  
 28 Planning and Budget of the final federal repayment transfer amount prior to making the transfer into the Federal Repayment  
 29 Reserve Fund.
- 30 RR. On or before June 30, 2015, the State Comptroller shall transfer an amount estimated at \$247,117 from the Training and  
 31 Forms Recovery Fund (Fund 0202) at the Department of Human Resource Management to the general fund. Out of this  
 32 amount, the Comptroller shall transfer into the Federal Repayment Reserve Fund an amount estimated to be sufficient to pay  
 33 the federal government in anticipation of a federal repayment resulting from this transfer. The State Comptroller shall notify the  
 34 Director, Department of Planning and Budget of the final federal repayment transfer amount prior to making the transfer into  
 35 the Federal Repayment Reserve Fund.
- 36 SS. On or before June 30, 2015, the State Comptroller shall transfer an amount estimated at \$91,179 from the Employee  
 37 Dispute Resolution Services Fund (Fund 0250) at the Department of Human Resource Management to the general fund. Out of  
 38 this amount, the Comptroller shall transfer into the Federal Repayment Reserve Fund an amount estimated to be sufficient to  
 39 pay the federal government in anticipation of a federal repayment resulting from this transfer. The State Comptroller shall  
 40 notify the Director, Department of Planning and Budget of the final federal repayment transfer amount prior to making the  
 41 transfer into the Federal Repayment Reserve Fund.
- 42 TT. On or before June 30, 2015, the State Comptroller shall transfer an amount estimated at \$507,787 from the Workers'  
 43 Compensation Funding Account (Fund 0711) at the Department of Human Resource Management to the general fund. Out of  
 44 this amount, the Comptroller shall transfer into the Federal Repayment Reserve Fund an amount estimated to be sufficient to  
 45 pay the federal government in anticipation of a federal repayment resulting from this transfer. The State Comptroller shall  
 46 notify the Director, Department of Planning and Budget of the final federal repayment transfer amount prior to making the  
 47 transfer into the Federal Repayment Reserve Fund.
- 48 UU.1. On or before June 30, 2015 the State Comptroller shall transfer \$1,763,697 from the Department of Human Resource  
 49 Management's Special Fund (Fund 0200) to the State Health Insurance Fund (Fund 0620).
- 50 2. On or before June 30, 2015 the State Comptroller shall transfer \$10,979,143 from the Administration of Health Insurance's  
 51 Health Insurance Fund – State Restricted (Fund 0621) to the State Health Insurance Fund (Fund 0620)
- 52 3. On or before June 30, 2016, the State Comptroller shall transfer to the State Health Insurance Fund (Fund 0620) the balance  
 53 from the Special Fund (Fund 0200) at the Department of Human Resource Management. The balance in the Department of  
 54 Human Resource's Special Fund represents a portion of the payments deposited into the State Health Insurance Fund used to  
 55 pay the state health insurance program's administrative expenses.

1 VV. Notwithstanding the provisions of § 2.2-1156, Code of Virginia, the proceeds, ~~estimated at \$20,000,000~~, from the sale of the  
2 following properties currently owned by the Department of Corrections shall be deposited into the general fund no later than June  
3 30, 2016: Pulaski Correctional Center; ~~Botetourt Correctional Center~~; and White Post Detention and Diversion Center.

4 WW. Notwithstanding the provisions of Section 2.2-1156, Code of Virginia, the proceeds, estimated at \$50,000, from the sale by the  
5 Department of State Police of the airplane based in Richmond, Virginia, shall be deposited into the general fund no later than June  
6 30, 2015.

7 XX.1. The Department of Agriculture and Consumer Services is authorized to sell the Southwest Virginia Farmers' Market, located  
8 at 497 Farmers Market Drive, Hillsville, Virginia 24343. Notwithstanding the provisions of § 2.2-1156, Code of Virginia, the  
9 proceeds from the sale shall first be applied toward remediation options under federal tax law of any outstanding tax-exempt bonds  
10 on the property. Any proceeds that remain after the implementation of such remediation options shall be deposited to the general  
11 fund no later than June 30, 2015.

12 2. The Department of Agriculture and Consumer Services is authorized to sell the Warrenton office building located at 234 West  
13 Shirley Avenue, Warrenton, Virginia 22186. Notwithstanding the provisions of § 2.2-1156, Code of Virginia, the proceeds from the  
14 sale shall first be applied toward remediation options under federal tax law of any outstanding tax-exempt bonds on the property.  
15 Any proceeds that remain after the implementation of such remediation options shall be deposited to the general fund no later than  
16 June 30, 2015.

17 3. The Department of Agriculture and Consumer Services is authorized to sell the Northern Neck of Virginia Farmers Market,  
18 located at 1647 Kings Highway, Oak Grove, Virginia, 22443. Notwithstanding the provisions of § 2.2-1156, Code of Virginia, the  
19 proceeds from the sale shall first be applied toward remediation options under federal tax law of any outstanding tax-exempt bonds  
20 on the property. Any proceeds that remain after the implementation of such remediation options shall be deposited to the general  
21 fund no later than June 30, 2015.

22 YY. The Department of Forestry is authorized to sell property located at 8818 Courthouse Road, Spotsylvania, Virginia.  
23 Notwithstanding the provisions of Section 2.2-1156, Code of Virginia, the proceeds, estimated at \$177,146, shall first be applied  
24 toward remediation options under federal tax law of any outstanding tax-exempt bonds on the property. Any proceeds that remain  
25 after the implementation of such remediation options shall be deposited to the general fund no later than June 30, 2015.

26 ZZ.1. On or before June 30 of each year, the State Comptroller shall transfer amounts estimated at \$33,195,521 the first year and  
27 \$2,075,000 the second year from the agencies and fund sources listed below to the general fund of the state treasury.

	Fund	FY 2015	FY 2016
<b>28</b>			
<b>29</b>	<b>Compensation Board (157)</b>		
<b>30</b>	Capture unspent nongeneral funding	0708	\$30,068
<b>31</b>	<b>Department of General Services (194)</b>		
<b>32</b>	Revert excess nongeneral fund program balances	0261	\$246,043
<b>33</b>	Revert excess nongeneral fund program balances	0502	\$347,781
<b>34</b>	Revert Office Depot rebate funds	0700	\$159,262
<b>35</b>	<b>Department of Agriculture and Consumer Services</b>		
<b>36</b>	<b>(301)</b>		
<b>37</b>	Transfer Beehive Grant Fund balance to the general fund	0215	\$77,000
<b>38</b>	Transfer Fire Safe Cigarette Fund balance to the general	0933	\$215,000
<b>39</b>	fund		\$0
<b>40</b>	<b>Department of Forestry (411)</b>		
<b>41</b>	Transfer one-time nongeneral fund cash to the general fund	0212	\$3,000
<b>42</b>	<b>Department of Housing and Community Development</b>		
<b>43</b>	<b>(165)</b>		
<b>44</b>	Transfer one-time cash balance to the general fund	0200	\$484,408
<b>45</b>	<b>Department of Mines, Minerals and Energy (409)</b>		
<b>46</b>	Transfer special fund cash balance to the general fund	0200	\$15,820
<b>47</b>	<b>Department of Small Business and Supplier Diversity</b>		
<b>48</b>	<b>(350)</b>		
<b>49</b>	Transfer a one-time cash balance to the general fund	0245	\$1,000,000

<b>1</b>	<b>Virginia Employment Commission (182)</b>			
2	Transfer cash balances from the Special Fund	0200	\$105,000	\$0
<b>3</b>	<b>State Council of Higher Education for Virginia (245)</b>			
4	Sweep nongeneral fund cash	0200	\$0	\$250,000
<b>5</b>	<b>Department of Taxation (161)</b>			
6	Revert excess nongeneral fund balances	0287	\$4,930	\$0
7	Revert excess nongeneral fund balances	0200	\$61,958	\$0
8	Revert excess nongeneral fund balances	0251	\$30,000	\$0
9	Transfer one-time nongeneral fund balances to the	0214	\$1,800,000	\$0
10	general fund			
<b>11</b>	<b>Department of Health (601)</b>			
12	Capture balance from indirect cost recoveries	0280	\$6,600,000	\$0
13	Capture balance from the Emergency Medical Services	0213	\$4,000,000	\$1,000,000
14	Fund			
15	Capture excess revenue from bedding and upholstery	0203	\$650,000	\$225,000
16	fund			
17	Capture excess revenue from radioactive materials fund	0931	\$500,000	\$0
18	Capture Trauma Center fund nongeneral fund balances	0902	\$500,000	\$0
<b>19</b>	<b>Department of Conservation and Recreation (199)</b>			
20	Transfer cash balance from the Dam Safety/Flood	0910	\$500,000	\$0
21	Prevention Assistance Fund			
22	Transfer cash balances from the State Parks Acquisition	0265	\$590,000	\$0
23	and Development Fund			
24	Transfer cash balances from the Virginia Land	0918	\$300,000	\$0
25	Conservation Fund			
<b>26</b>	<b>Department of Environmental Quality (440)</b>			
27	Transfer cash balances from the Environmental	0904	\$36,364	\$0
28	Covenants Fund			
29	Transfer cash balances from the Fish Killing	0232	\$51,639	\$0
30	Investigation Fund			
31	Transfer cash balances from the Surplus Supplies and	0287	\$70,395	\$0
32	Equipment Sales Fund			
33	Transfer cash from the Waste Tire Trust Fund	0906	\$997,630	\$0
34	Transfer cash in the Hazardous Waste Management	0245	\$800,000	\$0
35	Fund			
<b>36</b>	<b>Department of Corrections (799)</b>			
37	Capture nongeneral fund balance from local supplements	0205	\$95,000	\$0
38	Transfer out-of-state inmate revenue to general fund	0255	\$7,294,971	\$0
<b>39</b>	<b>Department of Emergency Management (127)</b>			
40	Capture surplus special fund balances	0218	\$151	\$0
41	Capture surplus special fund balances	0246	\$38,669	\$0
42	Capture surplus special fund balances	0286	\$723	\$0
<b>43</b>	<b>Department of Forensic Science (778)</b>			
44	Revert nongeneral fund cash balances from sale of	0287	\$1,157	\$0
45	surplus property			
<b>46</b>	<b>Department of Military Affairs (123)</b>			
47	Capture nongeneral fund balances	0287	\$1,116	\$0

1	Capture nongeneral fund balances	0901	\$37,800	\$0
2	<b>Department of State Police (156)</b>			
3	Transfer various FY 2014 nongeneral fund cash balances	0261	\$1,394,168	\$0
4	Transfer various FY 2014 nongeneral fund cash balances	0916	\$1,852,215	\$0
5	Transfer various FY 2014 nongeneral fund cash balances	0914	\$1,586,280	\$0
6	Transfer various FY 2014 nongeneral fund cash balances	0290	\$5,527	\$0
7	Transfer various FY 2014 nongeneral fund cash balances	0280	\$110,858	\$0
8	Transfer various FY 2014 nongeneral fund cash balances	0246	\$20,342	\$0
9	Transfer various FY 2014 nongeneral fund cash balances	0227	\$179,865	\$0
10	Transfer various FY 2014 nongeneral fund cash balances	0206	\$41,085	\$0
11	Transfer various FY 2014 nongeneral fund cash balances	0287	\$438	\$0
12	Transfer FY 2016 balance from the insurance fraud fund	0916	\$0	\$600,000
13	<b>Virginia Information Technologies Agency (136)</b>			
14	Revert nongeneral fund balances	0905	\$139,897	\$0
15	<b>Department of Veterans Services (912)</b>			
16	Capture surplus nongeneral fund support	0200	\$218,961	\$0
17			<b>\$33,195,521</b>	<b>\$2,075,000</b>

18 2. Prior to such transfer, the Department of Planning and Budget is authorized to adjust the above-cited amounts between fund/fund  
19 detail amounts, so as to increase or decrease the amounts for a designated fund/fund detail code, provided, however, that such  
20 adjustments shall not increase the total transfers amount for an agency in excess of the sums cited above. The Department of  
21 Planning and Budget shall notify the State Comptroller of such adjustments.

22 *AAA. On or before June 30, 2016, the State Comptroller shall transfer a balance estimated at \$64,000 from the Disaster Recovery*  
23 *Fund in the Department of Emergency Management to the general fund.*

24 *BBB. On or before June 30, 2016, the State Comptroller shall transfer to the general fund \$500,000 in nongeneral fund cash*  
25 *balances from the Department of Small Business and Supplier Diversity (agency code 350), representing excess balances in the*  
26 *Small Business Investment Grant Fund.*

27 *CCC. On or before June 30, 2016, the State Comptroller shall transfer to the general fund \$1,000,000 in unobligated nongeneral*  
28 *fund cash balances from the Virginia Workers Compensation Commission (agency code 191).*

29 *DDD.1 On or before June 30, 2016, the State Comptroller shall transfer \$16,201,272 from unobligated nongeneral fund cash*  
30 *balances within the Virginia Department of Transportation (VDOT) to the Virginia Retirement System representing VDOT's portion*  
31 *of the remaining liability from the VRS contributions that were deferred during the 2010-12 biennium.*

32 *2. On or before June 30, 2016, the State Comptroller shall transfer \$598,327 from unobligated nongeneral fund cash balances*  
33 *within the Virginia Department of Game and Inland Fisheries (DGIF) to the Virginia Retirement System (VRS) representing DGIF's*  
34 *portion of the remaining liability from the VRS contributions that were deferred during the 2010-12 biennium.*

### 35 § 3-1.02 INTERAGENCY TRANSFERS

36 The Virginia Department of Transportation shall transfer, from motor fuel tax revenues, \$388,254 the first year and \$388,254 the  
37 second year to the Department of General Services for motor fuels testing.

### 38 § 3-1.03 SHORT-TERM ADVANCE TO THE GENERAL FUND FROM NONGENERAL FUNDS

39 A. To meet the occasional short-term cash needs of the general fund during the course of the year when cumulative year-to-date  
40 disbursements exceed temporarily cumulative year-to-date revenue collections, the State Comptroller is authorized to draw cash  
41 temporarily from nongeneral fund cash balances deemed to be available, although special dedicated funds related to commodity  
42 boards are exempt from this provision. Such cash drawdowns shall be limited to the amounts immediately required by the general  
43 fund to meet disbursements made in pursuance of an authorized appropriation. However, the amount of the cash drawdown from any  
44 particular nongeneral fund shall be limited to the excess of the cash balance of such fund over the amount otherwise necessary to  
45 meet the short-term disbursement requirements of that nongeneral fund. The State Comptroller will ensure that those funds will be  
46 replenished in the normal course of business.

47 B. In the event that nongeneral funds are not sufficient to compensate for the operating cash needs of the general fund, the State  
48 Treasurer is authorized to borrow, temporarily, required funds from cash balances within the Transportation Trust Fund, where such  
49 trust fund balances, based upon assessments provided by the Commonwealth Transportation Commissioner, are not otherwise

1 needed to meet the short-term disbursement needs of the Transportation Trust Fund, including any debt service and debt  
 2 coverage needs, over the life of the borrowing. In addition, the State Treasurer shall ensure that such borrowings are consistent  
 3 with the terms and conditions of all bond documents, if any, that are relevant to the Transportation Trust Fund.

4 C. The Secretary of Finance, the State Treasurer and the Commonwealth Transportation Commissioner shall jointly agree on  
 5 the amounts of such interfund borrowings. Such borrowed amounts shall be repaid to the Transportation Trust Fund at the  
 6 earliest practical time when they are no longer needed to meet short-term cash needs of the general fund, provided, however,  
 7 that such borrowed amounts shall be repaid within the biennium in which they are borrowed. Interest shall accrue daily at the  
 8 rate per annum equal to the then current one-year United States Treasury Obligation Note rate.

9 D. Any temporary loan shall be evidenced by a loan certificate duly executed by the State Treasurer and the Commonwealth  
 10 Transportation Commissioner specifying the maturity date of such loan and the annual rate of interest. Prepayment of  
 11 temporary loans shall be without penalty and with interest calculated to such prepayment date. The State Treasurer is  
 12 authorized to make, at least monthly, interest payments to the Transportation Trust Fund.

13 **§ 3-2.00 WORKING CAPITAL FUNDS AND LINES OF CREDIT**

14 § 3-2.01 ADVANCES TO WORKING CAPITAL FUNDS

15 The State Comptroller shall make available to the Virginia Racing Commission, on July 1 of each year, the amount of \$125,000  
 16 from the general fund as a temporary cash flow advance, to be repaid by December 30 of each year.

17 § 3-2.02 CHARGES AGAINST WORKING CAPITAL FUNDS

18 The State Comptroller may periodically charge the appropriation of any state agency for the expenses incurred for services  
 19 received from any program financed and accounted for by working capital funds. Such charge may be made upon receipt of  
 20 such documentation as in the opinion of the State Comptroller provides satisfactory evidence of a claim, charge or demand  
 21 against the appropriations made to any agency. The amounts so charged shall be recorded to the credit of the appropriate  
 22 working capital fund accounts. In the event any portion of the charge so made shall be disputed, the amount in dispute may be  
 23 restored to the agency appropriation by direction of the Governor.

24 § 3-2.03 LINES OF CREDIT

25 a. The State Comptroller shall provide lines of credit to the following agencies, not to exceed the amounts shown:

26	Administration of Health Insurance	\$150,000,000
27	Department of Accounts, for the Payroll Service Bureau	\$400,000
28	Department of Accounts, Transfer Payments	\$5,250,000
29	Department of Accounts, for Enterprise Applications	\$90,000,000
30	Department of Alcoholic Beverage Control	\$60,000,000
31	Department of Corrections, for Virginia Correctional Enterprises	\$1,000,000
32	Department of Emergency Management	\$150,000
33	Department of Environmental Quality	\$5,000,000
34	Department of Human Resource Management, for the Workers' Compensation Self 35 Insurance Trust Fund	\$10,000,000
36	Department of Behavioral Health and Developmental Services	\$30,000,000
37	Department of Motor Vehicles	\$5,000,000
38	Department of the Treasury, for the Unclaimed Property Trust Fund	\$5,000,000
39	Department of the Treasury, for the State Insurance Reserve Trust Fund	\$25,000,000
40	Virginia Lottery	\$40,000,000
41	Virginia Information Technologies Agency	\$40,000,000
42	Virginia Tobacco Settlement Foundation	\$3,000,000
43	Department of Historic Resources	\$600,000
44	Department of Fire Programs	\$30,000,000
45	Compensation Board	\$8,000,000
46	Department of Conservation and Recreation	\$4,000,000
47	Department of Military Affairs	\$5,000,000
48	Innovation and Entrepreneurship Authority	\$2,500,000

49 b. The State Comptroller shall execute an agreement with each agency documenting the procedures for the line of credit,  
 50 including, but not limited to, applicable interest and the method for the drawdown of funds. The provisions of § 4-3.02 b of this

1 act shall not apply to these lines of credit.

2 c. The State Comptroller, in conjunction with the Departments of General Services and Planning and Budget, shall establish  
3 guidelines for agencies and institutions to utilize a line of credit to support fixed and one-time costs associated with implementation  
4 of office space consolidation, relocation and/or office space co-location strategies, where such line of credit shall be repaid by the  
5 agency or institution based on the cost savings and efficiencies realized by the agency or institution resulting from the consolidation  
6 and/or relocation. In such cases the terms of office space consolidation or co-location strategies shall be approved by the Secretary  
7 of Administration, in consultation with the Secretary of Finance, as demonstrating cost benefit to the Commonwealth. In no case  
8 shall the advances to an agency or institution exceed \$1,000,000 nor the repayment begin more than one year following the  
9 implementation or extend beyond a repayment period of seven years.

10 d. The State Comptroller is hereby authorized to provide lines of credit of up to \$2,500,000 to the Department of Motor Vehicles and  
11 up to \$2,500,000 to the Department of State Police to be repaid from revenues provided under the federal government's  
12 establishment of Uniform Carrier Registration.

13 e. The Virginia Lottery is hereby authorized to use its line of credit to meet cash flow needs for operations at any time during the  
14 year and to provide cash to the Virginia Lottery Fund to meet the required transfer of estimated lottery profits to the Lottery  
15 Proceeds Fund in the month of June, as specified in provisions of § 3-1.01G. of this act. The Virginia Lottery shall repay the line of  
16 credit as actual cash flows become available. The Secretary of Finance is authorized to increase the line of credit to the Virginia  
17 Lottery if necessary to meet operating needs.

18 f. The State Comptroller is hereby authorized to provide a line of credit of up to \$200,000 to the Department of Health to cover the  
19 actual costs of expanding the availability of vital records through the Department Motor Vehicles to be repaid from administrative  
20 processing fees provided under Code of Virginia, § 32.1-273 until such time as the line of credit is repaid.

21 g. The State Comptroller is hereby authorized to provide a line of credit of up to \$5,000,000 to the Department of Military Affairs to  
22 cover the actual costs of responding to State Active Duty. The line of credit will be repaid as the Department of Military Affairs is  
23 reimbursed from federal or other funds, other than Department of Military Affairs funds.

24 h. The Innovation and Entrepreneurship Investment Authority is hereby authorized to use its line of credit to meet cash flow needs at  
25 any time during the year in support of operational costs in anticipation of reimbursement of said expenditures from signed contracts  
26 and grant awards. The Innovation and Entrepreneurship Investment Authority shall repay the line of credit by June 30 of each fiscal  
27 year.

## 28 § 3-3.00 GENERAL FUND DEPOSITS

### 29 § 3-3.01 PAYMENT BY THE VIRGINIA PUBLIC SCHOOL AUTHORITY

30 The Virginia Public School Authority shall transfer to the general fund an amount estimated at \$201,000 on or before June 30, 2015  
31 to reimburse the Commonwealth for staff and other administrative services provided to the Authority by the Department of the  
32 Treasury.

### 33 § 3-3.02 PAYMENT BY THE STATE TREASURER

34 The state Treasurer shall transfer an amount estimated at \$2,000 on or before June 30, 2015 and an amount estimated at \$2,000 on or  
35 before June 30, 2016, to the general fund from excess 9(c) sinking fund balances.

### 36 § 3-3.03 INTEREST EARNINGS

37 A. Notwithstanding any other provision of law, the State Comptroller shall not allocate interest earnings to the following agencies  
38 and funds in either the first year or the second year of the biennium. The estimated amount of interest earnings that shall remain in  
39 the general fund as a result of this provision is \$9,967,081 the first year and ~~\$9,898,738~~ the second year.

40	Agency	Agency Code	Fund Name	Fund/Fund Detail
41	Supreme Court	111	Pro Hac Vice Fund	0254
42	Supreme Court	111	Court Technology Fund	0905
43	Department of Military Affairs	123	Armory Control Board Fund	0901
44	Department of Military Affairs	123	Virginia Military Family Relief Fund	0916
45	Department of Human Resource Management	129	Worker's Compensation Funding Account	0700
46	Department of Human Resource Management	129	Worker's Compensation Trust Fund	0742
47	Virginia Information Technologies Agency	136	GIS Fund	0905
48	Virginia Information Technologies Agency	136	Wireless E-911 Fund	0928
49	Virginia Information Technologies Agency	136	Virginia Technology Infrastructure Fund	0931



1	Department of Criminal Justice Services	140	School Resource Officer Incentive Grants Fund	0903
2				
3	Department of Criminal Justice Services	140	Virginia Domestic Violence Victim Fund	0912
4				
5	Department of Criminal Justice Services	140	Virginia Crime Victim - Witness Fund	0930
6	Department of Criminal Justice Services	140	Intensified Drug Enforcement Jurisdictions Fund	0935
7				
8	Department of Criminal Justice Services	140	Regional Criminal Justice Academy Training Fund	0940
9				
10	Department of Criminal Justice Services	140	Court Fees Suspense Fund	0975
11	Attorney General and Department of Law	141	Youth Internet Safety Fund	0237
12	Attorney General and Department of Law	141	Regulatory And Consumer Advocacy Revolving Trust	0239
13				
14	Virginia Commission for the Arts	148	Virginia Arts Foundation Fund	0910
15	Administration of Health Insurance	149	Pre-Medicare Eligible Retiree Health Benefits Trust Fund	0720
16				
17	Department of Accounts	151	Commonwealth Health Research Fund	0936
18	Department of Treasury	152	Property Insurance Trust Fund	0740
19	Department of Treasury	152	Miscellaneous Insurance Trust Fund	0741
20	Department of Treasury	152	Liability Trust Fund	0743
21	Department of Treasury	152	Automobile Trust Fund	0744
22	Department of Treasury	152	Local Entities Bond Program	0745
23	Department of Treasury	152	Public Officials Insurance	0746
24	Department of Treasury	152	Law Enforcement Insurance	0747
25	Department of Treasury	152	George Washington Regional Commission	0748
26				
27	Department of Treasury	152	Commuter Rail Trust Fund (First year only)	0749
28				
29	Department of Treasury	152	Workforce Training Access Fund	0901
30	Department of Motor Vehicles	154	State Asset Forfeiture Fund	0430
31	Department of State Police	156	State Asset Forfeiture Fund	0233
32	Department of State Police	156	Drug Investigation Trust Account - Federal	0236
33				
34	Department of State Police	156	Insurance Fraud	0250
35	Department of State Police	156	Drug Investigation Trust Account-State	0253
36	Department of State Police	156	State Asset Forfeiture Suspense Fund	0733
37	Department of State Police	156	Wireless E-911 Fund	0928
38	Compensation Board	157	Wireless E-911 Fund	0928
39	Department of Taxation	161	Communications Sales And Use Tax Trust Fund	
40				
41				0926
42	Department of Taxation	161	Governor's Motion Picture Opportunity Fund	0902
43				
44	Department of Accounts Transfer Payments	162	Edvantage Reserve Fund	0708
45	Department of Accounts Transfer Payments	162	Line Of Duty Death And Health Benefits Trust Fund	0742
46				
47	Department of Housing and Community Development	165	Derelict Structure Fund	0916
48				
49	Department of Housing and Community Development	165	Virginia Manufactured Housing Transaction Recovery Fund	0925
50				
51	Department of Housing and Community Development	165	Virginia Water Quality Improvement Fund	0934
52				

1	State Corporation Commission	171	Fire Programs Fund	0218
2	State Corporation Commission	171	Underground Utility Damage Prevention Fund	0902
3				
4	State Corporation Commission	171	Virginia State Police-Insurance Fraud Fund	0905
5				
6	Virginia College Savings Plan	174	Special Revenue	0500
7	Virginia Employment Commission	182	Workforce Development Training Fund	0910
8	Secretary of Finance	190	Workforce Training Access Fund	0901
9	Secretary of Commerce and Trade	192	Governor's Motion Picture Opportunity Fund	0902
10				
11	Secretary of Commerce & Trade	192	Commonwealth's Development Opportunity Fund	0910
12				
13	Department of General Services	194	Main Street Station Property	0922
14	Department of Education - Direct Aid to Public Education	197	School Nurse Incentive Grants Fund	0905
15				
16	Department of Education - Direct Aid to Public Education	197	Va Public School Educational Technology Trust Fund	0928
17				
18	Department of Education - Direct Aid to Public Education	197	Va Public School Construction Grants Fund	0930
19				
20	Department of Education - Direct Aid to Public Education	197	Public Ed SOQ/Local Re Property Tax Relief Fund	0931
21				
22	Department of Conservation and Recreation	199	Natural Area Preservation Fund	0215
23	Department of Conservation and Recreation	199	Chesapeake Bay Restoration Fund	0252
24	Department of Conservation and Recreation	199	Flood Prevention And Protection Assistance Fund	0910
25				
26	Department of Conservation and Recreation	199	Va Land Conservation Fund - Restricted	0917
27				
28	Department of Conservation and Recreation	199	Virginia Land Conservation Fund - Unrestricted	0918
29				
30	Department of Conservation and Recreation	199	Soil/Water Conservation District Dam Maintenance Fund	0925
31				
32	Department of Conservation and Recreation	199	Virginia Water Quality Improvement Fund	0934
33				
34	Department of Conservation and Recreation	199	Virginia Water Quality Improvement Fund Reserve	0935
35				
36	Department of Conservation and Recreation	199	Virginia Natural Resources Commitment Fund	0936
37				
38	Department of Conservation and Recreation	199	VOF - Open-Space Lands Preservation Trust Fund	0958
39				
40	Department of Education - Central Office Operations	201	Virginia Teaching Scholarship Loan Fund	0908
41				
42	Department of Education - Central Office Operations	201	Families In Education Incentive Grants Fund	0912
43				
44	Department of Education - Central Office Operations	201	Community-Based Intervention-Susp/Expelled Student	0915
45				
46	Department of Education - Central Office Operations	201	Artists In The Classroom Grants Fund	0916
47				
48	Department of Education - Central Office Operations	201	School-To-Work Transition Grants Fund	0932
49				
50	Department of Education - Central Office Operations	201	National Teacher Certification Incentive Reward Pg	0940
51				
52	Department of Professional and Occupational Regulation	222	Common Interest Community Management Information Fund	0259
53				
54	Board of Accountancy	226	Board Of Accountancy Trust Fund	0202
55	Board of Accountancy	226	Dedicated Special Revenue	0900
56	State Board of Bar Examiners	233	Special Revenue	0200

1	State Council of Higher Education for Virginia	245	VA Undergrad/Vocational Incentive Scholarship Fund	0905
2	State Council of Higher Education for Virginia	245	Brown V Board Of Education Scholarship Pgm Fund	0912
3	Department of Rehabilitative Services	262	Statewide Independent Living Fund	0903
4	Department of Rehabilitative Services	262	Commonwealth Neurotrauma Initiative Trust Fund	0915
5	Department of Agriculture and Consumer Services	301	Contested Pesticide Penalties	0708
6	Department of Agriculture and Consumer Services	301	Tobacco Loss Assistance Program Fund	0710
7	Department of Agriculture and Consumer Services	301	Virginia Farm Loan Revolving Account	0716
8	Department of Agriculture and Consumer Services	301	Certification Of Agricultural Products Trust Fund	0729
9	Virginia Agricultural Council	307	Dedicated Special Revenue	0900
10	Department of Small Business and Supplier Diversity	350	Capital Access Fund For Disadvantaged Businesses	0901
11	Department of Small Business and Supplier Diversity	350	Small Business Environmental Compliance Assistance Fund	0930
12	Department of Small Business and Supplier Diversity	350	Virginia Small Business Growth Fund	0957
13	Marine Resources Commission	402	Forfeited Asset Sharing Program Fund	0265
14	Marine Resources Commission	402	Marine Habitat And Waterways Improvement Fund	0916
15	Department of Game and Inland Fisheries	403	Boating Safety And Regulation	0902
16	Department of Game and Inland Fisheries	403	Non Game Cash Fund	0904
17	Department of Game and Inland Fisheries	403	Feed The Hungry Fund	0913
18	Department of Game and Inland Fisheries	403	Virginia Fish Passage Grant And Revolving Loan Fund	0922
19	Virginia Racing Commission	405	Special Revenue	0200
20	Virginia Racing Commission	405	Virginia Breeders Fund	0220
21	Department of Mines, Minerals and Energy	409	Exxon Oil Overcharge Fund	0738
22	Department of Mines, Minerals and Energy	409	Coal Surface Mining Contl & Reclamation Act Cvl	0754
23	Department of Mines, Minerals and Energy	409	Gas And Oil Plugging And Restoration Fund	0755
24	Department of Mines, Minerals and Energy	409	Orphaned Well Fund	0952
25	Department of Forestry	411	Forfeited Asset Sharing Program Fund	0265
26	Department of Forestry	411	State Forests System Fund	0901
27	Department of Forestry	411	Virginia's Natural Resources Trust Fund	0909
28	Department of Forestry	411	Virginia Forest Water Quality Fund	0926
29	Department of Historic Resources	423	Historic Resources Fund	0910
30	Department of Environmental Quality	440	Operating Permits Program	0510
31	Department of Environmental Quality	440	Underground Petroleum Storage Tank Fund	0748
32	Department of Environmental Quality	440	Dupont Shenandoah River Mercury Monitoring	0755
33	Department of Environmental Quality	440	Virginia Stormwater Management Fund	0902
34	Department of Environmental Quality	440	Waste Tire Trust Fund	0906
35	Department of Environmental Quality	440	Virginia Environmental Emergency Response Fund	0907
36	Department of Environmental Quality	440	Air Pollution Permit Program	0909
37	Department of Environmental Quality	440	Virginia Waste Management Board Permit Program Fund	0911
38				
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1	Department of Environmental Quality	440	State Water Control Board Permit Program Fund	0914
2				
3	Department of Environmental Quality	440	Marine Habitat And Waterways Improvement Fund	0916
4				
5	Department of Environmental Quality	440	Vehicle Emissions Inspection Program Fund	0919
6				
7	Department of Environmental Quality	440	VA Motor Vehicle Emission Reduction Program Fund	0924
8				
9	Department of Environmental Quality	440	Litter Control And Recycling Fund	0925
10	Department of Environmental Quality	440	Small Business Environmental Compliance Assistance Fund	0930
11				
12	Department of Environmental Quality	440	Virginia Water Quality Improvement Fund	0934
13				
14	Department of Environmental Quality	440	Virginia Water Quality Improvement Fund Reserve	0935
15				
16	Motor Vehicle Dealer Board	506	Motor Vehicle Dealer Board Fund	0212
17	Department of Health	601	Waterworks Technical Assistance Fund	0248
18	Department of Health	601	Virginia Pregnant Women Support Fund	0276
19	Department of Health	601	Donations - Local Health Departments	0901
20	Department of Health	601	Trauma Center Fund	0902
21	Department of Health	601	Virginia Transplant Council Education Fund	0905
22				
23	Department of Health	601	Virginia Rescue Squads Assistance Fund	0910
24	Department of Health	601	Water Supply Assistance Grant Fund	0922
25	Department of Health	601	Radioactive Materials Facility Licensure/Inspec Fd	0931
26				
27	Department of Health	601	Medical And Physicans Assistant Scholarship And Loan Repayment Fund	0932
28				
29	Department of Health	601	Nursing Scholarship And Loan Repayment Fund	0934
30				
31	Department of Health	601	Nurse Practitioner Scholarship And Loan Repayment Fund	0936
32				
33	Department of Health	601	Dental Scholarship & Loan Repayment Fd	0938
34	Department of Medical Assistance Services	602	Uninsured Medical Catastrophe Fund	0910
35	Department of Behavioral Health and Developmental Services	720	Mental Health/Retard Substance Abuse Srvs Trust Fd	0908
36				
37	Department of Social Services	765	Putative Father Registry Fund	0914
38	Department of Social Services	765	Home Energy Assistance Fund	0925
39	Department of Corrections	767	Drug Offender Access Fund	0953
40	Department of Corrections	795	Corrections Special Reserve Fund	0230
41	Department of Corrections	799	Ded Impact Funds	0230
42	Department of Corrections	799	Drug Offender Access Fund	0953
43	Tobacco Indemnification & Revitalization	851	Tobacco Indemnification/Community Revitalization	0942
44				
45	Virginia Tobacco Settlement Fund	852	Virginia Tobacco Settlement Fund	0943
46	Virginia Commission on Energy and Environment	868	Virginia Commission On Energy & Environment Fund	0223
47				
48	Dept of Veterans Services	912	Veterans Services Fund	0941
49	Sitter-Barfoot Veterans Care Center	922	Veterans Services Fund	0941
50	Innovative Technology Authority	934	Advanced Communications Assistance Fund	0265
51				
52	Department of Fire Programs	960	Fire Programs Fund	0218
53	DPB - Central Appropriations - Admin	995	Texaco Oil Overcharge Fund	0734
54	DPB - Central Appropriations - Admin	995	Stripper Well Oil Overcharge Fund	0739

1	DPB - Central Appropriations - Admin	995	Diamond Shamrock Oil Overcharge	0740
2			Fund	
3	Central Appropriations	995	Commonwealth Technology Research	0951
4			Fund	
5	Department of Accounts-Statewide Activity	997	Drug Offender Access Fund	0953
6	Department of Alcoholic Beverage Control	999	Enterprise	0500
7	Department of Alcoholic Beverage Control	999	State Asset Forfeiture Fund	0533

8 B. If actual general fund transfers in any year exceed the amount shown for “transfers” in the resources available for  
9 appropriation from the general fund in the first enactment of this act, the interest earnings retained by the general fund as a  
10 result of this provision shall be capped at \$11,389,754 the first year and ~~\$11,389,754~~ the second year. Any interest earnings  
11 above this amount will be distributed proportionately back to the nongeneral funds shown in this item.

