

# 2010 SESSION

## HOUSE BILL 30

Offered January 13, 2010

Prefiled December 18, 2009

A tentative bill for all appropriations of the Budget submitted by the Governor of Virginia in accordance with the provisions of §2.2-1509, Code of Virginia, and to provide a portion of revenues for the two years ending respectively on the thirtieth day of June, 2011, and the thirtieth day of June, 2012.

Patron - Putney

Referred to the Committee on Appropriations

Be it enacted by the General Assembly of Virginia:

1. §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, 2010	\$26,740,128	\$0	\$26,740,128
Additions to Balance	(\$1,006,294)	(\$500,000)	(\$1,506,294)
Official Revenue Estimates	\$14,451,432,415	\$15,181,414,575	\$29,632,846,990
Transfers	\$406,718,151	\$405,756,036	\$812,474,187
Total General Fund Resources Available for Appropriation	\$14,883,884,400	\$15,586,670,611	\$30,470,555,011

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

	First Year	Second Year	Total
Balance, June 30, 2010	\$3,234,786,806	\$0	\$3,234,786,806
Official Revenue Estimates	\$22,392,354,917	\$22,857,998,970	\$45,250,353,887
Lottery Proceeds Fund	\$430,200,000	\$430,200,000	\$860,400,000
Bond Proceeds	\$399,390,000	\$1,198,750,000	\$1,598,140,000
Total Nongeneral Fund Revenues Available for Appropriation	\$26,456,731,723	\$24,486,948,970	\$50,943,680,693
TOTAL PROJECTED REVENUES	\$41,340,616,123	\$40,073,619,581	\$81,414,235,704

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

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

§ 6. When used in this act the term:

A. "Current biennium" means the period from the first day of July two thousand ten, through the thirtieth day of June two thousand twelve, inclusive.

B. "Previous biennium" means the period from the first day of July two thousand eight, through the thirtieth day of June two

1 thousand ten, inclusive.

2 C. "Next biennium" means the period from the first day of July two thousand twelve, through the thirtieth day of June two  
3 thousand fourteen, inclusive.

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

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

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

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

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

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

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

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

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

21	<b>BIENNIUM 2010-12</b>		
22	General Fund	Nongeneral Fund	Total
23 OPERATING EXPENSES	\$30,422,679,172	\$44,564,676,362	\$74,987,355,534
24 LEGISLATIVE DEPARTMENT	\$138,548,762	\$7,217,268	\$145,766,030
25 JUDICIAL DEPARTMENT	\$807,544,346	\$64,518,571	\$872,062,917
26 EXECUTIVE DEPARTMENT	\$29,476,145,610	\$43,447,778,857	\$72,923,924,467
27 INDEPENDENT AGENCIES	\$440,454	\$1,045,161,666	\$1,045,602,120
28 STATE GRANTS TO			
29 NONSTATE AGENCIES	\$0	\$0	\$0
30 CAPITAL OUTLAY			
31 EXPENSES	\$39,164,150	\$1,829,315,000	\$1,868,479,150
32 TOTAL	\$30,461,843,322	\$46,393,991,362	\$76,855,834,684
33			

34 § 8. This chapter shall be known and may be cited as the "2010 Appropriation Act."

ITEM 1.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	<b>PART 1: OPERATING EXPENSES</b>			
2	<b>LEGISLATIVE DEPARTMENT</b>			
3	<b>§ 1-1. GENERAL ASSEMBLY OF VIRGINIA (101)</b>			
4	1. Enactment of Laws (78200)			
5	a sum sufficient, estimated at.....		\$33,752,907	\$33,752,907
6	Legislative Sessions (78204).....	\$33,752,907	\$33,752,907	
7	Fund Sources: General.....	\$33,752,907	\$33,752,907	
8	Authority: Article IV, Constitution of Virginia.			
9	A. Out of this appropriation, the House of Delegates is funded \$21,452,300 the first year and			
10	\$21,452,300 the second year from the general fund. The Senate is funded \$12,300,607 the first			
11	year and \$12,300,607 the second year from the general fund.			
12	B. Out of this appropriation shall be paid:			
13	1. The salaries of the Speaker of the House of Delegates and other members, and personnel			
14	employed by each House; the mileage of members, officers and employees, including salaries			
15	and mileage of members of legislative committees sitting during recess; public printing and			
16	related expenses required by or for the General Assembly; and the incidental expenses of the			
17	General Assembly (§§ 30-19.11 through 30-19.20, inclusive, and § 30-19.4, Code of Virginia).			
18	The salary of the Speaker of the House of Delegates shall be \$36,321 per year. The salaries of			
19	other members of the House of Delegates shall be \$17,640 per year. The salaries of the			
20	members of the Senate shall be \$18,000 per year.			
21	2. The annual salary of the Clerk of the House of Delegates, \$144,167 from July 1, 2010 to			
22	June 30, 2012.			
23	3. The annual salary of the Clerk of the Senate, \$141,128 from July 1, 2010 to June 30, 2012.			
24	4. Expenses of the Speaker of the House of Delegates not otherwise reimbursed, \$16,200 each			
25	year, to be paid in equal monthly installments during the year.			
26	5. In accordance with § 30-19.4, Code of Virginia, and subject to all other conditions of that			
27	section except as otherwise provided in the following paragraphs:			
28	a. \$92,244 per calendar year for the compensation of one or more secretaries of the Speaker of			
29	the House of Delegates. Salary increases shall be governed by the provisions of Item 469 of			
30	this act.			
31	b. \$138,365 per calendar year for the compensation of one or more legislative assistants of the			
32	Speaker of the House of Delegates. Salary increases shall be governed by the provisions of			
33	Item 469 of this act.			
34	c. \$37,871 per calendar year for the compensation of legislative assistants of each member of			
35	the General Assembly. Salary increases granted shall be governed by the provisions of Item			
36	469 of this act.			
37	d. The per diem for each legislative assistant of each member of the General Assembly,			
38	including the Speaker of the House of Delegates. Such per diem shall equal the amount			
39	authorized per session day for General Assembly members in paragraph B 7, if such legislative			
40	assistant maintains a temporary residence during the legislative session or an extension thereof			
41	and if the establishment of such temporary residence results from the person's employment by			
42	the member. The per diem for a legislative assistant who is domiciled in the City of Richmond			
43	or whose domicile is within twenty miles of the Capitol shall equal thirty-five percent of the			
44	amount paid to a legislative assistant who maintains a temporary residence during such session.			
45	For purposes of this paragraph, (i) a session day shall include such days as shall be established			
46	by the Rules Committee of each respective House and (ii) a temporary residence is defined as			
47	a residence certified by the member served by the legislative assistant as occupied only by			

ITEM 1.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	reason of employment during the legislative session or extension thereof. Notwithstanding the			
2	provisions of (i) of the preceding sentence, if the House from which the legislative assistant is			
3	paid is in adjournment during a regular or special session, he must show to the satisfaction of			
4	the Clerk that he worked each day during such adjournment for which such per diem is			
5	claimed.			
6	e. A mileage allowance as provided in § 2.2-2823 A, Code of Virginia, and as certified by the			
7	member. Such mileage allowance shall be paid to a legislative assistant for one round trip			
8	between the City of Richmond and such person's home each week during the legislative session			
9	or an extension thereof when such person is maintaining a temporary residence.			
10	f. Per diem and mileage shall be paid only to a person who is paid compensation pursuant to			
11	§ 30-19.4, Code of Virginia.			
12	g. Not more than one person shall be paid per diem or mileage during a single weekly pay			
13	period for serving a member as legislative assistant during a legislative session or extension			
14	thereof.			
15	h. No person, by virtue of concurrently serving more than one member, shall be paid mileage			
16	or per diem in excess of the daily rates specified in this Item.			
17	i. \$15,000 per calendar year additional allowance for secretaries or legislative assistants to the			
18	Majority and Minority Leaders of the House of Delegates and the Senate and for secretaries or			
19	legislative assistants to the President Pro Tempore of the Senate. Salary increases shall be			
20	governed by the provisions of Item 469 of this act.			
21	6. Compensation to members of the General Assembly, pursuant to § 30-19.12, Code of			
22	Virginia, and subject to the limitations and conditions stated therein, at a rate of \$200 per day,			
23	or for any part thereof, for the time actually engaged in the discharge of their duties. All other			
24	members of any legislative committee, commission or council established by the General			
25	Assembly, or a committee or subcommittee thereof shall receive compensation at the rate of			
26	\$50 per day, or for any part thereof. The Clerk of the House of Delegates and the Clerk of the			
27	Senate are authorized to provide reimbursements to legislative commissions for per diem			
28	payments made for studies requested by the chairmen of standing committees of the respective			
29	bodies.			
30	7. Allowances for expenses of members of the General Assembly, either (a) an amount not			
31	exceeding \$75 per day for expenses which are vouchered or (b) an amount equaling the			
32	maximum daily amount permitted by the Internal Revenue Service.			
33	8. Allowance for office expenses and supplies of members of the General Assembly, in the			
34	amount of \$1,250 for each month of each calendar year. An additional \$500 for each month of			
35	each calendar year shall be paid to the Majority and Minority Leaders of the House of			
36	Delegates and the Senate and to the President Pro Tempore of the Senate.			
37	C. A legislative assistant of a member of the General Assembly regularly employed on a			
38	twelve (12) consecutive month salary basis receiving 60 percent or more of the salary allotted			
39	pursuant to paragraph A 5, may, for the purposes of §§ 51.1-124.3 and 51.1-152, Code of			
40	Virginia, be deemed a "state employee" and as such will be eligible for participation in the			
41	Virginia Retirement System, the group life insurance plan, the VRS short and long term			
42	disability plans, and the state health insurance plan. Upon approval by the Joint Rules			
43	Committee, legislative assistants shall be eligible to participate in the short and long-term			
44	disability plans sponsored by the Virginia Retirement System pursuant to Chapter 11 of Title			
45	51.1, Code of Virginia. Such legislative assistants shall not receive sick leave and family and			
46	personal leave benefits under this plan. Short-term disability benefits shall be payable from the			
47	Legislative Reversion Clearing Account.			
48	D. Out of this appropriation the Clerk of the House of Delegates shall pay the routine			
49	maintenance and operating expenses of the General Assembly Building as apportioned to the			
50	Senate, House of Delegates, Division of Legislative Services, Joint Legislative Audit and			
51	Review Commission, or other legislative agencies. The funds appropriated to each agency in			
52	the Legislative Department for routine maintenance and operating expenses during the current			
53	biennium shall be transferred to the account established for this purpose.			

ITEM 1.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	E. An amount of up to \$10,000 per year shall be transferred from Item 33 of this act, to reflect			
2	equivalent compensation allowances for the Lieutenant Governor as were authorized by the			
3	1994 General Assembly. The Lieutenant Governor shall report such increases to the Speaker of			
4	the House and the Chairman of the House Appropriations Committee and the Chairman of the			
5	Senate Finance Committee.			
6	F.1. The Chairmen of the House Appropriations and Senate Finance Committees shall each			
7	appoint four members from their respective committees to a joint subcommittee to review			
8	public higher education funding policies and to make recommendations to their respective			
9	committees. The objective of the review is to develop policies and formulas to provide the			
10	public institutions of higher education with an equitable funding methodology that: (a)			
11	recognizes differences in institutional mission; (b) provides incentives for achievement and			
12	productivity; (c) recognizes enrollment growth; and (d) establishes funding objectives in areas			
13	such as faculty salaries, financial aid, and the appropriate share of educational and general costs			
14	that should be borne by resident students. In addition, the review shall include the development			
15	of comparable cost data concerning the delivery of higher education through an analysis of the			
16	relationship of each public institution to its national peers. The public institutions of higher			
17	education and the staff of the State Council of Higher Education for Virginia are directed to			
18	provide technical assistance, as required, to the joint subcommittee.			
19	2. The Joint Subcommittee on Higher Education Funding Policies shall conduct an assessment			
20	of the adequacy of the current educational and general funding levels for Virginia's public			
21	institutions of higher education. The assessment shall be used to develop guidelines against			
22	which to measure funding requests for higher education. The assessment shall include, but not			
23	be limited to, the following components:			
24	a) Updated student-to-faculty ratios based on current practice or industry norms.			
25	b) Consideration of support staff needs and the changing requirements of support staff due to			
26	technology and privatization of services previously performed by the institutions.			
27	c) Costs of instruction, such as equipment, utilities, facilities maintenance, and other			
28	nonpersonal services expenses.			
29	d) Recognition of the individual mission of the institution, student characteristics, location, or			
30	other factors that may influence the costs of instruction.			
31	e) Benchmarking of the funding guidelines against a group of peer institutions, or other			
32	appropriate comparator group, to assess the validity of the guidelines.			
33	f) Means by which measures of institutional performance can be assessed and incorporated into			
34	funding and policy guidelines for higher education.			
35	3. The Joint Subcommittee on Higher Education Funding Policies shall develop a more precise			
36	methodology for determining funding needs at Virginia's public institutions of higher education			
37	related to enrollment growth. The methodology should take into consideration that support staff			
38	and operations may need to be expanded when enrollment growth reaches certain levels.			
39	4. The Joint Subcommittee may seek support from the staff of the Senate Finance and House			
40	Appropriations Committees, the public institutions of higher education, or other higher			
41	education or state agency representatives, as requested by the Joint Subcommittee. At its			
42	discretion, the Joint Subcommittee may contract for consulting services.			
43	5. The Joint Subcommittee is hereby continued to provide direction and oversight of higher			
44	education funding policies. The Joint Subcommittee shall review and articulate policies and			
45	funding methodologies on: (a) the appropriate share of educational and general costs that			
46	should be borne by students; (b) student financial aid; (c) undergraduate medical education			
47	funding; (d) the mix of full-time and part-time faculty; (e) the mix of in-state and out-of-state			
48	students as it relates to tuition policy; and (f) the viability of statewide articulation agreements			
49	between four-year and two-year public institutions.			
50	6. a. It is the objective of the General Assembly that funding for Virginia's public colleges and			
51	universities shall be based primarily on the funding guidelines outlined in the November, 2001			
52	report of the Joint Subcommittee on Higher Education Funding Policies.			

ITEM 1.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	b. Based on the findings and recommendations of its November, 2001 report, the Joint			
2	Subcommittee shall coordinate with the State Council of Higher Education, the Secretary of			
3	Education, and the Department of Planning and Budget in incorporating the higher education			
4	funding guidelines into the development of budget recommendations.			
5	c. As part of its responsibilities to ensure the fair and equitable distribution and use of public			
6	funds among the public institutions of higher education, the State Council of Higher Education			
7	shall incorporate the funding guidelines established by the Joint Subcommittee into its budget			
8	recommendations to the Governor and the General Assembly.			
9	G. The Chairmen of the Senate Finance and House Appropriations Committees shall each			
10	appoint four members from their respective committees to a joint subcommittee to review			
11	compensation of state agency heads and cabinet secretaries. The Department of Human			
12	Resource Management, the Virginia Retirement System and all other agencies and institutions			
13	of the Commonwealth are directed to provide technical assistance, as required, to the joint			
14	subcommittee.			
15	H. 1. The Chairmen of the House Appropriations and Senate Finance Committees shall each			
16	appoint up to five members from their respective committees to a joint subcommittee to			
17	provide on-going direction and oversight of Standards of Quality funding cost policies and to			
18	make recommendations to their respective committees.			
19	2. The Joint Subcommittee on Elementary and Secondary Education Funding shall: a) study the			
20	Commonwealth's use of the prevailing salary and cost approaches to funding the Standards of			
21	Quality, as compared with alternative approaches, such as a fixed point in time salary base that			
22	is increased annually by some minimum percentage or funding the national average teacher			
23	salary; and b) review the "federal revenue deduct" methodology, including the current use of a			
24	cap on the deduction; and c) review the methodology for establishing a consistent funding cap			
25	process for all state funded instructional and certain support positions.			
26	3. The school divisions, the staff of the Virginia Department of Education, and staff of the			
27	Joint Legislative Audit and Review Commission, are directed to provide technical assistance, as			
28	required, to the joint subcommittee.			
29	I. Notwithstanding the salaries listed in Item 1, paragraph B.2., of this act, the Speaker of the			
30	House may establish a salary range for the Clerk of the House of Delegates.			
31	J. Notwithstanding the salaries listed in Item 1, paragraph B.3. of this act, the Senate			
32	Committee on Rules may establish a salary range for the Clerk of the Senate.			
33	K. Notwithstanding the salaries set out in Items 2, 5, and 6, the Committee on Joint Rules may			
34	establish salary ranges for such agency heads consistent with the provisions and salary ranges			
35	included in Item 4-6.01 of this act.			
36	Total for General Assembly of Virginia.....		<b>\$33,752,907</b>	<b>\$33,752,907</b>
37	General Fund Positions.....	221.00	221.00	
38	Position Level .....	221.00	221.00	
39	Fund Sources: General .....	\$33,752,907	\$33,752,907	
40	<b>§ 1-2. AUDITOR OF PUBLIC ACCOUNTS (133)</b>			
41	2. Legislative Evaluation and Review (78300).....		\$11,237,218	\$11,237,218
42	Financial and Compliance Audits (78301).....	\$11,237,218	\$11,237,218	
43	Fund Sources: General .....	\$10,367,464	\$10,367,464	
44	Special.....	\$869,754	\$869,754	
45	Authority: Article IV, Section 18, Constitution of Virginia; Title 30, Chapter 14, Code of			
46	Virginia.			
47	A. Out of this appropriation shall be paid the annual salary of the Auditor of Public Accounts,			
48	\$159,907 from July 1, 2010 to June 30, 2012.			

ITEM 2.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	B. On or before November 1 of each year, the Auditor of Public Accounts shall report to the				
2	General Assembly the certified tax revenues collected in the most recently ended fiscal year				
3	pursuant to § 2.2-1829, Code of Virginia. The Auditor shall, at the same time, provide his				
4	report on (i) the 10 percent limitation and the amount that could be paid into the Revenue				
5	Stabilization Fund and (ii) any amounts necessary for deposit into the Fund in order to satisfy				
6	the mandatory deposit requirement of Article X, Section 8 of the Constitution of Virginia as				
7	well as the additional deposit requirement of § 2.2-1829, Code of Virginia.				
8	C. The specifications of the Auditor of Public Accounts for the independent certified public				
9	accountants auditing localities shall include requirements for any money received by the				
10	sheriff. These requirements shall include that the independent certified public accountant must				
11	submit a letter to the Auditor of Public Accounts annually providing assurance as to whether				
12	the sheriff has maintained a proper system of internal controls and records in accordance with				
13	the Code of Virginia. This letter shall be submitted along with the locality's audit report.				
14	Total for Auditor of Public Accounts.....			<b>\$11,237,218</b>	<b>\$11,237,218</b>
15	General Fund Positions.....	120.00	120.00		
16	Nongeneral Fund Positions.....	10.00	10.00		
17	Position Level.....	130.00	130.00		
18	Fund Sources: General.....	\$10,367,464	\$10,367,464		
19	Special.....	\$869,754	\$869,754		
20	<b>§ 1-3. COMMISSION ON THE VIRGINIA ALCOHOL SAFETY ACTION PROGRAM (413)</b>				
21	3. Ground Transportation System Safety (60500).....			\$1,565,003	\$1,565,003
22	Ground Transportation Safety Promotion (60503).....	\$1,565,003	\$1,565,003		
23	Fund Sources: Special.....	\$1,445,003	\$1,445,003		
24	Federal Trust.....	\$120,000	\$120,000		
25	Authority: §§ 18.2-271.1 and 18.2-271.2, Code of Virginia.				
26	Out of this appropriation shall be paid the annual salary of the Executive Director, \$112,308				
27	from July 1, 2010 to June 30, 2012.				
28	Total for Commission on the Virginia Alcohol Safety				
29	Action Program.....			<b>\$1,565,003</b>	<b>\$1,565,003</b>
30	Nongeneral Fund Positions.....	11.50	11.50		
31	Position Level.....	11.50	11.50		
32	Fund Sources: Special.....	\$1,445,003	\$1,445,003		
33	Federal Trust.....	\$120,000	\$120,000		
34	<b>§ 1-4. DIVISION OF CAPITOL POLICE (961)</b>				
35	4. Administrative and Support Services (39900).....			\$7,309,321	\$7,309,321
36	Security Services (39923).....	\$7,309,321	\$7,309,321		
37	Fund Sources: General.....	\$7,309,321	\$7,309,321		
38	Authority: Title 30, Chapter 3.1, Code of Virginia.				
39	A. Out of this appropriation shall be paid the annual salary of the Chief, Division of Capitol				
40	Police, which shall be within the range of \$86,528 and \$108,160 from July 1, 2010 to June 30,				
41	2012.				
42	B. Included in this Item is \$160,735 the first year and \$160,735 the second year from the				
43	general fund, which shall be unallotted until such time as an additional position class or other				
44	career development plan for the Division of Capitol Police shall be approved by the Committee				
45	on Joint Rules.				

ITEM 4.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Total for Division of Capitol Police .....			<b>\$7,309,321</b>	<b>\$7,309,321</b>
2	General Fund Positions.....	108.00	108.00		
3	Position Level .....	108.00	108.00		
4	Fund Sources: General .....	\$7,309,321	\$7,309,321		
5	<b>§ 1-5. DIVISION OF LEGISLATIVE AUTOMATED SYSTEMS (109)</b>				
6	5. Information Technology Development and Operations				
7	(82000) .....			\$3,424,911	\$3,424,911
8	Computer Operations Services (82001) .....	\$3,424,911	\$3,424,911		
9	Fund Sources: General .....	\$3,147,384	\$3,147,384		
10	Special.....	\$277,527	\$277,527		
11	Authority: Title 30, Chapter 3.2, Code of Virginia.				
12	Out of this appropriation shall be paid the annual salary of the Director, Division of Legislative				
13	Automated Systems, \$141,779 from July 1, 2010 to June 30, 2012.				
14	Total for Division of Legislative Automated Systems.....			<b>\$3,424,911</b>	<b>\$3,424,911</b>
15	General Fund Positions.....	16.00	16.00		
16	Nongeneral Fund Positions.....	3.00	3.00		
17	Position Level .....	19.00	19.00		
18	Fund Sources: General .....	\$3,147,384	\$3,147,384		
19	Special.....	\$277,527	\$277,527		
20	<b>§ 1-6. DIVISION OF LEGISLATIVE SERVICES (107)</b>				
21	6. Legislative Research and Analysis (78400).....			\$6,015,667	\$6,015,667
22	Bill Drafting and Preparation (78401) .....	\$6,015,667	\$6,015,667		
23	Fund Sources: General .....	\$5,995,667	\$5,995,667		
24	Special.....	\$20,000	\$20,000		
25	Authority: Title 30, Chapter 2.2, Code of Virginia.				
26	Out of this appropriation shall be paid the annual salary of the Director, Division of Legislative				
27	Services, \$151,263 from July 1, 2010, to June 30, 2012.				
28	Total for Division of Legislative Services.....			<b>\$6,015,667</b>	<b>\$6,015,667</b>
29	General Fund Positions.....	57.00	57.00		
30	Position Level .....	57.00	57.00		
31	Fund Sources: General .....	\$5,995,667	\$5,995,667		
32	Special.....	\$20,000	\$20,000		
33	<b>Capitol Square Preservation Council (820)</b>				
34	7. Architectural and Antiquity Research Planning and				
35	Coordination (74800).....			\$114,849	\$114,849
36	Architectural Research (74801).....	\$114,849	\$114,849		
37	Fund Sources: General .....	\$114,849	\$114,849		
38	Authority: Title 30, Chapter 28, Code of Virginia.				
39	Total for Capitol Square Preservation Council.....			<b>\$114,849</b>	<b>\$114,849</b>



ITEM 7.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	General Fund Positions.....	2.00	2.00		
2	Position Level .....	2.00	2.00		
3	Fund Sources: General.....	\$114,849	\$114,849		
4	<b>Chesapeake Bay Commission (842)</b>				
5	8. Resource Management Research, Planning, and				
6	Coordination (50700).....			\$231,686	\$231,686
7	Resource Management Policy and Program				
8	Development (50701).....	\$231,686	\$231,686		
9	Fund Sources: General.....	\$231,686	\$231,686		
10	Authority: Title 30, Chapter 36, Code of Virginia.				
11	Total for Chesapeake Bay Commission.....			<b>\$231,686</b>	<b>\$231,686</b>
12	General Fund Positions.....	1.00	1.00		
13	Position Level .....	1.00	1.00		
14	Fund Sources: General.....	\$231,686	\$231,686		
15	<b>Virginia Disability Commission (837)</b>				
16	9. Social Services Research, Planning, and Coordination				
17	(45000) .....			\$25,554	\$25,554
18	Social Services Coordination (45001).....	\$25,554	\$25,554		
19	Fund Sources: General.....	\$25,554	\$25,554		
20	Authority: Title 30, Chapter 35, Code of Virginia.				
21	Total for Virginia Disability Commission.....			<b>\$25,554</b>	<b>\$25,554</b>
22	Fund Sources: General.....	\$25,554	\$25,554		
23	<b>Dr. Martin Luther King, Jr. Memorial Commission (845)</b>				
24	10. Human Relations Management (14600).....			\$50,349	\$50,349
25	Human Relations Management (14601).....	\$50,349	\$50,349		
26	Fund Sources: General.....	\$50,349	\$50,349		
27	Authority: Title 30, Chapter 27, Code of Virginia.				
28	Total for Dr. Martin Luther King, Jr. Memorial				
29	Commission.....			<b>\$50,349</b>	<b>\$50,349</b>
30	Fund Sources: General.....	\$50,349	\$50,349		
31	<b>Joint Commission on Health Care (844)</b>				
32	11. Health Research, Planning, and Coordination (40600).....			\$701,718	\$701,718
33	Health Policy Research (40606).....	\$701,718	\$701,718		
34	Fund Sources: General.....	\$701,718	\$701,718		
35	Authority: Title 30, Chapter 18, Code of Virginia.				
36	Total for Joint Commission on Health Care .....			<b>\$701,718</b>	<b>\$701,718</b>
37	General Fund Positions.....	6.00	6.00		
38	Position Level .....	6.00	6.00		

ITEM 11.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$701,718	\$701,718		
2	<b>Joint Commission on Technology and Science (847)</b>				
3	12. Technology Research, Planning, and Coordination				
4	(53700).....			\$205,275	\$205,275
5	Technology Research (53701).....	\$205,275	\$205,275		
6	Fund Sources: General.....	\$205,275	\$205,275		
7	Authority: Title 30, Chapter 11, Code of Virginia.				
8	Total for Joint Commission on Technology and				
9	Science.....			<b>\$205,275</b>	<b>\$205,275</b>
10	General Fund Positions.....	2.00	2.00		
11	Position Level.....	2.00	2.00		
12	Fund Sources: General.....	\$205,275	\$205,275		
13	<b>Commissioners for the Promotion of Uniformity of Legislation in the United States (145)</b>				
14	13. Governmental Affairs Services (70100).....			\$62,500	\$62,500
15	Interstate Affairs (70103).....	\$62,500	\$62,500		
16	Fund Sources: General.....	\$62,500	\$62,500		
17	Authority: Title 30, Chapter 29, Code of Virginia.				
18	Total for Commissioners for the Promotion of				
19	Uniformity of Legislation in the United States.....			<b>\$62,500</b>	<b>\$62,500</b>
20	Fund Sources: General.....	\$62,500	\$62,500		
21	<b>State Water Commission (971)</b>				
22	14. Environmental Policy and Program Development				
23	(51600).....			\$10,160	\$10,160
24	Environmental Policy and Program Development				
25	(51601).....	\$10,160	\$10,160		
26	Fund Sources: General.....	\$10,160	\$10,160		
27	Authority: Title 30, Chapter 24, Code of Virginia.				
28	Total for State Water Commission.....			<b>\$10,160</b>	<b>\$10,160</b>
29	Fund Sources: General.....	\$10,160	\$10,160		
30	<b>Virginia Coal and Energy Commission (118)</b>				
31	15. Resource Management Research, Planning, and				
32	Coordination (50700).....			\$21,616	\$21,616
33	Energy Conservation Advisory Services (50703).....	\$21,616	\$21,616		
34	Fund Sources: General.....	\$21,616	\$21,616		
35	Authority: Title 30, Chapter 25, Code of Virginia.				
36	Total for Virginia Coal and Energy Commission.....			<b>\$21,616</b>	<b>\$21,616</b>
37	Fund Sources: General.....	\$21,616	\$21,616		

ITEM 16.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>Virginia Code Commission (108)</b>			
<b>2</b>	16. Enactment of Laws (78200) .....		\$93,309	\$93,309
<b>3</b>	Code Modernization (78201).....	\$93,309	\$93,309	
<b>4</b>	Fund Sources: General .....	\$69,309	\$69,309	
<b>5</b>	Special .....	\$24,000	\$24,000	
<b>6</b>	Authority: Title 30, Chapter 15, Code of Virginia.			
<b>7</b>	Total for Virginia Code Commission .....		<b>\$93,309</b>	<b>\$93,309</b>
<b>8</b>	Fund Sources: General .....	\$69,309	\$69,309	
<b>9</b>	Special .....	\$24,000	\$24,000	
<b>10</b>	<b>Virginia Commission on Youth (839)</b>			
<b>11</b>	17. Social Services Research, Planning, and Coordination			
<b>12</b>	(45000) .....		\$325,129	\$325,129
<b>13</b>	Social Services Research and Planning (45003) .....	\$325,129	\$325,129	
<b>14</b>	Fund Sources: General .....	\$325,129	\$325,129	
<b>15</b>	Authority: Title 30, Chapter 20, Code of Virginia.			
<b>16</b>	Total for Virginia Commission on Youth .....		<b>\$325,129</b>	<b>\$325,129</b>
<b>17</b>	General Fund Positions.....	3.00	3.00	
<b>18</b>	Position Level .....	3.00	3.00	
<b>19</b>	Fund Sources: General .....	\$325,129	\$325,129	
<b>20</b>	<b>Virginia State Crime Commission (142)</b>			
<b>21</b>	18. Criminal Justice Research, Planning and Coordination			
<b>22</b>	(30500) .....		\$664,662	\$664,662
<b>23</b>	Criminal Justice Research (30503).....	\$664,662	\$664,662	
<b>24</b>	Fund Sources: General .....	\$527,228	\$527,228	
<b>25</b>	Federal Trust.....	\$137,434	\$137,434	
<b>26</b>	Authority: Title 30, Chapter 16, Code of Virginia.			
<b>27</b>	Included within this appropriation is \$88,000 the first year and \$88,000 the second year from			
<b>28</b>	the general fund to replace expired federal grants. Should the Crime Commission obtain			
<b>29</b>	additional federal funds during the fiscal year, an equal amount of these general fund dollars,			
<b>30</b>	not to exceed \$88,000 the first year, or \$88,000 the second year, shall revert to the general			
<b>31</b>	fund.			
<b>32</b>	Total for Virginia State Crime Commission.....		<b>\$664,662</b>	<b>\$664,662</b>
<b>33</b>	General Fund Positions.....	5.00	5.00	
<b>34</b>	Nongeneral Fund Positions.....	4.00	4.00	
<b>35</b>	Position Level .....	9.00	9.00	
<b>36</b>	Fund Sources: General .....	\$527,228	\$527,228	
<b>37</b>	Federal Trust.....	\$137,434	\$137,434	
<b>38</b>	<b>Virginia Freedom of Information Advisory Council (834)</b>			
<b>39</b>	19. Governmental Affairs Services (70100).....		\$180,459	\$180,459
<b>40</b>	Public Information Services (70109) .....	\$180,459	\$180,459	

ITEM 19.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$180,459	\$180,459		
2	Authority: Title 30, Chapter 21, Code of Virginia.				
3	Total for Virginia Freedom of Information Advisory				
4	Council .....			<b>\$180,459</b>	<b>\$180,459</b>
5	General Fund Positions.....	1.50	1.50		
6	Position Level .....	1.50	1.50		
7	Fund Sources: General.....	\$180,459	\$180,459		
8	<b>Virginia Housing Commission (840)</b>				
9	20. Housing Assistance Services (45800).....			\$20,975	\$20,975
10	Housing Research and Planning (45803).....	\$20,975	\$20,975		
11	Fund Sources: General.....	\$20,975	\$20,975		
12	Authority: Section 30-257, Code of Virginia.				
13	Total for Virginia Housing Commission .....			<b>\$20,975</b>	<b>\$20,975</b>
14	Fund Sources: General.....	\$20,975	\$20,975		
15	<b>Brown V. Board of Education (858)</b>				
16	21. Human Relations Management (14600).....			\$25,296	\$25,296
17	Human Relations Management (14601).....	\$25,296	\$25,296		
18	Fund Sources: General.....	\$25,296	\$25,296		
19	Authority: Title 30, Chapter 34.1, Code of Virginia.				
20	Pursuant to § 30-231.5, Code of Virginia, there is provided \$25,000 each year from the general				
21	fund to support the operations of the Brown v. Board of Education Scholarship Awards				
22	Committee. This operational support shall be used to provide for the expenses incurred by the				
23	members of the committee and may be used for such other services as deemed necessary to				
24	accomplish the purposes for which it was created.				
25	Total for Brown V. Board of Education.....			<b>\$25,296</b>	<b>\$25,296</b>
26	Fund Sources: General.....	\$25,296	\$25,296		
27	<b>Virginia Sesquicentennial of the American Civil War Commission (859)</b>				
28	22. Human Relations Management (14600).....			\$2,769,741	\$2,769,741
29	Human Relations Management (14601).....	\$2,769,741	\$2,769,741		
30	Fund Sources: General.....	\$2,169,741	\$2,169,741		
31	Special.....	\$600,000	\$600,000		
32	Authority: Title 30, Chapter 40, Code of Virginia.				
33	Pursuant to the provisions of Chapter 465 of the Acts of Assembly of 2006, \$2,170,267 each				
34	year from the general fund and \$600,000 each year from nongeneral funds is appropriated to				
35	support the Virginia Sesquicentennial of the American Civil War Commission and Fund. Such				
36	funds shall be used for expenses incurred by the members of the commission, to appoint staff				
37	as may be deemed necessary to assist the commission in performing its duties, and to pay for				
38	the services of professional personnel, consultants, advisors, or other services which the				
39	commission may deem necessary to accomplish the purposes for which it was created.				
40	Total for Virginia Sesquicentennial of the American				
41	Civil War Commission .....			<b>\$2,769,741</b>	<b>\$2,769,741</b>

ITEM 22.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	General Fund Positions.....	1.00	1.00		
2	Position Level .....	1.00	1.00		
3	Fund Sources: General.....	\$2,169,741	\$2,169,741		
4	Special.....	\$600,000	\$600,000		
5	<b>Commission on Unemployment Compensation (860)</b>				
6	23. Consumer Affairs Services (55000).....			\$6,000	\$6,000
7	Consumer Assistance (55002).....	\$6,000	\$6,000		
8	Fund Sources: General.....	\$6,000	\$6,000		
9	Authority: Title 30, Chapter 33, Code of Virginia.				
10	Total for Commission on Unemployment				
11	Compensation.....			<b>\$6,000</b>	<b>\$6,000</b>
12	Fund Sources: General.....	\$6,000	\$6,000		
13	<b>Small Business Commission (862)</b>				
14	24. Economic Development Services (53400).....			\$15,000	\$15,000
15	Economic Development Research, Planning, and				
16	Coordination (53401).....	\$15,000	\$15,000		
17	Fund Sources: General.....	\$15,000	\$15,000		
18	Authority: Title 30, Chapter 22, Code of Virginia.				
19	Total for Small Business Commission.....			<b>\$15,000</b>	<b>\$15,000</b>
20	Fund Sources: General.....	\$15,000	\$15,000		
21	<b>Commission on Electric Utility Restructuring (863)</b>				
22	25. Resource Management Research, Planning, and			\$10,000	\$10,000
23	Coordination (50700).....				
24	Resource Management Policy and Program				
25	Development (50701).....	\$10,000	\$10,000		
26	Fund Sources: General.....	\$10,000	\$10,000		
27	Authority: Title 30, Chapter 31, Code of Virginia.				
28	Total for Commission on Electric Utility Restructuring...			<b>\$10,000</b>	<b>\$10,000</b>
29	Fund Sources: General.....	\$10,000	\$10,000		
30	<b>Manufacturing Development Commission (864)</b>				
31	26. Economic Development Services (53400).....			\$12,000	\$12,000
32	Economic Development Research, Planning, and				
33	Coordination (53401).....	\$12,000	\$12,000		
34	Fund Sources: General.....	\$12,000	\$12,000		
35	Authority: Title 30, Chapter 8.1, Code of Virginia.				
36	Total for Manufacturing Development Commission.....			<b>\$12,000</b>	<b>\$12,000</b>
37	Fund Sources: General.....	\$12,000	\$12,000		

ITEM 27.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>Joint Commission on Administrative Rules (865)</b>			
<b>2</b> 27.	Governmental Affairs Services (70100).....		\$10,000	\$10,000
<b>3</b>	Intragovernmental Services (70104).....	\$10,000	\$10,000	
<b>4</b>	Fund Sources: General.....	\$10,000	\$10,000	
<b>5</b>	Authority: Title 30, Code of Virginia.			
<b>6</b>	Total for Joint Commission on Administrative Rules .....		<b>\$10,000</b>	<b>\$10,000</b>
<b>7</b>	Fund Sources: General.....	\$10,000	\$10,000	
<b>8</b>	<b>Commission on Prevention of Human Trafficking (866)</b>			
<b>9</b> 28.	Human Relations Management (14600).....		\$9,360	\$9,360
<b>10</b>	Human Relations Management (14601).....	\$9,360	\$9,360	
<b>11</b>	Fund Sources: General.....	\$9,360	\$9,360	
<b>12</b>	Authority: Title 30, Chapter 8.1, Code of Virginia.			
<b>13</b>	Total for Commission on Prevention of Human			
<b>14</b>	Trafficking.....		<b>\$9,360</b>	<b>\$9,360</b>
<b>15</b>	Fund Sources: General.....	\$9,360	\$9,360	
<b>16</b>	<b>Virginia Bicentennial of the American War of 1812 Commission (867)</b>			
<b>17</b> 29.	Human Relations Management (14600).....		\$8,640	\$8,640
<b>18</b>	Human Relations Management (14601).....	\$8,640	\$8,640	
<b>19</b>	Fund Sources: General.....	\$8,640	\$8,640	
<b>20</b>	Authority: Title 30, Chapter 45, Code of Virginia.			
<b>21</b>	Total for Virginia Bicentennial of the American War of			
<b>22</b>	1812 Commission .....		<b>\$8,640</b>	<b>\$8,640</b>
<b>23</b>	Fund Sources: General.....	\$8,640	\$8,640	
<b>24</b>	Grand Total for Division of Legislative Services .....		<b>\$11,589,945</b>	<b>\$11,589,945</b>
<b>25</b>	General Fund Positions.....	78.50	78.50	
<b>26</b>	Nongeneral Fund Positions.....	4.00	4.00	
<b>27</b>	Position Level .....	82.50	82.50	
<b>28</b>	Fund Sources: General.....	\$10,808,511	\$10,808,511	
<b>29</b>	Special.....	\$644,000	\$644,000	
<b>30</b>	Federal Trust.....	\$137,434	\$137,434	
<b>31</b>	<b>§ 1-7. JOINT LEGISLATIVE AUDIT AND REVIEW COMMISSION (110)</b>			
<b>32</b> 30.	Legislative Evaluation and Review (78300).....		\$3,378,956	\$3,378,956
<b>33</b>	Performance Audits and Evaluation (78303).....	\$3,378,956	\$3,378,956	
<b>34</b>	Fund Sources: General.....	\$3,264,040	\$3,264,040	
<b>35</b>	Trust and Agency .....	\$114,916	\$114,916	
<b>36</b>	Authority: Title 30, Chapters 7 and 8, Code of Virginia.			
<b>37</b>	A. Out of this appropriation shall be paid the annual salary of the Director, Joint Legislative			
<b>38</b>	Audit and Review Commission (JLARC), \$160,919 from July 1, 2010 to June 30, 2012.			

ITEM 30.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	B. JLARC, upon request of the Department of Planning and Budget and approval of the				
2	Chairman, shall review and provide comments to the department on its use of performance				
3	measures in the state budget process. JLARC staff shall review the methodology and proposed				
4	uses of such performance measures and provide periodic status reports to the Commission.				
5	C. Expenses associated with the oversight responsibility of the Virginia Retirement System by				
6	JLARC and the House Appropriations and Senate Finance Committees shall be reimbursed by				
7	the Virginia Retirement System upon documentation by the Director, JLARC of the expenses				
8	incurred.				
9	D. Out of this appropriation, funds are provided to continue the technical support staff of				
10	JLARC, in order to assist with legislative fiscal impact analysis when an impact statement is				
11	referred from the Chairman of a standing committee of the House or Senate, and to conduct				
12	oversight of the expenditure forecasting process. Pursuant to existing statutory authority, all				
13	agencies of the Commonwealth shall provide access to information necessary to accomplish				
14	these duties.				
15	Total for Joint Legislative Audit and Review				
16	Commission.....			<b>\$3,378,956</b>	<b>\$3,378,956</b>
17	General Fund Positions.....	36.00	36.00		
18	Nongeneral Fund Positions.....	1.00	1.00		
19	Position Level .....	37.00	37.00		
20	Fund Sources: General.....	\$3,264,040	\$3,264,040		
21	Trust and Agency .....	\$114,916	\$114,916		
22	<b>§ 1-8. VIRGINIA COMMISSION ON INTERGOVERNMENTAL COOPERATION (105)</b>				
23	31. Governmental Affairs Services (70100).....			\$649,039	\$649,039
24	Interstate Affairs (70103).....	\$649,039	\$649,039		
25	Fund Sources: General.....	\$649,039	\$649,039		
26	Authority: Title 30, Chapter 19, Code of Virginia.				
27	Out of this appropriation may be paid from the general fund the annual assessments:				
28	1. To the National Conference of State Legislatures;				
29	2. To the Council of State Governments; and				
30	3. To the Southern Regional Education Board.				
31	Total for Virginia Commission on Intergovernmental				
32	Cooperation .....			<b>\$649,039</b>	<b>\$649,039</b>
33	Fund Sources: General.....	\$649,039	\$649,039		
34	<b>§ 1-9. LEGISLATIVE DEPARTMENT REVERSION CLEARING ACCOUNT (102)</b>				
35	32. Across the Board Reductions (71400).....			(\$194,600)	(\$194,600)
36	Across the Board Reduction (71401).....	(\$194,600)	(\$194,600)		
37	Fund Sources: General.....	(\$194,600)	(\$194,600)		
38	Authority: Discretionary Inclusion.				
39	33. Enactment of Laws (78200).....			\$170,315	\$170,315
40	Undesignated Support for Enactment of Laws Services				
41	(78205) .....	\$170,315	\$170,315		

ITEM 33.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$170,315	\$170,315		
2	Authority: Discretionary Inclusion.				
3	A. Transfers out of this appropriation may be made to fund unanticipated costs in the budgets				
4	of legislative agencies or other such costs approved by the Joint Rules Committee.				
5	B. Included in this Item is \$20,000 the first year and \$20,000 the second year from the general				
6	fund to support the Commission on Access and Diversity in Higher Education in Virginia as				
7	continued by HJR 202 of the 2000 Acts of Assembly.				
8	Total for Legislative Department Reversion Clearing				
9	Account.....			(\$24,285)	(\$24,285)
10	Fund Sources: General.....	(\$24,285)	(\$24,285)		
11	TOTAL FOR LEGISLATIVE DEPARTMENT.....			\$72,883,015	\$72,883,015
12	General Fund Positions.....	579.50	579.50		
13	Nongeneral Fund Positions.....	29.50	29.50		
14	Position Level .....	609.00	609.00		
15	Fund Sources: General .....	\$69,274,381	\$69,274,381		
16	Special.....	\$3,236,284	\$3,236,284		
17	Trust and Agency .....	\$114,916	\$114,916		
18	Federal Trust.....	\$257,434	\$257,434		



ITEM 34.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>JUDICIAL DEPARTMENT</b>			
<b>2</b>	<b>§ 1-10. SUPREME COURT (111)</b>			
<b>3</b>	34. Pre-Trial, Trial, and Appellate Processes (32100).....		\$11,690,742	\$11,690,742
<b>4</b>	Appellate Review (32101).....	\$7,479,842	\$7,479,842	
<b>5</b>	Other Court Costs and Allowances (Criminal Fund)			
<b>6</b>	(32104) .....	\$4,210,900	\$4,210,900	
<b>7</b>	Fund Sources: General.....	\$11,690,742	\$11,690,742	
<b>8</b>	Authority: Article VI, Sections 1 through 6, Constitution of Virginia; Title 17.1, Chapter 3 and			
<b>9</b>	§ 19.2-163, Code of Virginia.			
<b>10</b>	A. Out of the amounts for Appellate Review shall be paid:			
<b>11</b>	1. The annual salary of the Chief Justice, \$181,604 from July 1, 2010, to November 24, 2010,			
<b>12</b>	\$181,604 from November 25, 2010, to November 24, 2011, and \$181,604 from November 25,			
<b>13</b>	2011, to June 30, 2012.			
<b>14</b>	2. The annual salaries of the six (6) Associate Justices, each \$170,339 from July 1, 2010, to			
<b>15</b>	November 24, 2010, \$170,339 from November 25, 2010, to November 24, 2011, and \$170,339			
<b>16</b>	from November 25, 2011, to June 30, 2012.			
<b>17</b>	3. To each justice, \$13,500 the first year and \$13,500 the second year, for expenses not			
<b>18</b>	otherwise reimbursed, said expenses to be paid out of the current appropriation to the Court.			
<b>19</b>	B. There is hereby reappropriated the unexpended balance remaining at the close of business on			
<b>20</b>	June 30, 2010, in the appropriation made in Item 33, Chapter 781, Acts of Assembly of 2009,			
<b>21</b>	in the item detail Other Court Costs and Allowances (Criminal Fund) and the balance			
<b>22</b>	remaining in this item detail on June 30, 2011.			
<b>23</b>	C. Out of the amounts appropriated in this Item, \$4,200,000 the first year and \$4,200,000 the			
<b>24</b>	second year from the general fund is included for increased reimbursements for court-appointed			
<b>25</b>	counsel pursuant to § 19.2-163, Code of Virginia.			
<b>26</b>	D. The Executive Secretary of the Supreme Court of Virginia shall encourage training of			
<b>27</b>	Juvenile and Domestic Relations District Court judges regarding the options available for			
<b>28</b>	court-ordered services for families in truancy cases prior to the initiation of other remedies.			
<b>29</b>	35. Law Library Services (32300).....		\$943,029	\$943,029
<b>30</b>	Law Library Services (32301).....	\$943,029	\$943,029	
<b>31</b>	Fund Sources: General.....	\$943,029	\$943,029	
<b>32</b>	Authority: §§ 42.1-60 through 42.1-64, Code of Virginia.			
<b>33</b>	36. Adjudicatory Research, Planning, and Coordination		\$25,000	\$25,000
<b>34</b>	(32400) .....			
<b>35</b>	Adjudicatory Coordination (32401) .....	\$25,000	\$25,000	
<b>36</b>	Fund Sources: General.....	\$25,000	\$25,000	
<b>37</b>	Authority: §§ 17.1-700 through 17.1-705, Code of Virginia.			
<b>38</b>	37. Adjudication Training, Education, and Standards		\$899,140	\$899,140
<b>39</b>	(32600) .....			
<b>40</b>	Judicial Training (32603) .....	\$899,140	\$899,140	
<b>41</b>	Fund Sources: General.....	\$899,140	\$899,140	
<b>42</b>	Authority: Title 16.1, Chapter 9; Title 17.1, Chapter 7; §§ 2.2-4025, 19.2-38:1 and 19.2-43,			
<b>43</b>	Code of Virginia.			

ITEM 37.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	38.				
2				\$25,000	\$25,000
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5	39.				
6				\$27,833,906	\$27,833,906
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ITEM 39.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	J. There is hereby established, in two circuit courts, pilot programs for dealing with probation				
2	violations, to be based on the principles used for the HOPE program developed in Hawaii. The				
3	Chief Justice shall designate the circuits in which the programs will be implemented. To the				
4	extent feasible, such circuits should be served by probation and parole district offices that have				
5	adopted, or are in the process of adopting, evidence based practices. The Department of				
6	Corrections and the respective sheriffs and Commonwealth's attorneys shall cooperate with the				
7	Supreme Court in developing the procedures to be used in these pilot programs. The Executive				
8	Secretary of the Supreme Court shall submit an annual report on June 30 of each year on the				
9	progress of the pilot programs to the Chairmen of the Senate and House Committees on Courts				
10	of Justice, the Chairmen of the Senate Finance and House Appropriations Committees, the				
11	Secretary of Public Safety, and the Director, Department of Planning and Budget.				
12	Total for Supreme Court.....			<b>\$41,416,817</b>	<b>\$41,416,817</b>
13	General Fund Positions.....	138.63	138.63		
14	Nongeneral Fund Positions.....	6.00	6.00		
15	Position Level .....	144.63	144.63		
16	Fund Sources: General.....	\$30,946,211	\$30,946,211		
17	Special.....	\$174,375	\$174,375		
18	Trust and Agency.....	\$129,280	\$129,280		
19	Dedicated Special Revenue.....	\$9,000,000	\$9,000,000		
20	Federal Trust.....	\$1,166,951	\$1,166,951		
21	<b>Court of Appeals of Virginia (125)</b>				
22	40. Pre-Trial, Trial, and Appellate Processes (32100).....			\$8,244,148	\$8,244,148
23	Appellate Review (32101).....	\$8,239,148	\$8,239,148		
24	Other Court Costs and Allowances (Criminal Fund)				
25	(32104) .....	\$5,000	\$5,000		
26	Fund Sources: General.....	\$8,244,148	\$8,244,148		
27	Authority: Title 17.1, Chapter 4 and § 19.2-163, Code of Virginia.				
28	A. Out of the amounts in this Item for Appellate Review shall be paid:				
29	1. The annual salary of the Chief Justice, \$164,883 from July 1, 2010, to November 24,				
30	2010, \$164,883 from November 25, 2010, to November 24, 2011, and \$164,883 from				
31	November 25, 2011, to June 30, 2012.				
32	2. The annual salaries of the ten (10) judges, each at \$161,822 from July 1, 2010, to November				
33	24, 2010, \$161,822 from November 25, 2010, to November 24, 2011, and \$161,822 from				
34	November 25, 2011, to June 30, 2012.				
35	3. Salaries of the judges are to be 95 percent of the salaries of justices of the Supreme Court				
36	except for the Chief Judge, who shall receive an additional \$3,000 annually.				
37	4. To each judge, \$6,500 the first year and \$6,500 the second year, for expenses not otherwise				
38	reimbursed, said expenses to be paid out of the current appropriation to the Court.				
39	B. There is hereby reappropriated the unexpended balance remaining at the close of business on				
40	June 30, 2010, in the appropriation made in Item 39, Chapter 781, Acts of Assembly of 2009,				
41	in the item detail Other Court Costs and Allowances (Criminal Fund) and the balance				
42	remaining in this item detail on June 30, 2011.				
43	C. The amount of attorney's fees allowed counsel to indigent defendants in appeals to the Court				
44	of Appeals shall be in the discretion of the court.				
45	Total for Court of Appeals of Virginia .....			<b>\$8,244,148</b>	<b>\$8,244,148</b>
46	General Fund Positions.....	69.13	69.13		
47	Position Level .....	69.13	69.13		

ITEM 40.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$8,244,148	\$8,244,148		
2	<b>Circuit Courts (113)</b>				
3	41. Pre-Trial, Trial, and Appellate Processes (32100).....			\$92,070,698	\$92,070,698
4	Trial Processes (32103).....	\$42,145,284	\$42,145,284		
5	Other Court Costs and Allowances (Criminal Fund)				
6	(32104).....	\$49,925,414	\$49,925,414		
7	Fund Sources: General.....	\$92,065,698	\$92,065,698		
8	Special.....	\$5,000	\$5,000		
9	Authority: Article VI, Section 1, Constitution of Virginia; Title 17.1, Chapter 5; § 19.2-163,				
10	Code of Virginia.				
11	A. Out of the amounts in this Item for Trial Processes shall be paid:				
12	1. The annual salaries of Circuit Court judges, each at \$158,134 from July 1, 2010, to				
13	November 24, 2010, \$158,134 from November 25, 2010, to November 24, 2011, and \$158,134				
14	from November 25, 2011, to June 30, 2012. Such salaries shall represent the total				
15	compensation from all sources for Circuit Court judges.				
16	2. Expenses necessarily incurred for the position of judge of the Circuit Court, including clerk				
17	hire not exceeding \$1,500 a year for each judge.				
18	3. The state's share of expenses incident to the prosecution of a petition for a writ of habeas				
19	corpus by an indigent petitioner, including payment of counsel fees as fixed by the Court; the				
20	expenses shall be paid upon receipt of an appropriate order from a Circuit Court.				
21	4. A circuit court judge shall only be reimbursed for mileage for commuting if the judge has to				
22	travel to a courthouse in a county or city other than the one in which the judge resides and the				
23	distance between the judge's residence and the courthouse is greater than 25 miles.				
24	B. The Chief Circuit Court Judge shall restrict the appointment of special justices to conduct				
25	involuntary mental commitment hearings to those unusual instances when no General District				
26	Court or Juvenile and Domestic Relations District Court Judge can be made available or when				
27	the volume of the hearings would require more than eight hours a week.				
28	C. There is hereby reappropriated the unexpended balance remaining at the close of business on				
29	June 30, 2010, in the appropriation made in Item 40, Chapter 781, Acts of Assembly of 2009,				
30	in the item detail Other Court Costs and Allowances (Criminal Fund) and the balance				
31	remaining in this item detail on June 30, 2011.				
32	D. The appropriation in this Item for Other Court Costs and Allowances (Criminal Fund) shall				
33	be used to implement the provisions of § 8.01-384.1:1, Code of Virginia.				
34	E.1. General fund appropriations for Other Court Costs and Allowances (Criminal Fund) total				
35	\$97,689,076 the first year and \$97,689,076 the second year in this Item and Items 34, 40, 42,				
36	43 and 44.				
37	2. The Chief Justice of the Supreme Court of Virginia shall determine how the amounts				
38	appropriated to Other Courts Costs and Allowances (Criminal Fund) will be allocated,				
39	consistent with statutory provisions in the Code of Virginia. Funds within these appropriations				
40	are to be used to fund fully the statutory caps on compensation applicable to attorneys				
41	appointed by the court to defend criminal charges. Should this appropriation not be sufficient				
42	to fund fully all of the statutory caps on compensation as established by § 19.2-163, Code of				
43	Virginia, that this appropriation shall be applied first to fully fund the statutory caps for the				
44	most serious noncapital felonies and then, should funds still remain in this appropriation, to the				
45	other statutory caps, in declining order of the severity of the charges to which each cap is				
46	applicable.				
47	3. Out of the amount appropriated from the general fund for Other Court Costs and Allowances				
48	(Criminal Fund) in this Item, there shall be transferred an amount not to exceed \$880,000 the				
49	first year and not to exceed \$880,000 the second year to the Criminal Injuries Compensation				

ITEM 41.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund, administered by the Virginia Workers' Compensation Commission, for the administration				
2	of the physical evidence recovery kit (PERK) program.				
3	4. Notwithstanding the provisions of § 19.2-163, Code of Virginia, the amount of compensation				
4	allowed to counsel appointed by the court to defend a felony charge that may be punishable by				
5	death shall be calculated on an hourly basis at a rate set by the Supreme Court of Virginia.				
6	Total for Circuit Courts.....			\$92,070,698	\$92,070,698
7	General Fund Positions.....	164.00	164.00		
8	Position Level.....	164.00	164.00		
9	Fund Sources: General.....	\$92,065,698	\$92,065,698		
10	Special.....	\$5,000	\$5,000		
11	<b>General District Courts (114)</b>				
12	42. Pre-Trial, Trial, and Appellate Processes (32100).....			\$94,874,301	\$94,874,301
13	Trial Processes (32103).....	\$76,503,740	\$76,503,740		
14	Other Court Costs and Allowances (Criminal Fund)				
15	(32104).....	\$13,970,080	\$13,970,080		
16	Involuntary Mental Commitments (32105).....	\$4,400,481	\$4,400,481		
17	Fund Sources: General.....	\$94,874,301	\$94,874,301		
18	Authority: Article VI, Section 8, Constitution of Virginia; §§ 16.1-69.1 through 16.1-137,				
19	19.2-163 and 37.1-67.1 et seq., Code of Virginia.				
20	A. Out of the amounts in this Item for Trial Processes shall be paid:				
21	1. The annual salaries of all General District Court judges, \$142,329 from July 1, 2010, to				
22	November 24, 2010, \$142,329 from November 25, 2010, to November 24, 2011, and \$142,329				
23	from November 25, 2011, to June 30, 2012. Such salary shall be 90 percent of the annual				
24	salary fixed by law for judges of the Circuit Courts and shall represent the total compensation				
25	for General District Court Judges and incorporate all supplements formerly paid by the various				
26	localities.				
27	2. The salaries of substitute judges and court personnel.				
28	B. There is hereby reappropriated the unexpended balances remaining at the close of business				
29	on June 30, 2010, in the appropriation made in Item 41, Chapter 781, Acts of Assembly of				
30	2009, in the item details Other Court Costs and Allowances (Criminal Fund) and Involuntary				
31	Mental Commitments and the balances remaining in these item details on June 30, 2011.				
32	C. Any balance, or portion thereof, in the item detail Involuntary Mental Commitments, may				
33	be transferred between Items 42, 43, 44, and 295, as needed, to cover any deficits incurred for				
34	Involuntary Mental Commitments by the Supreme Court or the Department of Medical				
35	Assistance Services.				
36	D. The appropriation in this Item for Other Court Costs and Allowances (Criminal Fund) shall				
37	be used to implement the provisions of § 8.01-384.1:1, Code of Virginia.				
38	E. Out of the amount appropriated from the general fund for Other Court Costs and				
39	Allowances (Criminal Fund) in this Item, there shall be transferred an amount not to exceed				
40	\$40,000 the first year and not to exceed \$40,000 the second year to the Criminal Injuries				
41	Compensation Fund, administered by the Virginia Workers' Compensation Commission, for the				
42	administration of the physical evidence recovery kit (PERK) program.				
43	F. A district court judge shall only be reimbursed for mileage for commuting if the judge has				
44	to travel to a courthouse in a county or city other than the one in which the judge resides and				
45	the distance between the judge's residence and the courthouse is greater than 25 miles.				
46	Total for General District Courts.....			\$94,874,301	\$94,874,301

ITEM 42.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	General Fund Positions.....	1,018.10	1,018.10		
2	Position Level .....	1,018.10	1,018.10		
3	Fund Sources: General.....	\$94,874,301	\$94,874,301		
4	<b>Juvenile and Domestic Relations District Courts (115)</b>				
5	43. Pre-Trial, Trial, and Appellate Processes (32100).....			\$75,266,476	\$75,266,476
6	Trial Processes (32103).....	\$51,822,723	\$51,822,723		
7	Other Court Costs and Allowances (Criminal Fund)				
8	(32104) .....	\$23,136,398	\$23,136,398		
9	Involuntary Mental Commitments (32105).....	\$307,355	\$307,355		
10	Fund Sources: General.....	\$75,266,476	\$75,266,476		
11	Authority: Article VI, Section 8, Constitution of Virginia; §§ 16.1-69.1 through 16.1-69.58,				
12	16.1-226 through 16.1-334, 19.2-163 and 37.1-67.1 et seq., Code of Virginia.				
13	A. Out of the amounts in this Item for Trial Processes shall be paid:				
14	1. The annual salaries of all full-time Juvenile and Domestic Relations District Court Judges,				
15	\$142,329 from July 1, 2010, to November 24, 2010, \$142,329 from November 25, 2010, to				
16	November 24, 2011, and \$142,329 from November 25, 2011, to June 30, 2012. Such salary				
17	shall be 90 percent of the annual salary fixed by law for judges of the Circuit Courts and shall				
18	represent the total compensation for Juvenile and Domestic Relations District Court Judges.				
19	2. The salaries of substitute judges and court personnel.				
20	B. There is hereby reappropriated the unexpended balances remaining at the close of business				
21	on June 30, 2010, in the appropriation made in Item 42, Chapter 781, Acts of Assembly of				
22	2009, in the Item details Other Court Costs and Allowances (Criminal Fund) and Involuntary				
23	Mental Commitments and the balances remaining in these item details on June 30, 2011.				
24	C. Any balance, or portion thereof, in the Item detail Involuntary Mental Commitments, may				
25	be transferred between Items 42, 43, 44, and 295, as needed, to cover any deficits incurred for				
26	Involuntary Mental Commitments by the Supreme Court or the Department of Medical				
27	Assistance Services.				
28	D. The appropriation in this Item for Other Court Costs and Allowances (Criminal Fund) shall				
29	be used to implement the provisions of § 8.01-384.1:1, Code of Virginia.				
30	E. Notwithstanding any other provision of law, when a Guardian ad Litem is appointed for a				
31	child by the Commonwealth, the juvenile and domestic relations district court or the circuit				
32	court, as the case may be, shall order the parent, parents, adoptive parent or adoptive parents of				
33	the child, or another party with a legitimate interest therein who has filed a petition with the				
34	court to reimburse the Commonwealth the costs of such services in an amount not to exceed				
35	the amount awarded the Guardian ad Litem by the court. If the court determines such party is				
36	unable to pay, the required reimbursement may be reduced or eliminated. In addition, it is the				
37	intent of the General Assembly that the Supreme Court actively administer the Guardian ad				
38	Litem program to ensure that payments made to Guardians ad Litem do not exceed that which				
39	is required. The Executive Secretary of the Supreme Court shall report August 1 and January 1				
40	of each year to the Chairmen of the House Appropriations and Senate Finance Committees on				
41	the amounts paid for Guardian ad Litem purposes, amounts reimbursed by parents and/or				
42	guardians, savings achieved, and management actions taken to further enhance savings under				
43	this program.				
44	F. Out of the amount appropriated from the general fund for Other Court Costs and				
45	Allowances (Criminal Fund) in this Item, there shall be transferred an amount not to exceed				
46	\$870,000 the first year and not to exceed \$870,000 the second year to the Criminal Injuries				
47	Compensation Fund, administered by the Virginia Workers' Compensation Commission for the				
48	administration of the physical evidence recovery kit (PERK) program.				
49	G. Included in the appropriation for this Item is \$30,240 the first year and \$30,240 the second				

ITEM 43.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	year from the general fund to pay attorneys appointed by Juvenile and Domestic Relations				
2	judges to assist individuals confined in a state juvenile correctional facility in a court's				
3	jurisdiction regarding any legal matter relating to their incarceration.				
4	Total for Juvenile and Domestic Relations District				
5	Courts .....			<b>\$75,266,476</b>	<b>\$75,266,476</b>
6	General Fund Positions.....	594.10	594.10		
7	Position Level .....	594.10	594.10		
8	Fund Sources: General.....	\$75,266,476	\$75,266,476		
9	<b>Combined District Courts (116)</b>				
10	44. Pre-Trial, Trial, and Appellate Processes (32100).....			\$21,878,843	\$21,878,843
11	Trial Processes (32103) .....	\$14,041,891	\$14,041,891		
12	Other Court Costs and Allowances (Criminal Fund)				
13	(32104) .....	\$6,471,524	\$6,471,524		
14	Involuntary Mental Commitments (32105).....	\$1,365,428	\$1,365,428		
15	Fund Sources: General.....	\$21,878,843	\$21,878,843		
16	Authority: Article VI, Section 8, Constitution of Virginia, §§ 16.1-69.1 through 16.1-137,				
17	16.1-226 through 16.1-334, 19.2-163, and 37.1-67.1 et seq., Code of Virginia.				
18	A. Out of the amounts in this Item for Trial Processes shall be paid the salaries of substitute				
19	judges and court personnel.				
20	B. There is hereby reappropriated the unexpended balances remaining at the close of business				
21	on June 30, 2010, in the appropriation made in Item 43, Chapter 781, Acts of Assembly of				
22	2009, in the item details Other Court Costs and Allowances (Criminal Fund) and Involuntary				
23	Mental Commitments and the balances remaining in these item details on June 30, 2011.				
24	C. Any balance, or portion thereof, in the Item detail Involuntary Mental Commitments, may				
25	be transferred between Items 42, 43, 44, and 295, as needed, to cover any deficits incurred for				
26	Involuntary Mental Commitments by the Supreme Court or the Department of Medical				
27	Assistance Services.				
28	D. The appropriation in this Item for Other Court Costs and Allowances shall be used to				
29	implement the provisions of § 8.01-384.1:1, Code of Virginia.				
30	E. Out of the amount appropriated from the general fund for Other Court Costs and				
31	Allowances (Criminal Fund) in this Item, there shall be transferred an amount not to exceed				
32	\$95,000 the first year and not to exceed \$95,000 the second year to the Criminal Injuries				
33	Compensation Fund, administered by the Virginia Workers' Compensation Commission, for the				
34	administration of the physical evidence recovery kit (PERK) program.				
35	Total for Combined District Courts .....			<b>\$21,878,843</b>	<b>\$21,878,843</b>
36	General Fund Positions.....	204.55	204.55		
37	Position Level .....	204.55	204.55		
38	Fund Sources: General.....	\$21,878,843	\$21,878,843		
39	<b>Magistrate System (103)</b>				
40	45. Pre-Trial, Trial, and Appellate Processes (32100).....			\$28,209,548	\$28,209,548
41	Pre-Trial Assistance (32102) .....	\$28,209,548	\$28,209,548		
42	Fund Sources: General.....	\$28,209,548	\$28,209,548		
43	Authority: Article VI, Section 8, Constitution of Virginia; Title 19.2, Chapter 3, Code of				
44	Virginia.				