12 C. Notwithstanding any other provision of law, on or before June 30 of each year, the State Comptroller shall transfer  
13 \$1,243,189 the first year and ~~\$1,243,819~~ the second year to the general fund, from the College of William and Mary, the  
14 University of Virginia, the University of Virginia's College at Wise, Virginia Commonwealth University, Virginia Tech and  
15 Virginia Tech Extension for the estimated payments of interest earned on tuition and fees from Educational and General  
16 Revenues deposited in the state treasury.

17 **§ 3-4.00 AUXILIARY ENTERPRISES AND SPONSORED PROGRAMS IN INSTITUTIONS OF HIGHER**  
18 **EDUCATION**

19 § 3-4.01 AUXILIARY ENTERPRISE INVESTMENT YIELDS

20 A. The educational and general programs in institutions of higher education shall recover the full indirect cost of auxiliary  
21 enterprise programs as certified by institutions of higher education to the Comptroller subject to annual audit by the Auditor of  
22 Public accounts. The State Comptroller shall credit those institutions meeting this requirement with the interest earned by the  
23 investment of the funds of their auxiliary enterprise programs.

24 B. No interest shall be credited for that portion of the fund's cash balance that represents any outstanding loans due from the  
25 State Treasurer. The provisions of this section shall not apply to the capital projects authorized under Items C-36.21 and C-  
26 36.40 of Chapter 924, 1997 Acts of Assembly.

27 **§ 3-5.00 ADJUSTMENTS AND MODIFICATIONS TO TAX COLLECTIONS**

28 § 3-5.01 RETALIATORY COSTS TO OTHER STATES TAX CREDIT

29 Notwithstanding any other provision of law, the amount deposited to the Priority Transportation Trust Fund pursuant to § 58.1-  
30 2531 shall not be reduced by more than \$266,667 by any refund of the Tax Credit for Retaliatory Costs to Other States  
31 available under § 58.1-2510.

32 §3-5.02 PAYMENT OF AUTO RENTAL TAX TO THE GENERAL FUND

33 Notwithstanding the provisions of § 58.1-1741, Code of Virginia, or any other provision of law, all revenues resulting from the  
34 fee imposed under subdivision A3 of § 58.1-1736, Code of Virginia, shall be deposited into the general fund after the direct  
35 costs of administering the fee are recovered by the Department of Taxation.

36 § 3-5.03 IMPLEMENTATION OF CHAPTER 3, ACTS OF ASSEMBLY OF 2004, SPECIAL SESSION I

37 Revenues deposited into the Public Education Standards of Quality/Local Real Estate Property Tax Relief Fund established  
38 under § 58.1-638.1 of the Code of Virginia pursuant to enactments of the 2004 Special Session of the General Assembly shall  
39 be transferred to the general fund and used to meet the Commonwealth's responsibilities for the Standards of Quality prescribed  
40 pursuant to Article VIII, Section 2, of the Constitution of Virginia. The Comptroller shall take all actions necessary to effect  
41 such transfers monthly, no later than 10 days following the deposit to the Fund. The amounts transferred shall be distributed to  
42 localities as specified in Direct Aid to Public Education's (197), State Education Assistance Programs (17800) of this Act. The  
43 estimated amount of such transfers are \$350,300,000 the first year and ~~\$362,900,000~~ \$366,700,000 the second year.

44 § 3-5.04 NEIGHBORHOOD ASSISTANCE ACT TAX CREDIT

45 A. The \$125,000 limit on donations for which tax credits may be issued for taxable year 2014 pursuant to § 58.1-439.24 of the  
46 Code of Virginia shall not apply if, after an equitable allocation of tax credits for Fiscal Year 2015 under the Neighborhood  
47 Assistance Act Tax Credit Program, the total amount of tax credits allocated for all programs approved under the Act was less  
48 than \$16 million.

49 The \$125,000 limit on donations for which tax credits may be issued for taxable year 2015 pursuant to § 58.1-439.24 of the  
50 Code of Virginia shall not apply if, after an equitable allocation of tax credits for Fiscal Year 2016 under the Neighborhood

1 Assistance Act Tax Credit Program, the total amount of tax credits allocated for all programs approved under the Act was less than  
 2 \$17 million. However, in no event shall (i) more than \$16 million in tax credits be issued for Fiscal Year 2015 and (ii) more than \$17  
 3 million in tax credits be issued for Fiscal Year 2016 under the Act.

4 B. Notwithstanding § 58.1-439.20 or any other provision of law, for Fiscal Year 2015, the amount of the Neighborhood Assistance  
 5 Act Tax Credit available under § 58.1-439.18 et seq., Code of Virginia, shall be limited to \$16 million allocated as follows: \$8.5  
 6 million for education proposals for approval by the Superintendent of Public Instruction and \$7.5 million for all other proposals for  
 7 approval by the Commissioner of the State Department of Social Services. For Fiscal Year 2016, the amount of the Neighborhood  
 8 Assistance Act Tax Credit available under § 58.1-439.18 et seq., Code of Virginia, shall be limited to \$17 million allocated as  
 9 follows: \$9 million for education proposals for approval by the Superintendent of Public Instruction and \$8 million for all other  
 10 proposals for approval by the Commissioner of the State Department of Social Services.

11 C. For purposes of this section, the term "individual" means the same as that term is defined in § 58.1-302, but excluding any  
 12 individual included in the definition of a "business firm" as such term is defined in § 58.1-439.18.

### 13 § 3-5.05 RETAIL SALES & USE TAX EXEMPTION FOR INTERNET SERVICE PROVIDERS

14 Notwithstanding any other provision of law, for purchases made on or after July 1, 2006, any exemption from the retail sales and use  
 15 tax applicable to production, distribution, and other equipment used to provide Internet-access services by providers of Internet  
 16 service, as defined in § 58.1-602, Code of Virginia, shall occur as a refund request to the Tax Commissioner. The Tax Commissioner  
 17 shall develop procedures for such refunds.

### 18 § 3-5.06 DISPOSITION OF EXCESS FEES COLLECTED BY CLERKS OF THE CIRCUIT COURTS

19 Notwithstanding §§ 15.2-540, 15.2-639, 15.2-848, 17.1-285, and any other provision of law general or special, effective July 1,  
 20 2009, the Commonwealth shall be entitled to two-thirds of the excess fees collected by the clerks of the circuit courts as required to  
 21 be reported under § 17.1-283. In making the calculations of excess fees required by this paragraph the Compensation Board shall  
 22 exclude, in the first year, courts in the thirty-first judicial circuit, but pay them in accordance with § 17.1-285 in the first year.

### 23 § 3-5.07 ACCELERATED SALES TAX

24 A. Notwithstanding any other provision of law, in addition to the amounts required under the provisions of §§58.1-615 and 58.1-  
 25 616, any dealer as defined by §58.1-612 or direct payment permit holder pursuant to §58.1-624 with taxable sales and purchases of  
 26 \$1,000,000 or greater for the 12-month period beginning July 1, and ending June 30 of the immediately preceding calendar year,  
 27 shall be required to make a payment equal to 90 percent of the sales and use tax liability for the previous June. Such tax payments  
 28 shall be made on or before the 30th day of June, if payments are made by electronic fund transfer, as defined in § 58.1-202.1. If  
 29 payment is made by other than electronic funds transfer, such payment shall be made on or before the 25th day of June. Every dealer  
 30 or direct payment holder shall be entitled to a credit for the payment under this section on the return for June of the current year due  
 31 July 20.

32 B. The Tax Commissioner may develop guidelines implementing the provisions of this section. Such guidelines shall be exempt  
 33 from the provisions of the Administrative Process Act (§ 2.2-4000 et seq.).

34 C. For purposes of this section, taxable sales or purchases shall be computed without regard to the number of certificates of  
 35 registration held by the dealer. The provisions of this section shall not apply to persons who are required to file only a Form ST-7,  
 36 Consumer's Use Tax Return.

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

42 E. Payments made pursuant to this section shall be made in accordance with procedures established by the Tax Commissioner and  
 43 shall be considered general fund revenue, except with respect to those revenues required to be distributed under the provisions of §§  
 44 58.1-605, 58.1-606, 58.1-638(A), 58.1-638(G)-(H), 58.1-638.2, and 58.1-638.3 of the Code of Virginia.

45 F. That the State Comptroller shall make no distribution of the taxes collected pursuant to this section in accordance with §§ 58.1-  
 46 605, 58.1-606, 58.1-638, 58.1-638.1, 58.1-638.2 and 58.1-638.3 of the Code of Virginia until the Tax Commissioner makes a written  
 47 certification to the Comptroller certifying the sales and use tax revenues generated pursuant to this section. The Tax Commissioner  
 48 shall certify the sales and use tax revenues generated as soon as practicable after the sales and use tax revenues have been paid into  
 49 the state treasury in any month for the preceding month. If the Governor determines on July 31 of each year, that funds are available  
 50 to transfer such collections in accordance with §§ 58.1-638(B)-(F) and 58.1-638.1, Code of Virginia, he shall direct the State  
 51 Comptroller to make such allocation. The Secretary of Finance will report the Governor's determination to the Chairman of the  
 52 House Appropriations and Senate Finance Committees on August 15 of each year.

53 G. Beginning with the tax payment that would be remitted on or before June 25, 2015, if the payment is made by other than

1 electronic fund transfers, the provisions of § 3.5-08 of Chapter 874, 2010 Acts of Assembly, shall apply only to those dealers or  
2 permit holders with taxable sales and purchases of \$2,500,000 or greater for the 12-month period beginning July 1 and ending  
3 June 30 of the immediately preceding calendar year.

4 § 3-5.08 DISCOUNTS AND ALLOWANCES

5 A. Notwithstanding any other provision of law, effective beginning with the return for June 2010, due July 2010, the  
6 compensation allowed under § 58.1-622, Code of Virginia, shall be suspended for any dealer required to remit the tax levied  
7 under §§ 58.1-603 and 58.1-604, Code of Virginia, by electronic funds transfer pursuant to § 58.1-202.1, Code of Virginia, and  
8 the compensation available to all other dealers shall be limited to the following percentages of the first three percent of the tax  
9 levied under §§ 58.1-603 and 58.1-604, Code of Virginia:

10 Monthly Taxable Sales	Percentage
11 \$0 to \$62,500	1.6%
12 \$62,501 to \$208,000	1.2%
13 \$208,001 and above	0.8%

14 B. Notwithstanding any other provision of law, effective beginning with the return for June 2010, due July 2010, the  
15 compensation available under §§ 58.1-642, 58.1-656, 58.1-1021.03, and 58.1-1730, Code of Virginia, shall be suspended.

16 C. Beginning with the return for June 2011, due July 2011, the compensation under § 58.1-1021.03 shall be reinstated.

17 § 3-5.09 SALES TAX COMMITMENT TO HIGHWAY MAINTENANCE AND OPERATING FUND

18 The sales and use tax revenue for distribution to the Highway Maintenance and Operating Fund shall be consistent with  
19 Chapter 766, 2013 Acts of Assembly.

20 § 3-5.10 INTANGIBLE HOLDING COMPANY ADDBACK

21 Notwithstanding the provisions of § 58.1-402(B)(8), Code of Virginia, for taxable years beginning on and after January 1,  
22 2004:

23 (i) The exception in § 58.1-402(B)(8)(a)(1) for income that is subject to a tax based on or measured by net income or capital  
24 imposed by Virginia, another state, or a foreign government shall be limited and apply only to the portion of such income  
25 received by the related member, which portion is attributed to a state or foreign government in which the related member has  
26 sufficient nexus to be subject to such taxes; and

27 (ii) The exception in § 58.1-402(B)(8)(a)(2) for a related member deriving at least one-third of its gross revenues from licensing  
28 to unrelated parties shall be limited and apply only to the portion of such income derived from licensing agreements for which  
29 the rates and terms are comparable to the rates and terms of agreements that the related member has actually entered into with  
30 unrelated entities.

31 § 3-5.11 REGIONAL FUELS TAX

32 Funds collected pursuant to § 58.1-2291 et seq., Code of Virginia, from the additional sales tax on fuel in certain transportation  
33 districts under § 58.1-2291 et seq., Code of Virginia, shall be returned to the respective commissions in amounts equivalent to  
34 the shares collected in the respective member jurisdictions. However, no funds shall be collected pursuant to § 58.1-2291 et  
35 seq., Code of Virginia, from levying the additional sales tax on aviation fuel as that term is defined in § 58.1-2201, Code of  
36 Virginia.

37 § 3-5.12. Omitted.

38 § 3-5.13. Omitted.

39 § 3-5.14. Omitted.

40 § 3-5.15. Omitted.

41 § 3-5.16. Omitted.

42 § 3-5.17. Omitted.

43 § 3-5.18. Omitted.

1 § 3-5.19. Omitted.

2 § 3-5.20 ADMISSIONS TAX

3 Notwithstanding the provisions of § 58.1-3818.02, Code of Virginia, or any other provision of law, subject to the execution of a  
 4 memorandum of understanding between an entertainment venue and the County of Stafford, Stafford County is authorized to impose  
 5 a tax on admissions to an entertainment venue located in the county that (i) is licensed to do business in the county for the first time  
 6 on or after July 1, 2015, and (ii) requires at least 75 acres of land for its operations, and (iii) such land is purchased or leased by the  
 7 entertainment venue owner on or after June 1, 2015. The tax shall not exceed 10 percent of the amount of charge for admission to  
 8 any such venue. The provisions of this section shall expire on July 1, 2019 if no entertainment venue exists in Stafford County upon  
 9 which the tax authorized is imposed.

10 § 3-6.00 ADJUSTMENTS AND MODIFICATIONS TO FEES

11 § 3-6.01 RECORDATION TAX FEE

12 There is hereby assessed a twenty dollar fee on (i) every deed for which the state recordation tax is collected pursuant to §§ 58.1-801  
 13 A and 58.1-803, Code of Virginia; and (ii) every certificate of satisfaction admitted under § 55-66.6, Code of Virginia. The revenue  
 14 generated from fifty percent of such fee shall be deposited to the general fund. The revenue generated from the other fifty percent of  
 15 such fee shall be deposited to the Virginia Natural Resources Commitment Fund, a subfund of the Virginia Water Quality  
 16 Improvement Fund, as established in § 10.1-2128.1, Code of Virginia. The funds deposited to this subfund shall be disbursed for the  
 17 agricultural best management practices cost share program, pursuant to § 10.1 - 2128.1, Code of Virginia.

18 § 3-6.02 ANNUAL VEHICLE REGISTRATION FEE (\$4.25 FOR LIFE)

19 Notwithstanding § 46.2-694 paragraph 13 of the Code of Virginia, the additional fee that shall be charged and collected at the time  
 20 of registration of each pickup or panel truck and each motor vehicle shall be \$6.25.

21 § 3-6.03 DRIVERS LICENSE REINSTATEMENT FEE

22 Notwithstanding § 46.2-411 of the Code of Virginia, the drivers license reinstatement fee payable to the Trauma Center Fund shall  
 23 be \$100.

24 § 3-6.04 QUALIFIED EQUITY AND SUBORDINATED DEBT INVESTMENT TAX CREDIT

25 Notwithstanding any other provision of law, for taxable years beginning on or after January 1, 2006, the amount of the Qualified  
 26 Equity and Subordinated Debt Investments Tax Credit available under § 58.1-339.4, Code of Virginia, shall be limited to \$3,000,000  
 27 for calendar years 2006 and thereafter, except that for taxable years beginning on or after January 1, 2010, and before December 31,  
 28 2010, the credit shall be capped at \$5,000,000. For taxable years beginning on and after January 1, 2011, and before December 31,  
 29 2011, the amount of the Qualified Equity and Subordinated Debt Investments Tax Credit available under § 58.1-339.4, Code of  
 30 Virginia, shall be limited to \$3,000,000. For taxable years beginning on and after January 1, 2012, and before December 31, 2012,  
 31 the amount of the Qualified Equity and Subordinated Debt Investments Tax Credit available under § 58.1-339.4, Code of Virginia,  
 32 shall be limited to \$4,000,000. For taxable years beginning on or after January 1, 2013, and before December 31, 2013 the amount  
 33 of the Qualified Equity and Subordinated Debt Investment Tax Credit available under § 58.1-339.4, Code of Virginia, shall be  
 34 limited to \$4,500,000. For taxable years beginning on or after January 1, 2014, and before December 31, 2014 the amount of the  
 35 Qualified Equity and Subordinated Debt Investment Tax Credit available under § 58.1-339.4, Code of Virginia, shall be limited to  
 36 \$5,000,000.

37 § 3-6.05 DEPOSIT OF FINES AND FEES

38 A.1. The Auditor of Public Accounts shall annually during fiscal year 2015 calculate the amount of total fines and fees collected by  
 39 the District Courts. The Auditor of Public Accounts will determine those localities in which total local fines and fee collections  
 40 exceed 50 percent of the total collections. Using the Auditor of Public Accounts' calculation for fiscal year 2011, the State  
 41 Comptroller shall deduct half of the amount in excess of 50 percent from any current payment of local fines and fees before  
 42 remitting to the localities their remaining collections. When the State Comptroller has recovered in total, the half of the amount  
 43 exceeding 50 percent, he shall pay all local collections monthly directly to the locality's treasury. The State Comptroller shall  
 44 promptly and without delay transmit any and all non-withheld local fees and fines to the locality's treasury not later than sixty (60)  
 45 days after these fines and fees were deposited and recorded in the state treasury by the District Courts. Furthermore, the State  
 46 Comptroller and the Executive Secretary of the Supreme Court shall work with the District Courts and the localities to develop a  
 47 process to provide the localities a complete accounting of when these fees were collected. The State Comptroller shall deposit the  
 48 withheld funds in the Literary Fund, as they become available.

49 2. By May 1, 2015 the Auditor of Public Accounts shall calculate the fines reversion amount defined as equal to one-quarter of (i)  
 50 the total of the local fines and forfeitures collected by the District Courts in the immediately preceding fiscal year less (ii) 65 percent  
 51 of the total fines and forfeitures collected by the District Courts for such prior fiscal year for each locality.



- 1 3. It is the intent of the General Assembly to increase the reversion amount from one-quarter of the excess fees calculation in  
2 the fiscal year ending June 30, 2016, to one-third of the excess for the calculation in the fiscal year ending June 30, 2017, and to  
3 one-half of the excess for the calculation in the fiscal year ending June 30, 2018.
- 4 B. The Auditor of Public Accounts shall provide the State Comptroller the annual calculation by May 1 in the first year for  
5 future withholdings. The State Comptroller will act as a fiscal agent, holding the amounts of local fine and fee collections in an  
6 agency fund.
- 7 C. Effective July 1, 2015, the Auditor of Public Accounts shall provide written notice to each locality year the amount of its  
8 fines reversion as defined in A. above and shall provide a copy of the notice to the State Comptroller.
- 9 D. Effective July 1, 2015, each locality receiving notice that it has a fines reversion as defined in A. above shall submit a  
10 payment to the State Comptroller for the entire amount of the reversion by August 1 for deposit into the Literary Fund.
- 11 § 3-6.06. Omitted.

**PART 4: GENERAL PROVISIONS**

**§ 4-0.00 OPERATING POLICIES**

§ 4-0.01 OPERATING POLICIES

a. Each appropriating act of the General Assembly shall be subject to the following provisions and conditions, unless specifically exempt elsewhere in this act.

b. All appropriations contained in this act, or in any other appropriating act of the General Assembly, are declared to be maximum appropriations and conditional on receipt of revenue.

c. The Governor, as chief budget officer of the state, shall ensure that the provisions and conditions as set forth in this section are strictly observed.

d. Public higher education institutions are not subject to the provisions of § 2.2-4800, Code of Virginia, or the provisions of the Department of Accounts' Commonwealth Accounting Policies and Procedures manual (CAPP) topic 20505 with regard to students who are veterans of the United States armed services and National Guard and are in receipt of federal educational benefits under the G.I. Bill. Public higher education shall establish internal procedures for the continued enrollment of such students to include resolution of outstanding accounts receivable.

**§ 4-1.00 APPROPRIATIONS**

§ 4-1.01 PREREQUISITES FOR PAYMENT

a. The State Comptroller shall not pay any money out of the state treasury except pursuant to appropriations in this act or in any other act of the General Assembly making an appropriation during the current biennium.

b. Moneys shall be spent solely for the purposes for which they were appropriated by the General Assembly, except as specifically provided otherwise by § 4-1.03 Appropriation Transfers, § 4-4.01 Capital Projects, or § 4-5.01 a. Settlement of Claims with Individuals. Should the Governor find that moneys are not being spent in accordance with provisions of the act appropriating them, he shall restrain the State Comptroller from making further disbursements, in whole or in part, from said appropriations. Further, should the Auditor of Public Accounts determine that a state or other agency is not spending moneys in accordance with provisions of the act appropriating them, he shall so advise the Governor or other governing authority, the State Comptroller, the Chairman of the Joint Legislative Audit and Review Commission, and Chairmen of the Senate Finance and House Appropriations Committees.

c. Exclusive of revenues paid into the general fund of the state treasury, all revenues earned or collected by an agency, and contained in an appropriation item to the agency shall be expended first during the fiscal year, prior to the expenditure of any general fund appropriation within that appropriation item, unless prohibited by statute or by the terms and conditions of any gift, grant or donation.

§ 4-1.02 WITHHOLDING OF SPENDING AUTHORITY

a. For purposes of this subsection, withholding of spending authority is defined as any action pursuant to a budget reduction plan approved by the Governor to address a declared shortfall in budgeted revenue that impedes or limits the ability to spend appropriated moneys, regardless of the mechanism used to effect such withholding.

b.1. Changed Expenditure Factors: The Governor is authorized to reduce spending authority, by withholding allotments of appropriations, when expenditure factors, such as enrollments or population in institutions, are smaller than the estimates upon which the appropriation was based. Moneys generated from the withholding action shall not be reallocated for any other purpose, provided the withholding of allotments of appropriations under this provision shall not occur until at least 15 days after the Governor has transmitted a statement of changed factors and intent to withhold moneys to the Chairmen of the House Appropriations and Senate Finance Committees.

2. Moneys shall not be withheld on the basis of reorganization plans or program evaluations until such plans or evaluations have been specifically presented in writing to the General Assembly at its next regularly scheduled session.

c. Increased Nongeneral Fund Revenue:

1. General fund appropriations to any state agency for operating expenses are supplemental to nongeneral fund revenues collected by the agency. To the extent that nongeneral fund revenues collected in a fiscal year exceed the estimate on which the operating budget was based, the Governor is authorized to withhold general fund spending authority, by withholding allotments of appropriations, in an equivalent amount. However, this limitation shall not apply to (a) restricted excess tuition and fees for educational and general programs in the institutions of higher education, as defined in § 4-2.01 c of this act; (b) appropriations to institutions of higher education designated for fellowships, scholarships and loans; (c) gifts or grants which are made to any state agency for the direct

- 1 costs of a stipulated project; (d) appropriations to institutions for the mentally ill or intellectually disabled payable from the  
 2 Behavioral Health and Developmental Services Revenue Fund; and (e) general fund appropriations for highway construction  
 3 and mass transit. Moneys unallotted under this provision shall not be reallocated for any other purpose.
- 4 2. To the degree that new or additional grant funds become available to supplement general fund appropriations for a program,  
 5 following enactment of an appropriation act, the Governor is authorized to withhold general fund spending authority, by  
 6 withholding allotments of appropriations, in an amount equivalent to that provided from grant funds, unless such action is  
 7 prohibited by the original provider of the grant funds. The withholding action shall not include general fund appropriations,  
 8 which are required to match grant funds. Moneys unallotted under this provision shall not be reallocated for any other purpose.
- 9 d. Reduced General Fund Resources:
- 10 1. The term "general fund resources" as applied in this subsection includes revenues collected and paid into the general fund of  
 11 the state treasury during the current biennium, transfers to the general fund of the state treasury during the current biennium,  
 12 and all unexpended balances brought forward from the previous biennium.
- 13 2. In the event that general fund resources are estimated by the Governor to be insufficient to pay in full all general fund  
 14 appropriations authorized by the General Assembly, the Governor shall, subject to the qualifications herein contained, withhold  
 15 general fund spending authority, by withholding allotments of appropriations, to prevent any expenditure in excess of the  
 16 estimated general fund resources available.
- 17 3. In making this determination, the Governor shall take into account actual general fund revenue collections for the current  
 18 fiscal year and the results of a formal written re-estimate of general fund revenues for the current and next biennium, prepared  
 19 within the previous 90 days, in accordance with the process specified in § 2.2-1503, Code of Virginia. Said re-estimate of  
 20 general fund revenues shall be communicated to the Chairmen of the Senate Finance, House Appropriations and House Finance  
 21 Committees, prior to taking action to reduce general fund allotments of appropriations on account of reduced resources.
- 22 4.a) In addition to monthly reports on the status of revenue collections relative to the current fiscal year's estimate, the  
 23 Governor shall provide a written quarterly assessment of the current economic outlook for the remainder of the fiscal year to  
 24 the Chairmen of the House Appropriations, House Finance, and Senate Finance Committees.
- 25 b) Within five business days after the preliminary close of the state accounts at the end of the fiscal year, the State Comptroller  
 26 shall provide the Governor with the actual total of (1) individual income taxes, (2) corporate income taxes, and (3) sales taxes  
 27 for the just-completed fiscal year, with a comparison of such actual totals with the total of such taxes in the official budget  
 28 estimate for that fiscal year. If that comparison indicates that the total of (1) individual income taxes, (2) corporate income  
 29 taxes, and (3) sales taxes, as shown on the preliminary close, was one percent or more below the amount of such taxes in the  
 30 official budget estimate for the just-completed fiscal year, the Governor shall prepare a written re-estimate of general fund  
 31 revenues for the current biennium and the next biennium in accordance with § 2.2-1503, Code of Virginia, to be reported to the  
 32 Chairmen of the Senate Finance, House Finance and House Appropriations Committees, not later than September 1 following  
 33 the close of the fiscal year.
- 34 5.a) The Governor shall take no action to withhold allotments until a written plan detailing specific reduction actions approved  
 35 by the Governor, identified by program and appropriation item, has been presented to the Chairmen of the House  
 36 Appropriations and Senate Finance Committees. Subsequent modifications to the approved reduction plan also must be  
 37 submitted to the Chairmen of the House Appropriations and Senate Finance Committees, prior to withholding allotments of  
 38 appropriations.
- 39 b) In addition to the budget reduction plan approved by the Governor, all budget reduction proposals submitted by state  
 40 agencies to the Governor or the Governor's staff, including but not limited to the Department of Planning and Budget, the  
 41 Governor's Cabinet secretaries, or the Chief of Staff, whether submitted electronically or otherwise, shall be made available via  
 42 electronic means to the Chairmen of the House Appropriations and Senate Finance Committees concurrently with that budget  
 43 reduction plan.
- 44 6. In effecting the reduction of expenditures, the Governor shall not withhold allotments of appropriations for:
- 45 a) More than 15 percent cumulatively of the annual general fund appropriation contained in this act for operating expenses of  
 46 any one state or nonstate agency or institution designated in this act by title, and the exact amount withheld, by state or nonstate  
 47 agency or institution, shall be reported within five calendar days to the Chairmen of the Senate Finance and House  
 48 Appropriations Committees. State agencies providing funds directly to grantees named in this act shall not apportion a larger  
 49 cut to the grantee than the proportional cut apportioned to the agency. Without regard to § 4-5.05 b.4. of this act, the remaining  
 50 appropriation to the grantee which is not subject to the cut, equal to at least 85 percent of the annual appropriation, shall be  
 51 made by July 31, or in two equal installments, one payable by July 31 and the other payable by December 31, if the remaining  
 52 appropriation is less than or equal to \$500,000, except in cases where the normal conditions of the grant dictate a different  
 53 payment schedule.
- 54 b) The payment of principal and interest on the bonded debt or other bonded obligations of the Commonwealth, its agencies

- 1 and its authorities, or for payment of a legally authorized deficit.
- 2 c) The payments for care of graves of Confederate dead.
- 3 d) The employer contributions, and employer-paid member contributions, to the Social Security System, Virginia Retirement  
4 System, Judicial Retirement System, State Police Officers Retirement System, Virginia Law Officers Retirement System, Optional  
5 Retirement Plan for College and University Faculty, Optional Retirement Plan for Political Appointees, Optional Retirement Plan  
6 for Superintendents, the Volunteer Service Award Program, the Virginia Retirement System's group life insurance, sickness and  
7 disability, and retiree health care credit programs for state employees, state-supported local employees and teachers. If the Virginia  
8 Retirement System Board of Trustees approves a contribution rate for a fiscal year that is lower than the rate on which the  
9 appropriation was based, or if the United States government approves a Social Security rate that is lower than that in effect for the  
10 current budget, the Governor may withhold excess contributions. However, employer and employee paid rates or contributions for  
11 health insurance and matching deferred compensation for state employees, state-supported local employees and teachers may not be  
12 increased or decreased beyond the amounts approved by the General Assembly. Payments for the employee benefit programs listed  
13 in this paragraph may not be delayed beyond the customary billing cycles that have been established by law or policy by the  
14 governing board.
- 15 e) The payments in fulfillment of any contract awarded for the design, construction and furnishing of any state building.
- 16 f) The salary of any state officer for whom the Constitution of Virginia prohibits a change in salary.
- 17 g) The salary of any officer or employee in the Executive Department by more than two percent (irrespective of the fund source for  
18 payment of salaries and wages); however, the percentage of reduction shall be uniformly applied to all employees within the  
19 Executive Department.
- 20 h) The appropriation supported by the State Bar Fund, as authorized by § 54.1-3913, Code of Virginia, unless the supporting  
21 revenues for such appropriation are estimated to be insufficient to pay the appropriation.
- 22 7. The Governor is authorized to withhold specific allotments of appropriations by a uniform percentage, a graduated reduction or on  
23 an individual basis, or apply a combination of these actions, in effecting the authorized reduction of expenditures, up to the  
24 maximum of 15 percent, as prescribed in subdivision 6a of this subsection.
- 25 8. Each nongeneral fund appropriation shall be payable in full only to the extent the nongeneral fund revenues from which the  
26 appropriation is payable are estimated to be sufficient. The Governor is authorized to reduce allotments of nongeneral fund  
27 appropriations by the amount necessary to ensure that expenditures do not exceed the supporting revenues for such appropriations;  
28 however, the Governor shall take no action to reduce allotments of appropriations for major nongeneral fund sources on account of  
29 reduced revenues until such time as a formal written re-estimate of revenues for the current and next biennium, prepared in  
30 accordance with the process specified in § 2.2-1503, Code of Virginia, has been reported to the Chairmen of the Senate Finance,  
31 House Finance, and House Appropriations Committees. For purposes of this subsection, major nongeneral fund sources are defined  
32 as Highway Maintenance and Operating Fund and Transportation Trust Fund.
- 33 9. Notwithstanding any contrary provisions of law, the Governor is authorized to transfer to the general fund on June 30 of each year  
34 of the biennium, or within 20 days from that date, any available unexpended balances in other funds in the state treasury, subject to  
35 the following:
- 36 a) The Governor shall declare in writing to the Chairmen of the Senate Finance and House Appropriations Committees that a fiscal  
37 emergency exists which warrants the transfer of nongeneral funds to the general fund and reports the exact amount of such transfer  
38 within five calendar days of the transfer;
- 39 b) No such transfer may be made from retirement or other trust accounts, the State Bar Fund as authorized by § 54.1-3913, Code of  
40 Virginia, debt service funds, or federal funds; and
- 41 c) The Governor shall include for informative purposes, in the first biennial budget he submits subsequent to the transfer, the amount  
42 transferred from each account or fund and recommendations for restoring such amounts.
- 43 10. The Director, Department of Planning and Budget, shall make available via electronic means a report of spending authority  
44 withheld under the provisions of this subsection to the Chairmen of the Senate Finance and House Appropriations Committees  
45 within five calendar days of the action to withhold. Said report shall include the amount withheld by agency and appropriation item.
- 46 11. If action to withhold allotments of appropriation under this provision is inadequate to eliminate the imbalance between projected  
47 general fund resources and appropriations, the Speaker of the House of Delegates and the President pro tempore of the Senate shall  
48 be advised in writing by the Governor, so that they may consider requesting a special session of the General Assembly.

49 § 4-1.03 APPROPRIATION TRANSFERS

50 GENERAL

- 1 a. During any fiscal year, the Director, Department of Planning and Budget, may transfer appropriation authority from one state  
2 or other agency to another, to effect the following:
- 3 1) distribution of amounts budgeted in the central appropriation to agencies, or withdrawal of budgeted amounts from agencies  
4 in accordance with specific language in the central appropriation establishing reversion clearing accounts;
- 5 2) distribution of pass-through grants or other funds held by an agency as fiscal agent;
- 6 3) correction of errors within this act, where such errors have been identified in writing by the Chairmen of the House  
7 Appropriations and Senate Finance Committees;
- 8 4) proper accounting between fund sources 0100 and 0300 in higher education institutions;
- 9 5) transfers specifically authorized elsewhere in this act or as specified in the Code of Virginia;
- 10 6) to supplement capital projects in order to realize efficiencies or provide for cost overruns unrelated to changes in size or  
11 scope; or
- 12 7) to administer a program for another agency or to effect budgeted program purposes approved by the General Assembly,  
13 pursuant to a signed agreement between the respective agencies.
- 14 b. During any fiscal year, the Director, Department of Planning and Budget, may transfer appropriation authority within an  
15 agency to effect proper accounting between fund sources and to effect program purposes approved by the General Assembly,  
16 unless specifically provided otherwise in this act or as specified in the Code of Virginia. However, appropriation authority for  
17 local aid programs and aid to individuals, with the exception of student financial aid, shall not be transferred elsewhere without  
18 advance notice to the Chairmen of the House Appropriations and Senate Finance Committees. Further, any transfers between  
19 capital projects shall be made only to realize efficiencies or provide for cost overruns unrelated to changes in size or scope.
- 20 c.1. In addition to authority granted elsewhere in this act, the Director, Department of Planning and Budget, may transfer  
21 operating appropriations authority among sub-agencies within the Judicial System, the Department of Corrections, and the  
22 Department of Behavioral Health and Developmental Services to effect changes in operating expense requirements which may  
23 occur during the biennium.
- 24 2. The Director, Department of Planning and Budget, may transfer appropriations from the Department of Behavioral Health  
25 and Developmental Services to the Department of Medical Assistance Services, consisting of the general fund amounts  
26 required to match federal funds for reimbursement of services provided by its institutions and Community Services Boards.
- 27 3. The Director, Department of Planning and Budget, may transfer appropriations from the Office of Comprehensive Services  
28 to the Department of Medical Assistance Services, consisting of the general fund amounts required to match federal funds for  
29 reimbursement of services provided to eligible children.
- 30 4. The Director, Department of Planning and Budget, may transfer an appropriation or portion thereof within a state or other  
31 agency, or from one such agency to another, to support changes in agency organization, program or responsibility enacted by  
32 the General Assembly to be effective during the current biennium.
- 33 5. The Director, Department of Planning and Budget, may transfer appropriations from the second year to the first year, with  
34 said transfer to be reported in writing to the Chairmen of the Senate Finance and House Appropriations Committees within five  
35 calendar days of the transfer, when the expenditure of such funds is required to:
- 36 a) address a threat to life, safety, health or property, or
- 37 b) provide for unbudgeted cost increases for statutorily required services or federally mandated services, in order to continue  
38 those services at the present level, or
- 39 c) provide for payment of overtime salaries and wages, when the obligations for payment of such overtime were incurred  
40 during a situation deemed threatening to life, safety, health, or property, or
- 41 d) provide for payments to the beneficiaries of certain public safety officers killed in the line of duty, as authorized in Title 2.2,  
42 Chapter 4, Code of Virginia and for payments to the beneficiaries of certain members of the National Guard and United States  
43 military reserves killed in action in any armed conflict on or after October 7, 2001, as authorized in § 44-93.1 B., Code of  
44 Virginia, or
- 45 e) continue a program at the present level of service or at an increased level of service when required to address unanticipated  
46 increases in workload such as enrollment, caseload or like factors, or unanticipated costs, or
- 47 f) to address unanticipated business or industrial development opportunities which will benefit the state's economy, provided  
48 that any such appropriations be used in a manner consistent with the purposes of the program as originally appropriated.

1 6. An appropriation transfer shall not occur except through properly executed appropriation transfer documents designed specifically  
 2 for that purpose, and all transactions effecting appropriation transfers shall be entered in the state's computerized budgeting and  
 3 accounting systems.

4 7. The Director, Department of Planning and Budget, may transfer from any other agency, appropriations to supplement any project  
 5 of the Virginia Public Building Authority authorized by the General Assembly and approved by the Governor. Such capital project  
 6 shall be transferred to the state agency designated as the managing agency for the Virginia Public Building Authority.

7 8. In the event of the transition of a city to town status pursuant to the provisions of Chapter 41 of Title 15.2 of the Code of Virginia  
 8 (§ 15.2-4100 et seq.) or the consolidation of a city and a county into a single city pursuant to the provisions of Chapter 35 of Title  
 9 15.2, Code of Virginia (§ 15.2-3500 et seq.) subsequent to July 1, 1999, the provisions of § 15.2-1302 shall govern distributions  
 10 from state agencies to the county in which the town is situated or to the consolidated city, and the Director, Department of Planning  
 11 and Budget, is authorized to transfer appropriations or portions thereof within a state agency, or from one such agency to another, if  
 12 necessary to fulfill the requirements of § 15.2-1302.

13 § 4-1.04 APPROPRIATION INCREASES

14 a. UNAPPROPRIATED NONGENERAL FUNDS:

15 1. Sale of Surplus Materials:

16 The Director, Department of Planning and Budget, is hereby authorized to increase the appropriations to any state agency by the  
 17 amount of credit resulting from the sale of surplus materials under the provisions of § 2.2-1125, Code of Virginia.

18 2. Insurance Recovery:

19 The Director, Department of Planning and Budget, shall increase the appropriation authority for any state agency by the amount of  
 20 the proceeds of an insurance policy or from the State Insurance Reserve Trust Fund, for expenditures as far as may be necessary, to  
 21 pay for the repair or replacement of lost, damaged or destroyed property, plant or equipment.

22 3. Gifts, Grants and Other Nongeneral Funds:

23 a) Subject to § 4-1.02 c, Increased Nongeneral Fund Revenue, and the conditions stated in this section, the Director, Department of  
 24 Planning and Budget, is hereby authorized to increase the appropriations to any state agency by the amount of the proceeds of  
 25 donations, gifts, grants or other nongeneral funds paid into the state treasury in excess of such appropriations during a fiscal year.  
 26 Such appropriations shall be increased only when the expenditure of moneys is authorized elsewhere in this act or is required to:

27 1) address a threat to life, safety, health or property or

28 2) provide for unbudgeted increases in costs for services required by statute or services mandated by the federal government, in  
 29 order to continue those services at the present level or implement compensation adjustments approved by the General Assembly, or

30 3) provide for payment of overtime salaries and wages, when the obligations for payment of such overtime were incurred during a  
 31 situation deemed threatening to life, safety, health, or property, or

32 4) continue a program at the present level of service or at an increased level of service when required to address unanticipated  
 33 increases in noncredit instruction at institutions of higher education or business and industrial development opportunities which will  
 34 benefit the state's economy, or

35 5) participate in a federal or sponsored program provided that the provisions of § 4-5.03 shall also apply to increases in  
 36 appropriations for additional gifts, grants, and other nongeneral fund revenue which require a general fund match as a condition of  
 37 their acceptance; or

38 6) realize cost savings in excess of the additional funds provided, or

39 7) permit a state agency or institution to use a donation, gift or grant for the purpose intended by the donor, or

40 8) provide for cost overruns on capital projects and for capital projects authorized under § 4-4.01 m of this act, or

41 9) address caseload or workload changes in programs approved by the General Assembly.

42 b) The above conditions shall not apply to donations and gifts to the endowment funds of institutions of higher education.

43 c) Each state agency and institution shall ensure that its budget estimates include a reasonable estimate of receipts from donations,  
 44 gifts or other nongeneral fund revenue. The Department of Planning and Budget shall review such estimates and verify their  
 45 accuracy, as part of the budget planning and review process.

46 d) No obligation or expenditure shall be made from such funds until a revised operating budget request is approved by the Director,  
 47 Department of Planning and Budget. Expenditures from any gift, grant or donation shall be in accordance with the purpose for which

1 it was made; however, expenditures for property, plant or equipment, irrespective of fund source, are subject to the provisions  
2 of §§ 4-2.03 Indirect Costs, 4-4.01 Capital Projects General, and 4-5.03 b Services and Clients-New Services, of this act.

3 e) Nothing in this section shall exempt agencies from complying with § 4-2.01 a Solicitation and Acceptance of Donations,  
4 Gifts, Grants, and Contracts of this act.

5 4. Any nongeneral fund cash balance recorded on the books of the Department of Accounts as unexpended on the last day of  
6 the fiscal year may be appropriated for use in the succeeding fiscal year with the prior written approval of the Director,  
7 Department of Planning and Budget, unless the General Assembly shall have specifically provided otherwise. Revenues  
8 deposited to the Virginia Health Care Fund shall be used only as the state share of Medicaid, unless the General Assembly  
9 specifically authorizes an alternate use. With regard to the appropriation of other nongeneral fund cash balances, the Director  
10 shall make a listing of such transactions available to the public via electronic means no less than ten business days following  
11 the approval of the appropriation of any such balance.

12 5. Reporting:

13 The Director, Department of Planning and Budget, shall make available via electronic means a report on increases in  
14 unappropriated nongeneral funds in accordance with § 4-8.00, Reporting Requirements, or as modified by specific provisions in  
15 this subsection.

16 b. AGRIBUSINESS EQUIPMENT FOR THE DEPARTMENT OF CORRECTIONS

17 The Director of the Department of Planning and Budget may increase the Department of Corrections appropriation for the  
18 purchase of agribusiness equipment or the repair or construction of agribusiness facilities by an amount equal to fifty percent of  
19 any annual amounts in excess of fiscal year 1992 deposits to the general fund from agribusiness operations. It is the intent of  
20 the General Assembly that appropriation increases for the purposes specified shall not be used to reduce the general fund  
21 appropriations for the Department of Corrections.

22 § 4-1.05 REVERSION OF APPROPRIATIONS AND REAPPROPRIATIONS

23 a. GENERAL FUND OPERATING EXPENSE:

24 1.a) General fund appropriations which remain unexpended on (i) the last day of the previous biennium or (ii) the last day of  
25 the first year of the current biennium, shall be reappropriated and allotted for expenditure where required by the Code of  
26 Virginia, where necessary for the payment of preexisting obligations for the purchase of goods or services, or where desirable,  
27 in the determination of the Governor, to address any of the six conditions listed in § 4-1.03 c.5 of this act or to provide financial  
28 incentives to reduce spending to effect current or future cost savings. With the exception of the unexpended general fund  
29 appropriations of agencies in the Legislative Department, the Judicial Department, the Independent Agencies, or institutions of  
30 higher education, all other such unexpended general fund appropriations unexpended on the last day of the previous biennium  
31 or the last day of the first year of the current biennium shall revert to the general fund.

32 General fund appropriations for agencies in the Legislative Department, the Judicial Department, and the Independent Agencies  
33 shall be reappropriated, except as may be specifically provided otherwise by the General Assembly. General fund  
34 appropriations shall also be reappropriated for institutions of higher education, subject to § 2.2-5005, Code of Virginia.

35 2. a. The Governor shall report within five calendar days after completing the reappropriation process to the Chairmen of the  
36 Senate Finance and House Appropriations Committees on the reappropriated amounts for each state agency in the Executive  
37 Department. He shall provide a preliminary report of reappropriation actions on or before November 1 and a final report on or  
38 before December 20 to the Chairmen of the House Appropriations and Senate Finance Committees.

39 b. The Director, Department of Planning and Budget, may transfer reappropriated amounts within an agency to cover  
40 nonrecurring costs.

41 3. Pursuant to subsection E of § 2.2-1125, Code of Virginia, the determination of compliance by an agency or institution with  
42 management standards prescribed by the Governor shall be made by the Secretary of Finance and the Secretary having  
43 jurisdiction over the agency or institution, acting jointly.

44 4. The general fund resources available for appropriation in the first enactment of this act include the reversion of certain  
45 unexpended balances in operating appropriations as of June 30 of the prior fiscal year, which were otherwise required to be  
46 reappropriated by language in the Appropriation Act.

47 5. Upon request, the Director, Department of Planning and Budget, shall provide a report to the Chairmen of the House  
48 Appropriations and Senate Finance Committees showing the amount reverted for each agency and the total amount of such  
49 reversions.

50 b. NONGENERAL FUND OPERATING EXPENSE:

1 Based on analysis by the State Comptroller, when any nongeneral fund has had no increases or decreases in fund balances for a  
 2 period of 24 months, the State Comptroller shall promptly transfer and pay the balance into the fund balance of the general fund. If it  
 3 is subsequently determined that an appropriate need warrants repayment of all or a portion of the amount transferred, the Director,  
 4 Department of Planning and Budget shall include repayment in the next budget bill submitted to the General Assembly. This  
 5 provision does not apply to funds held in trust by the Commonwealth.

6 c. CAPITAL PROJECTS:

7 1. Upon certification by the Director, Department of Planning and Budget, the State Comptroller is hereby authorized to revert to the  
 8 fund balance of the general fund any portion of the unexpended general fund cash balance and corresponding appropriation or  
 9 reappropriation for a capital project when the Director determines that such portion is not needed for completion of the project. The  
 10 State Comptroller may similarly return to the appropriate fund source any part of the unexpended nongeneral fund cash balance and  
 11 reduce any appropriation or reappropriation which the Director determines is not needed to complete the project.

12 2. The unexpended general fund cash balance and corresponding appropriation or reappropriation for capital projects shall revert to  
 13 and become part of the fund balance of the general fund during the current biennium as of the date the Director, Department of  
 14 Planning and Budget, certifies to the State Comptroller that the project has been completed in accordance with the intent of the  
 15 appropriation or reappropriation and there are no known unpaid obligations related to the project. The State Comptroller shall return  
 16 the unexpended nongeneral fund cash balance, if there be any, for such completed project to the source from which said nongeneral  
 17 funds were obtained. Likewise, he shall revert an equivalent portion of the appropriation or reappropriation of said nongeneral funds.

18 3. The Director, Department of Planning and Budget, may direct the restoration of any portion of the reverted amount if he shall  
 19 subsequently verify an unpaid obligation or requirement for completion of the project. In the case of a capital project for which an  
 20 unexpended cash balance was returned and appropriation or reappropriation was reverted in the prior biennium, he may likewise  
 21 restore any portion of such amount under the same conditions.

22 § 4-1.06 LIMITED ADJUSTMENTS OF APPROPRIATIONS

23 a. LIMITED CONTINUATION OF APPROPRIATIONS.

24 Notwithstanding any contrary provision of law, any unexpended balances on the books of the State Comptroller as of the last day of  
 25 the previous biennium shall be continued in force for such period, not exceeding 10 days from such date, as may be necessary in  
 26 order to permit payment of any claims, demands or liabilities incurred prior to such date and unpaid at the close of business on such  
 27 date, and shown by audit in the Department of Accounts to be a just and legal charge, for values received as of the last day of the  
 28 previous biennium, against such unexpended balances.

29 b. LIMITATIONS ON CASH DISBURSEMENTS.

30 Notwithstanding any contrary provision of law, the State Comptroller may begin preparing the accounts of the Commonwealth for  
 31 each subsequent fiscal year on or about 10 days before the start of such fiscal year. The books will be open only to enter budgetary  
 32 transactions and transactions that will not require the receipt or disbursement of funds until after June 30. Should an emergency  
 33 arise, or in years in which July 1 falls on a weekend requiring the processing of transactions on or before June 30, the State  
 34 Comptroller may, with notification to the Auditor of Public Accounts, authorize the disbursement of funds drawn against  
 35 appropriations of the subsequent fiscal year, not to exceed the sum of three million dollars (\$3,000,000) from the general fund. This  
 36 provision does not apply to debt service payments on bonds of the Commonwealth which shall be made in accordance with bond  
 37 documents, trust indentures, and/or escrow agreements.

38 § 4-1.07 ALLOTMENTS

39 Except when otherwise directed by the Governor within the limits prescribed in §§ 4-1.02 Withholding of Spending Authority, 4-  
 40 1.03 Appropriation Transfers, and 4-1.04 Appropriation Increases of this act, the Director, Department of Planning and Budget, shall  
 41 prepare and act upon the allotment of appropriations required by this act, and by § 2.2-1819, Code of Virginia, and the authorizations  
 42 for rates of pay required by this act. Such allotments and authorizations shall have the same effect as if the personal signature of the  
 43 Governor were subscribed thereto. This section shall not be construed to prohibit an appeal by the head of any state agency to the  
 44 Governor for reconsideration of any action taken by the Director, Department of Planning and Budget, under this section.

45 § 4-2.00 REVENUES

46 § 4-2.01 NONGENERAL FUND REVENUES

47 a. SOLICITATION AND ACCEPTANCE OF DONATIONS, GIFTS, GRANTS, AND CONTRACTS:

48 1. No state agency shall solicit or accept any donation, gift, grant, or contract without the written approval of the Governor except  
 49 under written guidelines issued by the Governor which provide for the solicitation and acceptance of nongeneral funds, except that  
 50 donations or gifts to the Virginia War Memorial Foundation that are small in size and number and valued at less than \$5,000, such as  
 51 library items or small display items, may be approved by the Executive Director of the Virginia War Memorial in consultation with  
 52 the Secretary of Veterans Affairs and Homeland Security. All other gifts and donations to the Virginia War Memorial Foundation



- 1 must receive written approval from the Secretary of Veterans Affairs and Homeland Security.
- 2 2. The Governor may issue policies in writing for procedures which allow state agencies to solicit and accept nonmonetary  
3 donations, gifts, grants, or contracts except that donations, gifts and grants of real property shall be subject to § 4-4.00 of this  
4 act and § 2.2-1149, Code of Virginia. This provision shall apply to donations, gifts and grants of real property to endowment  
5 funds of institutions of higher education, when such endowment funds are held by the institution in its own name and not by a  
6 separately incorporated foundation or corporation.
- 7 3. The preceding subdivisions shall not apply to property and equipment acquired and used by a state agency or institution  
8 through a lease purchase agreement and subsequently donated to the state agency or institution during or at the expiration of the  
9 lease purchase agreement, provided that the lessor is the Virginia College Building Authority.
- 10 4. The use of endowment funds for property, plant or equipment for state-owned facilities is subject to §§ 4-2.03 Indirect Costs,  
11 4-4.01 Capital Projects-General and 4-5.03 Services and Clients of this act.
- 12 b. HIGHER EDUCATION TUITION AND FEES
- 13 1. Except as provided in Chapters 933 and 943 of the 2006 Acts of Assembly, Chapters 594 and 616 of the 2008 Acts of  
14 Assembly, and Chapters 675 and 685 of the 2009 Acts of Assembly, all nongeneral fund collections by public institutions of  
15 higher education, including collections from the sale of dairy and farm products, shall be deposited in the state treasury in  
16 accordance with § 2.2-1802, Code of Virginia, and expended by the institutions of higher education in accordance with the  
17 appropriations and provisions of this act, provided, however, that this requirement shall not apply to private gifts, endowment  
18 funds, or income derived from endowments and gifts.
- 19 2. a) The Boards of Visitors or other governing bodies of institutions of higher education may set tuition and fee charges at  
20 levels they deem to be appropriate for all resident student groups based on, but not limited to, competitive market rates,  
21 provided that the total revenue generated by the collection of tuition and fees from all students is within the nongeneral fund  
22 appropriation for educational and general programs provided in this act.
- 23 b) The Boards of Visitors or other governing bodies of institutions of higher education may set tuition and fee charges at levels  
24 they deem to be appropriate for all nonresident student groups based on, but not limited to, competitive market rates, provided  
25 that: i) the tuition and mandatory educational and general fee rates for nonresident undergraduate and graduate students cover at  
26 least 100 percent of the average cost of their education, as calculated through base adequacy guidelines adopted, and  
27 periodically amended, by the Joint Subcommittee Studying Higher Education Funding Policies, and ii) the total revenue  
28 generated by the collection of tuition and fees from all students is within the nongeneral fund appropriation for educational and  
29 general programs provided in this act.
- 30 c) For institutions charging nonresident students less than 100 percent of the cost of education, the State Council of Higher  
31 Education for Virginia may authorize a phased approach to meeting this requirement, when in its judgment, it would result in  
32 annual tuition and fee increases for nonresident students that would discourage their enrollment.
- 33 d) The Boards of Visitors or other governing bodies of institutions of higher education shall not increase the current proportion  
34 of nonresident undergraduate students if the institution's nonresident undergraduate enrollment exceeds 25 percent. Norfolk  
35 State University, Virginia Military Institute, Virginia State University, and two-year public institutions are exempt from this  
36 restriction.
- 37 3. a) In setting the nongeneral fund appropriation for educational and general programs at the institutions of higher education,  
38 the General Assembly shall take into consideration the appropriate student share of costs associated with providing full funding  
39 of the base adequacy guidelines referenced in subparagraph 2. b), raising average salaries for teaching and research faculty to  
40 the 60th percentile of peer institutions, and other priorities set forth in this act.
- 41 b) In determining the appropriate state share of educational costs for resident students, the General Assembly shall seek to  
42 cover at least 67 percent of educational costs associated with providing full funding of the base adequacy guidelines referenced  
43 in subparagraph 2. b), raising average salaries for teaching and research faculty to the 60th percentile of peer institutions, and  
44 other priorities set forth in this act.
- 45 4. a) Each institution and the State Council of Higher Education for Virginia shall monitor tuition, fees, and other charges, as  
46 well as the mix of resident and nonresident students, to ensure that the primary mission of providing educational opportunities  
47 to citizens of Virginia is served, while recognizing the material contributions provided by the presence of nonresident students.  
48 The State Council of Higher Education for Virginia shall also develop and enforce uniform guidelines for reporting student  
49 enrollments and the domiciliary status of students.
- 50 b) The State Council of Higher Education for Virginia shall report to the Governor and the Chairmen of the House  
51 Appropriations and Senate Finance Committees no later than August 1 of each year the annual change in total charges for  
52 tuition and all required fees approved and allotted by the Board of Visitors. As it deems appropriate, the State Council of  
53 Higher Education for Virginia shall provide comparative national, peer, and market data with respect to charges assessed

- 1 students for tuition and required fees at institutions outside of the Commonwealth.
- 2 c) Institutions of higher education are hereby authorized to make the technology service fee authorized in Chapter 1042, 2003 Acts  
3 of Assembly, part of ongoing tuition revenue. Such revenues shall continue to be used to supplement technology resources at the  
4 institutions of higher education.
- 5 d) Except as provided in Chapters 933 and 943 of the 2006 Acts of Assembly, Chapters 594 and 616 of the 2008 Acts of Assembly,  
6 and Chapters 675 and 685 of the 2009 Acts of Assembly, each institution shall work with the State Council of Higher Education for  
7 Virginia and the Virginia College Savings Plan to determine appropriate tuition and fee estimates for tuition savings plans.
- 8 5. It is the intent of the General Assembly that each institution's combined general and nongeneral fund appropriation within its  
9 educational and general program closely approximate the anticipated annual budget each fiscal year.
- 10 6. Nonresident graduate students employed by an institution as teaching assistants, research assistants, or graduate assistants and  
11 paid at an annual contract rate of \$4,000 or more may be considered resident students for the purposes of charging tuition and fees.
- 12 7. The fund source "Higher Education Operating" within educational and general programs for institutions of higher education  
13 includes tuition and fee revenues from nonresident students to pay their proportionate share of the amortized cost of the construction  
14 of buildings approved by the Commonwealth of Virginia Educational Institutions Bond Act of 1992 and the Commonwealth of  
15 Virginia Educational Facilities Bond Act of 2002.
- 16 8. a) Except as provided in Chapters 933 and 943 of the 2006 Acts of Assembly, Chapters 594 and 616 of the 2008 Acts of  
17 Assembly, and Chapters 675 and 685 of the 2009 Acts of Assembly, mandatory fees for purposes other than educational and general  
18 programs shall not be increased for Virginia undergraduates beyond five percent annually, excluding requirements for wage, salary,  
19 and fringe benefit increases, authorized by the General Assembly. Fee increases required to carry out actions that respond to  
20 mandates of federal agencies are also exempt from this provision, provided that a report on the purposes of the amount of the fee  
21 increase is submitted to the Chairmen of the House Appropriations and Senate Finance Committees by the institution of higher  
22 education at least 30 days prior to the effective date of the fee increase.
- 23 b) This restriction shall not apply in the following instances: fee increases directly related to capital projects authorized by the  
24 General Assembly; fee increases to support student health services; and other fee increases specifically authorized by the General  
25 Assembly.
- 26 c) Due to the small mandatory non-educational and general program fees currently assessed students in the Virginia Community  
27 College System, increases in any one year of no more than \$15 shall be allowed on a cost-justified case-by-case basis, subject to  
28 approval by the State Board for Community Colleges.
- 29 9. Any institution of higher education granting new tuition waivers to resident or nonresident students not authorized by the Code of  
30 Virginia must absorb the cost of any discretionary waivers.
- 31 10. Tuition and fee revenues from nonresident students taking courses through Virginia institutions from the Southern Regional  
32 Education Board's Southern Regional Electronic Campus must exceed all direct and indirect costs of providing instruction to those  
33 students. Tuition and fee rates to meet this requirement shall be established by the Board of Visitors of the institution.
- 34 c. HIGHER EDUCATION PLANNED EXCESS REVENUES:
- 35 An institution of higher education, except for those public institutions governed by Chapters 933 and 943 of the 2006 Acts of  
36 Assembly, Chapters 594 and 616 of the 2008 Acts of Assembly, and Chapters 675 and 685 of the 2009 Acts of Assembly, may  
37 generate and retain tuition and fee revenues in excess of those provided in § 4-2.01 b Higher Education Tuition and Fees, subject to  
38 the following:
- 39 1. Such revenues are identified by language in the appropriations in this act to any such institution.
- 40 2. The use of such moneys is fully documented by the institution to the Governor prior to each fiscal year and prior to allotment.
- 41 3. The moneys are supplemental to, and not a part of, ongoing expenditure levels for educational and general programs used as the  
42 basis for funding in subsequent biennia.
- 43 4. The receipt and expenditure of these moneys shall be recorded as restricted funds on the books of the Department of Accounts and  
44 shall not revert to the surplus of the general fund at the end of the biennium.
- 45 5. Tuition and fee revenues generated by the institution other than as provided herein shall be subject to the provisions of § 4-1.04  
46 a.3 Gifts, Grants, and Other Nongeneral Funds of this act.
- 47 § 4-2.02 GENERAL FUND REVENUE
- 48 a. STATE AGENCY PAYMENTS INTO GENERAL FUND:

1. Except as provided in § 4-2.02 a.2., all moneys, fees, taxes, charges and revenues received at any time by the following agencies from the sources indicated shall be paid immediately into the general fund of the state treasury:
- a) Marine Resources Commission, from all sources, except:
    - 1) Revenues payable to the Public Oyster Rocks Replenishment Fund established by § 28.2-542, Code of Virginia.
    - 2) Revenue payable to the Virginia Marine Products Fund established by § 3.2-2705, Code of Virginia.
    - 3) Revenue payable to the Virginia Saltwater Recreational Fishing Development Fund established by § 28.2-302.3, Code of Virginia.
    - 4) Revenue payable to the Marine Fishing Improvement Fund established by § 28.2-208, Code of Virginia.
    - 5) Revenue payable to the Marine Habitat and Waterways Improvement Fund established by § 28.2-1206, Code of Virginia.
  - b1) Department of Labor and Industry, or any other agency, for the administration of the state labor and employment laws under Title 40.1, Code of Virginia.
  - 2) Department of Labor and Industry, from boiler and pressure vessel inspection certificate fees, pursuant to § 40.1-51.15, Code of Virginia.
  - c) All state institutions for the mentally ill or intellectually disabled, from fees or per diem paid employees for the performance of services for which such payment is made, except for a fee or per diem allowed by statute to a superintendent or staff member of any such institution when summoned as a witness in any court.
  - d) Secretary of the Commonwealth, from all sources.
  - e) The Departments of Corrections, Juvenile Justice, and Correctional Education, as required by law, including revenues from sales of dairy and other farm products.
  - f) Auditor of Public Accounts, from charges for audits or examinations when the law requires that such costs be borne by the county, city, town, regional government or political subdivision of such governments audited or examined.
  - g) Department of Education, from repayment of student scholarships and loans, except for the cost of such collections.
  - h) Department of the Treasury, from the following source:
    - Fees collected for handling cash and securities deposited with the State Treasurer pursuant to § 46.2-454, Code of Virginia.
  - i) Attorney General, from recoveries of attorneys' fees and costs of litigation.
  - j) Department of Social Services, from net revenues received from child support collections after all disbursements are made in accordance with state and federal statutes and regulations, and the state's share of the cost of administering the programs is paid.
  - k) Department of General Services, from net revenues received from refunds of overpayments of utilities charges in prior fiscal years, after deduction of the cost of collection and any refunds due to the federal government.
  - l) Without regard to paragraph e) above, the following revenues shall be excluded from the requirement for deposit to the general fund and shall be deposited as follows: (1) payments to Virginia Correctional Enterprises shall be deposited into the Virginia Correctional Enterprises Fund; (2) payments to the Departments of Corrections, Juvenile Justice and Correctional Education for work performed by inmates, work release prisoners, probationers or wards, which are intended to cover the expenses of these inmates, work release prisoners, probationers, or wards, shall be retained by the respective agencies for their use; and (3) payments to the Department of Correctional Education for work performed shall be retained by the agency to increase vocational training activities and to purchase work tools and work clothes for inmates, upon release.
  - m) the Department of State Police, from the fees generated by the Firearms Transaction Program Fund, the Concealed Weapons Program, and the Conservator of the Peace Program pursuant to §§ 18.2-308, 18.2-308.2:2 and 19.2-13, Code of Virginia
2. The provisions of § 4-2.02 a.1. State Agency Payments into General Fund shall not apply to proceeds from the sale of surplus materials pursuant to § 2.2-1125, Code of Virginia. However, the State Comptroller is authorized to transfer to the general fund of the state treasury, out of the credits under § 4-1.04 a.1 Unappropriated Nongeneral Funds – Sale of Surplus Materials of this act, sums derived from the sale of materials originally purchased with general fund appropriations. The State Comptroller may authorize similar transfers of the proceeds from the sale of property not subject to § 2.2-1124, Code of Virginia, if said property was originally acquired with general fund appropriations, unless the General Assembly provides otherwise.
- n) Without regard to § 4-2.02 a.1 above, payments to the Treasurer of Virginia assessed to insurance companies for the

1 safekeeping and handling of securities or surety bonds deposited as insurance collateral shall be deposited into the Insurance  
2 Collateral Assessment Fund to defray such safekeeping and handling expenses.

3 b. DEFINITION OF GENERAL FUND REVENUE FOR PERSONAL PROPERTY RELIEF ACT

4 Notwithstanding any contrary provision of law, for purposes of subsection C of § 58.1-3524 and subsection B of § 58.1-3536, Code  
5 of Virginia, the term general fund revenues, excluding transfers, is defined as (i) all state taxes, including penalties and interest,  
6 required and/or authorized to be collected and paid into the general fund of the state treasury pursuant to Title 58.1, Code of  
7 Virginia; (ii) permits, fees, licenses, fines, forfeitures, charges for services, and revenue from the use of money and property required  
8 and/or authorized to be paid into the general fund of the treasury; and (iii) amounts required to be deposited to the general fund of  
9 the state treasury pursuant to § 4-2.02 a.1., of this act. However, in no case shall (i) lump-sum payments, (ii) one-time payments not  
10 generated from the normal operation of state government, or (iii) proceeds from the sale of state property or assets be included in the  
11 general fund revenue calculations for purposes of subsection C of § 58.1-3524 and subsection B of § 58.1-3536, Code of Virginia.

12 c. DATE OF RECEIPT OF REVENUES:

13 All June general fund collections received under Subtitle I of Title 58.1, Code of Virginia, bearing a postmark date or electronic  
14 transactions with a settlement or notification date on or before the first business day in July, when June 30 falls on a Saturday or  
15 Sunday, shall be considered as June revenue and recorded under guidelines established annually by the Department of Accounts.

16 **I VETO THIS ITEM WHICH CONTINUES ON PAGE 253. /s/ Terence R. McAuliffe (6/21/14) (Vetoed item is enclosed in brackets.)**

17 d. SETTLEMENTS NEGOTIATED BY THE OFFICE OF THE ATTORNEY GENERAL:

18 1. There is hereby created the Disbursement Review Committee (the "Committee"), the members of which are the Attorney General,  
19 who shall serve as chairman; the Chairman of the House Committee on Appropriations and one Delegate appointed by him, or their  
20 designees; the Chairman of the Senate Committee on Finance and one Senator appointed by him, or their designees; and two  
21 individuals appointed by the Governor. Whenever the Attorney General reasonably expects that there will be money or any real,  
22 tangible, or intangible property ("money or property"), or both, other than criminal fines (which would go to the Literary Fund) or  
23 attorney's fees (i) due or available to the Commonwealth as a result of any civil or criminal dispute or (ii) available to the  
24 Commonwealth or to any state or local governmental entity in the Commonwealth from any federal entity pursuant to an asset  
25 forfeiture equitable sharing agreement or other legal action, including a compromise, settlement, or agreement in a multistate action  
26 in which the Attorney General has participated on behalf of the Commonwealth or an agency of the Commonwealth, he shall  
27 forthwith notify all members of the Committee of the pertinent facts, and may convene a meeting of the Committee, but shall  
convene a meeting of the Committee at the request of any member.

28 2. For a compromise, settlement, or agreement under subdivision 1(i) above, the Attorney General shall prepare and recommend to  
29 the Committee a proposed Distribution Plan (the "Plan") regarding the distribution and use of money or property, or both, to be  
30 received by the Commonwealth as a result of any such compromise, settlement, or agreement. The Committee may propose the  
31 same or a modified Plan to the General Assembly for the distribution or use, or both, of such money or property, or both.