ITEM 45.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Total for Magistrate System.....			\$28,209,548	\$28,209,548
2	General Fund Positions.....	446.20	446.20		
3	Position Level.....	446.20	446.20		
4	Fund Sources: General.....	\$28,209,548	\$28,209,548		
5	Grand Total for Supreme Court.....			\$361,960,831	\$361,960,831
6	General Fund Positions.....	2,634.71	2,634.71		
7	Nongeneral Fund Positions.....	6.00	6.00		
8	Position Level.....	2,640.71	2,640.71		
9	Fund Sources: General.....	\$351,485,225	\$351,485,225		
10	Special.....	\$179,375	\$179,375		
11	Trust and Agency.....	\$129,280	\$129,280		
12	Dedicated Special Revenue.....	\$9,000,000	\$9,000,000		
13	Federal Trust.....	\$1,166,951	\$1,166,951		
14	<b>§ 1-11. BOARD OF BAR EXAMINERS (233)</b>				
15	46. Regulation of Professions and Occupations (56000).....			\$1,446,477	\$1,445,622
16	Lawyer Regulation (56019).....	\$1,446,477	\$1,445,622		
17	Fund Sources: Special.....	\$1,446,477	\$1,445,622		
18	Authority: Title 54.1, Chapter 39, Articles 3 and 4 and §54.1-3934, Code of Virginia.				
19	The State Comptroller shall continue the Board of Bar Examiners Fund on the Commonwealth				
20	Accounting and Reporting System. Revenues collected from fees paid by applicants for				
21	admission to the bar shall be deposited into the Board of Bar Examiners Fund. The source of				
22	nongeneral funds included in this item is the Board of Bar Examiners Fund. Interest generated				
23	by the fund shall be retained by the fund.				
24	Total for Board of Bar Examiners.....			\$1,446,477	\$1,445,622
25	Nongeneral Fund Positions.....	8.00	8.00		
26	Position Level.....	8.00	8.00		
27	Fund Sources: Special.....	\$1,446,477	\$1,445,622		
28	<b>§ 1-12. JUDICIAL INQUIRY AND REVIEW COMMISSION (112)</b>				
29	47. Adjudication Training, Education, and Standards				
30	(32600).....			\$562,917	\$562,917
31	Judicial Standards (32602).....	\$562,917	\$562,917		
32	Fund Sources: General.....	\$562,917	\$562,917		
33	Authority: Article VI, Section 10, Constitution of Virginia; Title 17.1, Chapter 9, Code of				
34	Virginia.				
35	Total for Judicial Inquiry and Review Commission.....			\$562,917	\$562,917
36	General Fund Positions.....	3.00	3.00		
37	Position Level.....	3.00	3.00		
38	Fund Sources: General.....	\$562,917	\$562,917		
39	<b>§ 1-13. INDIGENT DEFENSE COMMISSION (848)</b>				
40	48. Legal Defense (32700).....			\$51,637,377	\$51,137,377
41	Criminal Indigent Defense Services (32701).....	\$45,517,639	\$45,017,639		



ITEM 48.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Capital Indigent Defense Services (32702) .....	\$3,329,440	\$3,329,440		
2	Legal Defense Regulatory Services (32703).....	\$186,254	\$186,254		
3	Administrative Services (32722) .....	\$2,604,044	\$2,604,044		
4	Fund Sources: General .....	\$51,607,377	\$51,107,377		
5	Special .....	\$30,000	\$30,000		
6	Authority: §§ 19.2-163.1 through 19.2-163.8, Code of Virginia, as amended by Chapter 884 of				
7	the Acts of Assembly 2004.				
8	A. Pursuant to § 19.2-163.01, Code of Virginia, the Executive Director of the Indigent Defense				
9	Commission shall serve at the pleasure of the commission.				
10	B. Out of the amounts in this Item, \$200,000 the first year and \$200,000 the second year from				
11	the general fund is provided to support two positions to enforce and monitor compliance with				
12	the new Standards of Practice for court-appointed counsel.				
13	C. Out of the amounts in this Item, \$9,000,000 the first year and \$8,500,000 the second year				
14	from the general fund is provided to establish public defender offices in Chesterfield, Henrico				
15	and Prince William counties.				
16	Total for Indigent Defense Commission.....			<b>\$51,637,377</b>	<b>\$51,137,377</b>
17	General Fund Positions.....	540.00	540.00		
18	Position Level .....	540.00	540.00		
19	Fund Sources: General .....	\$51,607,377	\$51,107,377		
20	Special .....	\$30,000	\$30,000		
21	<b>§ 1-14. VIRGINIA CRIMINAL SENTENCING COMMISSION (160)</b>				
22	49. Adjudicatory Research, Planning, and Coordination				
23	(32400) .....			\$1,039,254	\$1,039,254
24	Adjudicatory Research and Planning (32403) .....	\$1,039,254	\$1,039,254		
25	Fund Sources: General .....	\$969,254	\$969,254		
26	Special .....	\$70,000	\$70,000		
27	Authority: Title 17.1, Chapter 8, Code of Virginia.				
28	For any fiscal impact statement prepared by the Virginia Criminal Sentencing Commission				
29	pursuant to § 30-19.1:4, Code of Virginia, for which the commission does not have sufficient				
30	information to project the impact, the commission shall assign a minimum fiscal impact of				
31	\$50,000 to the bill and this amount shall be printed on the face of each such bill, but shall not				
32	be codified. The provisions of § 30-19.1:4, paragraph H. shall be applicable to any such bill.				
33	Total for Virginia Criminal Sentencing Commission.....			<b>\$1,039,254</b>	<b>\$1,039,254</b>
34	General Fund Positions.....	10.00	10.00		
35	Position Level .....	10.00	10.00		
36	Fund Sources: General .....	\$969,254	\$969,254		
37	Special .....	\$70,000	\$70,000		
38	<b>§ 1-15. VIRGINIA STATE BAR (117)</b>				
39	50. Legal Defense (32700).....			\$10,270,000	\$10,270,000
40	Criminal Indigent Defense Services (32701).....	\$470,000	\$470,000		
41	Indigent Defense, Civil (32704).....	\$9,800,000	\$9,800,000		
42	Fund Sources: General .....	\$2,420,000	\$2,420,000		
43	Special .....	\$7,850,000	\$7,850,000		
44	Authority: § 17.1-278, Code of Virginia.				

ITEM 50.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	A. The Virginia State Bar and the Legal Services Corporation of Virginia shall not use funds				
2	provided for in this act, and those available from financial institutions pursuant to § 54.1-3916,				
3	Code of Virginia, to file lawsuits on behalf of aliens present in the United States in violation of				
4	law.				
5	B. The amounts for Indigent Defense, Civil, include up to \$50,000 the first year and up to				
6	\$50,000 the second year from the general fund for the Community Tax Law Project, to provide				
7	indigent defense services in matters related to taxation disputes, and educational services				
8	involving the rights and responsibilities of taxpayers.				
9	C. The Virginia State Bar and the Legal Services Corporation of Virginia shall annually, on or				
10	about January 1, provide a report to the Chairmen of the House Appropriations and Senate				
11	Finance Committees regarding the status of legal services assistance programs in the				
12	Commonwealth. The report shall include, but not be limited to, efforts to maintain and improve				
13	the accuracy of caseload data, case opening and case closure information, and program activity				
14	levels as it relates to clients.				
15	51. Regulation of Professions and Occupations (56000) .....			\$12,387,630	\$12,387,630
16	Lawyer Regulation (56019).....	\$12,387,630	\$12,387,630		
17	Fund Sources: Dedicated Special Revenue .....	\$12,387,630	\$12,387,630		
18	Authority: Title 54.1, Chapter 39, Article 2 and §§ 54.1-3935 through 54.1-3938, Code of				
19	Virginia.				
20	A. It is the intention of the General Assembly that the Virginia State Bar strictly direct its				
21	activities toward the purposes of regulating the legal profession and improving the quality of				
22	legal services available to the people of the Commonwealth, and that, insofar as reasonably				
23	possible, the Virginia State Bar shall refrain from commercial or other undertakings not				
24	necessarily or reasonably related to the above stated purposes.				
25	B. Out of the amounts appropriated for this Item, \$1,000,000 the first year and \$1,000,000 the				
26	second year from revenues generated from the assessment of annual fees by the Supreme Court				
27	of Virginia upon members of the Virginia State Bar, pursuant to Chapter 847, 2007 Acts of				
28	Assembly, is provided for transfer to the Clients' Protection Fund of the Virginia State Bar.				
29	Total for Virginia State Bar .....			\$22,657,630	\$22,657,630
30	Nongeneral Fund Positions.....	89.00	89.00		
31	Position Level .....	89.00	89.00		
32	Fund Sources: General .....	\$2,420,000	\$2,420,000		
33	Special.....	\$7,850,000	\$7,850,000		
34	Dedicated Special Revenue .....	\$12,387,630	\$12,387,630		
35	<b>§ 1-16. JUDICIAL DEPARTMENT REVERSION CLEARING ACCOUNT (104)</b>				
36	52. Across the Board Reductions (71400) .....			(\$3,022,600)	(\$3,022,600)
37	Fund Sources: General .....	(\$3,022,600)	(\$3,022,600)		
38	Authority: Discretionary Inclusion.				
39	Total for Judicial Department Reversion Clearing				
40	Account.....			(\$3,022,600)	(\$3,022,600)
41	Fund Sources: General .....	(\$3,022,600)	(\$3,022,600)		
42	TOTAL FOR JUDICIAL DEPARTMENT .....			\$436,281,886	\$435,781,031
43	General Fund Positions.....	3,187.71	3,187.71		
44	Nongeneral Fund Positions.....	103.00	103.00		
45	Position Level .....	3,290.71	3,290.71		

ITEM 52.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General .....	\$404,022,173	\$403,522,173		
2	Special .....	\$9,575,852	\$9,574,997		
3	Trust and Agency .....	\$129,280	\$129,280		
4	Dedicated Special Revenue .....	\$21,387,630	\$21,387,630		
5	Federal Trust.....	\$1,166,951	\$1,166,951		

ITEM 53.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	<b>EXECUTIVE DEPARTMENT</b>			
2	<b>EXECUTIVE OFFICES</b>			
3	<b>§ 1-17. OFFICE OF THE GOVERNOR (121)</b>			
4	53. Administrative and Support Services (79900).....		\$3,561,659	\$3,561,659
5	General Management and Direction (79901).....	\$3,561,659	\$3,561,659	
6	Fund Sources: General.....	\$3,561,659	\$3,561,659	
7	Authority: Article V, Constitution of Virginia; Title 2.2, Chapter 1, Code of Virginia.			
8	Out of this appropriation shall be paid the salary of the Governor, \$175,000 the first year and			
9	\$175,000 the second year.			
10	54. Historic and Commemorative Attraction Management			
11	(50200).....		\$443,979	\$443,979
12	Executive Mansion Operations (50207).....	\$443,979	\$443,979	
13	Fund Sources: General.....	\$443,979	\$443,979	
14	Authority: Title 2.2, Chapter 1, Code of Virginia.			
15	55. Governmental Affairs Services (70100).....		\$460,728	\$460,728
16	Intergovernmental Relations (70101).....	\$460,728	\$460,728	
17	Fund Sources: General.....	\$320,195	\$320,195	
18	Commonwealth Transportation.....	\$140,533	\$140,533	
19	Authority: Title 2.2, Chapter 3, Code of Virginia.			
20	56. Disaster Planning and Operations (72200).....		a sum sufficient	
21	Disaster Operations (72202).....	a sum sufficient		
22	Disaster Assistance (72203).....	a sum sufficient		
23	Authority: Title 44, Chapter 3.2, Code of Virginia.			
24	A.1. The amount for Disaster Assistance is from all funds of the state treasury, not			
25	constitutionally restricted, and is to be effective only in the event of a declared state of			
26	emergency or authorization by the Governor of the sum sufficient, pursuant to § 44-146.28,			
27	Code of Virginia. Any appropriation authorized by this Item shall be transferred to state			
28	agencies for payment of eligible costs according to written directions of the Governor or by			
29	such other person or persons as may be designated by him for this purpose.			
30	2. Any amount authorized for expenditure pursuant to § 44-146.28, Code of Virginia, shall be			
31	paid to eligible jurisdictions in accordance with guidelines and procedures established by the			
32	Department of Emergency Management, pursuant to § 44-146.28, Code of Virginia.			
33	B. In the event of a Presidentially declared disaster, the state and local share of any federal			
34	assistance, hazard mitigation, or flood control programs in which the state participates will be			
35	determined in accordance with the procedures in the "Commonwealth of Virginia Emergency			
36	Operations Plan, Basic Plan," promulgated by the Department of Emergency Management. The			
37	state share of any such program shall be no less than 10 percent.			
38	Total for Office of the Governor .....		<b>\$4,466,366</b>	<b>\$4,466,366</b>
39	General Fund Positions.....	37.67	37.67	
40	Nongeneral Fund Positions.....	1.33	1.33	
41	Position Level .....	39.00	39.00	
42	Fund Sources: General.....	\$4,325,833	\$4,325,833	
43	Commonwealth Transportation.....	\$140,533	\$140,533	

ITEM 57.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	<b>§ 1-18. LIEUTENANT GOVERNOR (119)</b>			
2	57. Administrative and Support Services (79900).....		\$334,803	\$334,803
3	General Management and Direction (79901).....	\$334,803	\$334,803	
4	Fund Sources: General.....	\$334,803	\$334,803	
5	Authority: Article V, Sections 13, 14, and 16, Constitution of Virginia; and Title 24.2, Chapter			
6	2, Article 3, Code of Virginia.			
7	Out of this appropriation shall be paid:			
8	1. The salary of the Lieutenant Governor, \$36,321 the first year and \$36,321 the second year;			
9	2. Expenses of the Lieutenant Governor during sessions of the General Assembly on the same			
10	basis as for the members of the General Assembly;			
11	3. Salaries and benefits for compensation of up to three staff positions in the Office of the			
12	Lieutenant Governor.			
13	Total for Lieutenant Governor .....		<b>\$334,803</b>	<b>\$334,803</b>
14	General Fund Positions.....	4.00	4.00	
15	Position Level .....	4.00	4.00	
16	Fund Sources: General.....	\$334,803	\$334,803	
17	<b>§ 1-19. ATTORNEY GENERAL AND DEPARTMENT OF LAW (141)</b>			
18	58. Legal Advice (32000).....		\$26,510,916	\$26,574,916
19	State Agency/Local Legal Assistance and Advice			
20	(32002) .....	\$26,510,916	\$26,574,916	
21	Fund Sources: General.....	\$17,942,239	\$18,006,239	
22	Special.....	\$6,093,934	\$6,093,934	
23	Federal Trust.....	\$2,474,743	\$2,474,743	
24	Authority: Title 2.2, Chapter 5, Code of Virginia.			
25	A. Out of this appropriation shall be paid:			
26	1. The salary of the Attorney General, \$150,000 the first year and \$150,000 the second year.			
27	2. Expenses of the Attorney General not otherwise reimbursed, \$9,000 each year in equal			
28	monthly installments.			
29	3. Salary expenses necessary to provide legal services pursuant to Title 2.2, Chapter 5, Code of			
30	Virginia.			
31	B. Out of this appropriation, \$488,536 the first year and \$488,536 the second year from the			
32	general fund is designated for efforts to enforce the 1998 Tobacco Master Settlement			
33	Agreement and Article 5 (§ 3.1-336.1, et seq.), Chapter 18, Title 3.1, Code of Virginia. The			
34	Department of Law shall be responsible for enforcement of Article 5 (§ 3.1-336, et seq.)			
35	Chapter 18, Title 3.1, Code of Virginia and the 1998 Tobacco Master Settlement Agreement.			
36	The general fund shall be reimbursed on a proportional basis from the Tobacco Indemnification			
37	and Community Revitalization Fund and the Virginia Tobacco Settlement Fund for costs			
38	associated with the enforcement of the 1998 Tobacco Master Settlement Agreement pursuant to			
39	transfers directed by Item 468, paragraphs A.2 and B.2, and § 3-1.01, Paragraph O of this act.			
40	C. Upon notification by the Attorney General, agencies that administer programs which are			
41	funded wholly or partially from nongeneral fund appropriations shall transfer to the Department			
42	of Law the necessary funds to cover the costs of legal services. The Attorney General shall			
43	determine the amounts for transfer.			

ITEM 58.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	D. At the request of the Attorney General, the Director, Department of Planning and Budget,				
2	shall provide an amount not to exceed \$100,000 per year from the Miscellaneous Contingency				
3	Reserve Account to pay the compensation, fees, and expenses of counsel appointed by the				
4	Office of the Attorney General in actions brought pursuant to § 15.2-1643, Code of Virginia, to				
5	cause court facilities to be made secure, or put in good repair, or rendered otherwise safe.				
6	E. Pursuant to Chapter 577 of the Acts of Assembly of 2008, the Office of the Attorney				
7	General shall provide legal service in civil matters and consultation and legal advice in suits				
8	and other legal actions to soil and water conservation district directors and districts upon the				
9	request of those district directors or districts at no charge.				
10	59.	Medicaid Program Services (45600).....		\$6,142,837	\$6,142,837
11		Medicaid Fraud Investigation and Prosecution (45614)....	\$6,142,837	\$6,142,837	
12		Fund Sources: Special.....	\$1,625,198	\$1,625,198	
13		Federal Trust.....	\$4,517,639	\$4,517,639	
14		Authority: Title 32.1, Chapter 9, Code of Virginia.			
15	60.	Regulation of Business Practices (55200) .....		\$2,241,681	\$2,241,681
16		Regulatory and Consumer Advocacy (55201).....	\$2,241,681	\$2,241,681	
17		Fund Sources: General .....	\$1,341,681	\$1,341,681	
18		Special.....	\$900,000	\$900,000	
19		Authority: Title 2.2, Chapter 5, Code of Virginia.			
20	Included in this Item is \$900,000 the first year and \$900,000 the second year from special				
21	funds for the Regulatory, Consumer Advocacy, Litigation, and Enforcement Revolving Trust				
22	Fund as established in Item 48 of Chapter 966 of the Acts of Assembly 1994 and amended				
23	herein. The Department of Law is authorized to deposit to the fund any fees, civil penalties,				
24	costs, recoveries, or other moneys which from time to time may become available as a result of				
25	regulatory and consumer advocacy litigation, litigation in which the Office of the Attorney				
26	General participates, or civil enforcement efforts including, but not limited to, those brought				
27	pursuant to Article 5 (§ 3.1-336.1 et seq.) and Article 6 (§ 3.1-336.3 et seq.) of Chapter 18 of				
28	Title 3.1 of the Code of Virginia. The Department of Law is also authorized to deposit to the				
29	fund any attorneys' fees which from time to time may be obtained. Any deposit to, and interest				
30	earnings on, the fund shall be retained in the fund, provided, however, that any amounts				
31	contained in the fund that exceed \$900,000 on the final day of the fiscal year shall be				
32	deposited to the credit of the general fund. In addition to the uses of the fund permitted by				
33	Item 48 of Chapter 966 of the Acts of Assembly of 1994, the fund may be used to pay costs				
34	associated with enforcement efforts pursuant to Article 5 (§ 3.1-336.1 et seq.) and Article 6				
35	(§ 3.1-336.3 et seq.) of Chapter 18 of Title 3.1 of the Code of Virginia, costs associated with				
36	litigation initiated by the Office of the Attorney General, and costs associated with civil				
37	commitment procedures pursuant to Chapter 9 of Title 37.2 of the Code of Virginia.				
38	61.	Any judgment rendered pursuant to the Virginia Tort Claims Act shall be paid out of the state			
39		treasury under the direction of the Attorney General. Claims against agencies funded solely			
40		from the general fund shall be paid from the general fund. Claims against agencies funded by			
41		both general and nongeneral funds shall be paid from a combination of funds based upon the			
42		appropriations from such funds.			
43		Total for Attorney General and Department of Law .....		<b>\$34,895,434</b>	<b>\$34,959,434</b>
44		General Fund Positions.....	238.60	238.60	
45		Nongeneral Fund Positions.....	77.90	77.90	
46		Position Level .....	316.50	316.50	
47		Fund Sources: General .....	\$19,283,920	\$19,347,920	
48		Special.....	\$8,619,132	\$8,619,132	
49		Federal Trust.....	\$6,992,382	\$6,992,382	

ITEM 62.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>Division of Debt Collection (143)</b>			
<b>2</b>	62. Collection Services (74000) .....		\$1,899,884	\$1,899,884
<b>3</b>	State Collection Services (74001) .....	\$1,899,884	\$1,899,884	
<b>4</b>	Fund Sources: Special .....	\$1,899,884	\$1,899,884	
<b>5</b>	Authority: Title 2.2, Chapter 5, Code of Virginia.			
<b>6</b>	A. All agencies and institutions shall follow the procedures for collection of funds owed the			
<b>7</b>	Commonwealth as specified in §§ 2.2-518 and 2.2-4806 of the Code of Virginia, except as			
<b>8</b>	provided otherwise therein or in this act.			
<b>9</b>	B.1. The Division of Debt Collection is entitled to retain as fees up to 30 percent of any			
<b>10</b>	revenues generated by it pursuant to paragraph A. to pay operating costs supported by the			
<b>11</b>	appropriation in this item.			
<b>12</b>	2. Upon closing its books at the end of the fiscal year, after the execution of all transfers to			
<b>13</b>	state agencies having claims collected by the Division of Debt Collection, the Division may			
<b>14</b>	retain up to a \$400,000 balance in its operating accounts. Any amounts contained in the			
<b>15</b>	operating accounts that exceed \$400,000 on the final day of the fiscal year shall be deposited			
<b>16</b>	to the credit of the general fund no later than September 1 of the succeeding fiscal year.			
<b>17</b>	3. The Director, Department of Planning and Budget, may grant an exception to the provisions			
<b>18</b>	in paragraph B.2. if the Division of Debt Collection can show just cause.			
<b>19</b>	C. The Division of Debt Collection may contract with private collection agents for the			
<b>20</b>	collection of debts amounting to less than \$15,000.			
<b>21</b>	Total for Division of Debt Collection .....		<b>\$1,899,884</b>	<b>\$1,899,884</b>
<b>22</b>	Nongeneral Fund Positions .....	24.00	24.00	
<b>23</b>	Position Level .....	24.00	24.00	
<b>24</b>	Fund Sources: Special .....	\$1,899,884	\$1,899,884	
<b>25</b>	Grand Total for Attorney General and Department of			
<b>26</b>	Law .....		<b>\$36,795,318</b>	<b>\$36,859,318</b>
<b>27</b>	General Fund Positions .....	238.60	238.60	
<b>28</b>	Nongeneral Fund Positions .....	101.90	101.90	
<b>29</b>	Position Level .....	340.50	340.50	
<b>30</b>	Fund Sources: General .....	\$19,283,920	\$19,347,920	
<b>31</b>	Special .....	\$10,519,016	\$10,519,016	
<b>32</b>	Federal Trust .....	\$6,992,382	\$6,992,382	
<b>33</b>	<b>§ 1-20. SECRETARY OF THE COMMONWEALTH (166)</b>			
<b>34</b>	63. Central Records Retention Services (73800) .....		\$1,915,830	\$1,915,830
<b>35</b>	Appointments (73801) .....	\$1,359,994	\$1,359,994	
<b>36</b>	Authentications (73802) .....	\$66,219	\$66,219	
<b>37</b>	Judicial Support Services (73803) .....	\$286,095	\$286,095	
<b>38</b>	Lobbyist and Organization Registrations (73804) .....	\$74,622	\$74,622	
<b>39</b>	Notaries Commissioning (73805) .....	\$128,900	\$128,900	
<b>40</b>	Fund Sources: General .....	\$1,915,830	\$1,915,830	
<b>41</b>	Authority: §§ 2.2-400 through 2.2-435, 2.2-3106, 2.2-3114 through 2.2-3117, 8.01-328 through			
<b>42</b>	8.01-330, and Title 47.1, Code of Virginia.			
<b>43</b>	A. Notwithstanding the provisions of § 2.2-409, Code of Virginia, or any other law to the			
<b>44</b>	contrary, the Secretary of the Commonwealth shall charge a fee of \$35.00 for issuing a			

ITEM 63.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	commission to a notary for the Commonwealth at large, including seal tax.				
2	B. The fee charged by the Secretary of the Commonwealth under the provisions of §2.2-409,				
3	Code of Virginia, for a Service of Process shall be \$28.00.				
4	Total for Secretary of the Commonwealth .....			<b>\$1,915,830</b>	<b>\$1,915,830</b>
5	General Fund Positions.....	19.00	19.00		
6	Position Level .....	19.00	19.00		
7	Fund Sources: General .....	\$1,915,830	\$1,915,830		
8	<b>§ 1-21. OFFICE FOR SUBSTANCE ABUSE PREVENTION (853)</b>				
9	64. Health Research, Planning, and Coordination (40600).....			\$615,909	\$615,909
10	Substance Abuse Research, Planning and Coordination				
11	(40604) .....	\$615,909	\$615,909		
12	Fund Sources: Federal Trust.....	\$615,909	\$615,909		
13	Authority: § 2.2-118, Code of Virginia.				
14	Total for Office for Substance Abuse Prevention.....			<b>\$615,909</b>	<b>\$615,909</b>
15	Nongeneral Fund Positions.....	3.00	3.00		
16	Position Level .....	3.00	3.00		
17	Fund Sources: Federal Trust.....	\$615,909	\$615,909		
18	<b>§ 1-22. OFFICE OF COMMONWEALTH PREPAREDNESS (454)</b>				
19	65. Disaster Planning and Operations (72200) .....			\$1,041,376	\$1,041,376
20	Emergency Planning (72205) .....	\$1,041,376	\$1,041,376		
21	Fund Sources: General .....	\$473,958	\$473,958		
22	Federal Trust.....	\$567,418	\$567,418		
23	Authority: Title 2.2, Chapter 3.1, Code of Virginia.				
24	Total for Office of Commonwealth Preparedness.....			<b>\$1,041,376</b>	<b>\$1,041,376</b>
25	General Fund Positions.....	6.00	6.00		
26	Nongeneral Fund Positions.....	3.00	3.00		
27	Position Level .....	9.00	9.00		
28	Fund Sources: General .....	\$473,958	\$473,958		
29	Federal Trust.....	\$567,418	\$567,418		
30	<b>§ 1-23. INTERSTATE ORGANIZATION CONTRIBUTIONS (921)</b>				
31	66. Governmental Affairs Services (70100).....			\$211,349	\$211,349
32	Interstate Affairs (70103).....	\$211,349	\$211,349		
33	Fund Sources: General .....	\$211,349	\$211,349		
34	Authority: Discretionary Inclusion.				
35	Out of the amounts for Interstate Affairs the estimated annual assessments are:				
36	1. National Association of State Budget Officers, \$26,310 the first year and \$26,310 the second				
37	year;				



ITEM 66.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	2. National Governors' Association, \$153,100 the first year and \$153,100 the second year;				
2	3. Southern Governors' Association, \$20,439 the first year and \$20,439 the second year; and				
3	4. Federal Funds Information for States, \$11,500 the first year and \$11,500 the second year.				
4	Total for Interstate Organization Contributions.....			<b>\$211,349</b>	<b>\$211,349</b>
5	Fund Sources: General.....	\$211,349	\$211,349		
6	TOTAL FOR EXECUTIVE OFFICES.....			<b>\$45,380,951</b>	<b>\$45,444,951</b>
7	General Fund Positions.....	305.27	305.27		
8	Nongeneral Fund Positions.....	109.23	109.23		
9	Position Level .....	414.50	414.50		
10	Fund Sources: General.....	\$26,545,693	\$26,609,693		
11	Special.....	\$10,519,016	\$10,519,016		
12	Commonwealth Transportation .....	\$140,533	\$140,533		
13	Federal Trust.....	\$8,175,709	\$8,175,709		

ITEM 67.		Item Details(\$)		Appropriations(\$)		
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	<b>OFFICE OF ADMINISTRATION</b>					
2	<b>§ 1-24. SECRETARY OF ADMINISTRATION (180)</b>					
3	67.	Administrative and Support Services (79900).....			\$1,050,376	\$1,050,376
4		General Management and Direction (79901).....	\$436,337	\$436,337		
5		Accounting and Budgeting Services (79903).....	\$614,039	\$614,039		
6		Fund Sources: General.....	\$1,050,376	\$1,050,376		
7		Authority: Title 2.2, Chapter 2, Code of Virginia.				
8		Total for Secretary of Administration.....			<b>\$1,050,376</b>	<b>\$1,050,376</b>
9		General Fund Positions.....	11.00	11.00		
10		Position Level.....	11.00	11.00		
11		Fund Sources: General.....	\$1,050,376	\$1,050,376		
12	<b>§ 1-25. DEPARTMENT OF GENERAL SERVICES (194)</b>					
13	68.	Laboratory Services (72600).....			\$26,624,074	\$26,624,074
14		Statewide Laboratory Services (72604).....	\$26,624,074	\$26,624,074		
15		Fund Sources: General.....	\$10,520,863	\$10,520,863		
16		Enterprise.....	\$6,981,598	\$6,981,598		
17		Internal Service.....	a sum sufficient			
18		Federal Trust.....	\$9,121,613	\$9,121,613		
19		Authority: Title 2.2, Chapter 11, Article 2, Code of Virginia.				
20		A. The provisions of § 2.2-1104, Code of Virginia, notwithstanding, the Division of				
21		Consolidated Laboratory Services shall ensure that no individual is denied the benefits of				
22		laboratory tests mandated by the Department of Health for reason of inability to pay for such				
23		services.				
24		B.1. Statewide Laboratory Services include an internal service fund which shall be paid from				
25		revenues derived from charges to the Department of Environmental Quality and the Department				
26		of Agriculture and Consumer Services. The estimated internal service fund cost is \$2,100,000				
27		the first year and \$2,200,000 the second year.				
28		2. Statewide Laboratory Services include an internal service fund, which shall be paid by				
29		transfers from the Virginia Department of Transportation for motor fuel testing as stated in				
30		§ 3-1.02 of this act, and fees collected from governmental entities for sample testing. The				
31		estimated internal service fund cost is \$362,854 the first year and \$362,854 the second year.				
32		C. The provisions of § 2.2-1104 B, Code of Virginia, notwithstanding, the Division of				
33		Consolidated Laboratories may charge a fee for the limited and specific purpose of analyses of				
34		water samples where:				
35		1. testing is required by Department of Health regulations as mandated by the federal Safe				
36		Drinking Water Act, and				
37		2. funding to support such testing is not otherwise provided for in this act.				
38		D. This Item includes savings from the closure of the laboratory located in Abingdon. The				
39		Department of General Services is directed to sell the property. Laboratory operating costs and				
40		equipment relocation costs incurred by the Department of General Services after closure will be				
41		paid from the proceeds received from the sale of the property.				
42	69.	Real Estate Services (72700).....			\$368,707	\$368,707
43		Statewide Leasing and Disposal Services (72705).....	\$368,707	\$368,707		

ITEM 69.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: Special.....	\$368,707	\$368,707		
2	Internal Service.....		a sum sufficient		
3	Authority: Title 2.2, Chapter 11, Article 4, § 2.2-1156, Code of Virginia.				
4	A. This appropriation includes an internal service fund to support a program of Real Estate				
5	Services. This internal service fund may include rent payments or fees to be paid by state				
6	agencies and institutions for their occupancy of facilities and for the agency's management of				
7	real property transactions, including, but not necessarily limited to, leases of non-state owned				
8	office space throughout the Commonwealth for use by such agencies and institutions. Also				
9	included are funds to pay costs associated with the disposal of state-owned real property and				
10	interests therein. The costs paid for each sale shall be returned to the fund upon sale of the				
11	property in an amount calculated at 115 percent of such costs. The estimated cost for this				
12	service area is \$63,039,231 the first year and \$63,039,231 the second year. In implementing				
13	the program, the department may utilize brokerage services, portfolio management strategies,				
14	personnel policies, and compensation practices generally consistent with prevailing industry best				
15	practices.				
16	B. The Department of General Services shall issue guidelines to ensure that site selection for				
17	new state facilities is accomplished in a way that is consistent with the Principles of				
18	Sustainable Community Investment identified in Executive Order 69 (2008) and Executive				
19	Order 82 (2009).				
20	70. Procurement Services (73000).....			\$22,456,148	\$22,456,148
21	Statewide Procurement Services (73002).....	\$22,456,148	\$22,456,148		
22	Surplus Property Programs (73007).....		a sum sufficient		
23	Statewide Cooperative Procurement and Distribution				
24	Services (73008).....		a sum sufficient		
25	Fund Sources: General.....	\$2,193,151	\$2,193,151		
26	Special.....	\$1,960,625	\$1,960,625		
27	Enterprise.....	\$18,302,372	\$18,302,372		
28	Internal Service.....		a sum sufficient		
29	Authority: Title 2.2, Chapter 11, Articles 3 and 6, Code of Virginia.				
30	A. The amounts for Surplus Property Programs shall be paid solely from revenues derived from				
31	charges for services. The estimated cost for sales of federal surplus property is \$825,000 first				
32	year and \$825,000 the second year. The estimated cost for sales of state surplus property is				
33	\$1,865,000 the first year and \$1,865,000 the second year.				
34	B. The amount for Statewide Cooperative Procurement and Distribution Services shall be paid				
35	solely from revenues derived from charges for services. The estimated cost is \$31,800,000 the				
36	first year and \$32,000,000 the second year.				
37	D. The Commonwealth's electronic procurement system will be financed by fees assessed to				
38	state agencies and institutions of higher education and vendors.				
39	E. The Department of General Services shall allow nonprofit food banks operating in Virginia				
40	and granted tax-exempt status under § 501(c)(3) of the Internal Revenue Code to purchase				
41	directly from the Virginia Distribution Center.				
42	71. Physical Plant Management Services (74100).....			\$5,483,507	\$5,483,507
43	Parking Facilities Management (74105).....	\$3,328,104	\$3,328,104		
44	Statewide Building Management (74106).....	\$1,068,205	\$1,068,205		
45	Statewide Engineering and Architectural Services				
46	(74107).....	\$440,450	\$440,450		
47	Seat of Government Mail Services (74108).....	\$646,748	\$646,748		
48	Fund Sources: General.....	\$1,668,961	\$1,668,961		
49	Special.....	\$3,814,546	\$3,814,546		
50	Internal Service.....		a sum sufficient		
51	Authority: Title 2.2, Chapter 11, Articles 4 and 6; § 58.1-3403, Code of Virginia.				

ITEM 71.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	A.1. Statewide Building Management includes an internal service fund. The amounts for this			
2	service area shall be paid solely from revenues derived for services. The estimated cost is			
3	\$7,132,931 the first year and \$7,239,493 the second year.			
4	2. Also in Statewide Building Management is an internal service fund supported from revenues			
5	derived from rental charges assessed to occupants for seat-of-government buildings controlled,			
6	maintained and operated by the Department of General Services, excluding the building			
7	occupants that currently have maintenance service agreements with the department. The			
8	estimated cost for this service area is \$30,408,000 the first year and \$30,408,000 the second			
9	year for facilities at the seat of government, and a sum sufficient for maintenance and operation			
10	of such other state-owned facilities as the Governor or department may direct, as otherwise			
11	provided by law.			
12	3. Further, out of the estimated cost for this service area, amounts estimated at \$1,640,000 the			
13	first year and \$1,640,000 the second year shall be paid for Payment in Lieu of Taxes. In			
14	addition to the amounts for the sum sufficient, the following sums, estimated at the amounts			
15	shown for this purpose, are included in the appropriations for the agencies identified:			
16		<b>FY 2011</b>		<b>FY 2012</b>
17	Department of Alcoholic Beverage Control	\$1,650		\$1,650
18	Department of Forensics	\$200,475		\$200,475
19	Department of Game and Inland Fisheries	\$27,333		\$27,333
20	Department of Military Affairs	\$17,586		\$17,586
21	Department of Motor Vehicles	\$194,847		\$194,847
22	Department of State Police	\$670		\$670
23	Department of Taxation	\$24,478		\$24,478
24	Department of Transportation	\$215,000		\$215,000
25	Department for the Blind and Vision Impaired	\$3,313		\$3,313
26	State Corporation Commission	\$44,242		\$44,242
27	Virginia Employment Commission	\$54,373		\$54,373
28	Virginia Housing Development Authority	\$128,362		\$128,362
29	Virginia Museum of Fine Arts	\$158,513		\$158,513
30	Virginia Retirement System	\$35,050		\$35,050
31	Veterans Affairs	\$136,352		\$136,352
32	<b>TOTAL</b>	<b>\$1,242,244</b>		<b>\$1,242,244</b>
33				
34	B.1. Statewide Engineering and Architectural Services include an internal service fund to			
35	support the Bureau of Capital Outlay Management. This internal service fund shall consist of			
36	the fees imposed upon state agencies and institutions of higher education for the review of			
37	architectural, mechanical, and life safety plans of capital outlay projects. The estimated total			
38	amount to be collected by this fund is a sum sufficient estimated at \$3,350,000 in the first year			
39	and \$3,500,000 in the second year.			
40	2. In administering this internal service fund, the Bureau of Capital Outlay Management			
41	(BCOM) shall provide capital project cost review services to state agencies and institutions and			
42	produce capital project cost analysis work product for the Department of Planning and Budget.			
43	BCOM shall collect fees, consistent with those fees authorized in B.1, from state agencies and			
44	institutions for completed capital project cost review services or work product.			
45	C. Interest on the employee vehicle parking fund authorized by § 4-6.04 c of this act shall be			
46	added to the fund as earned.			
47	D. Included in this Item is \$261,004 the first year and \$261,004 the second year from the			
48	general fund to maintain and oversee the Facility Inventory Condition and Assessment system.			
49	The general fund dollars are to be supplemented by fees assessed to state agencies and			
50	institutions of higher education.			
51	E. The Department of General Services shall, in conjunction with affected agencies, develop,			
52	implement, and administer a consolidated mail function to process inbound and outbound mail			
53	for agencies located in the Richmond metropolitan area. The consolidated mail function shall			
54	include the establishment of a centralized mail receiving and outbound processing location or			
55	locations, and the enhancement of mail security capabilities within these location(s).			

ITEM 71.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	F. All new and renovated state-owned facilities, if the renovations are in excess of 50 percent				
2	of the structure's assessed value, that are over 5,000 gross square feet shall be designed and				
3	constructed consistent with energy performance standards at least as stringent as the U.S. Green				
4	Building Councils LEED rating system or the Green Globes rating system.				
5	G. Effective July 1, 2009, the total service charge for the property known as the General				
6	Assembly Building and the State Capitol Building shall not exceed \$70,000 per fiscal year.				
7	H. The Department of General Services is authorized to make any repair or tenant buildout				
8	projects at the Main Street Centre facility up to \$2,000,000 using rent plan funds. Nongeneral				
9	fund revenues and balances required for this purpose are hereby appropriated.				
10	72. Printing and Reproduction (82100).....			a sum	sufficient
11	Statewide Graphic Design Services (82101) .....	a sum	sufficient		
12	Fund Sources: Internal Service.....	a sum	sufficient		
13	Authority: Title 2.2, Chapter 11, Articles 3 and 6, Code of Virginia.				
14	The amounts in this Item shall be paid solely from revenues derived from charges for services.				
15	The estimated cost is \$145,600 the first year and \$145,600 the second year.				
16	73. Transportation Pool Services (82300).....			a sum	sufficient
17	Statewide Vehicle Management Services (82302) .....	a sum	sufficient		
18	Fund Sources: Internal Service.....	a sum	sufficient		
19	Authority: Title 2.2, Chapter 11, Article 7; § 2.2-120, Code of Virginia.				
20	A. Included in statewide vehicle management services is an internal service fund derived from				
21	charges to agencies for those services. The estimated cost for this internal service fund is				
22	\$16,500,000 the first year and \$18,750,000 the second year.				
23	B. In addition to providing services to state agencies and institutions, fleet management				
24	services may also be provided to local public bodies on a fee for service basis in accordance				
25	with established Department of General Services Fleet Management policies and procedures.				
26	C. The Department of General Services shall advance the consolidation of bulk and				
27	commercial fuel purchases into a single procurement action as recommended in the Vehicle				
28	Fleet Operational Review conducted in 2007. The intent of this consolidation will be to				
29	leverage the Commonwealth's state and local public entities, gasoline and diesel fuel purchase				
30	volume into a single procurement action to achieve the most favored pricing from private				
31	sector fuel providers.				
32	74. Administrative and Support Services (79900).....			\$4,134,078	\$4,134,078
33	General Management and Direction (79901).....	\$1,988,493	\$1,988,493		
34	Information Technology Services (79902).....	\$2,145,585	\$2,145,585		
35	Fund Sources: General.....	\$4,101,078	\$4,101,078		
36	Special.....	\$33,000	\$33,000		
37	Authority: Title 2.2, Chapter 11 and Chapter 24, Articles 1, 3, and 13, Code of Virginia.				
38	Total for Department of General Services.....			<b>\$59,066,514</b>	<b>\$59,066,514</b>
39	General Fund Positions.....	242.00	242.00		
40	Nongeneral Fund Positions.....	414.50	414.50		
41	Position Level .....	656.50	656.50		
42	Fund Sources: General.....	\$18,484,053	\$18,484,053		
43	Special.....	\$6,176,878	\$6,176,878		
44	Enterprise .....	\$25,283,970	\$25,283,970		
45	Federal Trust.....	\$9,121,613	\$9,121,613		

ITEM 75.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012

1                                    **§ 1-26. DEPARTMENT OF HUMAN RESOURCE MANAGEMENT (129)**

2	75.	Personnel Management Services (70400).....			\$12,091,446	\$11,995,446
3		Agency Human Resource Services (70401).....	\$3,122,431	\$3,122,431		
4		Equal Employment Services (70403).....	\$927,948	\$927,948		
5		Health Benefits Services (70406).....	\$3,345,658	\$3,345,658		
6		Employee Grievance, Mediation, Training, and				
7		Consultation Services (70416).....	\$992,908	\$896,908		
8		State Employee Services (70417).....	\$1,860,944	\$1,860,944		
9		State Employee Workers' Compensation Services				
10		(70418).....	\$1,353,822	\$1,353,822		
11		Administrative and Support Services (70419).....	\$487,735	\$487,735		
12		Fund Sources: General.....	\$4,624,754	\$4,528,754		
13		Special.....	\$6,112,870	\$6,112,870		
14		Trust and Agency.....	\$1,353,822	\$1,353,822		

15                    Authority: Title 2.2, Chapters 12, 28, and 29, Code of Virginia.

16                    A. Administration of any health benefit plan or plans provided for state employees pursuant to  
 17                    § 2.2-2818, Code of Virginia, shall be subject to the review of the Virginia Council on Human  
 18                    Resources, which is provided for in § 2.2-2675, Code of Virginia. Additionally, the department  
 19                    shall report any proposed changes in premiums, benefits, carriers, or provider networks to the  
 20                    Governor and the Chairmen of the House Appropriations and Senate Finance Committees at  
 21                    least sixty days prior to implementation.

22                    B.1. The Department of Human Resource Management shall operate a human resource service  
 23                    center to support the human resource needs of those agencies identified by the Secretary of  
 24                    Administration in consultation with the Department of Planning and Budget. The agencies so  
 25                    identified shall cooperate with the Department of Human Resource Management by transferring  
 26                    such records and functions as may be required.

27                    2. The Department of Human Resource Management shall recover the cost of the human  
 28                    resource service center's services in a manner determined by the Director, Department of  
 29                    Planning and Budget and the State Comptroller.

30                    3. Nothing in this paragraph shall prohibit additional agencies from using the services of the  
 31                    center; however, these additional agencies' use of the human resource service center shall be  
 32                    subject to approval by the affected cabinet secretary and the Secretary of Administration.

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

35                    D.1. To ensure fair and equitable performance reviews, the Department of Human Resource  
 36                    Management, within available resources, is directed to provide performance management  
 37                    training to agencies and institutions of higher education with classified employees.

38                    2. Agency heads in the Executive Department are directed to require appropriate performance  
 39                    management training for all agency supervisors and managers.

40                    E. The Department of Human Resource Management shall take into account the claims  
 41                    experience of each agency and institution when setting premiums for the workers'  
 42                    compensation program.

43                    F. The Department of Human Resource Management shall report to the Governor and  
 44                    Chairmen of the House Appropriations and Senate Finance Committees by September 1, 2011,  
 45                    of its recommended workers' compensation premiums for state agencies for the following  
 46                    biennium. This report shall also include the basis for the department's recommendations, the  
 47                    number and amount of workers' compensation settlements concluded in the previous fiscal  
 48                    year, and the impact of those settlements on the workers' compensation program's reserves.

49                    G. The Department of Human Resource Management shall report to the Governor and  
 50                    Chairmen of the House Appropriations and Senate Finance Committees by October 15, of each

ITEM 75.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	year, the renewal cost of the state employee health insurance program premiums that will go				
2	into effect on July 1, 2011 and July 1, 2012. This report shall include the impact of the				
3	renewal cost on employee and employer premiums and a valuation of liabilities as required by				
4	Other Post Employment Benefits reporting standards.				
5	H. Notwithstanding any contrary provisions of law, the responsibilities of the Department of				
6	Employment Dispute Resolution shall be administered by the Department of Human Resource				
7	Management effective July 1, 2010.				
8	Total for Department of Human Resource Management..			\$12,091,446	\$11,995,446
9	General Fund Positions.....	58.00	58.00		
10	Nongeneral Fund Positions.....	46.00	46.00		
11	Position Level .....	104.00	104.00		
12	Fund Sources: General.....	\$4,624,754	\$4,528,754		
13	Special.....	\$6,112,870	\$6,112,870		
14	Trust and Agency.....	\$1,353,822	\$1,353,822		
15	<b>Administration of Health Insurance (149)</b>				
16	76. Personnel Management Services (70400).....			\$225,550,000	\$225,550,000
17	Health Benefits Services (70406).....	a sum sufficient			
18	Local Health Benefit Services (70407).....	\$225,000,000	\$225,000,000		
19	Administrative and Support Services (70419).....	\$550,000	\$550,000		
20	Fund Sources: Enterprise .....	\$225,000,000	\$225,000,000		
21	Internal Service.....	a sum sufficient			
22	Trust and Agency.....	\$550,000	\$550,000		
23	Authority: § 2.2-2818, Code of Virginia.				
24	A. The amounts for Health Benefits Services are from all funds appropriated to state agencies				
25	for this purpose. It is an internal service fund for appropriation purposes. Revenues will be paid				
26	from state agencies to the Department of Human Resource Management.				
27	B. The amounts for Local Health Benefits Services include estimated revenues received from				
28	localities for the local choice health benefits program.				
29	C.1. In the event that the total of all eligible claims exceeds the balance in the state employee				
30	medical reimbursement account, there is hereby appropriated a sum sufficient from the general				
31	fund of the state treasury to enable the payment of such eligible claims.				
32	2. The term "employee medical reimbursement account" means the account administered by the				
33	Department of Human Resource Management pursuant to § 125 of the Internal Revenue Code				
34	in connection with the health insurance program for state employees (§ 2.2-2818, Code of				
35	Virginia).				
36	D. No amounts shall be obligated or expended from the reserved component of the Employee				
37	Health Insurance Fund unless prior approval is obtained from the Secretary of Finance and the				
38	Secretary of Administration. The Department of Planning and Budget shall notify the Chairmen				
39	of the House Appropriations and Senate Finance Committees of any disbursements made from				
40	or commitments against the reserved component.				
41	Total for Administration of Health Insurance .....			\$225,550,000	\$225,550,000
42	Fund Sources: Enterprise .....	\$225,000,000	\$225,000,000		
43	Trust and Agency.....	\$550,000	\$550,000		
44	Grand Total for Department of Human Resource			\$237,641,446	\$237,545,446
45	Management .....				

ITEM 76.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	General Fund Positions.....	58.00	58.00		
2	Nongeneral Fund Positions.....	46.00	46.00		
3	Position Level.....	104.00	104.00		
4	Fund Sources: General.....	\$4,624,754	\$4,528,754		
5	Special.....	\$6,112,870	\$6,112,870		
6	Enterprise.....	\$225,000,000	\$225,000,000		
7	Trust and Agency.....	\$1,903,822	\$1,903,822		
8	<b>§ 1-27. HUMAN RIGHTS COUNCIL (170)</b>				
9	77. Personnel Management Services (70400).....			\$402,703	\$402,703
10	Compliance and Enforcement (70414).....	\$402,703	\$402,703		
11	Fund Sources: General.....	\$376,503	\$376,503		
12	Federal Trust.....	\$26,200	\$26,200		
13	Authority: Title 2.2, Chapter 26, Article 12, and Chapter 39; Title 15.2, Chapter 16,				
14	§ 15.2-1604, Code of Virginia.				
15	Total for Human Rights Council.....			<b>\$402,703</b>	<b>\$402,703</b>
16	General Fund Positions.....	4.00	4.00		
17	Position Level.....	4.00	4.00		
18	Fund Sources: General.....	\$376,503	\$376,503		
19	Federal Trust.....	\$26,200	\$26,200		
20	<b>§ 1-28. DEPARTMENT OF MINORITY BUSINESS ENTERPRISE (232)</b>				
21	78. Economic Development Services (53400).....			\$2,116,421	\$2,052,481
22	Minority Business Enterprise Procurement Reporting				
23	and Coordination (53406).....	\$508,869	\$508,869		
24	Minority Business Enterprise Outreach (53407).....	\$1,013,369	\$1,013,369		
25	Minority Business Enterprise Certification (53414).....	\$531,402	\$467,462		
26	Capital Access Fund for Disadvantaged Businesses				
27	(53417).....	\$62,781	\$62,781		
28	Fund Sources: General.....	\$609,553	\$545,613		
29	Commonwealth Transportation.....	\$1,506,868	\$1,506,868		
30	Authority: Title 2.2, Chapter 14; Title 56, Chapter 57, Article 3, Code of Virginia.				
31	The Department of Minority Business Enterprise, in conjunction with the Department of				
32	General Services, the Virginia Employment Commission, and the Virginia Department of				
33	Transportation, is authorized to conduct analyses of the availability of minority business				
34	enterprises in Virginia and the utilization of such businesses by the Commonwealth of Virginia,				
35	localities, or private industry in the acquisition of goods and services. The department also is				
36	authorized to receive and accept from the United States government, or any agency thereof, and				
37	from any other source, private or public, any and all gifts, grants, allotments, bequests or				
38	devises of any nature that would assist the department in conducting such analyses or otherwise				
39	strengthen its services to minority business enterprises. The Director, Department of Planning				
40	and Budget, is authorized to establish a nongeneral fund appropriation for the purposes of				
41	expending revenues that may be received for this effort.				
42	Total for Department of Minority Business Enterprise.....			<b>\$2,116,421</b>	<b>\$2,052,481</b>
43	General Fund Positions.....	9.50	9.50		
44	Nongeneral Fund Positions.....	18.50	18.50		
45	Position Level.....	28.00	28.00		
46	Fund Sources: General.....	\$609,553	\$545,613		
47	Commonwealth Transportation.....	\$1,506,868	\$1,506,868		



ITEM 79.		Item Details(\$)		Appropriations(\$)		
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	<b>§ 1-29. STATE BOARD OF ELECTIONS (132)</b>					
2	79.	Electoral Services (72300).....			\$7,558,527	\$6,933,527
3		Electoral Uniformity, Legality, and Quality Assurance				
4		Services (72302).....	\$2,262,248	\$2,262,248		
5		Statewide Voter Registration System Services (72304)....	\$2,295,001	\$2,245,001		
6		Campaign Finance Disclosure Administration Services				
7		(72309) .....	\$241,903	\$241,903		
8		Election Administration Services (72310) .....	\$1,357,574	\$782,574		
9		Voter Services (72311).....	\$660,336	\$660,336		
10		Administrative Services (72312) .....	\$741,465	\$741,465		
11		Fund Sources: General .....	\$2,842,277	\$2,842,277		
12		Special.....	\$116,250	\$116,250		
13		Trust and Agency .....	\$4,600,000	\$3,975,000		
14		Authority: Title 24.2, Chapter 1, Code of Virginia.				
15		A. It is the intention of the General Assembly that all local precincts, other than central				
16		absentee precincts established under § 24.2-712, Code of Virginia will use electronic pollbooks				
17		for elections held beginning in November, 2010.				
18		B. Any locality using paper pollbooks for elections held beginning in November, 2010, shall				
19		be responsible for entering voting credit as provided in § 24.2-668. Additionally, any locality				
20		using paper pollbooks for elections held after November, 2010 may be required to reimburse				
21		the State Board of Elections for state costs associated with providing paper pollbooks.				
22		C. Municipalities will pay all expenses associated with May elections after June 30, 2009,				
23		including those costs incurred by the State Board of Elections.				
24		D. The State Board of Elections shall by regulation provide for an administrative fee up to \$25				
25		for each non-electronic report filed with the Board under § 24.2-947.5. The regulation shall				
26		provide for waiver of the fee based upon indigence.				
27		E. All unpaid charges and civil penalties assessed under Title 24.2 shall be subject to interest,				
28		the administrative collection fee and late penalties authorized in the Virginia Debt Collection				
29		Act, Chapter 48 of Title 2.2, § 2.2-4800 et seq.				
30	80.	Financial Assistance for Electoral Services (78000).....			\$6,575,017	\$6,575,017
31		Financial Assistance for General Registrar				
32		Compensation (78001).....	\$5,395,321	\$5,395,321		
33		Financial Assistance for Local Electoral Board				
34		Compensation and Expenses (78002) .....	\$1,179,696	\$1,179,696		
35		Fund Sources: General .....	\$6,575,017	\$6,575,017		
36		Authority: Title 24.2, Chapter 1, Code of Virginia.				
37		A.1.a. In determining the salary and normal days of service per week for each general registrar,				
38		the State Board of Elections shall use the most recent provisional population estimate from the				
39		Weldon Cooper Center for Public Service of the University of Virginia. The State Board of				
40		Elections shall adjust such population estimate, where applicable, for any annexation or				
41		consolidation order by a court when such order becomes effective. There shall be no reduction				
42		in salary or normal days of service per week by reason of a decline in population during the				
43		terms in which the incumbent general registrar remains in office.				
44		b. The annual salaries of general registrars authorized to work five normal days of service per				
45		week in accordance with the provisions of § 24.2-111, Code of Virginia shall be as hereinafter				
46		prescribed.				
47						

ITEM 80.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012

	July 1, 2010 to June 30, 2011	July 1, 2011 to November 30, 2011	December 1, 2011 to June 30, 2012
<b>Population</b>			
0-25,000	\$43,363	\$43,363	\$43,363
25,001-50,000	\$47,647	\$47,647	\$47,647
50,001-100,000	\$52,220	\$52,220	\$52,220
100,001-150,000	\$58,359	\$58,359	\$58,359
150,001-200,000	\$63,914	\$63,914	\$63,914
200,001 and above	\$84,476	\$84,476	\$84,476

c. The annual salaries of general registrars authorized to work three normal days of service per week shall be fixed at 60 percent of the salary prescribed above for the population range in which the locality falls.

d. Any locality required to supplement the salary of a general registrar on June 30, 1981, shall continue that supplement at the identical annual amount as paid in FY 1982. This supplement shall continue as long as the incumbent general registrar on July 1, 1982, continues in office. Further, any locality may supplement the annual salary of the general registrar. There shall be no reimbursement out of the state treasury for such supplements.

e. Normal days of service per week for each general registrar shall be fixed on July 1 each year by the State Board of Elections as hereinafter prescribed.

Population	Days of Service per Week
0 - 9,999	3
10,000 and above	5

No general registrar's normal days of service per week shall be less than that which was previously authorized as of June 1, 1981.

f. All general registrars whose normal days of service are less than five days per week shall be required to be open five days a week during August, September, October, November, and December of each year. Such registrars shall be compensated accordingly.

2. General registrars in the Counties of Arlington, Fairfax, Loudoun, and Prince William and the Cities of Alexandria, Fairfax, Falls Church, Manassas, and Manassas Park shall receive a cost of competition supplement equal to 15 percent of the salaries authorized in paragraph A1a. The cost of this supplement shall be paid out of the general fund of the state treasury.

B.1.a. The State Board of Elections shall set the annual compensation for secretaries and members of local electoral boards on July 1 of each year. In determining such compensation, the State Board of Elections shall use the most recent population estimate from the United States Bureau of the Census. However, should more recent population estimates from the Weldon Cooper Center for Public Service of the University of Virginia indicate that the population of any county or city has, since the last United States census, increased so as to entitle such county or city to be placed in a higher compensation bracket, such county or city shall be considered as being within the higher bracket for the purpose of fixing the annual compensation.

b. The annual compensation of the secretary of each local electoral board shall be as hereinafter prescribed, except that the secretary of an electoral board in any county with election responsibilities for more than seven towns shall receive, in addition to the annual compensation listed below, \$50 per year for each town over seven.

ITEM 80.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1		July 1, 2010	July 1, 2011	December 1, 2011	
2		to	to	to	
3		June 30, 2011	November 30, 2011	June 30, 2012	
4					
5	Population Size	Counties with Election Responsibilities For			
6	of Locality				
7		<b>No Towns</b>			
8	0-10,000	\$2,007	\$2,007	\$2,007	
9	10,001-25,000	\$3,007	\$3,007	\$3,007	
10	25,001-50,000	\$4,009	\$4,009	\$4,009	
11	50,001-100,000	\$5,012	\$5,012	\$5,012	
12	100,001-150,000	\$6,012	\$6,012	\$6,012	
13	150,001-200,000	\$7,030	\$7,030	\$7,030	
14	200,001-350,000	\$8,023	\$8,023	\$8,023	
15	Above 350,000	\$9,020	\$9,020	\$9,020	
16					
17		<b>1 Town</b>			
18	0-10,000	\$2,506	\$2,506	\$2,506	
19	10,001-25,000	\$3,508	\$3,508	\$3,508	
20	25,001-50,000	\$4,515	\$4,515	\$4,515	
21	50,001-100,000	\$5,513	\$5,513	\$5,513	
22	100,001-150,000	\$6,521	\$6,521	\$6,521	
23	150,001-200,000	\$7,517	\$7,517	\$7,517	
24	200,001-350,000	\$8,517	\$8,517	\$8,517	
25	Above 350,000	\$9,522	\$9,522	\$9,522	
26					
27		<b>2 or More Towns</b>			
28	0-10,000	\$2,757	\$2,757	\$2,757	
29	10,001-25,000	\$3,756	\$3,756	\$3,756	
30	25,001-50,000	\$4,757	\$4,757	\$4,757	
31	50,001-100,000	\$5,766	\$5,766	\$5,766	
32	100,001-150,000	\$6,764	\$6,764	\$6,764	
33	150,001-200,000	\$7,767	\$7,767	\$7,767	
34	200,001-350,000	\$8,767	\$8,767	\$8,767	
35	Above 350,000	\$9,772	\$9,772	\$9,772	
36					
37		<b>Cities</b>			
38	0-10,000	\$2,757	\$2,757	\$2,757	
39	10,001-25,000	\$3,756	\$3,756	\$3,756	
40	25,001-50,000	\$4,757	\$4,757	\$4,757	
41	50,001-100,000	\$5,766	\$5,766	\$5,766	
42	100,001-150,000	\$6,764	\$6,764	\$6,764	
43	150,001-200,000	\$7,767	\$7,767	\$7,767	
44	200,001-350,000	\$8,767	\$8,767	\$8,767	
45	Above 350,000	\$9,772	\$9,772	\$9,772	
46					
47	c.	The annual compensation of other members of local electoral boards shall be fixed at			
48		one-half the annual compensation provided to the secretary of the board.			
49	d.	The governing body of any county or city may pay to a full-time secretary of an electoral			
50		board such supplemental compensation as it deems appropriate. There shall be no			
51		reimbursement out of the state treasury for such supplements.			

ITEM 80.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	2. Nothing herein contained shall prevent the governing body of any county or city from			
2	paying the secretary of its electoral board such additional allowance for expenses as it deems			
3	appropriate but there shall be no reimbursement out of the state treasury for such expenses.			
4	3. Notwithstanding § 24.2-108, Code of Virginia, counties and cities shall not be reimbursed			
5	for mileage paid to members of electoral boards.			
6	C. Included in the appropriation for this Item is \$30,900 the first year and \$30,900 the second			
7	year from the general fund to provide temporary full-time status for part-time general registrars.			
8	Such temporary full-time status may be granted by the Board of Elections, upon request of the			
9	Local Electoral Board, in recognition of temporary or permanent increases in workload. In			
10	making its determination, the Board of Elections shall consider elections, if any, required to be			
11	conducted by the locality during January through July, and evidence submitted by the Local			
12	Electoral Board to document increases in workload. Such evidence shall include specific data			
13	with comparisons, by transaction type and by month experienced, of past and present			
14	workloads. Temporary full-time status, if granted, may include all or part of the time normally			
15	worked on a part-time basis.			
16	Total for State Board of Elections .....		<b>\$14,133,544</b>	<b>\$13,508,544</b>
17	General Fund Positions.....	30.00	30.00	
18	Nongeneral Fund Positions.....	7.00	7.00	
19	Position Level .....	37.00	37.00	
20	Fund Sources: General.....	\$9,417,294	\$9,417,294	
21	Special.....	\$116,250	\$116,250	
22	Trust and Agency .....	\$4,600,000	\$3,975,000	
23	TOTAL FOR OFFICE OF ADMINISTRATION .....		<b>\$314,411,004</b>	<b>\$313,626,064</b>
24	General Fund Positions.....	354.50	354.50	
25	Nongeneral Fund Positions.....	486.00	486.00	
26	Position Level .....	840.50	840.50	
27	Fund Sources: General .....	\$34,562,533	\$34,402,593	
28	Special.....	\$12,405,998	\$12,405,998	
29	Commonwealth Transportation .....	\$1,506,868	\$1,506,868	
30	Enterprise .....	\$250,283,970	\$250,283,970	
31	Trust and Agency .....	\$6,503,822	\$5,878,822	
32	Federal Trust.....	\$9,147,813	\$9,147,813	

ITEM 81.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>OFFICE OF AGRICULTURE AND FORESTRY</b>			
<b>2</b>	<b>§ 1-30. SECRETARY OF AGRICULTURE AND FORESTRY (193)</b>			
<b>3</b>	81. Administrative and Support Services (79900).....		\$340,384	\$340,384
<b>4</b>	General Management and Direction (79901).....	\$340,384	\$340,384	
<b>5</b>	Fund Sources: General.....	\$340,384	\$340,384	
<b>6</b>	Authority: Title 2.2, Chapter 2, Article 2.1; § 2.2-203.3, Code of Virginia.			
<b>7</b>	Total for Secretary of Agriculture and Forestry.....		<b>\$340,384</b>	<b>\$340,384</b>
<b>8</b>	General Fund Positions.....	3.00	3.00	
<b>9</b>	Position Level .....	3.00	3.00	
<b>10</b>	Fund Sources: General.....	\$340,384	\$340,384	
<b>11</b>	<b>§ 1-31. DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES (301)</b>			
<b>12</b>	82. Nutritional Services (45700).....		\$2,003,462	\$2,003,462
<b>13</b>	Distribution of USDA Donated Food (45708).....	\$2,003,462	\$2,003,462	
<b>14</b>	Fund Sources: General.....	\$253,018	\$253,018	
<b>15</b>	Federal Trust.....	\$1,750,444	\$1,750,444	
<b>16</b>	Authority: Title 3.2, Chapter 47, Code of Virginia.			
<b>17</b>	83. Animal and Poultry Disease Control (53100).....		\$6,744,156	\$6,742,906
<b>18</b>	Animal Disease Prevention and Control (53101).....	\$3,033,096	\$3,031,846	
<b>19</b>	Diagnostic Services (53102).....	\$3,528,469	\$3,528,469	
<b>20</b>	Animal Welfare (53104).....	\$182,591	\$182,591	
<b>21</b>	Fund Sources: General.....	\$4,022,514	\$4,021,264	
<b>22</b>	Special.....	\$1,658,410	\$1,658,410	
<b>23</b>	Federal Trust.....	\$1,063,232	\$1,063,232	
<b>24</b>	Authority: Title 3.2, Chapters 60 and 65, Code of Virginia.			
<b>25</b>	84. Agricultural Industry Marketing, Development,		\$15,461,990	\$15,461,990
<b>26</b>	Promotion, and Improvement (53200).....			
<b>27</b>	Grading and Certification of Virginia Products (53201) ..	\$5,693,434	\$5,693,434	
<b>28</b>	Milk Marketing Regulation (53204) .....	\$755,801	\$755,801	
<b>29</b>	Marketing Research (53205) .....	\$260,450	\$260,450	
<b>30</b>	Market Virginia Agricultural and Forestry Products			
<b>31</b>	Nationally and Internationally (53206).....	\$3,440,768	\$3,440,768	
<b>32</b>	Agricultural Commodity Boards (53208) .....	\$4,363,582	\$4,363,582	
<b>33</b>	Agribusiness Development Services and Farmland			
<b>34</b>	Preservation (53209).....	\$947,955	\$947,955	
<b>35</b>	Fund Sources: General.....	\$5,042,631	\$5,042,631	
<b>36</b>	Special.....	\$108,125	\$108,125	
<b>37</b>	Trust and Agency.....	\$5,615,480	\$5,615,480	
<b>38</b>	Dedicated Special Revenue.....	\$4,375,754	\$4,375,754	
<b>39</b>	Federal Trust.....	\$320,000	\$320,000	
<b>40</b>	Authority: Title 3.2, Chapters , 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26,			
<b>41</b>	27, 28, 30, Title 28.2, Chapter 2; and Title 61.1, Chapter 4, Code of Virginia.			
<b>42</b>	A. Agricultural Commodity Boards shall be paid from the special fund taxes levied in the			
<b>43</b>	following estimated amounts:			
<b>44</b>	1. To the Bright Flue-Cured Tobacco Board, \$135,000 the first year and \$135,000 the second			

ITEM 84.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	year.			
2	2. To the Corn Board, \$390,000 the first year and \$390,000 the second year.			
3	3. To the Dark-Fired Tobacco Board, \$8,000 the first year and \$8,000 the second year.			
4	4. To the Egg Board, \$210,000 the first year and \$210,000 the second year.			
5	5. To the Pork Industry Board, \$255,260 and 1.0 position the first year and \$255,260 and 1.0			
6	position the second year.			
7	6. To the Soybean Board, \$480,000 the first year and \$480,000 the second year.			
8	7. To the Peanut Board, \$220,000 the first year and \$220,000 the second year.			
9	8. To the Cattle Industry Board, \$425,000 the first year and \$425,000 the second year.			
10	9. To the Virginia Small Grains Board, \$200,000 the first year and \$200,000 the second year.			
11	10. To the Virginia Horse Industry Board, \$320,000 the first year and \$320,000 the second			
12	year.			
13	11. To the Virginia Sheep Industry Board, \$35,000 the first year and \$35,000 the second year.			
14	12. To the Virginia Irish Potato Board, \$25,000 the first year and \$25,000 the second year.			
15	13. To the Virginia Cotton Board, \$180,000 the first year and \$180,000 the second year.			
16	14. To the State Apple Board, \$257,650 the first year and \$257,650 the second year.			
17	B. Out of the amounts for this Item shall be paid from certain special fund license taxes,			
18	license fees, and permit fees levied or imposed under Title 28.2, Chapters 2, 3, 4, 5, 6 and 7,			
19	Code of Virginia, to the Virginia Marine Products Board, \$419,043 and 3.0 positions the first			
20	year and \$419,043 and 3.0 positions the second year.			
21	C. Each Commodity Board is authorized to expend funds in accordance with its authority as			
22	stated in the Code. Such expenditures will be limited to available revenue levels.			
23	D. Out of this appropriation shall be set aside an amount not to exceed \$580,679 the first year			
24	and \$580,679 the second year from the general fund for the Virginia Wine Board.			
25	E. Each Commodity Board specified in this Item shall provide an annual notification to its			
26	excise tax paying producers which summarizes the purpose of the Board and the excise tax,			
27	current tax rate, amount of excise taxes collected in the previous tax year, the previous fiscal			
28	year expenditures and the Board's past year activities. The manner of notification shall be			
29	determined by each Board.			
30	F. Out of the amounts for this Item, the Commissioner is authorized to expend from the			
31	general fund amounts not to exceed \$25,000 the first year and \$25,000 the second year for			
32	entertainment expenses commonly borne by businesses. Further, such expenses shall be			
33	recorded separately by the agency.			
34	85.	Plant Pest and Disease Control (53500) .....		\$4,588,412
35		Plant Pest and Disease Prevention and Control Services		
36		(53504) .....	\$4,588,412	\$4,588,412
37		Fund Sources: General .....	\$1,518,782	\$1,518,782
38		Special .....	\$1,293,149	\$1,293,149
39		Federal Trust .....	\$1,776,481	\$1,776,481
40	Authority: Title 3.2, Chapters 7, 8, 9, 10, 28, and 44; Title 15.2, Chapter 18, Code of Virginia.			

ITEM 85.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	86.			\$373,467	\$373,467
2					
3		\$373,467	\$373,467		
4					
5		\$153,746	\$153,746		
6		\$98,492	\$98,492		
7		\$121,229	\$121,229		
8	87.			\$2,176,123	\$2,176,123
9					
10		\$2,176,123	\$2,176,123		
11					
12		\$166,779	\$166,779		
13		\$2,009,344	\$2,009,344		
14					
15	88.			\$4,394,663	\$4,394,663
16		\$84,200	\$84,200		
17					
18		\$4,310,463	\$4,310,463		
19					
20		\$2,131,682	\$2,131,682		
21		\$2,262,981	\$2,262,981		
22					
23					
24					
25					
26	89.			\$5,718,085	\$4,871,394
27					
28		\$2,841,751	\$2,841,751		
29		\$1,926,535	\$1,079,844		
30		\$949,799	\$949,799		
31					
32		\$4,099,176	\$3,252,485		
33		\$585,570	\$585,570		
34		\$1,033,339	\$1,033,339		
35					
36					
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41					
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ITEM 89.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	fee, or similar fee imposed by any locality shall be subject to this annual inspection fee only to				
2	the extent that the annual inspection fee and the locally-imposed fee, when combined, do not				
3	exceed \$40. This fee structure shall be subject to the approval of the Secretary of Agriculture				
4	and Forestry. Any food bank, second harvest certified food bank, food bank member charity, or				
5	other food related activity which is exempt from taxation under 26 U.S.C. § 501 (c) (3), which				
6	maintains a food handling or storage facility, or any food-related program operated by any				
7	Community Services Board, as defined in Title 37.2, Chapter 5, Code of Virginia, shall be				
8	exempt from this inspection fee.				
9	90. Regulation of Products (55700) .....			\$6,099,899	\$6,099,899
10	Pesticide Regulation and Applicator Certification				
11	(55704) .....	\$3,659,792	\$3,659,792		
12	Regulation of Feed, Seed, and Fertilizer Products				
13	(55706) .....	\$2,440,107	\$2,440,107		
14	Fund Sources: General .....	\$475,906	\$475,906		
15	Dedicated Special Revenue .....	\$4,804,459	\$4,804,459		
16	Federal Trust .....	\$819,534	\$819,534		
17	Authority: Title 3.2, Chapters 1, 36, 37, 39, 40, 43, 47, 48, and 49; Title 18.2, Chapter 6; and				
18	Title 59.1, Chapter 12, Code of Virginia.				
19	91. Regulation of Charitable Gaming Organizations				
20	(55900) .....			\$1,755,245	\$1,755,245
21	Charitable Gaming Regulation and Enforcement				
22	(55907) .....	\$1,755,245	\$1,755,245		
23	Fund Sources: General .....	\$1,755,245	\$1,755,245		
24	Authority: Title 18.2, Chapter 8, Code of Virginia.				
25	A. Out of this appropriation, the members of the Charitable Gaming Board shall receive				
26	compensation and reimbursement for their reasonable expenses in performance of their duties,				
27	as provided in § 2.2-2104, Code of Virginia.				
28	B. Notwithstanding § 18.2-340.31, Code of Virginia, any and all fees paid by any organization				
29	conducting charitable gaming under a permit issued by the department, including audit and				
30	administrative fees and permit fees, shall be deposited to the general fund.				
31	C. The department shall deposit into the Investigation Fund any assets it receives as a result of				
32	a law enforcement seizure and subsequent forfeiture by either a state or federal court. The fund				
33	shall be used to defray the expenses of investigation and enforcement actions and to purchase				
34	equipment for enforcement purposes.				
35	92. Administrative and Support Services (59900) .....			\$8,290,566	\$8,249,261
36	General Management and Direction (59901) .....	\$8,290,566	\$8,249,261		
37	Fund Sources: General .....	\$6,907,168	\$6,865,863		
38	Special .....	\$1,146,982	\$1,146,982		
39	Trust and Agency .....	\$152,588	\$152,588		
40	Federal Trust .....	\$83,828	\$83,828		
41	Authority: Title 3.2, Chapters 1, 5, 6 and 29; Title 10.1, Chapter 5, Code of Virginia.				
42	Total for Department of Agriculture and Consumer				
43	Services .....			\$57,606,068	\$56,716,822
44	General Fund Positions .....	290.59	290.59		
45	Nongeneral Fund Positions .....	171.41	171.41		
46	Position Level .....	462.00	462.00		
47	Fund Sources: General .....	\$26,526,647	\$25,637,401		
48	Special .....	\$9,163,053	\$9,163,053		



ITEM 92.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Trust and Agency .....	\$5,768,068	\$5,768,068		
2	Dedicated Special Revenue .....	\$9,180,213	\$9,180,213		
3	Federal Trust.....	\$6,968,087	\$6,968,087		
4	<b>§ 1-32. DEPARTMENT OF FORESTRY (411)</b>				
5	93. Forest Management (50100).....			\$26,685,478	\$26,926,997
6	Reforestation Incentives to Private Forest Land Owners				
7	(50102) .....	\$2,143,826	\$2,293,826		
8	Forest Conservation, Wildfire & Watershed Services				
9	(50103) .....	\$21,158,114	\$21,249,633		
10	Tree Restoration and Improvement, Nurseries &				
11	State-Owned Forest Lands (50104).....	\$2,708,538	\$2,708,538		
12	Financial Assistance for Forest Land Management				
13	(50105) .....	\$675,000	\$675,000		
14	Fund Sources: General.....	\$14,623,986	\$14,865,505		
15	Special.....	\$6,819,386	\$6,819,386		
16	Trust and Agency .....	\$100,000	\$100,000		
17	Dedicated Special Revenue.....	\$211,370	\$211,370		
18	Federal Trust.....	\$4,930,736	\$4,930,736		
19	Authority: Title 10.1, Chapter 11, and Title 58.1, Chapter 32, Article 4, Code of Virginia.				
20	A. The State Forester is hereby authorized to utilize any unobligated balances in the fire				
21	suppression fund authorized by § 10.1-1124, Code of Virginia, for the purpose of acquiring				
22	replacement equipment for forestry management and protection operations.				
23	B. In the event that budgeted amounts for forest fire suppression are insufficient to meet forest				
24	fire suppression demands, such amounts as may be necessary for this purpose may be				
25	transferred from Item 470 of this act to the Department of Forestry, with the approval of the				
26	Director, Department of Planning and Budget.				
27	C. This appropriation includes annual membership dues to the Southeast Interstate Forest Fire				
28	Protection Compact, \$1,000 the first year and \$1,000 the second year, from nongeneral funds.				
29	D. The Department shall provide technical assistance and project supervision in the aerial				
30	spraying of herbicides on timberland on landowner property. In addition to recovering the				
31	direct cost associated with the spraying contract, the Department may charge an administrative				
32	fee for this service.				
33	E. The Department of Forestry, in cooperation with the Department of Corrections, shall				
34	increase the use of inmate labor for routine and special work projects in state forests.				
35	F. The Department shall report by December 15 of each year on the progress of implementing				
36	the silvicultural water quality laws in Virginia. The report shall be submitted to the Chairmen				
37	of the House Appropriations and Senate Finance Committees.				
38	G. The appropriation in Reforestation Incentives to Private Forest Land Owners include				
39	\$745,140 the first year and \$895,140 the second year from the general fund for the				
40	Reforestation of Timberlands Program. This appropriation shall be deemed sufficient to meet				
41	the provisions of Titles 10.1 and 58.1, Code of Virginia.				
42	H. Out of this appropriation, \$579,629 the first year and \$579,629 the second year from the				
43	general fund is included for the purchase of forest fire protection equipment through the state's				
44	master equipment lease purchase program.				
45	I. The Department is authorized to enter into an agreement with a private entity for a pilot				
46	program to place a communication tower on Department-owned property that is designed to				
47	blend with the surrounding landscape to the greatest extent practicable. Notwithstanding any				
48	other provision of law, any revenues received from such an agreement shall be retained by the				
49	Department and used for forest land management.				
50	Total for Department of Forestry.....			<b>\$26,685,478</b>	<b>\$26,926,997</b>

ITEM 93.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	General Fund Positions.....	179.39	179.39		
2	Nongeneral Fund Positions.....	112.61	112.61		
3	Position Level .....	292.00	292.00		
4	Fund Sources: General .....	\$14,623,986	\$14,865,505		
5	Special.....	\$6,819,386	\$6,819,386		
6	Trust and Agency .....	\$100,000	\$100,000		
7	Dedicated Special Revenue .....	\$211,370	\$211,370		
8	Federal Trust.....	\$4,930,736	\$4,930,736		
9	<b>§ 1-33. AGRICULTURAL COUNCIL (307)</b>				
10	94. Agricultural and Seafood Product Promotion and				
11	Development Services (53000).....			\$490,334	\$490,334
12	Grants for Agriculture, Research, Education and				
13	Services (53001).....	\$490,334	\$490,334		
14	Fund Sources: Dedicated Special Revenue .....	\$490,334	\$490,334		
15	Authority: Title 3.2, Chapter 29, Code of Virginia.				
16	Total for Agricultural Council.....			<b>\$490,334</b>	<b>\$490,334</b>
17	Fund Sources: Dedicated Special Revenue .....	\$490,334	\$490,334		
18	TOTAL FOR OFFICE OF AGRICULTURE AND				
19	FORESTRY .....			<b>\$85,122,264</b>	<b>\$84,474,537</b>
20	General Fund Positions.....	472.98	472.98		
21	Nongeneral Fund Positions.....	284.02	284.02		
22	Position Level .....	757.00	757.00		
23	Fund Sources: General .....	\$41,491,017	\$40,843,290		
24	Special.....	\$15,982,439	\$15,982,439		
25	Trust and Agency .....	\$5,868,068	\$5,868,068		
26	Dedicated Special Revenue .....	\$9,881,917	\$9,881,917		
27	Federal Trust.....	\$11,898,823	\$11,898,823		

ITEM 95.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	<b>OFFICE OF COMMERCE AND TRADE</b>			
2	<b>§ 1-34. SECRETARY OF COMMERCE AND TRADE (192)</b>			
3	95. Administrative and Support Services (79900).....			\$624,806
4	General Management and Direction (79901).....	\$624,806	\$624,806	
5	Fund Sources: General.....	\$624,806	\$624,806	
6	Authority: Title 2.2, Chapter 2, Article 3; § 2.2-201, Code of Virginia.			
7	A. It is the intent of the General Assembly that state programs providing financial, technical, or			
8	training assistance to local governments for economic development projects or directly to			
9	businesses seeking to relocate or expand operations in Virginia should not be used to help a			
10	company relocate or expand its operations in one or more Virginia communities when the same			
11	company is simultaneously closing facilities in other Virginia communities. It is the			
12	responsibility of the Secretary of Commerce and Trade to enforce this policy and to inform the			
13	Chairmen of the Senate Finance and House Appropriations Committees in writing of the			
14	justification to override this policy for any exception.			
15	B. The Secretary shall report to the Chairmen of the Senate Finance and the House			
16	Appropriations and Finance Committees by October 30 of each year, on the use and efficacy of			
17	state incentives in creating investments and jobs in Virginia in the prior fiscal year. The			
18	two-part report shall identify, by planning districts, the following items using the most recent			
19	data available: (1) the number of companies receiving business incentives; (2) the dollar			
20	amounts received by each company for each incentive; (3) the number of jobs to be created;			
21	(4) the average salary; and (5) the amount of investment agreed upon by the state and the			
22	company as a condition for receiving the incentives. For the purposes of this report, the			
23	incentives to be reviewed in the study are those state incentives included in the Virginia			
24	Economic Development Partnership publication, "Virginia Guide to Business Incentives" as			
25	well as business incentive programs authorized and funded by the General Assembly. The first			
26	part of the study shall not identify by name the companies participating in the state's incentive			
27	programs. In the second part of the report, organized by planning district, the Secretary shall			
28	include the actual number of jobs created, average salary, and level of investments made by			
29	each company awarded incentives in the prior fiscal year; if not prohibited by state law or by			
30	memorandum of agreement or understanding between the Commonwealth and the company, the			
31	names of the companies awarded incentives shall be included. In addition, the report shall also			
32	identify the specific actions taken by the state as part of its business incentive program to			
33	create private investments and jobs in rural areas of the state and the success of these actions.			
34	Total for Secretary of Commerce and Trade.....			<b>\$624,806</b>
35	General Fund Positions.....	7.00	7.00	
36	Position Level .....	7.00	7.00	
37	Fund Sources: General.....	\$624,806	\$624,806	
38	<b>Economic Development Incentive Payments (312)</b>			
39	96. Economic Development Services (53400).....			\$38,950,436
40	Financial Assistance for Economic Development			
41	(53410) .....	\$38,950,436	\$44,310,384	
42	Fund Sources: General.....	\$38,575,436	\$43,935,384	
43	Dedicated Special Revenue.....	\$375,000	\$375,000	
44	Authority: Discretionary Inclusion.			
45	A. Any unexpended balance remaining in this Item on June 30, 2011, shall be carried forward			
46	on the books of the Comptroller and shall be available for expenditure in the second year of			
47	the current biennium. Any unexpended balance remaining in this Item on June 30, 2012, shall			
48	be carried forward on the books of the Comptroller and shall be available for expenditures in			
49	the next biennium.			

ITEM 96.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	B.1. Out of the amounts in this Item, \$11,811,055 the first year and \$11,811,055 the second			
2	year from the general fund shall be deposited to the Governor's Development Opportunity			
3	Fund, as established in § 2.2-115, Code of Virginia. Such funds shall be used at the discretion			
4	of the Governor, subject to prior consultation with the Chairmen of the House Appropriations			
5	and Senate Finance Committees, to attract economic development prospects to locate or expand			
6	in Virginia.			
7	2. The Governor may allocate these funds as grants or loans to political subdivisions. Loans			
8	shall be approved by the Governor and made in accordance with procedures established by the			
9	Virginia Economic Development Partnership and approved by the State Comptroller. Loans			
10	shall be interest-free unless otherwise determined by the Governor and shall be repaid to the			
11	general fund of the state treasury. The Governor may establish the interest rate to be charged,			
12	otherwise, any interest charged shall be at market rates as determined by the State Treasurer			
13	and shall be indicative of the duration of the loan. The Virginia Economic Development			
14	Partnership shall be responsible for monitoring repayment of such loans and reporting the			
15	receivables to the State Comptroller as required.			
16	3. Funds may be used for public and private utility extension or capacity development on and			
17	off site; road, rail, or other transportation access costs beyond the funding capability of existing			
18	programs; site acquisition; grading, drainage, paving, and other activity required to prepare a			
19	site for construction; construction or build-out of publicly-owned buildings; grants or loans to			
20	an industrial development authority, housing and redevelopment authority, or other political			
21	subdivision pursuant to their duties or powers; training; or anything else permitted by law.			
22	4. Consideration should be given to economic development projects that 1) are in areas of high			
23	unemployment; 2) link commercial development along existing transportation/transit corridors			
24	within regions; and 3) are located near existing public infrastructure.			
25	5. It is the intent of the General Assembly that the Virginia Economic Development Partnership			
26	shall work with localities awarded grants from the Governor's Development Opportunity Fund			
27	to recover such moneys when the economic development projects fail to meet minimal			
28	agreed-upon capital investment and job creation targets. All such recoveries shall be deposited			
29	and credited to the Governor's Development Opportunity Fund.			
30	6. Up to \$5,000,000 of previously awarded funds and funds repaid by political subdivisions or			
31	business beneficiaries and deposited to the Governor's Development Opportunity Fund may be			
32	used to assist Prince George County with site improvements related to the location of a major			
33	aerospace engine manufacturer to the Commonwealth.			
34	7. Any funds appropriated in Item 105, paragraph B. 6, Chapter 781, Acts of Assembly of			
35	2009, to offset training expenses for a major automotive employer operating a diesel assembly			
36	and test facility in the City of Newport News, contingent upon such employer having entered			
37	into a performance agreement with the Virginia Economic Development Partnership describing			
38	the employer's commitments regarding job creation and retention, remaining on June 30, 2010,			
39	shall be carried forward and available for expenditure. The funds shall be administered in a			
40	manner similar to existing training grant programs permitted under § 2.2-902, Code of			
41	Virginia. The major automotive employer shall certify to the Secretary of Commerce and			
42	Trade that it has retained at least 500 jobs in the Commonwealth and has taken actions to			
43	increase employment by at least 250 new full-time jobs in the Commonwealth.			
44	C. Out of the appropriation for this Item, \$1,600,000 the first year and \$3,800,000 the second			
45	year from the general fund shall be deposited to the Semiconductor Memory or Logic Wafer			
46	Manufacturing Performance Grant Fund to be used to pay semiconductor memory or logic			
47	wafer manufacturing performance grants in accordance with § 59.1-284.14.1, Code of Virginia.			
48	D.1. Out of the appropriation for this Item, \$1,795,381 the first year and \$2,807,329 the second			
49	year from the general fund shall be deposited to the Investment Performance Grant subfund of			
50	the Virginia Investment Partnership Grant Fund to be used to pay investment performance			
51	grants in accordance with § 2.2-5101, Code of Virginia.			
52	2. Consideration should be given to economic development projects that 1) are in areas of high			
53	unemployment; 2) link commercial development along existing transportation/transit corridors			
54	within regions; and 3) are located near existing public infrastructure.			

ITEM 96.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	E.1. Out of the appropriation for this Item, \$5,000,000 the second year from the general fund				
2	shall be deposited to the Major Eligible Employer Grant subfund of the Virginia Investment				
3	Partnership Grant Fund to be used to pay investment performance grants in accordance with				
4	§2.2-5102, Code of Virginia.				
5	2. Consideration should be given to economic development projects that 1) are in areas of high				
6	unemployment; 2) link commercial development along existing transportation/transit corridors				
7	within regions; and 3) are located near existing public infrastructure.				
8	F. Out of the appropriation for this Item, \$100,000 the first year from the general fund shall be				
9	deposited to the Governor's Motion Picture Opportunity Fund, as established in § 2.2-2320,				
10	Code of Virginia. In addition to these amounts, \$375,000 in nongeneral fund revenues shall be				
11	deposited to the fund from revenues generated by the digital media fee established pursuant to				
12	§ 58.1-1731, et seq., Code of Virginia. Such funds shall be used at the discretion of the				
13	Governor to attract film industry production activity to the Commonwealth.				
14	G. Out of the appropriation for this Item, \$3,000,000 the first year from the general fund shall				
15	be used to pay grants in accordance with §2.2-2240.1, Code of Virginia.				
16	H. Out of the appropriation for this Item, \$12,769,000 the first year and \$7,517,000 the second				
17	year from the general fund shall be used in support of the location of an aerospace engine				
18	facility in Prince George County. In accordance with a memorandum of understanding between				
19	the Commonwealth and the aerospace engine manufacturer, the funds may be used for chaired				
20	professorships, research, laboratory renovations, community college programs, graduate student				
21	and internship endowments, workforce training, project management, and training grants in				
22	accordance with §59.1-284.22, Code of Virginia. The Director, Department of Planning and				
23	Budget shall transfer these funds to the impacted state agencies and institutions upon request				
24	filed with the Director, Department of Planning and Budget by the respective state agency or				
25	institution.				
26	I. The Governor is hereby authorized to expend in the second year an amount not to exceed				
27	\$5,500,000 from this Item to assist the County of Fairfax in attracting a nonprofit medical				
28	research institute that commits itself in a memorandum of understanding entered into with the				
29	Commonwealth to invest over \$200,000,000 and create more than 415 jobs.				
30	J.1. Out of the appropriation for this Item, \$7,500,000 in the first year and \$7,500,000 the				
31	second year from the general fund is included to assist impacted localities in funding needs				
32	associated with the implementation of and response to the recommendations of the 2005 Base				
33	Realignment and Closure Commission (BRAC) which were subsequently agreed to by the				
34	President and the United States' Congress. Grants allocated from this appropriation shall be				
35	aimed at fostering collaborative efforts among state agencies, local governments and regional				
36	entities to address quantifiable costs or impacts resulting from specific actions to implement the				
37	recommendations of the BRAC or to protect the Commonwealth's strategic, homeland security,				
38	and economic interests in response to such implementation and similar actions. Individual				
39	grants may be for either operating or capital expenses but shall be matched by either cash or				
40	in-kind contributions. Moreover, no grant shall be used to supplant funding currently provided				
41	by other levels of government or by private sources.				
42	2. Notwithstanding 1.B of Chapter 266 of the 2006 Acts of Assembly, any locality in which a				
43	United States Navy Master Jet Base is located may use state and local funds set aside for this				
44	purpose and administered by the Virginia National Defense Industrial Authority to mitigate				
45	adverse affects on any military operations caused by the encroachment of incompatible land				
46	uses.				
47	3. The Governor shall approve all grants from this appropriation based on a written evaluation				
48	of the proposals received. The evaluation shall be prepared by staff from the Office of				
49	Commonwealth Preparedness, the Office of the Secretary of Commerce and Trade, the Office				
50	of the Secretary of Finance, and the Virginia National Defense Industrial Authority, and among				
51	other factors, shall consider the significance of the impact being addressed, the likelihood that				
52	the proposal will achieve its intended objective, and the amount and type of commitment to				
53	match state funds. In allocating state funds, priority shall be given first to any locality in				
54	which a United States Navy Master Jet Base is located, and then to proposals which have				

ITEM 96.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	regional impact. The Governor shall notify the chairmen of the House Appropriations				
2	Committee and the Senate Finance Committee of the recipient and the purpose of each				
3	approved grant at least 15 days prior to the actual distribution of funds.				
4	Total for Economic Development Incentive Payments.....			<b>\$38,950,436</b>	<b>\$44,310,384</b>
5	Fund Sources: General.....	\$38,575,436	\$43,935,384		
6	Dedicated Special Revenue.....	\$375,000	\$375,000		
7	Grand Total for Secretary of Commerce and Trade .....			<b>\$39,575,242</b>	<b>\$44,935,190</b>
8	General Fund Positions.....	7.00	7.00		
9	Position Level .....	7.00	7.00		
10	Fund Sources: General.....	\$39,200,242	\$44,560,190		
11	Dedicated Special Revenue.....	\$375,000	\$375,000		
12	<b>§ 1-35. BOARD OF ACCOUNTANCY (226)</b>				
13	97. Regulation of Professions and Occupations (56000) .....			\$919,454	\$919,454
14	Accountant Regulation (56001).....	\$919,454	\$919,454		
15	Fund Sources: Dedicated Special Revenue.....	\$919,454	\$919,454		
16	Authority: Title 54.1, Chapter 44, Code of Virginia.				
17	Total for Board of Accountancy .....			<b>\$919,454</b>	<b>\$919,454</b>
18	Nongeneral Fund Positions.....	8.00	8.00		
19	Position Level .....	8.00	8.00		
20	Fund Sources: Dedicated Special Revenue.....	\$919,454	\$919,454		
21	<b>§ 1-36. DEPARTMENT OF BUSINESS ASSISTANCE (325)</b>				
22	98. Economic Development Services (53400).....			\$11,174,897	\$11,249,410
23	Virginia Jobs Investment Program (53403).....	\$7,961,287	\$7,961,287		
24	Business Formation Services (53418).....	\$583,064	\$624,965		
25	Administrative Services (53422) .....	\$909,952	\$914,630		
26	Financial Services for Economic Development (53423)...	\$1,428,194	\$1,428,194		
27	Existing Business Services (53424).....	\$292,400	\$320,334		
28	Fund Sources: General.....	\$9,900,899	\$9,975,412		
29	Special.....	\$378,648	\$378,648		
30	Dedicated Special Revenue.....	\$895,350	\$895,350		
31	Authority: Title 2.2, Chapter 9; Chapter 22, Article 7; and Chapter 24, Article 7, Code of				
32	Virginia.				
33	A. The Virginia Small Business Financing Authority is authorized to withdraw revenues of up				
34	to \$50,000 the first year and \$50,000 the second year from the accrued interest balances of the				
35	Virginia Small Business Growth Fund in order to cover the costs of administering the Virginia				
36	Capital Access Program.				
37	B.1. Out of the amounts for Economic Development Services shall be provided \$127,465 the				
38	first year and \$127,465 the second year from the general fund to the Virginia-Israel Advisory				
39	Board.				
40	2. The Virginia-Israel Advisory Board shall report by January 15 of each year to the Chairmen				
41	of the Senate Finance and House Appropriations Committees on the Board's activities and				
42	expenditure of state funds.				
43	C. Any monies remaining in the Virginia Jobs Investment Program at the end of fiscal years				
44	2011 and 2012 shall not revert to the general fund of the state treasury but shall be deposited				

ITEM 98.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	to the Workforce Retraining Fund and be available for allocation in the ensuing fiscal years.			
2	D. To meet changing financing needs of small businesses, the Executive Director of the			
3	Virginia Small Business Financing Authority with the approval of the Director of the			
4	Department of Business Assistance may transfer moneys between funds managed by the			
5	Authority. These include the Virginia Small Business Growth Fund (§ 2.2-2310, Code of			
6	Virginia); the Virginia Export Fund (§ 2.2-2309, Code of Virginia); and the Insurance or			
7	Guarantee Fund (§ 2.2-2290, Code of Virginia). The Executive Director of the Virginia Small			
8	Business Financing Authority shall report, by fund, the transfers made by January 1 of each			
9	year to the Chairmen of the Senate Finance and House Appropriations Committees.			
10	Total for Department of Business Assistance.....		<b>\$11,174,897</b>	<b>\$11,249,410</b>
11	General Fund Positions.....	35.00	35.00	
12	Nongeneral Fund Positions.....	7.00	7.00	
13	Position Level .....	42.00	42.00	
14	Fund Sources: General.....	\$9,900,899	\$9,975,412	
15	Special.....	\$378,648	\$378,648	
16	Dedicated Special Revenue.....	\$895,350	\$895,350	
17	<b>§ 1-37. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (165)</b>			
18	99. Housing Assistance Services (45800).....		\$47,675,836	\$48,903,368
19	Housing Assistance (45801).....	\$26,257,931	\$26,257,931	
20	Homeless Assistance (45804).....	\$17,132,905	\$18,360,437	
21	Financial Assistance for Housing Services (45805).....	\$4,285,000	\$4,285,000	
22	Fund Sources: General.....	\$11,584,811	\$12,812,343	
23	Special.....	\$344,537	\$344,537	
24	Dedicated Special Revenue.....	\$100,000	\$100,000	
25	Federal Trust.....	\$35,646,488	\$35,646,488	
26	Authority: Title 36, Chapters 1.4, 8, 9, and 11; and Title 58.1, Chapter 3, Articles 4 and 13,			
27	Code of Virginia.			
28	A. The amounts for Housing Assistance Services include \$3,082,705 from the general fund,			
29	\$100,000 from dedicated special revenue, and \$3,427,000 from the federal trust fund the first			
30	year and \$3,082,705 from the general fund, \$100,000 from dedicated special revenue, and			
31	\$3,427,000 from the federal trust fund the second year to support emergency shelters and			
32	housing for populations with special needs, and \$4,050,000 the first year and \$4,050,000 the			
33	second year from the general fund for homeless prevention. Of the general fund amount			
34	provided, the department is authorized to use up to two percent in each year for program			
35	administration. The amounts allocated for emergency shelters shall be matched through local or			
36	private sources. Any balances for the purposes specified in this paragraph which are			
37	unexpended at the close of business on June 30, 2011, and June 30, 2012, shall not revert to			
38	the general fund, but shall be carried forward and reappropriated.			
39	B. The amounts for Housing Assistance Services include \$15,800,000 from federal funds the			
40	first year and \$15,800,000 from federal funds the second year to support Virginia affordable			
41	housing programs and the Indoor Plumbing Program.			
42	C. Out of the amounts in this Item shall be provided \$500,000 the first year and \$500,000 the			
43	second year from the general fund for a child service coordinator referral system in domestic			
44	violence and homeless shelters serving minor children.			
45	D. The department shall report to the Chairmen of the Senate Finance, the House			
46	Appropriations Committees, and the Director, Department of Planning and Budget by			
47	November 4 of each year on the state's homeless programs, including, but not limited to, the			
48	number of (i) emergency shelter beds, (ii) transitional housing units, (iii) single room			
49	occupancy dwellings, and (iv) homeless intervention programs supported by state funding on a			
50	locality and statewide basis. The report shall also include the number of Virginians served by			
51	these programs, the costs of the programs, and the financial and in-kind support provided by			
52	localities and nonprofit groups in these programs. In preparing the report, the department shall			

ITEM 99.	Item Details(\$)		Appropriations(\$)		
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1	consult with localities and community-based groups.				
2	E. Out of the amounts for this Item, \$250,000 the first year and \$250,000 the second year from				
3	the general fund shall be provided to support foreclosure counseling services across the				
4	Commonwealth. Funding will be used to provide grants to nonprofit organizations to support				
5	new or expanded foreclosure prevention counseling services targeted to areas and populations at				
6	greatest risk. Funds may also be used to provide training and technical assistance to counselors				
7	specializing in foreclosure prevention, loss mitigation and consumer rights. Any balances for				
8	the purposes specified in this paragraph which are unexpended at the close of business on June				
9	30, 2011, and June 30, 2012 shall not revert to the general fund, but shall be carried forward				
10	and reappropriated.				
11	F. In allocating Federal HOME Program funding, preference shall be given to community				
12	development projects that further the Principles of Sustainable Community investment identified				
13	in Executive Order 69 (2008).				
14	100.	Community Development Services (53300).....		\$55,330,883	\$53,154,050
15		Community Development and Revitalization (53301).....	\$4,479,598	\$4,479,598	
16		Financial Assistance for Regional Cooperation (53303)...	\$2,414,210	\$2,414,210	
17		Financial Assistance for Community Development			
18		(53305) .....	\$48,437,075	\$46,260,242	
19		Fund Sources: General .....	\$12,372,409	\$10,195,576	
20		Special.....	\$212,012	\$212,012	
21		Dedicated Special Revenue.....	\$7,000,000	\$7,000,000	
22		Federal Trust.....	\$35,746,462	\$35,746,462	
23	Authority: Title 15.2, Chapter 13, Article 3 and Chapter 42; Title 36, Chapters 8, 10 and 11;				
24	and Title 59.1, Chapter 22, Code of Virginia.				
25	A. This appropriation includes annual membership dues to the Appalachian Regional				
26	Commission, \$287,000 the first year and \$287,000 the second year, from the general fund.				
27	These dues are payable from the amounts for Community Development and Revitalization.				
28	Preference shall be given to community development projects that further the Principles of				
29	Sustainable Community investment identified in Executive Order 69 (2008).				
30	B.1. Any unexpended balances in the Indoor Plumbing Program at the close of business on				
31	June 30, 2011, and June 30, 2012, shall not revert to the general fund, but shall be carried				
32	forward and reappropriated.				
33	2. The department and local program administrators shall make every reasonable effort to				
34	provide participants basic financial counseling to enhance their ability to benefit from the				
35	Indoor Plumbing Program and to foster their movement to economic self-sufficiency.				
36	C. Out of the amounts for Community Development Services shall be paid from the general				
37	fund in four equal quarterly installments each year:				
38	1. To the Lenowisco Planning District Commission, \$94,403 the first year and \$94,403 the				
39	second year, which includes \$38,610 the first year and \$38,610 the second year for				
40	responsibilities originally undertaken and continued pursuant to § 15.2-4207, Code of Virginia,				
41	and the Virginia Coalfield Economic Development Authority.				
42	2. To the Cumberland Plateau Planning District Commission, \$97,177 the first year and				
43	\$97,177 the second year, which includes \$42,390 the first year and \$42,390 the second year for				
44	responsibilities originally undertaken and continued pursuant to § 15.2-4207, Code of Virginia,				
45	and the Virginia Coalfield Economic Development Authority.				
46	3. To the Mount Rogers Planning District Commission, \$66,062 the first year and \$66,062 the				
47	second year.				
48	4. To the New River Valley Planning District Commission, \$66,062 the first year and \$66,062				
49	the second year.				
50	5. To the Roanoke Valley-Alleghany Regional Commission, \$66,062 the first year and \$66,062				



ITEM 100.	Item Details(\$)		Appropriations(\$)	
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1				
	the second year.			
2	6. To the Central Shenandoah Planning District Commission, \$66,062 the first year and			
3	\$66,062 the second year.			
4	7. To the Northern Shenandoah Valley Regional Commission, \$66,062 the first year and			
5	\$66,062 the second year.			
6	8. To the Northern Virginia Regional Commission, \$222,774 the first year and \$222,774 the			
7	second year.			
8	9. To the Rappahannock-Rapidan Regional Commission, \$66,062 the first year and \$66,062 the			
9	second year.			
10	10. To the Thomas Jefferson Planning District Commission, \$66,062 the first year and \$66,062			
11	the second year.			
12	11. To the Region 2000 Local Government Council, \$66,062 the first year and \$66,062 the			
13	second year.			
14	12. To the West Piedmont Planning District Commission, \$66,062 the first year and \$66,062			
15	the second year.			
16	13. To the Southside Planning District Commission, \$66,062 the first year and \$66,062 the			
17	second year.			
18	14. To the Commonwealth Regional Council, \$66,062 the first year and \$66,062 the second			
19	year.			
20	15. To the Richmond Regional Planning District Commission, \$121,317 the first year and			
21	\$121,317 the second year.			
22	16. To the George Washington Regional Commission, \$66,062 the first year and \$66,062 the			
23	second year.			
24	17. To the Northern Neck Planning District Commission, \$66,062 the first year and \$66,062			
25	the second year.			
26	18. To the Middle Peninsula Planning District Commission, \$66,062 the first year and \$66,062			
27	the second year.			
28	19. To the Crater Planning District Commission, \$66,062 the first year and \$66,062 the second			
29	year.			
30	20. To the Accomack-Northampton Planning District Commission, \$66,062 the first year and			
31	\$66,062 the second year.			
32	21. To the Hampton Roads Planning District Commission \$215,797 the first year, and			
33	\$215,797 the second year.			
34	D. Out of the amounts provided to the department shall be provided \$668,442 the first year			
35	and \$668,442 the second year from the general fund for the Southeast Rural Community			
36	Assistance Project (formerly known as the Virginia Water Project) operating costs and water			
37	and wastewater grants. The department shall disburse the total payment each year in twelve			
38	equal monthly installments.			
39	E. Any remaining balances in the Virginia Enterprise Initiative shall not revert to the general			
40	fund, but shall be carried forward and reappropriated.			
41	F. 1. Out of the amounts in this Item shall be provided \$95,000 the first year and \$95,000 the			
42	second year from the general fund for the Center for Rural Virginia. The department shall			
43	report periodically to the Chairmen of the Senate Finance and House Appropriations			
44	Committees on the status, needs and accomplishments of the center.			

ITEM 100.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	2. As part of its mission, the Center for Rural Virginia shall monitor the implementation of the			
2	budget initiatives approved by the 2005 Session of the General Assembly for rural Virginia and			
3	shall report periodically to the Chairmen of the Senate Finance and House Appropriations			
4	Committees on the effectiveness of these various programs in addressing rural economic			
5	development problems. Any unexpended balance for the Center for Rural Virginia at the close			
6	of business on June 30, 2011, and June 30, 2012, shall not revert to the general fund but shall			
7	be carried forward and reappropriated.			
8	G. Any unexpended balances to pay the capital costs for safe drinking water and wastewater			
9	treatment in the Lenowisco, Cumberland Plateau, or Mount Rogers planning districts on June			
10	30, 2011, and June 30, 2012, shall not revert to the general fund but shall be carried forward,			
11	reappropriated, and allotted. The department shall leverage the appropriation with other state			
12	moneys, federal grants or loans, local contributions, and private or nonprofit resources.			
13	H. Any unexpended balances on June 30, 2011, and June 30, 2012, from the amount			
14	appropriated in Item 112.10, paragraph D of Chapter 951 of the Acts of Assembly of 2005 for			
15	two regional consortium grants to support specifically identified current and future workforce			
16	training needs of existing businesses in distressed regions of the state shall not revert to the			
17	general fund but shall be carried forward and reappropriated.			
18	I. Any unexpended balances on June 30, 2011, and June 30, 2012, from amounts appropriated			
19	in Item 112.10, paragraph F and Item 506, paragraph V of Chapter 951 of the Acts of			
20	Assembly of 2005 to develop regional artisan centers shall not revert to the general fund but			
21	shall be carried forward and reappropriated.			
22	J. Out of the amounts for Community Development Services shall be provided \$71,250 the first			
23	year and \$71,250 the second year from the general fund to support The Crooked Road:			
24	Virginia's Heritage Music Trail.			
25	K.I. Out of the amounts in this Item shall be provided \$2,176,833 in the first year from the			
26	general fund for the Commonwealth's share of the estimated operating expenses of the Fort			
27	Monroe Federal Area Development Authority (FMFADA). This appropriation represents the			
28	Commonwealth's share of the authority's estimated fiscal year 2011 operating expenses. These			
29	expenses may not be reimbursed by the federal government and shall be reduced by any federal			
30	funding the authority may receive for expenditures funded through the Commonwealth's			
31	contribution that ultimately qualify for federal reimbursement. Any such reimbursements shall			
32	be repaid to the general fund. Amounts for this purpose shall be paid from the general fund in			
33	no more than four quarterly installments.			
34	2. All moneys of the FMFADA, from whatever source derived, shall be paid to the treasurer of			
35	the FMFADA. The Auditor of Public Accounts or his legally authorized representatives, shall			
36	annually examine the accounts of the books of the FMFADA.			
37	3. Employees of the FMFADA shall be eligible for membership in the Virginia Retirement			
38	System and participation in all of the health and related insurance and other benefits, including			
39	premium conversion and flexible benefits, available to state employees as provided by law.			
40	4. For the purposes of § 2.2-2708, the board of commissioners of the Fort Monroe Federal			
41	Area Development Authority created pursuant to § 15.1-6304.1 shall be deemed a state public			
42	body and may meet by electronic communication means in accordance with the requirements			
43	set forth in § 2.2-3708. Electronic communication shall mean the same as that term is defined			
44	in § 2.2-3701.			
45	L. Included in this appropriation is \$7,000,000 the first year and \$7,000,000 the second year			
46	from the Water Quality Improvement Fund for grants to communities located outside the			
47	Chesapeake Bay watershed for: 1) the construction of mandated water quality improvement			
48	facilities at publicly owned treatment works for projects that would otherwise result in a			
49	financial hardship for the residential users of the facilities; 2) the design and construction of			
50	managed on-site community wastewater treatment systems in isolated areas that cannot be			
51	addressed through active treatment facilities; and 3) planning grants to develop regional or			
52	county wide wastewater treatment strategies in areas that have not previously completed			
53	planning and engineering studies. Priority will be given to the elimination of straight piping of			
54	household wastewater into the Commonwealth's waterways. The department shall leverage the			
55	appropriation with other state moneys, federal grants or loans, local contributions, and private			

ITEM 100.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	or nonprofit resources.			
2	M. In allocating Community Development Block Grant Program funds, preference shall be			
3	given to community development projects that further the Principles of Sustainable Community			
4	investment identified in Executive Order 69 (2008).			
5	101.	Economic Development Services (53400).....	\$12,423,354	\$12,423,354
6		Financial Assistance for Economic Development		
7		(53410) .....	\$12,423,354	\$12,423,354
8		Fund Sources: General.....	\$12,423,354	\$12,423,354
9	Authority: Title 59.1, Chapter 22, Code of Virginia.			
10	This Item includes \$12,150,000 the first year and \$12,150,000 the second year from the			
11	general fund to carry out the provisions of §§ 59.1-282.1 and 59.1-282.2, Code of Virginia,			
12	related to the Enterprise Zone Act. Should actual grants to be awarded in each fiscal year be			
13	less than the above amounts, the excess shall revert to the general fund on June 30, 2011, and			
14	June 30, 2012. Notwithstanding the provisions of §§ 59.1-282.1 and 59.1-282.2, Code of			
15	Virginia, the Department is authorized to prorate, with no payment of the unpaid portion of the			
16	grant necessary in the next fiscal year, the amount of awards each business receives to match			
17	the appropriation for this Item.			
18	102.	Regulation of Structure Safety (56200).....	\$2,773,534	\$2,773,534
19		State Building Code Administration (56202).....	\$2,773,534	\$2,773,534
20		Fund Sources: General.....	\$483,706	\$483,706
21		Special.....	\$1,989,828	\$1,989,828
22		Dedicated Special Revenue.....	\$300,000	\$300,000
23	Authority: Title 15.2, Chapter 9; Title 27, Chapters 1, 6, and 9; Title 36, Chapters 4, 4.1, 4.2,			
24	6, and 8; Title 58.1, Chapter 36, Article 5; and Title 63.2, Chapter 17, Code of Virginia.			
25	The Department of Housing and Community Development shall recover from the Virginia			
26	Department of Health all costs associated with federal life safety code inspections and			
27	enforcement services.			
28	103.	Governmental Affairs Services (70100).....	\$352,033	\$352,033
29		Intergovernmental Relations (70101).....	\$352,033	\$352,033
30		Fund Sources: General.....	\$352,033	\$352,033
31	Authority: Title 15.2, Subtitle III, Code of Virginia.			
32	104.	Administrative and Support Services (59900).....	\$2,742,002	\$2,742,002
33		General Management and Direction (59901).....	\$2,742,002	\$2,742,002
34		Fund Sources: General.....	\$2,236,489	\$2,236,489
35		Special.....	\$505,513	\$505,513
36	Authority: Title 36, Chapter 8, Code of Virginia.			
37	Total for Department of Housing and Community			
38	Development.....			
39		General Fund Positions.....	54.90	54.90
40		Nongeneral Fund Positions.....	51.10	51.10
41		Position Level .....	106.00	106.00
42		Fund Sources: General.....	\$39,452,802	\$38,503,501
43		Special.....	\$3,051,890	\$3,051,890
44		Dedicated Special Revenue.....	\$7,400,000	\$7,400,000
45		Federal Trust.....	\$71,392,950	\$71,392,950

ITEM 105.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>§ 1-38. DEPARTMENT OF LABOR AND INDUSTRY (181)</b>			
<b>2</b>	105. Economic Development Services (53400).....		\$916,924	\$916,924
<b>3</b>	Apprenticeship Program (53409).....	\$916,924	\$916,924	
<b>4</b>	Fund Sources: General.....	\$663,374	\$663,374	
<b>5</b>	Special.....	\$253,550	\$253,550	
<b>6</b>	Authority: Title 40.1, Chapter 6, Code of Virginia.			
<b>7</b>	The Department of Labor and Industry is authorized to collect an annual application fee, not to			
<b>8</b>	exceed \$55, from all participants enrolling in the apprenticeship program pursuant to Chapter 6			
<b>9</b>	of Title 40.1, Code of Virginia. This fee structure shall be subject to the approval of the			
<b>10</b>	Secretary of Commerce and Trade.			
<b>11</b>	106. Regulation of Business Practices (55200) .....		\$803,976	\$803,976
<b>12</b>	Labor Law Services (55206).....	\$803,976	\$803,976	
<b>13</b>	Fund Sources: General.....	\$803,976	\$803,976	
<b>14</b>	Authority: Title 40.1, Chapters 1, 3, 4, and 5, Code of Virginia.			
<b>15</b>	107. Regulation of Individual Safety (55500).....		\$8,615,749	\$8,615,749
<b>16</b>	Virginia Occupational Safety and Health Services			
<b>17</b>	(55501).....	\$8,390,954	\$8,390,954	
<b>18</b>	Asbestos and Lead Safety Services (55502).....	\$224,795	\$224,795	
<b>19</b>	Fund Sources: General.....	\$3,256,509	\$3,256,509	
<b>20</b>	Special.....	\$458,339	\$458,339	
<b>21</b>	Federal Trust.....	\$4,900,901	\$4,900,901	
<b>22</b>	Authority: Title 40.1, Chapters 1, 3, 3.2, and 3.3; Title 54.1, Chapter 5; Title 59.1, Chapter 30,			
<b>23</b>	Code of Virginia.			
<b>24</b>	Notwithstanding § 40.1-49.4 D, Code of Virginia, and § 4-2.02 of this act, the Department of			
<b>25</b>	Labor and Industry may retain up to \$116,000 in civil penalties assessed pursuant to			
<b>26</b>	§ 40.1-49.4 as the required federal grant match for voluntary compliance programs.			
<b>27</b>	108. Regulation of Structure Safety (56200).....		\$542,448	\$542,448
<b>28</b>	Boiler and Pressure Vessel Safety Services (56201) .....	\$542,448	\$542,448	
<b>29</b>	Fund Sources: General.....	\$542,448	\$542,448	
<b>30</b>	Authority: Title 40.1, Chapter 3.1, Code of Virginia.			
<b>31</b>	Notwithstanding § 40.1-51.15, Code of Virginia, the department is authorized to increase the			
<b>32</b>	boiler and pressure vessel inspection fee from \$20 to \$30 effective July 1, 2010, and such			
<b>33</b>	revenues shall be deposited into the general fund pursuant to § 4-2.02 of this act.			
<b>34</b>	109. Administrative and Support Services (59900).....		\$3,131,948	\$3,131,948
<b>35</b>	General Management and Direction (59901).....	\$3,131,948	\$3,131,948	
<b>36</b>	Fund Sources: General.....	\$2,429,506	\$2,429,506	
<b>37</b>	Special.....	\$702,442	\$702,442	
<b>38</b>	Total for Department of Labor and Industry.....		<b>\$14,011,045</b>	<b>\$14,011,045</b>
<b>39</b>	General Fund Positions.....	119.31	119.31	
<b>40</b>	Nongeneral Fund Positions.....	63.69	63.69	
<b>41</b>	Position Level .....	183.00	183.00	

ITEM 109.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$7,695,813	\$7,695,813		
2	Special.....	\$1,414,331	\$1,414,331		
3	Federal Trust.....	\$4,900,901	\$4,900,901		
4	<b>§ 1-39. DEPARTMENT OF MINES, MINERALS AND ENERGY (409)</b>				
5	110. Minerals Management (50600).....			\$27,083,849	\$27,004,361
6	Geologic and Mineral Resource Investigations, 7 Mapping, and Utilization (50601).....	\$1,090,801	\$1,090,801		
8	Mineral Mining Environmental Protection, Worker 9 Safety and Land Reclamation (50602).....	\$2,618,842	\$2,604,389		
10	Gas and Oil Environmental Protection, Worker Safety 11 and Land Reclamation (50603).....	\$1,165,502	\$1,151,049		
12	Coal Environmental Protection and Land Reclamation 13 (50604).....	\$17,739,315	\$17,703,186		
14	Coal Worker Safety (50605).....	\$4,469,389	\$4,454,936		
15	Fund Sources: General.....	\$8,407,265	\$8,327,777		
16	Special.....	\$5,570,695	\$5,570,695		
17	Trust and Agency.....	\$525,000	\$525,000		
18	Dedicated Special Revenue.....	\$173,000	\$173,000		
19	Federal Trust.....	\$12,407,889	\$12,407,889		
20	Authority: Title 45.1, Code of Virginia.				
21	A. Out of this appropriation, \$25,838 the first year and \$25,838 the second year from special				
22	funds shall be provided for annual membership dues to the Interstate Mining Compact				
23	Commission.				
24	B. Out of this appropriation shall be provided reimbursement for expenses associated with				
25	administrative and judicial review when so ordered by a court of competent jurisdiction.				
26	C. Out of this appropriation, \$6,119 the first year and \$6,119 the second year from the general				
27	fund shall be provided for annual membership dues to the Interstate Oil and Gas Compact				
28	Commission.				
29	111. Resource Management Research, Planning, and			\$2,443,898	\$2,443,898
30	Coordination (50700).....				
31	Energy Conservation and Alternative Energy Supply				
32	Programs (50705).....	\$2,443,898	\$2,443,898		
33	Fund Sources: General.....	\$666,852	\$666,852		
34	Federal Trust.....	\$1,777,046	\$1,777,046		
35	Authority: Title 45.1, Chapter 26, Code of Virginia.				
36	A. Out of this appropriation, \$38,362 the first year and \$38,362 the second year from the				
37	general fund shall be provided for dues and expenses for the Southern States Energy Board.				
38	B. It is the intent that, upon application to and certification by the Department of Mines,				
39	Minerals and Energy, a company producing non-advanced neat biofuels and commencing				
40	qualifying sales during calendar year 2010 shall be eligible to receive a biofuels production				
41	incentive grant. The grant shall be in an amount equal to \$0.10 for each gallon of neat				
42	biofuels sold by it in the calendar year. Such producer shall be eligible for a grant from the				
43	Biofuels Production Fund established under § 45.1-393 only for each gallon of neat biofuels				
44	that it produces in the Commonwealth on or after January 1, 2008, which gallon has also been				
45	sold by the producer to customers.				
46	112. Administrative and Support Services (59900).....			\$3,230,950	\$3,230,950
47	General Management and Direction (59901).....	\$3,230,950	\$3,230,950		

ITEM 112.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$1,900,552	\$1,900,552		
2	Special.....	\$1,038,698	\$1,038,698		
3	Dedicated Special Revenue.....	\$291,700	\$291,700		
4	Authority: Title 45.1, Chapter 14.1, Code of Virginia.				
5	Total for Department of Mines, Minerals and Energy.....			<b>\$32,758,697</b>	<b>\$32,679,209</b>
6	General Fund Positions.....	155.62	155.62		
7	Nongeneral Fund Positions.....	77.38	77.38		
8	Position Level .....	233.00	233.00		
9	Fund Sources: General.....	\$10,974,669	\$10,895,181		
10	Special.....	\$6,609,393	\$6,609,393		
11	Trust and Agency .....	\$525,000	\$525,000		
12	Dedicated Special Revenue.....	\$464,700	\$464,700		
13	Federal Trust.....	\$14,184,935	\$14,184,935		
14	<b>§ 1-40. DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION (222)</b>				
15	113. Regulation of Professions and Occupations (56000) .....			\$21,197,545	\$21,220,113
16	Licensure, Certification, and Registration of Professions				
17	and Occupations (56046).....	\$6,188,214	\$6,188,214		
18	Enforcement of Licensing, Regulating and Certifying				
19	Professions and Occupations (56047).....	\$6,944,907	\$6,944,907		
20	Administrative Services (56048) .....	\$8,064,424	\$8,086,992		
21	Fund Sources: Special.....	\$1,009,366	\$1,009,366		
22	Dedicated Special Revenue.....	\$19,853,179	\$19,875,747		
23	Federal Trust.....	\$335,000	\$335,000		
24	Authority: Title 54.1, Chapters 1, 2, 3, 4, 5, 6, 7, 8.1, 9, 11, 14, 15, 17, 18, 20.1, 21, 22, 22.1,				
25	23, 23.1, and 23.2; Title 55, Chapters 4.1, 4.2, 19, 21, 24, 26, 27, 28, and 29; and Title 36,				
26	Chapter 5.1, Code of Virginia.				
27	Costs for professional and occupational regulation may be met by fees paid by the respective				
28	professions and occupations.				
29	Total for Department of Professional and Occupational				
30	Regulation.....			<b>\$21,197,545</b>	<b>\$21,220,113</b>
31	Nongeneral Fund Positions.....	202.00	202.00		
32	Position Level .....	202.00	202.00		
33	Fund Sources: Special.....	\$1,009,366	\$1,009,366		
34	Dedicated Special Revenue.....	\$19,853,179	\$19,875,747		
35	Federal Trust.....	\$335,000	\$335,000		
36	<b>§ 1-41. VIRGINIA ECONOMIC DEVELOPMENT PARTNERSHIP (310)</b>				
37	114. Economic Development Services (53400).....			\$15,870,751	\$15,742,351
38	Financial Assistance for Economic Development				
39	(53410) .....	\$1,379,095	\$1,379,095		
40	Economic Development Services (53412).....	\$14,491,656	\$14,363,256		
41	Fund Sources: General.....	\$15,870,751	\$15,742,351		
42	Authority: Title 2.2, Chapter 22, Article 4 and Chapter 51; and § 15.2-941, Code of Virginia.				
43	A. Upon authorization of the Governor, the Virginia Economic Development Partnership may				
44	transfer funds appropriated to it by this act to a nonstock corporation.				
45	B. Prior to July 1 of each fiscal year, the Virginia Economic Development Partnership shall				
46	provide to the Chairmen of the House Appropriations and Senate Finance Committees and the				

ITEM 114.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Director, Department of Planning and Budget a report of its operating plan. Prior to September			
2	1 of each fiscal year, the Partnership shall provide to the Chairmen of the House			
3	Appropriations and Senate Finance Committees and the Director, Department of Planning and			
4	Budget a detailed expenditure report and a listing of the salaries and bonuses for all partnership			
5	employees for the prior fiscal year. All three reports shall be prepared in the formats as			
6	previously approved by the Department of Planning and Budget.			
7	C. In developing the criteria for any pay for performance plan, the board shall include, but not			
8	be limited to, these variables: 1) the number of economic development prospects committed to			
9	move to or expand operations in Virginia; 2) dollar investment made in Virginia for land			
10	acquisition, construction, buildings, and equipment; 3) number of full-time jobs directly related			
11	to an economic development project; and 4) location of the project. To that end, the pay for			
12	performance plan shall be weighted to recognize and reward employees who successfully			
13	recruit new economic development prospects or cause existing prospects to expand operations			
14	in localities with fiscal stress greater than the statewide average. Fiscal Stress shall be based on			
15	the Index published by the Commission on Local Government. If a prospect is physically			
16	located in more than one contiguous locality, the highest Fiscal Stress Index of the participating			
17	localities will be used.			
18	D.1. The Virginia Economic Development Partnership shall report before the General Assembly			
19	convenes in January of each year on the status of the implementation of the state's			
20	comprehensive economic development strategy, and shall recommend legislative actions related			
21	to the implementation of the comprehensive economic development strategy. The report shall			
22	be submitted to the Chairmen of the House Appropriations and Senate Finance Committees,			
23	and shall include the number of site visits made by employees of the Virginia Economic			
24	Development Partnership with potential economic development prospects.			
25	2. The Virginia Economic Development Partnership shall identify and target industries suited			
26	for location in the southside and southwest regions of the state.			
27	E. The State Comptroller shall disburse the first and second year appropriations in twelve equal			
28	monthly installments. The Director, Department of Planning and Budget may authorize an			
29	increase in disbursements for any month, not to exceed the total appropriation for the fiscal			
30	year, if such an advance is necessary to meet payment obligations.			
31	F. The Virginia Economic Development Partnership shall provide administrative and support			
32	services for the Virginia Tourism Authority as prescribed in the Memorandum of Agreement			
33	until July 1, 2012, or until the authority is able to provide such services.			
34	G. The Virginia Economic Development Partnership shall report one month after the close of			
35	each quarter to the Chairmen of the Senate Finance and House Appropriations Committees on			
36	the Governor's Development Opportunity Fund. The report shall include, but not be limited to,			
37	total appropriations made or transferred to the Fund, total grants awarded, cash balances, and			
38	balances available for future commitments.			
39	H. The Virginia Coalfield Economic Development Authority is authorized to spend funds			
40	provided by Chapters 91 and 1066 of the Acts of Assembly of 2000, which extended the			
41	coalfield employment enhancement tax credit, for workforce development and training.			
42	I. Prior to purchasing airline and hotel accommodations related to overseas trade shows, the			
43	Virginia Economic Development Partnership shall provide an itemized list of projected costs			
44	for review by the Secretary of Commerce and Trade.			
45	J. The amounts for Economic Development Services include \$500,000 the first year and			
46	\$500,000 the second year from the general fund to market distressed areas of the			
47	Commonwealth.			
48	K. Out of the amounts for Economic Development Services shall be provided \$1,379,095 the			
49	first year and \$1,379,095 the second year from the general fund to the Virginia Commercial			
50	Space Flight Authority.			
51	L. Out of the amounts for Economic Development Services shall be provided \$215,000 the first			
52	year and \$215,000 the second year from the general fund to assist small manufacturers with the			
53	export of advanced manufacturing products.			