32 3. For a compromise, settlement, or agreement under subdivision 1(ii) above, if the distribution or use, or both, of any money or  
33 property, or both, to be received by the Commonwealth is determined by a court order, federal law, or by a federal entity pursuant to  
34 federal law (such as a federal asset forfeiture sharing agreement), the Attorney General shall prepare and provide to the Committee a  
35 proposed Plan for the distribution and use of any such money or property, or both, that is consistent with such court order, federal  
36 law, or regulations or policies of such federal agency. If the permissible purpose(s) for the distribution or use, or both, of such  
37 money or property, or both, is described in general terms (for example, it must be used for "law enforcement purposes" or for  
38 "consumer education"), the Committee may propose a modified Plan with a more particular distribution or use, or both, that falls  
39 within such general permissible purpose(s). If a federal entity must approve the final Plan for such distribution or use, or both,  
40 and does not approve the Plan submitted to it by the Attorney General, he shall so inform the Committee, and the Plan may be revised if  
41 deemed appropriate and resubmitted to the federal entity for approval. If the federal entity approves the original Plan or a revised  
42 Plan, the Attorney General shall so inform the Committee, and the Committee shall recommend to the General Assembly  
43 distribution or use, or both, of such money or property, or both, that is consistent with the Plan approved by the federal entity.

44 4. The Attorney General shall not enter into any compromise, settlement, or agreement for the distribution of money or property, or  
45 both, to be received by the Commonwealth under subdivision 1(i) or 1(ii) unless the compromise, settlement, or agreement provides  
46 that such money or property, or both, is to be deposited into the state treasury. No such distribution shall occur without a specific  
47 appropriation by the General Assembly that is consistent with the permissible purpose(s) set forth in the court order or federal law or  
48 by the federal entity. If a federal entity must approve the final Plan for such distribution or use, or both, and the General Assembly's  
49 appropriation in an appropriation act differs from the Plan approved by the federal entity, the appropriation shall be submitted to the  
50 federal entity for approval. The distribution of any money or property, or both, shall be done in a manner as prescribed by the State  
51 Comptroller in order to ensure proper accounting on the books of the Commonwealth.

52 5. The provisions of subdivisions 1) through 4) shall not apply to any negotiation, compromise, settlement, or agreement involving  
53 money or property, or both (a) where the distribution and use of such money or property, or both, is governed specifically by this act  
54 or by the constitution or other law of the Commonwealth, (b) in which the total value of such moneys or property does not exceed  
55 \$250,000, or (c) in which the entire amount of the settlement is for services provided, or for property sold or provided, under a  
56 contract with a governmental entity. "Governmental entity" shall include, without limitation, public institutions of higher education.

ITEM VETO CONTINUED FROM PAGE 252. /s/ Terence R. McAuliffe (6/21/14) (Vetoed item is enclosed in brackets.)

The General Assembly hereby appropriates a sum sufficient amount for any settlement or agreement authorized solely by virtue of this subdivision 5. The provisions of this § 4-2.02.d. shall not apply to state teaching hospitals.

§ 4-2.03 INDIRECT COSTS

a. INDIRECT COST RECOVERIES FROM GRANTS AND CONTRACTS:

Each state agency, including institutions of higher education, which accepts a grant or contract shall recover full statewide and agency indirect costs unless prohibited by the grantor agency or exempted by provisions of this act.

b. AGENCIES OTHER THAN INSTITUTIONS OF HIGHER EDUCATION:

The following conditions shall apply to indirect cost recoveries received by all agencies other than institutions of higher education:

1. The Governor shall include in the recommended nongeneral fund appropriation for each agency in this act the amount which the agency includes in its revenue estimate as an indirect cost recovery. The recommended nongeneral fund appropriations shall reflect the indirect costs in the program incurring the costs.

2. If actual agency indirect cost recoveries exceed the nongeneral fund amount appropriated in this act, the Director, Department of Planning and Budget, is authorized to increase the nongeneral fund appropriation to the agency by the amount of such excess indirect cost recovery. Such increase shall be made in the program incurring the costs.

3. Statewide indirect cost recoveries shall be paid into the general fund of the state treasury, unless the agency is specifically exempted from this requirement by language in this act. Any statewide indirect cost recoveries received by the agency in excess of the exempted sum shall be deposited to the general fund of the state treasury.

c. INSTITUTIONS OF HIGHER EDUCATION:

The following conditions shall apply to indirect cost recoveries received by institutions of higher education:

1. Seventy percent shall be retained by the institution as an appropriation of moneys for the conduct and enhancement of research and research-related requirements. Such moneys may be used for payment of principal of and interest on bonds issued by or for the institution pursuant to § 23-19, Code of Virginia, for any appropriate purpose of the institution, including, but not limited to, the conduct and enhancement of research and research-related requirements.

2. Thirty percent of the indirect cost recoveries for the level of sponsored programs authorized in the appropriations in Part 1 of Chapter 1042 of the Acts of Assembly of 2003, shall be included in the educational and general revenues of the institution to meet administrative costs.

3. Institutions of higher education may retain 100 percent of the indirect cost recoveries related to research grant and contract levels in excess of the levels authorized in Chapter 1042 of the Acts of Assembly of 2003. This provision is included as an additional incentive for increasing externally funded research activities.

d. REPORTS

The Director, Department of Planning and Budget, shall make available via electronic means a report to the Chairmen of the Senate Finance and House Appropriations Committees and the public no later than September 1 of each year on the indirect cost recovery moneys administratively appropriated.

e. REGULATIONS:

The State Comptroller is hereby authorized to issue regulations to carry out the provisions of this subsection, including the establishment of criteria to certify that an agency is in compliance with the provisions of this subsection.

§ 4-3.00 DEFICIT AUTHORIZATION AND TREASURY LOANS

§ 4-3.01 DEFICITS

a. GENERAL:

1. Except as provided in this section no state agency shall incur a deficit. No state agency receiving general fund appropriations under the provisions of this act shall obligate or expend moneys in excess of its general fund appropriations, nor shall it obligate or expend moneys in excess of nongeneral fund revenues that are collected and appropriated.

2. The Governor is authorized to approve deficit funding for a state agency under the following conditions:

a) an unanticipated federal or judicial mandate has been imposed,

- 1 b) insufficient moneys are available in the first year of the biennium for start-up of General Assembly-approved action, or  
 2 c) delay pending action by the General Assembly at its next legislative session will result in the curtailment of services required by  
 3 statute or those required by federal mandate or will produce a threat to life, safety, health or property.  
 4 d) Such approval by the Governor shall be in writing under the conditions described in § 4-3.02 a Authorized Deficit Loans of this  
 5 act and shall be promptly communicated to the Chairmen of the House Appropriations and Senate Finance Committees within five  
 6 calendar days of deficit approval.
- 7 3. Deficits shall not be authorized for capital projects.
- 8 4. The Department of Transportation may obligate funds in excess of the current biennium appropriation for projects of a capital  
 9 nature not covered by § 4-4.00 Capital Projects, of this act provided such projects a) are delineated in the Virginia Transportation  
 10 Six-Year Improvement Program, as approved by the Commonwealth Transportation Board; and b) have sufficient cash allocated to  
 11 each such project to cover projected costs in each year of the Program; and provided that c) sufficient revenues are projected to meet  
 12 all cash obligations for such projects as well as all other commitments and appropriations approved by the General Assembly in the  
 13 biennial budget.
- 14 b. UNAUTHORIZED DEFICITS: If any agency contravenes any of the prohibitions stated above, thereby incurring an unauthorized  
 15 deficit, the Governor is hereby directed to withhold approval of such excess obligation or expenditure. Further, there shall be no  
 16 reimbursement of said excess, nor shall there be any liability or obligation upon the state to make any appropriation hereafter to meet  
 17 such unauthorized deficit. Further, those members of the governing board of any such agency who shall have voted therefor, or its  
 18 head if there be no governing board, making any such excess obligation or expenditure shall be personally liable for the full amount  
 19 of such unauthorized deficit and, at the discretion of the Governor, shall be deemed guilty of neglect of official duty and be subject  
 20 to removal therefor. Further, the State Comptroller is hereby directed to make public any such unauthorized deficit, and the Director,  
 21 Department of Planning and Budget, is hereby directed to set out such unauthorized deficits in the next biennial budget. In addition,  
 22 the Governor is directed to bring this provision of this act to the attention of the members of the governing board of each state  
 23 agency, or its head if there be no governing board, within two weeks of the date that this act becomes effective. The governing  
 24 board or the agency head shall execute and return to the Governor a signed acknowledgment of such notification.
- 25 c. TOTAL AUTHORIZED DEFICITS: The amount which the Governor may authorize, under the provisions of this section during  
 26 the current biennium, to be expended from loans repayable out of the general fund of the state treasury, for all state agencies, or  
 27 other agencies combined, in excess of general fund appropriations for the current biennium, shall not exceed one and one-half  
 28 percent (1 1/2%) of the revenues collected and paid into the general fund of the state treasury as defined in § 4-2.02 b. of this act  
 29 during the last year of the previous biennium and the first year of the current biennium.
- 30 d. The Governor shall report any such authorized and unauthorized deficits to the Chairmen of the House Appropriations and Senate  
 31 Finance Committees within five calendar days of deficit approval. By August 15 of each year, the Governor shall provide a  
 32 comprehensive report to the Chairmen of the House Appropriations and Senate Finance Committees detailing all such deficits.

### 33 § 4-3.02 TREASURY LOANS

- 34 a. AUTHORIZED DEFICIT LOANS: A state agency requesting authorization for deficit spending shall prepare a plan for the  
 35 Governor's review and approval, specifying appropriate financial, administrative and management actions necessary to eliminate the  
 36 deficit and to prevent future deficits. If the Governor approves the plan and authorizes a state agency to incur a deficit under the  
 37 provisions of this section, the amount authorized shall be obtained by the agency by borrowing the authorized amount on such terms  
 38 and from such sources as may be approved by the Governor. At the close of business on the last day of the current biennium, any  
 39 unexpended balance of such loan shall be applied toward repayment of the loan, unless such action is contrary to the conditions of  
 40 the loan approval. The Director, Department of Planning and Budget, shall set forth in the next biennial budget all such loans which  
 41 require an appropriation for repayment. A copy of the approved plan to eliminate the deficit shall be transmitted to the Chairmen of  
 42 the House Appropriations and the Senate Finance Committees within five calendar days of approval.
- 43 b. ANTICIPATION LOANS: Authorization for anticipation loans are limited to the provisions below.
- 44 1.a) When the payment of authorized obligations for operating expenses is required prior to the collection of nongeneral fund  
 45 revenues, any state agency may borrow from the state treasury the required sums with the prior written approval of the Secretary of  
 46 Finance or his designee as to the amount, terms and sources of such funds; such loans shall not exceed the amount of the anticipated  
 47 collections of such revenues and shall be repaid only from such revenues when collected.
- 48 b) When the payment of authorized obligations for capital expenses is required prior to the collection of nongeneral fund revenues or  
 49 proceeds from authorized debt, any state agency or body corporate and politic, constituting a public corporation and government  
 50 instrumentality, may borrow from the state treasury the required sums with the prior written approval of the Secretary of Finance or  
 51 his designee as to the amount, terms and sources of such funds; such loans in anticipation of bond proceeds shall not exceed the  
 52 amount of the anticipated proceeds from debt authorized by the General Assembly and shall be repaid only from such proceeds  
 53 when collected.

- 1 2. Anticipation loans for operating expenses shall be in amounts not greater than the sum identified by the agency as the  
 2 minimum amount required to meet the projected expenditures. The term of any anticipation loans granted for operating  
 3 expenses shall not exceed twelve months.
- 4 3. Before an anticipation loan for a capital project is authorized, the agency shall develop a plan for financing such capital  
 5 project; approval of the State Treasurer shall be obtained for all plans to incur authorized debt.
- 6 4. Anticipation loans for capital projects shall be in amounts not greater than the sum identified by the agency as required to  
 7 meet the projected expenditures for the project within the current biennium.
- 8 5. To ensure that such loans are repaid as soon as practical and economical, the Department of Planning and Budget shall  
 9 monitor the construction and expenditure schedules of all approved capital projects that will be paid for with proceeds from  
 10 authorized debt and have anticipation loans.
- 11 6. Unless otherwise prohibited by federal or state law, the State Treasurer shall charge current market interest rates on  
 12 anticipation loans made for operating purposes and capital projects subject to the following:
- 13 a) Anticipation loans for capital projects for which debt service will be paid with general fund appropriations shall be exempt  
 14 from interest payments on borrowed balances.
- 15 b) Interest payments on anticipation loans for nongeneral fund capital projects or nongeneral fund operating expenses shall be  
 16 made from appropriated nongeneral fund revenues. Such interest shall not be paid with the funds from the anticipation loan or  
 17 from the proceeds of authorized debt without the approval of the State Treasurer.
- 18 c) REPORTING: All outstanding loans shall be reported by the Governor to the Chairmen of the House Appropriations and  
 19 Senate Finance Committees by August 15 of each year. The report shall include a status of the repayment schedule for each  
 20 loan.
- 21 c. ANTICIPATION LOANS FOR PROJECTS NOT INCLUDED IN THIS ACT OR FOR PROJECTS AUTHORIZED  
 22 UNDER § 4-4.01M: Authorization for anticipation loans for projects not included in this act or for projects authorized under §  
 23 4-4.01 m are limited to the provisions below:
- 24 1. Such loans are limited to those projects that shall be repaid from revenues derived from nongeneral fund sources.
- 25 2.a) When the payment of authorized obligations for operating expenses is required prior to the collection of nongeneral fund  
 26 revenues, any state agency may borrow from the state treasury the required sum with the prior written approval of the Secretary  
 27 of Finance or his designee as to the amount, terms, and sources of such funds. Such loans shall not exceed the amount of the  
 28 anticipated collections of such nongeneral fund revenues and shall be repaid only from such nongeneral fund revenues when  
 29 collected.
- 30 b) When the payment of obligations for capital expenses for projects authorized under § 4-4.01 m is required prior to the  
 31 collection of nongeneral fund revenues, any state agency or body corporate and politic, constituting a public corporation and  
 32 government instrumentality, may borrow from the state treasury the required sums with the prior written approval of the  
 33 Secretary of Finance or his designee as to the amount, terms, and sources of such funds. Such loans shall be repaid only from  
 34 nongeneral fund revenues associated with the project.
- 35 3. Anticipation loans for operating expenses shall be in amounts not greater than the sum identified by the agency as the  
 36 minimum amount required to meet projected expenditures. The term of any anticipation loans granted for operating expenses  
 37 shall not exceed 12 months.
- 38 4. Before an anticipation loan is provided for a capital project authorized under § 4-4.01 m, the agency shall develop a plan for  
 39 repayment of such loan and approval of the Director of the Department of Planning and Budget shall be obtained for all such  
 40 plans and reported to the Chairman of the House Appropriations and Senate Finance Committees.
- 41 5. Anticipation loans for capital projects authorized under § 4-4.01 m shall be in amounts not greater than the sum identified by  
 42 the agency as required to meet the projected expenditures for the project within the current biennium. Such loans shall be repaid  
 43 only from nongeneral fund revenues associated with the project.
- 44 6. The State Treasurer shall charge current market interest rates on anticipation loans made for capital projects authorized under  
 45 § 4-4.01 m. Interest payments on anticipation loans for nongeneral fund capital projects authorized under § 4-4.01 m shall be  
 46 made from appropriated nongeneral fund revenues. Such interest shall not be paid with the funds from the anticipation loan  
 47 without the approval of the Director of the Department of Planning and Budget.
- 48 a) REPORTING: All outstanding loans shall be reported by the Governor to the Chairmen of the House Appropriations and  
 49 Senate Finance Committees by August 15 of each year. The report shall include a status of the repayment schedule for each  
 50 loan.

1 § 4-3.03 CAPITAL LEASES

2 a. GENERAL:

3 1. As part of their capital budget submission, all agencies and institutions of the Commonwealth proposing building projects that  
 4 may qualify as capital lease agreements, as defined in Generally Accepted Accounting Principles (GAAP), and that may be  
 5 supported in whole, or in part, from appropriations provided for in this act, shall submit copies of such proposals to the Directors of  
 6 the Departments of Planning and Budget and General Services, the State Comptroller, and the State Treasurer. The Secretary of  
 7 Finance may promulgate guidelines for the review and approval of such requests.

8 2. The proposals shall be submitted in such form as the Secretary of Finance may prescribe. The Comptroller and the Director,  
 9 Department of General Services shall be responsible for evaluating the proposals to determine if they qualify as capital lease  
 10 agreements. The State Treasurer shall be responsible for incorporating existing and authorized capital lease agreements in the annual  
 11 Debt Capacity Advisory Committee reports.

12 b. APPROVAL OF FINANCINGS:

13 1. For any project which qualifies as a capital lease, as defined in the preceding subdivisions a 1 and 2, and which is financed  
 14 through the issuance of securities, the Treasury Board shall approve the terms and structure of such financing pursuant to § 2.2-2416,  
 15 Code of Virginia.

16 2. For any project for which costs will exceed \$5,000,000 and which is financed through a capital lease transaction, the Treasury  
 17 Board shall approve the financing terms and structure of such capital lease in addition to such other reviews and approvals as may be  
 18 required by law. Prior to consideration by the Treasury Board, the Departments of Accounts, General Services, and Planning and  
 19 Budget shall notify the Treasury Board upon their approval of any transaction which qualifies as a capital lease under the terms of  
 20 this section. The State Treasurer shall notify the Chairmen of the House Appropriations and Senate Finance Committees of the  
 21 action of the Treasury Board as it regards this subdivision within five calendar days of its action.

22 c. REPORTS: Not later than December 20 of each year, the Secretary of Finance and the Secretary of Administration shall jointly be  
 23 responsible for providing the Chairmen of the House Appropriations and Senate Finance Committees with recommendations  
 24 involving proposed capital lease agreements.

25 d. This section shall not apply to capital leases that are funded entirely with nongeneral fund revenues and are entered into by public  
 26 institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts of Assembly. Furthermore, the Department of  
 27 General Services is authorized to enter into capital leases for executive branch agencies provided that the resulting capital lease is  
 28 funded entirely with nongeneral funds, is approved based on the requirements of § 4-3.03 b.1 and 2 above, and would not be  
 29 considered tax supported debt of the Commonwealth.

30 § 4-4.00 CAPITAL PROJECTS

31 § 4-4.01 GENERAL

32 a. Definition:

33 1. Unless defined otherwise, when used in this section, "capital project" or "project" means acquisition of property and new  
 34 construction and improvements related to state-owned property, plant or equipment (including plans therefor), as the terms  
 35 "acquisition", "new construction", and "improvements" are defined in the instructions for the preparation of the Executive Budget.  
 36 "Capital project" or "project" shall also mean any improvements to property leased for use by a state agency, and not owned by the  
 37 state, when such improvements are financed by public funds, except as hereinafter provided in subdivisions 3 and 4 of this  
 38 subsection.

39 2. The provisions of this section are applicable equally to acquisition of property and plant by purchase, gift, or any other means,  
 40 including the acquisition of property through a lease/purchase contract, regardless of the method of financing or the source of funds.  
 41 Acquisition of property by lease shall be subject to § 4-3.03 of this act.

42 3. The provisions of this section shall not apply to property or equipment acquired by lease or improvements to leased property and  
 43 equipment when the improvements are provided by the lessor pursuant to the terms of the lease and upon expiration of the lease  
 44 remain the property of the lessor.

45 4. The provisions of this section shall not apply to property leased by state agencies for the purposes described in §§ 2.2-1151 C and  
 46 33.1-93, Code of Virginia.

47 b. Notwithstanding any other provisions of law, requests for appropriations for capital projects shall be subject to the following:

48 1. The agency shall submit a capital project proposal for all requested capital projects. Such proposals shall be submitted to the  
 49 Director, Department of Planning and Budget, for review and approval in accordance with guidelines prescribed by the director.  
 50 Projects shall be developed to meet agency functional and space requirements within a cost range comparable to similar public and



- 1 private sector projects.
- 2 2. Except for institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts of Assembly, Chapters 594  
3 and 616 of the 2008 Acts of Assembly and Chapters 675 and 685 of the 2009 Acts of Assembly, financings for capital projects  
4 shall comply, where applicable, with the Treasury Board Guidelines issued pursuant to § 2.2-2416, Code of Virginia, and any  
5 subsequent amendments thereto.
- 6 3. As part of any request for appropriations for an armory, the Department of Military Affairs shall obtain a written  
7 commitment from the host locality to share in the operating expense of the armory.
- 8 c. Each agency head shall provide annually to the Director, Department of Planning and Budget, a report on the use of the  
9 maintenance reserve appropriation of the agency in Part 2 of this act. In the use of its maintenance reserve appropriation, an  
10 agency shall give first priority to the repair or replacement of roof on buildings under control of the agency. The agency head  
11 shall certify in the agency's annual maintenance reserve report that to the best of his or her knowledge, all necessary roof  
12 repairs have been accomplished or are in the process of being accomplished. Such roof repairs and replacements shall be in  
13 accord with the technical requirements of the Commonwealth's Construction and Professional Services Manual.
- 14 d. The Department of Planning and Budget shall review its approach to capital outlay planning and budgeting from time to time  
15 and make available via electronic means a report of any proposed change to the Chairmen of the House Appropriations and  
16 Senate Finance Committees and the public prior to its implementation. Such report shall include an analysis of the impact of the  
17 suggested change on affected agencies and institutions.
- 18 e. Nothing in §§ 2-0 and 4-4.00 of this act shall be deemed to override the provisions of §§ 2.2-1132 and 62.1-132.6, Code of  
19 Virginia, amended by Chapter 488, 1997 Acts of Assembly, relating to Virginia Port Authority capital projects and  
20 procurement activities.
- 21 f. It is the intent of the General Assembly that the Department of Conservation and Recreation shall be authorized to initiate  
22 and accept by gift or purchase with nongeneral fund dollars any lands for State Park or Natural Area purposes which may  
23 become available, and that are not specifically appropriated by the General Assembly, when such acquisitions are made in  
24 accordance with the provisions of this section and other applicable provisions of state law including approval by the Governor.
- 25 g. Legislative Approval: It is the intent of the General Assembly that, with the exceptions noted in this paragraph and paragraph  
26 m, all capital projects to be undertaken by agencies of the Commonwealth, including institutions of higher education, shall be  
27 pursuant to approvals by the General Assembly as provided in the Six-Year Capital Outlay Plan established pursuant to § 2.2-  
28 1515, et seq., Code of Virginia. Otherwise, the consideration of capital projects shall be limited to:
- 29 1. Supplementing projects which have been bid and determined to have insufficient funding to be placed under contract, and
- 30 2. Projects declared by the Governor or the General Assembly to be of an emergency nature, which may avoid an increase in  
31 cost or otherwise result in a measurable benefit to the state, and/or which are required for the continued use of existing  
32 facilities.
- 33 3. This paragraph does not prohibit the initiation of projects authorized by § 4-4.01 m hereof, or projects included under the  
34 central appropriations for capital project expenses in this act.
- 35 h. Preliminary Requirements: In regard to each capital project for which appropriation or reappropriation is made pursuant to  
36 this act, or which is hereafter considered by the Governor for inclusion in the Executive Budget, or which is offered as a gift or  
37 is considered for purchase, the Governor is hereby required: (1) to determine the urgency of its need, as compared with the need  
38 for other capital projects as herein authorized, or hereafter considered; (2) to determine whether the proposed plans and  
39 specifications for each capital project are suitable and adequate, and whether they involve expenditures which are excessive for  
40 the purposes intended; (3) to determine whether labor, materials, and other requirements, if any, needed for the acquisition or  
41 construction of such project can and will be obtained at reasonable cost; and (4) to determine whether or not the project  
42 conforms to a site or master plan approved by the agency head or board of visitors of an institution of higher education for a  
43 program approved by the General Assembly.
- 44 i. Initiation Generally:
- 45 1. No architectural or engineering planning for, or construction of, or purchase of any capital project shall be commenced or  
46 revised without the prior written approval of the Governor or his designee.
- 47 2. The requirements of § 10.1-1190, Code of Virginia, shall be met prior to the release of funds for a major state project,  
48 provided, however, that the Governor or his designee is authorized to release from any appropriation for a major state project  
49 made pursuant to this act such sum or sums as may be necessary to pay for the preparation of the environmental impact report  
50 required by § 10.1-1188, Code of Virginia.
- 51 3. The Governor, at his discretion, or his designee may release from any capital project appropriation or reappropriation made  
52 pursuant to this act such sum (or sums) as may be necessary to pay for the preparation of plans and specifications by architects

1 and engineers, provided that the estimated cost of the construction covered by such drawings and specifications does not exceed the  
 2 appropriation therefor; provided, further, however, that the architectural and engineering fees paid on completion of the preliminary  
 3 design for any such project may be based on such estimated costs as may be approved by the Governor in writing, where it is shown  
 4 to the satisfaction of the Governor that higher costs of labor or material, or both, or other unforeseen conditions, have made the  
 5 appropriation inadequate for the completion of the project for which the appropriation was made, and where in the judgment of the  
 6 Governor such changed conditions justify the payment of architectural or engineering fees based on costs exceeding the  
 7 appropriation.

8 4. Architectural or engineering contracts shall not be awarded in perpetuity for capital projects at any state institution, agency or  
 9 activity.

10 j. Capital Projects Financed with Bonds: Capital projects proposed to be financed with (i) 9 (c) general obligation bonds or (ii) 9(d)  
 11 obligations where debt service is expected to be paid from project revenues or revenues of the agency or institution, shall be  
 12 reviewed as follows:

13 1. By August 15 of each year, requests for inclusion in the Executive Budget of capital projects to be financed with 9(c) general  
 14 obligation bonds shall be submitted to the State Treasurer for evaluation of financial feasibility. Submission shall be in accordance  
 15 with the instructions prescribed by the State Treasurer. The State Treasurer shall distribute copies of financial feasibility studies to  
 16 the Director, Department of Planning and Budget, the Secretary for the submitting agency or institution, the Chairmen of the House  
 17 Appropriations and Senate Finance Committees, and the Director, State Council of Higher Education for Virginia, if the project is  
 18 requested by an institution of higher education.

19 2. By August 15 of each year, institutions shall also prepare and submit copies of financial feasibility studies to the State Council of  
 20 Higher Education for Virginia for 9(d) obligations where debt service is expected to be paid from project revenues or revenues of the  
 21 institution. The State Council of Higher Education for Virginia shall identify the impact of all projects requested by the institutions  
 22 of higher education, and as described in § 4-4.01 j.1. of this act, on the current and projected cost to students in institutions of higher  
 23 education and the impact of the project on the institution's need for student financial assistance. The State Council of Higher  
 24 Education for Virginia shall report such information to the Secretary of Finance and the Chairmen of the House Appropriations and  
 25 Senate Finance Committees no later than October 1 of each year.

26 3. Prior to the issuance of debt for 9(c) general obligation projects, when more than one year has elapsed since the review of  
 27 financial feasibility specified in § 4-4.01 j 1 above, an updated feasibility study shall be prepared by the agency and reviewed by the  
 28 State Treasurer prior to requesting the Governor's Opinion of Financial Feasibility required under Article X, Section 9 (c), of the  
 29 Constitution of Virginia.

30 k. Transfers to supplement capital projects from nongeneral funds may be made under the conditions set forth in §§ 4-1.03 a, 4-1.04  
 31 a.3, and 4-4.01 m of this act.

32 1.1. Change in Size and Scope: Unless otherwise provided by law, the scope, which is the function or intended use, of any capital  
 33 project may not be substantively changed, nor its size increased or decreased by more than five percent in size beyond the plans and  
 34 justification which were the basis for the appropriation or reappropriation in this act or for the Governor's authorization pursuant to §  
 35 4-4.01 m of this act. However, this prohibition is not applicable to changes in size and scope required because of circumstances  
 36 determined by the Governor to be an emergency, or requirements imposed by the federal government when such capital project is  
 37 for armories or other defense-related installations and is funded in whole or in part by federal funds. Furthermore, this prohibition  
 38 shall not apply to minor increases, beyond five percent, in square footage determined by the Director, Department of General  
 39 Services, to be reasonable and appropriate based on a written justification submitted by the agency stating the reason for the  
 40 increase, with the provision that such increase will not increase the cost of the project beyond the amount appropriated; nor to  
 41 decreases in size beyond five percent to offset unbudgeted costs when such costs are determined by the Director, Department of  
 42 Planning and Budget, to be reasonable based on a written justification submitted by the agency specifying the amount and nature of  
 43 the unbudgeted costs and the types of actions that will be taken to decrease the size of the project. The written justification shall also  
 44 include a certification, signed by the agency head, that the resulting project will be consistent with the original programmatic intent  
 45 of the appropriations.

46 2. If space planning, energy conservation, and environmental standards guides for any type of construction have been approved by  
 47 the Governor or the General Assembly, the Governor shall require capital projects to conform to such planning guides.

48 m. Projects Not Included In This Act:

49 1. Authorization by Governor:

50 a) The Governor may authorize initiation of, planning for, construction of or acquisition of a nongeneral fund capital project not  
 51 specifically included in this act or provided for a program approved by the General Assembly through appropriations, under one or  
 52 more of the following conditions:

53 1) The project is required to meet an emergency situation.

- 1) The project is to be operated as an auxiliary enterprise or sponsored program in an institution of higher education and will be fully funded by revenues of auxiliary enterprises or sponsored programs.
- 2) The project is to be operated as an educational and general program in an institution of higher education and will be fully funded by nongeneral fund revenues of educational and general programs or from private gifts and indirect cost recoveries.
- 3) The project consists of plant or property which has become available or has been received as a gift.
- 4) The project has been recommended for funding by the Tobacco Indemnification and Community Revitalization Commission or the Virginia Tobacco Settlement Foundation.
- b) The foregoing conditions are subject to the following criteria:
- 1) Funds are available within the appropriations made by this act (including those subject to §§ 4-1.03 a, 4-1.04 a.3, and 4-2.03) without adverse effect on other projects or programs, or from unappropriated nongeneral fund revenues or balances.
- 2) In the Governor's opinion such action may avoid an increase in cost or otherwise result in a measurable benefit to the state.
- 3) The authorization includes a detailed description of the project, the project need, the total project cost, the estimated operating costs, and the fund sources for the project and its operating costs.
- 4) The Chairmen of the House Appropriations and Senate Finance Committees shall be notified by the Governor prior to the authorization of any capital project under the provisions of this subsection.
- 5) Permanent funding for any project initiated under this section shall only be from nongeneral fund sources.
2. Authorization by Director, Department of Planning and Budget:
- a) The Director, Department of Planning and Budget, may authorize initiation of a capital project not included in this act, if the General Assembly has enacted legislation to fund the project from bonds of the Virginia Public Building Authority, Virginia College Building Authority, or from reserves created by refunding of bonds issued by those Authorities.
3. Delegated authorization by Boards of Visitors, Public Institutions of Higher Education:
- a) In accordance with § 4-5.06 of this act, the board of visitors of any public institution of higher education that: i) has met the eligibility criteria set forth in Chapters 933 and 945 of the 2005 Acts of Assembly for additional operational and administrative autonomy, including having entered into a memorandum of understanding with the Secretary of Administration for delegated authority of nongeneral fund capital outlay projects, and ii) has received a sum sufficient nongeneral fund appropriation for emergency projects as set out in Part 2: Capital Project Expenses of this act, may authorize the initiation of any capital project that is not specifically set forth in this act provided that the project meets at least one of the conditions and criteria identified in § 4-4.01 m 1 of this act.
- b) At least 30 days prior to the initiation of a project under this provision, the board of visitors must notify the Governor and Chairmen of the House Appropriations and Senate Finance Committees and must provide a life-cycle budget analysis of the project. Such analysis shall be in a form to be prescribed by the Auditor of Public Accounts.
- c) The Commonwealth of Virginia shall have no general fund obligation for the construction, operation, insurance, routine maintenance, or long-term maintenance of any project authorized by the board of visitors of a public institution of higher education in accordance with this provision.
- n. Acquisition, maintenance, and operation of buildings and nonbuilding facilities in colleges and universities shall be subject to the following policies:
1. The anticipated program use of the building or nonbuilding facility should determine the funding source for expenditures for acquisition, construction, maintenance, operation, and repairs.
2. Expenditures for land acquisition, site preparation beyond five feet from a building, and the construction of additional outdoor lighting, sidewalks, outdoor athletic and recreational facilities, and parking lots in the Virginia Community College System shall be made only from appropriated federal funds, Trust and Agency funds, including local government allocations or appropriations, or the proceeds of indebtedness authorized by the General Assembly.
3. The general policy of the Commonwealth shall be that parking services are to be operated as an auxiliary enterprise by all colleges and universities. Institutions should develop sufficient reserves for ongoing maintenance and replacement of parking facilities.
4. Except as provided in paragraph 2 above, expenditures for maintenance, replacement, and repair of outdoor lighting, sidewalks, and other infrastructure facilities may be made from any appropriated funds.