ITEM 114.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	M.1. Out of the amounts for Economic Development Services shall be provided \$403,317 the			
2	first year and \$403,317 the second year from the general fund for operations of the Virginia			
3	National Defense Industrial Authority.			
4	2. Employees of the authority shall be eligible for membership in the Virginia Retirement			
5	System and participation in all of the health and related insurance and other benefits, including			
6	premium conversion and flexible benefits, available to state employees as provided by law.			
7	Total for Virginia Economic Development Partnership....		<b>\$15,870,751</b>	<b>\$15,742,351</b>
8	Fund Sources: General .....	\$15,870,751	\$15,742,351	
9	<b>§ 1-42. VIRGINIA EMPLOYMENT COMMISSION (182)</b>			
10	115. Workforce Systems Services (47000) .....		\$1,032,007,231	\$819,207,231
11	Job Placement Services (47001).....	\$34,846,184	\$31,846,184	
12	Unemployment Insurance Services (47002) .....	\$994,461,047	\$784,661,047	
13	Workforce Development Services (47003).....	\$2,700,000	\$2,700,000	
14	Fund Sources: Special.....	\$5,535,000	\$5,535,000	
15	Trust and Agency .....	\$1,026,472,231	\$813,672,231	
16	Authority: Title 60.2, Chapters 1 through 6, Code of Virginia.			
17	A. Revenues deposited into the Special Unemployment Compensation Administration Fund			
18	shall be used for the purposes set out in the following order of priority: 1) to make payment of			
19	any interest owed on loans from the U.S. Treasury for payment of unemployment compensation			
20	benefits 2) to support essential services of the Commission, particularly in the event of			
21	reductions in federal funding; 3) to finance the cost of capital projects; and 4) to fund the			
22	discretionary fund established in § 60.2-315, Code of Virginia. Funding may be transferred			
23	from the capital budget to the operating budget consistent with this language.			
24	B. Reed Act funds distributed by the Balanced Budget Act of 1997 and credited to the			
25	unemployment trust fund with respect to federal fiscal years 2000, 2001, and 2002, under			
26	§ 1103 of the Social Security Act (42 U.S.C.), as amended, shall be used only for the			
27	administration of the unemployment compensation program, under the direction of the Virginia			
28	Employment Commission and shall not be subject to the requirements of § 60.2-305 of the			
29	Code of Virginia.			
30	C. There is hereby appropriated out of the funds made available to this state under § 1103 of			
31	the Social Security Act (42 U.S.C.) as amended, the balance of the \$51,061,866 of Reed Act			
32	funds, if any, provided in Item 120 E. of Chapter 847, 2007 Acts of Assembly, for upgrading			
33	obsolete information technology systems, to include staff costs. This appropriation is subject to			
34	the provisions of § 60.2-305, Code of Virginia. Savings as a result of the new systems shall be			
35	retained by the commission.			
36	116. Economic Development Services (53400).....		\$3,373,144	\$3,373,144
37	Economic Information Services (53402).....	\$3,373,144	\$3,373,144	
38	Fund Sources: Special.....	\$529,000	\$529,000	
39	Trust and Agency .....	\$2,844,144	\$2,844,144	
40	Authority: Title 60.2, Chapters 1 through 6, Code of Virginia.			
41	117. For payment to the Secretary of the Treasury of the United States to the credit of the federal			
42	unemployment trust fund established by the Social Security Act, to be held for the state upon			
43	the terms and conditions provided in the said Social Security Act, there is hereby appropriated			
44	the amount remaining in the clearing account of the Unemployment Compensation Fund			
45	created by § 60.2-301, Code of Virginia, after deducting the refunds payable therefrom pursuant			
46	to § 60.2-301, Code of Virginia, a sum sufficient.			
47	Total for Virginia Employment Commission .....		<b>\$1,035,380,375</b>	<b>\$822,580,375</b>



ITEM 117.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Nongeneral Fund Positions.....	865.00	865.00		
2	Position Level .....	865.00	865.00		
3	Fund Sources: Special.....	\$6,064,000	\$6,064,000		
4	Trust and Agency .....	\$1,029,316,375	\$816,516,375		
5	<b>§ 1-43. VIRGINIA RACING COMMISSION (405)</b>				
6	118. Economic Development Services (53400).....			\$1,400,000	\$1,400,000
7	Financial Assistance to the Horse Breeding Industry				
8	(53411) .....	\$1,400,000	\$1,400,000		
9	Fund Sources: Special.....	\$1,400,000	\$1,400,000		
10	Authority: Title 59.1, Chapter 29, Code of Virginia.				
11	119. Regulation of Horse Racing and Pari-Mutuel Betting				
12	(55800) .....			\$1,910,644	\$1,910,644
13	License and Regulate Horse Racing and Pari-Mutuel				
14	Wagering (55801) .....	\$1,910,644	\$1,910,644		
15	Fund Sources: Special.....	\$1,910,644	\$1,910,644		
16	Authority: Title 59.1, Chapter 29, Code of Virginia.				
17	A. Out of this appropriation, the members of the Virginia Racing Commission shall receive				
18	compensation and reimbursement for their reasonable expenses in the performance of their				
19	duties, as provided in § 2.2-2104, Code of Virginia.				
20	B. Notwithstanding the provisions of § 59.1-392, Code of Virginia, up to \$255,000 the first				
21	year and \$255,000 the second year shall be transferred to Virginia Polytechnic Institute and				
22	State University to support the Virginia-Maryland Regional College of Veterinary Medicine.				
23	C. Any revenues received during the biennium and which are due to the commission pursuant				
24	to § 59.1-364 et seq., Code of Virginia, shall be used first to fund the operating expenses of the				
25	commission as appropriated in this Item. Any change in operating expenses as herein				
26	appropriated requires the approval of the Department of Planning and Budget. Any revenues in				
27	excess of amounts required for commission operations as appropriated under the provisions of				
28	this act and amounts payable to specific entities pursuant to § 59.1-392 and appropriated in				
29	paragraphs B and D of this Item, shall revert to the general fund.				
30	D. Out of these amounts, the obligations set out in § 59.1-392 D. 5. and D. 6., Code of				
31	Virginia, shall be fully funded.				
32	E. In the event revenues exceed the appropriated amounts in this Item, the Virginia Racing				
33	Commission is authorized to seek an administrative appropriation, up to \$700,000, from the				
34	Director, Department of Planning and Budget, to develop programs or award grants for the				
35	promotion and marketing, sustenance and growth of the Virginia horse industry, including				
36	horse breeding. Any unexpended balance remaining at the end of the fiscal year shall be				
37	carried forward on the books of the Comptroller and shall be available for expenditure the				
38	following year. In no event, however, shall any funds be expended or carried forward for that				
39	purpose that would cause the reversion to the general fund required by Paragraph C above to				
40	fall below \$734,356 the first year and \$734,356 the second year.				
41	Total for Virginia Racing Commission.....			<b>\$3,310,644</b>	<b>\$3,310,644</b>
42	Nongeneral Fund Positions.....	10.00	10.00		
43	Position Level .....	10.00	10.00		
44	Fund Sources: Special.....	\$3,310,644	\$3,310,644		

ITEM 120.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	<b>§ 1-44. VIRGINIA TOURISM AUTHORITY (320)</b>				
2	120. Tourist Promotion (53600) .....			\$14,458,765	\$14,458,765
3	Financial Assistance for Tourist Promotion (53606) .....	\$145,000	\$145,000		
4	Tourist Promotion Services (53607) .....	\$14,313,765	\$14,313,765		
5	Fund Sources: General .....	\$14,458,765	\$14,458,765		
6	Authority: Title 2.2, Chapter 22, Article 8, Code of Virginia.				
7	A.1. The Department of Transportation shall pay to the Virginia Tourism Authority \$1,100,000				
8	each year for continued operation of the Welcome Centers. The Department of Transportation				
9	shall fund maintenance at each facility based on the agreed-upon service levels contained in the				
10	Memorandum of Agreement between the Virginia Tourism Authority and the Department of				
11	Transportation. Included in the amounts in this paragraph is \$100,000 each year for				
12	maintenance of the Danville Welcome Center.				
13	2. To the extent necessary to fund the operations of the Welcome Centers, the Virginia				
14	Tourism Authority is authorized to collect fees paid by businesses for display space at the				
15	Welcome Centers.				
16	B. Upon authorization of the Governor, the Virginia Tourism Authority may transfer funds				
17	appropriated to it by this act to a nonstock corporation.				
18	C. Prior to July 1 of each fiscal year, the Virginia Tourism Authority shall provide to the				
19	Chairmen of the House Appropriations and Senate Finance Committees and the Director,				
20	Department of Planning and Budget a report of its operating plan. Prior to September 1 of each				
21	fiscal year, the Authority shall provide to the Chairmen of the House Appropriations and				
22	Senate Finance Committees and the Director, Department of Planning and Budget a detailed				
23	expenditure report and a listing of the salaries and bonuses for all Authority employees for the				
24	prior fiscal year. All three reports shall be prepared in the formats as previously approved by				
25	the Department of Planning and Budget.				
26	D. The State Comptroller shall disburse the first and second year appropriations in twelve equal				
27	monthly installments. The Director, Department of Planning and Budget may authorize an				
28	increase in disbursements for any month, not to exceed the total appropriation for the fiscal				
29	year, if such an advance is necessary to meet payment obligations.				
30	E. Out of the amounts for Tourist Promotion shall be provided \$1,700,000 the first year and				
31	\$1,700,000 the second year from the general fund to promote the Virginia tourism industries.				
32	These funds shall be used, among other purposes, to initiate strategies to expand growth				
33	tourism industries such as Virginia history tours, wine and epicurean tours and other packaged				
34	travel itineraries.				
35	F. Out of the amounts for Tourist Promotion shall be provided \$425,000 the first year and				
36	\$425,000 the second year from the general fund for grants to regional and local tourism				
37	authorities and other tourism entities to support their efforts.				
38	G. The Virginia Tourism Authority shall place a high priority on marketing rural areas of the				
39	state.				
40	H. Out of the amounts provided for Tourist Promotion, \$85,500 the first year and \$85,500 the				
41	second year from the general fund shall be provided to the cooperative advertising program				
42	operated by the Outdoor Advertising Association of Virginia. The Outdoor Advertising				
43	Association of Virginia shall provide a total of at least \$256,500 in advertising value each year				
44	to promote tourism in Virginia.				
45	I. Out of the amounts provided for Tourist Promotion, \$192,375 the first year and \$192,375 the				
46	second year from the general fund shall be provided to "See Virginia First," a public-private				
47	partnership operated by the Virginia Association of Broadcasters to advertise Virginia tourism.				
48	The Virginia Association of Broadcasters shall provide a total of at least \$577,125 in television				
49	and radio advertising value to promote tourism in Virginia in each fiscal year.				
50	J. Out of the amounts for Tourist Promotion shall be provided \$45,000 the first year and				

ITEM 120.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	\$45,000 the second year from the general fund for the Coalfield Regional Tourism Authority.			
2	K. Out of the amounts for Tourist Promotion shall be provided \$100,000 the first year and			
3	\$100,000 the second year from the general fund for the Daniel Boone Visitor Center.			
4	L. Out of the amounts for Tourist Promotion shall be provided \$929,346 the first year and			
5	\$929,346 the second year from the general fund to expand targeted tourism promotion as			
6	follows:			
7	1. \$229,346 the first year and \$229,346 the second year to expand radio and television			
8	advertising to promote tourism in the Commonwealth, of which \$91,738 shall be matched by			
9	the Virginia Association of Broadcasters for an in-state radio and television campaign, and			
10	\$137,608 of which shall be used to purchase media in the Washington, D.C. and Baltimore,			
11	Maryland markets;			
12	2. \$500,000 to expand electronic marketing of Virginia tourism and conduct major media			
13	events with travel industry partners and maintain Welcome Center operations;			
14	3. \$200,000 to support film incentives.			
15	Total for Virginia Tourism Authority .....		<b>\$14,458,765</b>	<b>\$14,458,765</b>
16	Fund Sources: General .....	\$14,458,765	\$14,458,765	
17	TOTAL FOR OFFICE OF COMMERCE AND			
18	TRADE.....		<b>\$1,309,955,057</b>	<b>\$1,101,454,897</b>
19	General Fund Positions.....	371.83	371.83	
20	Nongeneral Fund Positions.....	1,284.17	1,284.17	
21	Position Level .....	1,656.00	1,656.00	
22	Fund Sources: General .....	\$137,553,941	\$141,831,213	
23	Special .....	\$21,838,272	\$21,838,272	
24	Trust and Agency .....	\$1,029,841,375	\$817,041,375	
25	Dedicated Special Revenue .....	\$29,907,683	\$29,930,251	
26	Federal Trust.....	\$90,813,786	\$90,813,786	

ITEM 121.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>OFFICE OF EDUCATION</b>			
<b>2</b>	<b>§ 1-45. SECRETARY OF EDUCATION AND WORKFORCE (185)</b>			
<b>3</b>	121. Administrative and Support Services (79900).....		\$601,141	\$601,141
<b>4</b>	General Management and Direction (79901).....	\$601,141	\$601,141	
<b>5</b>	Fund Sources: General.....	\$601,141	\$601,141	
<b>6</b>	Authority: Title 2.2, Chapter 2, § 2.2-208 Code of Virginia.			
<b>7</b>	A. The Secretary of Education and Workforce is hereby authorized to make allocations to			
<b>8</b>	qualified zone academies of the portion of the national zone academy bond limitation amount			
<b>9</b>	to be allocated annually to the Commonwealth of Virginia pursuant to Section 1397E of the			
<b>10</b>	Internal Revenue Code of 1986, as amended, and to provide for carryovers of any unused			
<b>11</b>	limitation amount. In making such allocations, the Secretary of Education and Workforce is			
<b>12</b>	directed to give priority to allocation requests for qualified zone academies having at least 35			
<b>13</b>	percent free lunch participation or either located in federal enterprise communities or located in			
<b>14</b>	cities and counties within which federal enterprise communities are located.			
<b>15</b>	B. The Secretary of Education and Workforce is hereby authorized to make allocations of the			
<b>16</b>	portion of the tax-exempt private activity bond limitation amount to be allocated annually to			
<b>17</b>	the Commonwealth of Virginia pursuant to the Economic Growth and Tax Relief			
<b>18</b>	Reconciliation Act of 2001 (PL 107-16)(Section 142(k)(5) of the Internal Revenue Code of			
<b>19</b>	1986, as amended) for the development of education facilities using public-private partnerships,			
<b>20</b>	and to provide for carryovers of any unused limitation amount. In making such allocations, the			
<b>21</b>	secretary is directed to give priority to public-private partnership proposals that will serve as			
<b>22</b>	demonstration projects concerning the leveraging of private sector contributions and resources,			
<b>23</b>	the achievement of economies or efficiencies associated with private sector innovation, and			
<b>24</b>	other benefits that are or may be derived from public-private partnerships in contrast to more			
<b>25</b>	traditional approaches to public school construction and renovation. The Secretary is directed to			
<b>26</b>	report annually not later than August 31 to the Chairmen of the Senate Finance and House			
<b>27</b>	Appropriations Committees regarding any guidelines implemented and any allocations made			
<b>28</b>	pursuant to this paragraph.			
<b>29</b>	122. Financial Assistance for Educational, Cultural,		\$2,645,816	\$2,645,816
<b>30</b>	Community, and Artistic Affairs (14300).....			
<b>31</b>	Community Access to Educational, Economic, and			
<b>32</b>	Cultural Programming Through Public Television			
<b>33</b>	(14303).....	\$2,174,265	\$2,174,265	
<b>34</b>	Community Access to Educational, Economic, and			
<b>35</b>	Cultural Programming Through Public Radio (14306)....	\$471,551	\$471,551	
<b>36</b>	Fund Sources: General.....	\$2,645,816	\$2,645,816	
<b>37</b>	Authority: Title 2.2, Chapter 24, Code of Virginia.			
<b>38</b>	A. Grants to public television stations shall be used to develop, acquire, produce and deliver			
<b>39</b>	programs and services which support preschool and adult education, disseminate information on			
<b>40</b>	governmental and public affairs issues, promote tourism and economic development within the			
<b>41</b>	Commonwealth, and inform, educate, and entertain families with program content which offers			
<b>42</b>	alternatives to commercialized television programming.			
<b>43</b>	B. Out of this appropriation, \$10,000 the first year and \$10,000 the second year shall be set			
<b>44</b>	aside from the general fund for the expenses of the Virginia Public Broadcasting Board, with			
<b>45</b>	75 percent of this amount to be taken from community service grants for public television and			
<b>46</b>	25 percent of this amount to be taken from community service grants for public radio.			
<b>47</b>	C. The funds herein appropriated are to be administered by the Secretary of Education and			
<b>48</b>	Workforce in accordance with such rules and regulations prescribed, provided that: (1) the			
<b>49</b>	Secretary of Education and Workforce shall certify that recipients of the community service			
<b>50</b>	grants provided for in paragraph A of this Item are noncommercial radio and television stations			
<b>51</b>	that are owned and operated by entities which qualified to receive community service grants			

ITEM 122.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	from the Corporation for Public Broadcasting, and whose offices and studios are located in the				
2	Commonwealth and (2) the Secretary of Education and Workforce shall carry out purposes and				
3	functions and engage in activities in ways that will most effectively assure the maximum				
4	freedom of the aforesaid noncommercial radio and television entities and systems from				
5	interference with, or control of, program content or other activities.				
6	D. Notwithstanding the provisions of paragraph C, of this item, out of the amounts for				
7	community service grants to public radio shall be paid \$39,000 the first year and \$39,000 the				
8	second year from the general fund to Allegheny Mountain Radio.				
9	E. Community service grants to public television and public radio stations shall be paid in				
10	equal quarterly installments.				
11	123. Financial Assistance for Public Education (Categorical)				
12	(17100) .....			\$2,221,336	\$2,221,336
13	Financial Assistance for Educational				
14	Telecommunications (17111).....	\$2,101,173	\$2,101,173		
15	Financial Assistance for Radio Reading Services				
16	(17116) .....	\$120,163	\$120,163		
17	Fund Sources: General .....	\$2,221,336	\$2,221,336		
18	Authority: Title 2.2, Chapter 24, Code of Virginia.				
19	A. Payments out of this appropriation for educational telecommunications shall be authorized				
20	by the Secretary of Education and Workforce. The Department of Education shall participate in				
21	the negotiations and be a signatory to contracts for elementary and secondary educational				
22	telecommunications.				
23	B. The Secretary of Education and Workforce is authorized to allocate and disburse state funds				
24	to public broadcasting stations and private nonprofit organizations to provide radio reading				
25	services for the benefit of print-disabled individuals. "Radio reading services" means the				
26	acquisition, production, and distribution by nonprofit organizations or by public broadcasting				
27	stations of noncommercial educational, instructional, informational, or cultural audio programs				
28	which may be transmitted by means of electronic communication for the benefit of				
29	print-disabled individuals, and any related equipment, materials, and services provided for the				
30	benefit of such individuals.				
31	Total for Secretary of Education and Workforce .....			\$5,468,293	\$5,468,293
32	General Fund Positions.....	5.00	5.00		
33	Position Level .....	5.00	5.00		
34	Fund Sources: General .....	\$5,468,293	\$5,468,293		
35	<b>§ 1-46. DEPARTMENT OF EDUCATION, CENTRAL OFFICE OPERATIONS (201)</b>				
36	124. Instructional Services (18100).....			\$29,505,385	\$29,505,385
37	Public Education Instructional Services (18101).....	\$18,714,884	\$18,714,884		
38	Program Administration and Assistance for				
39	Instructional Services (18102).....	\$8,941,940	\$8,941,940		
40	Adult Education and Literacy (18104).....	\$1,848,561	\$1,848,561		
41	Fund Sources: General .....	\$4,849,571	\$4,849,571		
42	Special .....	\$1,341,376	\$1,341,376		
43	Commonwealth Transportation .....	\$240,942	\$240,942		
44	Trust and Agency .....	\$5,000	\$5,000		
45	Federal Trust.....	\$23,068,496	\$23,068,496		
46	Authority: Public Education Instructional Services: Title 22.1, Chapter 13, Code of Virginia;				
47	P.L. 107-110, P.L. 105-332, P.L.108-447, P.L. 102-305, Federal Code.				
48	Program Administration and Assistance for Instructional Services: Title 22.1, Chapter 13, Code				
49	of Virginia; P.L. 107-110, P.L. 105-332, P.L. 108-447, P.L. 102-305, Federal Code.				

ITEM 124.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	Compliance and Monitoring of Instructional Services: Title 22.1, Chapter 13, Code of Virginia;				
2	P.L. 107-110, P.L. 105-332, P.L. 108-447, Federal Code.				
3	Adult Education and Literacy: §§ 2.2-2670, 22.1-223-226, 22.1-253.13:1, 22.1-254.2, Code of				
4	Virginia; P.L. 105-220, Federal Code.				
5	A. The Superintendent of Public Instruction is encouraged to implement school/community				
6	team training.				
7	B. The appropriation for Public Education Instructional Services includes \$20,000 the first year				
8	and \$20,000 the second year from the general fund to provide technical assistance to localities				
9	in developing a comprehensive, coordinated, quality preschool program for serving at-risk				
10	four-year-old children.				
11	C. Out of the amounts for Public Education Instructional Services, \$296,000 the first year and				
12	\$296,000 the second year from the general fund is provided for the Virginia VIEWS Program.				
13	D. The Superintendent of Public Instruction shall provide direction and technical assistance to				
14	local school divisions in the revision of their Vocational Education curriculum and instructional				
15	practices.				
16	E. The Superintendent of Public Instruction, in cooperation with the Commissioner of Social				
17	Services, shall encourage local departments of social services and local school divisions to				
18	work together to develop cooperative arrangements for the use of school resources, especially				
19	computer labs, for the purpose of training Temporary Assistance for Needy Families (TANF)				
20	recipients for the workforce.				
21	F. Notwithstanding § 4-1.04 a 3 of this act, the Superintendent of Public Instruction may apply				
22	for grant funding to be used by local school divisions consistent with the provisions of Chapter				
23	447, 1999 Acts of Assembly. The nongeneral fund appropriation for this agency shall be				
24	adjusted by the amount of the proceeds of any such grant awards.				
25	G. Out of this appropriation, \$188,302 the first year and \$188,302 the second year from the				
26	general fund is designated for administrative and contractual services for the support of Project				
27	Graduation.				
28	125.	Special Education and Student Services (18200).....		\$20,904,558	\$20,904,558
29		Special Education Instructional Services (18201).....	\$11,000,000	\$11,000,000	
30		Special Education Administration and Assistance			
31		Services (18202).....	\$1,009,999	\$1,009,999	
32		Special Education Compliance and Monitoring Services			
33		(18203) .....	\$3,750,148	\$3,750,148	
34		Student Assistance and Guidance Services (18204).....	\$5,144,411	\$5,144,411	
35		Fund Sources: Special.....	\$164,411	\$164,411	
36		Federal Trust.....	\$20,740,147	\$20,740,147	
37	Authority: Special Education Instructional Services: §§ 22.1-213 through 22.1-221,				
38	22.1-253.13:1 through 22.1-253.13:8, 22.1-319 through 22.1-332, Code of Virginia; P.L.				
39	108-446, Federal Code.				
40	Special Education Administration and Assistance Services: §§ 22.1-253.13:1 through				
41	22.1-253.13:8, Code of Virginia; P.L. 108-446, Federal Code.				
42	Special Education Compliance and Monitoring Services: §§ 22.1-213 through 22.1-221,				
43	22.1-253.13:1 through 22.1-253.13:8, 22.1-319 through 22.1-332, Code of Virginia; P.L.				
44	108-446, Federal Code.				
45	Student Assistance and Guidance Services: Title 22.1, Chapters 1, 13, 14, 16; §§ 22.1-16.2,				
46	22.1-17.1, 22.1-17.2, 22.1-199.4, 22.1-206, 22.1-207.1, 22.1-208.01, 22.1-209.1, 22.1-209.2,				
47	Code of Virginia; P.L. 107-110 and P.L. 108-446, Federal Code.				
48	A. The Department of Education, in collaboration with the Office of Comprehensive Services,				
49	shall provide training to local staff serving on Family Assessment and Planning Teams and				

ITEM 125.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	Community Policy and Management Teams. Training shall include, but need not be limited to,				
2	the federal and state requirements pertaining to the provision of the special education services				
3	funded under § 2.2-5211, Code of Virginia. The training shall also include written guidance				
4	concerning which services remain the financial responsibility of the local school divisions. In				
5	addition, the Department of Education shall provide ongoing local oversight of its federal and				
6	state requirements related to the provision of services funded under § 2.2-5211, Code of				
7	Virginia.				
8	B. The Board of Education shall consider the caseload standards for speech-language				
9	pathologists as part of its review of the Standards of Quality, pursuant to § 22.1-18.01, Code of				
10	Virginia.				
11	C. The Board of Education shall consider the inclusion of instructional positions needed for				
12	blind and visually impaired students enrolled in public schools and shall consider developing a				
13	caseload requirement for these instructional positions as part of its review of the Standards of				
14	Quality, pursuant to § 22.1-18.01, Code of Virginia.				
15	126.	Pupil Assessment Services (18400) .....		\$38,551,445	\$38,551,445
16		Test Development and Administration (18401).....	\$38,551,445	\$38,551,445	
17		Fund Sources: General .....	\$29,551,445	\$29,551,445	
18		Special.....	\$250,000	\$250,000	
19		Federal Trust.....	\$8,750,000	\$8,750,000	
20		Authority: § 22.1-253.13:3, sections C and E, Code of Virginia; P.L. 107-110, Federal Code.			
21		A. Out of this appropriation, \$28,080,678 the first year and \$28,080,678 the second year from			
22		the general fund is provided to support the costs of contracts for test development,			
23		administration, scoring, and reporting as well as other program-related costs of the Standards of			
24		Learning testing program.			
25		B. Notwithstanding any contrary provisions of law, the Department of Education shall not be			
26		required to administer the Stanford 9 norm-referenced test.			
27	127.	School and Division Assistance (18500).....		\$4,249,757	\$4,249,757
28		School Improvement (18501).....	\$1,756,861	\$1,756,861	
29		School Nutrition (18502).....	\$2,122,107	\$2,122,107	
30		Pupil Transportation (18503).....	\$370,789	\$370,789	
31		Fund Sources: General .....	\$908,776	\$908,776	
32		Special .....	\$31,436	\$31,436	
33		Federal Trust.....	\$3,309,545	\$3,309,545	
34		Authority: School Improvement: §22.1-253.13:1 et seq., Code of Virginia; P. L. 107-110,			
35		Federal Code.			
36		School Nutrition: §§ 22.1-24, 22.1-89.1, and 22.1-207.3, Code of Virginia; P.L. 79-396, P.L.			
37		89-642, P.L. 108-265, Federal Code.			
38		Pupil Transportation: Title 22.1, Chapter 12, and Title 46.2, Code of Virginia; P. L. 103-272			
39		and P.L. 109-20, Federal Code.			
40		A. Out of this appropriation, \$181,615 the first year and \$181,615 the second year from the			
41		general fund is designated to support the Partnership for Achieving Successful Schools			
42		initiative.			
43		B. This appropriation includes \$482,170 from the general fund and \$508,333 from federal			
44		funds the first year and \$590,503 from the general fund and \$400,000 from federal funds the			
45		second year for contractual services related to assisting schools that do not meet the Standards			
46		of Accreditation as prescribed by the Board of Education.			
47		C. Notwithstanding the provisions of § 2.2-1502.1, Code of Virginia, the Board of Education,			
48		in cooperation with the Department of Planning and Budget, is authorized to invite a school			
49		division to participate in the school efficiency review program described in § 2.2-1502.1, Code			

ITEM 127.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	of Virginia, as a component of a division level academic review pursuant to § 22.1-253.13:3,				
2	Code of Virginia. Commencing in fiscal year 2006, when a school division elects to undergo a				
3	school efficiency review pursuant to this provision, the school division shall not be charged the				
4	25 percent for the costs of such review. However, a school division shall pay a separate 25				
5	percent of the total costs of such review if the school division's superintendent or				
6	superintendent's designee has not certified that at least half of the recommendations have been				
7	initiated within 24 months after the completion of the review.				
8	128. Technology Assistance Services (18600).....			\$1,493,418	\$1,491,007
9	Instructional Technology (18601) .....	\$877,756	\$875,345		
10	Distance Learning and Electronic Classroom (18602).....	\$615,662	\$615,662		
11	Fund Sources: General.....	\$713,755	\$711,344		
12	Special.....	\$105,000	\$105,000		
13	Trust and Agency .....	\$274,663	\$274,663		
14	Federal Trust.....	\$400,000	\$400,000		
15	Authority: Instructional Technology: §§ 2.2-2426, 22.1-70.2, 22.1-199.1, 22.1-253.13:1 through				
16	22.1-253.13:8, Code of Virginia; P.L. 107-110, Federal Code.				
17	Distance Learning and Electronic Classroom: § 22.1-212.2, Code of Virginia.				
18	129. Teacher Licensure and Education (56600) .....			\$2,935,898	\$2,935,898
19	Teacher Licensure and Certification (56601) .....	\$2,580,738	\$2,580,738		
20	Teacher Education and Assistance (56602) .....	\$355,160	\$355,160		
21	Fund Sources: General.....	\$193,269	\$193,269		
22	Special.....	\$2,742,629	\$2,742,629		
23	Authority: Teacher Licensure and Certification: §§ 22.1-16, 22.1-298, 22.1-299, 299.2,				
24	22.1-299.3, 22.1-302, 22.1-303, 22.1-305.2, 22.1-316 to 22.1-318, Code of Virginia; P.L.				
25	107-110, Federal Code.				
26	Teacher Education and Assistance: §§ 22.1-290; 22.1-290.01; 22.1-290.1, 22.1-298, 22.1-305.2,				
27	22.1-305.1, 23-9.2:3.4, Code of Virginia; P. L. 108-446 and P. L. 107-110, Federal Code.				
28	A. Proceeds from the fee schedule for the issuance of teaching certificates shall be utilized to				
29	defray all, or any part of, the expenses incurred by the Department of Education in issuing or				
30	accounting for teaching certificates. The fee schedule shall take into account the actual costs of				
31	issuing certificates. Any portion of the general fund appropriation for this Item may be				
32	supplemented by such fees.				
33	B. The Board of Education is authorized to approve changes in the licensure fee amounts				
34	charged to school personnel pursuant to 8VAC20-22-40 A.2.				
35	130. Administrative and Support Services (19900).....			\$18,787,358	\$18,787,358
36	General Management and Direction (19901).....	\$3,631,805	\$3,631,805		
37	Information Technology Services (19902).....	\$10,649,729	\$10,649,729		
38	Accounting and Budgeting Services (19903) .....	\$2,926,899	\$2,926,899		
39	Policy, Planning, and Evaluation Services (19929) .....	\$1,578,925	\$1,578,925		
40	Fund Sources: General.....	\$14,129,625	\$14,129,625		
41	Special.....	\$1,845,567	\$1,845,567		
42	Federal Trust.....	\$2,812,166	\$2,812,166		
43	Authority: Article VIII, Sections 2, 4, 5, 6, 8, Constitution of Virginia; Title 2.2, Chapters 10,				
44	12, 29, 30, 31, and 32; Title 22.1, 22.1-8 through 20, 22.1-21 through 24; Title 51.1, Chapters				
45	4, 5, 6.1, and 11; Title 60.2, Chapters 60.2-100, 60.2-106; Title 65.2, Chapters 1, 6, and 9,				
46	Code of Virginia; P.L. 108-446, P.L. 107-110, Federal Code.				
47	A. Out of this appropriation, \$90,500 the first year and \$90,500 the second year from the				
48	general fund is designated to support annual membership dues to the Education Commission of				
49	the States.				



ITEM 130.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	In addition, \$5,000 the first year and \$5,000 the second year from the general fund is				
2	designated to pay registration and travel expenses of citizens appointed as either Virginia				
3	commissioners for the Education Commission of the States or to the Southern Regional				
4	Education Board.				
5	B. Out of this appropriation, \$9,000 the first year and \$9,000 the second year from the general				
6	fund, is designated to support annual membership dues to the Southern Regional Education				
7	Board.				
8	C. Out of this appropriation \$200,000 the first year and \$200,000 the second year from the				
9	general fund is provided for the personnel, fees and travel expenses associated with the				
10	Interstate Compact on Educational Opportunity for Military Children, established pursuant to				
11	Chapter 187, of the 2009 Acts of Assembly.				
12	D. The Department of Education is authorized to convey to the City of Hampton approximately				
13	50 acres of the property known as the Virginia School for the Deaf and Blind at Hampton for				
14	consideration of \$2,500,000, provided such conveyance can be completed by December 31,				
15	2010.				
16	Total for Department of Education, Central Office				
17	Operations.....			\$116,427,819	\$116,425,408
18	General Fund Positions.....	141.50	141.50		
19	Nongeneral Fund Positions.....	175.50	175.50		
20	Position Level .....	317.00	317.00		
21	Fund Sources: General .....	\$50,346,441	\$50,344,030		
22	Special.....	\$6,480,419	\$6,480,419		
23	Commonwealth Transportation .....	\$240,942	\$240,942		
24	Trust and Agency .....	\$279,663	\$279,663		
25	Federal Trust.....	\$59,080,354	\$59,080,354		
26	<b>Direct Aid to Public Education (197)</b>				
27	131. Financial Assistance for Educational, Cultural,				
28	Community, and Artistic Affairs (14300).....			\$7,708,961	\$7,708,961
29	Financial Assistance for Supplemental Education				
30	(14304) .....	\$7,708,961	\$7,708,961		
31	Fund Sources: General.....	\$7,708,961	\$7,708,961		
32	Authority: Discretionary Inclusion.				
33	A. Out of this appropriation, the Department of Education shall provide \$373,776 the first year				
34	and \$373,776 the second year from the general fund for the Jobs for Virginia Graduates				
35	initiative.				
36	B.1. Out of this appropriation, the Department of Education shall provide \$765,000 the first				
37	year and \$765,000 the second year from the general fund for Project Discovery. These funds				
38	are to fund approximately one-half of the cost of the program in Abingdon,				
39	Accomack/Northampton, Alexandria, Amherst, Appomattox, Arlington, Bedford, Bland,				
40	Campbell, Charlottesville, Cumberland, Danville/Pittsylvania, Fairfax, Franklin/Patrick,				
41	Goochland/Powhatan, Lynchburg, Newport News, Norfolk, Richmond City, Roanoke City,				
42	Smyth, Surry/Sussex, Tazewell, Williamsburg/James City, and Wythe and the salary of a fiscal				
43	officer for Project Discovery.				
44	2. The Department of Education shall determine the Project Discovery funding distributions to				
45	each community action agency. The contract with Project Discovery, Inc. should specify the				
46	allocations to each local Project Discovery program. Allocations shall be on a per pupil basis				
47	for students enrolled in the program.				
48	C. Out of this appropriation, the Department of Education shall provide \$124,011 the first year				
49	and \$124,011 the second year from the general fund for the Southwest Virginia Public				
50	Education Consortium at the University of Virginia's College at Wise. An additional \$71,849				

ITEM 131.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	the first year and \$71,849 the second year from the general fund is provided to the Consortium			
2	to continue the Van Gogh Outreach program with Lee and Wise County Public Schools and			
3	expand the program to the twelve school divisions in Southwest Virginia.			
4	D. This appropriation includes \$58,905 the first year and \$58,905 the second year from the			
5	general fund for the Southside Virginia Regional Technology Consortium to expand the			
6	research and development phase of a technology linkage.			
7	E. An additional state payment of \$145,896 the first year and \$145,896 the second year from			
8	the general fund is provided as a Small School Division Assistance grant for the City of			
9	Norton. To receive these funds, the local school board shall certify to the Superintendent of			
10	Public Instruction that its division has entered into one or more educational, administrative or			
11	support service cost-sharing arrangements with another local school division.			
12	F. Out of this appropriation, \$248,021 the first year and \$248,021 the second year from the			
13	general fund shall be allocated for the Career and Technical Education Resource Center to			
14	provide vocational curriculum and resource instructional materials free of charge to all school			
15	divisions.			
16	G. It is the intent of the General Assembly that the Department of Education provide bonuses			
17	from state funds to classroom teachers in Virginia's public schools who hold certification from			
18	the National Board of Professional Teaching Standards. Such bonuses shall be \$5,000 the first			
19	year of the certificate and \$2,500 annually thereafter for the life of the certificate. This			
20	appropriation includes an amount estimated at \$4,970,000 the first year and \$4,970,000 the			
21	second year from the general fund for the purpose of paying these bonuses. By September 30			
22	of each year, school divisions shall notify the Department of Education of the number of			
23	classroom teachers under contract for that school year that hold such certification.			
24	H.1. This appropriation includes \$708,000 the first year and \$708,000 the second year from the			
25	general fund for the Virginia Teaching Scholarship Loan Program. These scholarships shall be			
26	for undergraduate students at or beyond the sophomore year in college with a cumulative grade			
27	point average of at least 2.7 who are nominated by their college and students at the graduate			
28	level and who meet the criteria and qualifications, pursuant to § 22.1-290.01, Code of Virginia.			
29	Awards shall be made to students who are enrolled full-time or part-time in approved			
30	undergraduate or graduate teacher education programs for (i) critical teacher shortage			
31	disciplines, such as special education, chemistry, physics, earth and space science, foreign			
32	languages, or technology education or (ii) as students meeting the qualifications in			
33	§ 22.1-290.01, Code of Virginia, who have been identified by a local school board to teach in			
34	any discipline or at any grade level in which the school board has determined that a shortage			
35	of teachers exists; however, such persons shall meet the qualifications for awards granted			
36	pursuant to this item; or (iii) those students seeking degrees in Career and Technical education.			
37	Minority students may be enrolled in any content area for teacher preparation and male			
38	students may be enrolled in any approved elementary or middle school teacher preparation			
39	program; therefore, this provision shall satisfy the requirements for the Diversity in Teaching			
40	Initiative and Fund, pursuant to Chapters 570, 597, 623, 645, and 719 of the Acts of Assembly			
41	of 2000. Scholarship recipients may fulfill the teaching obligation by accepting a teaching			
42	position (i) in one of the critical teacher shortage disciplines; or (ii) regardless of teaching			
43	discipline, in a school with a high concentration of students eligible for free or reduced price			
44	lunch; or (iii) in any discipline or at grade levels with a shortage of teachers; or (iv) in a rural			
45	or urban region of the state with a teacher shortage. For the purposes of this item, "critical			
46	teacher shortage area and discipline" means subject areas and grade levels identified by the			
47	Board of Education in which the demand for classroom teachers exceeds the supply of teachers,			
48	as defined in the Board of Education's Regulations Governing the Determination of Critical			
49	Teacher Shortage Areas. Scholarship amounts are based on \$3,720 per year for full-time			
50	students, and shall be prorated for part-time students based on the number of credit hours. The			
51	Board of Education is authorized to recover total funds awarded as scholarships or the			
52	appropriate proportion thereof in the event that scholarship recipients fail to honor the			
53	stipulated teaching obligation. The Department of Education shall report annually on the			
54	critical shortage teaching areas in Virginia.			
55	2. The Department of Education shall make payments on behalf of the scholarship recipients			
56	directly to the Virginia institution of higher education where the scholarship recipient is			
57	enrolled full-time or part-time in an approved undergraduate or graduate teacher education			
58	program.			

ITEM 131.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	3. The Board of Education is authorized to recover total funds awarded as scholarships, or the				
2	appropriate portion thereof, in the event that scholarship recipients fail to honor the stipulated				
3	teaching obligation. Any funds collected by the Board on behalf of this program shall revert to				
4	the general fund on June 30 each year. Such reversion shall be the net of any administrative or				
5	legal fees associated with the collection of these funds.				
6	I. Out of the amounts for this Item, shall be provided \$31,003 the first year and \$31,003 the				
7	second year from the general fund for the Virginia Career Education Foundation.				
8	J. Out of this appropriation, \$212,500 the first year and \$212,500 the second year from the				
9	general fund shall be distributed to the Greater Richmond Area Scholarship Program,				
10	Incorporated (GRASP) to provide students and families in need access to financial aid,				
11	scholarships, and counseling to maximize educational opportunities for students.				
12	132. State Education Assistance Programs (17800) .....			\$5,580,822,781	\$5,780,481,577
13	Standards of Quality for Public Education (Soq)				
14	(17801) .....	\$5,081,214,095	\$5,278,515,694		
15	Financial Incentive Programs for Public Education				
16	(17802) .....	\$15,319,088	\$15,770,120		
17	Financial Assistance for Categorical Programs (17803) ...	\$54,089,598	\$55,995,763		
18	Distribution of Lottery Funds (17805).....	\$430,200,000	\$430,200,000		
19	Fund Sources: General .....	\$5,022,425,681	\$5,209,084,477		
20	Special .....	\$795,000	\$795,000		
21	Commonwealth Transportation .....	\$2,173,000	\$2,173,000		
22	Trust and Agency .....	\$555,429,100	\$568,429,100		
23	Authority: Standards of Quality for Public Education (SOQ) (17801): Article VIII, Section 2,				
24	Constitution of Virginia; Chapter 667, Acts of Assembly, 1980; §§ 22.1-176 through 22.1-198,				
25	22.1-199.1, 22.1-199.2, 22.1-213 through 22.1-221, 22.1-227 through 22.1-237, 22.1-253.13:1				
26	through 22.1-253.13:8, 22.1-254.01, Code of Virginia; Title 51.1, Chapters 1, 5, 6.2, 7, and 14,				
27	Code of Virginia; P.L. 91-230, as amended; P.L. 93-380, as amended; P.L. 94-142, as				
28	amended; P.L. 98-524, as amended, Federal Code.				
29	Financial Incentive Programs for Public Education (17802): §§ 22.1-24, 22.1-289.1 through				
30	22.1-318, Code of Virginia; P.L. 79-396, as amended; P.L. 89-10, as amended; P.L. 89-642, as				
31	amended; P.L. 108-265, as amended; Title II P.L. 99-159, as amended, Federal Code.				
32	Financial Assistance for Categorical Programs (17803): Discretionary Inclusion; Treaty of 1677				
33	between Virginia and the Indians; §§ 22.1-3.4, 22.1-101, 22.1-108, 22.1-199 through				
34	22.1-212.2:3, 22.1-213 through 22.1-221, 22.1-223 through 22.1-237, 22.1-254, Code of				
35	Virginia; P.L. 89-10, as amended; P.L. 91-230, as amended; P.L. 93-380, as amended; P.L.				
36	94-142, as amended; P.L. 94-588; P.L. 95-561, as amended; P.L. 98-211, as amended; P.L.				
37	98-524, as amended; P.L. 99-570; P.L. 100-297, as amended; P.L. 102-73, as amended; P.L.				
38	105-220, as amended, Federal Code.				
39	Distribution of Lottery Funds (17805): §§ 58.1-4022.1 and 58.1-4022, Code of Virginia				
40	<b>Appropriation Detail of</b>				
41	<b>Education Assistance Programs</b>				
42	<b>(17800)</b>				
43					
44	<b>Standards of Quality (17801)</b>	<b>FY 2011</b>	<b>FY 2012</b>		
45	Basic Aid (excluding State Fiscal				
46	Stabilization Funds)	\$2,913,069,547	\$3,062,919,395		
47	Sales Tax	\$1,078,800,000	\$1,114,700,000		
48	Textbooks	\$50,901,192	\$51,414,358		
49	Vocational Education	\$66,468,464	\$66,405,180		
50	Gifted Education	\$30,844,230	\$31,245,647		
51	Special Education	\$362,040,910	\$364,594,055		
52	Prevention, Intervention, and				
53	Remediation	\$70,540,398	\$69,582,467		
54	VRS Retirement	\$263,681,679	\$266,366,905		
55	Social Security	\$175,361,743	\$177,134,431		

ITEM 132.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Group Life	\$7,546,445	\$7,621,103	
2	English as a Second Language	\$36,559,335	\$41,018,003	
3	Remedial Summer School	\$25,400,152	\$25,514,150	
4	<b>Subtotal SOQ (In this Item)</b>	<b>\$5,081,214,095</b>	<b>\$5,278,515,694</b>	
5	SOQ Funded from State Fiscal			
6	Stabilization Funds, Item 133	\$126,372,427	\$0	
7	<b>Total</b>	<b>\$5,207,586,522</b>	<b>\$5,278,515,694</b>	
8				
9	<b>Incentive Programs (17802)</b>			
10	Governor's School	\$13,920,266	\$14,371,298	
11	Clinical Faculty	\$318,750	\$318,750	
12	Career Switcher Mentoring Grants	\$279,983	\$279,983	
13	Special Education Endorsement Program	\$600,000	\$600,000	
14	Special Education - Vocational			
15	Education	\$200,089	\$200,089	
16	<b>Total</b>	<b>\$15,319,088</b>	<b>\$15,770,120</b>	
17				
18	<b>Categorical Programs (17803)</b>			
19	Adult Education	\$1,051,800	\$1,051,800	
20	Adult Literacy	\$2,645,375	\$2,645,375	
21	Virtual Virginia	\$2,356,908	\$2,356,908	
22	American Indian Treaty Commitment	\$75,669	\$77,348	
23	School Lunch	\$5,801,932	\$5,801,932	
24	Special Education - Homebound	\$5,708,874	\$5,938,870	
25	Special Education - Jails	\$3,698,491	\$4,065,031	
26	Special Education - State Operated			
27	Programs	\$32,750,549	\$34,058,499	
28	<b>Total</b>	<b>\$54,089,598</b>	<b>\$55,995,763</b>	
29				
30				
31	<b>Lottery (17805)</b>			
32	Foster Care	\$12,896,417	\$13,605,123	
33	Enrollment Loss	\$8,606,312	\$8,928,389	
34	At-Risk	\$68,340,114	\$66,467,766	
35	Virginia Preschool Initiative	\$75,529,020	\$74,405,901	
36	Early Reading Intervention	\$14,631,865	\$14,788,410	
37	Mentor Teacher	\$1,000,000	\$1,000,000	
38	K-3 Primary Class Size Reduction	\$98,233,321	\$96,510,174	
39	School Breakfast Program	\$2,442,968	\$2,895,852	
40	SOL Algebra Readiness	\$9,111,526	\$9,007,288	
41	Support for School Construction and			
42	Operating Costs	\$35,068,636	\$31,974,591	
43	Regional Alternative Education	\$7,282,572	\$7,151,164	
44	ISAEF	\$2,247,581	\$2,247,581	
45	Special Education - Regional Tuition	\$76,111,630	\$82,399,346	
46	Career and Technical Education -			
47	Categorical	\$10,400,829	\$10,400,829	
48	No Child Left Behind/Education for a			
49	Lifetime	\$4,749,675	\$4,749,675	
50	Project Graduation	\$2,774,478	\$2,774,478	
51	Supplemental Basic Aid	\$773,056	\$893,433	
52	<b>Total</b>	<b>\$430,200,000</b>	<b>\$430,200,000</b>	
53				
54	Payments out of the above amounts shall be subject to the following conditions:			
55	<b>A. Definitions</b>			
56	1. "March 31 Average Daily Membership," or "March 31 ADM" - The responsible school			
57	division's average daily membership for grades K-12 including (1) handicapped students ages			
58	5-21 and (2) students for whom English is a second language who entered school for the first			
59	time after reaching their twelfth birthday, and who have not reached twenty-two years of age			
60	on or before August 1 of the school year, for the first seven (7) months (or equivalent period)			

ITEM 132.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	of the school year through March 31 in which state funds are distributed from this			
2	appropriation. Preschool and postgraduate students shall not be included in March 31 ADM.			
3	a. School divisions shall take a count of September 30 fall membership and report this			
4	information to the Department of Education no later than October 15 of each year.			
5	b. Except as otherwise provided herein, by statute, or by precedent, all appropriations to the			
6	Department of Education shall be calculated using March 31 ADM unadjusted for half-day			
7	kindergarten programs, estimated at 1,214,132.52 the first year and 1,223,597.22 the second			
8	year.			
9	c. March 31 ADM adjusted for half-day kindergarten at 85 percent of March 31 ADM, is			
10	estimated at 1,213,543.49 the first year and 1,222,975.61 the second year.			
11	d. Students who are either (i) enrolled in a nonpublic school or (ii) receiving home instruction			
12	pursuant to § 22.1-254.1 and who are enrolled in a public school on less than a full-time basis			
13	in any mathematics, science, English, history, social science, vocational education, health			
14	education or physical education, fine arts or foreign language course shall be counted in the			
15	funded fall membership and March 31 ADM of the relevant school division. Each course shall			
16	be counted as 0.25, up to a cap of 0.5 of a student.			
17	e. Students enrolled in an Individualized Student Alternative Education Program (ISAEF)			
18	pursuant to § 22.1-254 D shall be counted in the March 31 Average Daily Membership of the			
19	relevant school division. School divisions shall report these students separately in their March			
20	31 reports of Average Daily Membership.			
21	2. "Standards of Quality" - Operations standards for grades kindergarten through 12 as			
22	prescribed by the Board of Education subject to revision by the General Assembly.			
23	3.a. "Basic Operation Cost" - The cost per pupil, including provision for the number of			
24	instructional personnel required by the Standards of Quality for each school division with a			
25	minimum ratio of 51 professional personnel for each 1,000 pupils or proportionate number			
26	thereof, in March 31 ADM for the same fiscal year for which the costs are computed, and			
27	including provision for driver, gifted, occupational-vocational, and special education, library			
28	materials and other teaching materials, teacher sick leave, general administration, division			
29	superintendents' salaries, free textbooks (including those for free and reduced price lunch			
30	pupils), school nurses, operation and maintenance of school plant, transportation of pupils,			
31	instructional television, professional and staff improvement, remedial work, fixed charges and			
32	other costs in programs not funded by other state and/or federal aid.			
33	b. The state and local shares of funding resulting from the support cost calculation for school			
34	nurses shall be specifically identified as such and reported to school divisions annually. School			
35	divisions shall spend these funds for licensed school nurse positions employed by the school			
36	division or for licensed nurses contracted by the local school division to provide school health			
37	services.			
38	4.a. "Composite Index of Local Ability-to-Pay" - An index figure computed for each locality.			
39	The composite index is the sum of 2/3 of the index of wealth per pupil in unadjusted March			
40	31 ADM reported for the first seven (7) months of the 2007-2008 school year and 1/3 of the			
41	index of wealth per capita (population estimates for 2007 as determined by the Weldon Cooper			
42	Center for Public Service of the University of Virginia) multiplied by the local nominal share			
43	of the costs of the Standards of Quality of 0.45 in each year. The indices of wealth are			
44	determined by combining the following constituent index elements with the indicated			
45	weighting: (1) true values of real estate and public service corporations as reported by the State			
46	Department of Taxation for the calendar year 2007 - 50 percent; (2) adjusted gross income for			
47	the calendar year 2007 as reported by the State Department of Taxation - 40 percent; (3) the			
48	sales for the calendar year 2007 which are subject to the state general sales and use tax, as			
49	reported by the State Department of Taxation - 10 percent. Each constituent index element for			
50	a locality is its sum per March 31 ADM, or per capita, expressed as a percentage of the state			
51	average per March 31 ADM, or per capita, for the same element. A locality whose composite			
52	index exceeds 0.8000 shall be considered as having an index of 0.8000 for purposes of			
53	distributing all payments based on the composite index of local ability-to-pay. Each constituent			
54	index element for a locality used to determine the composite index of local ability-to-pay for			
55	the current biennium shall be the latest available data for the specified official base year			

ITEM 132.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1				
2	provided to the Department of Education by the responsible source agencies no later than November 15, 2009.			
3				
4	b. For any locality whose total calendar year 2007 Virginia Adjusted Gross Income is comprised of at least 3 percent or more by nonresidents of Virginia, such nonresident income shall be excluded in computing the composite index of ability-to-pay. The Department of Education shall compute the composite index for such localities by using adjusted gross income data which exclude nonresident income, but shall not adjust the composite index of any other localities. The Department of Taxation shall furnish to the Department of Education such data as are necessary to implement this provision.			
5				
6				
7				
8				
9				
10	c.1) In the event that two or more school divisions become one school division, whether by consolidation of only the school divisions or by consolidation of the local governments, such resulting division shall be paid Standard of Quality payments for all pupils in the combined division on the basis of a composite index established by the Board of Education, which shall equal the lowest composite index of any of the individual school divisions involved in such consolidation. In the event of a consolidation of local governments which shall include the transition of a city to town status, this index shall remain in effect for a period of fifteen years, unless a lower composite index is calculated for the combined division through the process for computing an index figure as set forth above. The Governor shall approve the composite index determined by the Board of Education prior to disbursement of funds under such index. The department shall report to the Chairmen of the House Appropriations and Senate Finance Committees the composite indices approved by the Governor and the Board in the event this provision is implemented.			
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23	2) In the first year, the Department of Education shall calculate the state share of applicable Direct Aid to Public Education accounts using the 2008-2010 composite index of local ability-to-pay as funded in Chapter 781, 2009 Virginia Acts of Assembly. In the case of the 2008-2010 composite index of local ability-to-pay assigned to Halifax County, the fifteen year hold harmless provision, pursuant to paragraph A.4.c.1) above, is extended for one additional year ending June 30, 2011.			
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29	3) In the case of the consolidation of Clifton Forge and Alleghany County school divisions, the fifteen year period for the application of a new composite index pursuant to paragraph c.1) above shall apply beginning with the fiscal year that starts on July 1, 2004.			
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32	4) Pursuant to paragraph c.1) above, if the composite index of a consolidated school division is reduced during the course of the fifteen year period to a level that would entitle the school division to a lower interest rate for a Literary Fund loan than it received when the loan was originally released, the Board of Education shall reduce the interest rate of such loan for the remainder of the period of the loan. Such reduction shall be based on the interest rate that would apply at the time of such adjustment. This rate shall remain in effect for the duration of the loan and shall apply only to those years remaining to be paid.			
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39	d. When it is determined that a substantial error exists in a constituent index element, the Department of Education will make adjustments in funding for the current school year only in the division where the error occurred. The composite index of any other locality shall not be changed as a result of the adjustment. No adjustment during the biennium will be made as a result of updating of data used in a constituent index element.			
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44	e. In the event that any school division consolidates two or more small schools, the division shall continue to receive Standards of Quality funding and provide for the required local expenditure for a period of five years as if the schools had not been consolidated. Small schools are defined as any elementary, middle, or high school with enrollment below 200, 300 and 400 students, respectively.			
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49	5. "Required Local Expenditure for the Standards of Quality" - The locality's share based on the composite index of local ability-to-pay of the cost required by all the Standards of Quality minus its estimated revenues from the state sales and use tax dedicated to public education and those sales tax revenues transferred to the general fund from the Public Education Standards of Quality/Local Real Estate Property Tax Relief Fund and appropriated in this Item, both of which are returned on the basis of the triennial census of school age population, as specified in this Item, collected by the Department of Education and distributed to school divisions in the fiscal year in which the school year begins.			
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ITEM 132.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	6. "Required Local Match" - The locality's required share of program cost based on the			
2	composite index of local ability-to-pay for all Lottery and Incentive programs, where required,			
3	in which the school division has elected to participate in a fiscal year.			
4	7. "Planning District Eight"—The nine localities which comprise Planning District Eight are			
5	Arlington County, Fairfax County, Loudoun County, Prince William County, Alexandria City,			
6	Fairfax City, Falls Church City, Manassas City, and Manassas Park City.			
7	8. "State Share for the Standards of Quality" - The state share for a locality shall be equal to			
8	the cost for that locality less the locality's estimated revenues from the state sales and use tax			
9	dedicated to public education and those sales tax revenues transferred to the general fund from			
10	the Public Education Standards of Quality/ Local Real Estate Property Tax Relief Fund and			
11	appropriated in this Item, both of which are returned on the basis of the triennial census of			
12	school age population, as specified in this Item, collected by the Department of Education and			
13	distributed to school divisions in the fiscal year in which the school year begins and less the			
14	required local expenditure.			
15	9. In the event that the general fund appropriations in Item 131 and Item 132 are not sufficient			
16	to meet the entitlements payable to school divisions pursuant to the provisions of each Item,			
17	the Department of Education is authorized to transfer any available general fund funds between			
18	these Items to address such insufficiencies. If the total appropriations after such transfers			
19	remain insufficient to meet the entitlements of any program, the Department of Education is			
20	authorized to prorate such shortfall proportionately across all of the school divisions			
21	participating in the program where such shortfall occurred.			
22	10. The Department of Education is directed to apply a cap on inflation rates in the same			
23	manner prescribed in § 51.1-166.B, Code of Virginia, when updating funding to school			
24	divisions during the biennial rebenchmarking process.			
25	<b>B. General Conditions</b>			
26	1. The Standards of Quality cost in this Item related to fringe benefits shall be limited for			
27	instructional staff members to the employer's cost for a number not exceeding the number of			
28	instructional positions required by the Standards of Quality for each school division and for			
29	their salaries at the statewide prevailing salary levels as printed below.			
30	Instructional Position	First Year Salary	Second Year Salary	
31	Elementary Teachers	\$43,904	\$43,904	
32	Elementary Assistant Principals	\$62,383	\$62,383	
33	Elementary Principals	\$76,766	\$76,766	
34	Secondary Teachers	\$46,090	\$46,090	
35	Secondary Assistant Principals	\$66,658	\$66,658	
36	Secondary Principals	\$84,564	\$84,564	
37	Instructional Aides	\$16,104	\$16,104	
38	a.1) Payment by the state to a local school division shall be based on the state share of fringe			
39	benefit costs of 55 percent of the employer's cost distributed on the basis of the composite			
40	index.			
41	2) A locality whose composite index exceeds 0.8000 shall be considered as having an index of			
42	0.8000 for purposes of distributing fringe benefit funds under this provision.			
43	3) The state payment to each school division for retirement, social security, and group life			
44	insurance costs for non-instructional personnel is included in and distributed through Basic Aid.			
45	b. Payments to school divisions from this Item shall be calculated using March 31 Average			
46	Daily Membership adjusted for half-day kindergarten programs.			
47	c. Payments for health insurance fringe benefits are included in and distributed through Basic			
48	Aid.			
49	2. Each locality shall offer a school program for all its eligible pupils which is acceptable to			
50	the Department of Education as conforming to the Standards of Quality program requirements.			