- 1 5. Expenditures for operations, maintenance, and repair of athletic, recreational, and public service facilities, both indoor and  
2 outdoor, should be from nongeneral funds. However, this condition shall not apply to any indoor recreational facility existing on a  
3 community college campus as of July 1, 1988.
- 4 6.a.1. At institutions of higher education that have met the eligibility criteria for additional operational and administrative authority  
5 as set forth in Chapters 933 and 945 of the 2005 Acts of Assembly or Chapters 824 and 829 of the 2008 Acts of Assembly, any  
6 repair, renovation, or new construction project costing up to \$2,000,000 shall be exempt from the capital outlay review and approval  
7 process. For purposes of this paragraph, projects shall not include any subset of a series of projects, which in combination would  
8 exceed the \$2,000,000 maximum.
- 9 2. All institutions of higher education shall be exempt from the capital review and approval process for repair, renovation, or new  
10 construction projects costing up to \$2,000,000.
- 11 b. Blanket authorizations funded entirely by nongeneral funds may be used for 1) renovation and infrastructure projects costing up to  
12 \$2,000,000 and 2) the planning of nongeneral fund new construction and renovation projects through bidding, with bid award made  
13 after receipt of a construction authorization. The Director, Department of Planning and Budget, may provide exemptions to the  
14 threshold.
- 15 7. It is the policy of the Commonwealth that the institutions of higher education shall treat the maintenance of their facilities as a  
16 priority for the allocation of resources. No appropriations shall be transferred from the "Operation and Maintenance of Plant"  
17 subprogram except for closely and definitely related purposes, as approved by the Director, Department of Planning and Budget, or  
18 his designee. A report providing the rationale for each approved transfer shall be made to the Chairmen of the House Appropriations  
19 and Senate Finance Committees.
- 20 o. Legislative Intent and Reporting: Appropriations for capital projects shall be deemed to have been made for purposes which  
21 require their expenditure, or being placed under contract for expenditure, during the current biennium. Agencies to which such  
22 appropriations are made in this act or any other act are required to report progress as specified by the Governor. If, in the opinion of  
23 the Governor, these reports do not indicate satisfactory progress, he is authorized to take such actions as in his judgment may be  
24 necessary to meet legislative intent as herein defined. Reporting on the progress of capital projects shall be in accordance with § 4-  
25 8.00, Reporting Requirements.
- 26 p. No expenditure from a general fund appropriation in this act shall be made to expand or enhance a capital outlay project beyond  
27 that anticipated when the project was initially approved by the General Assembly except to comply with requirements imposed by  
28 the federal government when such capital project is for armories or other defense-related installations and is funded in whole or in  
29 part by federal funds. General fund appropriations in excess of those necessary to complete the project shall not be reallocated to  
30 expand or enhance the project, or be reallocated to a different project. The prohibitions in this subsection shall not apply to transfers  
31 from projects for which reappropriations have been authorized.
- 32 q. Local or private funds to be used for the acquisition, construction or improvement of capital projects for state agency use as owner  
33 or lessee shall be deposited into the state treasury for appropriation prior to their expenditure for such projects.
- 34 r. State-owned Registered Historic Landmarks: To guarantee that the historical and/or architectural integrity of any state-owned  
35 properties listed on the Virginia Landmarks Register and the knowledge to be gained from archaeological sites will not be adversely  
36 affected because of inappropriate changes, the heads of those agencies in charge of such properties are directed to submit all plans  
37 for significant alterations, remodeling, redecoration, restoration or repairs that may basically alter the appearance of the structure,  
38 landscaping, or demolition to the Department of Historic Resources. Such plans shall be reviewed within thirty days and the  
39 comments of that department shall be submitted to the Governor through the Department of General Services for use in making a  
40 final determination.
- 41 s.1. The Governor may authorize the conveyance of any interest in property or improvements thereon held by the Commonwealth to  
42 the educational or real estate foundation of any institution of higher education where he finds that such property was acquired with  
43 local or private funds or by gift or grant to or for the use of the institution, and not with funds appropriated to the institution by the  
44 General Assembly. Any approved conveyance shall be exempt from § 2.2-1156, Code of Virginia, and any other statute concerning  
45 conveyance, transfer or sale of state property. If the foundation conveys any interest in the property or any improvements thereon,  
46 such conveyance shall likewise be exempt from compliance with any statute concerning disposition of state property. Any income or  
47 proceeds from the conveyance of any interest in the property shall be deemed to be local or private funds and may be used by the  
48 foundation for any foundation purpose.
- 49 2. This section shall not apply to public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts of  
50 Assembly, Chapters 594 and 616 of the 2008 Acts of Assembly, Chapters 824 and 829 of the 2008 Acts of Assembly, and Chapters  
51 675 and 685 of the 2009 Acts of Assembly.
- 52 t.1. Facility Lease Agreements Involving Institutions of Higher Education: In the case of any lease agreement involving state-owned  
53 property controlled by an institution of higher education, where the lease has been entered into consistent with the provisions of §  
54 2.2-1155, Code of Virginia, the Governor may amend, adjust or waive any project review and reporting procedures of Executive  
55 agencies as may reasonably be required to promote the property improvement goals for which the lease agreement was developed.

1 2. This section shall not apply to public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts of  
 2 Assembly, Chapters 594 and 616 of the 2008 Acts of Assembly, Chapters 824 and 829 of the 2008 Acts of Assembly, and  
 3 Chapters 675 and 685 of the 2009 Acts of Assembly.

4 u. Energy-efficiency Projects: Improvements to state-owned properties for the purpose of energy-efficiency shall be treated as  
 5 follows:

6 1. Such improvements shall be considered an operating expense, provided that:

7 a) the scope of the project meets or exceeds the applicable energy-efficiency standards set forth in the American Society of  
 8 Heating, Refrigerating, and Air Conditioning Engineers (ASHRAE), the Illuminating Engineering Society (IES) standard 90.1-  
 9 1989 and is limited to measures listed in guidelines issued by the Department of General Services;

10 b) the project is financed consistent with the provisions of § 2.2-2417, Code of Virginia, which requires Treasury Board  
 11 approval and is executed through a nonprofessional services contract with a vendor approved by the Department of General  
 12 Services;

13 c) the scope of work has been reviewed and recommended by the Department of Mines, Minerals and Energy;

14 d) the total cost does not exceed \$3,000,000; and

15 e) if the total cost exceeds \$3,000,000, but does not exceed \$7,000,000, the energy savings from the project offset the total cost  
 16 of the project, including debt service and interest payments.

17 2. If (a) the total cost of the improvement exceeds \$7,000,000 or (b) the total cost exceeds \$3,000,000, but does not exceed  
 18 \$7,000,000, and the energy savings from the project do not fully offset the total cost of the project, including debt services and  
 19 interest payments, the improvement shall be considered a capital expense regardless of the type of improvement and the  
 20 following conditions must be met:

21 a) the scope of the project meets or exceeds the applicable energy-efficiency standards set forth in the American Society of  
 22 Heating, Refrigerating, and Air Conditioning Engineers (ASHRAE), the Illuminating Engineering Society (IES) standard 90.1-  
 23 1989 and is limited to measures listed in guidelines issued by the Department of General Services;

24 b) the project is financed consistent with the provisions of § 2.2-2417, Code of Virginia, which requires Treasury Board  
 25 approval and is executed through a nonprofessional services contract with a vendor approved by the Department of General  
 26 Services;

27 c) the scope of work has been reviewed and recommended by the Department of Mines, Minerals and Energy;

28 d) the project has been reviewed by the Department of Planning and Budget; and

29 e) the project has been approved by the Governor.

30 3. If the total project exceeds \$250,000, the agency director will submit written notification to the Director, Department of  
 31 Planning and Budget, verifying that the project meets all of the conditions in subparagraph 1 above.

32 The provisions of §§ 2.0 and 4-4.01 of this act and the provisions of § 2.2-1132, Code of Virginia, shall not apply to energy  
 33 conservation projects that qualify as capital expenses.

34 4. As used in this paragraph, "improvement" does not include (a) constructing, enlarging, altering, repairing or demolishing a  
 35 building or structure, (b) changing the use of a building either within the same use group or to a different use group when the  
 36 new use requires greater degrees of structural strength, fire protection, exit facilities or sanitary provisions, or (c) removing or  
 37 disturbing any asbestos-containing materials during demolition, alteration, renovation of or additions to building or structures.  
 38 If the projected scope of an energy-efficiency project includes any of these elements, it shall be subject to the capital outlay  
 39 process as set out in this section.

40 5. The Director, Department of Planning and Budget, shall notify the Chairmen of the House Appropriations and Senate  
 41 Finance Committees upon the initiation of any energy-efficiency projects under the provisions of this paragraph.

42 v. No expenditures shall be authorized for the purchase of fee simple title to any real property to be used for a correctional  
 43 facility or for the actual construction of a correctional facility provided for in this act, or by reference hereto, that involves  
 44 acquisition or new construction of youth or adult correctional facilities on real property which was not owned by the  
 45 Commonwealth on January 1, 1995, until the governing body of the county, city or town wherein the project is to be located  
 46 has adopted a resolution supporting the location of such project within the boundaries of the affected jurisdiction. The  
 47 foregoing does not prohibit expenditures for site studies, real estate options, correctional facility design and related  
 48 expenditures.

1 w. Except for institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts of Assembly, Chapters 594 and  
2 616 of the 2008 Acts of Assembly, and Chapters 675 and 685 of the 2009 Acts of Assembly, any alternative financing agreement  
3 entered into between a state agency or institution of higher education and a private entity or affiliated foundation must be reviewed  
4 and approved by the Treasury Board.

5 x. Prior to requesting authorization for new dormitory capital projects, institutions of higher education shall conduct a cost study to  
6 determine whether an alternative financing arrangement or public-private transaction would provide a more effective option for the  
7 construction of the proposed facility. This study shall be submitted to the Department of Planning and Budget as part of the budget  
8 development process and shall be evaluated by the Governor prior to submitting his proposed budget.

9 y. Any new construction project developed by or for the Chippokes Plantation Farm Foundation, with an estimated cost of \$750,000  
10 or less, shall be exempt from the capital outlay review and approval process.

11 z. Construction or improvement projects of the Department of Military Affairs are not exempt from the capital outlay review process  
12 when the state procurement process is utilized, except for those projects with both an estimated cost of \$3,000,000 or less and are  
13 100 percent federally reimbursed. The Department of Military Affairs shall submit by July 30 of each year to the Department of  
14 Planning and Budget a list of such projects that were funded pursuant to this exemption in the previous fiscal year and any projects  
15 that would be eligible for such funding in future fiscal years.

#### 16 § 4-4.02 PLANNING AND BUDGETING

17 a. It shall be the intent of the General Assembly to make biennial appropriations for a capital improvements program sufficient to  
18 address the program needs of the Commonwealth. The capital improvements program shall include maintenance and deferred  
19 maintenance of the Commonwealth's existing facilities, and of the facility requirements necessary to deliver the programs of state  
20 agencies and institutions.

21 b. In effecting these policies, the Governor shall establish a capital budget plan to address the renewal and replacement of the  
22 Commonwealth's physical plant, using such guidelines as recommended by industry or government to maintain the Commonwealth's  
23 investment in its property and plant.

### 24 § 4-5.00 SPECIAL CONDITIONS AND RESTRICTIONS ON EXPENDITURES

#### 25 § 4-5.01 TRANSACTIONS WITH INDIVIDUALS

26 a. SETTLEMENT OF CLAIMS: Whenever a dispute, claim or controversy involving the interest of the Commonwealth is settled  
27 pursuant to § 2.2-514, Code of Virginia, payment may be made out of any appropriations, designated by the Governor, to the state  
28 agency(ies) which is (are) party to the settlement.

29 b. STUDENT FINANCIAL ASSISTANCE FOR HIGHER EDUCATION:

30 1. General:

31 a) The appropriations made in this act to state institutions of higher education within the Items for student financial assistance may  
32 be expended for any one, all, or any combination of the following purposes: grants to undergraduate students enrolled at least one-  
33 half time in a degree, certificate, industry-based certification and related programs that do not qualify for other sources of student  
34 financial assistance or diploma program; grants to full-time graduate students; graduate assistantships: grants to students enrolled  
35 full-time in a dual or concurrent undergraduate and graduate program. The institutions may also use these appropriations for the  
36 purpose of supporting work study programs. The institution is required to transfer to educational and general appropriations all funds  
37 used for work study or to pay graduate assistantships. Institutions may also contribute to federal or private student grant aid  
38 programs requiring matching funds by the institution, except for programs requiring work. The State Council of Higher Education  
39 for Virginia shall annually review each institution's plan for the expenditures of its general fund appropriation for undergraduate  
40 student financial assistance prior to the start of the fall term to determine program compliance. The institution's plan shall include the  
41 institution's assumptions and calculations for determining the cost of attendance, student financial need, and student remaining need  
42 as well as an award schedule or description of how funds are awarded. For the purposes of the proposed plan, each community  
43 college shall be considered independently. No limitations shall be placed on the awarding of nongeneral fund appropriations made  
44 in this act to state institutions of higher education within the Items for student financial assistance other than those found previously  
45 in this paragraph and as follows: (i) funds derived from in-state student tuition will not subsidize out-of-state students, (ii) students  
46 receiving these funds must be making satisfactory academic progress, (iii) awards made to students should be based primarily on  
47 financial need, and (iv) institutions should make larger grant and scholarship awards to students taking the number of credit hours  
48 necessary to complete a degree in a timely manner.

49 b) All awards made to undergraduate students from such Items shall be for Virginia students only and such awards shall offset all, or  
50 portions of, the costs of tuition and required fees, and, in the case of students qualifying under subdivision b 2 c)1) hereof, the cost of  
51 books. All undergraduate financial aid award amounts funded by this appropriation shall be proportionate to the remaining need of  
52 individual students, with students with higher levels of remaining need receiving grants before other students. No criteria other than  
53 the need of the student shall be used to determine the award amount. Because of the low cost of attendance and recognizing that

- 1 federal grants provide a much higher portion of cost than at other institutions, a modified approach and minimum award  
 2 amount for the neediest VGAP student should be implemented for community college and Richard Bland College students  
 3 based on remaining need and the combination of federal and grant state aid. Student financial need shall be determined by a  
 4 need-analysis system approved by the Council.
- 5 c)1) All need-based awards made to graduate students shall be determined by the use of a need-analysis system approved by the  
 6 Council.
- 7 2) As part of the six-year financial plans required in the provisions of Chapters 933 and 945 of the 2005 Acts of Assembly,  
 8 each institution of higher education shall report the extent to which tuition and fee revenues are used to support graduate  
 9 student aid and graduate compensation and how the use of these funds impacts planned increases in student tuition and fees.
- 10 d) A student who receives a grant under such Items and who, during a semester, withdraws from the institution which made the  
 11 award must surrender the unearned portion. The institution shall calculate the unearned portion of the award based on the  
 12 percentage used for federal Return to Title IV program purposes.
- 13 e) An award made under such Items to assist a student in attending an institution's summer session shall be prorated according  
 14 to the size of comparable awards made in that institution's regular session.
- 15 f) The provisions of this act under the heading "Student Financial Assistance for Higher Education" shall not apply to (1) the  
 16 soil scientist scholarships authorized under § 23-38.3, Code of Virginia and (2) need-based financial aid programs for industry-  
 17 based certification and related programs that do not qualify for other sources of student financial assistance, which will be  
 18 subject to guidelines developed by the State Council of Higher Education for Virginia.
- 19 g) Unless noted elsewhere in this act, general fund awards shall be named "Commonwealth" grants.
- 20 h) Unless otherwise provided by statute, undergraduate awards shall not be made to students seeking a second or additional  
 21 baccalaureate degree until the financial aid needs of first-degree seeking students are fully met.
- 22 2. Grants To Undergraduate Students:
- 23 a) Each institution which makes undergraduate grants paid from its appropriation for student financial assistance shall expend  
 24 such sums as approved for that purpose by the Council.
- 25 b) A student receiving an award must be duly admitted and enrolled in a degree, certificate or diploma program at the  
 26 institution making the award, and shall be making satisfactory academic progress as defined by the institution for the purposes  
 27 of eligibility under Title IV of the federal Higher Education Act, as amended.
- 28 c)1) It is the intent of the General Assembly that students eligible under the Virginia Guaranteed Assistance Program (VGAP)  
 29 authorized in Title 23, Chapter 4.4:2, Code of Virginia, shall receive grants before all other students at the same institution with  
 30 equivalent remaining need from the appropriations for undergraduate student financial assistance found in Part 1 of this act  
 31 (service area 1081000 - Scholarships). In each instance, VGAP eligible students shall receive awards greater than other students  
 32 with equivalent remaining need.
- 33 2) The amount of each VGAP grant shall vary according to each student's remaining need and the total of tuition, all required  
 34 fees and the cost of books at the institution the student will attend upon acceptance for admission. The actual amount of the  
 35 VGAP award will be determined by the proportionate award schedule adopted by each institution; however, those students with  
 36 the greatest financial need shall be guaranteed an award at least equal to tuition.
- 37 3) It is the intent of the General Assembly that the Virginia Guaranteed Assistance Program serve as an incentive to financially  
 38 needy students now attending elementary and secondary school in Virginia to raise their expectations and their academic  
 39 performance and to consider higher education an achievable objective in their futures.
- 40 4) Students may not receive a VGAP and a Commonwealth grant in the same semester.
- 41 3. Grants To Graduate Students:
- 42 a) An individual award may be based on financial need but may, in addition to or instead of, be based on other criteria  
 43 determined by the institution making the award. The amount of an award shall be determined by the institution making the  
 44 award; however, the Council shall annually be notified as to the maximum size of a graduate award that is paid from funds in  
 45 the appropriation.
- 46 b) A student receiving a graduate award paid from the appropriation must be duly admitted into a graduate degree program at  
 47 the institution making the award.
- 48 c) Not more than 50 percent of the funds designated by an institution as graduate grants from the appropriation, and approved  
 49 as such by the Council, shall be awarded to persons not eligible to be classified as Virginia domiciliary resident students except  
 50 in cases where the persons meet the criteria outlined in § 4-2.01b.6.

1 4. Matching Funds: Any institution of higher education may, with the approval of the Council, use funds from its appropriation for  
 2 fellowships and scholarships to provide the institutional contribution to any student financial aid program established by the federal  
 3 government or private sources which requires the matching of the contribution by institutional funds, except for programs requiring  
 4 work.

5 5. Discontinued Loan Program:

6 a) If any federal student loan program for which the institutional contribution was appropriated by the General Assembly is  
 7 discontinued, the institutional share of the discontinued loan program shall be repaid to the fund from which the institutional share  
 8 was derived unless other arrangements for the use of the funds are recommended by the Council and approved by the Department of  
 9 Planning and Budget. Should the institution be permitted to retain the federal contributions to the program, the funds shall be used  
 10 according to arrangements authorized by the Council and approved by the Department of Planning and Budget.

11 b)1) An institution of higher education may discontinue its student loan fund established pursuant to Title 23, Chapter 4.01, Code of  
 12 Virginia. The full amount of cash in such discontinued loan fund shall be paid into the state treasury into a nonrevertible nongeneral  
 13 fund account. Prior to such payment, the State Comptroller shall verify its accuracy, including the fact that the cash held by the  
 14 institution in the loan fund will be fully depleted by such payment. The loan fund shall not be reestablished thereafter for that  
 15 institution.

16 2) The cash so paid into the state treasury shall be used only for grants to undergraduate and graduate students in the Higher  
 17 Education Student Financial Assistance program according to arrangements authorized by the Council and approved by the  
 18 Department of Planning and Budget.

19 3) Payments on principal and interest of any promissory notes held by the discontinued loan fund shall continue to be received by  
 20 the institution, which shall deposit such payments in the state treasury to the nonrevertible nongeneral fund account specified in  
 21 subdivision (1) preceding, to be used for grants as specified in subdivision (2) preceding.

22 6. Reporting: The Council shall collect student-specific information for undergraduate students as is necessary for the operation of  
 23 the Student Financial Assistance Program. The Council shall maintain regulations governing the operation of the Student Financial  
 24 Assistance Program based on the provisions outlined in this section, the Code of Virginia, and State Council policy.

#### 25 C. PAYMENTS TO CITIZEN MEMBERS OF NONLEGISLATIVE BODIES:

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

#### 29 § 4-5.02 THIRD PARTY TRANSACTIONS

##### 30 a. EMPLOYMENT OF ATTORNEYS:

31 1.a. All attorneys authorized by this act to be employed by any state agency and all attorneys compensated out of any moneys  
 32 appropriated in this session of the General Assembly shall be appointed by the Attorney General and be in all respects subject to the  
 33 provisions of Title 2.2, Chapter 5, Code of Virginia, to the extent not to conflict with Title 12.1, Chapter 4, Code of Virginia;  
 34 provided, however, that if the Governor certifies the need for independent legal counsel for any Executive Department agency, such  
 35 agency shall be free to act independently of the Office of the Attorney General in regard to selection, and provided, further, that  
 36 compensation of such independent legal counsel shall be paid from the moneys appropriated to such Executive Department agency  
 37 or from the moneys appropriated to the Office of the Attorney General.

38 b. For purposes of this act, "attorney" shall be defined as an employee or contractor who represents an agency before a court, board  
 39 or agency of the Commonwealth of Virginia or political subdivision thereof. This term shall not include members of the bar  
 40 employed by an agency who perform in a capacity that does not require a license to practice law, including but not limited to,  
 41 instructing, managing, supervising or performing normal or customary duties of that agency.

42 2. This section does not apply to attorneys employed by state agencies in the Legislative Department, Judicial Department or  
 43 Independent Agencies.

44 3. Reporting on employment of attorneys shall be in accordance with § 4-8.00, Reporting Requirements.

45 b. STUDIES AND CONSULTATIVE SERVICES REQUIRED BY GENERAL ASSEMBLY: No expenditure for payments on  
 46 third party nongovernmental contracts for studies or consultative services shall be made out of any appropriation to the General  
 47 Assembly or to any study group created by the General Assembly, nor shall any such expenditure for third party nongovernmental  
 48 contracts be made by any Executive Department agency in response to a legislative request for a study, without the prior approval of  
 49 two of the following persons: the Chairman of the House Appropriations Committee; the Chairman of the Senate Finance  
 50 Committee; the Speaker of the House of Delegates; the President pro tempore of the Senate. All such expenditures shall be made  
 51 only in accordance with the terms of a written contract approved as to form by the Attorney General.



1 c. USE OF CONSULTING SERVICES: All state agencies and institutions of higher education shall make a determination of  
2 "return on investment" as part of the criteria for awarding contracts for consulting services.

3 d. DEBT COLLECTION SERVICES:

4 1. Notwithstanding any provision of the Code of Virginia or this act to the contrary, the Virginia Commonwealth University  
5 Health System Authority shall have the option to participate in the Office of the Attorney General's debt collection process.  
6 Should the Authority choose not to participate, the Authority shall have the authority to collect its accounts receivable by  
7 engaging private collection agents and attorneys to pursue collection actions, and to independently compromise, settle, and  
8 discharge accounts receivable claims.

9 2. Notwithstanding any provision of the Code of Virginia or this act to the contrary, the University of Virginia Medical Center  
10 shall have the authority to collect its accounts receivable by engaging private collection agents and attorneys to pursue  
11 collection actions, and to independently compromise, settle, and discharge accounts receivable claims, provided that the  
12 University of Virginia demonstrates to the Secretary of Finance that debt collection by an agent other than the Office of the  
13 Attorney General is anticipated to be more cost effective. Nothing in this paragraph is intended to limit the ability of the  
14 University of Virginia Medical Center from voluntarily contracting with the Office of the Attorney General's Division of Debt  
15 Collection in cases where the Center would benefit from the expertise of legal counsel and collection services offered by the  
16 Office of the Attorney General.

17 3. Notwithstanding any provision of the Code of Virginia or this act to the contrary, the Department of Taxation shall be  
18 exempt from participating in the debt collection process of the Office of the Attorney General.

19 § 4-5.03 SERVICES AND CLIENTS

20 a. CHANGED COST FACTORS:

21 1. No state agency, or its governing body, shall alter factors (e.g., qualification level for receipt of payment or service) which  
22 may increase the number of eligible recipients for its authorized services or payments, or alter factors which may increase the  
23 unit cost of benefit payments within its authorized services, unless the General Assembly has made an appropriation for the  
24 cost of such change.

25 2. Notwithstanding any other provision of law, the Department of Planning and Budget, with assistance from agencies that  
26 operate internal service funds as requested, shall establish policies and procedures for annually reviewing and approving  
27 internal service fund overhead surcharge rates and working capital reserves.

28 3. By September 1 each year, state agencies that operate an internal service fund, pursuant to §§ 2.2-803, 2.2-1101, and 2.2-  
29 2013, Code of Virginia, that have an impact on agency expenditures, shall submit a report to the Department of Planning and  
30 Budget and the Joint Legislative Audit and Review Commission to include all information as required by the Department of  
31 Planning and Budget to conduct a thorough review of overhead surcharge rates, revenues, expenditures, full-time positions,  
32 and working capital reserves for each internal service fund. The report shall include any proposed modifications in rates to be  
33 charged by internal service funds for review and approval by the Department of Planning and Budget. In its review, the  
34 Department of Planning and Budget shall determine whether the requested rate modifications are consistent with budget  
35 assumptions. The format by which agencies submit the operating plan for each internal service fund shall be determined by the  
36 Department of Planning and Budget with assistance from agencies that operate internal service funds as requested.

37 4. State agencies that operate internal service funds may not change a billable overhead surcharge rate to another state agency  
38 unless the resulting change is provided in the final General Assembly enacted budget.

39 5. State agencies that operate more than one internal service fund shall comply with the review and approval requirements  
40 detailed in this Item for each internal service fund.

41 6. As determined by the Director, Department of Planning and Budget, state agencies that operate select programs where an  
42 agency provides a service to and bills other agencies shall be subject to the annual review of the agency's internal service funds  
43 consistent with the provisions of this Item, unless such payment for services is pursuant to a memorandum of understanding  
44 authorized by § 4-1.03 a. 7 of this act.

45 7. The Governor is authorized to change internal service fund overhead surcharge rates, including the creation of new rates,  
46 beyond the rates enacted in the budget in the event of an emergency upon prior notice to the Chairmen of the House  
47 Appropriations and Senate Finance Committees. Such prior notice shall be no less than five days prior to enactment of a  
48 revised or new rate and shall include the basis of the emergency and the impact on state agencies.

49 8. Notwithstanding any other provision of law, the Commonwealth's statewide electronic procurement system and program  
50 known as eVA shall have all rates and working capital reserves reviewed and approved by the Department of Planning and  
51 Budget consistent with the provisions of this Item.

52 9. State agencies that are partially or fully funded with nongeneral funds and are billed for services provided by another state

1 agency shall pay the nongeneral fund cost for the service from the agency's applicable nongeneral fund revenue source consistent  
2 with an appropriation proration of such expenses.

3 b. NEW SERVICES:

4 1. No state agency shall begin any new service that will call for future additional property, plant or equipment or that will require an  
5 increase in subsequent general or nongeneral fund operating expenses without first obtaining the authorization of the General  
6 Assembly.

7 2. Pursuant to the policies and procedures of the State Council of Higher Education regarding approval of academic programs and  
8 the concomitant enrollment, no state institution of higher education shall operate any academic program with funds in this act unless  
9 approved by the Council and included in the Executive Budget, or approved by the General Assembly. The Council may grant  
10 exemptions to this policy in exceptional circumstances.

11 3. Reporting on all new services shall be in accordance with § 4-8.00, Reporting Requirements.

12 c. OFF-CAMPUS SITES OF INSTITUTIONS OF HIGHER EDUCATION:

13 No moneys appropriated by this act shall be used for off-campus sites unless as provided for in this section.

14 1. A public college or university seeking to create, establish, or operate an off-campus instructional site, funded directly or indirectly  
15 from the general fund or with revenue from tuition and mandatory educational and general fees generated from credit course  
16 offerings, shall first refer the matter to the State Council of Higher Education for Virginia for its consideration and approval. The  
17 State Council of Higher Education for Virginia may provide institutions with conditional approval to operate the site for up to one  
18 year, after which time the college or university must receive approval from the Governor and General Assembly, through legislation  
19 or appropriation, to continue operating the site.

20 2. For the colleges of the Virginia Community College System, the State Board for Community Colleges shall be responsible for  
21 approving off-campus locations. Sites governed by this requirement are those at any locations not contiguous to the main campus of  
22 the institution, including locations outside Virginia.

23 3. a) The provisions herein shall not apply to credit offerings on the site of a public or private entity if the offerings are supported  
24 entirely with private, local, or federal funds or revenue from tuition and mandatory educational and general fees generated entirely  
25 by course offerings at the site.

26 b) Offerings at previously approved off-campus locations shall also not be subject to these provisions.

27 c) Further, the provisions herein do not govern the establishment and operations of campus sites with a primary function of carrying  
28 out grant and contract research where direct and indirect costs from such research are covered through external funding sources.  
29 Such locations may offer limited graduate education as appropriate to support the research mission of the site.

30 d) Nothing herein shall prohibit an institution from offering non-credit continuing education programs at sites away from the main  
31 campus of a college or university.

32 4. The State Council of Higher Education shall establish guidelines to implement this provision.

33 d. PERFORMANCE MEASUREMENT

34 1. In accordance with § 2.2-1501, Code of Virginia, the Department of Planning and Budget shall develop a programmatic budget  
35 and accounting structure for all new programs and activities to ensure that it provides the appropriate financial and performance  
36 measures to determine if programs achieve desired results and outcomes. The Department of Accounts shall provide assistance as  
37 requested by the Department of Planning and Budget. The Department of Planning and Budget shall provide this information each  
38 year when the Governor submits the budget in accordance with § 2.2-1509, Code of Virginia, to the Chairmen of the House  
39 Appropriations, House Finance, and Senate Finance Committees.

40 2.a) Within thirty days of the enactment of this act, the Director, Department of Planning and Budget, shall make available via  
41 electronic means to the Chairmen of the House Appropriations and Senate Finance Committees and the public a list of the new  
42 initiatives for which appropriations are provided in this act.

43 b) Not later than ninety days after the end of the first year of the biennium, the Director, Department of Planning and Budget, shall  
44 make available via electronic means a report on the performance of each new initiative contained in the list, to be submitted to the  
45 Chairmen of the House Appropriations and Senate Finance Committees and the public. The report shall compare the actual results,  
46 including expenditures, of the initiative with the anticipated results and the appropriation for the initiative. This information shall be  
47 used to determine whether the initiative should be extended beyond the beginning period. In the preparation of this report, all state  
48 agencies shall provide assistance as requested by the Department of Planning and Budget.

49 § 4-5.04 GOODS AND SERVICES

1 a. STUDENT ATTENDANCE AT INSTITUTIONS OF HIGHER EDUCATION:

2 1. Public Information Encouraged: Each public institution of higher education is expected and encouraged to provide  
 3 prospective students with accurate and objective information about its programs and services. The institution may use public  
 4 funds under the control of the institution's Board of Visitors for the development, preparation and dissemination of factual  
 5 information about the following subjects: academic programs; special programs for minorities; dates, times and procedures for  
 6 registration; dates and times of course offerings; admission requirements; financial aid; tuition and fee schedules; and other  
 7 information normally distributed through the college catalog. This information may be presented in any and all media, such as  
 8 newspapers, magazines, television or radio where the information may be in the form of news, public service announcements or  
 9 advertisements. Other forms of acceptable presentation would include brochures, pamphlets, posters, notices, bulletins, official  
 10 catalogs, flyers available at public places and formal or informal meetings with prospective students.

11 2. Excessive Promotion Prohibited: Each public institution of higher education is prohibited from using public funds under the  
 12 control of the institution's Board of Visitors for the development, preparation, dissemination or presentation of any material  
 13 intended or designed to induce students to attend by exaggerating or extolling the institution's virtues, faculty, students,  
 14 facilities or programs through the use of hyperbole. Artwork and photographs which exaggerate or extol rather than supplement  
 15 or complement permissible information are prohibited. Mass mailings are generally prohibited; however, either mass mailings  
 16 or newspaper inserts, but not both, may be used if other methods of distributing permissible information are not economically  
 17 feasible in the institution's local service area.

18 3. Remedial Education: Senior institutions of higher education shall make arrangements with community colleges for the  
 19 remediation of students accepted for admission by the senior institutions.

20 4. Compliance: The president or chancellor of each institution of higher education is responsible for the institution's compliance  
 21 with this subsection.

22 b. INFORMATION TECHNOLOGY FACILITIES AND SERVICES:

23 1.a) The Virginia Information Technologies Agency shall procure information technology and telecommunications goods and  
 24 services of every description for its own benefit or on behalf of other state agencies and institutions, or authorize other state  
 25 agencies or institutions to undertake such procurements on their own.

26 b) Except for research projects, research initiatives, or instructional programs at public institutions of higher education, or any  
 27 non-major information technology project request from the Virginia Community College System, Longwood University, or  
 28 from an institution of higher education which is a member of the Virginia Association of State Colleges and University  
 29 Purchasing Professionals (VASCUPP) as of July 1, 2003, or any procurement of information technology and  
 30 telecommunications goods and services by public institutions of higher education governed by some combination of Chapters  
 31 933 and 945 of the 2005 Acts of Assembly, Chapters 933 and 943 of the 2006 Acts of Assembly, Chapters 594 and 616 of the  
 32 2008 Acts of Assembly, Chapters 824 and 829 of the 2008 Acts of Assembly, and Chapters 675 and 685 of the 2009 Acts of  
 33 Assembly, requests for authorization from state agencies and institutions to procure information technology and  
 34 telecommunications goods and services on their own behalf shall be made in writing to the Chief Information Officer or his  
 35 designee. Members of VASCUPP as of July 1, 2003, are hereby recognized as: The College of William and Mary, George  
 36 Mason University, James Madison University, Old Dominion University, Radford University, Virginia Commonwealth  
 37 University, Virginia Military Institute, Virginia Polytechnic Institute and State University, and the University of Virginia.

38 c) The Chief Information Officer or his designee may grant the authorization upon a written determination that the request  
 39 conforms to the statewide information technology plan and the individual information technology plan of the requesting agency  
 40 or institution.

41 d) Any procurement authorized by the Chief Information Officer or his designee for information technology and  
 42 telecommunications goods and services, including geographic information systems, shall be issued by the requesting state  
 43 agency or institution in accordance with the regulations, policies, procedures, standards, and guidelines of the Virginia  
 44 Information Technologies Agency.

45 e) Nothing in this subsection shall prevent public institutions of higher education or the Virginia Community College System  
 46 from using the services of Network Virginia.

47 f) To ensure that the Commonwealth's research universities maintain a competitive position with access to the national optical  
 48 research network infrastructure including the National LambdaRail and Internet2, the Network Virginia Contract Administrator  
 49 is hereby authorized to renegotiate the term of the existing contracts. Additionally, the contract administrator is authorized to  
 50 competitively negotiate additional agreements in accordance with the Code of Virginia and all applicable regulations, as  
 51 required, to establish and maintain research network infrastructure.

52 2. If the billing rates and associated systems for computer, telecommunications and systems development services to state  
 53 agencies are altered, the Director, Department of Planning and Budget, may transfer appropriations from the general fund  
 54 between programs affected. These transfers are limited to actions needed to adjust for overfunding or underfunding the program

1 appropriations affected by the altered billing systems.

2 3. The provisions of this subsection shall not in any way affect the duties and responsibilities of the State Comptroller under the  
3 provisions of § 2.2-803, Code of Virginia.

4 4. It is the intent of the General Assembly that information technology (IT) systems, products, data, and service costs, including  
5 geographic information systems (GIS), be contained through the shared use of existing or planned equipment, data, or services  
6 which may be available or soon made available for use by state agencies, institutions, authorities, and other public bodies. State  
7 agencies, institutions, and authorities shall cooperate with the Virginia Information Technologies Agency in identifying the  
8 development and operational requirements for proposed IT and GIS systems, products, data, and services, including the proposed  
9 use, functionality, capacity and the total cost of acquisition, operation and maintenance.

10 5. This section shall not apply to public institutions of higher education governed by some combination of Chapters 933 and 945 of  
11 the 2005 Acts of Assembly, Chapters 933 and 943 of the 2006 Acts of Assembly or Chapters 594 and 616 of the 2008 Acts of  
12 Assembly, Chapters 824 and 829 of the 2008 Acts of Assembly and Chapters 675 and 685 of the 2009 Acts of Assembly.

13 6. Notwithstanding any other provision of law, state agencies that do not receive computer services from the Virginia Information  
14 Technologies Agency may develop their own policies and procedures governing the sale of surplus computers and laptops to their  
15 employees or officials. Any proceeds from the sale of surplus computers or laptops shall be deposited into the appropriate fund or  
16 funds used to purchase the equipment.

17 c. MOTOR VEHICLES AND AIRCRAFT:

18 1. No motor vehicles shall be purchased or leased with public funds by the state or any officer or employee on behalf of the state  
19 without the prior written approval of the Director, Department of General Services.

20 2. The institutions of higher education shall be exempt from this provision but shall be required to report their entire inventory of  
21 purchased and leased vehicles including the cost of such to the Director of the Department of General Services by June 30 of each  
22 year. The Director of the Department of General Services shall compare the cost of vehicles acquired by institutions of higher  
23 education to like vehicles under the state contract. If the comparison demonstrates for a given institution that the cost to the  
24 Commonwealth is greater for like vehicles than would be the case based on a contract of statewide applicability, the Governor or his  
25 designee may suspend the exemption granted to the institution pursuant to this subparagraph c.

26 3. The Director, Department of General Services, is hereby authorized to transfer surplus motor vehicles among the state agencies,  
27 and determine the value of such surplus equipment for the purpose of maintaining the financial accounts of the state agencies  
28 affected by such transfers.

29 d. MOTION PICTURE, TELEVISION AND RADIO SERVICES PRODUCTION: Except for public institutions of higher  
30 education governed by Chapters 933 and 943 of the 2006 Acts of Assembly, no state Executive Department agency or the Virginia  
31 Lottery Department shall expend any public funds for the production of motion picture films or of programs for television  
32 transmission, or for the operation of television or radio transmission facilities, without the prior written approval of the Governor or  
33 as otherwise provided in this act, except for educational television programs produced for elementary-secondary education by  
34 authority of the Virginia Information Technologies Agency. The Joint Subcommittee on Rules is authorized to provide the approval  
35 of such expenditures for legislative agencies. For judicial agencies and independent agencies, other than the Virginia Lottery  
36 Department, prior approval action rests with the supervisory bodies of these entities. With respect to television programs which are  
37 so approved and other programs which are otherwise authorized or are not produced for television transmission, state agencies may  
38 enter into contracts without competitive sealed bidding, or competitive negotiation, for program production and transmission  
39 services which are performed by public telecommunications entities, as defined in § 2.2-2427, Code of Virginia.

40 e. TRAVEL: Reimbursement for the cost of travel on official business of the state government is authorized to be paid pursuant to  
41 law and regulations issued by the State Comptroller to implement such law. Notwithstanding any contrary provisions of law:

42 1. For the use of personal automobiles in the discharge of official duties outside the continental limits of the United States, the State  
43 Comptroller may authorize an allowance not exceeding the actual cost of operation of such automobiles;

44 2. The first 15,000 miles of use during each fiscal year of personal automobiles in the discharge of official duties within the  
45 continental limits of the United States shall be reimbursed at an amount equal to the most recent business standard mileage rate as  
46 established by the Internal Revenue Service for employees or self-employed individuals to use in computing their income tax  
47 deductible costs for operating passenger vehicles owned or leased by them for business purposes, or in the instance of a state  
48 employee, at the lesser of (a) the IRS rate or (b) the lowest combined capital and operational trip pool rate charged by the  
49 Department of General Services, Office of Fleet Management Services (OFMS), posted on the OFMS website at time of travel, for  
50 the use of a compact state-owned vehicle. If the head of the state agency concerned certifies that a state-owned vehicle was not  
51 available, or if, according to regulations issued by the State Comptroller, the use of a personal automobile in lieu of a state-owned  
52 automobile is considered to be an advantage to the state, the reimbursement shall be at the rate of the IRS rate. For such use in  
53 excess of 15,000 miles in each fiscal year, the reimbursement shall be at a rate of 13.0 cents per mile, unless a state-owned vehicle is  
54 not available; then the rate shall be the IRS rate;

- 1 3. The State Comptroller may authorize exemptions to restrictions upon use of common carrier accommodations;
- 2 4. The State Comptroller may authorize reimbursement by per diem in lieu of actual costs of meals and any other expense  
3 category deemed necessary for the efficient and effective operation of state government;
- 4 5. State employees traveling on official business of state government shall be reimbursed for their travel costs using the same  
5 bank account authorized by the employee in which their net pay is direct deposited; and
- 6 6. This section shall not apply to members and employees of public school boards.
- 7 f. SMALL PURCHASE CHARGE CARD, ELECTRONIC DATA INTERCHANGE, DIRECT DEPOSIT, AND PAYLINE  
8 OPT OUT: The State Comptroller is hereby authorized to charge state agencies a fee of \$5 per check or earnings notice when,  
9 in his judgment, agencies have failed to comply with the Commonwealth's electronic commerce initiatives to reduce  
10 unnecessary administrative costs for the printing and mailing of state checks and earning notices. The fee shall be collected by  
11 the Department of Accounts through accounting entries.
- 12 g. PURCHASES OF APPLIANCES AND EQUIPMENT: State agencies and institutions shall purchase Energy Star rated  
13 appliances and equipment in all cases where such appliances and equipment are available.
- 14 h. ELECTRONIC PAYMENTS: Any recipient of payments from the State Treasury who receives six or more payments per  
15 year issued by the State Treasurer shall receive such payments electronically. The State Treasurer shall decide the appropriate  
16 method of electronic payment and, through his warrant issuance authority, the State Comptroller shall enforce the provisions of  
17 this section. The State Comptroller is authorized to grant administrative relief to this requirement when circumstances justify  
18 non-electronic payment.
- 19 i. LOCAL AND NON-STATE SAVINGS AND EFFICIENCIES: It is the intent of the General Assembly that State agencies  
20 shall encourage and assist local governments, school divisions, and other non-state governmental entities in their efforts to  
21 achieve cost savings and efficiencies in the provision of mandated functions and services including but not limited to finance,  
22 procurement, social services programs, and facilities management.
- 23 j. MEDICAL SERVICES: No expenditures from general or nongeneral fund sources may be made out of any appropriation by  
24 the General Assembly for providing abortion services, except as otherwise required by federal law or state statute.
- 25 k. TELECOMMUNICATION SERVICES AND DEVICES:
- 26 1. The Chief Information Officer and the State Comptroller shall develop statewide requirements for the use of cellular  
27 telephones and other telecommunication devices by in-scope Executive Department agencies, addressing the assignment,  
28 evaluation of need, safeguarding, monitoring, and usage of these telecommunication devices. The requirements shall include an  
29 acceptable use agreement template clearly defining an employee's responsibility when they receive and use a  
30 telecommunication device. Statewide requirements shall require some form of identification on a device in case it is lost or  
31 stolen and procedures to wipe the device clean of all sensitive information when it is no longer in use.
- 32 2. In-scope Executive Department agencies providing employees with telecommunication devices shall develop agency-  
33 specific policies, incorporating the guidance provided in § 4-5.04 k. 1. of this act and shall maintain a cost justification for the  
34 assignment or a public health, welfare and safety need.
- 35 3. The Chief Information Officer shall determine the optimal number of telecommunication vendors and plans necessary to  
36 meet the needs of in-scope Executive Department agency personnel. The Chief Information Officer shall regularly procure  
37 these services and provide statewide contracts for use by all such agencies. These contracts shall require the vendors to provide  
38 detailed usage information in a useable electronic format to enable the in-scope agencies to properly monitor usage to make  
39 informed purchasing decisions and minimize costs.
- 40 4. The Chief Information Officer shall examine the feasibility of providing tools for in-scope Executive Department agencies to  
41 analyze usage and cost data to assist in determining the most cost effective plan combinations for the entity as a whole and  
42 individual users.
- 43 l. ALTERNATIVE PROCUREMENT: If any payment is declared unconstitutional for any reason or if the Attorney General  
44 finds in a formal, written, legal opinion that a payment is unconstitutional, in circumstances where a good or service can  
45 constitutionally be the subject of a purchase, the administering agency of such payment is authorized to use the affected  
46 appropriation to procure, by means of the Commonwealth's Procurement Act, goods and services, which are similar to those  
47 sought by such payment in order to accomplish the original legislative intent.
- 48 § 4-5.05 NONSTATE AGENCIES, INTERSTATE COMPACTS AND ORGANIZATIONAL MEMBERSHIPS
- 49 a. The accounts of any agency, however titled, which receives funds from this or any other appropriating act, and is not owned  
50 or controlled by the Commonwealth of Virginia, shall be subject to audit or shall present an audit acceptable to the Auditor of  
51 Public Accounts when so directed by the Governor or the Joint Legislative Audit and Review Commission.

- 1 b.1. For purposes of this subsection, the definition of "nonstate agency" is that contained in § 2.2-1505, Code of Virginia.
- 2 2. Allotment of appropriations to nonstate agencies shall be subject to the following criteria:
- 3 a) Such agency is located in and operates in Virginia.
- 4 b) The agency must be open to the public or otherwise engaged in activity of public interest, with expenditures having actually been  
5 incurred for its operation.
- 6 3. No allotment of appropriations shall be made to a nonstate agency until such agency has certified to the Secretary of Finance that  
7 cash or in-kind contributions are on hand and available to match equally all or any part of an appropriation which may be provided  
8 by the General Assembly, unless the organization is specifically exempted from this requirement by language in this act. Such  
9 matching funds shall not have been previously used to meet the match requirement in any prior appropriation act.
- 10 4. Operating appropriations for nonstate agencies equal to or in excess of \$150,000 shall be disbursed to nonstate agencies in twelve  
11 or fewer equal monthly installments depending on when the first payment is made within the fiscal year. Operating appropriations  
12 for nonstate agencies of less than \$150,000 shall be disbursed in one payment once the nonstate agency has successfully met  
13 applicable match and application requirements.
- 14 5. The provisions of § 2.2-4343 A 14, Code of Virginia shall apply to any expenditure of state appropriations by a nonstate agency.
- 15 c.1. Each interstate compact commission and each organization in which the Commonwealth of Virginia or a state agency thereof  
16 holds membership, and the dues for which are provided in this act or any other appropriating act, shall submit its biennial budget  
17 request to the state agency under which such commission or organization is listed in this act. The state agency shall include the  
18 request of such commission or organization within its own request, but identified separately. Requests by the commission or  
19 organization for disbursements from appropriations shall be submitted to the designated state agency.
- 20 2. Each state agency shall submit by November 1 each year, a report to the Director, Department of Planning and Budget, listing the  
21 name and purpose for organizational memberships held by that agency with annual dues of \$5,000 or more. The institutions of  
22 higher education shall be exempt from this reporting requirement.
- 23 § 4-5.06 DELEGATION OF AUTHORITY
- 24 a. The designation in this act of an officer or agency head to perform a specified duty shall not be deemed to supersede the authority  
25 of the Governor to delegate powers under the provisions of § 2.2-104 , Code of Virginia.
- 26 b. The nongeneral fund capital outlay decentralization programs initiated pursuant to § 4-5.08b of Chapter 912, 1996 Acts of  
27 Assembly as continued in subsequent appropriation acts are hereby made permanent. Decentralization programs for which  
28 institutions have executed memoranda of understanding with the Secretary of Administration pursuant to the provisions of § 4-5.08b  
29 of Chapter 912, 1996 Acts of Assembly shall no longer be considered pilot projects, and shall remain in effect until revoked.
- 30 c. Institutions wishing to participate in a nongeneral fund capital outlay decentralization program for the first time shall submit a  
31 letter of interest to the appropriate Cabinet Secretary. Within 90 calendar days of the receipt of the institution's request to participate,  
32 the responsible Cabinet Secretary shall determine whether the institution meets the eligibility criteria and, if appropriate, establish a  
33 decentralization program at the institution. The Cabinet Secretary shall report to the Governor and Chairmen of the Senate Finance  
34 and House Appropriations Committees by December 1 of each year all institutions that have applied for inclusion in a  
35 decentralization program and whether the institutions have been granted authority to participate in the decentralization program.
- 36 d. The provisions identified in § 4-5.08 f and § 4-5.08 h of Chapter 1042 of the Acts of Assembly of 2003 pertaining to pilot  
37 programs for selected capital outlay projects and memoranda of understanding in institutions of higher education are hereby  
38 continued. Notwithstanding these provisions, those projects shall be insured through the state's risk management liability program.
- 39 e. If during an independent audit conducted by the Auditor of Public Accounts, the audit discloses that an institution is not  
40 performing within the terms of the memoranda of understanding or their addenda, the Auditor shall report this information to the  
41 Governor, the responsible Cabinet Secretary, and the Chairmen of the Senate Finance and House Appropriations Committees.
- 42 f. Institutions that have executed memoranda of understanding with the Secretary of Administration for nongeneral fund capital  
43 outlay decentralization programs are hereby granted a waiver from the provisions of § 2.2-4301, Competitive Negotiation,  
44 subdivision 3a, Code of Virginia, regarding the not to exceed amount of \$100,000 for a single project, the not to exceed sum of  
45 \$500,000 for all projects performed, and the option to renew for two additional one-year terms.
- 46 g. Notwithstanding any contrary provision of law or this act, delegations of authority in this act to the Governor shall apply only to  
47 agencies and personnel within the Executive Department, unless specifically stated otherwise.
- 48 h. This section shall not apply to public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts of  
49 Assembly.
- 50 § 4-5.07 LEASE, LICENSE OR USE AGREEMENTS

1 a. Agencies shall not acquire or occupy real property through lease, license or use agreement until the agency certifies to the  
 2 Director, Department of General Services, that (i) funds are available within the agency's appropriations made by this act for  
 3 the cost of the lease, license or use agreement and (ii) except for good cause as determined by the Department of General  
 4 Services, the volume of such space conforms with the space planning procedures for leased facilities developed by the  
 5 Department of General Services and approved by the Governor. The Department of General Services shall acquire and hold  
 6 such space for use by state departments, agencies and institutions within the Executive Branch and may utilize brokerage  
 7 services, portfolio management strategies, strategic planning, transaction management, project and construction management,  
 8 and lease administration strategies consistent with industry best practices as adopted by the Department from time to time.  
 9 These provisions may be waived in writing by the Director, Department of General Services. However, these provisions shall  
 10 not apply to institutions of higher education that have met the conditions prescribed in subsection B of § 23-38.88, Code of  
 11 Virginia.

12 b. Agencies acquiring personal property in accordance with § 2.2-2417, Code of Virginia, shall certify to the State Treasurer  
 13 that funds are available within the agency's appropriations made by this act for the cost of the lease.

#### 14 § 4-5.08 SEMICONDUCTOR MANUFACTURING PERFORMANCE GRANT PROGRAMS

15 a. The Comptroller shall not draw any warrants to issue checks for semiconductor manufacturing performance grant programs,  
 16 pursuant to Title 59.1, Chapter 22.3, Code of Virginia, without a specific legislative appropriation. The appropriation shall be in  
 17 accordance with the terms and conditions set forth in a memorandum of understanding between a qualified manufacturer and  
 18 the Commonwealth. These terms and conditions shall supplement the provisions of the Semiconductor Manufacturing  
 19 Performance Grant Program, the Semiconductor Memory or Logic Wafer Manufacturing Performance Grant Program, and the  
 20 Semiconductor Memory or Logic Wafer Manufacturing Performance Grant Program II, as applicable, and shall include but not  
 21 be limited to the numbers and types of semiconductor wafers that are produced; the level of investment directly related to the  
 22 building and equipment for manufacturing of wafers or activities ancillary to or supportive of such manufacturer within the  
 23 eligible locality; and the direct employment related to these programs. To that end, the Secretary of Commerce and Trade shall  
 24 certify in writing to the Governor and to the Chairmen of the House Appropriations and Senate Finance Committees the extent  
 25 to which a qualified manufacturer met the terms and conditions. The appropriation shall be made in full or in proportion to a  
 26 qualified manufacturer's fulfillment of the memorandum of understanding.

27 b. The Governor shall consult with the House Appropriations and Senate Finance Committees before amending any existing  
 28 memorandum of understanding. These Committees shall have the opportunity to review any changes prior to their execution by  
 29 the Commonwealth.

#### 30 § 4-5.09 DISPOSITION OF SURPLUS REAL PROPERTY

31 a. Notwithstanding the provisions of § 2.2-1156, Code of Virginia, the departments, divisions, institutions, or agencies of the  
 32 Commonwealth, or the Governor, shall sell or lease surplus real property only under the following circumstances:

- 33 1. Any emergency declared in accordance with §§ 44-146.18:2 or 44-146.28, Code of Virginia, or
- 34 2. Not less than thirty days after the Governor notifies, in writing, the Chairmen of the House Appropriations and Senate  
 35 Finance Committees regarding the planned conveyance, including a statement of the proceeds to be derived from such  
 36 conveyance and the individual or entity taking title to such property.
- 37 3. Surplus property valued at less than \$5,000,000 that is possessed and controlled by a public institution of higher education,  
 38 pursuant to §§ 2.2-1149 and 2.2-1153, Code of Virginia.

39 b. In any circumstance provided for in subsection a of this section, the cognizant board or governing body of the agency or  
 40 institution holding title or otherwise controlling the state-owned property shall approve, in writing, the proposed conveyance of  
 41 the property.

42 c. In accordance with § 15.2-2005, Code of Virginia, the consent of the General Assembly is herein provided for the road  
 43 known as Standpipe Road, that was relocated and established on a portion of the Virginia Department of Transportation's  
 44 Culpeper District Office property, identified as Tax Map No. 50-28, to improve the operational efficiency of the local road  
 45 network in the Town of Culpeper. Further, the Virginia Department of Transportation is hereby authorized to convey to the  
 46 Town of Culpeper, upon such terms and conditions as the Department deems proper and for such considerations the  
 47 Department may determine, the property on which "Standpipe Road (Relocated)(Variable Width R/W)" on the plat entitled  
 48 "plat Showing Property and Various Easements for Standpipe Road Relocated, Tax Map 50-28, Town of Culpeper, Culpeper  
 49 County, Virginia" prepared by ATCS P.L.C and sealed March 14, 2012, together with easements to the Town of Culpeper for  
 50 electric utility, slopes and drainage as shown on said plat. The conveyance shall be made with the approval of the Governor  
 51 and in a form approved by the Attorney General. The appropriate officials of the Commonwealth are hereby authorized to  
 52 prepare, execute, and deliver such deed and other documents as may be necessary to accomplish the conveyance.

53 d. Notwithstanding the provisions of § 2.2-1156, Code of Virginia, if tax-exempt bonds were issued by the Commonwealth or  
 54 its related authorities, boards or institutions to finance the acquisition, construction, improvement or equipping of real property,

1 proceeds from the sale or disposition of such property and any improvements may first be applied toward remediation options  
2 available under federal law to maintain the tax-exempt status of such bonds.

3 § 4-5.10 SURPLUS PROPERTY TRANSFERS FOR ECONOMIC DEVELOPMENT

4 a. The Commonwealth shall receive the fair market value of surplus state property which is designated by the Governor for  
5 economic development purposes, and for any properties owned by an Industrial Development Authority in any county where the  
6 Commonwealth has a continuing interest based on the deferred portion of the purchase price, which shall be assessed by more than  
7 one independent appraiser certified as a Licensed General Appraiser. Such property shall not be disposed of for less than its fair  
8 market value as determined by the assessments.

9 b. Recognizing the commercial, business and industrial development potential of certain lands declared surplus, and for any  
10 properties owned by an Industrial Development Authority in any county where the Commonwealth has a continuing interest based  
11 on the deferred portion of the purchase price, the Governor shall be authorized to utilize funds available in the Governor's discretion,  
12 to meet the requirements of the preceding subsection a. Sale proceeds, together with the money from the Commonwealth's  
13 Development Opportunity Fund, shall be deposited as provided in § 2.2-1156 D, Code of Virginia.

14 c. Within thirty days of closing on the sale of surplus property designated for economic development, the Governor or his designee  
15 shall report to the Chairmen of the Senate Finance and House Appropriations Committees. The report shall include information on  
16 the number of acres sold, sales price, amount of proceeds deposited to the general fund and Conservation Resources Fund, and the  
17 fair market value of the sold property.

18 d. Except for subaqueous lands that have been filled prior to January 1, 2006, the Governor shall not sell or convey those subaqueous  
19 lands identified by metes and bounds in Chapter 884 of the Acts of the Assembly of 2006.

20 § 4-6.00 POSITIONS AND EMPLOYMENT

21 § 4-6.01 EMPLOYEE COMPENSATION

22 a. The compensation of all kinds and from all sources of each appointee of the Governor and of each officer and employee in the  
23 Executive Department who enters the service of the Commonwealth or who is promoted to a vacant position shall be fixed at such  
24 rate as shall be approved by the Governor in writing or as is in accordance with rules and regulations established by the Governor.  
25 No increase shall be made in such compensation except with the Governor's written approval first obtained or in accordance with the  
26 rules and regulations established by the Governor. In all cases where any appointee, officer or employee is employed or promoted to  
27 fill a vacancy in a position for which a salary is specified by this act, the Governor may fix the salary of such officer or employee at  
28 a lower rate or amount within the respective level than is specified. In those instances where a position is created by an act of the  
29 General Assembly but not specified by this act, the Governor may fix the salary of such position in accordance with the provisions  
30 of this subsection.

31 b. Annual salaries of persons appointed to positions by the General Assembly, pursuant to the provisions of §§ 2.2-200 and 2.2-400,  
32 Code of Virginia, shall be paid in the amounts shown.

	July 1, 2014 to June 24, 2015	June 25, 2015 to November 24, 2015	November 25, 2015 to June 30, 2016
35 Chief of Staff	\$164,448	\$164,448	\$164,448
36 Secretary of Administration	\$156,629	\$156,629	\$156,629
37 Secretary of Agriculture and Forestry	\$156,174	\$156,174	\$156,174
38 Secretary of Commerce and Trade	\$163,642	\$163,642	\$163,642
39 Secretary of the Commonwealth	\$155,849	\$155,849	\$155,849
40 Secretary of Education	\$156,824	\$156,824	\$156,824
41 Secretary of Finance	\$165,592	\$165,592	\$165,592
42 Secretary of Health and Human Resources	\$155,849	\$155,849	\$155,849
43 Secretary of Natural Resources	\$155,849	\$155,849	\$155,849



1 2	Secretary of Public Safety and Homeland Security	\$165,527	\$165,527	\$165,527
3	Secretary of Technology	\$155,849	\$155,849	\$155,849
4	Secretary of Transportation	\$163,642	\$163,642	\$163,642
5	Secretary of Veterans and Defense Affairs	\$160,433	\$160,433	\$160,433

6 c.1.a) Annual salaries of persons appointed to positions listed in subdivision c 6 hereof shall be paid in the amounts shown for  
7 the current biennium, unless changed in accordance with conditions stated in subdivisions c 2 through c 5 hereof.

8 b) The starting salary of a new appointee shall not exceed the midpoint of the range, except where the midpoint salary is less  
9 than a ten percent increase from an appointee's preappointment compensation. In such cases, an appointee's starting salary may  
10 be set at a rate which is ten percent higher than the preappointment compensation, provided that the maximum of the range is  
11 not exceeded. However, in instances where an appointee's preappointment compensation exceeded the maximum of the  
12 respective salary range, then the salary for that appointee may be set at the maximum salary for the respective salary range.

13 c) Nothing in subdivision c 1 shall be interpreted to supersede the provisions of § 4-6.01 e, f, g, h, i, j, k, l, and m of this act.

14 d) For new appointees to positions listed in § 4-6.01c.6., the Governor is authorized to provide for fringe benefits in addition to  
15 those otherwise provided by law, including post retirement health care and other non-salaried benefits provided to similar  
16 positions in the public sector.

17 2.a)1) The Governor may increase or decrease the annual salary for incumbents of positions listed in subdivision c 6 below at a  
18 rate of up to 10 percent in any single fiscal year between the minimum and the maximum of the respective salary range in  
19 accordance with an assessment of performance and service to the Commonwealth.

20 2) The governing boards of the independent agencies may increase or decrease the annual salary for incumbents of positions  
21 listed in subdivision c.7. below at a rate of up to 10 percent in any fiscal year between the minimum and maximum of the  
22 respective salary range, in accordance with an assessment of performance and service to the Commonwealth.

23 b)1) The appointing or governing authority may grant performance bonuses of 0-5 percent for positions whose salaries are  
24 listed in §§ 1-1 through 1-9, and 4-6.01 b, c, and d of this act, based on an annual assessment of performance, in accordance  
25 with policies and procedures established by such appointing or governing authority. Such performance bonuses shall be over  
26 and above the salaries listed in this act, and shall not become part of the base rate of pay.

27 2) The appointing or governing authority shall report performance bonuses which are granted to executive branch employees to  
28 the Department of Human Resource Management for retention in its records.

29 3. From the effective date of the Executive Pay Plan set forth in Chapter 601, Acts of Assembly of 1981, all incumbents  
30 holding positions listed in this § 4-6.01 shall be eligible for all fringe benefits provided to full-time classified state employees  
31 and, notwithstanding any provision to the contrary, the annual salary paid pursuant to this § 4-6.01 shall be included as  
32 creditable compensation for the calculation of such benefits.

33 4. Notwithstanding § 4-6.01.c.2.b)1) of this Act, the Board of Commissioners of the Virginia Port Authority may supplement  
34 the salary of its Executive Director, with the prior approval of the Governor. The Board should be guided by criteria which  
35 provide a reasonable limit on the total additional income of the Executive Director. The criteria should include, without  
36 limitation, a consideration of the salaries paid to similar officials at comparable ports of other states. The Board shall report  
37 approved supplements to the Department of Human Resource Management for retention in its records.

38 5. With the written approval of the Governor, the Board of Trustees of the Virginia Museum of Fine Arts, the Science Museum  
39 of Virginia, the Virginia Museum of Natural History, the Jamestown-Yorktown Foundation, Gunston Hall, and the Library  
40 Board may supplement the salary of the Director of each museum, and the Librarian of Virginia from nonstate funds. In  
41 approving a supplement, the Governor should be guided by criteria which provide a reasonable limit on the total additional  
42 income and the criteria should include, without limitation, a consideration of the salaries paid to similar officials at comparable  
43 museums and libraries of other states. The respective Boards shall report approved supplements to the Department of Human  
44 Resource Management for retention in its records.

45 6.a) The following salaries shall be paid for the current biennium in the amounts shown, however, all salary changes shall be  
46 subject to subdivisions c 2 through c 5 above.

47	<b>July 1, 2014</b>	<b>June 25, 2015</b>	<b>November 25, 2015</b>
	to	to	to
48	<b>June 24, 2015</b>	<b>November 24, 2015</b>	<b>June 30, 2016</b>

<b>1</b>	<b>Level I Range</b>	<b>\$146,318 - \$204,044</b>	<b>\$146,318 - \$204,044</b>	<b>\$146,318 - \$204,044</b>
<b>2</b>	<b>Midpoint</b>	<b>\$175,181</b>	<b>\$175,181</b>	<b>\$175,181</b>
<b>3</b>	Chief Information Officer,	\$160,650	\$160,650	\$160,650
<b>4</b>	Virginia Information			
<b>5</b>	Technologies Agency			
<b>6</b>	Commissioner, Department of	\$156,706	\$156,706	\$156,706
<b>7</b>	Motor Vehicles			
<b>8</b>	Commissioner, Department of	\$147,000	\$147,000	\$147,000
<b>9</b>	Social Services			
<b>10</b>	Commissioner, Department of	\$196,090	\$196,090	\$196,090
<b>11</b>	Behavioral Health and			
<b>12</b>	Developmental Services			
<b>13</b>	Commonwealth Transportation	\$204,044	\$204,044	\$204,044
<b>14</b>	Commissioner			
<b>15</b>	Director, Department of	\$153,000	\$153,000	\$153,000
<b>16</b>	Corrections			
<b>17</b>	Director, Department of	\$162,834	\$162,834	\$162,834
<b>18</b>	Environmental Quality			
<b>19</b>	Director, Department of	\$170,932	\$170,932	\$170,932
<b>20</b>	Medical Assistance Services			
<b>21</b>	Director, Department of	\$162,470	\$162,470	\$162,470
<b>22</b>	Planning and Budget			
<b>23</b>	State Health Commissioner	\$185,130	\$185,130	\$185,130
<b>24</b>	State Tax Commissioner	\$148,144		\$155,000
<b>25</b>			\$155,000	\$155,000
<b>26</b>	Superintendent of Public	\$180,796	\$180,796	\$180,796
<b>27</b>	Instruction			
<b>28</b>	Superintendent of State Police	\$158,088	\$158,088	\$158,088
<b>29</b>		<b>July 1, 2014</b>	<b>June 25, 2015</b>	<b>November 25, 2015</b>
<b>30</b>		<b>to</b>	<b>to</b>	<b>to</b>
		<b>June 24, 2015</b>	<b>November 24, 2015</b>	<b>June 30, 2016</b>
<b>31</b>	<b>Level II Range</b>	<b>\$103,153 - \$162,344</b>	<b>\$103,153 - \$162,344</b>	<b>\$103,153 - \$162,344</b>
<b>32</b>	<b>Midpoint</b>	<b>\$132,749</b>	<b>\$132,749</b>	<b>\$132,749</b>
<b>33</b>	Alcoholic Beverage Control	\$124,440	\$124,440	\$124,440
<b>34</b>	Commissioner			
<b>35</b>	Alcoholic Beverage Control	\$124,440	\$124,440	\$124,440
<b>36</b>	Commissioner			
<b>37</b>	Chairman, Alcoholic Beverage	\$133,598	\$133,598	\$133,598
<b>38</b>	Control Board			

1	Commissioner, Department	\$147,558	\$147,558	\$147,558
2	for Aging and Rehabilitative			
3	Services			
4	Commissioner, Department	\$122,400	\$122,400	\$122,400
5	of Agriculture and Consumer			
6	Services			
7	Commissioner, Department	\$122,400	\$122,400	\$122,400
8	of Veterans Services			
9	Commissioner, Virginia	\$130,662	\$130,662	\$130,662
10	Employment Commission			
11	Executive Director,	\$135,547	\$135,547	\$135,547
12	Department of Game and			
13	Inland Fisheries			
14	Commissioner, Marine	\$119,653	\$119,653	\$119,653
15	Resources Commission			
16	Director, Department of	\$158,221	\$158,221	\$158,221
17	Forensic Science			
18	Director, Department of	\$152,104	\$152,104	\$152,104
19	General Services			
20	Director, Department of	\$141,689	\$141,689	\$141,689
21	Human Resource			
22	Management			
23	Director, Department of	\$123,165	\$123,165	\$123,165
24	Juvenile Justice			
25	Director, Department of	\$129,336	\$129,336	\$129,336
26	Mines, Minerals and Energy			
27	Director, Department of Rail	\$134,775	\$134,775	\$134,775
28	and Public Transportation			
29	Director, Department of	\$103,153	\$103,153	\$103,153
30	Small Business and Supplier			
31	Diversity			
32	Executive Director, DMV	\$119,509	\$119,509	\$119,509
33	Dealer Board			
34	Executive Director, Virginia	\$137,186	\$137,186	\$137,186
35	Port Authority			
36	State Comptroller	\$162,344	\$162,344	\$162,344
37	State Treasurer	\$162,214	\$162,214	\$162,214
38		<b>July 1, 2014</b>	<b>June 25, 2015</b>	<b>November 25, 2015</b>
		<b>to</b>	<b>to</b>	<b>to</b>
39		<b>June 24, 2015</b>	<b>November 24, 2015</b>	<b>June 30, 2016</b>
40	<b>Level III Range</b>	<b>\$104,173- \$144,276</b>	<b>\$104,173- \$144,276</b>	<b>\$104,173- \$144,276</b>

<b>1</b>	<b>Midpoint</b>	<b>\$124,225</b>	<b>\$124,225</b>	<b>\$124,225</b>
<b>2</b>	Adjutant General	\$135,548	\$135,548	\$135,548
<b>3</b>	Chairman, Virginia Parole	\$124,985	\$124,985	\$124,985
<b>4</b>	Board			
<b>5</b>	Commissioner, Department of	\$113,040	\$113,040	\$113,040
<b>6</b>	Labor and Industry			
<b>7</b>	Coordinator, Department of	\$124,741	\$124,741	\$124,741
<b>8</b>	Emergency Management			
<b>9</b>	Director, Department of	\$131,016	\$131,016	\$131,016
<b>10</b>	Aviation			
<b>11</b>	Director, Department of	\$130,560	\$130,560	\$130,560
<b>12</b>	Conservation and Recreation			
<b>13</b>	Director, Department of	\$115,668	\$115,668	\$115,668
<b>14</b>	Criminal Justice Services			
<b>15</b>	Director, Department of	\$128,650	\$128,650	\$128,650
<b>16</b>	Health Professions			
<b>17</b>	Director, Department of	\$108,463	\$108,463	\$108,463
<b>18</b>	Historic Resources			
<b>19</b>	Director, Department of	\$128,772	\$128,772	\$128,772
<b>20</b>	Housing and Community			
<b>21</b>	Development			
<b>22</b>	Director, Department of	\$114,240	\$114,240	\$114,240
<b>23</b>	Professional and Occupational			
<b>24</b>	Regulation			
<b>25</b>	Director, The Science Museum	\$131,667	\$131,667	\$131,667
<b>26</b>	of Virginia			
<b>27</b>	Director, Virginia Museum of	\$136,791	\$136,791	\$136,791
<b>28</b>	Fine Arts			
<b>29</b>	Director, Virginia Museum of	\$112,455	\$112,455	\$112,455
<b>30</b>	Natural History			
<b>31</b>	Executive Director,	\$132,254	\$132,254	\$132,254
<b>32</b>	Jamestown-Yorktown			
<b>33</b>	Foundation			
<b>34</b>	Executive Secretary, Virginia	\$110,641	\$110,641	\$110,641
<b>35</b>	Racing Commission			
<b>36</b>	Librarian of Virginia	\$144,276	\$144,276	\$144,276
<b>37</b>	State Forester, Department of	\$104,173	\$104,173	\$104,173
<b>38</b>	Forestry			
<b>39</b>		<b>July 1, 2014</b>	<b>June 25, 2015</b>	<b>November 25, 2015</b>
		<b>to</b>	<b>to</b>	<b>to</b>
<b>40</b>		<b>June 24, 2015</b>	<b>November 24, 2015</b>	<b>June 30, 2016</b>
<b>41</b>	<b>Level IV Range</b>	<b>\$101,933 - \$113,009</b>	<b>\$101,933 - \$113,009</b>	<b>\$101,933 - \$113,009</b>

1	<b>Midpoint</b>	<b>\$107,471</b>	<b>\$107,471</b>	<b>\$107,471</b>
2	Administrator,	\$101,933	\$101,933	\$101,933
3	Commonwealth's Attorneys'			
4	Services Council			
5	Commissioner, Virginia	\$112,245	\$112,245	\$112,245
6	Department for the Blind and			
7	Vision Impaired			
8	Executive Director, Board of	\$113,009	\$113,009	\$113,009
9	Accountancy			
10	Executive Director, Frontier	\$108,977	\$108,977	\$108,977
11	Culture Museum of Virginia			
12	Commissioner, Department	\$106,080	\$106,080	\$106,080
13	of Elections			
14		<b>July 1, 2014</b>	<b>June 25, 2015</b>	<b>November 25, 2015</b>
15		<b>to</b>	<b>to</b>	<b>to</b>
16		<b>June 24, 2015</b>	<b>November 24, 2015</b>	<b>June 30, 2016</b>
17	<b>Level V Range</b>	<b>\$22,383 - \$92,045</b>	<b>\$22,383 - \$92,045</b>	<b>\$22,383 - \$92,045</b>
18	<b>Midpoint</b>	<b>\$57,214</b>	<b>\$57,214</b>	<b>\$57,214</b>
19	Director, Gunston Hall	\$86,176	\$86,176	\$86,176
20	Director, Virginia	\$92,045	\$92,045	\$92,045
21	Department for the Deaf and Hard-of-Hearing			
22	Executive Director,	\$89,887	\$89,887	\$89,887
23	Department of Fire Programs			
24	Executive Director, Virginia	\$88,724	\$88,724	\$88,724
25	Commission for the Arts			
26	Chairman of Board	\$22,383	\$22,383	\$22,383
27	Chairman, Compensation			
28	Board			
29	7. Annual salaries of the directors of the independent agencies, as listed in this subdivision, shall be paid in the amounts shown.			
30	All salary changes shall be subject to subdivisions c 1, c 2, and c 3 above.			
31		<b>July 1, 2014</b>	<b>June 25, 2015</b>	<b>November 25, 2015</b>
32		<b>to</b>	<b>to</b>	<b>to</b>
33		<b>June 24, 2015</b>	<b>November 24, 2015</b>	<b>June 30, 2016</b>
34	<b>Independent Range</b>	<b>\$147,198 - \$175,709</b>	<b>\$147,198 - \$175,709</b>	<b>\$147,198 - \$175,709</b>
35	<b>Midpoint</b>	<b>\$161,453</b>	<b>\$161,453</b>	<b>\$161,453</b>
36	Director, Virginia Lottery	\$147,198	\$147,198	\$147,198
37	Director, Virginia Retirement System	\$175,709	\$175,709	\$175,709

1 Chief Executive Officer, \$174,084 \$174,084 \$174,084  
 2 Virginia College Savings Plan

3 8. Notwithstanding any provision of this Act, the Board of Trustees of the Virginia Retirement System may supplement the salary of  
 4 its Director. The Board should be guided by criteria, which provide a reasonable limit on the total additional income of the Director.  
 5 The criteria should include, without limitation, a consideration of the salaries paid to similar officials in comparable public pension  
 6 plans. The Board shall report such criteria and potential supplement level to the Chairmen of the Senate Finance and House  
 7 Appropriations Committees at least 60 days prior to the effectuation of the compensation action. The Board shall report approved  
 8 supplements to the Department of Human Resource Management for retention in its records.