ITEM 132.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	3. In the event the statewide number of pupils in March 31 ADM exceeds the number			
2	estimated as the basis for this appropriation, the locality's state share of the Basic Operation			
3	Cost and the required local share shall be reduced proportionately so that this appropriation will			
4	not be exceeded.			
5	4. The Department of Education shall make equitable adjustments in the computation of indices			
6	of wealth and in other state-funded accounts for localities affected by annexation, unless a court			
7	of competent jurisdiction makes such adjustments. However, only the indices of wealth and			
8	other state-funded accounts of localities party to the annexation will be adjusted.			
9	5. In the event that the actual revenues from the state sales and use tax dedicated to public			
10	education and those sales tax revenues transferred to the general fund from the Public			
11	Education Standards of Quality/Local Real Estate Property Tax Relief Fund and appropriated in			
12	this Item (both of which are returned on the basis of the 2008 triennial census of school age			
13	population in the first year and the 2008 triennial census in the second year) for sales in the			
14	fiscal year in which the school year begins are different from the number estimated as the basis			
15	for this appropriation, the estimated state sales and use tax revenues shall not be adjusted.			
16	6. This appropriation shall be apportioned to the public schools with guidelines established by			
17	the Department of Education consistent with legislative intent as expressed in this act.			
18	7.a. Appropriations of state funds in this Item include the number of positions required by the			
19	Standards of Quality. This Item includes a minimum of 51 professional instructional positions			
20	and aide positions (C 2); Education of the Gifted, 1.0 professional instructional position (C 3);			
21	Occupational-Vocational Education Payments and Special Education Payments; a minimum of			
22	6.0 professional instructional positions and aide positions (C 4 and C 5) for each 1,000 pupils			
23	in March 31 ADM each year in support of the current Standards of Quality. Funding in			
24	support of one hour of additional instruction per day based on the percent of students eligible			
25	for the federal free lunch program with a pupil-teacher ratio range of 18:1 to 10:1, depending			
26	upon a school division's combined failure rate on the English and Math Standards of Learning,			
27	is included in Remedial Education Payments (C8).			
28	b. No actions provided in this section signify any intent of the General Assembly to mandate			
29	an increase in the number of instructional personnel per 1,000 students above the numbers			
30	explicitly stated in the preceding paragraph.			
31	c. Appropriations in this Item include programs supported in part by transfers to the general			
32	fund from the Public Education Standards of Quality/Local Real Estate Property Tax Relief			
33	Fund pursuant to Part 3 of this Act. These transfers combined together with other			
34	appropriations from the general fund in this Item funds the state's share of the following			
35	revisions to the Standards of Quality pursuant to Chapters 939 & 955 of the Acts of Assembly			
36	of 2004: five elementary resource teachers per 1,000 students; one support technology position			
37	per 1,000 students; one instructional technology position per 1,000 students; and a full daily			
38	planning period for teachers at the middle and high school levels in order to relieve the			
39	financial pressure these education programs place on local real estate taxes.			
40	d. To provide flexibility, school divisions may use the state and local funds for instructional			
41	technology resource teachers required by the Standards of Quality to employ a data coordinator			
42	position, an instructional technology resource teacher position, or a data coordinator/instructional resource teacher blended position. The data coordinator position is			
43	intended to serve as a resource to principals and classroom teachers in the area of data analysis			
44	and interpretation for instructional and school improvement purposes, as well as for overall data			
45	management and administration of state assessments. School divisions using these SOQ funds			
46	in this manner shall only employ instructional personnel licensed by the Board of Education.			
47				
48	e. To provide flexibility in the provision of reading intervention services, school divisions may			
49	use the state Early Reading Intervention initiative funding provided from the Lottery Proceeds			
50	Fund and the required local matching funds to employ reading specialists to provide the			
51	required reading intervention services. School divisions using the Early Reading Intervention			
52	Initiative funds in this manner shall only employ instructional personnel licensed by the Board			
53	of Education.			
54	f. To provide flexibility in the provision of mathematics intervention services, school divisions			
55	may use the state Standards of Learning Algebra Readiness initiative funding provided from the			



ITEM 132.	Item Details(\$)		Appropriations(\$)	
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1	Lottery Proceeds Fund and the required local matching funds to employ mathematics teacher			
2	specialists to provide the required mathematics intervention services. School divisions using			
3	the Standards of Learning Algebra Readiness initiative funding in this manner shall only			
4	employ instructional personnel licensed by the Board of Education.			
5	8.a. The Department of Education shall make calculations at the start of the school year to			
6	ensure that school divisions have appropriated adequate funds to support their estimated			
7	required local expenditure. The Department of Education shall also make calculations after the			
8	close of the school year to verify that the required local effort level, based on actual March 31			
9	Average Daily Membership, was met. The Department of Education shall specify the			
10	calculations to determine if a school division has appropriated and expended its required local			
11	expenditure for the Standards of Quality. This calculation may include but is not limited to the			
12	following calculations:			
13	b. The total expenditures for operation, defined as total expenditures less all capital outlays,			
14	expenditures for debt service, facilities, non-regular day school programs (such as adult			
15	education, preschool, and non-local education programs), and any transfers to regional programs			
16	will be calculated.			
17	c. The following state funds will be deducted from the amount calculated in paragraph a.			
18	above: revenues from the state sales and use tax (returned on the basis of the 2008 triennial			
19	census of school age population in the first year and the 2008 triennial census in the second			
20	year, as specified in this Item) for sales in the fiscal year in which the school year begins; total			
21	receipts from state funds (except state funds for non-regular day school programs and state			
22	funds used for capital or debt service purposes); and the state share of any balances carried			
23	forward from the previous fiscal year. Any qualifying state funds that remain unspent at the			
24	end of the fiscal year will be added to the amount calculated in paragraph a. above.			
25	d. Federal funds, and any federal funds carried forward from the previous fiscal year, will also			
26	be deducted from the amount calculated in paragraph a above. Any federal funds that remain			
27	unspent at the end of the fiscal year and any capital expenditures paid from federal funds will			
28	be added to the amount calculated in paragraph a. above.			
29	e. Tuition receipts, receipts from payments from other cities or counties, and fund transfers will			
30	also be deducted from the amount calculated in paragraph a, then			
31	f. The final amount calculated as described above must be equal to or greater than the required			
32	local expenditure defined in paragraph A. 5.			
33	g. The Department of Education shall collect the data necessary to perform the calculations of			
34	required local expenditure as required by this section.			
35	h. A locality whose expenditure in fact exceeds the required amount from local funds may not			
36	reduce its expenditures unless it first complies with all of the Standards of Quality.			
37	9.a. Any sum which a locality, as of the end of a school year, has not expended, pursuant to			
38	this Item, for the Standards of Quality shall be paid by the locality into the general fund of the			
39	state treasury. Such payments shall be made not later than the end of the school year following			
40	that in which the under expenditure occurs.			
41	b. Whenever the Department of Education has recovered funds as defined in the preceding			
42	paragraph a, the Secretary of Education and Workforce is authorized to repay to the locality			
43	affected by that action, seventy-five percent (75%) of those funds upon his determination that:			
44	1) The local school board agrees to include the funds in its June 30 ending balance for the year			
45	following that in which the under expenditure occurs;			
46	2) The local governing body agrees to reappropriate the funds as a supplemental appropriation			
47	to the approved budget for the second year following that in which the under expenditure			
48	occurs, in an appropriate category as requested by the local school board, for the direct benefit			
49	of the students;			
50	3) The local school board agrees to expend these funds, over and above the funds required to			
51	meet the required local expenditure for the second year following that in which the under			

ITEM 132.	Item Details(\$)		Appropriations(\$)	
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1	expenditure occurs, for a special project, the details of which must be furnished to the			
2	Department of Education for review and approval;			
3	4) The local school board agrees to submit quarterly reports to the Department of Education on			
4	the use of funds provided through this project award; and			
5	5) The local governing body and the local school board agree that the project award will be			
6	cancelled and the funds withdrawn if the above conditions have not been met as of June 30 of			
7	the second year following that in which the under expenditure occurs.			
8	c. There is hereby appropriated, for the purposes of the foregoing repayment, a sum sufficient,			
9	not to exceed 75 percent of the funds deposited in the general fund pursuant to the preceding			
10	paragraph a.			
11	10. The Department of Education shall specify the manner for collecting the required			
12	information and the method for determining if a school division has appropriated and expended			
13	the local funds required to support the actual local match based on all Lottery and Incentive			
14	programs in which the school division has elected to participate. Unless specifically stated			
15	otherwise in this Item, school divisions electing to participate in any Lottery or Incentive			
16	program that requires a local funding match in order to receive state funding, shall certify to			
17	the Department of Education its intent to participate in each program by October 1 each fiscal			
18	year in a manner prescribed by the Department of Education. Upon receipt of the			
19	certifications, the Department of Education shall make calculations to ensure that school			
20	divisions have appropriated adequate local funds, above the required local effort for the			
21	Standards of Quality, to support the projected required local match based on the Lottery and			
22	Incentive programs in which the school division has elected to participate. If the Department			
23	of Education's calculations indicate that insufficient local funds are appropriated to meet the			
24	required local funding match for one or more programs, state funding for such program(s) shall			
25	not be made until such time that the school division can certify that sufficient local funding has			
26	been appropriated to meet required local match. The Department of Education shall also make			
27	calculations after the close of the fiscal year to verify that the required local match was met			
28	based on the state funds that were received.			
29	11. Any sum of local matching funds for Lottery and Incentive program which a locality has			
30	not expended as of the end of a fiscal year in support of the required local match pursuant to			
31	this Item shall be paid by the locality into the general fund of the state treasury unless the			
32	carryover of those unspent funds is specifically permitted by other provisions of this act. Such			
33	payments shall be made no later than the end of the school year following that in which the			
34	under expenditure occurred.			
35	12. The Superintendent of Public Instruction shall provide a report annually on the status of			
36	teacher salaries, by local school division, to the Governor and the Chairmen of the Senate			
37	Finance and House Appropriations Committees. In addition to information on average salaries			
38	by school division and statewide comparisons with other states, the report shall also include			
39	information on starting salaries by school division and average teacher salaries by school.			
40	13. All state and local matching funds required by the programs in this Item shall be			
41	appropriated to the budget of the local school board.			
42	14. By November 15 of each year, the Department of Planning and Budget, in cooperation with			
43	the Department of Education, shall prepare and submit a preliminary forecast of Standards of			
44	Quality expenditures, based upon the most current data available, to the Chairmen of the House			
45	Appropriations and Senate Finance Committees. In odd-numbered years, the forecast for the			
46	current and subsequent two fiscal years shall be provided. In even-numbered years, the forecast			
47	for the current and subsequent fiscal year shall be provided. The forecast shall detail the			
48	projected March 31 Average Daily Membership and the resulting impact on the education			
49	budget.			
50	15. School divisions may choose to use state payments provided for Standards of Quality			
51	Prevention, Intervention, and Remediation in both years as a block grant for remediation			
52	purposes, without restrictions or reporting requirements, other than reporting necessary as a			
53	basis for determining funding for the program.			
54	16. Except as otherwise provided in this act, the Superintendent of Public Instruction shall			

ITEM 132.	Item Details(\$)		Appropriations(\$)	
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1	provide guidelines for the distribution and expenditure of general fund appropriations and such			
2	additional federal, private and other funds as may be made available to aid in the establishment			
3	and maintenance of the public schools.			
4	17. At the Department of Education's option, fees for audio-visual services may be deducted			
5	from state aid payments for individual local school divisions.			
6	18. For distributions not otherwise specified, the Department of Education, at its option, may			
7	use prior year data to calculate actual disbursements to individual localities.			
8	19. Payments for accounts related to the Standards of Quality made to localities for public			
9	education from the general fund, as provided herein, shall be payable in twenty-four			
10	approximately equal bimonthly installments at the middle and end of each month.			
11	20. The Department of Education shall, for purposes of calculating the state and local shares of			
12	the Standards of Quality, apportion state sales and use tax dedicated to public education and			
13	those sales tax revenues transferred to the general fund from the Public Education Standards of			
14	Quality/ Local Real Estate Property Tax Relief Fund based on the 2008 triennial census of			
15	school age population in the first year and the 2008 triennial census in the second year of the			
16	biennium.			
17	The State Comptroller shall distribute the state sales and use tax revenues dedicated to public			
18	education and those sales tax revenues transferred to the general fund from the Public			
19	Education Standards of Quality/ Local Real Estate Property Tax Relief Fund based on the 2008			
20	triennial census of school age population in the first year and the 2008 triennial census in the			
21	second year of the biennium.			
22	21. The school divisions within the Tobacco Region, as defined by the Tobacco			
23	Indemnification and Community Revitalization Commission, shall jointly explore ways to			
24	maximize their collective expenditure reimbursement totals for all eligible E-Rate funding.			
25	22. This item includes appropriations totaling an estimated \$430,200,000 the first year and			
26	\$430,200,000 the second year from the revenues deposited to the Lottery Proceeds Fund.			
27	These amounts are appropriated for distribution to counties, cities, and towns to support public			
28	education programs pursuant to Article X, section 7-A Constitution of Virginia. Any county,			
29	city, or town which accepts a distribution from this Fund shall provide its portion of the cost			
30	of maintaining an educational program meeting the Standards of Quality pursuant to Section 2			
31	of Article VIII of the Constitution without the use of distributions from the Fund. To the			
32	extent that actual revenues deposited to the Lottery Proceeds Fund are not sufficient to meet			
33	the appropriations provided in the Lottery Service Area, payments to school divisions described			
34	in paragraph C. 28 Support for School Construction and Operating Costs shall be reduced on a			
35	proportional basis.			
36	23. For reporting purposes, the Department of Education shall include Lottery Proceeds Funds			
37	as state funds.			
38	24. Any locality that has met its required local effort for the Standards of Quality accounts for			
39	fiscal year 2011 or that has met its required local match for incentive or Lottery-funded			
40	programs in which the locality elected to participate in fiscal year 2011 may carry over into			
41	fiscal year 2012 any remaining state Direct Aid to Public Education fund balances available to			
42	help minimize any fiscal year 2012 revenue adjustments that may occur in state funding to that			
43	locality.			
44	25. Localities are encouraged to allow school boards to carry over any unspent local allocations			
45	into the next fiscal year. Localities are also encouraged to provide increased flexibility to			
46	school boards by appropriating state and local funds for public education in a lump sum.			
47	26. The Department of Education shall allocate an additional \$126,372,427 from the State			
48	Fiscal Stabilization Fund, American Recovery and Reinvestment Act of 2009, appropriated in			
49	Item 133 in the first year to the local school divisions to pay a portion of the state's share of			
50	Basic Aid. The allocations shall be based on the proportion that each school division			
51	represents to the statewide total of Basic Aid amount in this Item as introduced in House Bill			
52	30/ Senate Bill 30. The amounts appropriated are an estimate, and may be modified by the			
53	Director, Department of Planning and Budget depending on final budget reduction actions taken			

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1	to the final budget bill enacted for the 2008-10 biennium.			
2	<b>C. Apportionment</b>			
3	1. Subject to the conditions stated in this paragraph and in paragraph B of this Item, each			
4	locality shall receive sums as listed above within this program for the basic operation cost and			
5	payments in addition to that cost. The apportionment herein directed shall be inclusive of, and			
6	without further payment by reason of, state funds for library and other teaching materials.			
7	2. School Employee Retirement Contributions			
8	a. This Item provides funds to each local school board for the state share of the employer's			
9	retirement cost incurred by it, on behalf of instructional personnel, for subsequent transfer to			
10	the retirement allowance account as provided by Title 51.1, Chapter 1, Code of Virginia.			
11	b. Notwithstanding § 51.1-1401 of the Code of Virginia, the Commonwealth shall provide			
12	payments for only the state share of the Standards of Quality fringe benefit cost of the retiree			
13	health care credit. This Item includes payments in both years based on the state share of fringe			
14	benefit costs of 55 percent of the employer's cost on funded Standards of Quality instructional			
15	positions, distributed based on the composite index of the local ability-to-pay.			
16	c. As a part of the review of the Virginia Retirement System pursuant to House Joint			
17	Resolution No. 34 the joint subcommittee shall review: 1) the Commonwealth's responsibilities			
18	for funding the teacher retirement system beyond the actuarial normal rate and 2) the			
19	Commonwealth's appropriate share for retirement payments by school divisions. In making this			
20	review, the joint subcommittee shall review the impact of the blended retirement rates on the			
21	retirement system, school divisions, and the Commonwealth.			
22	d. Appropriations for contributions in paragraph 2 include payments from funds derived from			
23	the principal of the Literary Fund in accordance with Article VIII, Section 8, of the			
24	Constitution of Virginia. The amounts set aside from the Literary Fund for these purposes shall			
25	not exceed \$125,000,000 the first year and \$138,000,000 the second year.			
26	3. School Employee Social Security Contributions			
27	This Item provides funds to each local school board for the state share of the employer's Social			
28	Security cost incurred by it, on behalf of the instructional personnel for subsequent transfer to			
29	the Contribution Fund pursuant to Title 51.1, Chapter 7, Code of Virginia.			
30	4. School Employee Insurance Contributions			
31	This Item provides funds to each local school board for the state share of the employer's Group			
32	Life Insurance cost incurred by it on behalf of instructional personnel who participate in group			
33	insurance under the provisions of Title 51.1, Chapter 5, Code of Virginia.			
34	5. Basic Aid Payments			
35	a.1) A state share of the Basic Operation Cost, which cost per pupil in March 31 ADM is			
36	established individually for each local school division based on the number of instructional			
37	personnel required by the Standards of Quality and the statewide prevailing salary levels			
38	(adjusted in Planning District Eight for the cost of competing) as well as recognized support			
39	costs calculated on a prevailing basis for an estimated March 31 ADM (adjusted for half-day			
40	kindergarten programs).			
41	2) This appropriation includes funding to recognize the common labor market in the			
42	Washington -Baltimore-Northern Virginia, DC-MD-VA-WV Combined Statistical Area.			
43	Standards of Quality salary payments for instructional and support positions in school divisions			
44	of the localities set out below have been adjusted for the equivalent portion of the Cost of			
45	Competing Adjustment (COCA) rates that are paid to local school divisions in Planning District			
46	8. For the counties of Stafford, Fauquier, Spotsylvania, Clarke, Warren, Frederick, and			
47	Culpeper and the Cities of Fredericksburg and Winchester, the SOQ payments have been			
48	increased by 25 percent each year of the COCA rates paid to school divisions in Planning			
49	District 8.			

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1	b. The state share for a locality shall be equal to the Basic Operation Cost for that locality less				
2	the locality's estimated revenues from the state sales and use tax (returned on the basis of the				
3	2008 triennial census of school age population in the first year and the 2008 triennial census in				
4	the second year, as specified in this Item), in the fiscal year in which the school year begins				
5	and less the required local expenditure.				
6	c. For the purpose of this paragraph, the Department of Taxation's fiscal year sales and use tax				
7	estimates are as cited in this Item.				
8	d.1) In accordance with the provisions of §§ 22.1-281 and 37.1-96, Code of Virginia, the				
9	Department of Education shall deduct the locality's share for the education of handicapped				
10	pupils residing in institutions within the Department of Behavioral Health and Developmental				
11	Services from the locality's Basic Aid appropriation.				
12	2) The amounts deducted from Basic Aid for the education of intellectually disabled persons				
13	shall be transferred to the Department of Behavioral Health and Developmental Services in				
14	support of the cost of educating such persons; the amount deducted from Basic Aid for the				
15	education of emotionally disturbed persons shall be used to cover extraordinary expenses				
16	incurred in the education of such persons. The Department of Education shall establish				
17	guidelines to implement these provisions and shall provide for the periodic transfer of sums				
18	due from each local school division to the Department of Behavioral Health and Developmental				
19	Services and for Special Education categorical payments. The amount of the actual transfers				
20	will be based on data accumulated during the prior school year.				
21	e.1) The apportionment to localities of all driver education revenues received during the school				
22	year shall be made as an undesignated component of the state share of the basic operation cost				
23	in accordance with the provisions of this Item. Only school divisions complying with the				
24	standardized program established by the Board of Education shall be entitled to participate in				
25	the distribution of state funds appropriated for driver education. The Department of Education				
26	will deduct a designated amount per pupil from a school division's Basic Aid payment when				
27	the school division is not in compliance with § 22.1-205 C, Code of Virginia. Such amount				
28	will be computed by dividing the current appropriation for the Driver Education Fund by actual				
29	March 31 ADM.				
30	2) Local school boards may charge a per pupil fee for behind-the-wheel driver education				
31	provided, however, that the fee charged plus the per pupil basic aid reimbursement for driver				
32	education shall not exceed the actual average per pupil cost. Such fees shall not be cause for a				
33	pro rata reduction in Basic Aid payments to school divisions.				
34	f. Textbooks				
35	1) The appropriation in this Item includes \$50,901,192 the first year and \$51,414,358 the				
36	second year from the general fund as the state's share of the cost of textbooks based on a per				
37	pupil amount of \$75.55 the first year and \$75.55 the second year. A school division shall				
38	appropriate these funds for textbooks or any other public education instructional expenditure by				
39	the school division. The state's distributions for textbooks shall be based on adjusted March 31				
40	ADM. These funds shall be matched by the local government, based on the composite index				
41	of local ability-to-pay.				
42	2) School divisions shall provide free textbooks to all students.				
43	3) School divisions may use a portion of this funding to purchase Standards of Learning				
44	instructional materials. School divisions may also use these funds to purchase electronic				
45	textbooks or other technology integral to the curriculum and the technical equipment required				
46	to read and access this technology.				
47	4) Any funds provided to school divisions for textbook costs that are unexpended as of June				
48	30, 2011, or June 30, 2012, shall be carried on the books of the locality to be appropriated to				
49	the school division the following year to be used for same purpose.				
50	5) For purposes of calculating rebenchmarking costs for textbooks for the 2012-2014 biennium,				
51	the Department of Education shall include the higher of the fiscal year 2009 or fiscal year 2010				
52	division-level textbook per pupil amount in calculating the base year statewide prevailing per				
53	pupil amount. For this one year calculation, the Department of Education shall adjust, with one				

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1	additional year of inflation, any fiscal year 2009 division-level per pupil textbook expenditure			
2	data used in calculating the base year statewide prevailing per pupil amount.			
3	g. The one-cent state sales and use tax earmarked for education and the sales tax revenues			
4	transferred to the general fund from the Public Education Standards of Quality/ Local Real			
5	Estate Property Tax Relief Fund and appropriated in this Item which are distributed to localities			
6	on the basis of the 2008 triennial census of school age population in the first year and the 2008			
7	triennial census in the second year as specified in this Item shall be reflected in each locality's			
8	annual budget for educational purposes as a separate revenue source for the then current fiscal			
9	year.			
10	h. The appropriation for the Standards of Quality for Public Education (SOQ) includes amounts			
11	estimated at \$208,900,000 the first year and \$215,800,000 the second year from the amounts			
12	transferred to the general fund from the Public Education Standards of Quality/Local Real			
13	Estate Property Tax Relief Fund pursuant to Part 3 of this Act which are derived from the 1/4			
14	cent increase in the state sales and use tax levied pursuant to Chapter 3, 2004 Special Session			
15	I. These additional funds are provided to local school divisions and local governments in order			
16	to relieve the financial pressure education programs place on local real estate taxes.			
17	i. From the total amounts in paragraph h. above, an amount estimated at \$104,300,000 the first			
18	year and \$107,700,000 the second year (approximately 1/8 cent of sales and use tax) is			
19	appropriated to support a portion of the cost of the state's share of the following revisions to			
20	the Standards of Quality pursuant to Chapters 939 & 955 of the Acts of Assembly of 2004:			
21	five elementary resource teachers per 1,000 students; one support and one instructional			
22	technology position per 1,000 students; a full daily planning period for teachers at the middle			
23	and high school levels in order to relieve the pressure on local real estate taxes and shall be			
24	taken into account by the governing body of the county, city, or town in setting real estate tax			
25	rates.			
26	j. From the total amounts in paragraph h. above, an amount estimated at \$104,600,000 the first			
27	year and \$108,100,000 the second year (approximately 1/8 cent of sales and use tax) is			
28	appropriated in this Item to distribute the remainder of the revenues collected and deposited			
29	into the Public Education Standards of Quality/ Local Real Estate Property Tax Relief Fund on			
30	the basis of the 2008 triennial census of school age population in the first year and the 2008			
31	triennial census in the second year as specified in this Item.			
32	k. For the purposes of funding certain support positions in Basic Aid a funding ratio			
33	methodology is used based upon the prevailing ratio of support positions to SOQ funded			
34	instructional positions as established in Chapter 781, 2009 Acts of Assembly. For the purposes			
35	of making the required spending adjustments, the appropriation and distribution of Basic Aid			
36	shall reflect this methodology. Local school divisions shall have the discretion as to where the			
37	adjustment may be made, consistent with the Standards of Quality funded in this Act.			
38	6. Education of the Gifted Payments			
39	a. An additional payment shall be disbursed by the Department of Education to local school			
40	divisions to support the state share of one full-time equivalent instructional position per 1,000			
41	students in adjusted March 31 ADM.			
42	b. Local school divisions are required to spend, as part of the required local expenditure for the			
43	Standards of Quality the established per pupil cost for gifted education (state and local share)			
44	on approved programs for the gifted.			
45	7. Occupational-Vocational Education Payments			
46	a. An additional payment shall be disbursed by the Department of Education to the local school			
47	divisions to support the state share of the number of Vocational Education instructors required			
48	by the Standards of Quality. These funds shall be disbursed on the same basis as the payment			
49	is calculated.			
50	b. An amount estimated at \$107,216,580 the first year and \$107,704,301 the second year from			
51	the general fund included in Basic Aid Payments relates to vocational education programs in			
52	support of the Standards of Quality.			

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1	8. Special Education Payments			
2	a. An additional payment shall be disbursed by the Department of Education to the local school			
3	divisions to support the state share of the number of Special Education instructors required by			
4	the Standards of Quality. These funds shall be disbursed on the same basis as the payment is			
5	calculated.			
6	b. Out of the amounts for special education payments, general fund support is provided to fund			
7	the caseload standards for speech pathologists at 68 students for each year of the biennium.			
8	9. Enrollment Loss			
9	An additional state payment in each year equal to the state share per pupil of Basic Aid for			
10	each locality, for a percentage of the enrollment loss (as determined below) in March 31 ADM			
11	from the prior year.			
12	Composite Index	Percentage		
13	0.0000-0.1999	85%		
14	0.2000-0.3499	70%		
15	0.3500-0.4999	45%		
16	0.5000 or more	30%		
17	10. Remedial Education Payments			
18	a. An additional payment estimated at \$70,540,398 the first year and \$69,582,467 the second			
19	year from the general fund shall be disbursed by the Department of Education to support the			
20	Board of Education's Standards of Quality prevention, intervention, and remediation program			
21	adopted in June 2003.			
22	b. The payment shall be calculated based on one hour of additional instruction per day for			
23	identified students, using the three year average percent of students eligible for the federal Free			
24	Lunch program as a proxy for students needing such services. Fall membership shall be			
25	multiplied by the three year average division-level Free Lunch eligibility percentage to			
26	determine the estimated number of students eligible for services. Pupil-teacher ratios shall be			
27	applied to the estimated number of eligible students to determine the number of instructional			
28	positions needed for each school division. The pupil-teacher ratio applied for each school			
29	division shall range from 10:1 for those divisions with the most severe combined three year			
30	average failure rates for English and math Standards of Learning test scores to 18:1 for those			
31	divisions with the lowest combined three year average failure rates for English and math			
32	Standards of Learning test scores.			
33	c. Funding shall be matched by the local government based on the composite index of local			
34	ability-to-pay.			
35	d. To provide flexibility in the instruction of English Language Learners who have limited			
36	English proficiency and who are at risk of not meeting state accountability standards, school			
37	divisions may use state and local funds from the SOQ Prevention, Intervention, and			
38	Remediation account to employ additional English Language Learner teachers to provide			
39	instruction to identified limited English proficiency students. Using these funds in this manner			
40	is intended to supplement the instructional services provided through the SOQ staffing standard			
41	of 17 instructional positions per 1,000 limited English proficiency students. School divisions			
42	using the SOQ Prevention, Intervention, and Remediation funds in this manner shall only			
43	employ instructional personnel licensed by the Board of Education.			
44	e. An additional state payment estimated at \$68,340,114 the first year and \$66,467,766 the			
45	second year from the Lottery Proceeds Fund shall be disbursed based on the estimated number			
46	of federal Free Lunch participants, in support of programs for students who are educationally at			
47	risk. The additional payment shall be based on the state share of:			
48	1) A minimum one percent add-on, as a percent of the per pupil basic aid cost, for each child			
49	who qualifies for the federal Free Lunch Program; and			
50	2) An addition to the add-on, based on the concentration of children qualifying for the federal			
51	Free Lunch Program. Based on its percentage of Free Lunch participants, each school division			

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1	will receive between 1 and 12 percent in additional basic aid per Free Lunch participant. These			
2	funds shall be matched by the local government, based on the composite index of local			
3	ability-to-pay.			
4	3a) Local school divisions are required to spend the established at-risk payment (state and local			
5	share) on approved programs for students who are educationally at risk.			
6	b) To receive these funds, each school division shall certify to the Department of Education			
7	that the state and local share of the at-risk payment will be used to support approved programs			
8	for students who are educationally at risk and shall submit, in a format specified by the			
9	Department of Education, the school division's comprehensive strategy for intervention,			
10	prevention, and remediation, including the number of students served and review of available			
11	data. These programs may include: Dropout Prevention, community and school-based truancy			
12	officer programs, Advancement Via Individual Determination (AVID), Project Discovery,			
13	Reading Recovery, programs for students who speak English as a second language, or			
14	programs related to increasing the success of disadvantaged students in completing a high			
15	school degree and providing opportunities to encourage further education and training. Further,			
16	any new funds a school division receives in excess of the amounts received in fiscal year 2008			
17	may be used first to provide data coordinators or to purchase similar services for schools that			
18	have not met Adequate Yearly Progress (AYP) under the federal No Child Left Behind Act or			
19	are not fully accredited under the Standards of Accreditation. The data coordinator position is			
20	intended to provide schools with needed support in the area of data analysis and interpretation			
21	for instructional purposes, as well as overall data management and the administration of state			
22	assessments. The position would primarily focus on data related to instruction and school			
23	improvement, including: student assessment, student attendance, student/teacher engagement,			
24	behavior referrals, suspensions, retention, and graduation rates.			
25	f. Regional Alternative Education Programs			
26	1) An additional state payment of \$7,282,572 the first year from the general fund and			
27	\$7,151,164 the second year from the Lottery Proceeds Fund shall be disbursed for Regional			
28	Alternative Education programs. Such programs shall be for the purpose of educating certain			
29	expelled students and, as appropriate, students who have received suspensions from public			
30	schools and students returned to the community from the Department of Juvenile Justice.			
31	2) Each regional program shall have a small student/staff ratio. Such staff shall include, but			
32	not be limited to education, mental health, health, and law enforcement professionals, who will			
33	collaborate to provide for the academic, psychological, and social needs of the students. Each			
34	program shall be designed to ensure that students make the transition back into the			
35	"mainstream" within their local school division.			
36	3a) Regional alternative education programs are funded through this Item based on the state's			
37	share of the incremental per pupil cost for providing such programs. This incremental per pupil			
38	payment shall be adjusted for the composite index of local ability-to-pay of the school division			
39	that counts such students attending such program in its March 31 Average Daily Membership.			
40	It is the intent of the General Assembly that this incremental per pupil amount be in addition			
41	to the basic aid per pupil funding provided to the affected school division for such students.			
42	Therefore, local school divisions are encouraged to provide the appropriate portion of the basic			
43	aid per pupil funding to the regional programs for students attending these programs, adjusted			
44	for costs incurred by the school division for transportation, administration, and any portion of			
45	the school day or school year that the student does not attend such program.			
46	b) In the event a school division does not use all of the student slots it is allocated under this			
47	program, the unused slots may be reallocated or transferred to another school division.			
48	1. A school division must request from the Department of Education the availability and			
49	possible use of any unused student slots. If any unused slots are available and if the requesting			
50	school division chooses to utilize any of the unused slots, the requesting school division shall			
51	only receive the state's share of tuition for the unused slot that was allocated in this Item for			
52	the originally designated school division.			
53	2. However, no requesting school division shall receive more tuition funding from the state for			
54	any requested unused slot than what would have been the calculated amount for the requesting			
55	school division had the unused slot been allocated to the requesting school division in the			



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1	original budget. Furthermore, the requesting school division shall pay for any remaining tuition			
2	payment necessary for using a previously unused slot.			
3	3. The Department of Education shall report by June 30 each year, to the Chairmen of the			
4	House Appropriations and Senate Finance Committees, the number of available student slots,			
5	students placed, the request of unused slots, and the number of unused slots subsequently used			
6	by each school division for each Regional Alternative Education program.			
7	4) The Department of Education shall provide assistance for the state share of the incremental			
8	cost of Regional Alternative Education program operations based on the composite index of			
9	local ability-to-pay.			
10	g. Remedial Summer School			
11	1) This appropriation includes \$25,400,152 the first year and \$25,514,150 the second year from			
12	the general fund for the state's share of Remedial Summer School Programs. These funds are			
13	available to school divisions for the operation of programs designed to remediate students who			
14	are required to attend such programs during a summer school session or during an intersession			
15	in the case of year-round schools. These funds may be used in conjunction with other sources			
16	of state funding for remediation or intervention. School divisions shall have maximum			
17	flexibility with respect to the use of these funds and the types of remediation programs offered;			
18	however, in exercising this flexibility, students attending these programs shall not be charged			
19	tuition and no high school credit may be awarded to students who participate in this program.			
20	2) For school divisions charging students tuition for summer high school credit courses,			
21	consideration shall be given to students from households with extenuating financial			
22	circumstances who are repeating a class in order to graduate.			
23	11. K-3 Primary Class Size Reduction Payments			
24	a. An additional payment estimated at \$98,233,321 the first year and \$96,510,174 the second			
25	year from the Lottery Proceeds Fund shall be disbursed by the Department of Education as an			
26	incentive for reducing class sizes in the primary grades.			
27	b. The Department of Education shall calculate the payment based on the incremental cost of			
28	providing the lower class sizes based on the lower of the division average per pupil cost of all			
29	divisions or the actual division per pupil cost.			
30	c. Localities are required to provide a match for these funds based on the composite index of			
31	local ability-to-pay.			
32	d. By October 15 of each year school divisions must provide data to the Department of			
33	Education that each participating school has a September 30 pupil/teacher ratio in grades K			
34	through 3 that meet the following criteria:			
35	Qualifying School Percentage of Students			
36	Approved			
37			Maximum	
38		Grades K-3	Individual	
39	Eligible for Free Lunch	School Ratio	K-3 Class Size	
40	16% but less than 30%	20 to 1	25	
41	30% but less than 45%	19 to 1	24	
42	45% but less than 55%	18 to 1	23	
43	55% but less than 65%	17 to 1	22	
44	65% but less than 70%	16 to 1	21	
45	70% but less than 75%	15 to 1	20	
46	75% or more	14 to 1	19	
47	e. School divisions may elect to have eligible schools participate at a higher ratio, or only in a			
48	portion of grades kindergarten through three, with a commensurate reduction of state and			
49	required local funds, if local conditions do not permit participation at the established ratio			
50	and/or maximum individual class size. Special education teachers and instructional aides shall			
51	not be counted towards meeting these required pupil/teacher ratios in grades kindergarten			

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1	f. The Superintendent of Public Instruction may grant waivers to school divisions for the class			
2	size requirement in eligible schools that have only one class in an affected grade level in the			
3	school.			
4	12. Literary Fund Subsidy Program Payments			
5	a. The Board of Education and the Virginia Public School Authority (VPSA) shall provide a			
6	program of funding for school construction and renovation through the Literary Fund and			
7	through VPSA bond sales. The program shall be used to provide funds, through Literary Fund			
8	loans and subsidies, and through VPSA bond sales, to fund a portion of the projects on the			
9	First or Second Literary Fund Waiting List, or other critical projects which may receive priority			
10	placement on the First or Second Literary Fund Waiting List by the Board of Education.			
11	Interest rate subsidies will provide school divisions with the present value difference in debt			
12	service between a Literary Fund loan and a borrowing through the VPSA. To qualify for an			
13	interest rate subsidy, the school division's project must be eligible for a Literary Fund loan and			
14	shall be subject to the same restrictions. The VPSA shall work with the Board of Education in			
15	selecting those projects to be funded through the interest rate subsidy/bond financing program,			
16	so as to ensure the maximum leverage of Literary Fund moneys and a minimum impact on the			
17	VPSA Bond Pool.			
18	b. The Board of Education may offer Literary Fund loans from the uncommitted balances of			
19	the Literary Fund after meeting the obligations of the interest rate subsidy sales and the			
20	amounts set aside from the Literary Fund for Debt Service Payments for Education Technology			
21	in this Item.			
22	c.1) In the event that on any scheduled payment date of bonds of the Virginia Public School			
23	Authority (VPSA) authorized under the provisions of a bond resolution adopted subsequent to			
24	June 30, 1997, issued subsequent to June 30, 1997, and not benefiting from the provisions of			
25	either § 22.1-168 (iii), (iv), and (v), Code of Virginia, or § 22.1-168.1, Code of Virginia, the			
26	sum of (i) the payments on general obligation school bonds of cities, counties, and towns			
27	(localities) paid to the VPSA and (ii) the proceeds derived from the application of the			
28	provisions of § 15.2-2659, Code of Virginia, to such bonds of localities, is less than the debt			
29	service due on such bonds of the VPSA on such date, there is hereby appropriated to the			
30	VPSA, first, from available moneys of the Literary Fund and, second, from the general fund a			
31	sum equal to such deficiency.			
32	2) The Commonwealth shall be subrogated to the VPSA to the extent of any such			
33	appropriation paid to the VPSA and shall be entitled to enforce the VPSA's remedies with			
34	respect to the defaulting locality and to full recovery of the amount of such deficiency, together			
35	with interest at the rate of the defaulting locality's bonds.			
36	d. The chairman of the Board of Commissioners of the VPSA shall, on or before November 1			
37	of each year, make and deliver to the Governor and the Secretary of Finance a certificate			
38	setting forth his estimate of total debt service during each fiscal year of the biennium on bonds			
39	of the VPSA issued and projected to be issued during such biennium pursuant to the bond			
40	resolution referred to in paragraph a above. The Governor's budget submission each year shall			
41	include provisions for the payment of debt service pursuant to paragraph 1) above.			
42	13. Educational Technology Payments			
43	a. Any unobligated amounts transferred to the educational technology fund shall be disbursed			
44	on a pro rata basis to localities. The additional funds shall be used for technology needs			
45	identified in the division's technology plan approved by the Department of Education.			
46	b. The Board of Education shall authorize amounts estimated at \$12,825,750 the first year from			
47	the Literary Fund to provide debt service payments for the education technology grant program			
48	conducted through the Virginia Public School Authority in 2006.			
49	c. The Board of Education shall authorize amounts estimated at \$12,981,750 the first year and			
50	\$12,978,000 the second year from the Literary Fund to provide debt service payments for the			
51	education technology grant program conducted through the Virginia Public School Authority in			
52	2007.			
53	d.1) The Board of Education shall authorize amounts estimated at \$12,606,750 the first year			

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1	Director are authorized to encourage the development of "by-pass" infrastructure in localities			
2	where it fails to obtain competitive prices or prices consistent with the best rates obtained in			
3	other parts of the state.			
4	2) The State Corporation Commission, in its consideration of the discount for services provided			
5	to elementary schools, secondary schools, and libraries and the universal service funding			
6	mechanisms as provided under § 254 of the Telecommunications Act of 1996, is hereby			
7	encouraged to make the discounts for intrastate services provided to elementary schools,			
8	secondary schools, and libraries for educational purposes as large as is prudently possible and			
9	to fund such discounts through the universal fund as provided in § 254. The Commission shall			
10	proceed as expeditiously as possible in implementing these discounts and the funding			
11	mechanism for intrastate services, consistent with the rules of the Federal Communications			
12	Commission aimed at the preservation and advancement of universal service.			
13	14. Virginia Preschool Initiative Payments			
14	a.1) It is the intent of the General Assembly that a payment estimated at \$75,529,020 the first			
15	year and \$74,405,901 the second year from the Lottery Proceeds Fund shall be disbursed by			
16	the Department of Education to schools and community-based organizations to provide quality			
17	preschool programs for at-risk four-year-olds unserved by Head Start program funding. In no			
18	event shall distributions from the Lottery Proceeds Fund be made directly to community-based			
19	or private providers.			
20	2) These grants shall be used to provide programs for at-risk four-year-old children which			
21	include quality preschool education, health services, social services, parental involvement and			
22	transportation. Programs must provide full-day or half-day and, at least, school-year services.			
23	3) The Department of Education, in cooperation with the Council on Child Day Care and Early			
24	Childhood Programs, shall establish academic standards that are in accordance with appropriate			
25	preparation for students to be ready to successfully enter kindergarten. These standards shall be			
26	established in such a manner as to be measurable for student achievement and success.			
27	Students shall be required to be evaluated in the fall and in the spring by each participating			
28	school division and the school divisions must certify that the Virginia Preschool Initiative			
29	program follows the established standards in order to receive the funding for quality preschool			
30	education and criteria for the service components. Such guidelines shall be consistent with the			
31	findings of the November 1993 study by the Board of Education, the Department of Education,			
32	and the Council on Child Day Care and Early Childhood Programs.			
33	4)a) Grants shall be distributed based on an allocation formula providing the state share of a			
34	\$6,000 grant for 100 percent of the unserved at-risk four-year-olds in each locality for a			
35	full-day program. Programs operating half-day shall receive state funds based on a fractional			
36	basis determined by the pro-rata portion of a full-day, school year program provided. Half-day			
37	programs shall operate for a minimum of three hours of classroom instructional time per day,			
38	excluding breaks for lunch or recess, and grants to half-day programs shall be funded based on			
39	the state share of \$3,000 per unserved at-risk four-year-old in each locality. Full-day programs			
40	shall operate for a minimum of five and one-half instructional hours, excluding breaks for			
41	meals and recess. No additional state funding is provided for programs operating greater than			
42	three hours per day but less than five and one-half hours per day. In determining the state and			
43	local shares of funding, the composite index of local ability-to-pay is capped at 0.5000.			
44	b) For new programs in the first year of implementation only, programs operating less than a			
45	full school year shall receive state funds on a fractional basis determined by the pro-rata			
46	portion of a school year program provided. In determining the prorated state funds to be			
47	received, a school year shall be 180 days.			
48	b.1) Any locality which desires to participate in this grant program must submit a proposal			
49	through its chief administrator (county administrator or city manager) by May 15 of each year.			
50	The chief administrator, in conjunction with the school superintendent, shall identify a lead			
51	agency for this program within the locality. The lead agency shall be responsible for			
52	developing a local plan for the delivery of quality preschool services to at-risk children which			
53	demonstrates the coordination of resources and the combination of funding streams in an effort			
54	to serve the greatest number of at-risk four-year-old children.			
55	2) The proposal must demonstrate coordination with all parties necessary for the successful			

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1	delivery of comprehensive services, including the schools, child care providers, local social			
2	services agency, Head Start, local health department, and other groups identified by the lead			
3	agency.			
4	3) A local match, based on the composite index of local ability-to-pay, shall be required. For			
5	purposes of meeting the local match, localities may use local expenditures for existing			
6	qualifying programs, however, at least seventy-five percent of the local match will be cash and			
7	no more than twenty-five percent will be in-kind. In-kind contributions are defined as cash			
8	outlays that are made by the locality that benefit the program but are not directly charged to			
9	the program. The value of fixed assets cannot be considered as an in-kind contribution.			
10	Localities shall also continue to pursue and coordinate other funding sources, including child			
11	care subsidies. Funds received through this program must be used to supplement, not supplant,			
12	any funds currently provided for programs within the locality. However, in the event a locality			
13	is prohibited from continuing the previous level of support to programs for at-risk			
14	four-year-olds from Title I of the federal Elementary and Secondary Education Act (ESEA), the			
15	state and local funds provided in this grants program may be used to continue services to these			
16	Title I students. Such prohibition may occur due to amendments to the allocation formula in			
17	the reauthorization of ESEA as the No Child Left Behind Act of 2001 or due to a percentage			
18	reduction in a locality's Title I allocation in 2009-2010 or 2010-2011. Any locality so affected			
19	shall provide written evidence to the Superintendent of Public Instruction and request his			
20	approval to continue the services to Title I students.			
21	c. Local plans must provide clear methods of service coordination for the purpose of reducing			
22	the per child cost for the service, increasing the number of at-risk children served and/or			
23	extending services for the entire year. Examples of these include:			
24	1) "Wraparound Services" — methods for combining funds such as child care subsidy dollars			
25	administered by local social service agencies with dollars for quality preschool education			
26	programs.			
27	2) "Wrapout Services" — methods for using grant funds to purchase quality preschool services			
28	to at-risk four-year-old children through an existing child care setting by purchasing			
29	comprehensive services within a setting which currently provides quality preschool education.			
30	3) "Expansion of Service" — methods for using grant funds to purchase slots within existing			
31	programs, such as Head Start, which provide comprehensive services to at-risk four-year-old			
32	children.			
33	Local plans must indicate the number of at-risk four-year-old children to be served, and the			
34	criteria by which they will be determined to be at risk.			
35	d.1) The Department of Education and the Council on Child Day Care and Early Childhood			
36	Programs shall provide technical assistance for the administration of this grant program to			
37	provide assistance to localities in developing a comprehensive, coordinated, quality preschool			
38	program for serving at-risk four-year-old children.			
39	2) A pre-application session shall be provided by the Department and the Council on Child			
40	Day Care and Early Childhood Programs prior to the proposal deadline. The Department shall			
41	provide interested localities with information on models for service delivery, methods of			
42	coordinating funding streams, such as funds to match federal IV-A child care dollars, to			
43	maximize funding without supplanting existing sources of funding for the provision of services			
44	to at-risk four-year-old children. A priority for technical assistance in the design of programs			
45	shall be given to localities where the majority of the at-risk four-year-old population is			
46	currently unserved.			
47	e. The Department of Education is authorized to expend unobligated balances in this program's			
48	adopted budget allocations for grants to qualifying school divisions for one-time expenses,			
49	other than capital, related to start-up or expansion of programs.			
50	15. Early Reading Intervention Payments			
51	a. An additional payment of \$14,631,865 the first year and \$14,788,410 the second year from			
52	the Lottery Proceeds Fund shall be disbursed by the Department of Education to local school			
53	divisions for the purposes of providing early reading intervention services to students in grades			

ITEM 132.	Item Details(\$)		Appropriations(\$)	
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1 kindergarten through 3 who demonstrate deficiencies based on their individual performance on  
 2 diagnostic tests which have been approved by the Department of Education. The Department  
 3 of Education shall review the tests of any local school board which requests authority to use a  
 4 test other than the state-provided test to ensure that such local test uses criteria for the early  
 5 diagnosis of reading deficiencies which are similar to those criteria used in the state-provided  
 6 test. The Department of Education shall make the state-provided diagnostic test used in this  
 7 program available to local school divisions. School divisions shall report the results of the  
 8 diagnostic tests to the Department of Education on an annual basis at a time to be determined  
 9 by the Superintendent of Public Instruction.

10 b. These payments shall be based on the state's share of the cost of providing two and one-half  
 11 hours of additional instruction each week for an estimated number of students in each school  
 12 division at a student to teacher ratio of five to one. The estimated number of students in each  
 13 school division in each year shall be determined by multiplying the projected number of  
 14 students reported in each school division's fall membership in grades kindergarten, 1, 2, and 3  
 15 by the percent of students who are determined to need services based on diagnostic tests  
 16 administered in the previous year in that school division and adjusted in the following manner:

	Year 1	Year 2
17 Kindergarten	100%	100%
18 Grade 1	100%	100%
19 Grade 2	100%	100%
20 Grade 3	25%	25%

22 c. These payments are available to any school division that certifies to the Department of  
 23 Education that an intervention program will be offered to such students and that each student  
 24 who receives an intervention will be assessed again at the end of that school year. Such  
 25 intervention programs, at the discretion of the local school division, may include, but not be  
 26 limited to, the use of: special reading teachers; trained aides; volunteer tutors under the  
 27 supervision of a certified teacher; computer-based reading tutorial programs; aides to instruct  
 28 in-class groups while the teacher provides direct instruction to the students who need extra  
 29 assistance; or extended instructional time in the school day or year for these students.  
 30 Localities receiving these payments are required to match these funds based on the composite  
 31 index of local ability-to-pay.

#### 32 16. Standards of Learning Algebra Readiness Payments

33 a. An additional payment of \$9,111,526 the first year and \$9,007,288 the second year from the  
 34 Lottery Proceeds Fund shall be disbursed by the Department of Education to local school  
 35 divisions for the purposes of providing math intervention services to students in grades 6, 7, 8  
 36 and 9 who are at-risk of failing the Algebra I end-of-course test, as demonstrated by their  
 37 individual performance on diagnostic tests which have been approved by the Department of  
 38 Education. The Department of Education shall review the tests to ensure that such local test  
 39 uses state-provided criteria for diagnosis of math deficiencies which are similar to those criteria  
 40 used in the state-provided test. The Department of Education shall make the state-provided  
 41 diagnostic test used in this program available to local school divisions. School divisions shall  
 42 report the results of the diagnostic tests to the Department of Education on an annual basis at a  
 43 time to be determined by the Superintendent of Public Instruction.

44 b. These payments shall be based on the state's share of the cost of providing two and one-half  
 45 hours of additional instruction each week for an estimated number of students in each school  
 46 division at a student to teacher ratio of ten to one. The estimate number of students in each  
 47 school division shall be determined by multiplying the projected number of students reported in  
 48 each school division's fall membership by the percent of students that qualify for the federal  
 49 Free Lunch Program.

50 c. These payments are available to any school division that certifies to the Department of  
 51 Education that an intervention program will be offered to such students and that each student  
 52 who receives an intervention will be assessed again at the end of that school year. Localities  
 53 receiving these payments are required to match these funds based on the composite index of  
 54 local ability-to-pay.

#### 55 17. School Construction Grants Program Payments

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1	Notwithstanding the requirements of Section 22.1-175.5 of the Code of Virginia, school			
2	divisions are permitted to withdraw funds from local escrow accounts established pursuant to			
3	Section 22.1-175.5 to pay for recurring operational expenses incurred by the school division.			
4	Localities are not required to provide a local match of the withdrawn funds.			
5	18. English as a Second Language Payments			
6	A payment of \$36,559,335 the first year and \$41,018,003 the second year from the general			
7	fund shall be disbursed by the Department of Education to local school divisions to support the			
8	state share of 17 professional instructional positions per 1,000 students for whom English is a			
9	second language. Local school divisions shall provide a local match based on the composite			
10	index of local ability-to-pay.			
11	19. Special Education Instruction Payments			
12	a. The Department of Education shall establish rates for all elements of Special Education			
13	Instruction Payments.			
14	b. Out of the appropriations in this Item, the Department of Education shall make available,			
15	subject to implementation by the Superintendent of Public Instruction, an amount estimated at			
16	\$76,111,630 the first year from the general fund and \$82,399,346 the second year from the			
17	Lottery Proceeds Fund for the purpose of the state's share of the tuition rates for approved			
18	public school regional programs. Notwithstanding any contrary provision of law, the state's			
19	share of the tuition rates shall be based on the composite index of local ability-to-pay.			
20	c. Out of the amounts for Financial Assistance for Categorical Programs, \$32,750,549 the first			
21	year and \$34,058,499 the second year from the general fund is appropriated to permit the			
22	Department of Education to enter into agreements with selected local school boards for the			
23	provision of educational services to children residing in certain hospitals, clinics, and detention			
24	homes by employees of the local school boards. The selection and employment of instructional			
25	and administrative personnel under such agreements will be the responsibility of the local			
26	school board in accordance with procedures as prescribed by the local school board. State			
27	payments for the first year to the local school boards operating these programs will be based			
28	on certified expenditures from the fourth quarter of fiscal year 2010 and the first three quarters			
29	of fiscal year 2011. State payments for the second year to the local school boards operating			
30	these programs will be based on certified expenditures from the fourth quarter of fiscal year			
31	2011 and the first three quarters of fiscal year 2012.			
32	20. Vocational Education Instruction Payments			
33	a. It is the intention of the General Assembly that the Department of Education explore			
34	initiatives that will encourage greater cooperation between jurisdictions and the Virginia			
35	Community College System in meeting the needs of public school systems.			
36	b. This appropriation includes \$1,800,000 the first year from the general fund and \$1,800,000			
37	the second year from the Lottery Proceeds Fund for secondary vocational-technical equipment.			
38	A base allocation of \$2,000 each year shall be available for all divisions, with the remainder			
39	of the funding distributed on the basis of student enrollment in secondary vocational-technical			
40	courses. State funds received for secondary vocational-technical equipment must be used to			
41	supplement, not supplant, any funds currently provided for secondary vocational-technical			
42	equipment within the locality. Local school divisions are not required to provide a local match			
43	in order to receive these state funds.			
44	21. Adult Education Payments			
45	State funds shall be used to reimburse general adult education programs on a fixed cost per			
46	pupil or cost per class basis. No state funds shall be used to support vocational noncredit			
47	courses.			
48	22. General Education Payments			
49	a. This appropriation includes \$4,749,675 the first year from the general fund and \$4,749,675			
50	the second year from the Lottery Proceeds Fund for targeted education initiatives to improve			
51	student achievement and teacher quality, including a mentoring program for teachers with no			

ITEM 132.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	experience working in schools that are at-risk of not meeting adequate yearly progress, a			
2	middle school math teacher initiative in at-risk schools, virtual Advanced Placement courses,			
3	student acquisition of industry certifications and GED tests as required by the No Child Left			
4	Behind Act.			
5	b. This appropriation includes \$2,774,478 the first year from the general fund and \$2,774,478			
6	the second year from the Lottery Proceeds Fund to support Project Graduation.			
7	23. Virtual Virginia Payments			
8	a. From appropriations in this Item, the Department of Education shall provide assistance for			
9	the Virtual Virginia program.			
10	b. The local share of costs associated with the operation of the Virtual Virginia program shall			
11	be computed using the composite index of local ability-to-pay.			
12	24. Individual Student Alternative Education Program (ISAEP) Payments			
13	Out of this appropriation, \$2,247,581 the first year from the general fund and \$2,247,581 in the			
14	second year from the Lottery Proceeds Fund shall be provided for the secondary schools'			
15	Individual Student Alternative Education Program (ISAEP), pursuant to Chapter 488 and			
16	Chapter 552 of the 1999 Session of the General Assembly. The Department of Education shall			
17	report the status of this program along with any recommendations for determining the cost of			
18	this program to the Governor and the Chairmen of the Senate Finance, Senate Education and			
19	Health, House Appropriations, and House Education Committees and the Department of			
20	Planning and Budget no later than October 15 of each year.			
21	25. Foster Children Education Payments			
22	a. An additional state payment is provided from the Lottery Proceeds Fund for the prior year's			
23	local operations costs, as determined by the Department of Education, for each pupil of school			
24	age as defined in § 22.1-1, Code of Virginia, not a resident of the school division providing his			
25	education (a) who has been placed in foster care or other custodial care within the geographical			
26	boundaries of such school division by a Virginia agency, whether state or local, which is			
27	authorized under the laws of this Commonwealth to place children; (b) who has been placed in			
28	an orphanage or children's home which exercises legal guardianship rights; or (c) who is a			
29	resident of Virginia and has been placed, not solely for school purposes, in a child-caring			
30	institution or group home.			
31	b. This appropriation provides \$12,896,417 the first year and \$13,605,123 the second year from			
32	the Lottery Proceeds Fund to support children attending public school who have been placed in			
33	foster care or other such custodial care across jurisdictional lines, as provided by subsections A			
34	and B of § 22.1-101.1, Code of Virginia. To the extent these funds are not adequate to cover			
35	the full costs specified therein, the department is authorized to expend unobligated balances in			
36	this Item for this support.			
37	26. Sales Tax Payments			
38	a. This is a sum-sufficient appropriation for distribution to counties, cities and towns a portion			
39	of net revenue from the state sales and use tax, in support of the Standards of Quality (Title			
40	22.1, Chapter 13.2, Code of Virginia) (See the Attorney General's opinion of August 3, 1982).			
41	b. Certification of payments and distribution of this appropriation shall be made by the State			
42	Comptroller.			
43	c. The distribution of state sales tax funds shall be made in equal bimonthly payments at the			
44	middle and end of each month.			
45	27. Support for School Construction and Operating Costs			
46	a. This is a sum sufficient appropriation for distribution to counties, cities, and towns of the net			
47	portion of the Lottery Proceeds Funds not otherwise distributed in this item to counties, cities,			
48	and towns in support of public education, pursuant to Article X, Section 7-A, Constitution of			
49	Virginia.			



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1	b. Out of this appropriation, an amount estimated at \$35,068,636 the first year and \$31,974,591			
2	the second year shall be disbursed by the Department of Education to local school divisions to			
3	support the state share of an estimated \$52.05 per pupil the first year and \$46.98 per pupil the			
4	second year in adjusted March 31 average daily membership. These per pupil amounts are			
5	subject to change for the purpose of payment to school divisions based on the actual March 31			
6	ADM collected each year. To receive this funding, the locality in which the school division is			
7	located shall appropriate these funds for any public education expenditure of the school			
8	division in the second year. These funds shall be matched by the local government, based on			
9	the composite index of local ability-to-pay.			
10	c. The Department of Education shall distribute to local school divisions any balance from the			
11	Lottery Proceeds Fund that exists after all other accounts that are supported by Lottery funds			
12	have been fully funded. The payments shall be based on the state share of the per pupil			
13	amount in adjusted March 31 average daily membership and the balance in the Lottery			
14	Proceeds Fund			
15	d. Any lottery funds provided to school divisions from this Item that are unexpended as of			
16	June 30, 2011, and June 30, 2012, shall be carried on the books of the locality to be			
17	appropriated to the school division in the following year.			
18	e. Notwithstanding the requirements of Section 22.1-100.1 of the Code of Virginia, school			
19	divisions are permitted to withdraw funds from local escrow accounts established pursuant to			
20	Section 22.1-100.1 to pay for recurring operational expenses incurred by the school division.			
21	Localities are not required to provide a local match of the withdrawn funds.			
22	28. Adult Literacy Payments			
23	a. Appropriations in this Item include \$125,000 the first year and \$125,000 the second year			
24	from the general fund for the ongoing literacy programs conducted by Mountain Empire			
25	Community College, and \$125,000 the first year and \$125,000 the second year from the			
26	general fund will be transferred to the Department of Housing and Community Development to			
27	support workforce literacy and training.			
28	b. Out of this appropriation, the Department of Education shall provide \$100,000 the first year			
29	and \$100,000 the second year from the general fund for the Virginia Literacy Foundation			
30	grants to support programs for adult literacy including those delivered by community-based			
31	organizations and school divisions providing services for adults with 0-9th grade reading skills.			
32	c. Out of this appropriation, the Department of Education shall provide \$40,375 the first year			
33	and \$40,375 the second year from the general fund to Virginia Tech as the fiscal agent for the			
34	Virginia Educational Technology Alliance to provide teacher training opportunities in the			
35	effective use of educational technologies to full-time, part-time and volunteer teachers involved			
36	in adult education and literacy programs in the Commonwealth.			
37	29. Governor's School Payments			
38	a. Out of the amounts for Governor's School Payments, the Department of Education shall			
39	provide assistance for the state share of the incremental cost of regular school year Governor's			
40	Schools based on each participating locality's composite index of local ability-to-pay.			
41	Participating school divisions must certify that no tuition is assessed students for participation			
42	in this program.			
43	b. Out of the amounts for Governor's School Payments, the Department of Education shall			
44	provide assistance for the state share of the incremental cost of summer residential Governor's			
45	Schools and Foreign Language Academies to be based on the greater of the state's share of the			
46	composite index of local ability-to-pay or 50 percent. Participating school divisions must			
47	certify that no tuition is assessed students for participation in this program if they are enrolled			
48	in a public school.			
49	c. For the Summer Governor's Schools and Foreign Language Academies programs, the			
50	Superintendent of Public Instruction is authorized to adjust the tuition rates, types of programs			
51	offered, length of programs, and the number of students enrolled in order to maintain costs			
52	within the available state and local funds for these programs.			

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1	d. It shall be the policy of the Commonwealth that state general fund appropriations not be			
2	used for capital outlay, structural improvements, renovations, or fixed equipment costs			
3	associated with initiation of existing or proposed Governor's schools. State general fund			
4	appropriations may be used for the purchase of instructional equipment for such schools,			
5	subject to certification by the Superintendent of Public Instruction that at least an equal amount			
6	of funds has been committed by participating school divisions to such purchases.			
7	e. The Board of Education shall not take any action that would increase the state's share of			
8	costs associated with the Governor's Schools as set forth in this Item. This provision shall not			
9	prohibit the Department of Education from submitting requests for the increased costs of			
10	existing programs resulting from updates to student enrollment for school divisions currently			
11	participating in existing programs or for school divisions that begin participation in existing			
12	programs.			
13	f.1) Regular school year Governor's Schools are funded through this Item based on the state's			
14	share of the incremental per pupil cost for providing such programs for each student attending			
15	a Governor's School up to a cap of 1,600 students per Governor's School. This incremental per			
16	pupil payment shall be adjusted for the composite index of the school division that counts such			
17	students attending an academic year Governor's School in their March 31 Average Daily			
18	Membership. It is the intent of the General Assembly that this incremental per pupil amount			
19	be in addition to the basic aid per pupil funding provided to the affected school division for			
20	such students. Therefore, local school divisions are encouraged to provide the appropriate			
21	portion of the basic aid per pupil funding to the Governor's Schools for students attending these			
22	programs, adjusted for costs incurred by the school division for transportation, administration,			
23	and any portion of the day that the student does not attend a Governor's School.			
24	2) Students attending a revolving Academic Year Governor's School program for only one			
25	semester shall be counted as 0.50 of a full-time equivalent student and will be funded for only			
26	fifty percent of the full-year funded per pupil amount. Funding for students attending a			
27	revolving Academic Year program will be adjusted based upon actual September 30th and			
28	January 30th enrollment each fiscal year. For purposes of this Item, revolving programs shall			
29	mean Academic Year Governor's School programs that admit students on a semester basis.			
30	3) Students attending a continuous, non-revolving Academic Year Governor's School program			
31	shall be counted as a full-time equivalent student and will be funded for the full-year funded			
32	per pupil amount. Funding for students attending a continuous, non-revolving Academic Year			
33	Governor's School program will be adjusted based upon actual September 30th student			
34	enrollment each fiscal year. For purposes of this Item, continuous, non-revolving programs			
35	shall mean Academic Year Governor's School programs that only admit students at the			
36	beginning of the school year. Fairfax County Public Schools shall not reduce local per pupil			
37	funding for the Thomas Jefferson Governor's School below the amounts appropriated for the			
38	2003-2004 school year.			
39	30. School Nutrition Payments			
40	It is provided that, subject to implementation by the Superintendent of Public Instruction, no			
41	disbursement shall be made out of the appropriation for school nutrition to any locality in			
42	which the schools permit the sale of competitive foods in food service facilities or areas during			
43	the time of service of food funded pursuant to this Item.			
44	31. School Breakfast Payments			
45	a. Out of this appropriation, \$2,442,968 the first year and \$2,895,852 the second year from the			
46	Lottery Proceeds Fund is included for the purpose of establishing a state funded incentive			
47	program to maximize federal school nutrition revenues and increase student participation in the			
48	school breakfast program. These funds are available to any school division as a reimbursement			
49	for breakfast meals served that are in excess of the baseline established by the Department of			
50	Education. The per meal reimbursement shall be \$0.20; however, the department is authorized,			
51	but not required to reduce this amount proportionately in the event that the actual number of			
52	meals to be reimbursed exceeds the number on which this appropriation is based so that this			
53	appropriation is not exceeded.			
54	b. In order to receive these funds, school divisions must certify that these funds will be used to			
55	supplement existing funds provided by the local governing body and that local funds derived			

ITEM 132.	Item Details(\$)		Appropriations(\$)		
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1	from sources that are not generated by the school nutrition programs have not been reduced or				
2	eliminated. The funds shall be used to improve student participation in the school breakfast				
3	program. These efforts may include, but are not limited to, reducing the per meal price paid by				
4	students, reducing competitive food sales in order to improve the quality of nutritional offerings				
5	in schools, increasing access to the school breakfast program, or providing programs to increase				
6	parent and student knowledge of good nutritional practices. In no event shall these funds be				
7	used to reduce local tax revenues below the level appropriated to school nutrition programs in				
8	the prior year. Further, these funds must be provided to the school nutrition programs and may				
9	not be used for any other school purpose.				
10	32. Clinical Faculty and Mentor Teacher Program Payments				
11	This appropriation includes \$1,000,000 the first year and \$1,000,000 the second year from the				
12	Lottery Proceeds Fund to be paid to local school divisions for statewide Mentor Teacher				
13	Programs to assist pre-service teachers and beginning teachers to make a successful transition				
14	into full-time teaching. This appropriation also includes \$318,750 the first year and \$318,750				
15	the second year from the general fund for Clinical Faculty programs to assist pre-service				
16	teachers and beginning teachers to make a successful transition into full-time teaching. Such				
17	programs shall include elements which are consistent with the following:				
18	a. An application process for localities and school/higher education partnerships that wish to				
19	participate in the programs;				
20	b. For Clinical Faculty programs only, provisions for a local funding or institutional				
21	commitment of 50 percent, to match state grants of 50 percent;				
22	c. Program plans which include a description of the criteria for selection of clinical faculty and				
23	mentor teachers, training, support, and compensation for clinical faculty and mentor teachers,				
24	collaboration between the school division and institutions of higher education, the clinical				
25	faculty and mentor teacher assignment process, and a process for evaluation of the programs;				
26	d. The Department of Education shall allow flexibility to local school divisions and higher				
27	education institutions regarding compensation for clinical faculty and mentor teachers consistent				
28	with these elements of the programs; and				
29	e. It is the intent of the General Assembly that no preference between pre-service or beginning				
30	teacher programs be construed by the language in this Item. School divisions operating				
31	beginning teacher mentor programs shall receive equal consideration for funding.				
32	33. Career Switcher/Alternative Licensure Payments				
33	Appropriations in this Item include \$279,983 the first year and \$279,983 the second year from				
34	the general fund to provide grants to school divisions that employ mentor teachers for new				
35	teachers entering the profession through the alternative route to licensure as prescribed by the				
36	Board of Education.				
37					
38	133.	Federal Education Assistance Programs (17900) .....		\$960,464,527	\$834,092,100
39		Federal Assistance to Local Education Programs			
40		(17901) .....	\$960,464,527	\$834,092,100	
41		Fund Sources: Federal Trust.....	\$960,464,527	\$834,092,100	
42		Authority: PL 107-110, PL 108-446, PL 105-332, PL 105-220, PL 105-220, Federal Code.			
43		a. The appropriation to support payments to school divisions from federal program grant funds			
44		is contained in this Item.			
45		b. The Department of Education will encourage localities to apply for Medicaid reimbursements			
46		for eligible special education expenditures which will help to increase available state and local			
47		funding for other educational activities and expenditures.			
48		c. The Department of Education shall allocate \$126,372,427 from the State Fiscal Stabilization			

ITEM 133.		Item Details(\$)		Appropriations(\$)	
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1	Fund, American Recovery and Reinvestment Act of 2009, the first year to the local school				
2	divisions to pay a portion of the state's share of Basic Aid. The allocations shall be based on				
3	the proportion that each school division represents to the statewide total of the Basic Aid				
4	amount as funded in Item 132 of House Bill 30/ Senate Bill 30, as introduced. The amounts				
5	appropriated are an estimate, and may be modified by the Director, Department of Planning and				
6	Budget, depending on final the budget bill enacted for the 2008-10 biennium.				
7					
8	Total for Direct Aid to Public Education .....			<b>\$6,548,996,269</b>	<b>\$6,622,282,638</b>
9	Fund Sources: General .....	\$5,030,134,642	\$5,216,793,438		
10	Special .....	\$795,000	\$795,000		
11	Commonwealth Transportation .....	\$2,173,000	\$2,173,000		
12	Trust and Agency .....	\$555,429,100	\$568,429,100		
13	Federal Trust .....	\$960,464,527	\$834,092,100		
14	<b>Virginia School for the Deaf and the Blind (218)</b>				
15	134. Instruction (19700).....			\$5,057,476	\$5,057,476
16	Classroom Instruction (19701) .....	\$4,780,155	\$4,780,155		
17	Occupational-Vocational Instruction (19703) .....	\$153,121	\$153,121		
18	Outreach and Community Assistance (19710) .....	\$124,200	\$124,200		
19	Fund Sources: General .....	\$4,351,624	\$4,351,624		
20	Special .....	\$82,005	\$82,005		
21	Federal Trust .....	\$623,847	\$623,847		
22	Authority: §§ 22.1-346 through 22.1-349, Code of Virginia.				
23	135. Residential Support (19800).....			\$3,997,843	\$3,997,843
24	Food and Dietary Services (19801) .....	\$160,387	\$160,387		
25	Medical and Clinical Services (19802).....	\$297,699	\$297,699		
26	Physical Plant Services (19803).....	\$1,304,397	\$1,304,397		
27	Residential Services (19804).....	\$1,905,830	\$1,905,830		
28	Transportation Services (19805).....	\$329,530	\$329,530		
29	Fund Sources: General .....	\$3,491,355	\$3,491,355		
30	Special .....	\$242,995	\$242,995		
31	Federal Trust .....	\$263,493	\$263,493		
32	Authority: Title 22.1, Chapter 19, Code of Virginia.				
33	136. Administrative and Support Services (19900).....			\$1,197,879	\$1,197,879
34	General Management and Direction (19901).....	\$1,197,879	\$1,197,879		
35	Fund Sources: General .....	\$1,172,879	\$1,172,879		
36	Special .....	\$25,000	\$25,000		
37	Authority: Title 22.1, Chapter 19, Code of Virginia.				
38	It is the intention of the General Assembly that student enrollment will remain at the October				
39	9, 2008, level.				
40	Total for Virginia School for the Deaf and the Blind .....			<b>\$10,253,198</b>	<b>\$10,253,198</b>
41	General Fund Positions.....	180.50	180.50		
42	Position Level .....	180.50	180.50		
43	Fund Sources: General .....	\$9,015,858	\$9,015,858		
44	Special .....	\$350,000	\$350,000		
45	Federal Trust .....	\$887,340	\$887,340		

ITEM 136.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Grand Total for Department of Education, Central				
2	Office Operations.....			\$6,675,677,286	\$6,748,961,244
3	General Fund Positions.....	322.00	322.00		
4	Nongeneral Fund Positions.....	175.50	175.50		
5	Position Level .....	497.50	497.50		
6	Fund Sources: General.....	\$5,089,496,941	\$5,276,153,326		
7	Special.....	\$7,625,419	\$7,625,419		
8	Commonwealth Transportation .....	\$2,413,942	\$2,413,942		
9	Trust and Agency .....	\$555,708,763	\$568,708,763		
10	Federal Trust.....	\$1,020,432,221	\$894,059,794		
11	<b>§ 1-47. STATE COUNCIL OF HIGHER EDUCATION FOR VIRGINIA (245)</b>				
12	137. Higher Education Student Financial Assistance (10800) ..			\$66,102,745	\$66,102,745
13	Scholarships (10810).....	\$65,900,745	\$65,900,745		
14	Regional Financial Assistance for Education (10813) .....	\$202,000	\$202,000		
15	Fund Sources: General.....	\$64,123,773	\$64,123,773		
16	Special.....	\$10,000	\$10,000		
17	Dedicated Special Revenue.....	\$250,000	\$250,000		
18	Federal Trust.....	\$1,718,972	\$1,718,972		
19	Authority: College Scholarship Assistance Program: Title 23, Chapter 4.4, Code of Virginia;				
20	Tuition Assistance Grant Program: Title 23, Chapter 4.1, Code of Virginia, Regional Grants				
21	and Contracts: Discretionary Inclusion; Undergraduate and Graduate Assistance: Discretionary				
22	Inclusion; § 23-38.19:1; § 23-31.1; and § 23-7.4:1.				
23	A. Appropriations in this Item are subject to the conditions specified in paragraphs B, C, D, E,				
24	F and G hereof.				
25	B. Those private institutions which participate in the programs provided by the appropriations				
26	in this Item shall, upon request by the State Council of Higher Education, submit financial and				
27	other information which the Council deems appropriate.				
28	C.1. Out of the amounts for Scholarships the following sums shall be made available for:				
29	a.1) College Scholarship Assistance Program, \$4,413,750 from the general fund and \$1,718,972				
30	in federal funds the first year and \$4,413,750 from the general fund and \$1,718,972 in federal				
31	funds the second year.				
32	2) Any general fund amounts designated for the College Scholarship Assistance Program not				
33	required for federal maintenance of effort dollars shall be used for Virginia's discretionary				
34	financial aid program. Allocations of the discretionary financial aid funds shall be based on the				
35	need-based model approved by the State Council of Higher Education for Virginia.				
36	b. Tuition Assistance Grant Program, \$58,263,023 the first year and \$58,263,023 the second				
37	year from the general fund is designated for full-time undergraduate and graduate students.				
38	c. Virginia Space Grant Consortium Scholarships, \$245,000 the first year and \$245,000 the				
39	second year from the general fund.				
40	d. Out of this appropriation, \$32,000 the first year and \$32,000 the second year from the				
41	general fund is designated to provide grants of up to \$2,000 per year for Virginia students who				
42	attend schools and colleges of optometry. Each student receiving a grant shall agree to set up				
43	practice in the Commonwealth for a period of not less than two years upon completion of				
44	instruction.				
45	2. No amount, or part of an amount, listed for any program specified in paragraph C 1 above				
46	shall be expended for any other program in this appropriation except for the amounts identified				
47	in C 1 a2).				
48	D. College Scholarship Assistance Program payments to students out of this appropriation shall				

ITEM 137.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	not exceed \$5,000 each year per undergraduate and graduate student.			
2	E. Tuition Assistance Grant Program			
3	1. Payments to students out of this appropriation shall not exceed \$3,200 for qualified			
4	undergraduate students and \$2,200 for qualified graduate and medical students attending			
5	not-for-profit, independent institutions in accordance with §§ 23-38.12 through 23-38.19, Code			
6	of Virginia.			
7	2. Any appropriations in the Tuition Assistance Grant Program which are unexpended at the			
8	close of business on June 30, 2010, and June 30, 2011, shall be reappropriated for use in the			
9	program in the following year.			
10	3. The private institutions which participate in this program shall, during the spring semester			
11	previous to the commencement of a new academic year or as soon as a student is admitted for			
12	that year, whichever is later, notify their enrolled and newly admitted Virginia students about			
13	the availability of tuition assistance awards under the program. The information provided to			
14	students and their parents must include information about the eligibility requirements, the			
15	application procedures, and the fact that the amount of the award is an estimate and is not			
16	guaranteed. The number of students applying for participation and the funds appropriated for			
17	the program determine the amount of the award. Conditions for reduction of award amount			
18	and award eligibility are described in this Item and in the regulations issued by the State			
19	Council of Higher Education. The institutions shall certify to the Council that such notification			
20	has been completed and shall indicate the method by which it was carried out.			
21	4. Institutions participating in this program must submit annually to the Council copies of			
22	audited financial statements.			
23	5. To be eligible for a fall or full-year award out of this appropriation, a student's application			
24	must have been received by a participating independent college or by the State Council of			
25	Higher Education by July 31. Returning students who received the award in the previous year			
26	will be prioritized with the July 31 award. Applications for a fall or full-year award received			
27	after July 31 but no later than September 14 will be held for consideration if funds are			
28	available after July 31 and returning student awards have been made. Applications for spring			
29	semester only awards must be received by December 1 and will be considered only if funds			
30	remain available.			
31	6. Students at the Virginia Women's Institute for Leadership at Mary Baldwin College are not			
32	eligible for Tuition Assistance Grants.			
33	7. No limitations shall be placed on the award of Tuition Assistance Grants other than those set			
34	forth herein or in the Code of Virginia.			
35	8. All eligible institutions not previously approved by the State Council of Higher Education to			
36	participate in the Tuition Assistance Grant Program shall have received accreditation by a			
37	nationally recognized regional accrediting agency, prior to participation in the program or by			
38	the Commission on Osteopathic College Accreditation of the American Osteopathic Association			
39	in the case of freestanding institutions of higher education that offer the Doctor of Osteopathic			
40	Medicine (DO) as the sole degree program.			
41	9. Payments to undergraduate students shall be greater than payments to graduate and medical			
42	students and shall be based on a differential established by the State Council of Higher			
43	Education for Virginia.			
44	10. Beginning July 1, 2009, no new awards shall be provided to new graduate students except			
45	in health-related professional programs to include allied health, nursing, pharmacy, medicine,			
46	and osteopathic medicine.			
47	11. Notwithstanding any other provisions of law, Eastern Virginia Medical School is not			
48	eligible to participate in the Tuition Assistance Grant Program.			
49	F.1. Regional Grants and Contracts: Out of this appropriation, \$170,000 the first year and			
50	\$170,000 the second year from the general fund is designated to support Virginia's			
51	participation in the Southern Regional Education Board initiative to increase the number of			

ITEM 137.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	minority doctoral graduates.			
2	2. The amounts listed in paragraph 1 shall be expended in accordance with the agreements			
3	between the Commonwealth of Virginia and the Southern Regional Education Board.			
4	G.1. Out of this appropriation, \$1,000,000 the first year and \$1,000,000 the second year from			
5	the general fund is designated for the Virginia Military Survivors and Dependents program,			
6	§ 23-7.4:1, Code of Virginia, to provide up to a \$1,500 annual stipend to offset the costs of			
7	room, board, books and supplies for qualified survivors and dependents of military service			
8	members.			
9	2. The amount of the stipend is an estimate depending on the number of students eligible under			
10	§ 23-7.4:1, Code of Virginia. Changes that increase or decrease the grant amount shall be			
11	determined by the State Council of Higher Education for Virginia.			
12	3. The Director, State Council of Higher Education for Virginia, shall allocate these funds to			
13	public institutions of higher education on behalf of students qualifying under this provision.			
14	4. Each institution of higher education shall report the number of recipients for this program to			
15	the State Council of Higher Education for Virginia by April 1 of each year. The State Council			
16	of Higher Education for Virginia shall report this information to the Chairmen of the House			
17	Appropriations and Senate Finance Committees by May 15 of each year.			
18	5. The Department of Veterans Services shall consult with the State Council of Higher			
19	Education for Virginia prior to the dissemination of any information related to the financial			
20	benefits provided under this program.			
21	6. Any appropriations in the Virginia Military Survivors and Dependents Education Fund which			
22	are unexpended at the close of business on June 30, 2010, and June 30, 2011, shall be			
23	reappropriated for use in the program in the following year.			
24	138.	Financial Assistance for Educational and General		
25		Services (11000).....		\$3,489,998
26		Eminent Scholars (11001) .....	\$3,414,998	\$3,414,998
27		Outstanding Faculty Recognition (11009) .....	\$75,000	\$75,000
28		Fund Sources: General .....	\$3,414,998	\$3,414,998
29		Special .....	\$75,000	\$75,000
30		Authority: Eminent Scholars: Discretionary Inclusion; Outstanding Faculty Recognition		
31		Program: Discretionary Inclusion.		
32		A. No amount, or part of an amount, listed for any subprogram in this appropriation shall be		
33		expended for any other service level in this appropriation.		
34		Appropriations in this Item are subject to the conditions specified in paragraphs B, and C,		
35		hereof.		
36		B. Eminent Scholars		
37		1. Out of this appropriation, \$3,414,998 the first year and \$3,414,998 the second year from the		
38		general fund is designated for attracting and retaining eminent scholars in institutions of higher		
39		education.		
40		2. The sum shall be appropriated, in accordance with plans approved by the Secretary of		
41		Education, to institutions of higher education, to match interest by endowments created for this		
42		purpose after June 30, 1966. Community college foundations will also be eligible to create		
43		endowments for which the investment earnings on qualified gifts by donors would be eligible		
44		for up to a 100 percent match by the state, if such endowments are created for the purpose of		
45		enhancing selected academic offerings to provide education and training for high cost or		
46		demand occupations identified as critical to the economic vitality of the Commonwealth. The		
47		Virginia Community College System shall report annually to the State Council of Higher		
48		Education for Virginia the name of the community college foundation created, and the amount		
49		contributed and interest earnings for each endowment.		

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	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	3. This stipulation shall not prohibit the appropriation and expenditure of interest earned on			
2	these endowments that exceed the match for the state appropriation.			
3	C. Outstanding Faculty Recognition Program			
4	1. The State Council of Higher Education for Virginia shall annually provide a grant to faculty			
5	members selected to be honored under this program from such private funds as may be			
6	designated for this purpose.			
7	2. The faculty members shall be selected from public and private institutions of higher			
8	education in Virginia, but recipients of Outstanding Faculty Recognition Awards shall not be			
9	eligible for the awards in subsequent years.			
10	139.	Higher Education Academic, Fiscal, and Facility		
11		Planning and Coordination (11100).....		\$12,122,865
12		\$11,162,499	\$11,162,499	\$12,122,865
13		Higher Education Coordination and Review (11104).....		
14		\$960,366	\$960,366	
15		Regulation of Private and Out-Of-State Institutions		
16		(11105) .....		
17		\$10,011,492	\$10,011,492	
18		\$960,366	\$960,366	
19		\$1,151,007	\$1,151,007	
20	Fund Sources: General .....			
21		\$10,011,492	\$10,011,492	
22		\$960,366	\$960,366	
23		\$1,151,007	\$1,151,007	
24	Authority: §§ 23-9.3, 23-9.6:1, 23-20, , 23-38.13, and 23-38.45, Code of Virginia; SJR 22			
25	(1949).			
26	A. 1. It is the intent of the General Assembly to provide general fund support to contract at a			
27	level equivalent to the Tuition Assistance Grant undergraduate award with Mary Baldwin			
28	College for Virginia women resident students to participate in the Virginia Women's Institute			
29	for Leadership at Mary Baldwin College.			
30	2. The amounts included in this Item is \$307,899 the first year and \$307,899 the second year			
31	from the general fund for the programmatic administration of this program.			
32	3. General fund appropriations provided under this contract include financial incentive for the			
33	participating students at Mary Baldwin College in the Virginia Women's Institute for			
34	Leadership program. Students receiving this financial incentive will not be eligible for Tuition			
35	Assistance Grants.			
36	B. The State Council of Higher Education for Virginia (SCHEV), with direction from the			
37	Secretary of Education and Workforce shall develop a six-year statewide strategic plan for			
38	higher education. As part of this planning process and consistent with the provisions of			
39	Chapters 933 and 945, 2005 Acts of Assembly, Virginia's public colleges and universities shall			
40	develop six-year financial, enrollment, and academic plans that include strategies to meet			
41	statewide higher education goals. In this planning process and consistent with the provisions of			
42	Chapters 933 and 945, 2005 Acts of Assembly, SCHEV shall also require institutions to			
43	provide annual updates on their strategic plans. Such reports shall include (i) progress in			
44	meeting both state and institutional goals and (ii) specific actions to restructure institutional			
45	activities and programs to meet state and institutional goals.			
46	C. In discharging the responsibilities specified in § 23-272 D, Code of Virginia, the State			
47	Council of Higher Education for Virginia shall provide exemptions to individual			
48	proprietorships, associations, copartnerships or corporations which are now or in the future will			
49	be using the words "college" or "university" in their training programs solely for their			
50	employees or customers, which do not offer degree-granting programs, and whose name			
51	includes the word "college" or "university" in a context from which it clearly appears that such			
	entity is not an educational institution.			
	D. Out of this appropriation, \$91,493 the first year and one position from the general fund and			
	\$91,493 and one position from the general fund the second year is designated for the purpose			
	of coordination of articulation activities from the state's community colleges and Richard Bland			
	College to ensure compliance with the 2005 Restructured Higher Education Financial and			
	Administrative Operations Act.			



ITEM 139.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	E. Out of the appropriation for Higher Education Coordination and Review, \$6,003,177 the first			
2	year and \$6,003,177 the second year from the general fund is provided for continuation of the			
3	Virtual Library of Virginia. Funding for the Virtual Library of Virginia is provided for the			
4	benefit of students and faculty at the Commonwealth's public institutions of higher education			
5	and participating nonprofit, independent private colleges and universities. Out of this amount,			
6	\$396,785 in each year is earmarked to allow the participation of nonprofit, independent private			
7	colleges and universities.			
8	F. The State Council of Higher Education for Virginia and the Secretary of Education and			
9	Workforce, in conjunction with the three medical schools, University of Virginia, Virginia			
10	Commonwealth University, and Eastern Virginia Medical School, shall monitor the results of			
11	the Generalist Initiative, especially the decisions of graduates from the undergraduate medical			
12	programs to enter generalist residencies, and the composition of the residencies in the two			
13	associated academic health centers. It is the intent of the General Assembly that the three			
14	medical schools shall maintain the efforts to educate and train sufficient generalist physicians to			
15	meet the needs of the Commonwealth, recognizing the Commonwealth's need for generalist			
16	physicians in medically underserved regions of the state. Further, the medical schools shall			
17	support medical education and training in the principles of generalist medicine for all			
18	undergraduate medical students, regardless of their chosen specialty or field of study.			
19	G. Out of this appropriation, \$950,366 and eight positions the first year from nongeneral funds			
20	and \$950,366 the second year and eight positions from nongeneral funds is provided to support			
21	higher education coordination and review services, including expenses incurred in the regulation			
22	and oversight of the private and out-of-state postsecondary institutions and proprietary schools			
23	operating in Virginia. These funds will be generated through fee schedules developed pursuant			
24	to § 23-276.9, Code of Virginia.			
25	H.1. Out of this appropriation, \$586,870 and six positions the first year and \$586,870 and six			
26	positions the second year from the general fund are provided in recognition of the increased			
27	role that the State Council of Higher Education must play in: (i) coordinating Virginia's system			
28	of higher education; (ii) aligning statewide enrollment demand with institutional enrollment			
29	projections; (iii) providing guidance and oversight in the development and routine update of			
30	six-year financial, academic, and enrollment plans; and (iv) making policy recommendations to			
31	the Governor and General Assembly that ensure the Commonwealth's needs with respect to			
32	higher education are met consistently.			
33	2. Specifically, these funds are provided to enhance the agency's capacity to: (i) collect and			
34	analyze data; (ii) conduct rigorous policy reviews, as needed; and (iii) evaluate and make			
35	recommendations related to resource needs, allocations, and systemwide funding policies. In			
36	addition to these funds, existing agency resources shall be reallocated and reprioritized in order			
37	to meet the needs of the Governor and General Assembly for routine assessments of the			
38	academic program and strategic planning efforts of Virginia's colleges and universities.			
39	I. The State Council of Higher Education for Virginia, in consultation with the House			
40	Appropriations Committee, the Senate Finance Committee, the Department of General Services			
41	and the Department of Planning and Budget, shall develop a six-year capital outlay plan for			
42	higher education institutions including affiliated entities. As a part of this plan SCHEV shall			
43	consider (i) current funding mechanisms for capital projects and improvements at the			
44	Commonwealth's institutions of higher education, including general obligation bonds and other			
45	viable funding methods; (ii) mechanisms to assist private institutions of higher education in the			
46	Commonwealth with their capital needs.			
47	J. The Executive Director, State Council of Higher Education for Virginia, may appoint an			
48	advisory committee to assist the Council with technology-enriched learning initiatives. The			
49	advisory committee may assist the Council in (i) developing innovative, cost-effective,			
50	technology-enriched teaching and learning initiatives, including distance and distributed learning			
51	initiatives; (ii) improving cooperation among and between the public and private institutions of			
52	higher education in the Commonwealth; (iii) improving efficiency and expand the availability			
53	of technology-enriched courses; and (iv) facilitating the sharing of research and experience to			
54	improve student learning.			
55	K. Out of this appropriation, \$150,000 the first year and \$150,000 the second year from			
56	nongeneral funds is designated to cover the costs of federal education support programs.			

ITEM 139.		Item Details(\$)		Appropriations(\$)	
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1	L. The State Council of Higher Education for Virginia shall include Eastern Virginia Medical				
2	School in any calculations used to determine the funding requirements for state medical				
3	schools.				
4	140. Higher Education Federal Programs Coordination				
5	(11200) .....			\$2,440,426	\$2,440,426
6	Higher Education Federal Programs Coordination				
7	(11201) .....	\$2,440,426	\$2,440,426		
8	Fund Sources: Federal Trust.....	\$2,440,426	\$2,440,426		
9	Authority: Title 23, Chapter 20, Code of Virginia.				
10	Out of this appropriation, \$2,440,426 the first year from nongeneral funds and \$2,440,426 the				
11	second year from nongeneral funds is designated for grants to improve teacher quality (No				
12	Child Left Behind Act).				
13	141. Financial Assistance for Public Education (Categorical)				
14	(17100) .....			\$3,000,000	\$3,000,000
15	Early Awareness and Readiness Programs (17117) .....	\$3,000,000	\$3,000,000		
16	Fund Sources: Federal Trust.....	\$3,000,000	\$3,000,000		
17	Authority: Discretionary Inclusion.				
18	Out of this appropriation, \$3,000,000 the first year from nongeneral funds and \$3,000,000 the				
19	second year from nongeneral funds is designated for the Gaining Early Awareness and				
20	Readiness for Undergraduate Programs (GEAR-UP) grant.				
21	Total for State Council of Higher Education for				
22	Virginia.....			<b>\$87,156,034</b>	<b>\$87,156,034</b>
23	General Fund Positions.....	30.00	30.00		
24	Nongeneral Fund Positions.....	15.00	15.00		
25	Position Level .....	45.00	45.00		
26	Fund Sources: General.....	\$77,550,263	\$77,550,263		
27	Special.....	\$1,045,366	\$1,045,366		
28	Dedicated Special Revenue.....	\$250,000	\$250,000		
29	Federal Trust.....	\$8,310,405	\$8,310,405		
30	<b>§ 1-48. CHRISTOPHER NEWPORT UNIVERSITY (242)</b>				
31	142. Educational and General Programs (10000).....			\$54,715,754	\$48,781,666
32	Higher Education Instruction (100101).....	\$30,112,708	\$23,900,804		
33	Higher Education Research (100102) .....	\$1,961,180	\$1,961,180		
34	Higher Education Academic Support (100104).....	\$6,325,080	\$6,325,080		
35	Higher Education Student Services (100105).....	\$4,161,041	\$4,161,041		
36	Higher Education Institutional Support (100106).....	\$5,908,806	\$5,908,806		
37	Operation and Maintenance of Plant (100107).....	\$6,246,939	\$6,524,755		
38	Fund Sources: General.....	\$23,381,851	\$20,646,134		
39	Higher Education Operating.....	\$31,333,903	\$28,135,532		
40	Authority: Title 23, Chapter 5.3, Code of Virginia.				
41	A. This item includes general and nongeneral fund appropriations to support institutional				
42	initiatives that help meet statewide goals described in the Restructured Higher Education				
43	Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of				
44	Assembly).				
45	B. Out of this appropriation, \$159,840 the first year and \$159,840 the second year from the				
46	general fund is designated for the costs to lease and equip space for activities related to				
47	technology transfer, research, and graduate work.				

ITEM 142.	Item Details(\$)		Appropriations(\$)		
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1	C. As Virginia's public colleges and universities approach full funding of the base adequacy				
2	guidelines and as the General Assembly strives to fully fund the general fund share of the base				
3	adequacy guidelines, these funds are provided with the intent that, in exercising their authority				
4	to set tuition and fees, the Board of Visitors shall take into consideration the impact of				
5	escalating college costs for Virginia students and families. In accordance with the cost-sharing				
6	goals set forth in § 4-2.01 b. of this act, the Board of Visitors is encouraged to limit increases				
7	on tuition and mandatory educational and general fees for in-state, undergraduate students to				
8	the extent possible.				
9	D. Out of this appropriation, \$3,505,271 the first year from nongeneral funds is provided to				
10	support educational and general programs and student financial assistance. The source of the				
11	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				
12	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
13	the institution, as well as moderate the need for tuition and fee increases and increase student				
14	access. The institution is authorized to spend this funding in either the first year or the first				
15	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
16	to the Governor delineating the respective portion of this funding to be used for educational and				
17	general program funding and financial assistance, and the year it will be spent. In addition,				
18	the plan shall include anticipated tuition and fee increases for the first and second year of the				
19	biennium. The amounts appropriated are an estimate, and may be modified by the Director,				
20	Department of Planning and Budget, depending on final budget reduction actions taken to higher				
21	education and public education in the final budget bill enacted for the 2008-10 biennium.				
22	143.	Higher Education Student Financial Assistance (10800) ..		\$4,114,950	\$4,114,950
23		Scholarships (10810).....	\$4,114,950	\$4,114,950	
24		Fund Sources: General .....	\$3,924,950	\$3,924,950	
25		Higher Education Operating.....	\$190,000	\$190,000	
26		Authority: Title 23, Chapter 5.3, Code of Virginia.			
27	144.	Financial Assistance for Educational and General			
28		Services (11000).....		\$1,825,757	\$1,825,757
29		Sponsored Programs (11004) .....	\$1,825,757	\$1,825,757	
30		Fund Sources: General .....	\$326,875	\$326,875	
31		Higher Education Operating.....	\$1,498,882	\$1,498,882	
32		Authority: Title 23, Chapter 5.3, Code of Virginia.			
33		The Higher Education Operating fund source listed in this Item is considered to be a sum			
34		sufficient appropriation, which is an estimate of funding required by the University to cover			
35		sponsored program operations.			
36	145.	Higher Education Auxiliary Enterprises (80900)			
37		a sum sufficient, estimated at.....		\$53,461,084	\$54,100,394
38		Food Services (80910).....	\$9,441,892	\$9,441,892	
39		Bookstores and other Stores (80920).....	\$4,709,300	\$4,709,300	
40		Residential Services (80930).....	\$18,256,119	\$18,256,119	
41		Parking and Transportation Systems and Services			
42		(80940) .....	\$1,249,238	\$1,249,238	
43		Recreational and Intramural Programs (80980).....	\$135,000	\$135,000	
44		Other Enterprise Functions (80990).....	\$10,590,323	\$10,870,373	
45		Intercollegiate Athletics (80995) .....	\$9,079,212	\$9,438,472	
46		Fund Sources: Higher Education Operating.....	\$41,332,378	\$41,332,378	
47		Debt Service.....	\$12,128,706	\$12,768,016	
48		Authority: Title 23, Chapter 5.3, Code of Virginia.			
49		Total for Christopher Newport University.....		\$114,117,545	\$108,822,767

ITEM 145.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	General Fund Positions.....	330.96	330.96		
2	Nongeneral Fund Positions.....	477.78	482.78		
3	Position Level .....	808.74	813.74		
4	Fund Sources: General .....	\$27,633,676	\$24,897,959		
5	Higher Education Operating.....	\$74,355,163	\$71,156,792		
6	Debt Service.....	\$12,128,706	\$12,768,016		

**§ 1-49. THE COLLEGE OF WILLIAM AND MARY IN VIRGINIA (204)**

8	146.	Educational and General Programs (10000).....			\$140,915,608	\$129,576,192
9		Higher Education Instruction (100101).....	\$80,695,634	\$69,174,951		
10		Higher Education Research (100102).....	\$1,250,498	\$1,250,498		
11		Higher Education Public Services (100103).....	\$8,169	\$8,169		
12		Higher Education Academic Support (100104).....	\$19,053,547	\$19,053,547		
13		Higher Education Student Services (100105).....	\$6,493,582	\$6,493,582		
14		Higher Education Institutional Support (100106).....	\$14,078,675	\$14,078,675		
15		Operation and Maintenance of Plant (100107).....	\$19,335,503	\$19,516,770		
16		Fund Sources: General .....	\$39,291,864	\$34,655,223		
17		Higher Education Operating.....	\$97,982,019	\$91,279,244		
18		Debt Service.....	\$3,641,725	\$3,641,725		

19 Authority: Title 23, Chapter 5, Code of Virginia.

20 A. This Item includes general and nongeneral fund appropriations to support institutional  
 21 initiatives that help meet statewide goals described in the Restructured Higher Education  
 22 Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of  
 23 Assembly).

24 B. Out of this appropriation, \$212,201 the first year and \$212,201 the second year from the  
 25 general fund is designated for the costs to lease and equip space for activities related to  
 26 technology transfer, research, and graduate work.

27 C. As Virginia's public colleges and universities approach full funding of the base adequacy  
 28 guidelines and as the General Assembly strives to fully fund the general fund share of the base  
 29 adequacy guidelines, these funds are provided with the intent that, in exercising their authority  
 30 to set tuition and fees, the Board of Visitors shall take into consideration the impact of  
 31 escalating college costs for Virginia students and families. In accordance with the cost-sharing  
 32 goals set forth in § 4-2.01 b. of this act, the Board of Visitors is encouraged to limit increases  
 33 on tuition and mandatory educational and general fees for in-state, undergraduate students to  
 34 the extent possible.

35 D. Out of this appropriation, \$6,884,042 the first year from nongeneral funds is provided to  
 36 support educational and general programs and student financial assistance. The source of the  
 37 nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and  
 38 Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to  
 39 the institution, as well as moderate the need for tuition and fee increases and increase student  
 40 access. The institution is authorized to spend this funding in either the first year or the first  
 41 quarter of the second year. Prior to release of this funding, the institution shall provide a plan  
 42 to the Governor delineating the respective portion of this funding to be used for educational and  
 43 general program funding and financial assistance, and the year it will be spent. In addition,  
 44 the plan shall include anticipated tuition and fee increases for the first and second year of the  
 45 biennium. The amounts appropriated are an estimate, and may be modified by the Director,  
 46 Department of Planning and Budget, depending on final budget reduction actions taken to higher  
 47 education and public education in the final budget bill enacted for the 2008-2010 biennium.

48 E. The appropriation for the fund source Higher Education Operating in this Item shall be  
 49 considered a sum sufficient appropriation, which is an estimate of the amount of revenues to be  
 50 collected for the educational and general program under the terms of the management  
 51 agreement between the College of William and Mary and the Commonwealth, as set forth in  
 52 Chapters 933 and 943 of the 2006 Acts of Assembly.

ITEM 146.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1 147.	Higher Education Student Financial Assistance (10800) ..		\$9,654,786	\$9,654,786
2	Scholarships (10810).....	\$7,705,621		\$7,705,621
3	Fellowships (10820).....	\$1,949,165		\$1,949,165
4	Fund Sources: General .....	\$3,527,029		\$3,527,029
5	Higher Education Operating.....	\$6,127,757		\$6,127,757
6	Authority: Title 23, Chapter 5, Code of Virginia.			
7	Higher education operating funds appropriated in this program may be allocated for need-based			
8	aid to Virginia undergraduate students to enhance the quality and diversity of the student body.			
9 148.	Financial Assistance for Educational and General			
10	Services (11000).....		\$33,521,609	\$33,521,609
11	Eminent Scholars (11001) .....	\$2,355,581		\$2,355,581
12	Sponsored Programs (11004) .....	\$31,166,028		\$31,166,028
13	Fund Sources: General .....	\$75,000		\$75,000
14	Higher Education Operating.....	\$33,261,415		\$33,261,415
15	Debt Service.....	\$185,194		\$185,194
16	Authority: Title 23, Chapter 5, Code of Virginia.			
17	A. Out of this appropriation, \$75,000 from the general fund and \$400,000 from nongeneral			
18	funds the first year and \$75,000 from the general fund and \$400,000 from nongeneral funds the			
19	second year is designated to build research capacity in biomedical research and biomaterials			
20	engineering.			
21	B. The Higher Education Operating fund source listed in this Item is considered to be a sum			
22	sufficient appropriation, which is an estimate of funding required by the college to cover			
23	sponsored program operations.			
24 149.	Higher Education Auxiliary Enterprises (80900)			
25	a sum sufficient, estimated at.....		\$64,093,529	\$64,093,529
26	Food Services (80910).....	\$12,048,700		\$12,048,700
27	Bookstores and other Stores (80920).....	\$2,475,918		\$2,475,918
28	Residential Services (80930) .....	\$20,591,899		\$20,591,899
29	Parking and Transportation Systems and Services			
30	(80940) .....	\$1,924,715		\$1,924,715
31	Telecommunications Systems and Services (80950).....	\$4,548,498		\$4,548,498
32	Student Health Services (80960).....	\$3,605,724		\$3,605,724
33	Student Unions and Recreational Facilities (80970) .....	\$5,629,570		\$5,629,570
34	Recreational and Intramural Programs (80980).....	\$748,349		\$748,349
35	Other Enterprise Functions (80990).....	\$4,218,433		\$4,218,433
36	Intercollegiate Athletics (80995) .....	\$8,301,723		\$8,301,723
37	Fund Sources: Higher Education Operating.....	\$52,537,268		\$52,537,268
38	Debt Service.....	\$11,556,261		\$11,556,261
39	Authority: Title 23, Chapter 5, Code of Virginia.			
40	Total for The College of William and Mary in Virginia..		\$248,185,532	\$236,846,116
41	General Fund Positions.....	542.66		542.66
42	Nongeneral Fund Positions.....	868.96		868.96
43	Position Level .....	1,411.62		1,411.62
44	Fund Sources: General .....	\$42,893,893		\$38,257,252
45	Higher Education Operating.....	\$189,908,459		\$183,205,684
46	Debt Service.....	\$15,383,180		\$15,383,180

ITEM 150.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>Richard Bland College (241)</b>				
<b>2</b>	150. Educational and General Programs (10000).....			\$9,459,284	\$8,075,054
<b>3</b>	Higher Education Instruction (100101).....	\$4,135,542	\$2,882,325		
<b>4</b>	Higher Education Public Services (100103).....	\$4,500	\$4,500		
<b>5</b>	Higher Education Academic Support (100104).....	\$460,222	\$460,222		
<b>6</b>	Higher Education Student Services (100105).....	\$982,818	\$982,818		
<b>7</b>	Higher Education Institutional Support (100106).....	\$2,623,076	\$2,489,764		
<b>8</b>	Operation and Maintenance of Plant (100107).....	\$1,253,126	\$1,255,425		
<b>9</b>	Fund Sources: General .....	\$5,234,621	\$4,603,884		
<b>10</b>	Higher Education Operating.....	\$4,224,663	\$3,471,170		
<b>11</b>	Authority: Title 23, Chapter 5, Code of Virginia.				
<b>12</b>	A. This Item includes general and nongeneral fund appropriations to support institutional				
<b>13</b>	initiatives that help meet statewide goals described in the Restructured Higher Education				
<b>14</b>	Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of				
<b>15</b>	Assembly).				
<b>16</b>	B. Out of this appropriation, \$109,256 from the general fund and \$54,056 from nongeneral				
<b>17</b>	funds the first year is provided for the final payment for the procurement of several information				
<b>18</b>	technology support items totaling \$720,000.				
<b>19</b>	C. As Virginia's public colleges and universities approach full funding of the base adequacy				
<b>20</b>	guidelines and as the General Assembly strives to fully fund the general fund share of the base				
<b>21</b>	adequacy guidelines, these funds are provided with the intent that, in exercising their authority				
<b>22</b>	to set tuition and fees, the Board of Visitors shall take into consideration the impact of				
<b>23</b>	escalating college costs for Virginia students and families. In accordance with the cost-sharing				
<b>24</b>	goals set forth in Section 4-2.01 b. of this act, the Board of Visitors is encouraged to limit				
<b>25</b>	increases on tuition and mandatory educational and general fees for in-state, undergraduate				
<b>26</b>	students to the extent possible.				
<b>27</b>	D. Out of this appropriation, \$701,736 the first year from nongeneral funds is provided to				
<b>28</b>	support educational and general programs and student financial assistance. The source of the				
<b>29</b>	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				
<b>30</b>	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
<b>31</b>	the institution, as well as moderate the need for tuition and fee increases and increase student				
<b>32</b>	access. The institution is authorized to spend this funding in either the first year or the first				
<b>33</b>	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
<b>34</b>	to the Governor delineating the respective portion of this funding to be used for educational and				
<b>35</b>	general program funding and financial assistance, and the year it will be spent. In addition,				
<b>36</b>	the plan shall include anticipated tuition and fee increases for the first and second year of the				
<b>37</b>	biennium. The amounts appropriated are an estimate, and may be modified by the Director,				
<b>38</b>	Department of Planning and Budget, depending on final budget reduction actions taken to higher				
<b>39</b>	education and public education in the final budget bill enacted for the 2008-2010 biennium.				
<b>40</b>	151. Higher Education Student Financial Assistance (10800)..			\$313,819	\$313,819
<b>41</b>	Scholarships (10810).....	\$313,819	\$313,819		
<b>42</b>	Fund Sources: General .....	\$313,819	\$313,819		
<b>43</b>	Authority: Title 23, Chapter 5, Code of Virginia.				
<b>44</b>	152. Financial Assistance for Educational and General				
<b>45</b>	Services (11000)				
<b>46</b>	a sum sufficient, estimated at .....			\$335,110	\$335,110
<b>47</b>	Sponsored Programs (11004) .....	\$335,110	\$335,110		
<b>48</b>	Fund Sources: Higher Education Operating.....	\$335,110	\$335,110		
<b>49</b>	Authority: Title 23, Chapter 5, Code of Virginia.				

ITEM 152.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	153.				
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ITEM 154.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	This additional support will permit the Virginia Institute of Marine Science to generate the data				
2	necessary to develop fishery management plans, determine in-danger habitats, and project the				
3	annual blue crab catch.				
4	G. Notwithstanding Chapter 719, 1999 Acts of Assembly, out of this appropriation, \$159,579				
5	the first year and \$159,579 the second year from the general fund shall be provided to the				
6	Virginia Institute of Marine Science to support the Fishery Resource Grant Fund and Program.				
7	Expenditures and disbursements from the Fund shall be made by the State Treasurer on				
8	warrants issued by the Comptroller upon written request of the President of the College of				
9	William and Mary.				
10	H. Out of this appropriation, \$3,076,343 the first year from nongeneral funds is provided to				
11	support educational and general programs and student financial assistance. The source of the				
12	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				
13	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
14	the institution, as well as moderate the need for tuition and fee increases and increase student				
15	access. The institution is authorized to spend this funding in either the first year or the first				
16	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
17	to the Governor delineating the respective portion of this funding to be used for educational and				
18	general program funding and financial assistance, and the year it will be spent. In addition,				
19	the plan shall include anticipated tuition and fee increases for the first and second year of the				
20	biennium. The amounts appropriated are an estimate, and may be modified by the Director,				
21	Department of Planning and Budget, depending on final budget reduction actions taken to higher				
22	education and public education in the final budget bill enacted for the 2008-2010 biennium.				
23	I. The appropriation for the fund source Higher Education Operating in this Item shall be				
24	considered a sum sufficient appropriation, which is an estimate of the amount of revenues to be				
25	collected for the educational and general program under the terms of the management				
26	agreement between the College of William and Mary and the Commonwealth, as set forth in				
27	Chapters 933 and 943 of the 2006 Acts of Assembly.				
28					
29	155.	Higher Education Student Financial Assistance (10800)..		\$238,527	\$238,527
30		Fellowships (10820).....	\$238,527	\$238,527	
31		Fund Sources: General.....	\$238,527	\$238,527	
32		Authority: Title 23, Chapter 5, Code of Virginia.			
33	156.	Financial Assistance for Educational and General		\$23,054,059	\$23,054,059
34		Services (11000).....			
35		Sponsored Programs (11004) .....	\$23,054,059	\$23,054,059	
36		Fund Sources: Higher Education Operating.....	\$23,054,059	\$23,054,059	
37		Authority: Title 23, Chapter 5 and Title 28.2, Chapter 11, Code of Virginia.			
38		A. The Higher Education Operating fund source listed in this Item is considered to be a sum			
39		sufficient appropriation, which is an estimate of funding required by the Institute to cover			
40		sponsored program operations.			
41		B. Out of the amounts for sponsored programs, \$50,000 the first year and \$50,000 the second			
42		year in nongeneral funds shall be paid from the Marine Fishing Improvement Fund to support			
43		the Mariculture and Marine Product Advisory Program.			
44		Total for Virginia Institute of Marine Science.....		<b>\$46,081,082</b>	<b>\$40,875,374</b>
45		General Fund Positions.....	270.77	270.77	
46		Nongeneral Fund Positions.....	99.30	99.30	
47		Position Level .....	370.07	370.07	
48		Fund Sources: General.....	\$18,189,492	\$16,060,127	
49		Higher Education Operating.....	\$27,891,590	\$24,815,247	



ITEM 156.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Grand Total for The College of William and Mary in				
2	Virginia.....			\$307,096,827	\$289,167,473
3	General Fund Positions.....	883.86	883.86		
4	Nongeneral Fund Positions.....	1,009.67	1,009.67		
5	Position Level .....	1,893.53	1,893.53		
6	Fund Sources: General.....	\$66,631,825	\$59,235,082		
7	Higher Education Operating.....	\$225,081,822	\$214,549,211		
8	Debt Service.....	\$15,383,180	\$15,383,180		
9	<b>§ 1-50. GEORGE MASON UNIVERSITY (247)</b>				
10	157. Educational and General Programs (10000).....			\$358,780,728	\$325,483,153
11	Higher Education Instruction (100101).....	\$212,618,491	\$179,320,916		
12	Higher Education Research (100102).....	\$7,813,573	\$7,813,573		
13	Higher Education Public Services (100103).....	\$1,302,378	\$1,302,378		
14	Higher Education Academic Support (100104).....	\$50,533,786	\$50,533,786		
15	Higher Education Student Services (100105).....	\$15,223,118	\$15,223,118		
16	Higher Education Institutional Support (100106).....	\$39,404,818	\$39,404,818		
17	Operation and Maintenance of Plant (100107).....	\$31,884,564	\$31,884,564		
18	Fund Sources: General.....	\$111,733,347	\$98,330,415		
19	Higher Education Operating.....	\$247,047,381	\$227,152,738		
20	Authority: Title 23, Chapter 9.1, Code of Virginia.				
21	A. This Item includes general and nongeneral fund appropriations to support institutional				
22	initiatives that help meet statewide goals as described in the Restructured Higher Education				
23	Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of				
24	Assembly).				
25	B. Out of this appropriation, an amount estimated at \$289,614 from the general fund and				
26	\$124,120 from nongeneral funds the first year and \$289,614 from the general fund and				
27	\$124,120 from nongeneral funds the second year is designated for the educational				
28	telecommunications project to provide graduate engineering education, subject to a plan				
29	approved by the State Council of Higher Education for Virginia.				
30	C. Out of this appropriation, \$459,125 the first year and \$459,125 the second year from the				
31	general fund is designated for the Institute for Conflict Analysis.				
32	D. As Virginia's public colleges and universities approach full funding of the base adequacy				
33	guidelines and as the General Assembly strives to fully fund the general fund share of the base				
34	adequacy guidelines, these funds are provided with the intent that, in exercising their authority				
35	to set tuition and fees, the Board of Visitors shall take into consideration the impact of				
36	escalating college costs for Virginia students and families. In accordance with the cost-sharing				
37	goals set forth in § 4-2.01 b. of this act, the Board of Visitors is encouraged to limit increases				
38	on tuition and mandatory educational and general fees for in-state, undergraduate students to				
39	the extent possible.				
40	E. Out of this appropriation, \$50,000 the first year and \$50,000 the second year from the				
41	general fund shall be provided to support the Belmont Bay Science Center.				
42	F. Out of this appropriation, \$19,894,643 the first year from nongeneral funds is provided to				
43	support educational and general programs and student financial assistance. The source of the				
44	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				
45	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
46	the institution, as well as moderate the need for tuition and fee increases and increase student				
47	access. The institution is authorized to spend this funding in either the first year or the first				
48	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
49	to the Governor delineating the respective portion of this funding to be used for educational				
50	and general program funding and financial assistance, and the year it will be spent. In				
51	addition, the plan shall include anticipated tuition and fee increases for the first and second				
52	year of the biennium. The amounts appropriated are an estimate, and may be modified by the				

ITEM 157.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Director, Department of Planning and Budget, depending on final budget reduction actions				
2	taken to higher education and public education in the final budget bill enacted for the				
3	2008-2010 biennium.				
4	158. Higher Education Student Financial Assistance (10800)..			\$19,386,136	\$20,086,136
5	Scholarships (10810).....	\$15,465,418	\$15,915,418		
6	Fellowships (10820).....	\$3,920,718	\$4,170,718		
7	Fund Sources: General.....	\$14,284,136	\$14,284,136		
8	Higher Education Operating.....	\$5,102,000	\$5,802,000		
9	Authority: Title 23, Chapter 9.1, Code of Virginia.				
10	159. Financial Assistance for Educational and General				
11	Services (11000).....			\$174,768,473	\$187,768,473
12	Eminent Scholars (11001).....	\$1,000,000	\$1,000,000		
13	Sponsored Programs (11004).....	\$173,768,473	\$186,768,473		
14	Fund Sources: General.....	\$956,250	\$956,250		
15	Higher Education Operating.....	\$173,812,223	\$186,812,223		
16	Authority: Title 23, Chapter 9.1, Code of Virginia.				
17	A. Out of this appropriation, \$956,250 from the general fund and \$5,850,000 from nongeneral				
18	funds the first year and \$956,250 from the general fund and \$5,850,000 from nongeneral funds				
19	the second year are designated to build research capacity in biomedical research and				
20	biomaterials engineering.				
21	B. The Higher Education Operating fund source listed in this Item is considered to be a sum				
22	sufficient appropriation, which is an estimate of funding required by the university to cover				
23	sponsored program operations.				
24	160. Higher Education Auxiliary Enterprises (80900)				
25	a sum sufficient, estimated at.....			\$168,711,732	\$169,511,732
26	Food Services (80910).....	\$6,000,000	\$6,000,000		
27	Bookstores and other Stores (80920).....	\$435,319	\$435,319		
28	Residential Services (80930).....	\$40,718,810	\$40,718,810		
29	Parking and Transportation Systems and Services				
30	(80940).....	\$15,217,088	\$15,217,088		
31	Telecommunications Systems and Services (80950).....	\$3,658,252	\$3,658,252		
32	Student Health Services (80960).....	\$3,643,467	\$3,643,467		
33	Student Unions and Recreational Facilities (80970).....	\$21,349,579	\$21,718,922		
34	Recreational and Intramural Programs (80980).....	\$14,510,103	\$14,510,103		
35	Other Enterprise Functions (80990).....	\$51,066,727	\$51,497,384		
36	Intercollegiate Athletics (80995).....	\$12,112,387	\$12,112,387		
37	Fund Sources: Higher Education Operating.....	\$125,869,532	\$126,669,532		
38	Debt Service.....	\$42,842,200	\$42,842,200		
39	Authority: Title 23, Chapter 9.1, Code of Virginia.				
40	Total for George Mason University.....			<b>\$721,647,069</b>	<b>\$702,849,494</b>
41	General Fund Positions.....	1,082.14	1,082.14		
42	Nongeneral Fund Positions.....	2,639.57	2,659.57		
43	Position Level.....	3,721.71	3,741.71		
44	Fund Sources: General.....	\$126,973,733	\$113,570,801		
45	Higher Education Operating.....	\$551,831,136	\$546,436,493		
46	Debt Service.....	\$42,842,200	\$42,842,200		

ITEM 161.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	<b>§ 1-51. JAMES MADISON UNIVERSITY (216)</b>				
2	161. Educational and General Programs (10000).....			\$219,033,975	\$200,199,495
3	Higher Education Instruction (100101).....	\$121,640,704	\$102,806,224		
4	Higher Education Research (100102) .....	\$898,761	\$898,761		
5	Higher Education Public Services (100103).....	\$1,143,944	\$1,143,944		
6	Higher Education Academic Support (100104).....	\$27,303,330	\$27,303,330		
7	Higher Education Student Services (100105).....	\$12,526,357	\$12,526,357		
8	Higher Education Institutional Support (100106).....	\$31,787,593	\$31,787,593		
9	Operation and Maintenance of Plant (100107).....	\$23,733,286	\$23,733,286		
10	Fund Sources: General.....	\$63,577,853	\$56,036,172		
11	Higher Education Operating.....	\$154,206,692	\$142,913,893		
12	Debt Service.....	\$1,249,430	\$1,249,430		
13	Authority: Title 23, Chapter 12.1, Code of Virginia.				
14	A. This Item includes general and nongeneral fund appropriations to support institutional				
15	initiatives that help meet statewide goals described in the Restructured Higher Education				
16	Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of				
17	Assembly).				
18	B. The University is authorized to continue offering its existing doctoral degree in psychology				
19	and a limited number of other doctoral programs in specialized areas with approval from the				
20	State Council of Higher Education for Virginia. These doctoral programs are niche programs,				
21	consistent with the comprehensive mission of the University, and are targeted to meet critical				
22	needs in the Commonwealth.				
23	C. As Virginia's public colleges and universities approach full funding of the base adequacy				
24	guidelines and as the General Assembly strives to fully fund the general fund share of the base				
25	adequacy guidelines, these funds are provided with the intent that, in exercising their authority				
26	to set tuition and fees, the Board of Visitors shall take into consideration the impact of				
27	escalating college costs for Virginia students and families. In accordance with the cost-sharing				
28	goals set forth in § 4-2.01 b. of this act, the Board of Visitors is encouraged to limit increases				
29	on tuition and mandatory educational and general fees for in-state, undergraduate students to				
30	the extent possible.				
31	D. Out of this appropriation, \$11,292,799 the first year from nongeneral funds is provided to				
32	support educational and general programs and student financial assistance. The source of the				
33	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				
34	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
35	the institution, as well as moderate the need for tuition and fee increases and increase student				
36	access. The institution is authorized to spend this funding in either the first year or the first				
37	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
38	to the Governor delineating the respective portion of this funding to be used for educational and				
39	general program funding and financial assistance, and the year it will be spent. In addition,				
40	the plan shall include anticipated tuition and fee increases for the first and second year of the				
41	biennium. The amounts appropriated are an estimate, and may be modified by the Director,				
42	Department of Planning and Budget, depending on final budget reduction actions taken to higher				
43	education and public education in the final budget bill enacted for the 2008-10 biennium.				
44					
45	162. Higher Education Student Financial Assistance (10800) ..			\$9,566,308	\$9,566,308
46	Scholarships (10810).....	\$9,176,086	\$9,176,086		
47	Fellowships (10820).....	\$390,222	\$390,222		
48	Fund Sources: General.....	\$6,724,848	\$6,724,848		
49	Higher Education Operating.....	\$2,841,460	\$2,841,460		
50	Authority: Title 23, Chapter 12.1, Code of Virginia.				