9 9. Notwithstanding any provision of this Act, the Board of the Virginia College Savings Plan may supplement the compensation of  
 10 its Chief Executive Officer. The Board should be guided by criteria which provide a reasonable limit on the total additional income  
 11 of the Chief Executive Officer. The criteria should include, without limitation, a consideration of compensation paid to similar  
 12 officials in comparable qualified tuition programs, independent public agencies or other entities with similar responsibilities and  
 13 size. The Board shall report such criteria and potential supplement level to the Chairmen of the Senate Finance and House  
 14 Appropriations Committees at least 60 days prior to the effectuation of the compensation action. The Board shall report approved  
 15 supplements to the Department of Human Resource Management for retention in its records.

16 d.1. Annual salaries of the presidents of the senior institutions of higher education, the President of Richard Bland College, the  
 17 Chancellor of the University of Virginia's College at Wise, the Superintendent of the Virginia Military Institute, the Director of the  
 18 State Council of Higher Education, the Director of the Southern Virginia Higher Education Center, the Director of the Southwest  
 19 Virginia Higher Education Center and the Chancellor of Community Colleges, as listed in this paragraph, shall be paid in the  
 20 amounts shown. The annual salaries of the presidents of the community colleges shall be fixed by the State Board for Community  
 21 Colleges within a salary structure submitted to the Governor prior to June 1 each year for approval.

22 2.a) The board of visitors of each institution of higher education or the boards of directors for Southern Virginia Higher Education  
 23 Center, Southwest Virginia Higher Education Center, and the New College Institute may annually supplement the salary of a  
 24 president or director from private gifts, endowment funds, foundation funds, or income from endowments and gifts. Supplements  
 25 paid from other than the cited sources prior to June 30, 1997, may continue to be paid. In approving a supplement, the board of  
 26 visitors or board of directors should be guided by criteria which provide a reasonable limit on the total additional income of a  
 27 president or director. The criteria should include a consideration of additional income from outside sources including, but not being  
 28 limited to, service on boards of directors or other such services. The board of visitors or board of directors shall report approved  
 29 supplements to the Department of Human Resource Management for retention in its records.

30 b) The State Board for Community Colleges may annually supplement the salary of the Chancellor from any available  
 31 appropriations of the Virginia Community College System. In approving a supplement, the State Board for Community Colleges  
 32 should be guided by criteria which provide a reasonable limit on the total additional income of the Chancellor. The criteria should  
 33 include consideration of additional income from outside sources including, but not being limited to, service on boards of directors or  
 34 other such services. The Board shall report approved supplements to the Department of Human Resource Management for retention  
 35 in its records.

36 c) Norfolk State University is authorized to supplement the salary of its president from educational and general funds up to \$17,000.

37 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  
 38 salary for the new director shall be established by the State Council of Higher Education based on the salary range for Level I  
 39 agency heads. Furthermore, the state council may provide a bonus of up to five percent of the annual salary for the new director.

40		<b>July 1, 2014</b>	<b>June 25, 2015</b>	<b>November 25, 2015</b>
		to	to	to
41		<b>June 24, 2015</b>	<b>November 24, 2015</b>	<b>June 30, 2016</b>

42	<b>NEW COLLEGE INSTITUTE</b>			
43	Executive Director, New College	\$173,759	\$173,759	\$173,759
44	Institute			

45	<b>STATE COUNCIL OF</b>			
46	<b>HIGHER EDUCATION FOR</b>			
47	<b>VIRGINIA</b>			
48	Director, State Council of Higher	\$187,960	\$187,960	\$187,960
49	Education for Virginia			

50	<b>SOUTHERN VIRGINIA</b>			
51	<b>HIGHER EDUCATION</b>			

<b>1</b>	<b>CENTER</b>			
<b>2</b>	Director, Southern Virginia	\$127,424	\$127,424	\$127,424
<b>3</b>	Higher Education Center			
<b>4</b>	<b>SOUTHWEST VIRGINIA</b>			
<b>5</b>	<b>HIGHER EDUCATION</b>			
<b>6</b>	<b>CENTER</b>			
<b>7</b>	Director, Southwest Virginia	\$128,300	\$128,300	\$128,300
<b>8</b>	Higher Education Center			
<b>9</b>	<b>VIRGINIA COMMUNITY</b>			
<b>10</b>	<b>COLLEGE SYSTEM</b>			
<b>11</b>	Chancellor of Community	\$171,368	\$171,368	\$171,368
<b>12</b>	Colleges			
<b>13</b>	<b>SENIOR COLLEGE</b>			
<b>14</b>	<b>PRESIDENTS' SALARIES</b>			
<b>15</b>	Chancellor, University of	\$127,213	\$127,213	\$127,213
<b>16</b>	Virginia's College at Wise			
<b>17</b>	President, Christopher Newport	\$134,526	\$134,526	\$134,526
<b>18</b>	University			
<b>19</b>	President, The College of	\$160,394	\$160,394	\$160,394
<b>20</b>	William and Mary in Virginia			
<b>21</b>	President, George Mason	\$151,273	\$151,273	\$151,273
<b>22</b>	University			
<b>23</b>	President, James Madison	\$156,247	\$156,247	\$156,247
<b>24</b>	University			
<b>25</b>	President, Longwood University	\$150,395	\$150,395	\$150,395
<b>26</b>	President, Norfolk State	\$143,627	\$143, 627	\$143, 627
<b>27</b>	University			
<b>28</b>	President, Old Dominion	\$170,328	\$170,328	\$170,328
<b>29</b>	University			
<b>30</b>	President, Radford University	\$154,991	\$154,991	\$154,991
<b>31</b>	President, Richard Bland College	\$131,784	\$131,784	\$131,784
<b>32</b>	President, University of Mary	\$145,011	\$145,011	\$145,011
<b>33</b>	Washington			
<b>34</b>	President, University of Virginia	\$179,635	\$179,635	\$179,635
<b>35</b>	President, Virginia	\$181,369	\$181,369	\$181,369
<b>36</b>	Commonwealth University			
<b>37</b>	President, Virginia Polytechnic	\$190,567	\$190,567	\$190,567
<b>38</b>	Institute and State University			
<b>39</b>	President, Virginia State	\$146,496	\$146,496	\$146,496
<b>40</b>	University			
<b>41</b>	Superintendent, Virginia Military	\$146,566	\$146,566	\$146,566
<b>42</b>	Institute			

- 1 e. 1. Salaries for newly employed or promoted employees shall be established consistent with the compensation and classification  
2 plans established by the Governor.
- 3 2. The State Comptroller is hereby authorized to require payment of wages or salaries to state employees by direct deposit or by  
4 credit to a prepaid debit card or card account from which the employee is able to withdraw or transfer funds.
- 5 f. The provisions of this section, requiring prior written approval of the Governor relative to compensation, shall apply also to any  
6 system of incentive award payments which may be adopted and implemented by the Governor. The cost of implementing any such  
7 system shall be paid from any funds appropriated to the affected agencies.
- 8 g. No lump sum appropriation for personal service shall be regarded as advisory or suggestive of individual salary rates or of salary  
9 schedules to be fixed under law by the Governor payable from the lump sum appropriation.
- 10 h. Subject to approval by the Governor of a plan for a statewide employee meritorious service awards program, as provided for in §  
11 2.2-1201, Code of Virginia, the costs for such awards shall be paid from any operating funds appropriated to the affected agencies.
- 12 i. The General Assembly hereby affirms and ratifies the Governor's existing authority and the established practice of this body to  
13 provide for pay differentials or to supplement base rates of pay for employees in specific job classifications in particular geographic  
14 and/or functional areas where, in the Governor's discretion, they are needed for the purpose of maintaining salaries which enable the  
15 Commonwealth to maintain a competitive position in the relevant labor market.
- 16 j.1. If at any time the Administrator of the Commonwealth's Attorneys' Services Council serves on the faculty of a state-supported  
17 institution of higher education, the faculty appointment must be approved by the Council. Such institution shall pay one-half of the  
18 salary listed in § 4-6.01 c 6 of this act. Further, such institution may provide compensation in addition to that listed in § 4-6.01 c 6;  
19 provided, however, that such additional compensation must be approved by the Council.
- 20 2. If the Administrator ceases to be a member of the faculty of a state-supported institution of higher education, the total salary listed  
21 in § 4-6.01 c 6 shall be paid from the Council's appropriation.
- 22 k.1. Except as otherwise provided for in this subdivision, any increases in the salary band assignment of any job role contained in the  
23 compensation and classification plans approved by the Governor shall be effective beginning with the first pay period, defined as the  
24 pay period from June 25 through July 9, of the fiscal year if: (1) the agency certifies to the Secretary of Finance that funds are  
25 available within the agency's appropriation to cover the cost of the increase for the remainder of the current biennium and presents a  
26 plan for covering the costs next biennium and the Secretary concurs, or (2) such funds are appropriated by the General Assembly. If  
27 at any time the Secretary of Administration shall certify that such change in the salary band assignment for a job role is of an  
28 emergency nature and the Secretary of Finance shall certify that funds are available to cover the cost of the increase for the  
29 remainder of the biennium within the agency's appropriation, such change in compensation may be effective on a date agreed upon  
30 by these two Secretaries. The Secretary of Administration shall provide a monthly report of all such emergency changes in  
31 accordance with § 4-8.00, Reporting Requirements.
- 32 2. Salary adjustments for any employee through a promotion, role change, exceptional recruitment and retention incentive options,  
33 or in-range adjustment shall occur only if: a) the agency has sufficient funds within its appropriation to cover the cost of the salary  
34 adjustment for the remainder of the current biennium or b) such funds are appropriated by the General Assembly.
- 35 3. No changes in salary band assignments affecting classified employees of more than one agency shall become effective unless the  
36 Secretary of Finance certifies that sufficient funds are available to provide such increase or plan to all affected employees supported  
37 from the general fund.
- 38 l. Full-time employees of the Commonwealth, including faculty members of state institutions of higher education, who are appointed  
39 to a state-level board, council, commission or similar collegial body shall not receive any such compensation for their services as  
40 members or chairmen except for reimbursement of reasonable and necessary expenses. The foregoing provision shall likewise apply  
41 to the Compensation Board, pursuant to § 15.2-1636.5, Code of Virginia.
- 42 m.1. Notwithstanding any other provision of law, the board of visitors or other governing body of any public institution of higher  
43 education is authorized to establish age and service eligibility criteria for faculty participating in voluntary early retirement incentive  
44 plans for their respective institutions pursuant to § 23-9.2:3.1 B and the cash payment offered under such compensation plans  
45 pursuant to § 23-9.2:3.1 D, Code of Virginia. Notwithstanding the limitations in § 23-9.2:3.1 D, the total cost in any fiscal year for  
46 any such compensation plan, shall be set forth by the governing body in the compensation plan for approval by the Governor and  
47 review for legal sufficiency by the Office of the Attorney General.
- 48 2. Notwithstanding any other provision of law, employees holding full-time, academic-year classified positions at public institutions  
49 of higher education shall be considered "state employees" as defined in § 51.1-124.3, Code of Virginia, and shall be considered for  
50 medical/hospitalization, retirement service credit, and other benefits on the same basis as those individuals appointed to full-time,  
51 12-month classified positions.
- 52 n. Notwithstanding the Department of Human Resource Management Policies and Procedures, payment to employees with five or  
53 more years of continuous service who either terminate or retire from service shall be paid in one sum for twenty-five percent of their



1 sick leave balance, provided, however, that the total amount paid for sick leave shall not exceed \$5,000 and the remaining  
 2 seventy-five percent of their sick leave shall lapse. This provision shall not apply to employees who are covered by the Virginia  
 3 Sickness and Disability Program as defined in § 51.1-1100, Code of Virginia. Such employees shall not be paid for their sick  
 4 leave balances. However, they will be paid, if eligible as described above, for any disability leave credits they have at  
 5 separation or retirement or may convert disability credits to service credit under the Virginia Retirement System pursuant to §  
 6 51.1-1103 (F), Code of Virginia.

7 o. It is the intent of the General Assembly that calculation of the faculty salary benchmark goal for the Virginia Community  
 8 College System shall be done in a manner consistent with that used for four-year institutions, taking into consideration the  
 9 number of faculty at each of the community colleges. In addition, calculation of the salary target shall reflect an eight percent  
 10 salary differential in a manner consistent with other public four-year institutions and for faculty at Northern Virginia  
 11 Community College.

12 p. Any public institution of higher education that has met the eligibility criteria set out in Chapters 933 and 945 of the 2005  
 13 Acts of Assembly may supplement annual salaries for classified employees from private gifts, endowment funds, or income  
 14 from endowments and gifts, subject to policies approved by the board of visitors. The Commonwealth shall have no general  
 15 fund obligations for the continuation of such salary supplements.

16 q. The Governor, or any other appropriate Board or Public Body, is authorized to adjust the salaries of employees specified in  
 17 this item, and other items in the Act, to reflect the compensation adjustments authorized in Item 468 of this Act.

18 r. Any public institution of higher education shall not provide general fund monies above \$100,000 for any individual athletic  
 19 coaching salaries after July 1, 2013. Athletic coaching salaries with general fund monies above this amount shall be phased-  
 20 down over a five-year period at 20 percent per year until reaching the cap of \$100,000.

21 s. The Governor, or any other appropriate Board or Public Body, is authorized to adjust the salaries of employees specified in  
 22 this item, and other items in the Act, to reflect the compensation adjustments authorized in Item 467 of this Act.

23 *t.1. Notwithstanding the salaries set out in Items 2, 4, 5, and 6, the Committee on Joint Rules may establish salary ranges for*  
 24 *such agency heads consistent with the provisions and salary ranges included in § 4-6.01 of this act.*

25 *2. Notwithstanding the salaries listed in Item 3 of this act, the Commission on the Virginia Alcohol Safety Action Program may*  
 26 *establish a salary range for the Executive Director of the program.*

27 *3. Notwithstanding the salaries listed in Item 30 of this act, the Joint Legislative Audit and Review Commission (JLARC) may*  
 28 *establish a salary range for the Director of JLARC.*

29 § 4-6.02 EMPLOYEE TRAINING AND STUDY

30 Subject to uniform rules and regulations established by the Governor, the head of any state agency may authorize, from any  
 31 funds appropriated to such department, institution or other agency in this act or subsequently made available for the purpose,  
 32 compensation or expenses or both compensation and expenses for employees pursuing approved training courses or academic  
 33 studies for the purpose of becoming better equipped for their employment in the state service. The rules and regulations shall  
 34 include reasonable provision for the return of any employee receiving such benefits for a reasonable period of duty, or for  
 35 reimbursement to the state for expenditures incurred on behalf of the employee should he not return to state service.

36 § 4-6.03 EMPLOYEE BENEFITS

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

39 b. Except as provided for sworn personnel of the Department of State Police, no payment of, or reimbursement for, the  
 40 employer paid contribution to the State Police Officers' Retirement System, or any system offering like benefits, shall be made  
 41 by the Compensation Board of the Commonwealth at a rate greater than the employer rate established for the general classified  
 42 workforce of the Commonwealth covered under the Virginia Retirement System. Any cost for benefits exceeding such general  
 43 rate shall be borne by the employee or, in the case of a political subdivision, by the employer.

44 c. Each agency may, within the funds appropriated by this act, implement a transit and ridesharing incentive program for its  
 45 employees. With such programs, agencies may reimburse employees for all or a portion of the costs incurred from using public  
 46 transit, car pools, or van pools. The Secretary of Transportation shall develop guidelines for the implementation of such  
 47 programs and any agency program must be developed in accordance with such guidelines. The guidelines shall be in  
 48 accordance with the federal National Energy Policy Act of 1992 (P.L. 102-486), and no program shall provide an incentive that  
 49 exceeds the actual costs incurred by the employee.

50 d. Any hospital that serves as the primary medical facility for state employees may be allowed to participate in the State  
 51 Employee Health Insurance Program pursuant to § 2.2-2818, Code of Virginia, provided that (1) such hospital is not a  
 52 participating provider in the network, contracted by the Department of Human Resource Management, that serves state

1 employees and (2) such hospital enters into a written agreement with the Department of Human Resource Management as to the  
 2 rates of reimbursement. The department shall accept the lowest rates offered by the hospital from among the rates charged by the  
 3 hospital to (1) its largest purchaser of care, (2) any state or federal public program, or (3) any special rate developed by the hospital  
 4 for the state employee health benefits program which is lower than either of the rates above. If the department and the hospital  
 5 cannot come to an agreement, the department shall reimburse the hospital at the rates contained in its final offer to the hospital until  
 6 the dispute is resolved. Any dispute shall be resolved through arbitration or through the procedures established by the Administrative  
 7 Process Act, as the hospital may decide, without impairment of any residual right to judicial review.

8 e. Any classified employee of the Commonwealth and any person similarly employed in the legislative, judicial and independent  
 9 agencies who (i) is compensated on a salaried basis and (ii) works at least twenty hours per week shall be considered a full-time  
 10 employee for the purposes of participation in the Virginia Retirement System's group life insurance and retirement programs. Any  
 11 part-time magistrate hired prior to July 1, 1999, shall have the option of participating in the programs under this provision.

12 f.1. Any member of the Virginia Retirement System who is retired under the provisions of § 51.1-155.1, Code of Virginia who: 1)  
 13 returns to work in a position that is covered by the provisions of § 51.1-155.1, Code of Virginia after a break of not less than four  
 14 years, 2) receives no other compensation for service to a public employer than that provided for the position covered by § 51.1-  
 15 155.1, Code of Virginia during such period of reemployment, 3) retires within one year of commencing such period of  
 16 reemployment, and 4) retires directly from service at the end of such period of reemployment may either:

17 a) Revert to the previous retirement benefit received under the provisions of § 51.1-155.1, Code of Virginia, including any annual  
 18 cost of living adjustments granted thereon. This benefit may be adjusted upward to reflect the effect of such additional months of  
 19 service and compensation received during the period of reemployment, or

20 b) Retire under the provisions of Title 51.1 in effect at the termination of his or her period of reemployment, including any purchase  
 21 of service that may be eligible for purchase under the provisions of § 51.1-142.2, Code of Virginia.

22 2. The Virginia Retirement System shall establish procedures for verification by the employer of eligibility for the benefits provided  
 23 for in this paragraph.

24 g. Notwithstanding any other provision of law, no agency head compensated by funds appropriated in this act may be a member of  
 25 the Virginia Law Officers' Retirement System created under Title 51.1, Chapter 2.1, Code of Virginia. The provisions of this  
 26 paragraph are effective on July 1, 2002, and shall not apply to the Chief of the Capitol Police.

27 h. Full-time employees appointed by the Governor who, except for meeting the minimum service requirements, would be eligible for  
 28 the provisions of § 51.1-155.1, Code of Virginia, may, upon termination of service, use any severance allowance payment to  
 29 purchase service to meet, but not exceed, the minimum service requirements of § 51.1-155.1, Code of Virginia. Such service  
 30 purchase shall be at the rate of 15 percent of the employee's final creditable compensation or average final compensation, whichever  
 31 is greater, and shall be completed within 90 days of separation of service.

32 i. When calculating the retirement benefits payable under the Virginia Retirement System (VRS), the State Police Officers'  
 33 Retirement System (SPORS), the Virginia Law-enforcement Officers' Retirement System (VaLORS), or the Judicial Retirement  
 34 System (JRS) to any employee of the Commonwealth or its political subdivisions who is called to active duty with the armed forces  
 35 of the United States, including the United States Coast Guard, the Virginia Retirement System shall:

36 1) utilize the pre-deployment salary, or the actual salary paid by the Commonwealth or the political subdivision, whichever is higher,  
 37 when calculating average compensation, and

38 2) include those months after September 1, 2001 during which the employee was serving on active duty with the armed forces of the  
 39 United States in the calculation of creditable service.

40 j. The provisions in § 51.1-144, Code of Virginia, that require a member to contribute five percent of his creditable compensation for  
 41 each pay period for which he receives compensation on a salary reduction basis, shall not apply to any (i) "state employee," as  
 42 defined in § 51.1-124.3, Code of Virginia, who is an elected official, or (ii) member of the Judicial Retirement System under Chapter  
 43 3 of Title 51.1 (§ 51.1-300 et seq.), who is not a "person who becomes a member on or after July 1, 2010," as defined in § 51.1-  
 44 124.3, Code of Virginia.

45 k. Notwithstanding the provisions of subsection G of § 51.1-156, any employee of a school division who completed a period of 24  
 46 months of leave of absence without pay during October 2013 and who had previously submitted an application for disability  
 47 retirement to VRS in 2011 may submit an application for disability retirement under the provisions of § 51.1-156. Such application  
 48 shall be received by the Virginia Retirement System no later than October 1, 2014. This provision shall not be construed to grant  
 49 relief in any case for which a court of competent jurisdiction has already rendered a decision, as contemplated by Article II, Section  
 50 14 of the Constitution of Virginia.

51 l. Notwithstanding the provisions of subsection B of § 51.1-155, any person who (i) has attained age 62, (ii) is receiving a service  
 52 retirement allowance under Chapter 1 of Title 51.1, and (iii) was employed in an otherwise covered position as interim president and  
 53 chief executive officer of an institution of higher education, who were appointed prior to January 1, 2014, for a period necessary to

1 rectify significant management deficiencies, may elect to continue to receive the retirement allowance during such  
 2 employment. If the person elects to continue to receive the retirement allowance, then his service performed and compensation  
 3 received during the period of time he receives the retirement allowance will not increase, decrease, or affect in any way his  
 4 retirement benefits before, during, or after such employment.

5 § 4-6.04 CHARGES

6 a. FOOD SERVICES: Except as exempted by the prior written approval of the Director, Department of Human Resource  
 7 Management, and the provisions of § 2.2-3605, Code of Virginia, state employees shall be charged for meals served in state  
 8 facilities. Charges for meals will be determined by the agency. Such charges shall be not less than the value of raw food and the  
 9 cost of direct labor and utilities incidental to preparation and service. Each agency shall maintain records as to the calculation of  
 10 meal charges and revenues collected. Except where appropriations for operation of the food service are from nongeneral funds,  
 11 all revenues received from such charges shall be paid directly and promptly into the general fund. The provisions of this  
 12 paragraph shall not apply to on-duty employees assigned to correctional facilities operated by the Departments of Corrections  
 13 and Juvenile Justice.

14 b. HOUSING SERVICES:

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

20 2. All revenues received from housing fees shall be promptly deposited in the state treasury. For housing for which operating  
 21 expenses or rent are financed by general fund appropriations, such revenues shall be deposited to the credit of the general fund.  
 22 For housing for which operating expenses or rent are financed by nongeneral fund appropriations, such revenues shall be  
 23 deposited to the credit of the nongeneral fund. Agencies which provide housing for which operating expenses or rent are  
 24 financed from both general fund and nongeneral fund appropriations shall allocate such revenues, when deposited in the state  
 25 treasury, to the appropriate fund sources in the same proportion as the appropriations. However, without exception, any portion  
 26 of a housing fee attributable to depreciation for housing which was constructed with general fund appropriations shall be paid  
 27 into the general fund.

28 c. PARKING SERVICES:

29 1. State-owned parking facilities

30 Agencies with parking space for employees in state-owned facilities shall, when required by the Director, Department of  
 31 General Services, charge employees for such space on a basis approved by the Governor. All revenues received from such  
 32 charges shall be paid directly and promptly into a special fund in the state treasury to be used, as determined by the Governor,  
 33 for payment of costs for the provision of vehicle parking spaces. Interest shall be added to the fund as earned. -

34 2. Leased parking facilities in metropolitan Richmond area

35 Agencies occupying private sector leased or rental space in the metropolitan Richmond area, not including institutions of higher  
 36 education, shall be required to charge a fee to employees for vehicle parking spaces that are assigned to them or are otherwise  
 37 available either incidental to the lease or rental agreement or pursuant to a separate lease agreement for private parking space.  
 38 In such cases, the individual employee parking fee shall not be less than that paid by employees parking in Department of  
 39 General Services parking facilities at the Seat of Government. The Director, Department of General Services may amend or  
 40 waive the fee requirement for good cause. Revenues derived from employees paying for parking spaces in leased facilities will  
 41 be retained by the leasing agency to be used to offset the cost of the lease to which it pertains. Any lease for private parking  
 42 space must be approved by the Director, Department of General Services.

43 3. The assignment of Lot P1A of the Department of General Services, Capitol Area Site Plan, to include parking spaces 1  
 44 through 37, but excluding spaces 34 and 36, which shall be reserved for the Department of General Services, and the  
 45 surrounding surfaces around those spaces shall be under the control of the Committee on Joint Rules and administered by the  
 46 Clerk of the House and the Clerk of the Senate. Any employee permanently assigned to any of these spaces shall be subject to  
 47 the provisions of paragraph 1 of this item.

48 § 4-6.05 SELECTION OF APPLICANTS FOR CLASSIFIED POSITIONS

49 It is the responsibility of state agency heads to ensure that all provisions outlined in Title 2.2, Chapter 29, Code of Virginia (the  
 50 Virginia Personnel Act), and executive orders that govern the practice of selecting applicants for classified positions are strictly  
 51 observed. The Governor's Secretaries shall ensure this provision is faithfully enforced.

52 § 4-6.06 POSITIONS GOVERNED BY CHAPTERS 933 AND 943 OF THE 2006 ACTS OF ASSEMBLY

1 Except as provided in subsection A of § 23-38.114 of the Code of Virginia, § 4-6.00 shall not apply to public institutions of higher  
 2 education governed by Chapters 933 and 943 of the 2006 Acts of Assembly, Chapters 594 and 616 of the 2008 Acts of Assembly  
 3 and Chapters 675 and 685 of the 2009 Acts of Assembly, with regard to their participating covered employees, as that term is  
 4 defined in those two chapters, except to the extent a specific appropriation or language in this act addresses such an employee.

#### 5 § 4-7.00 STATEWIDE PLANS

##### 6 § 4-7.01 MANPOWER CONTROL PROGRAM

7 a.1. The term Position Level is defined as the number of full-time equivalent (FTE) salaried employees assigned to an agency in this  
 8 act. Except as provided in § 4-7.01 b, the Position Level number stipulated in an agency's appropriation is the upper limit for agency  
 9 employment which cannot be exceeded during the fiscal year without approval from the Director, Department of Planning and  
 10 Budget for Executive Department agencies, approval from the Joint Committee on Rules for Legislative Department agencies or  
 11 approval from the appropriate governing authority for the independent agencies.

12 2. Any approval granted under this subsection shall be reported in writing to the Chairmen of the House Appropriations Committee  
 13 and the Senate Finance Committee, the Governor and the Directors of the Department of Planning and Budget and Department of  
 14 Human Resource Management within ten days of such approval. Approvals for executive department agencies shall be based on  
 15 threats to life, safety, health, or property, or compliance with judicial orders or federal mandates, to support federal grants or private  
 16 donations, to administer a program for another agency or to address an immediate increase in workload or responsibility or when to  
 17 delay approval of increased positions would result in a curtailment of services prior to the next legislative session. Any such  
 18 position level increases pursuant to this provision may not be approved for more than one year.

19 b. The Position Levels stipulated for the individual agencies within the Department of Behavioral Health and Developmental  
 20 Services and the Department of Corrections are for reference only and are subject to changes by the applicable Department, provided  
 21 that such changes do not result in exceeding the Position Level for that department.

22 c.1. The Governor shall implement such policies and procedures as are necessary to ensure that the number of employees in the  
 23 Executive Department, excluding institutions of higher education and the State Council of Higher Education, may be further  
 24 restricted to the number required for efficient operation of those programs approved by the General Assembly. Such policies and  
 25 procedures shall include periodic review and analysis of the staffing requirements of all Executive Department agencies by the  
 26 Department of Planning and Budget with the object of eliminating through attrition positions not necessary for the efficient  
 27 operation of programs.

28 2. The institutions of higher education and the State Council of Higher Education are hereby authorized to fill all positions  
 29 authorized in this act. This provision shall be waived only upon the Governor's official declaration that a fiscal emergency exists  
 30 requiring a change in the official estimate of general fund revenues available for appropriation.

31 d.1. Position Levels are for reference only and are not binding on agencies in the legislative department, independent agencies, the  
 32 Executive Offices other than the offices of the Governor's Secretaries, and the judicial department.

33 2. Positions assigned to programs supported by internal service funds are for reference only and may fluctuate depending upon  
 34 workload and funding availability.

35 3. Positions assigned to sponsored programs, auxiliary enterprises, continuing education, and teaching hospitals in the institutions of  
 36 higher education are for reference only and may fluctuate depending upon workload and funding availability. Positions assigned to  
 37 Item Detail 43012, State Health Services Technical Support and Administration, at Virginia Commonwealth University are for  
 38 reference only and may fluctuate depending upon workload and funding availability.

39 4. Positions assigned to educational and general programs in the institutions of higher education are for reference only and may  
 40 fluctuate depending upon workload and funding availability. However, total general fund positions filled by an institution of higher  
 41 education may not exceed 105 percent of the general fund positions appropriated without prior approval from the Director,  
 42 Department of Planning and Budget.

43 5. Positions assigned to Item Details 47001, Job Placement Services; 47002, Unemployment Insurance Services; 47003, Workforce  
 44 Development Services; and 53402, Economic Information Services, at the Virginia Employment Commission are for reference only  
 45 and may fluctuate depending upon workload and funding availability. Unless otherwise required by the funding source, after  
 46 enactment of this act, any new positions hired using this provision shall not be subject to transitional severance benefit provisions of  
 47 the Workforce Transition Act of 1995, Title 2.2, Chapter 32, Code of Virginia.

48 e. Prior to implementing any Executive Department hiring freeze, the Governor shall consider the needs of the Commonwealth in  
 49 regards to the safe and efficient operation of state facilities and performance of essential services to include the exemption of certain  
 50 positions assigned to agencies and institutions that provide services pertaining to public safety and public health from such hiring  
 51 freezes.

52 f.1. Full-time, part-time, wage or contractual state employees assigned to the Governor's Cabinet Secretaries from agencies and  
 53 institutions under their control for the purpose of carrying out temporary assignments or projects may not be so assigned for a period

1 exceeding 180 days in any calendar year. The permanent transfer of positions from an agency or institution to the Offices of the  
2 Secretaries, or the temporary assignment of agency or institutional employees to the Offices of the Secretaries for periods  
3 exceeding 180 days in any calendar year regardless of the separate or discrete nature of the projects, is prohibited without the  
4 prior approval of the General Assembly.