ITEM 162.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	163.				
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8	164.				
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32	165.				
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ITEM 165.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	guidelines and as the General Assembly strives to fully fund the general fund share of the base				
2	adequacy guidelines, these funds are provided with the intent that, in exercising their authority				
3	to set tuition and fees, the Board of Visitors shall take into consideration the impact of				
4	escalating college costs for Virginia students and families. In accordance with the cost-sharing				
5	goals set forth in Section 4-2.01 b. of this Act, the Board of Visitors is encouraged to limit				
6	increases on tuition and mandatory educational and general fees for in-state, undergraduate				
7	students to the extent possible.				
8	D. Out of this appropriation, \$185,673 and one position from the general fund and \$55,000				
9	from nongeneral funds the first year, and \$289,991 and three positions from the general fund,				
10	and \$195,400 and two positions the second year to continue the implementation of the				
11	Bachelor of Science in nursing program.				
12	E. Out of this appropriation, \$3,305,208 the first year from nongeneral funds is provided to				
13	support educational and general programs and student financial assistance. The source of the				
14	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				
15	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
16	the institution, as well as moderate the need for tuition and fee increases and increase student				
17	access. The institution is authorized to spend this funding in either the first year or the first				
18	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
19	to the Governor delineating the respective portion of this funding to be used for educational and				
20	general program funding and financial assistance, and the year it will be spent. In addition,				
21	the plan shall include anticipated tuition and fee increases for the first and second year of the				
22	biennium. The amounts appropriated are an estimate, and may be modified by the Director,				
23	Department of Planning and Budget, depending on final budget reduction actions taken to higher				
24	education and public education in the final budget bill enacted for the 2008-10 biennium.				
25	166.	Higher Education Student Financial Assistance (10800) ..		\$3,523,147	\$3,523,147
26		Scholarships (10810).....	\$3,523,147	\$3,523,147	
27		Fund Sources: General.....	\$3,523,147	\$3,523,147	
28		Authority: Title 23, Chapter 15, Code of Virginia.			
29	167.	Financial Assistance for Educational and General			
30		Services (11000)			
31		a sum sufficient, estimated at.....		\$3,178,393	\$3,178,393
32		Sponsored Programs (11004) .....	\$3,178,393	\$3,178,393	
33		Fund Sources: Higher Education Operating.....	\$3,178,393	\$3,178,393	
34		Authority: Title 23, Chapter 15, Code of Virginia.			
35	168.	Higher Education Auxiliary Enterprises (80900)			
36		a sum sufficient, estimated at.....		\$43,033,795	\$43,033,795
37		Food Services (80910).....	\$7,177,144	\$7,177,144	
38		Bookstores and other Stores (80920).....	\$33,000	\$33,000	
39		Residential Services (80930).....	\$16,097,011	\$16,097,011	
40		Parking and Transportation Systems and Services			
41		(80940) .....	\$905,009	\$905,009	
42		Telecommunications Systems and Services (80950).....	\$1,475,600	\$1,475,600	
43		Student Health Services (80960).....	\$426,487	\$426,487	
44		Student Unions and Recreational Facilities (80970).....	\$514,619	\$514,619	
45		Recreational and Intramural Programs (80980).....	\$819,974	\$819,974	
46		Other Enterprise Functions (80990).....	\$7,742,427	\$7,742,427	
47		Intercollegiate Athletics (80995) .....	\$7,842,524	\$7,842,524	
48		Fund Sources: Higher Education Operating.....	\$35,446,484	\$35,446,484	
49		Debt Service.....	\$7,587,311	\$7,587,311	
50		Authority: Title 23, Chapter 15, Code of Virginia.			
51		Total for Longwood University.....		\$102,067,118	\$95,247,860

ITEM 168.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	General Fund Positions.....	272.89	274.89		
2	Nongeneral Fund Positions.....	428.67	430.67		
3	Position Level.....	701.56	705.56		
4	Fund Sources: General.....	\$27,378,757	\$23,795,232		
5	Higher Education Operating.....	\$67,101,050	\$63,865,317		
6	Debt Service.....	\$7,587,311	\$7,587,311		
7	<b>§ 1-53. NORFOLK STATE UNIVERSITY (213)</b>				
8	169. Educational and General Programs (10000).....			\$76,660,510	\$69,000,291
9	Higher Education Instruction (100101).....	\$36,580,128	\$28,673,818		
10	Higher Education Research (100102).....	\$196,504	\$196,504		
11	Higher Education Public Services (100103).....	\$734,591	\$734,591		
12	Higher Education Academic Support (100104).....	\$9,031,473	\$9,148,690		
13	Higher Education Student Services (100105).....	\$4,912,679	\$4,912,679		
14	Higher Education Institutional Support (100106).....	\$14,518,200	\$14,531,910		
15	Operation and Maintenance of Plant (100107).....	\$10,686,935	\$10,802,099		
16	Fund Sources: General.....	\$39,557,466	\$35,566,791		
17	Higher Education Operating.....	\$37,103,044	\$33,433,500		
18	Authority: Title 23, Chapter 13.1, Code of Virginia.				
19	A. This Item includes general and nongeneral fund appropriations to support institutional				
20	initiatives that help meet statewide goals described in the Restructured Higher Education				
21	Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of				
22	Assembly).				
23	B.1. Out of this appropriation, \$5,350,128 the first year and \$5,350,128 the second year from				
24	the general fund is designated for the recently initiated Bachelor of Science academic programs				
25	in Electronics Engineering and Optical Engineering and Master of Science academic programs				
26	in Electronics Engineering, Optical Engineering, Computer Science, and Criminal Justice.				
27	2. Out of the amounts for programs listed in paragraph B.1. above, shall be provided \$273,486				
28	the first year and \$273,486 the second year from the general fund for lease payments through				
29	the Master Equipment Leasing Program for educational and general equipment.				
30	3. Out of the amounts for Educational and General Programs, \$37,500 the first year and				
31	\$37,500 the second year from the general fund is provided to serve in lieu of endowment				
32	income for the Eminent Scholars Program.				
33	C.1. Out of the amounts for Educational and General Programs, a maximum of \$70,000 the				
34	first year and \$70,000 the second year from the general fund is designated for the Dozoretz				
35	National Institute for Minorities in Applied Sciences. No allotment of these funds shall be				
36	made until Norfolk State University has certified to the Secretary of Education and Workforce				
37	that funds, in cash, are available to match all or any part of the amount herein made available				
38	from the general fund.				
39	2. Any unexpended balances in paragraphs B.1., B.2., B.3., and C.1. in this Item at the close of				
40	business on June 30, 2010 and June 30, 2011 shall not revert to the surplus of the general				
41	fund, but shall be carried forward on the books of the State Comptroller and reappropriated in				
42	the succeeding year.				
43	D. Out of this appropriation, \$94,222 the first year and \$94,222 the second year from the				
44	general fund is designated to assist the university in improving graduation and retention rates.				
45	E. Out of this appropriation, \$78,200 the first year and \$78,200 the second year from the				
46	general fund is designated to maintain an enrollment management plan.				
47	F. Out of this appropriation, \$11,756 the first year and \$11,756 the second year from the				
48	general fund is designated for the costs to lease and equip space for activities related to				
49	technology transfer, research, and graduate work.				

		Item Details(\$)		Appropriations(\$)	
ITEM 169.		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	G. As Virginia's public colleges and universities approach full funding of the base adequacy				
2	guidelines and as the General Assembly strives to fully fund the general fund share of the base				
3	adequacy guidelines, these funds are provided with the intent that, in exercising their authority				
4	to set tuition and fees, the Board of Visitors shall take into consideration the impact of				
5	escalating college costs for Virginia students and families. In accordance with the cost-sharing				
6	goals set forth in § 4-2.01 b. of this act, the Board of Visitors is encouraged to limit increases				
7	on tuition and mandatory educational and general fees for in-state, undergraduate students to				
8	the extent possible.				
9	H. Out of this appropriation, \$3,915,635 the first year from nongeneral funds is provided to				
10	support educational and general programs and student financial assistance. The source of the				
11	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				
12	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
13	the institution, as well as moderate the need for tuition and fee increases and increase student				
14	access. The institution is authorized to spend this funding in either the first year or the first				
15	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
16	to the Governor delineating the respective portion of this funding to be used for educational and				
17	general program funding and financial assistance, and the year it will be spent. In addition,				
18	the plan shall include anticipated tuition and fee increases for the first and second year of the				
19	biennium. The amounts appropriated are an estimate, and may be modified by the Director,				
20	Department of Planning and Budget, depending on final budget reduction actions taken to higher				
21	education and public education in the final budget bill enacted for the 2008-2010 biennium.				
22	170.	Higher Education Student Financial Assistance (10800) ..		\$11,654,328	\$11,654,328
23		Scholarships (10810).....		\$11,654,328	\$11,654,328
24		Fund Sources: General .....		\$6,754,328	\$6,754,328
25		Higher Education Operating.....		\$4,900,000	\$4,900,000
26		Authority: Title 23, Chapter 13.1, Code of Virginia.			
27	171.	Financial Assistance for Educational and General			
28		Services (11000)			
29		a sum sufficient, estimated at.....		\$24,686,497	\$24,686,497
30		Sponsored Programs (11004) .....		\$24,686,497	\$24,686,497
31		Fund Sources: Higher Education Operating.....		\$24,686,497	\$24,686,497
32		Authority: Title 23, Chapter 13.1, Code of Virginia.			
33	172.	Higher Education Auxiliary Enterprises (80900)			
34		a sum sufficient, estimated at.....		\$33,605,988	\$33,605,988
35		Food Services (80910).....		\$1,368,865	\$1,368,865
36		Bookstores and other Stores (80920).....		\$393,740	\$393,740
37		Residential Services (80930) .....		\$12,819,908	\$12,819,908
38		Parking and Transportation Systems and Services			
39		(80940) .....		\$458,180	\$458,180
40		Student Unions and Recreational Facilities (80970) .....		\$2,936,031	\$2,936,031
41		Other Enterprise Functions (80990) .....		\$4,784,788	\$4,784,788
42		Intercollegiate Athletics (80995) .....		\$10,844,476	\$10,844,476
43		Fund Sources: Higher Education Operating.....		\$28,571,806	\$28,571,806
44		Debt Service.....		\$5,034,182	\$5,034,182
45		Authority: Title 23, Chapter 13.1, Code of Virginia.			
46		Total for Norfolk State University .....		<b>\$146,607,323</b>	<b>\$138,947,104</b>
47		General Fund Positions.....		493.70	493.70
48		Nongeneral Fund Positions.....		501.42	501.42
49		Position Level .....		995.12	995.12

ITEM 172.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$46,311,794	\$42,321,119		
2	Higher Education Operating.....	\$95,261,347	\$91,591,803		
3	Debt Service.....	\$5,034,182	\$5,034,182		
4	<b>§ 1-54. OLD DOMINION UNIVERSITY (221)</b>				
5	173. Educational and General Programs (10000).....			\$210,146,894	\$187,115,611
6	Higher Education Instruction (100101).....	\$112,848,164	\$89,336,432		
7	Higher Education Research (100102).....	\$4,721,987	\$4,721,987		
8	Higher Education Public Services (100103).....	\$254,489	\$254,489		
9	Higher Education Academic Support (100104).....	\$39,671,798	\$39,671,798		
10	Higher Education Student Services (100105).....	\$10,460,045	\$10,460,045		
11	Higher Education Institutional Support (100106).....	\$24,411,195	\$24,411,195		
12	Operation and Maintenance of Plant (100107).....	\$17,779,216	\$18,259,665		
13	Fund Sources: General.....	\$89,771,848	\$78,924,343		
14	Higher Education Operating.....	\$120,375,046	\$108,191,268		
15	Authority: Title 23, Chapter 5.2, Code of Virginia.				
16	A.1. This Item includes general and nongeneral fund appropriations to support institutional				
17	initiatives that help meet statewide goals described in the Restructured Higher Education				
18	Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of				
19	Assembly).				
20	2. Out of this appropriation, the University may allocate funds to expand enrollment capacity				
21	through expansion of distance learning, TELETECHNET and summer school.				
22	B. Out of this appropriation shall be expended an amount estimated at \$431,013 from the				
23	general fund and \$198,244 from nongeneral funds the first year and \$431,013 from the general				
24	fund and \$198,244 from nongeneral funds the second year for the educational				
25	telecommunications project to provide graduate engineering education, subject to a plan				
26	approved by the State Council of Higher Education for Virginia.				
27	C. Out of this appropriation \$4,017,308 and 23.88 positions the first year from the general fund				
28	and \$1,440,000 and 12.62 positions the first year from nongeneral funds and \$4,017,308 and				
29	23.88 positions the second year from the general fund and \$1,440,000 and 12.62 positions the				
30	second year from nongeneral funds is designated to operate distance learning sites across the				
31	Commonwealth.				
32	D.1. Out of this appropriation, \$425,088 the first year and \$425,088 the second year from the				
33	general fund is designated for the costs to lease and equip space for activities related to				
34	technology transfer, research, and graduate work.				
35	2. The lease agreement shall be approved by the Governor, pursuant to § 2.2-1149, Code of				
36	Virginia and the agreement shall provide for a long-term lease to support the work associated				
37	with the activities referred to in D.1.				
38	E. Notwithstanding § 55-297, Code of Virginia, Old Dominion University is hereby designated				
39	as the administrative agency for the Virginia Coordinate System.				
40	F. Notwithstanding § 23-7.4:2, Code of Virginia, the governing board of Old Dominion				
41	University may charge reduced tuition to any person enrolled in one of Old Dominion				
42	University's TELETECHNET sites or higher education centers who lives within a 50-mile				
43	radius of the site/center, is domiciled in, and is entitled to in-state tuition charges in the				
44	institutions of higher learning in any state, or the District of Columbia, which is contiguous to				
45	Virginia and which has similar reciprocal provisions for persons domiciled in Virginia.				
46	G. As Virginia's public colleges and universities approach full funding of the base adequacy				
47	guidelines and as the General Assembly strives to fully fund the general fund share of the base				
48	adequacy guidelines, these funds are provided with the intent that, in exercising their authority				
49	to set tuition and fees, the Board of Visitors shall take into consideration the impact of				
50	escalating college costs for Virginia students and families. In accordance with the cost-sharing				
51	goals set forth in § 4-2.01 b. of this act, the Board of Visitors is encouraged to limit increases				



ITEM 173.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	on tuition and mandatory educational and general fees for in-state, undergraduate students to				
2	the extent possible.				
3	H. Out of this appropriation, \$500,000 the first year and \$500,000 the second year from the				
4	general fund is provided for a Center for Teacher Quality and Educational Leadership at Old				
5	Dominion University. The center will serve as a professional development facility that focuses				
6	on improving teacher quality and educational leadership through intensive, research-based,				
7	professional development for teachers and administrators in school divisions that have not met				
8	all of the standards for Virginia Standards of Learning accreditation and the requirements of the				
9	No Child Left Behind Act.				
10	I. Old Dominion University shall collaborate with the Virginia Maritime Foundation in support				
11	of its maritime and sailing programs in the College of Arts and Letters, the College of Science				
12	and the Athletics Department. To that end, the General Assembly authorizes Old Dominion				
13	University to accept and utilize assets of the Virginia Maritime Foundation.				
14	J. Out of this appropriation, \$12,664,227 the first year from nongeneral funds is provided to				
15	support educational and general programs and student financial assistance. The source of the				
16	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				
17	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
18	the institution, as well as moderate the need for tuition and fee increases and increase student				
19	access. The institution is authorized to spend this funding in either the first year or the first				
20	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
21	to the Governor delineating the respective portion of this funding to be used for educational and				
22	general program funding and financial assistance, and the year it will be spent. In addition,				
23	the plan shall include anticipated tuition and fee increases for the first and second year of the				
24	biennium. The amounts appropriated are an estimate, and may be modified by the Director,				
25	Department of Planning and Budget, depending on final budget reduction actions taken to higher				
26	education and public education in the final budget bill enacted for the 2008-2010 biennium.				
27	174. Higher Education Student Financial Assistance (10800) ..			\$15,772,117	\$15,772,117
28	Scholarships (10810).....	\$13,750,589	\$13,750,589		
29	Fellowships (10820).....	\$2,021,528	\$2,021,528		
30	Fund Sources: General.....	\$15,772,117	\$15,772,117		
31	Authority: Title 23, Chapter 5.2, Code of Virginia.				
32	175. Financial Assistance for Educational and General				
33	Services (11000).....			\$15,517,001	\$15,517,001
34	Eminent Scholars (11001) .....	\$421,387	\$421,387		
35	Sponsored Programs (11004) .....	\$15,095,614	\$15,095,614		
36	Fund Sources: General .....	\$2,099,838	\$2,099,838		
37	Higher Education Operating.....	\$13,417,163	\$13,417,163		
38	Authority: Title 23, Chapter 5.2, Code of Virginia.				
39	A. Out of this appropriation, \$2,099,838 and 14 positions from the general fund and				
40	\$4,500,000 from nongeneral funds the first year and \$2,099,838 and 14 positions from the				
41	general fund and \$4,500,000 from nongeneral funds the second year is designated to build				
42	research capacity in modeling and simulation, which shall include efforts to improve traffic				
43	management through modeling.				
44	B. The Higher Education Operating fund source listed in this Item is considered to be a sum				
45	sufficient appropriation, which is an estimate of funding required by the university to cover				
46	sponsored program operations.				
47	176. Higher Education Auxiliary Enterprises (80900)				
48	a sum sufficient, estimated at .....			\$87,260,224	\$87,260,224
49	Food Services (80910).....	\$1,948,812	\$1,948,812		
50	Bookstores and other Stores (80920).....	\$915,764	\$915,764		
51	Residential Services (80930) .....	\$30,164,812	\$30,164,812		

ITEM 176.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Parking and Transportation Systems and Services			
2	(80940) .....	\$7,120,894	\$7,120,894	
3	Student Health Services (80960).....	\$2,018,990	\$2,018,990	
4	Student Unions and Recreational Facilities (80970).....	\$6,379,058	\$6,379,058	
5	Recreational and Intramural Programs (80980).....	\$1,503,576	\$1,503,576	
6	Other Enterprise Functions (80990).....	\$15,317,486	\$15,317,486	
7	Intercollegiate Athletics (80995).....	\$21,890,832	\$21,890,832	
8	Fund Sources: Higher Education Operating.....	\$64,642,743	\$64,642,743	
9	Debt Service.....	\$22,617,481	\$22,617,481	
10	Authority: Title 23, Chapter 5.2, Code of Virginia.			
11	Old Dominion University is authorized to establish a self-supporting "instructional enterprise"			
12	fund to account for the revenues and expenditures of TELETECHNET classes offered at			
13	locations outside the Commonwealth of Virginia. Consistent with the self-supporting concept of			
14	an "enterprise fund," student tuition and fee revenues for TELETECHNET students at locations			
15	outside Virginia shall exceed all direct and indirect costs of providing instruction to those			
16	students. Tuition and fee rates to meet this requirement shall be established by the University's			
17	Board of Visitors. Revenue and expenditures of the fund shall be accounted for in such a			
18	manner as to be auditable by the State Council of Higher Education for Virginia. Revenues in			
19	excess of expenditures shall be retained in the fund to support the entire TELETECHNET			
20	program. Full-time equivalent students generated through these programs shall be accounted for			
21	separately. Additionally, revenues which remain unexpended on the last day of the previous			
22	biennium and the last day of the first year of the current biennium shall be reappropriated and			
23	allotted for expenditure in the respective succeeding fiscal year.			
24	Total for Old Dominion University .....		<b>\$328,696,236</b>	<b>\$305,664,953</b>
25	General Fund Positions.....	981.21	981.21	
26	Nongeneral Fund Positions.....	1,319.78	1,324.98	
27	Position Level .....	2,300.99	2,306.19	
28	Fund Sources: General.....	\$107,643,803	\$96,796,298	
29	Higher Education Operating.....	\$198,434,952	\$186,251,174	
30	Debt Service.....	\$22,617,481	\$22,617,481	
31	<b>§ 1-55. RADFORD UNIVERSITY (217)</b>			
32	177. Educational and General Programs (10000).....		\$95,996,874	\$83,125,116
33	Higher Education Instruction (100101).....	\$53,957,070	\$42,468,176	
34	Higher Education Public Services (100103).....	\$600,538	\$600,538	
35	Higher Education Academic Support (100104).....	\$9,447,686	\$9,447,686	
36	Higher Education Student Services (100105).....	\$4,477,224	\$4,477,224	
37	Higher Education Institutional Support (100106).....	\$17,129,701	\$15,746,837	
38	Operation and Maintenance of Plant (100107).....	\$10,384,655	\$10,384,655	
39	Fund Sources: General.....	\$42,386,924	\$36,328,928	
40	Higher Education Operating.....	\$53,609,950	\$46,796,188	
41	Authority: Title 23, Chapter 11.1, Code of Virginia.			
42	A. This Item includes general and nongeneral fund appropriations to support institutional			
43	initiatives that help meet statewide goals described in the Restructured Higher Education			
44	Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of			
45	Assembly).			
46	B. Out of this appropriation, \$840,781 the first year from the general fund and \$542,083 the			
47	first year from nongeneral funds is provided to assist with the final payment for the purchase			
48	and installation of the university's administrative information system.			
49	C. Out of this appropriation \$327,852 the first year from the general fund and \$211,379 the			
50	first year from nongeneral funds is to assist with the final annual payment for the purchase of			
51	nursing education equipment for the laboratories. The total cost of the equipment is			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
ITEM 177.					
1	\$2,421,000.				
2	D. As Virginia's public colleges and universities approach full funding of the base adequacy				
3	guidelines and as the General Assembly strives to fully fund the general fund share of the base				
4	adequacy guidelines, these funds are provided with the intent that, in exercising their authority				
5	to set tuition and fees, the Board of Visitors shall take into consideration the impact of				
6	escalating college costs for Virginia students and families. In accordance with the cost-sharing				
7	goals set forth in § 4-2.01 b. of this act, the Board of Visitors is encouraged to limit increases				
8	on tuition and mandatory educational and general fees for in-state, undergraduate students to				
9	the extent possible.				
10	E. Out of this appropriation, \$6,060,300 the first year from nongeneral funds is provided to				
11	support educational and general programs and student financial assistance. The source of the				
12	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				
13	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
14	the institution, as well as moderate the need for tuition and fee increases and increase student				
15	access. The institution is authorized to spend this funding in either the first year or the first				
16	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
17	to the Governor delineating the respective portion of this funding to be used for educational and				
18	general program funding and financial assistance, and the year it will be spent. In addition,				
19	the plan shall include anticipated tuition and fee increases for the first and second year of the				
20	biennium. The amounts appropriated are an estimate, and may be modified by the Director,				
21	Department of Planning and Budget, depending on final budget reduction actions taken to higher				
22	education and public education in the final budget bill enacted for the 2008-10 biennium.				
23	178. Higher Education Student Financial Assistance (10800)..			\$8,379,084	\$8,379,084
24	Scholarships (10810).....	\$7,808,684	\$7,808,684		
25	Fellowships (10820).....	\$570,400	\$570,400		
26	Fund Sources: General.....	\$7,013,650	\$7,013,650		
27	Higher Education Operating.....	\$1,365,434	\$1,365,434		
28	Authority: Title 23, Chapter 11.1, Code of Virginia.				
29	179. Financial Assistance for Educational and General				
30	Services (11000)				
31	a sum sufficient, estimated at.....			\$6,143,901	\$6,143,901
32	Eminent Scholars (11001).....	\$47,374	\$47,374		
33	Sponsored Programs (11004).....	\$6,096,527	\$6,096,527		
34	Fund Sources: Higher Education Operating.....	\$6,143,901	\$6,143,901		
35	Authority: Title 23, Chapter 11.1, Code of Virginia.				
36	180. Higher Education Auxiliary Enterprises (80900)				
37	a sum sufficient, estimated at.....			\$47,658,716	\$49,458,716
38	Food Services (80910).....	\$14,073,940	\$14,073,940		
39	Bookstores and other Stores (80920).....	\$302,908	\$302,908		
40	Residential Services (80930).....	\$10,287,098	\$10,287,098		
41	Parking and Transportation Systems and Services				
42	(80940).....	\$1,071,921	\$1,071,921		
43	Telecommunications Systems and Services (80950).....	\$716,344	\$716,344		
44	Student Health Services (80960).....	\$2,064,476	\$2,064,476		
45	Student Unions and Recreational Facilities (80970).....	\$3,441,299	\$3,441,299		
46	Recreational and Intramural Programs (80980).....	\$1,199,370	\$1,199,370		
47	Other Enterprise Functions (80990).....	\$5,062,892	\$6,862,892		
48	Intercollegiate Athletics (80995).....	\$9,438,468	\$9,438,468		
49	Fund Sources: Higher Education Operating.....	\$47,358,716	\$47,358,716		
50	Debt Service.....	\$300,000	\$2,100,000		
51	Authority: Title 23, Chapter 11.1, Code of Virginia.				
52	Total for Radford University.....			<b>\$158,178,575</b>	<b>\$147,106,817</b>

ITEM 180.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	General Fund Positions.....	633.91	633.91		
2	Nongeneral Fund Positions.....	756.13	756.13		
3	Position Level .....	1,390.04	1,390.04		
4	Fund Sources: General .....	\$49,400,574	\$43,342,578		
5	Higher Education Operating.....	\$108,478,001	\$101,664,239		
6	Debt Service.....	\$300,000	\$2,100,000		
7	<b>§ 1-56. UNIVERSITY OF MARY WASHINGTON (215)</b>				
8	181. Educational and General Programs (10000).....			\$58,082,849	\$53,263,772
9	Higher Education Instruction (100101).....	\$33,236,037	\$27,531,769		
10	Higher Education Research (100102).....	\$418,561	\$418,561		
11	Higher Education Public Services (100103).....	\$268,236	\$268,236		
12	Higher Education Academic Support (100104).....	\$5,793,606	\$5,793,606		
13	Higher Education Student Services (100105).....	\$4,116,963	\$4,116,963		
14	Higher Education Institutional Support (100106).....	\$7,765,710	\$8,650,901		
15	Operation and Maintenance of Plant (100107).....	\$6,483,736	\$6,483,736		
16	Fund Sources: General .....	\$18,887,067	\$16,838,956		
17	Higher Education Operating.....	\$39,195,782	\$36,424,816		
18	Authority: Title 23, Chapter 9.2, Code of Virginia.				
19	A. This Item includes general and nongeneral fund appropriations to support institutional				
20	initiatives that help meet statewide goals described in the Restructured Higher Education				
21	Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of				
22	Assembly).				
23	B. Out of this appropriation shall be expended an amount estimated at \$80,483 from the				
24	general fund and \$36,130 from nongeneral funds the first year and \$80,483 from the general				
25	fund and \$36,130 from nongeneral funds the second year for the educational				
26	telecommunications project to provide graduate engineering education, subject to a plan				
27	approved by the State Council of Higher Education for Virginia.				
28	C. As Virginia's public colleges and universities approach full funding of the base adequacy				
29	guidelines and as the General Assembly strives to fully fund the general fund share of the base				
30	adequacy guidelines, these funds are provided with the intent that, in exercising their authority				
31	to set tuition and fees, the Board of Visitors shall take into consideration the impact of				
32	escalating college costs for Virginia students and families. In accordance with the cost-sharing				
33	goals set forth in § 4-2.01 b. of this act, the Board of Visitors is encouraged to limit increases				
34	on tuition and mandatory educational and general fees for in-state, undergraduate students to				
35	the extent possible.				
36	D. Out of this appropriation, \$3,406,157 the first year from nongeneral funds is provided to				
37	support educational and general programs and student financial assistance. The source of the				
38	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				
39	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
40	the institution, as well as moderate the need for tuition and fee increases and increase student				
41	access. The institution is authorized to spend this funding in either the first year or the first				
42	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
43	to the Governor delineating the respective portion of this funding to be used for educational and				
44	general program funding and financial assistance, and the year it will be spent. In addition,				
45	the plan shall include anticipated tuition and fee increases for the first and second year of the				
46	biennium. The amounts appropriated are an estimate, and may be modified by the Director,				
47	Department of Planning and Budget, depending on final budget reduction actions taken to higher				
48	education and public education in the final budget bill enacted for the 2008-10 biennium.				
49	182. Higher Education Student Financial Assistance (10800) ..			\$1,468,704	\$1,468,704
50	Scholarships (10810).....	\$1,468,704	\$1,468,704		
51	Fund Sources: General .....	\$1,468,704	\$1,468,704		
52	Authority: Title 23, Chapter 9.2, Code of Virginia.				

ITEM 182.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1 183.	Financial Assistance for Educational and General			
2	Services (11000)			
3	a sum sufficient, estimated at .....		\$809,533	\$809,533
4	Eminent Scholars (11001) .....		\$57,396	\$57,396
5	Sponsored Programs (11004) .....		\$752,137	\$752,137
6	Fund Sources: Higher Education Operating.....		\$809,533	\$809,533
7	Authority: Title 23, Chapter 9.2, Code of Virginia.			
8 184.	Museum and Cultural Services (14500) .....		\$777,560	\$777,560
9	Collections Management and Curatorial Services			
10	(14501) .....		\$777,560	\$777,560
11	Fund Sources: General .....		\$459,539	\$459,539
12	Higher Education Operating.....		\$318,021	\$318,021
13	Authority: Chapter 51, Acts of Assembly of 1960; § 23-91.35, Code of Virginia.			
14	The amounts provided in this appropriation are for the support of Belmont, the estate and			
15	memorial gallery of American artist Gari Melchers.			
16 185.	Historic and Commemorative Attraction Management			
17	(50200) .....		\$259,380	\$259,380
18	Historic Landmarks and Facilities Management (50203) .		\$259,380	\$259,380
19	Fund Sources: General .....		\$205,430	\$205,430
20	Higher Education Operating.....		\$53,950	\$53,950
21	Authority: Chapter 641, Acts of Assembly of 1964; § 23-91.35, Code of Virginia.			
22	A. The amounts provided in this appropriation are for the support of the James Monroe Law			
23	Office - Museum and Memorial Library.			
24	B. The Governor may make appointments to the Board of Regents of the James Monroe Law			
25	Office - Museum and Memorial Library from a list of qualified persons submitted to him by			
26	the James Monroe Foundation and the Board of Visitors of the University of Mary Washington			
27	on or before the first day of March in any year in which the terms of any regents shall begin			
28	or expire. Such list shall contain at least three names for each vacancy to be filled. The			
29	Governor shall not be limited in his appointments to the persons so nominated.			
30 186.	Higher Education Auxiliary Enterprises (80900)			
31	a sum sufficient, estimated at .....		\$35,501,494	\$37,081,494
32	Food Services (80910).....		\$6,881,229	\$7,371,229
33	Bookstores and other Stores (80920).....		\$3,172,057	\$3,172,057
34	Residential Services (80930) .....		\$9,855,697	\$10,455,697
35	Telecommunications Systems and Services (80950).....		\$884,725	\$884,725
36	Student Health Services (80960).....		\$569,044	\$569,044
37	Student Unions and Recreational Facilities (80970).....		\$1,525,031	\$1,575,031
38	Recreational and Intramural Programs (80980).....		\$1,946,299	\$1,946,299
39	Other Enterprise Functions (80990).....		\$9,078,262	\$9,518,262
40	Intercollegiate Athletics (80995) .....		\$1,589,150	\$1,589,150
41	Fund Sources: Higher Education Operating.....		\$32,864,513	\$34,444,513
42	Debt Service.....		\$2,636,981	\$2,636,981
43	Authority: Title 23, Chapter 9.2, Code of Virginia.			
44	Total for University of Mary Washington.....		\$96,899,520	\$93,660,443
45	General Fund Positions.....		220.66	224.66
46	Nongeneral Fund Positions.....		462.00	464.00
47	Position Level .....		682.66	688.66

ITEM 186.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$21,020,740	\$18,972,629		
2	Higher Education Operating.....	\$73,241,799	\$72,050,833		
3	Debt Service.....	\$2,636,981	\$2,636,981		
4	<b>§ 1-57. UNIVERSITY OF VIRGINIA (207)</b>				
5	187. Educational and General Programs (10000).....			\$498,044,623	\$461,809,231
6	Higher Education Instruction (100101).....	\$263,431,347	\$227,195,955		
7	Higher Education Research (100102).....	\$9,419,000	\$9,419,000		
8	Higher Education Public Services (100103).....	\$4,290,000	\$4,290,000		
9	Higher Education Academic Support (100104).....	\$86,132,000	\$86,132,000		
10	Higher Education Student Services (100105).....	\$24,080,000	\$24,080,000		
11	Higher Education Institutional Support (100106).....	\$31,520,171	\$31,520,171		
12	Operation and Maintenance of Plant (100107).....	\$79,172,105	\$79,172,105		
13	Fund Sources: General.....	\$120,946,433	\$106,603,758		
14	Higher Education Operating.....	\$374,432,190	\$352,539,473		
15	Debt Service.....	\$2,666,000	\$2,666,000		
16	Authority: Title 23, Chapter 9, Code of Virginia.				
17	A. This Item includes general and nongeneral fund appropriations to support institutional				
18	initiatives that help meet statewide goals described in the Restructured Higher Education				
19	Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of				
20	Assembly).				
21	B.1. This appropriation includes an amount not to exceed \$1,580,364 the first year and				
22	\$1,580,364 the second year from the general fund for the operation of the Family Practice				
23	Residency Program and Family Practice medical student programs. This appropriation for				
24	Family Practice programs, whether ultimately implemented by contract, agreement or other				
25	means, is considered to be a grant.				
26	2. The University shall report by July 1 annually to the Department of Planning and Budget an				
27	operating plan for the Family Practice Residency Program.				
28	3. The University of Virginia, in cooperation with the Virginia Commonwealth University				
29	Health System Authority, shall establish elective Family Practice Medicine experiences in				
30	Southwest Virginia for both students and residents.				
31	4. In the event the Governor imposes across-the-board general fund reductions, pursuant to his				
32	executive authority in §4-1.02 of this act, the general fund appropriation for the Family Practice				
33	programs shall be exempt from any reductions, provided the general fund appropriation for the				
34	family practice program is excluded from the total general fund appropriation for the University				
35	of Virginia for purposes of determining the university's portion of the statewide general fund				
36	reduction requirement.				
37	C. Out of this appropriation, \$1,140,583 the first year and \$1,140,583 the second year from the				
38	general fund is designated for the Virginia Foundation for Humanities and Public Policy.				
39	Pursuant to House Joint Resolution 762, 1999 Session of the General Assembly, funds in this				
40	Item begin to address the objective of appropriating one dollar per capita for the support of the				
41	Foundation.				
42	D. Out of this appropriation shall be expended an amount estimated at \$617,735 from the				
43	general fund and at least \$468,850 from nongeneral funds the first year and \$617,735 from the				
44	general fund and at least \$468,850 from nongeneral funds the second year, for the educational				
45	telecommunications project to provide graduate engineering education, subject to a plan				
46	approved by the State Council of Higher Education for Virginia.				
47	E. Out of this appropriation, \$225,914 the first year and \$225,914 the second year from the				
48	general fund, and at least \$283,500 the first year and at least \$283,500 the second year from				
49	nongeneral funds is designated for the independent Virginia Institute of Government at the				
50	University of Virginia Center for Public Service.				
51	F. It is the intent of the General Assembly that the University of Virginia, in conjunction with				

		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
ITEM 187.					
1	the Eastern Virginia Medical School and Virginia Commonwealth University, maintain its				
2	efforts to educate and train sufficient generalist physicians to meet the needs of the				
3	Commonwealth, recognizing the Commonwealth's need for generalist physicians in medically				
4	underserved regions of the state. Further, it is the intent that the university support medical				
5	education and training in the principles of generalist medicine for all undergraduate medical				
6	students, regardless of their chosen specialty or field of study.				
7	G. It is the intent of the General Assembly to assist the three Virginia medical schools as they				
8	respond to changes in the need for delivery and financing of medical education, both				
9	undergraduate and graduate.				
10	H. Out of this appropriation, at least \$156,397 the first year and \$156,397 the second year from				
11	the general fund shall be provided in support of diabetes education and public service at the				
12	Virginia Center for Diabetes Professional Education at the University of Virginia.				
13	I.1. Out of this appropriation, \$522,271 the first year and \$522,271 the second year from the				
14	general fund shall be provided for the Center for Politics at the University of Virginia to				
15	conduct and preserve oral histories with senior public officials, to conduct the Virginia Youth				
16	Leadership Initiative which educates students in Virginia's secondary schools in the democratic				
17	process, and to develop programs that foster increased public awareness of the electoral system.				
18	2. Out of this appropriation, \$103,594 the first year and \$103,594 the second year from the				
19	general fund is provided to the Center of Politics to provide civic education resources to all				
20	public elementary and secondary schools in the Commonwealth.				
21	J. Out of this appropriation, \$294,046 from the general fund and \$53,189 in nongeneral funds				
22	in the first year and \$294,046 from the general fund and \$53,189 in nongeneral funds in the				
23	second year is provided in support of the State Arboretum at Blandly Farm.				
24	K. As Virginia's public colleges and universities approach full funding of the base adequacy				
25	guidelines and as the General Assembly strives to fully fund the general fund share of the base				
26	adequacy guidelines, these funds are provided with the intent that, in exercising their authority				
27	to set tuition and fees, the Board of Visitors shall take into consideration the impact of				
28	escalating college costs for Virginia students and families. In accordance with the cost-sharing				
29	goals set forth in § 4-2.01 b. of this act, the Board of Visitors is encouraged to limit increases				
30	on tuition and mandatory educational and general fees for in-state, undergraduate students to				
31	the extent possible.				
32	L. The appropriation for the fund source Higher Education Operating in this Item shall be				
33	considered a sum sufficient appropriation, which is an estimate of the amount of revenues to be				
34	collected for the educational and general program under the terms of the management				
35	agreement between the University of Virginia and the Commonwealth, as set forth in Chapters				
36	933 and 943, of the 2006 Acts of Assembly.				
37	M. Out of this appropriation, \$21,892,717 the first year from nongeneral funds is provided to				
38	support educational and general programs and student financial assistance. The source of the				
39	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				
40	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
41	the institution, as well as moderate the need for tuition and fee increases and increase student				
42	access. The institution is authorized to spend this funding in either the first year or the first				
43	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
44	to the Governor delineating the respective portion of this funding to be used for educational				
45	and general program funding and financial assistance, and the year it will be spent. In				
46	addition, the plan shall include anticipated tuition and fee increases for the first and second				
47	year of the biennium. The amounts appropriated are an estimate, and may be modified by the				
48	Director, Department of Planning and Budget, depending on final budget reduction actions				
49	taken to higher education and public education in the final budget enacted for the 2008-2010				
50	biennium.				
51	188. Higher Education Student Financial Assistance (10800) ..			\$59,513,569	\$59,513,569
52	Scholarships (10810).....	\$9,910,929	\$9,910,929		
53	Fellowships (10820).....	\$49,602,640	\$49,602,640		

ITEM 188.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$9,513,569	\$9,513,569		
2	Higher Education Operating.....	\$50,000,000	\$50,000,000		
3	Authority: Title 23, Chapter 9, Code of Virginia.				
4	A. The appropriation for the fund source Higher Education Operating in this Item shall be				
5	considered a sum sufficient appropriation, which is an estimate of the revenue collected to meet				
6	student financial aid needs, under the terms of the management agreement between the				
7	university and the Commonwealth as set forth in Chapters 933 and 943 of the 2006 Acts of				
8	Assembly.				
9	B. Out of this appropriation, \$250,000 the first year and \$250,000 the second year from the				
10	general fund, shall be provided to support public-private sector partnerships in order to				
11	maximize the number of newly licensed nurses and increase the supply of nursing faculty.				
12	189. Financial Assistance for Educational and General				
13	Services (11000).....			\$324,669,657	\$337,322,877
14	Eminent Scholars (11001) .....	\$4,136,084	\$4,136,084		
15	Sponsored Programs (11004) .....	\$320,533,573	\$333,186,793		
16	Fund Sources: General.....	\$2,821,112	\$2,482,332		
17	Higher Education Operating.....	\$305,600,545	\$318,592,545		
18	Debt Service.....	\$16,248,000	\$16,248,000		
19	Authority: Title 23, Chapter 9, Code of Virginia.				
20	A. Out of this appropriation, \$1,883,112 from the general fund and \$14,350,000 from				
21	nongeneral funds the first year and \$1,601,121 from the general fund and \$14,350,000 from				
22	nongeneral funds the second year is designated to build research capacity in the areas of				
23	bioengineering and regenerative medicine.				
24	B. Out of this appropriation, \$938,000 the first year and \$881,720 the second year from the				
25	general fund is designated for the support of cancer research.				
26	C. The Higher Education Operating fund source listed in this Item is considered to be a sum				
27	sufficient appropriation, which is an estimate of funding required by the university to cover				
28	sponsored program operations.				
29	190. Higher Education Auxiliary Enterprises (80900)				
30	a sum sufficient, estimated at.....			\$168,558,000	\$177,103,000
31	Residential Services (80930).....	\$26,616,000	\$29,018,000		
32	Parking and Transportation Systems and Services				
33	(80940) .....	\$11,826,000	\$12,027,000		
34	Telecommunications Systems and Services (80950).....	\$13,552,200	\$14,036,056		
35	Student Health Services (80960).....	\$9,315,600	\$9,673,100		
36	Recreational and Intramural Programs (80980).....	\$6,230,650	\$6,403,460		
37	Other Enterprise Functions (80990).....	\$38,734,550	\$40,206,484		
38	Intercollegiate Athletics (80995) .....	\$62,283,000	\$65,738,900		
39	Fund Sources: Higher Education Operating.....	\$147,628,000	\$156,173,000		
40	Debt Service.....	\$20,930,000	\$20,930,000		
41	Authority: Title 23, Chapter 9, Code of Virginia.				
42	Total for University of Virginia.....			<b>\$1,050,785,849</b>	<b>\$1,035,748,677</b>
43	General Fund Positions.....	1,307.27	1,307.27		
44	Nongeneral Fund Positions.....	6,226.69	6,226.69		
45	Position Level .....	7,533.96	7,533.96		
46	Fund Sources: General.....	\$133,281,114	\$118,599,659		
47	Higher Education Operating.....	\$877,660,735	\$877,305,018		
48	Debt Service.....	\$39,844,000	\$39,844,000		



ITEM 191.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>University of Virginia Medical Center (209)</b>			
<b>2</b> 191.	State Health Services (43000).....		\$1,157,028,385	\$1,258,104,742
<b>3</b>	Inpatient Medical Services (43007).....	\$489,011,513	\$538,179,870	
<b>4</b>	Outpatient Medical Services (43011).....	\$298,997,978	\$313,203,978	
<b>5</b>	Administrative Services (43018).....	\$369,018,894	\$406,720,894	
<b>6</b>	Fund Sources: Higher Education Operating.....	\$1,139,381,920	\$1,240,458,277	
<b>7</b>	Debt Service.....	\$17,646,465	\$17,646,465	
<b>8</b>	Authority: §§ 23-62 through 23-85, Code of Virginia and Chapter 38, Acts of Assembly of			
<b>9</b>	1978.			
<b>10</b>	A. The appropriation to the University of Virginia Medical Center provides for the care,			
<b>11</b>	treatment, health related services and education activities associated with Virginia patients,			
<b>12</b>	including indigent and medically indigent patients. Inasmuch as the University of Virginia			
<b>13</b>	Medical Center is a state teaching hospital, this appropriation is to be used to jointly support			
<b>14</b>	the education of health students through patient care provided by this appropriation.			
<b>15</b>	B. By July 1 of each year, the Director of the Department of Medical Assistance Services shall			
<b>16</b>	approve a common criteria and methodology for determining free care attributable to the			
<b>17</b>	appropriations in this Item. The Medical Center will report to the Department of Medical			
<b>18</b>	Assistance Services expenditures for indigent, medically indigent, and other patients. The			
<b>19</b>	Auditor of Public Accounts and the State Comptroller shall monitor the implementation of			
<b>20</b>	these procedures. The Medical Center shall report by October 31 annually to the Department of			
<b>21</b>	Medical Assistance Services, the Comptroller and the Auditor of Public Accounts on			
<b>22</b>	expenditures related to this Item. Reporting shall be by means of the indigent care cost report			
<b>23</b>	and shall follow criteria approved by the Director of the Department of Medical Assistance			
<b>24</b>	Services.			
<b>25</b>	C. Funding for Family Practice is included in the University of Virginia's Educational and			
<b>26</b>	General appropriation. Support for other residencies is included in the hospital appropriation.			
<b>27</b>	D. It is the intent of the General Assembly that the University of Virginia Medical Center -			
<b>28</b>	Hospital maintain its efforts to staff residencies and fellow positions to produce sufficient			
<b>29</b>	generalist physicians in medically underserved regions of the state.			
<b>30</b> 192.	The June 30, 2010, and June 30, 2011, unexpended balances to the University of Virginia			
<b>31</b>	Medical Center are hereby reappropriated; their use is subject to approval of allotments by the			
<b>32</b>	Department of Planning and Budget.			
<b>33</b> 193.	A full accrual system of accounting shall be effected by the institution, subject to the authority			
<b>34</b>	of the State Comptroller, as stated in § 2.2-803, Code of Virginia, with the proviso that			
<b>35</b>	appropriations for operating expenses may not be used for capital projects.			
<b>36</b>	Total for University of Virginia Medical Center .....		<b>\$1,157,028,385</b>	<b>\$1,258,104,742</b>
<b>37</b>	Nongeneral Fund Positions.....	5,324.22	5,446.22	
<b>38</b>	Position Level .....	5,324.22	5,446.22	
<b>39</b>	Fund Sources: Higher Education Operating.....	\$1,139,381,920	\$1,240,458,277	
<b>40</b>	Debt Service.....	\$17,646,465	\$17,646,465	
<b>41</b>	<b>University of Virginia's College at Wise (246)</b>			
<b>42</b> 194.	Educational and General Programs (10000).....		\$21,320,526	\$17,960,019
<b>43</b>	Higher Education Instruction (100101).....	\$9,667,886	\$6,485,660	
<b>44</b>	Higher Education Public Services (100103).....	\$29,950	\$29,950	
<b>45</b>	Higher Education Academic Support (100104).....	\$4,196,039	\$4,196,039	
<b>46</b>	Higher Education Student Services (100105).....	\$1,946,217	\$1,946,217	
<b>47</b>	Higher Education Institutional Support (100106).....	\$3,396,963	\$3,396,963	
<b>48</b>	Operation and Maintenance of Plant (100107).....	\$2,083,471	\$1,905,190	

ITEM 194.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$11,829,222	\$10,349,852		
2	Higher Education Operating.....	\$9,491,304	\$7,610,167		
3	Authority: §§ 23-91.20 through 23-91.23, Code of Virginia.				
4	A. This Item includes general and nongeneral fund appropriations to support institutional				
5	initiatives that help meet statewide goals described in the Restructured Higher Education				
6	Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of				
7	Assembly).				
8	B. The software engineering curriculum being established to insure success of recent economic				
9	development projects in Southwest Virginia, shall be considered on its merits by the State				
10	Council of Higher Education for Virginia and shall not be dependent on funding by the				
11	Commonwealth.				
12	C. As Virginia's public colleges and universities approach full funding of the base adequacy				
13	guidelines and as the General Assembly strives to fully fund the general fund share of the base				
14	adequacy guidelines, these funds are provided with the intent that, in exercising their authority				
15	to set tuition and fees, the Board of Visitors shall take into consideration the impact of				
16	escalating college costs for Virginia students and families. In accordance with the cost-sharing				
17	goals set forth in § 4-2.01 b. of this act, the Board of Visitors is encouraged to limit increases				
18	on tuition and mandatory educational and general fees for in-state, undergraduate students to				
19	the extent possible.				
20	D. Out of this appropriation, \$233,358 from the general fund and \$138,577 from nongeneral				
21	funds the first year and \$233,358 from the general fund and \$138,577 from nongeneral funds				
22	the second year is designated to facilitate the technical training programs for the Northrop				
23	Grumman state backup data center.				
24	E. The appropriation for the fund source Higher Education Operating in this Item shall be				
25	considered a sum sufficient appropriation, which is an estimate of the amount of revenues to be				
26	collected for the educational and general program under the terms of the management				
27	agreement between the University of Virginia and the Commonwealth, as set forth in Chapters				
28	933 and 943, of the 2006 Acts of Assembly.				
29	F. Out of this appropriation, \$1,702,856 the first year from nongeneral funds is provided to				
30	support educational and general programs and student financial assistance. The source of the				
31	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				
32	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
33	the institution, as well as moderate the need for tuition and fee increases and increase student				
34	access. The institution is authorized to spend this funding in either the first year or the first				
35	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
36	to the Governor delineating the respective portion of this funding to be used for educational				
37	and general program funding and financial assistance, and the year it will be spent. In				
38	addition, the plan shall include anticipated tuition and fee increases for the first and second				
39	year of the biennium. The amounts appropriated are an estimate, and may be modified by the				
40	Director, Department of Planning and Budget, depending on final budget reduction actions				
41	taken to higher education and public education in the final budget bill enacted for the				
42	2008-2010 biennium.				
43	195. Higher Education Student Financial Assistance (10800)..			\$1,762,472	\$1,762,472
44	Scholarships (10810).....	\$1,762,472	\$1,762,472		
45	Fund Sources: General.....	\$1,762,472	\$1,762,472		
46	Authority: §§ 23-91.20 through 23-91.23, Code of Virginia.				
47	196. Financial Assistance for Educational and General				
48	Services (11000)				
49	a sum sufficient, estimated at.....			\$2,087,321	\$2,087,321
50	Eminent Scholars (11001).....	\$2,373	\$2,373		
51	Sponsored Programs (11004).....	\$2,084,948	\$2,084,948		

ITEM 196.		Item Details(\$)		Appropriations(\$)		
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	Fund Sources: Higher Education Operating.....	\$2,087,321	\$2,087,321			
2	Authority: §§ 23-91.20 through 23-91.23, Code of Virginia.					
3	197. Higher Education Auxiliary Enterprises (80900)					
4	a sum sufficient, estimated at.....			\$7,388,772	\$7,388,772	
5	Food Services (80910).....	\$258,963	\$258,963			
6	Bookstores and other Stores (80920).....	\$1,110,408	\$1,110,408			
7	Residential Services (80930).....	\$3,437,929	\$3,437,929			
8	Parking and Transportation Systems and Services					
9	(80940).....	\$249,149	\$249,149			
10	Student Health Services (80960).....	\$69,600	\$69,600			
11	Student Unions and Recreational Facilities (80970).....	\$286,785	\$286,785			
12	Other Enterprise Functions (80990).....	\$617,464	\$617,464			
13	Intercollegiate Athletics (80995).....	\$1,358,474	\$1,358,474			
14	Fund Sources: Higher Education Operating.....	\$5,388,772	\$5,388,772			
15	Debt Service.....	\$2,000,000	\$2,000,000			
16	Authority: §§ 23-91.20 through 23-91.23, Code of Virginia.					
17	Total for University of Virginia's College at Wise.....			<b>\$32,559,091</b>	<b>\$29,198,584</b>	
18	General Fund Positions.....	165.26	165.26			
19	Nongeneral Fund Positions.....	121.28	121.28			
20	Position Level.....	286.54	286.54			
21	Fund Sources: General.....	\$13,591,694	\$12,112,324			
22	Higher Education Operating.....	\$16,967,397	\$15,086,260			
23	Debt Service.....	\$2,000,000	\$2,000,000			
24	Grand Total for University of Virginia.....			<b>\$2,240,373,325</b>	<b>\$2,323,052,003</b>	
25	General Fund Positions.....	1,472.53	1,472.53			
26	Nongeneral Fund Positions.....	11,672.19	11,794.19			
27	Position Level.....	13,144.72	13,266.72			
28	Fund Sources: General.....	\$146,872,808	\$130,711,983			
29	Higher Education Operating.....	\$2,034,010,052	\$2,132,849,555			
30	Debt Service.....	\$59,490,465	\$59,490,465			
31	<b>§ 1-58. VIRGINIA COMMONWEALTH UNIVERSITY (236)</b>					
32	198. Educational and General Programs (10000).....			\$482,709,706	\$440,355,760	
33	Higher Education Instruction (100101).....	\$309,806,612	\$267,452,666			
34	Higher Education Research (100102).....	\$11,011,452	\$11,011,452			
35	Higher Education Public Services (100103).....	\$3,479,428	\$3,479,428			
36	Higher Education Academic Support (100104).....	\$59,628,307	\$59,628,307			
37	Higher Education Student Services (100105).....	\$15,006,316	\$15,006,316			
38	Higher Education Institutional Support (100106).....	\$44,439,702	\$44,439,702			
39	Operation and Maintenance of Plant (100107).....	\$39,337,889	\$39,337,889			
40	Fund Sources: General.....	\$159,638,456	\$140,445,431			
41	Higher Education Operating.....	\$323,071,250	\$299,910,329			
42	Authority: Title 23, Chapter 6.1, Code of Virginia.					
43	A. This Item includes general and nongeneral fund appropriations to support institutional					
44	initiatives that help meet statewide goals described in the Restructured Higher Education					
45	Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of					
46	Assembly).					
47	B.1. Out of this appropriation, \$5,072,520 the first year and \$5,072,520 the second year from					
48	the general fund is provided for the operation of the Family Practice Residency Program and					

ITEM 198.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Family Practice medical student programs. This appropriation for Family Practice programs,			
2	whether ultimately implemented by contract, agreement or other means, is considered to be a			
3	grant.			
4	2. The university shall report by July 1 annually to the Department of Planning and Budget an			
5	operating plan for the Family Practice Residency Program.			
6	3. The university, in cooperation with the University of Virginia, shall establish elective Family			
7	Practice Medicine experiences in Southwest Virginia for both students and residents.			
8	4. In the event the Governor imposes across-the-board general fund reductions, pursuant to his			
9	executive authority in § 4-1.02 of this act, the general fund appropriation for the Family			
10	Practice programs shall be exempt from any reductions, provided the general fund appropriation			
11	for the family practice program is excluded from the total general fund appropriation for			
12	Virginia Commonwealth University for purposes of determining the University's portion of the			
13	statewide general fund reduction requirement.			
14	C. Out of this appropriation an amount estimated at \$332,140 from the general fund and			
15	\$168,533 from nongeneral funds the first year and \$332,140 from the general fund and			
16	\$168,533 from nongeneral funds the second year is designated for the educational			
17	telecommunications project to provide graduate engineering education, subject to a plan			
18	approved by the State Council of Higher Education for Virginia.			
19	D.1. Out of this appropriation, not less than \$314,747 the first year and \$314,747 the second			
20	year from the general fund is designated for the Virginia Center on Aging. This includes			
21	\$194,750 in each year for the Alzheimer's and Related Diseases Research Award Fund.			
22	2. Out of this appropriation \$304,594 from the general fund and \$356,250 from nongeneral			
23	funds the first year and \$304,594 from the general fund and \$356,250 from nongeneral funds			
24	the second year is designated for the operation of the Virginia Geriatric Education Center and			
25	the Geriatric Academic Career Awards Program, both to be administered by the Virginia Center			
26	on Aging.			
27	E. It is the intent of the General Assembly that Virginia Commonwealth University, in			
28	conjunction with the University of Virginia and Eastern Virginia Medical School, maintain its			
29	efforts to educate and train sufficient generalist physicians to meet the needs of the			
30	Commonwealth, recognizing the Commonwealth's need for generalist physicians in medically			
31	underserved regions of the state. Further, it is the intent that the University support medical			
32	education and training in the principles of generalist medicine for all undergraduate medical			
33	students, regardless of their chosen specialty or field of study.			
34	F. All costs for maintenance and operation of the physical plant of the School of Engineering,			
35	Phase I and future renovations, repairs, and improvements as they become necessary shall be			
36	financed from nongeneral funds.			
37	G. It is the intent of the General Assembly to assist the three Virginia medical schools as they			
38	respond to changes in the need for delivery and financing of medical education, both			
39	undergraduate and graduate.			
40	H. Out of this appropriation, \$243,675 the first year and \$243,675 the second year from the			
41	general fund is designated for support of the Council on Economic Education.			
42	I. Out of this appropriation, \$39,394 the first year and \$39,394 the second year from the			
43	general fund is designated for support of the Education Policy Institute.			
44	J.1. Out of this appropriation, \$44,500,000 the first year and \$44,500,000 the second year from			
45	nongeneral funds is designated to support the university's branch campus in Qatar.			
46	2. Notwithstanding § 2.2-1802 of the Code of Virginia, Virginia Commonwealth University is			
47	authorized to maintain a local bank account in Qatar and non-U.S. countries to facilitate			
48	business operations the VCU Qatar Campus. These accounts are exempt from the Securities for			
49	Public Deposits Act, Title 2.2, Chapter 44 of the Code of Virginia.			
50	3. Procurements and expenditures from the local bank account(s) are not subject to the Virginia			