5 2. Not more than three positions in total, as described in subsection 1 hereof, may be assigned at any time to the Office of any  
6 Cabinet Secretary, unless specifically approved in writing by the Governor. The Governor shall notify the Chairmen of the  
7 House Appropriations and Senate Finance Committees in the case of any such approvals.

8 g. All state employees, including those in the legislative, judicial, and executive branches and the independent agencies of the  
9 Commonwealth, who are not eligible for benefits under a health care plan established and administered by the Department of  
10 Human Resource Management (DHRM) pursuant to Va. Code § 2.2-2818, or by an agency administering its own health care  
11 plan, may not work more than 29 hours per week on average over a twelve month period. Adjunct faculty at institutions of  
12 higher education may not work more than 29 hours per week on average over a twelve month period, including classroom or  
13 other instructional time plus additional hours determined by the institution as necessary to perform the adjunct faculty's duties.  
14 DHRM shall provide relevant program requirements to agencies and employees, including, but not limited to, information on  
15 wage, variable and seasonal employees. All state agencies/employers in all branches of government shall provide information  
16 requested by DHRM concerning hours worked by employees as needed to comply with the Affordable Care Act (the "Act")  
17 and this provision. State agencies/employers are accountable for compliance with this provision, and are responsible for any  
18 costs associated with maintaining compliance with it and for any costs or penalties associated with any violations of the Act or  
19 regulations thereunder and any such costs shall be borne by the agency from existing appropriations. The provisions of this  
20 paragraph shall not apply to employees of state teaching hospitals that have their own health insurance plan; however, the state  
21 teaching hospitals are accountable for compliance with, and are responsible for any costs associated with maintaining  
22 compliance with the Act and for any costs or penalties associated with any violations of the Act or regulations thereunder and  
23 any such costs shall be borne by the agency from existing appropriations. Subject to approval of the Governor, DHRM shall  
24 modify this provision consistent with any updates or changes to federal law and regulations.

## 25 § 4-8.00 REPORTING REQUIREMENTS

### 26 § 4-8.01 GOVERNOR

#### 27 a. General:

28 1. The Governor shall submit the information specified in this section to the Chairmen of the House Appropriations and Senate  
29 Finance Committees on a monthly basis, or at such intervals as may be directed by said Chairmen, or as specified elsewhere in  
30 this act. The information on agency operating plans and expenditures as well as agency budget requests shall be submitted in  
31 such form, and by such method, including electronically, as may be mutually agreed upon. Such information shall be preserved  
32 for public inspection in the Department of Planning and Budget.

33 2. The Governor shall make available annually to the Chairmen of the Senate Finance, House Finance, and House  
34 Appropriations Committees a report concerning the receipt of any nongeneral funds above the amount(s) specifically  
35 appropriated, their sources, and the amounts for each agency affected.

36 3. a) It is the intent of the General Assembly that reporting requirements affecting state institutions of higher education be  
37 reduced or consolidated where appropriate. State institutions of higher education, working with the Secretary of Education and  
38 Workforce, Secretary of Finance, and the Director, Department of Planning and Budget, shall continue to identify specific  
39 reporting requirements that the Governor may consider suspending.

40 b) Reporting generally should be limited to instances where (1) there is a compelling state interest for state agencies to collect,  
41 use, and maintain the information collected; (2) substantial risk to the public welfare or safety would result from failing to  
42 collect the information; or (3) the information collected is central to an essential state process mandated by the Code of  
43 Virginia.

44 c) Upon the effective date of this act, and until its expiration date, the following reporting requirements are hereby suspended or  
45 modified as specified below:

46	Agency	Report Title of Descriptor	Authority	Action
47	Department of Accounts	Intercollegiate Athletics	Code of Virginia § 23-1.1.	Suspend reporting.
48		Receipts & Disbursements		
49	Department of Accounts	Prompt Pay Summary Report	Agency Directive	Change reporting from
50				monthly to quarterly.
51	Department of General	Usage of State-Assigned and	Agency Directive -- Executive	Suspend reporting.
52	Services	State-Owned Vehicles Report	Order 89 (2005)	

1	Department of General Services Gas Report/Repair Charge		Agency Directive--Executive Order 89 (2005)	Suspend reporting.
2				
3	Department of Human Resource Report of Personnel Management	Development Service	Agency Directive	Suspend reporting.
4				
5	Department of Human Resource Management	Human Capital Report (Full-Time, Part-Time, Temporary, Contractual employees funded by the Commonwealth)	Code of Virginia § 2.2-1201. A. 14.	Change reporting from annually to monthly.
6				
7				
8				
9	Department of Human Resource Management State Employee Workers' Compensation Program	Work-related injuries and illnesses report -- goals, strategies, and results	Agency Directive -- Executive Order 94 (2005)	Suspend reporting.
10				
11				
12				
13	Governor's Office	Small, Women-and Minority-owned Businesses (SWaM)	Executive Directive	Change reporting from weekly to monthly.
14				
15	Secretary of Commerce and Trade	Recruitment of National and Regional Conferences Report	Agency Directive -- Executive Order 14 (2006)	Suspend reporting.
16				

17 d) The Department of Planning and Budget (DPB) and the State Council of Higher Education for Virginia (SCHEV) shall work  
18 jointly to attempt to consolidate various reporting requirements pertaining to the estimates and projections of nongeneral fund  
19 revenues in institutions of higher education. The purpose of this effort shall be aimed at developing a common form for use in  
20 collecting nongeneral fund data for DPB's six-year nongeneral fund revenue estimate submission and SCHEV's annual survey of  
21 nongeneral fund revenue from institutions of higher education.

22 b. Operating Appropriations Reports:

23 1. Status of Adjustments to Appropriations. Such information must include increases and decreases of appropriations or allotments,  
24 transfers and additional revenues. A report of appropriation transfers from one agency to another made pursuant to § 4-1.03 of this  
25 act shall be made available via electronic means to the Chairmen of the House Appropriations and Senate Finance Committees, and  
26 the public by the tenth day of the month following that in which such transfer occurs, unless otherwise specified in § 4-1.03.

27 2. Status of each sum sufficient appropriation. The information must include the amount of expenditures for the period just  
28 completed and the revised estimates of expenditures for the remaining period of the current biennium, as well as an explanation of  
29 differences between the amount of the actual appropriation and actual and/or projected appropriations for each year of the current  
30 biennium.

31 3. Status of Economic Contingency Appropriation. The information must include actions taken related to the appropriation for  
32 economic contingency.

33 4. Status of Withholding Appropriations. The information must include amounts withheld and the agencies affected.

34 5. Status of reductions occurring in general and nongeneral fund revenues in relation to appropriations.

35 6. Status of approvals of deficits.

36 c. Employment Reports:

37 1. Status of changes in positions and employment of state agencies affected. The information must include the number of positions  
38 and the agencies affected.

39 2. Status of the employment by the Attorney General of special counsel in certain highway proceedings brought pursuant to Chapter  
40 1 of Title 33.1, Code of Virginia, on behalf of the Commonwealth Transportation Commissioner, as authorized by § 2.2-510, Code  
41 of Virginia. This report shall include fees for special counsel for the respective county or city for which the expenditure is made and  
42 shall be submitted within 60 days of the close of the fiscal year (see § 4-5.02 a.3).

43 3. Changes in the level of compensation authorized pursuant to § 4-6.01 k, Employee Compensation. Such report shall include a list  
44 of the positions changed, the number of employees affected, the source and amount of funds, and the nature of the emergency.

45 4. Pursuant to requirements of § 2.2-203.1, Code of Virginia, the Secretary of Administration, in cooperation with the Secretary of  
46 Technology, shall provide a report describing the Commonwealth's telecommuting policies, which state agencies and localities have

1 adopted telecommuting policies, the number of state employees who telecommute, the frequency with which state employees  
2 telecommute by locality, and the efficacy of telecommuting policies in accomplishing the provision of state services and  
3 completing state functions. This report shall be provided to the Chairmen of the House Committee on Appropriations, the  
4 House Committee on Science and Technology, the Senate Committee on Finance, and the Senate Committee on General Laws  
5 and Technology each year by October 1.

6 d. Capital Appropriations Reports:

- 7 1. Status of progress of capital projects on an annual basis (see § 4-4.01 o).  
8 2. Notice of all capital projects authorized under § 4-4.01 m (see § 4-4.01 m. 1. b) 4)).

9 e. Utilization of State Owned and Leased Real Property:

10 1. By November 15 of each year, the Department of General Services (DGS) shall consolidate the reporting requirements of §  
11 2.2-1131.1 and § 2.2-1153 of the Code of Virginia into a single report eliminating the individual reports required by § 2.2-  
12 1131.1 and § 2.2-1153 of the Code of Virginia. This report shall be submitted to the Governor and the General Assembly and  
13 include (i) information on the implementation and effectiveness of the program established pursuant to subsection A of § 2.2-  
14 1131.1, (ii) a listing of real property leases that are in effect for the current year, the agency executing the lease, the amount of  
15 space leased, the population of each leased facility, and the annual cost of the lease; and, (iii) a report on DGS's findings and  
16 recommendations under the provisions of § 2.2-1153, and recommendations for any actions that may be required by the  
17 Governor and the General Assembly to identify and dispose of property not being efficiently and effectively utilized.

18 2. By October 1 of each year, each agency that controls leased property, where such leased property is not under the DGS lease  
19 administration program, shall provide a report on each leased facility or portion thereof to DGS in a manner and form  
20 prescribed by DGS. Specific data included in the report shall identify at a minimum, the number of square feet occupied, the  
21 number of employees and contractors working in the leased space, if applicable, and the cost of the lease.

22 f. Services Reports:

23 Status of any exemptions by the State Council of Higher Education to policy which prohibits use of funds in this act for the  
24 operation of any academic program by any state institution of higher education, unless approved by the Council and included in  
25 the Governor's recommended budget, or approved by the General Assembly (see § 4-5.05 b 2).

26 g. Standard State Agency Abbreviations:

27 The Department of Planning and Budget shall be responsible for maintaining a list of standard abbreviations of the names of  
28 state agencies. The Department shall make a listing of agency standard abbreviations available via electronic means on a  
29 continuous basis to the Chairmen of the House Appropriations and Senate Finance Committees, the State Comptroller, the  
30 Director, Department of Human Resource Management and the Chief Information Officer, Virginia Information Technologies  
31 Agency, and the public.

32 h. Educational and General Program Nongeneral Fund Administrative Appropriations Approved by the Department of Planning  
33 and Budget:

34 The Secretary of Finance and Secretary of Education, in collaboration with the Director, Department of Planning and Budget,  
35 shall report in December and June of each year to the Chairmen of the House Appropriations and Senate Finance Committees  
36 on adjustments made to higher education operating funds in the Educational and General Programs (10000) items for each  
37 public college and university contained in this budget. The report shall include actual or projected adjustments which increase  
38 nongeneral funds or actual or projected adjustments that transfer nongeneral funds to other items within the institution. The  
39 report shall provide the justification for the increase or transfer and the relative impact on student groups.

40 § 4-8.02 STATE AGENCIES

41 a. As received, all state agencies shall forward copies of each federal audit performed on agency or institution programs or  
42 activities to the Auditor of Public Accounts and to the State Comptroller. Upon request, all state agencies shall provide copies  
43 of all internal audit reports and access to all working papers prepared by such auditors to the Auditor of Public Accounts and to  
44 the State Comptroller.

I VETO THIS ITEM. /s/ Terence R. McAuliffe (6/21/14) (Vetoed item is enclosed in brackets.)

45 b. Annually: Within five calendar days after state agencies submit their budget requests, amendment briefs, or requests for  
46 amendments to the Department of Planning and Budget, the Director, Department of Planning and Budget shall submit,  
47 electronically if available, copies to the Chairmen of the Senate Finance and House Appropriations Committees, including all  
48 attachments that were submitted separately as part of these budget requests, amendment briefs, or requests for amendments and  
49 are not fully incorporated into the electronic submission by the Director, Department of Planning and Budget.

50 c. By September 1 of each year, state agencies receiving any asset as the result of a law-enforcement seizure and subsequent

1 forfeiture by either a state or federal court, shall submit a report identifying all such assets received during the prior fiscal year and  
2 their estimated net worth, to the Chairmen of the House Appropriations and Senate Finance Committees.

### 3 § 4-9.00 HIGHER EDUCATION RESTRUCTURING

#### 4 § 4-9.01 ASSESSMENT OF INSTITUTIONAL PERFORMANCE

5 Consistent with § 23-9.6:1.01, Code of Virginia, the following education-related and financial and administrative management  
6 measures shall be the basis on which the State Council of Higher Education shall annually assess and certify institutional  
7 performance. Such certification shall be completed and forwarded in writing to the Governor and the General Assembly no later  
8 than October 1 of each even-numbered year. Institutional performance on measures set forth in paragraph D of this section shall be  
9 evaluated year-to-date by the Secretaries of Finance, Administration, and Technology as appropriate, and communicated to the State  
10 Council of Higher Education before October 1 of each even-numbered year. Financial benefits provided to each institution in  
11 accordance with § 2.2-5005 will be evaluated in light of that institution's performance.

12 In general, institutions are expected to achieve all performance measures in order to be certified by SCHEV, but it is understood that  
13 there can be circumstances beyond an institution's control that may prevent achieving one or more performance measures. The  
14 Council shall consider, in consultation with each institution, such factors in its review: (1) institutions meeting all performance  
15 measures will be certified by the Council and recommended to receive the financial benefits, (2) institutions that do not meet all  
16 performance measures will be evaluated by the Council and the Council may take one or more of the following actions: (a) request  
17 the institution provide a remediation plan and recommend that the Governor withhold release of financial benefits until Council  
18 review of the remediation plan or (b) recommend that the Governor withhold all or part of financial benefits.

19 Further, the State Council shall have broad authority to certify institutions as having met the standards on education-related  
20 measures. The State Council shall likewise have the authority to exempt institutions from certification on education-related measures  
21 that the State Council deems unrelated to an institution's mission or unnecessary given the institution's level of performance.

22 The State Council may develop, adopt, and publish standards for granting exemptions and ongoing modifications to the certification  
23 process.

#### 24 a. BIENNIAL ASSESSMENTS

25 1. Institution meets at least 95 percent of its State Council-approved biennial projections for in-state undergraduate headcount  
26 enrollment.

27 2. Institution meets at least 95 percent of its State Council-approved biennial projections for the number of in-state associate and  
28 bachelor degree awards.

29 3. Institution meets at least 95 percent of its State Council-approved biennial projections for the number of in-state STEM-H  
30 (Science, Technology, Engineering, Mathematics, and Health professions) associate and bachelor degree awards.

31 4. Institution meets at least 95 percent of its State Council-approved biennial projections for the number of in-state, upper level -  
32 sophomore level for two-year institutions and junior and senior level for four-year institutions - program-placed, full-time equivalent  
33 students.

34 5. Maintain or increase the number of in-state associate and bachelor degrees awarded to students from under-represented  
35 populations.

36 6. Maintain or increase the number of in-state two-year transfers to four-year institutions.

#### 37 b. Elementary and Secondary Education

38 1. The Virginia Department of Education shall share data on teachers, including identifying information, with the State Council of  
39 Higher Education for Virginia in order to evaluate the efficacy of approved programs of teacher education, the production and  
40 retention of teachers, and the exiting of teachers from the teaching profession.

41 2. a) The Virginia Department of Education and the State Council of Higher Education for Virginia shall share personally  
42 identifiable information from education records in order to evaluate and study student preparation for and enrollment and  
43 performance at state institutions of higher education in order to improve educational policy and instruction in the Commonwealth.  
44 However, such study shall be conducted in such a manner as to not permit the personal identification of students by persons other  
45 than representatives of the Department of Education or the State Council for Higher Education for Virginia, and such shared  
46 information shall be destroyed when no longer needed for purposes of the study.

47 b) Notwithstanding § 2.2-3800 of the Code of Virginia, the Virginia Department of Education, State Council of Higher Education  
48 for Virginia, Virginia Community College System, and the Virginia Employment Commission may collect, use, share, and maintain  
49 de-identified student data to improve student and program performance including those for career readiness.

50 3. Institutions of higher education shall disclose information from a pupil's scholastic record to the Superintendent of Public



1 Instruction or his designee for the purpose of studying student preparation as it relates to the content and rigor of the Standards  
 2 of Learning. Furthermore, the superintendent of each school division shall disclose information from a pupil's scholastic record  
 3 to the Superintendent of Public Instruction or his designee for the same purpose. All information provided to the  
 4 Superintendent or his designee for this purpose shall be used solely for the purpose of evaluating the Standards of Learning and  
 5 shall not be redisclosed, except as provided under federal law. All information shall be destroyed when no longer needed for  
 6 the purposes of studying the content and rigor of the Standards of Learning.

7 c. SIX-YEAR PLAN

8 Institution prepares six-year financial plan consistent with § 23-9.2:3.02.

9 d. FINANCIAL AND ADMINISTRATIVE STANDARDS

10 The financial and administrative standards apply to all institutions except those governed under Chapters 933 and 943 of the  
 11 2006 Acts of Assembly, Chapters 594 and 616 of the 2008 Acts of Assembly, and Chapters 675 and 685 of the 2009 Acts of  
 12 Assembly.

13 1. As specified in § 2.2-5004, Code of Virginia, institution takes all appropriate actions to meet the following financial and  
 14 administrative standards:

15 a) An unqualified opinion from the Auditor of Public Accounts upon the audit of the public institution's financial statements;

16 b) No significant audit deficiencies attested to by the Auditor of Public Accounts;

17 c) Substantial compliance with all financial reporting standards approved by the State Comptroller;

18 d) Substantial attainment of accounts receivable standards approved by the State Comptroller, including but not limited to, any  
 19 standards for outstanding receivables and bad debts; and

20 e) Substantial attainment of accounts payable standards approved by the State Comptroller including, but not limited to, any  
 21 standards for accounts payable past due.

22 2. Institution complies with a debt management policy approved by its governing board that defines the maximum percent of  
 23 institutional resources that can be used to pay debt service in a fiscal year, and the maximum amount of debt that can be  
 24 prudently issued within a specified period.

25 3. The institution will achieve the classified staff turnover rate goal established by the institution; however, a variance of 15  
 26 percent from the established goal will be acceptable.

27 4. The institution will substantially comply with its annual approved Small, Women and Minority (SWAM) plan as submitted  
 28 to the Department of Small Business and Supplier Diversity; however, a variance of 15 percent from its SWAM purchase goal,  
 29 as stated in the plan, will be acceptable.

30 The institution will make no less than 75 percent of dollar purchases through the Commonwealth's enterprise-wide internet  
 31 procurement system (eVA) from vendor locations registered in eVA.

32 5. The institution will complete capital projects (with an individual cost of over \$1,000,000) within the budget originally  
 33 approved by the institution's governing board for projects initiated under delegated authority, or the budget set out in the  
 34 Appropriation Act or other Acts of Assembly. If the institution exceeds the budget for any such project, the Secretaries of  
 35 Administration and Finance shall review the circumstances causing the cost overrun and the manner in which the institution  
 36 responded and determine whether the institution shall be considered in compliance with the measure despite the cost overrun.

37 6. The institution will complete major information technology projects (with an individual cost of over \$1,000,000) within the  
 38 budgets and schedules originally approved by the institution's governing board. If the institution exceeds the budget and/or  
 39 time schedule for any such project, the Secretary of Technology shall review the circumstances causing the cost overrun and/or  
 40 delay and the manner in which the institution responded and determine whether the institution appropriately adhered to Project  
 41 Management Institute's best management practices and, therefore, shall be considered in compliance with the measure despite  
 42 the cost overrun and/or delay.

43 e. FINANCIAL AND ADMINISTRATIVE STANDARDS

44 The financial and administrative standards apply to institutions governed under Chapters 933 and 943 of the 2006 Acts of  
 45 Assembly, Chapters 594 and 616 of the 2008 Acts of Assembly, and Chapters 675 and 685 of the 2009 Acts of Assembly.  
 46 They shall be measured by the administrative standards outlined in the Management Agreements and § 4-9.02.d.4. of this act.  
 47 However, the Governor may supplement or replace those administrative performance measures with the administrative  
 48 performance measures listed in this paragraph. Effective July 1, 2009, the following administrative and financial measures  
 49 shall be used for the assessment of institutional performance for institutions governed under Chapters 933 and 943 of the 2006  
 50 Acts of Assembly and those governed under Chapters 594 and 616 of the 2008 Acts of Assembly, and Chapters 675 and 685 of

1 the 2009 Acts of Assembly.

2 1. Financial

- 3 a) An unqualified opinion from the Auditor of Public Accounts upon the audit of the public institution's financial statements;
- 4 b) No significant audit deficiencies attested to by the Auditor of Public Accounts;
- 5 c) Substantial compliance with all financial reporting standards approved by the State Comptroller;
- 6 d) Substantial attainment of accounts receivable standards approved by the State Comptroller, including but not limited to, any
- 7 standards for outstanding receivables and bad debts; and
- 8 e) Substantial attainment of accounts payable standards approved by the State Comptroller including, but not limited to, any
- 9 standards for accounts payable past due.

10 2. Debt Management

- 11 a) The institution shall maintain a bond rating of AA- or better;
- 12 b) The institution achieves a three-year average rate of return at least equal to the imoney.net money market index fund; and
- 13 c) The institution maintains a debt burden ratio equal to or less than the level approved by the Board of Visitors in its debt
- 14 management policy.

15 3. Human Resources

- 16 a) The institution's voluntary turnover rate for classified plus university/college employees will meet the voluntary turnover rate for
- 17 state classified employees within a variance of 15 percent; and
- 18 b) The institution achieves a rate of internal progression within a range of 40 to 60 percent of the total salaried staff hires for the
- 19 fiscal year.

20 4. Procurement

- 21 a) The institution will substantially comply with its annual approved Small, Women and Minority (SWAM) procurement plan as
- 22 submitted to the Department of Small Business and Supplier Diversity; however, a variance of 15 percent from its SWAM purchase
- 23 goal, as stated in the plan, will be acceptable; and
- 24 b) The institution will make no less than 80 percent of purchase transactions through the Commonwealth's enterprise-wide internet
- 25 procurement system (eVA) with no less than 75 percent of dollars to vendor locations in eVA.

26 5. Capital Outlay

- 27 a) The institution will complete capital projects (with an individual cost of over \$1,000,000) within the budget originally approved
- 28 by the institution's governing board at the preliminary design state for projects initiated under delegated authority, or the budget set
- 29 out in the Appropriation Act or other Acts of Assembly which provides construction funding for the project at the preliminary design
- 30 state. If the institution exceeds the budget for any such project, the Secretaries of Administration and Finance shall review the
- 31 circumstances causing the cost overrun and the manner in which the institution responded and determine whether the institution shall
- 32 be considered in compliance with the measure despite the cost overrun;
- 33 b) The institution shall complete capital projects with the dollar amount of owner requested change orders not more than 2 percent of
- 34 the guaranteed maximum price (GMP) or construction price; and
- 35 c) The institution shall pay competitive rates for leased office space – the average cost per square foot for office space leased by the
- 36 institution is within 5 percent of the average commercial business district lease rate for similar quality space within reasonable
- 37 proximity to the institution's campus.

38 6. Information Technology

- 39 a) The institution will complete major information technology projects (with an individual cost of over \$1,000,000) on time and on
- 40 budget against their managed project baseline. If the institution exceeds the budget and/or time schedule for any such project, the
- 41 Secretary of Technology shall review the circumstances causing the cost overrun and/or delay and the manner in which the
- 42 institution responded and determine whether the institution appropriately adhered to Project Management Institute's best
- 43 management practices and, therefore, shall be considered in compliance with the measure despite the cost overrun and/or delay; and
- 44 b) The institution will maintain compliance with institutional security standards as evaluated in internal and external audits. The
- 45 institution will have no significant audit deficiencies unresolved beyond one year.

1 f. REPORTING

2 The Director, Department of Planning and Budget, with cooperation from the Comptroller and institutions of higher education  
3 governed under Management Agreements, shall develop uniform reporting requirements and formats for revenue and  
4 expenditure data.

5 g. EXEMPTION

6 The requirements of this section shall not be in effect if they conflict with § 23-9.6:1.01.D. of Chapters 828 and 869 of the Acts  
7 of Assembly of 2011.

8 § 4-9.02 LEVEL II AUTHORITY

9 a. Notwithstanding the provisions of § 5 of Chapter 824 and 829 of the 2008 Acts of Assembly, institutions of higher education  
10 that have met the eligibility criteria for additional operational and administrative authority set forth in Chapters 824 and 829 of  
11 the 2008 Acts of Assembly shall be allowed to enter into separate negotiations for additional operational authority for a third  
12 and separate functional area listed in Chapter 824 and 829 of the 2008 Acts of Assembly, provided they have:

13 1. successfully completed at least three years of effectiveness and efficiencies operating under such additional authority granted  
14 by an original memorandum of understanding;

15 2. successfully renewed an additional memoranda of understanding for a five year term for each of the original two areas.

16 The institutions shall meet all criteria and follow policies for negotiating and establishing a memorandum of understanding with  
17 the Commonwealth of Virginia as provided in § 2.0 (Information Technology), § 3.0 (Procurement), and § 4.0 (Capital Outlay)  
18 of Chapter 824 and 829 of the 2008 Acts of Assembly.

19 b. As part of the memorandum of understanding, each institution shall be required to adopt at least one new education-related  
20 measure for the new area of operational authority. Each education-related measure and its respective target shall be developed  
21 in consultation with the Secretary of Finance, Secretary of Education, the appropriate Cabinet Secretary, and the State Council  
22 of Higher Education for Virginia. Each education-related measure and its respective target must be approved by the State  
23 Council of Higher Education for Virginia and shall become part of the certification required by § 23-9.6:1.01.

24 § 4-9.03 LEVEL III AUTHORITY

25 The Management Agreements negotiated by the institutions contained in Chapters 675 and 685 of the 2009 Acts of Assembly  
26 shall continue in effect unless the Governor, the General Assembly, or the institutions determine that the Management  
27 Agreements need to be renegotiated or revised.

28 § 4-9.04 IMPLEMENT JLARC RECOMMENDATIONS

29 a. The Boards of Visitors at each Virginia public four-year higher education institution, to the extent practicable, shall:

30 1. require their institutions to clearly list the amount of the athletic fee on their website's tuition and fees information page. The  
31 page should include a link to the State Council of Higher Education for Virginia's tuition and fee information. The boards  
32 should consider requiring institutions to list the major components of all mandatory fees, including the portion attributable to  
33 athletics, on a separate page attached to student invoices;

34 2. assess the feasibility and impact of raising additional revenue through campus recreation and fitness enterprises to reduce  
35 reliance on mandatory student fees. The assessments should address the feasibility and impact of raising additional revenue  
36 through charging for specialized programs and services, expanding membership, and/or charging all users of recreation  
37 facilities;

38 3. direct staff to perform a comprehensive review of the institution's organizational structure, including an analysis of spans of  
39 control and a review of staff activities and workload, and identify opportunities to streamline the organizational structure.  
40 Boards should further direct staff to implement the recommendations of the review to streamline their organizational structures  
41 where possible;

42 4. require periodic reports on average and median spans of control and the number of supervisors with six or fewer direct  
43 reports;

44 5. direct staff to revise human resource policies to eliminate unnecessary supervisory positions by developing standards that  
45 establish and promote broader spans of control. The new policies and standards should (i) set an overall target span of control  
46 for the institution, (ii) set a minimum number of direct reports per supervisor, with guidelines for exceptions, (iii) define the  
47 circumstances that necessitate the use of a supervisory position, (iv) prohibit the establishment of supervisory positions for the  
48 purpose of recruiting or retaining employees, and (v) establish a periodic review of departments where spans of control are  
49 unusually narrow; and,

- 1 6. direct institution staff to set and enforce policies to maximize standardization of purchases of commonly procured goods,  
2 including use of institution-wide contracts;
- 3 7. consider directing institution staff to provide an annual report on all institutional purchases, including small purchases, that are  
4 exceptions to the institutional policies for standardizing purchases.
- 5 b. The State Council on Higher Education for Virginia, to the extent practicable, shall:
- 6 1. convene a working group of institution financial officers, with input from the Department of Accounts, the Department of  
7 Planning and Budget, and the Auditor of Public Accounts, to create a standard way of calculating and publishing mandatory non-  
8 E&G fees, including for intercollegiate athletics;
- 9 2. update the state's Chart of Accounts for higher education in order to improve comparability and transparency of mandatory non-  
10 E&G fees, with input from the Department of Accounts, the Department of Planning and Budget, the Auditor of Public Accounts,  
11 and institutional staff. This process should be coordinated with the standardization of tuition and fee reporting;
- 12 3. convene a working group of institutional staff to develop instructional and research space guidelines that adequately measure  
13 current use of space and plans for future use of space at Virginia's public higher education institutions;
- 14 4. coordinate a committee of institutional representatives, such as the previously authorized Learning Technology Advisory  
15 Committee. In addition to the objectives set out in the Appropriation Act for the Learning Technology Advisory Committee, the  
16 committee should identify instructional technology initiatives and best practices for directly or indirectly lowering institutions'  
17 instructional expenditures per student while maintaining or enhancing student learning.
- 18 c. Notwithstanding the provisions of § 23-9.14:1, the State Council of Higher Education for Virginia shall annually train boards of  
19 visitors members on the types of information members should request from institutions to inform decision making, such as  
20 performance measures, benchmarking data, the impact of financial decisions on student costs, and past and projected cost trends.  
21 Boards of Visitors members serving on finance and facilities subcommittees should, at a minimum, participate in the training within  
22 their first year of membership on the subcommittee. SCHEV should obtain assistance in developing or delivering the training from  
23 relevant agencies such as the Department of General Services and past or present finance officers at Virginia's public four-year  
24 institutions, as appropriate.
- 25 d. The Department of Planning and Budget shall revise the formula used to make allocation recommendations for the state's  
26 maintenance reserve funding to account for higher maintenance needs resulting from poor facility condition, aging of facilities, and  
27 differences in facility use. Beginning with fiscal year 2016, the Department of Planning and Budget shall submit these  
28 recommendations to the Governor and General Assembly no later than November 1 of each year.
- 29 e. The Six-Year Capital Outlay Plan Advisory Committee, the Department of Planning and Budget, and others as appropriate shall  
30 use the results of the prioritization process established by the State Council of Higher Education for Virginia in determining which  
31 capital projects should receive funding.
- 32 f. Beginning with fiscal year 2016, the Auditor of Public Accounts shall include in its audit plan for each public institution of higher  
33 education a review of progress in implementing the JLARC recommendations contained in paragraph § 4-9.04 a.

#### 34 § 4-11.00 STATEMENT OF FINANCIAL CONDITION

35 Each agency head handling any state funds shall, at least once each year, upon request of the Auditor of Public Accounts, make a  
36 detailed statement, under oath, of the financial condition of his office as of the date of such call, to the Auditor of Public Accounts,  
37 and upon such forms as shall be prescribed by the Auditor of Public Accounts.

#### 38 § 4-12.00 SEVERABILITY

39 If any part, section, subsection, paragraph, sentence, clause, phrase, or item of this act or the application thereof to any person or  
40 circumstance is for any reason declared unconstitutional, such decisions shall not affect the validity of the remaining portions of this  
41 act which shall remain in force as if such act had been passed with the unconstitutional part, section, subsection, paragraph, sentence,  
42 clause, phrase, item or such application thereof eliminated; and the General Assembly hereby declares that it would have passed this  
43 act if such unconstitutional part, section, subsection, paragraph, sentence, clause, phrase, or item had not been included herein, or if  
44 such application had not been made.

#### 45 § 4-13.00 CONFLICT WITH OTHER LAWS

46 Notwithstanding any other provision of law, and until June 30, 2016, the provisions of this act shall prevail over any conflicting  
47 provision of any other law, without regard to whether such other law is enacted before or after this act; however, a conflicting  
48 provision of another law enacted after this act shall prevail over a conflicting provision of this act if the General Assembly has  
49 clearly evidenced its intent that the conflicting provision of such other law shall prevail, which intent shall be evident only if such  
50 other law (i) identifies the specific provision(s) of this act over which the conflicting provision of such other law is intended to

1 prevail and (ii) specifically states that the terms of this section are not applicable with respect to the conflict between the  
2 provision(s) of this act and the provision of such other law.

3 **§ 4-14.00 EFFECTIVE DATE**

4 This act is effective on its passage as provided in §1-214, Code of Virginia.

5 **ADDITIONAL ENACTMENTS**

6 **3. No provision of this act shall result in the expiration of any provision of: (i) Chapter 896 of the Acts of Assembly of**  
7 **2007 pursuant to the 22nd enactment of that chapter or (ii) Chapter 766 of the Acts of Assembly of 2013 pursuant to the**  
8 **14th enactment of that chapter.**

9 **4. That (i) for taxable years including those implicated by § 3-5.10 of this Act but notwithstanding any other provision**  
10 **of that section and in addition to the exemptions provided pursuant to §§ 58.1-402(B)(8)(a)(1) and (2) of the Code of**  
11 **Virginia, any applicable addition that might otherwise be required pursuant to § 58.1-402(B)(8)(a) of the Code shall not be**  
12 **required if (a) during each of the five taxable years commencing after July 1, 2004, and also during the then current**  
13 **taxable year, the related member or members conducted substantial business operations relating to protecting the assets of**  
14 **the related member or members, pursuant to which, in each such taxable year, the related member or members paid**  
15 **payroll and consulting expenses in excess of \$600,000 and employed at least three full-time equivalent employees whose**  
16 **sole responsibility was to maintain, manage, defend or otherwise be responsible for operations or administration relating**  
17 **to protecting the assets of the related member, (b) during each of the five taxable years commencing after July 1, 2004, and**  
18 **also during the then current taxable year, the corporation and its wholly owned subsidiaries collectively employed more**  
19 **than 25,000 employees, and (c) the corporation is a fully integrated agriculture production manufacturer such that it or its**  
20 **wholly owned subsidiary produces a product that is related to the core business of such corporation, processes such**  
21 **product, and sells the product both at wholesale and retail; (ii) nothing in this enactment , or in § 3-5.10, shall be construed**  
22 **to open the statute of limitations of an otherwise closed taxable year; and (iii) each of the provisions of this enactment is**  
23 **integral to its purpose and, therefore, shall not be deemed severable from the remainder of the enactment.**

24 **5. That the provisions of the first and second enactment of this act shall expire at midnight on June 30, 2016. The**  
25 **provisions of the third and fourth enactments of this act shall have no expiration date.**

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