ITEM 198.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Public Procurement Act and the Commonwealth Accounting Policies and Procedures (CAPP)				
2	Manual. Virginia Commonwealth University will institute procurement policies based on				
3	competitive procurement principles, except as otherwise stated within these policies.				
4	Expenditures from the local bank account will be recorded in the Commonwealth Accounting				
5	and Reporting System by Agency Transaction Vouchers, as appropriated herewith with revenue				
6	recognized as equal to the expenditures.				
7	4. Notwithstanding Section 2.2-1149 of the Code of Virginia, Virginia Commonwealth				
8	University is authorized to approve operating, income and capital leases in Qatar under policies				
9	and procedures developed by the University.				
10	5. Virginia Commonwealth University is authorized to establish and hire staff (non-faculty)				
11	positions in Qatar under policies and procedures developed by the University. These				
12	employees, who are employed solely to support the Qatar Campus are not considered				
13	employees of the Commonwealth of Virginia and are not subject to the Virginia Personnel Act.				
14	6. The Board of Visitors of Virginia Commonwealth University is authorized to establish				
15	policies for the Qatar Campus.				
16	K1. Notwithstanding any other provisions of law, Virginia Commonwealth University is				
17	authorized to remit tuition and fees for merit scholarships for students of high academic				
18	achievement subject to the following limitations and restrictions:				
19	2. The number of such scholarships annually awarded to undergraduate Virginia students shall				
20	not exceed twenty percent of the fall headcount enrollment of Virginia students in				
21	undergraduate studies in the institution from the preceding academic year. The total value of				
22	such merit scholarships annually awarded shall not exceed in any year the amount arrived at by				
23	multiplying the applicable figure for undergraduate tuition and required fees by twenty percent				
24	of the headcount enrollment of Virginia students in undergraduate studies in the institution for				
25	the fall semester from the preceding academic year.				
26	3. The number of such scholarships annually awarded to undergraduate non-Virginia students				
27	shall not exceed twenty percent of the fall headcount enrollment of non-Virginia students in				
28	undergraduate studies in the institution from the preceding academic year. The total value of				
29	such merit scholarships annually awarded shall not exceed in any year the amount arrived at by				
30	multiplying the applicable figure for undergraduate tuition and required fees by twenty percent				
31	of the fall headcount enrollment of non-Virginia students in undergraduate studies in the				
32	institution during the preceding academic year.				
33	4. A scholarship awarded under this program shall entitle the holder to receive an annual				
34	remission of an amount not to exceed the cost of tuition and required fees to be paid by the				
35	student.				
36	L. Out of this appropriation, \$243,675 the first year and \$243,675 the second year from the				
37	general fund is provided for the Medical College of Virginia Palliative Care Partnership.				
38	M. As Virginia's public colleges and universities approach full funding of the base adequacy				
39	guidelines and as the General Assembly strives to fully fund the general fund share of the base				
40	adequacy guidelines, these funds are provided with the intent that, in exercising their authority				
41	to set tuition and fees, the Board of Visitors shall take into consideration the impact of				
42	escalating college costs for Virginia students and families. In accordance with the cost-sharing				
43	goals set forth in § 4-2.01 b. of this act, the Board of Visitors is encouraged to limit increases				
44	on tuition and mandatory educational and general fees for in-state, undergraduate students to				
45	the extent possible.				
46	N. The appropriation for the fund source Higher Education Operating in this item shall be				
47	considered a sum sufficient appropriation, which is an estimate of the amount of revenues to be				
48	collected for the educational and general program under the terms of the management				
49	agreement between Virginia Commonwealth University and the Commonwealth, as set forth in				
50	Chapters 594 and 616, of the 2008 Acts of Assembly.				
51	O. Out of this appropriation, \$23,160,921 the first year from nongeneral funds is provided to				
52	support educational and general programs and student financial assistance. The source of the				
53	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				

ITEM 198.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
2	the institution, as well as moderate the need for tuition and fee increases and increase student				
3	access. The institution is authorized to spend this funding in either the first year or the first				
4	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
5	to the Governor delineating the respective portion of this funding to be used for educational				
6	and general program funding and financial assistance, and the year it will be spent. In				
7	addition, the plan shall include anticipated tuition and fee increases for the first and second				
8	year of the biennium. The amounts appropriated are an estimate, and may be modified by the				
9	Director, Department of Planning and Budget, depending on final budget reduction actions				
10	taken to higher education and public education in the final budget bill enacted for the				
11	2008-2010 biennium.				
12					
13	199. Higher Education Student Financial Assistance (10800)..			\$23,900,022	\$23,900,022
14	Scholarships (10810).....	\$21,264,774	\$21,264,774		
15	Fellowships (10820).....	\$2,635,248	\$2,635,248		
16	Fund Sources: General.....	\$20,150,022	\$20,150,022		
17	Higher Education Operating.....	\$3,750,000	\$3,750,000		
18	Authority: Title 23, Chapter 6.1, Code of Virginia.				
19	200. Financial Assistance for Educational and General			\$241,065,152	\$241,065,152
20	Services (11000).....				
21	Eminent Scholars (11001).....	\$2,395,800	\$2,395,800		
22	Sponsored Programs (11004).....	\$238,669,352	\$238,669,352		
23	Fund Sources: General.....	\$2,162,500	\$2,162,500		
24	Higher Education Operating.....	\$237,637,652	\$237,637,652		
25	Debt Service.....	\$1,265,000	\$1,265,000		
26	Authority: Title 23, Chapter 6.1, Code of Virginia.				
27	A. Out of this appropriation, \$1,162,500 from the general fund and \$6,600,000 from nongeneral				
28	funds the first year and \$1,162,500 from the general fund and \$6,600,000 from nongeneral				
29	funds the second year is designated to build research capacity in the areas of biomedical				
30	engineering and regenerative medicine.				
31	B. Out of this appropriation, \$1,000,000 the first year and \$1,000,000 the second year from the				
32	general fund is designated for the support of cancer research.				
33	C. The Higher Education Operating fund source listed in this Item is considered to be a sum				
34	sufficient appropriation, which is an estimate of funding required by the university to cover				
35	sponsored program operations.				
36					
37	201. State Health Services (43000).....			\$23,000,000	\$23,000,000
38	State Health Services Technical Support and				
39	Administration (43012).....	\$23,000,000	\$23,000,000		
40	Fund Sources: Higher Education Operating.....	\$23,000,000	\$23,000,000		
41	Authority: Discretionary Inclusion.				
42	This appropriation includes funding to support 200.00 instructional and administrative faculty				
43	positions and for administrative and classified positions which provide services, through				
44	internal service agreements, to the Virginia Commonwealth University Health System				
45	Authority.				
46	202. Higher Education Auxiliary Enterprises (80900)				
47	a sum sufficient, estimated at.....			\$133,725,621	\$133,725,621
48	Food Services (80910).....	\$19,483,317	\$19,483,317		

ITEM 202.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Bookstores and other Stores (80920).....	\$3,629,014	\$3,629,014		
2	Residential Services (80930).....	\$29,605,591	\$29,605,591		
3	Parking and Transportation Systems and Services				
4	(80940).....	\$19,632,414	\$19,632,414		
5	Telecommunications Systems and Services (80950).....	\$6,368,423	\$6,368,423		
6	Student Health Services (80960).....	\$4,980,991	\$4,980,991		
7	Student Unions and Recreational Facilities (80970).....	\$13,668,429	\$13,668,429		
8	Recreational and Intramural Programs (80980).....	\$9,746,809	\$9,746,809		
9	Other Enterprise Functions (80990).....	\$12,693,699	\$12,693,699		
10	Intercollegiate Athletics (80995).....	\$13,916,934	\$13,916,934		
11	Fund Sources: Higher Education Operating.....	\$105,497,026	\$105,497,026		
12	Debt Service.....	\$28,228,595	\$28,228,595		
13	Authority: Title 23, Chapter 6.1, Code of Virginia.				
14	Total for Virginia Commonwealth University.....			<b>\$904,400,501</b>	<b>\$862,046,555</b>
15	General Fund Positions.....	1,507.80	1,507.80		
16	Nongeneral Fund Positions.....	3,792.29	3,792.29		
17	Position Level.....	5,300.09	5,300.09		
18	Fund Sources: General.....	\$181,950,978	\$162,757,953		
19	Higher Education Operating.....	\$692,955,928	\$669,795,007		
20	Debt Service.....	\$29,493,595	\$29,493,595		
21	<b>§ 1-59. VIRGINIA COMMUNITY COLLEGE SYSTEM (260)</b>				
22	203. Educational and General Programs (10000).....			\$772,159,826	\$692,355,743
23	Higher Education Instruction (100101).....	\$398,700,640	\$318,003,953		
24	Higher Education Public Services (100103).....	\$5,578,145	\$5,578,145		
25	Higher Education Academic Support (100104).....	\$74,527,540	\$74,527,540		
26	Higher Education Student Services (100105).....	\$54,111,450	\$54,111,450		
27	Higher Education Institutional Support (100106).....	\$161,699,270	\$161,699,270		
28	Operation and Maintenance of Plant (100107).....	\$77,542,781	\$78,435,385		
29	Fund Sources: General.....	\$341,647,732	\$306,747,245		
30	Special.....	\$5,000	\$5,000		
31	Higher Education Operating.....	\$430,507,094	\$385,603,498		
32	Authority: Title 23, Chapter 16, Code of Virginia.				
33	A. This Item includes general and nongeneral fund appropriations to support institutional				
34	initiatives that help meet statewide goals described in the Restructured Higher Education				
35	Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of				
36	Assembly).				
37	B. It is the objective of the Commonwealth that a standard of 70 percent full-time faculty be				
38	established for the Virginia Community College System. Consistent with higher education				
39	funding guidelines, it is expected that the Virginia Community College System will utilize the				
40	funds provided for base operating support to achieve this objective. In addition, the first				
41	priority for new funding provided to the community college system shall be for operating				
42	support at individual community colleges. Thirty days prior to the beginning of each fiscal				
43	year, the Virginia Community College System shall report to the Chairmen of the House				
44	Appropriations and Senate Finance Committees on the allocation of all new general funds and				
45	nongeneral funds in this item and any cost recovery plans between the individual community				
46	colleges and the system office.				
47	C. It is the intent of the General Assembly that funds available to the Virginia Community				
48	College System be reallocated to accommodate changes in enrollment and other cost factors at				
49	each of the community colleges.				
50	D. Tuition and fee revenues from out-of-state students taking distance education courses				
51	through the Virginia Community College System must exceed all direct and indirect costs of				

ITEM 203.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	providing instruction to those students. Tuition and fee rates to meet this requirement shall be			
2	established by the State Board for Community Colleges.			
3	E. Out of this appropriation, \$110,097 and one position the first year and \$110,097 and one			
4	position the second year from the general fund is designated to enhance the skills of the			
5	interpreters for the deaf and hard-of-hearing and to enable them to achieve higher levels of			
6	expertise.			
7	F. Out of this appropriation, amounts for the following special programs are designated: at J.			
8	Sargeant Reynolds Community College, the Program for the Deaf, \$84,097 and four positions			
9	the first year and \$84,097 and four positions the second year from the general fund and the			
10	Program for the Intellectually Disabled, \$118,566 and four positions the first year and \$118,566			
11	and four positions the second year from the general fund; and, at New River Community			
12	College, the Program for the Deaf, \$102,051 and four positions the first year and \$102,051 and			
13	four positions the second year from the general fund, and the Program for the Intellectually			
14	Disabled, \$90,788 and 4.5 positions the first year and \$90,788 and 4.5 positions the second			
15	year from the general fund; and, at Danville Community College, the Program for the Deaf,			
16	\$46,580 and one position the first year and \$46,580 and one position the second year from the			
17	general fund.			
18	G. Out of this appropriation, \$50,814 the first year and \$50,814 the second year from the			
19	general fund is designated to support the Southwest Virginia Telecommunications Network.			
20	H.I. Out of this appropriation, \$211,725 the first year and \$211,725 the second year from the			
21	general fund is designated for the A. L. Philpott Manufacturing Extension Partnership at Patrick			
22	Henry Community College.			
23	2. Out of this appropriation, \$296,415 the first year and \$296,415 the second year from the			
24	general fund is designated for the A. L. Philpott Manufacturing Extension Partnership at Patrick			
25	Henry Community College for an ongoing match for a grant from the U.S. Department of			
26	Commerce to develop a manufacturer assistance program covering most of Virginia.			
27	I. Out of this appropriation, \$340,533 and four positions the first year and \$340,533 and four			
28	positions the second year from the general fund is provided to support Virginia Western			
29	Community College's participation in the Roanoke Higher Education Center and the Botetourt			
30	County Education and Training Center at Greenfield.			
31	J. Out of this appropriation, \$169,380 the first year and \$169,380 the second year from the			
32	general fund is designated to support the Southwestern Virginia Advanced Manufacturing			
33	Technology Center at Wytheville Community College.			
34	K. It is the intent of the General Assembly that noncredit business and industry work-related			
35	training courses and programs offered by community colleges be funded at a ratio of 30			
36	percent from the general fund and 70 percent from nongeneral funds. Out of this appropriation,			
37	\$846,900 in the first year and \$846,900 in the second year from the general fund is designated			
38	for this purpose. These funds may be combined with funds of \$317,588 the first year and			
39	\$317,588 the second year already included in the Virginia Community College System budget			
40	for the "Virginia Works" program. The funds will be allocated by formula to all colleges based			
41	on the number of individuals served by non-credit activities.			
42	L.I. As recommended by House Joint Resolution No. 622 (1997), the Joint Subcommittee to			
43	Study Noncredit Education for Workforce Training in the Commonwealth, the Virginia			
44	Community College System is directed to establish one or more Institutes of Excellence			
45	responsible for development of statewide training programs to meet current, high demand			
46	workforce needs of the Commonwealth. Out of this appropriation, at least \$846,900 the first			
47	year and \$846,900 the second year from the general fund is available to support the Institutes			
48	of Excellence.			
49	2. Under the guidance of the Virginia Workforce Council, authorized in Title 2.2, Chapter 26,			
50	Article 25, Code of Virginia, the Virginia Community College System shall submit to the			
51	Chairmen of the Senate Finance and House Appropriations Committees by November 4 of each			
52	year a report detailing the financing, activities, accomplishments and plans for the Institutes of			
53	Excellence and the four workforce development centers, and outcomes of the appropriations for			
54	23 workforce coordinators and for non-credit training. The report shall include, but not be			



ITEM 203.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	limited to:			
2	a. performance measures to be used to evaluate the effectiveness of the workforce coordinators			
3	at all 23 colleges;			
4	b. detailed information on number of students trained, employers served and courses offered;			
5	the types of certifications awarded; and the participation by local governments and the public			
6	or private sector, and other data relevant to the activities of the four regional workforce			
7	development centers;			
8	c. the number of students trained, employers served and courses offered through noncredit			
9	instruction, and the amounts of local government, public or private sector funding used to			
10	match this appropriation; and			
11	d. the amount or percentage of private and public funding contributed for the institutes'			
12	programming and operating needs; the number of private and public partnerships involved in			
13	the institutes' programming; the number of faculty and colleges affected by the institutes'			
14	programming; and performance measures to be used to evaluate the sharing or broadcasting of			
15	information and new/improved/updated curricula to other Virginia Community College			
16	campuses.			
17	M. Out of this appropriation, \$1,291,523 and 23 positions the first year and \$1,291,523 and 23			
18	positions the second year from the general fund is provided for staff who will be responsible			
19	for coordinating workforce training in the campus service area. The staff will work with local			
20	business and industry to determine training needs, coordinate with local economic development			
21	personnel, the local workforce training council, and other providers. It is the General			
22	Assembly's intent that the Virginia Community College System maximize these positions by			
23	encouraging funding matches at the local level.			
24	N. Out of this appropriation, \$508,140 and four positions the first year and \$508,140 and four			
25	positions the second year from the general fund is provided for four workforce training centers:			
26	the Peninsula Workforce Development Center (Thomas Nelson Community College), \$84,690			
27	and one position the first year and \$84,690 and one position the second year; the Regional			
28	Center for Applied Technology Training (Danville Community College), \$169,380 and one			
29	position the first year and \$169,380 and one position the second year; a Workforce			
30	Development Center at Paul D. Camp Community College, \$169,380 and one position the first			
31	year and \$169,380 and one position the second year; and the Central Virginia Manufacturing			
32	Technology Training Center in the Lynchburg area, \$84,690 and one position the first year and			
33	\$84,690 and one position the second year. Each center shall provide a 25 percent match prior			
34	to the release of state funding.			
35	O.1. Out of this appropriation, \$345,000 the first year and \$345,000 the second year from the			
36	general fund is provided for the annual lease or rental costs of space in the Botetourt County			
37	Education and Training Center at Greenfield.			
38	2. The general fund amounts provided for in this paragraph for workforce training, retraining,			
39	programming, and community education facilities at the Botetourt County Education and			
40	Training Center shall be matched by local or private sources in a ratio of two-thirds state funds			
41	to at least one-third local or private funds, as approved by the State Board for Community			
42	Colleges.			
43	P.1. Out of this appropriation, \$330,000 the first year and \$330,000 the second year from the			
44	general fund is provided for the annual lease or rental costs of space in the Virginia Peninsula			
45	Workforce Development Center.			
46	2. The general fund amounts provided for in this Item for workforce training, retraining,			
47	programming, and community education facilities at the Virginia Peninsula Workforce			
48	Development Center shall be matched by local or private sources in a ratio of two-thirds state			
49	funds to at least one-third local or private funds, as approved by the State Board for			
50	Community Colleges.			
51	Q. Out of this appropriation, \$100,000 from the general fund and \$100,000 from nongeneral			
52	funds the first year and \$100,000 from the general fund and \$100,000 from nongeneral funds			
53	the second year is provided for the Heavy Equipment Operator program at Southside Virginia			

ITEM 203.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Community College.				
2	R. Out of this appropriation, \$150,000 the first year and \$150,000 the second year from the				
3	general fund is provided for the Mecklenburg County Job Retraining Center.				
4	S. As Virginia's public colleges and universities approach full funding of the base adequacy				
5	guidelines and as the General Assembly strives to fully fund the general fund share of the base				
6	adequacy guidelines, these funds are provided with the intent that, in exercising their authority				
7	to set tuition and fees, the Board of Visitors shall take into consideration the impact of				
8	escalating college costs for Virginia students and families. In accordance with the cost-sharing				
9	goals set forth in § 4-2.01 b. of this act, the Board of Visitors is encouraged to limit increases				
10	on tuition and mandatory educational and general fees for in-state, undergraduate students to				
11	the extent possible.				
12	T. Out of this appropriation, \$250,000 each year from the general fund shall be provided to				
13	Northern Virginia Community College to support public-private sector partnerships in order to				
14	maximize the number of newly licensed nurses and increase the supply of nursing faculty.				
15	U. Out of this appropriation, \$45,796,200 the first year from nongeneral funds is provided to				
16	support educational and general programs and student financial assistance. The source of the				
17	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				
18	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
19	the institution, as well as moderate the need for tuition and fee increases and increase student				
20	access. The institution is authorized to spend this funding in either the first year or the first				
21	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
22	to the Governor delineating the respective portion of this funding to be used for educational and				
23	general program funding and financial assistance, and the year it will be spent. In addition,				
24	the plan shall include anticipated tuition and fee increases for the first and second year of the				
25	biennium. The amounts appropriated are an estimate, and may be modified by the Director,				
26	Department of Planning and Budget, depending on final budget reduction actions taken to higher				
27	education and public education in the final budget bill enacted for the 2008-10 biennium.				
28	204. Higher Education Student Financial Assistance (10800)				
29	a sum sufficient, estimated at.....			\$316,625,660	\$316,625,660
30	Scholarships (10810).....	\$316,625,660	\$316,625,660		
31	Fund Sources: General.....	\$27,267,308	\$27,267,308		
32	Higher Education Operating.....	\$289,358,352	\$289,358,352		
33	Authority: Title 23, Chapter 16, Code of Virginia.				
34	A.I. Out of this appropriation, \$150,000 the first year and \$150,000 the second year from the				
35	general fund is designated for Tidewater Community College to support an apprenticeship				
36	program for Virginia's shipyard workers.				
37	2. All general fund amounts appropriated for this apprenticeship program shall be used to				
38	provide scholarships to shipyard workers enrolled in the program. The conditions for receiving				
39	a scholarship shall be those conditions described in § 23-220.01, Code of Virginia.				
40	205. Financial Assistance for Educational and General				
41	Services (11000)				
42	a sum sufficient, estimated at.....			\$45,117,500	\$45,117,500
43	Sponsored Programs (11004).....	\$45,117,500	\$45,117,500		
44	Fund Sources: Higher Education Operating.....	\$45,117,500	\$45,117,500		
45	Authority: Title 23, Chapter 16, Code of Virginia.				
46	206. Economic Development Services (53400).....			\$50,062,611	\$50,062,611
47	Apprenticeship Program (53409).....	\$1,211,982	\$1,211,982		
48	Management of Workforce Development Program				
49	Services (53427).....	\$48,850,629	\$48,850,629		

ITEM 206.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$1,211,982	\$1,211,982		
2	Higher Education Operating.....	\$48,850,629	\$48,850,629		
3	A. Out of this appropriation, \$48,850,629 and 38 positions the first year, and \$48,850,629 and				
4	38 positions the second year from nongeneral funds is provided for the administration and				
5	implementation of workforce development programs as part of the federal Workforce				
6	Investment Act.				
7	207. Higher Education Auxiliary Enterprises (80900)				
8	a sum sufficient, estimated at.....			\$35,287,802	\$35,287,802
9	Food Services (80910).....	\$35,287,802	\$35,287,802		
10	Fund Sources: Higher Education Operating.....	\$29,677,039	\$29,677,039		
11	Debt Service.....	\$5,610,763	\$5,610,763		
12	Authority: Title 23, Chapter 16, Code of Virginia.				
13	208. The appropriations in this section are for the following community colleges:				
14	<b>College I.D.</b>	<b>Community College</b>	<b>College I.D.</b>	<b>Community College</b>	
15	61	System Office	80	Northern Virginia	
16	70	Utility	85	Patrick Henry	
17	91	Blue Ridge	77	Paul D. Camp	
18	92	Central Virginia	82	Piedmont	
19	87	Dabney S. Lancaster	78	Rappahannock	
20	79	Danville	76	Southside Virginia	
21	84	Eastern Shore	94	Southwest Virginia	
22	97	Germanna	93	Thomas Nelson	
23	83	J. Sargeant Reynolds	95	Tidewater	
24	90	John Tyler	96	Virginia Highlands	
25	98	Lord Fairfax	86	Virginia Western	
26	99	Mountain Empire	88	Wytheville	
27	75	New River			
28					
29	Total for Virginia Community College System .....			<b>\$1,219,253,399</b>	<b>\$1,139,449,316</b>
30	General Fund Positions.....	5,542.57	5,542.57		
31	Nongeneral Fund Positions.....	4,465.58	4,465.58		
32	Position Level .....	10,008.15	10,008.15		
33	Fund Sources: General.....	\$370,127,022	\$335,226,535		
34	Special.....	\$5,000	\$5,000		
35	Higher Education Operating.....	\$843,510,614	\$798,607,018		
36	Debt Service.....	\$5,610,763	\$5,610,763		
37	<b>§ 1-60. VIRGINIA MILITARY INSTITUTE (211)</b>				
38	209. Educational and General Programs (10000).....			\$30,547,225	\$27,248,700
39	Higher Education Instruction (100101).....	\$14,669,878	\$11,371,353		
40	Higher Education Public Services (100103).....	\$64,717	\$64,717		
41	Higher Education Academic Support (100104).....	\$4,703,863	\$4,703,863		
42	Higher Education Student Services (100105).....	\$2,127,100	\$2,127,100		
43	Higher Education Institutional Support (100106).....	\$3,565,675	\$3,565,675		
44	Operation and Maintenance of Plant (100107).....	\$5,415,992	\$5,415,992		
45	Fund Sources: General.....	\$8,306,364	\$6,948,594		
46	Higher Education Operating.....	\$21,840,861	\$19,900,106		
47	Debt Service.....	\$400,000	\$400,000		
48	Authority: Title 23, Chapter 10, Code of Virginia.				
49	A. This Item includes general and nongeneral fund appropriations to support institutional				
50	initiatives that help meet statewide goals as described in the Restructured Higher Education				

ITEM 209.	Item Details(\$)		Appropriations(\$)			
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012		
1	Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of					
2	Assembly).					
3	B. As Virginia's public colleges and universities approach full funding of the base adequacy					
4	guidelines and as the General Assembly strives to fully fund the general fund share of the base					
5	adequacy guidelines, these funds are provided with the intent that, in exercising their authority					
6	to set tuition and fees, the Board of Visitors shall take into consideration the impact of					
7	escalating college costs for Virginia students and families. In accordance with the cost-sharing					
8	goals set forth in § 4-2.01 b. of this act, the Board of Visitors is encouraged to limit increases					
9	on tuition and mandatory educational and general fees for in-state, undergraduate students to					
10	the extent possible.					
11	C. Out of this appropriation, \$1,940,755 the first year from nongeneral funds is provided to					
12	support educational and general programs and student financial assistance. The source of the					
13	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and					
14	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to					
15	the institution, as well as moderate the need for tuition and fee increases and increase student					
16	access. The institution is authorized to spend this funding in either the first year or the first					
17	quarter of the second year. Prior to release of this funding, the institution shall provide a plan					
18	to the Governor delineating the respective portion of this funding to be used for educational and					
19	general program funding and financial assistance, and the year it will be spent. In addition,					
20	the plan shall include anticipated tuition and fee increases for the first and second year of the					
21	biennium. The amounts appropriated are an estimate, and may be modified by the Director,					
22	Department of Planning and Budget, depending on final budget reduction actions taken to higher					
23	education and public education in the final budget bill enacted for the 2008-10 biennium.					
24	210.	Higher Education Student Financial Assistance (10800)..			\$1,300,632	\$1,300,632
25		Scholarships (10810).....	\$1,300,632	\$1,300,632		
26		Fund Sources: General.....	\$750,632	\$750,632		
27		Higher Education Operating.....	\$550,000	\$550,000		
28		Authority: Title 23, Chapter 10, § 23-105, Code of Virginia.				
29		Out of the amounts for Scholarships and Loans, the Institute shall provide for State Cadetships				
30		and for discretionary student aid.				
31	211.	Financial Assistance for Educational and General				
32		Services (11000)				
33		a sum sufficient, estimated at.....			\$894,898	\$894,898
34		Eminent Scholars (11001).....	\$200,000	\$200,000		
35		Sponsored Programs (11004).....	\$694,898	\$694,898		
36		Fund Sources: Higher Education Operating.....	\$894,898	\$894,898		
37		Authority: Title 23, Chapter 10, Code of Virginia.				
38	212.	Unique Military Activities (11300).....			\$6,729,904	\$6,729,904
39		Fund Sources: General.....	\$3,139,904	\$3,139,904		
40		Higher Education Operating.....	\$3,590,000	\$3,590,000		
41		Authority: Discretionary Inclusion.				
42		A.1. Personnel associated with performance of activities designated by the State Council of				
43		Higher Education for Virginia to be uniquely military shall be excluded from the calculation of				
44		employment guidelines.				
45		2. It is the intent of the General Assembly that nonresident cadets receive the same general				
46		fund support in the Unique Military program as resident cadets.				
47	213.	Higher Education Auxiliary Enterprises (80900)				
48		a sum sufficient, estimated at.....			\$20,897,000	\$20,897,000
49		Food Services (80910).....	\$6,003,000	\$6,003,000		

ITEM 213.		Item Details(\$)		Appropriations(\$)		
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	Bookstores and other Stores (80920).....	\$1,079,894	\$1,079,894			
2	Residential Services (80930).....	\$1,381,367	\$1,381,367			
3	Student Health Services (80960).....	\$171,448	\$171,448			
4	Student Unions and Recreational Facilities (80970).....	\$1,320,134	\$1,320,134			
5	Recreational and Intramural Programs (80980).....	\$536,902	\$536,902			
6	Other Enterprise Functions (80990).....	\$5,016,147	\$5,016,147			
7	Intercollegiate Athletics (80995).....	\$5,388,108	\$5,388,108			
8	Fund Sources: Higher Education Operating.....	\$20,006,000	\$20,006,000			
9	Debt Service.....	\$891,000	\$891,000			
10	Authority: Title 23, Chapter 10, Code of Virginia.					
11	Total for Virginia Military Institute.....			\$60,369,659	\$57,071,134	
12	General Fund Positions.....	185.71	185.71			
13	Nongeneral Fund Positions.....	278.06	278.06			
14	Position Level.....	463.77	463.77			
15	Fund Sources: General.....	\$12,196,900	\$10,839,130			
16	Higher Education Operating.....	\$46,881,759	\$44,941,004			
17	Debt Service.....	\$1,291,000	\$1,291,000			
18	<b>§ 1-61. VIRGINIA POLYTECHNIC INSTITUTE AND STATE UNIVERSITY (208)</b>					
19	214. Educational and General Programs (10000).....			\$489,362,401	\$452,088,539	
20	Higher Education Instruction (100101).....	\$286,657,026	\$249,103,018			
21	Higher Education Research (100102).....	\$21,471,261	\$21,471,261			
22	Higher Education Public Services (100103).....	\$14,112,365	\$14,112,365			
23	Higher Education Academic Support (100104).....	\$58,681,992	\$58,681,992			
24	Higher Education Student Services (100105).....	\$14,766,557	\$14,766,557			
25	Higher Education Institutional Support (100106).....	\$42,282,300	\$42,282,300			
26	Operation and Maintenance of Plant (100107).....	\$51,390,900	\$51,671,046			
27	Fund Sources: General.....	\$144,789,971	\$128,128,499			
28	Higher Education Operating.....	\$344,572,430	\$323,960,040			
29	Authority: Title 23, Chapter 11, Code of Virginia.					
30	A. This Item includes general and nongeneral fund appropriations to support institutional					
31	initiatives that help meet statewide goals described in the Restructured Higher Education					
32	Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of					
33	Assembly).					
34	B. Out of this appropriation shall be expended an amount estimated at \$869,882 from the					
35	general fund and \$436,357 from nongeneral funds the first year and \$869,882 from the general					
36	fund and \$436,357 from nongeneral funds the second year for the educational					
37	telecommunications project to provide graduate engineering education, subject to a plan					
38	approved by the State Council of Higher Education for Virginia.					
39	C. Out of this appropriation, \$128,903 from the general fund and \$250,813 from nongeneral					
40	funds the first year and \$128,903 from the general fund and \$250,813 from nongeneral funds					
41	the second year is designated to support the Educational and General portion of the debt					
42	service for the coal-fired facility, as approved in Item D-6.1, Chapter 459, Acts of Assembly of					
43	1991.					
44	D. Out of this appropriation, \$358,594 the first year and \$358,594 the second year from the					
45	general fund is designated to support the Marion duPont Scott Equine Center of the					
46	Virginia-Maryland Regional College of Veterinary Medicine.					
47	E. Out of this appropriation, \$112,956 and one position the first year and \$112,956 and one					
48	position the second year from the general fund is designated for the Virginia Center for Coal					
49	and Energy Research.					

ITEM 214.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	F. Out of this appropriation, \$11,953 the first year and \$11,953 the second year from the				
2	general fund is designated to support continuing education activities at the Reynolds				
3	Homestead.				
4	G. Out of this appropriation, \$67,236 the first year and \$67,236 the second year from the				
5	general fund is designated to support the research activities of the Virginia Water Resources				
6	Center.				
7	H. Out of this appropriation, \$268,557 the first year and \$268,557 the second year from the				
8	general fund is designated to support tobacco research for medicinal purposes and field tests at				
9	sites in Blackstone and Abingdon.				
10	I. As Virginia's public colleges and universities approach full funding of the base adequacy				
11	guidelines and as the General Assembly strives to fully fund the general fund share of the base				
12	adequacy guidelines, these funds are provided with the intent that, in exercising their authority				
13	to set tuition and fees, the Board of Visitors shall take into consideration the impact of				
14	escalating college costs for Virginia students and families. In accordance with the cost-sharing				
15	goals set forth in § 4-2.01 b. of this act, the Board of Visitors is encouraged to limit increases				
16	on tuition and mandatory educational and general fees for in-state, undergraduate students to				
17	the extent possible.				
18	J. 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 to be				
20	collected for the educational and general program under the terms of the management				
21	agreement between Virginia Polytechnic Institute and State University and the Commonwealth,				
22	as set forth in Chapters 933 and 943, of the 2006 Acts of Assembly.				
23	K. Out of this appropriation, \$20,892,536 the first year from nongeneral funds is provided to				
24	support educational and general programs and student financial assistance. The source of the				
25	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				
26	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
27	the institution, as well as moderate the need for tuition and fee increases and increase student				
28	access. The institution is authorized to spend this funding in either the first year or the first				
29	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
30	to the Governor delineating the respective portion of this funding to be used for educational and				
31	general program funding and financial assistance, and the year it will be spent. In addition,				
32	the plan shall include anticipated tuition and fee increases for the first and second year of the				
33	biennium. The amounts appropriated are an estimate, and may be modified by the Director,				
34	Department of Planning and Budget, depending on final budget reduction actions taken to higher				
35	education and public education in the final budget bill enacted for the 2008-10 biennium.				
36	215.	Higher Education Student Financial Assistance (10800) ..		\$17,661,198	\$17,661,198
37		Scholarships (10810).....	\$13,267,618	\$13,267,618	
38		Fellowships (10820).....	\$4,393,580	\$4,393,580	
39		Fund Sources: General.....	\$17,661,198	\$17,661,198	
40		Authority: Soil Scientist Scholarships: § 23-38.3, Code of Virginia; Other Scholarships:			
41		§§ 23-114 through 23-131, Code of Virginia.			
42		Out of the amount for Scholarships and Loans, the following sums shall be made available			
43		from the general fund for:			
44		1. Soil Scientist Scholarships, \$11,000 the first year and \$11,000 the second year.			
45		2. Scholarships, internships, and graduate assistantships administered by the Multicultural			
46		Academic Opportunities Program at the university, \$307,500 the first year and \$307,500 the			
47		second year. Eligible students must have financial need and participate in an academic support			
48		program.			
49	216.	Financial Assistance for Educational and General			
50		Services (11000).....		\$247,338,800	\$247,338,800
51		Eminent Scholars (11001) .....	\$2,000,000	\$2,000,000	
52		Sponsored Programs (11004) .....	\$245,338,800	\$245,338,800	

ITEM 216.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$2,388,544	\$2,388,544		
2	Higher Education Operating.....	\$244,950,256	\$244,950,256		
3	Authority: Title 23, Chapter 11, Code of Virginia.				
4	A. Out of this appropriation, \$2,388,544 from the general fund and \$15,000,000 from				
5	nongeneral funds in the first year and \$2,388,544 from the general fund and \$15,000,000 from				
6	nongeneral funds the second year is designated to build research capacity in the areas of				
7	bioengineering, biomaterials and nanotechnology.				
8	B. Virginia Polytechnic Institute and State University is authorized to establish a				
9	self-supporting "instructional enterprise" fund to account for the revenues and expenditures of				
10	the Institute for Distance and Distributed Learning (IDDL) classes offered to students at				
11	locations outside the Commonwealth of Virginia. Consistent with the self-supporting concept of				
12	an "enterprise fund," student tuition and fee revenues for IDDL students at locations outside				
13	Virginia shall exceed all direct and indirect costs of providing instruction to those students. The				
14	Board of Visitors shall set tuition and fee rates to meet this requirement and shall set other				
15	policies regarding the IDDL as may be appropriate. Revenue and expenditures of the fund shall				
16	be accounted for in such a manner as to be auditable by the Auditor of Public Accounts. As a				
17	part of this "instructional enterprise" fund Virginia Tech is authorized to establish a program in				
18	which Internet-based (on-line) courses, certificate, and entire degree programs, primarily at the				
19	graduate level, are offered to students in Virginia who are not enrolled for classes on the				
20	Blacksburg campus or one of the extended campus locations. Tuition generated by Virginia				
21	students taking these on-line courses and tuition from IDDL students at locations outside				
22	Virginia shall be retained in the fund to support the entire IDDL program and shall not be used				
23	by the state to offset other Educational and General costs. Revenues in excess of expenditures				
24	shall be retained in the fund to support the entire IDDL program. Full-time equivalent students				
25	generated through these programs shall be accounted for separately. Additionally, revenues				
26	which remain unexpended on the last day of the previous biennium and the last day of the first				
27	year of the current biennium shall be reappropriated and allotted for expenditure in the				
28	respective succeeding fiscal year.				
29	C. The Higher Education Operating fund source listed in this Item is considered to be a sum				
30	sufficient appropriation, which is an estimate of funding required by the university to cover				
31	sponsored program operations.				
32	217. Unique Military Activities (11300).....			\$1,334,350	\$1,334,350
33	Fund Sources: General.....	\$1,334,350	\$1,334,350		
34	Authority: Discretionary Inclusion.				
35	A.1. Personnel associated with performance of activities designated by the State Council of				
36	Higher Education for Virginia to be uniquely military shall be excluded from the calculation of				
37	employment guidelines.				
38	2. It is the intent of the General Assembly that nonresident cadets receive the same general				
39	fund support in the Unique Military program as resident cadets.				
40	218. Higher Education Auxiliary Enterprises (80900)				
41	a sum sufficient, estimated at.....			\$223,757,332	\$223,757,332
42	Food Services (80910).....	\$41,762,024	\$41,762,024		
43	Residential Services (80930).....	\$32,452,583	\$32,452,583		
44	Parking and Transportation Systems and Services				
45	(80940).....	\$6,436,743	\$6,436,743		
46	Telecommunications Systems and Services (80950).....	\$18,891,388	\$18,891,388		
47	Student Health Services (80960).....	\$9,330,858	\$9,330,858		
48	Student Unions and Recreational Facilities (80970).....	\$10,002,918	\$10,002,918		
49	Recreational and Intramural Programs (80980).....	\$5,930,041	\$5,930,041		
50	Other Enterprise Functions (80990).....	\$49,190,817	\$49,190,817		
51	Intercollegiate Athletics (80995).....	\$49,759,960	\$49,759,960		

ITEM 218.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: Higher Education Operating.....	\$213,406,832	\$213,406,832		
2	Debt Service.....	\$10,350,500	\$10,350,500		
3	Authority: Title 23, Chapter 11, Code of Virginia.				
4	Total for Virginia Polytechnic Institute and State				
5	University .....			\$979,454,081	\$942,180,219
6	General Fund Positions.....	1,911.53	1,911.53		
7	Nongeneral Fund Positions.....	4,280.45	4,283.45		
8	Position Level .....	6,191.98	6,194.98		
9	Fund Sources: General.....	\$166,174,063	\$149,512,591		
10	Higher Education Operating.....	\$802,929,518	\$782,317,128		
11	Debt Service.....	\$10,350,500	\$10,350,500		
12	<b>Virginia Cooperative Extension and Agricultural Experiment Station (229)</b>				
13	219. Educational and General Programs (10000).....			\$85,794,415	\$77,584,016
14	Higher Education Research (100102) .....	\$41,067,112	\$32,856,713		
15	Higher Education Public Services (100103).....	\$43,396,026	\$43,396,026		
16	Higher Education Academic Support (100104).....	\$766,427	\$766,427		
17	Operation and Maintenance of Plant (100107).....	\$564,850	\$564,850		
18	Fund Sources: General.....	\$62,497,469	\$59,043,444		
19	Higher Education Operating.....	\$23,296,946	\$18,540,572		
20	Authority: § 23-132.1 through § 23-132.11, Code of Virginia.				
21	A. Appropriations for this agency shall include operating expenses for research and				
22	investigations, and the several regional and county agricultural experiment stations under its				
23	control, in accordance with law.				
24	B.1. It is the intent of the General Assembly that the Cooperative Extension Service give				
25	highest priority to programs and services which comprised the original mission of the				
26	Extension Service, especially agricultural programs at the local level. The University shall				
27	ensure that the service utilizes information technology to the extent possible in the delivery of				
28	programs.				
29	2. The budget of this agency shall include and separately account for local payments. Virginia				
30	Polytechnic Institute and State University, in conjunction with Virginia State University, shall				
31	report, by fund source, actual expenditures for each program area and total actual expenditures				
32	for the agency, annually, by September 1, to the Department of Planning and Budget and the				
33	House Appropriations and Senate Finance Committees. The report shall include all expenditures				
34	from local support funds.				
35	C. The Virginia Cooperative Extension and Agricultural Experiment Station shall not charge a				
36	fee for testing the soil on property used for commercial farming.				
37	D. The appropriation for the fund source Higher Education Operating in this Item shall be				
38	considered a sum sufficient appropriation, which is an estimate of the amount of revenues to be				
39	collected for the educational and general program under the terms of the management				
40	agreement between Virginia Polytechnic Institute and State University and the Commonwealth,				
41	as set forth in Chapters 933 and 943, of the 2006 Acts of Assembly.				
42	E. Out of this appropriation, \$4,756,374 the first year from nongeneral funds is provided to				
43	support educational and general programs. The source of the nongeneral funds is the State				
44	Fiscal Stabilization Fund from the American Recovery and Reinvestment Act of 2009. This				
45	funding is intended to moderate the general fund reductions to the institution. The institution is				
46	authorized to spend this funding in either the first year or the first quarter of the second				
47	year. Prior to release of this funding, the institution shall provide a plan to the				
48	Governor delineating the use of this funding to be used for educational and general program				
49	funding and the year it will be spent. In addition, the plan shall include anticipated tuition and				
50	fee increases for the first and second year of the biennium. The amounts appropriated are an				



ITEM 219.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	estimate, and may be modified by the Director, Department of Planning and Budget, depending				
2	on final budget reduction actions taken to higher education and public education in the final				
3	budget bill enacted for the 2008-10 biennium.				
4	Total for Virginia Cooperative Extension and				
5	Agricultural Experiment Station.....			\$85,794,415	\$77,584,016
6	General Fund Positions.....	689.94	689.94		
7	Nongeneral Fund Positions.....	384.47	384.47		
8	Position Level .....	1,074.41	1,074.41		
9	Fund Sources: General.....	\$62,497,469	\$59,043,444		
10	Higher Education Operating.....	\$23,296,946	\$18,540,572		
11	Grand Total for Virginia Polytechnic Institute and State				
12	University .....			\$1,065,248,496	\$1,019,764,235
13	General Fund Positions.....	2,601.47	2,601.47		
14	Nongeneral Fund Positions.....	4,664.92	4,667.92		
15	Position Level .....	7,266.39	7,269.39		
16	Fund Sources: General.....	\$228,671,532	\$208,556,035		
17	Higher Education Operating.....	\$826,226,464	\$800,857,700		
18	Debt Service.....	\$10,350,500	\$10,350,500		
19					
	<b>§ 1-62. VIRGINIA STATE UNIVERSITY (212)</b>				
20	220. Educational and General Programs (10000).....			\$65,509,665	\$59,625,086
21	Higher Education Instruction (100101).....	\$38,743,404	\$32,858,825		
22	Higher Education Research (100102) .....	\$2,110,453	\$2,110,453		
23	Higher Education Public Services (100103).....	\$120,448	\$120,448		
24	Higher Education Academic Support (100104).....	\$5,910,648	\$5,910,648		
25	Higher Education Student Services (100105).....	\$4,335,982	\$4,335,982		
26	Higher Education Institutional Support (100106).....	\$7,561,849	\$7,561,849		
27	Operation and Maintenance of Plant (100107).....	\$6,726,881	\$6,726,881		
28	Fund Sources: General.....	\$30,129,353	\$27,559,170		
29	Higher Education Operating.....	\$35,380,312	\$32,065,916		
30	Authority: Title 23, Chapter 13, Code of Virginia.				
31	A. This Item includes general and nongeneral fund appropriations to support institutional				
32	initiatives that help meet statewide goals described in the Restructured Higher Education				
33	Financial and Administrative Operations Act of 2005 (Chapters 933 and 945, 2005 Acts of				
34	Assembly).				
35	B.1. Out of this appropriation, \$3,790,639 the first year and \$3,790,639 the second year from				
36	the general fund is designated for continued enhancement of the existing Bachelor of Science				
37	academic programs in Computer Science, Manufacturing Engineering, Computer Engineering,				
38	Mass Communications and Criminal Justice, and the doctoral program in Education.				
39	2. Out of the amounts for Educational and General Programs, \$37,500 the first year and				
40	\$37,500 the second year from the general fund is provided to serve in lieu of endowment				
41	income for the Eminent Scholars Program.				
42	4. Any unexpended balances in paragraphs B.1., and B.2. in this Item at the close of business				
43	on June 30, 2010, and June 30, 2011, shall not revert to the surplus of the general fund but				
44	shall be carried forward on the books of the State Comptroller and reappropriated in the				
45	succeeding year.				
46	C. This appropriation includes \$200,000 the first year and \$200,000 the second year from the				
47	general fund to increase the number of faculty with terminal degrees to at least 85 percent of				
48	the total teaching faculty.				

ITEM 220.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	D. Out of this appropriation, Virginia State University is authorized to use up to \$600,000 the				
2	first year and \$600,000 the second year to address extremely critical deferred maintenance				
3	deficiencies in its facilities, including residence halls and dining facilities.				
4	E. As Virginia's public colleges and universities approach full funding of the base adequacy				
5	guidelines and as the General Assembly strives to fully fund the general fund share of the base				
6	adequacy guidelines, these funds are provided with the intent that, in exercising their authority				
7	to set tuition and fees, the Board of Visitors shall take into consideration the impact of				
8	escalating college costs for Virginia students and families. In accordance with the cost-sharing				
9	goals set forth in § 4-2.01 b. of this act, the Board of Visitors is encouraged to limit increases				
10	on tuition and mandatory educational and general fees for in-state, undergraduate students to				
11	the extent possible.				
12	F. Out of this appropriation, \$1,500,000 the first year and \$1,500,000 the second year from the				
13	general fund is designated to support the Manufacturing Engineering and Logistics Technology				
14	program.				
15	G. Out of this appropriation, \$3,314,396 the first year from nongeneral funds is provided to				
16	support educational and general programs and student financial assistance. The source of the				
17	nongeneral funds is the State Fiscal Stabilization Fund from the American Recovery and				
18	Reinvestment Act of 2009. This funding is intended to moderate the general fund reductions to				
19	the institution, as well as moderate the need for tuition and fee increases and increase student				
20	access. The institution is authorized to spend this funding in either the first year or the first				
21	quarter of the second year. Prior to release of this funding, the institution shall provide a plan				
22	to the Governor delineating the respective portion of this funding to be used for educational and				
23	general program funding and financial assistance, and the year it will be spent. In addition,				
24	the plan shall include anticipated tuition and fee increases for the first and second year of the				
25	biennium. The amounts appropriated are an estimate, and may be modified by the Director,				
26	Department of Planning and Budget, depending on final budget reduction actions taken to higher				
27	education and public education in the final budget bill enacted for the 2008-2010 biennium.				
28					
29	221.	Higher Education Student Financial Assistance (10800)..		\$6,412,775	\$6,412,775
30		Scholarships (10810).....	\$6,152,887	\$6,152,887	
31		Fellowships (10820).....	\$259,888	\$259,888	
32		Fund Sources: General .....	\$5,077,406	\$5,077,406	
33		Higher Education Operating.....	\$1,335,369	\$1,335,369	
34		Authority: Title 23, Chapter 13, Code of Virginia.			
35	222.	Financial Assistance for Educational and General			
36		Services (11000)			
37		a sum sufficient, estimated at .....		\$25,714,447	\$25,714,447
38		Sponsored Programs (11004) .....	\$25,714,447	\$25,714,447	
39		Fund Sources: Higher Education Operating.....	\$25,714,447	\$25,714,447	
40		Authority: Title 23, Chapter 13, Code of Virginia.			
41	223.	Higher Education Auxiliary Enterprises (80900)			
42		a sum sufficient, estimated at .....		\$35,717,250	\$35,717,250
43		Food Services (80910).....	\$8,412,579	\$8,412,579	
44		Bookstores and other Stores (80920).....	\$51,001	\$51,001	
45		Residential Services (80930).....	\$12,400,167	\$12,400,167	
46		Parking and Transportation Systems and Services			
47		(80940) .....	\$352,133	\$352,133	
48		Student Health Services (80960).....	\$1,046,036	\$1,046,036	
49		Student Unions and Recreational Facilities (80970).....	\$2,207,378	\$2,207,378	
50		Other Enterprise Functions (80990).....	\$6,043,560	\$6,043,560	
51		Intercollegiate Athletics (80995).....	\$5,204,396	\$5,204,396	

ITEM 223.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: Higher Education Operating.....	\$29,734,705	\$29,734,705		
2	Debt Service.....	\$5,982,545	\$5,982,545		
3	Authority: Title 23, Chapter 13, Code of Virginia.				
4	Total for Virginia State University .....			<b>\$133,354,137</b>	<b>\$127,469,558</b>
5	General Fund Positions.....	318.37	318.37		
6	Nongeneral Fund Positions.....	454.69	454.69		
7	Position Level .....	773.06	773.06		
8	Fund Sources: General.....	\$35,206,759	\$32,636,576		
9	Higher Education Operating.....	\$92,164,833	\$88,850,437		
10	Debt Service.....	\$5,982,545	\$5,982,545		
11	<b>Cooperative Extension and Agricultural Research Services (234)</b>				
12	224. Educational and General Programs (10000).....			\$9,867,707	\$9,644,766
13	Higher Education Research (100102).....	\$4,500,860	\$4,500,860		
14	Higher Education Public Services (100103).....	\$4,751,015	\$4,528,074		
15	Higher Education Institutional Support (100106).....	\$190,000	\$190,000		
16	Operation and Maintenance of Plant (100107).....	\$425,832	\$425,832		
17	Fund Sources: General.....	\$4,663,407	\$4,580,671		
18	Higher Education Operating.....	\$5,204,300	\$5,064,095		
19	Authority: Title 23, Chapter 11, and § 23-165.11, Title 23, Chapter 13, Code of Virginia.				
20	A. Out of the amounts for Educational and General Programs, \$392,107 the first year and				
21	\$392,107 the second year from the general fund is designated for support of research and				
22	extension activities aimed at the production of hybrid striped bass in Virginia farm ponds. No				
23	expenditures will be made from these funds for other purposes without the prior written				
24	permission of the Secretary of Education and Workforce.				
25	B. The Extension Division Budgets shall include and separately account for local payments.				
26	Virginia State University, in conjunction with Virginia Polytechnic Institute and State				
27	University, shall report, by fund source, actual expenditures for each program area and total				
28	actual expenditures for the Extension Division, annually, by September 1, to the Department of				
29	Planning and Budget and the House Appropriations and Senate Finance Committees. The report				
30	shall include all expenditures from local support funds.				
31	C. Out of this appropriation, \$394,000 the first year and \$394,000 the second year from the				
32	general fund is designated for the Small-Farmer Outreach Training and Technical Assistance				
33	Program to provide outreach and business management education to small farmers.				
34	D. Out of this appropriation, \$140,205 the first year from nongeneral funds is provided to				
35	support educational and general programs. The source of the nongeneral funds is the State				
36	Fiscal Stabilization Fund from the American Recovery and Reinvestment Act of 2009. This				
37	funding is intended to moderate the general fund reductions to the institution. The institution is				
38	authorized to spend this funding in either the first year or the first quarter of the second year.				
39	Prior to release of this funding, the institution shall provide a plan to the Governor delineating				
40	the use of the funding to be used for educational and general program funding and the year it				
41	will be spent. The amounts appropriated are an estimate, and may be modified by the Director,				
42	Department of Planning and Budget, depending on final budget reduction actions taken to				
43	higher education and public education in the final budget bill enacted for the 2008-2010				
44	biennium.				
45	Total for Cooperative Extension and Agricultural				
46	Research Services.....			<b>\$9,867,707</b>	<b>\$9,644,766</b>
47	General Fund Positions.....	30.75	30.75		
48	Nongeneral Fund Positions.....	52.00	52.00		
49	Position Level .....	82.75	82.75		

ITEM 224.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$4,663,407	\$4,580,671		
2	Higher Education Operating.....	\$5,204,300	\$5,064,095		
3	Grand Total for Virginia State University.....			<b>\$143,221,844</b>	<b>\$137,114,324</b>
4	General Fund Positions.....	349.12	349.12		
5	Nongeneral Fund Positions.....	506.69	506.69		
6	Position Level .....	855.81	855.81		
7	Fund Sources: General.....	\$39,870,166	\$37,217,247		
8	Higher Education Operating.....	\$97,369,133	\$93,914,532		
9	Debt Service.....	\$5,982,545	\$5,982,545		
10	<b>§ 1-63. FRONTIER CULTURE MUSEUM OF VIRGINIA (239)</b>				
11	225. Museum and Cultural Services (14500) .....			\$1,890,216	\$1,890,216
12	Collections Management and Curatorial Services				
13	(14501) .....	\$152,827	\$152,827		
14	Education and Extension Services (14503) .....	\$743,218	\$743,218		
15	Operational and Support Services (14507) .....	\$994,171	\$994,171		
16	Fund Sources: General.....	\$1,353,923	\$1,353,923		
17	Special.....	\$536,293	\$536,293		
18	Authority: Title 23, Chapter 25, Code of Virginia.				
19	Any revenue generated by the Frontier Culture Musuem of Virginia from the development of				
20	its properties pursuant to § 23-298, Code of Virginia, may be retained by the museum to				
21	support agency operations. Such revenues shall be deposited into a special fund which shall be				
22	created on the books of the Comptroller. Amounts in this fund shall be appropriated				
23	consistent with the provisions of this act.				
24	Total for Frontier Culture Museum of Virginia.....			<b>\$1,890,216</b>	<b>\$1,890,216</b>
25	General Fund Positions.....	22.50	22.50		
26	Nongeneral Fund Positions.....	15.00	15.00		
27	Position Level .....	37.50	37.50		
28	Fund Sources: General.....	\$1,353,923	\$1,353,923		
29	Special.....	\$536,293	\$536,293		
30	<b>§ 1-64. GUNSTON HALL (417)</b>				
31	226. Museum and Cultural Services (14500) .....			\$753,738	\$753,738
32	Collections Management and Curatorial Services				
33	(14501) .....	\$68,729	\$68,729		
34	Education and Extension Services (14503) .....	\$157,427	\$157,427		
35	Operational and Support Services (14507) .....	\$527,582	\$527,582		
36	Fund Sources: General.....	\$489,039	\$489,039		
37	Special.....	\$264,699	\$264,699		
38	Authority: Title 23, Chapter 24, Code of Virginia.				
39	Total for Gunston Hall .....			<b>\$753,738</b>	<b>\$753,738</b>
40	General Fund Positions.....	8.00	8.00		
41	Nongeneral Fund Positions.....	3.00	3.00		
42	Position Level .....	11.00	11.00		
43	Fund Sources: General.....	\$489,039	\$489,039		
44	Special.....	\$264,699	\$264,699		

ITEM 227.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>§ 1-65. JAMESTOWN-YORKTOWN FOUNDATION (425)</b>			
<b>2</b> 227.	Museum and Cultural Services (14500) .....		\$14,864,935	\$14,864,935
<b>3</b>	Collections Management and Curatorial Services			
<b>4</b>	(14501) .....	\$625,190	\$625,190	
<b>5</b>	Education and Extension Services (14503) .....	\$5,279,194	\$5,279,194	
<b>6</b>	Operational and Support Services (14507) .....	\$8,960,551	\$8,960,551	
<b>7</b>	Fund Sources: General .....	\$6,178,337	\$6,178,337	
<b>8</b>	Special .....	\$8,686,598	\$8,686,598	
<b>9</b>	Authority: Title 23, Chapter 23, Code of Virginia.			
<b>10</b>	A. Out of the amounts for Operational and Support Services, the Director is authorized to			
<b>11</b>	expend from special funds amounts not to exceed \$3,500 the first year and \$3,500 the second			
<b>12</b>	year for entertainment expenses commonly borne by businesses. Such expenses shall be			
<b>13</b>	recorded separately by the agency.			
<b>14</b>	B.1. With the prior written approval of the Director, Department of Planning and Budget,			
<b>15</b>	nongeneral fund revenues which are unexpended by the end of the fiscal year may be paid to			
<b>16</b>	the Jamestown-Yorktown Foundation, Inc. for the specific purposes determined by the Board of			
<b>17</b>	Trustees in support of Foundation programs.			
<b>18</b>	C. It is the intent of the General Assembly that the Jamestown-Yorktown Foundation be			
<b>19</b>	authorized to fill all positions authorized in this act and all part-time (wage) positions funded in			
<b>20</b>	this act, notwithstanding § 4-7.01 of this act.			
<b>21</b>	Total for Jamestown-Yorktown Foundation .....		<b>\$14,864,935</b>	<b>\$14,864,935</b>
<b>22</b>	General Fund Positions.....	95.00	95.00	
<b>23</b>	Nongeneral Fund Positions.....	85.00	85.00	
<b>24</b>	Position Level .....	180.00	180.00	
<b>25</b>	Fund Sources: General .....	\$6,178,337	\$6,178,337	
<b>26</b>	Special .....	\$8,686,598	\$8,686,598	
<b>27</b>	<b>§ 1-66. THE LIBRARY OF VIRGINIA (202)</b>			
<b>28</b> 228.	Archives Management (13700) .....		\$8,038,869	\$8,030,341
<b>29</b>	Management of Public Records (13701) .....	\$1,089,943	\$1,089,943	
<b>30</b>	Management of Archival Records (13702).....	\$2,500,000	\$2,500,000	
<b>31</b>	Historical and Cultural Publications (13703) .....	\$879,243	\$879,243	
<b>32</b>	Archival Research Services (13704) .....	\$1,603,449	\$1,603,449	
<b>33</b>	Conservation-Preservation of Historic Records (13705)...	\$966,234	\$957,706	
<b>34</b>	Circuit Court Record Preservation (13706) .....	\$1,000,000	\$1,000,000	
<b>35</b>	Fund Sources: General .....	\$3,413,245	\$3,413,245	
<b>36</b>	Special .....	\$4,256,105	\$4,247,577	
<b>37</b>	Federal Trust.....	\$369,519	\$369,519	
<b>38</b>	Authority: Title 42.1, Chapters 1 and 7, Code of Virginia.			
<b>39</b>	A.1. Out of this appropriation, \$3,500,000 the first year and \$3,500,000 the second year from			
<b>40</b>	nongeneral funds is provided to support a program for preservation of local circuit court			
<b>41</b>	records.			
<b>42</b>	2. Included in this appropriation are 19 positions to be specifically dedicated to processing and			
<b>43</b>	preserving the permanent records of the circuit courts pursuant to § 14.1-112, Code of Virginia.			
<b>44</b>	3. The Librarian of Virginia shall report annually to the Secretary of Education and Workforce			
<b>45</b>	on progress in the processing and preserving of circuit court records.			
<b>46</b>	B.1. It is the intent of the General Assembly to relieve the 54-year backlog in processing			

ITEM 228.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	significant archival, special and other historical collections before the year 2020. To address				
2	this backlog, \$650,000 and 15 positions the first year and \$650,000 and 15 positions the				
3	second year from the general fund are included in this appropriation.				
4	2. The Librarian of Virginia and the State Archivist shall conduct an annual study of The				
5	Library of Virginia's archival preservation needs and priorities, and shall report annually by				
6	December 1 to the Governor and the Chairmen of the Senate Finance and House				
7	Appropriations Committees of the General Assembly on The Library of Virginia's progress to				
8	date in reducing its archival backlog.				
9	229. Statewide Library Services (14200).....			\$7,386,245	\$7,386,245
10	Cooperative Library Services (14201).....	\$2,842,313	\$2,842,313		
11	Consultation to Libraries (14203).....	\$748,990	\$748,990		
12	Research Library Services (14206).....	\$3,794,942	\$3,794,942		
13	Fund Sources: General.....	\$3,032,269	\$3,032,269		
14	Special.....	\$40,680	\$40,680		
15	Federal Trust.....	\$4,313,296	\$4,313,296		
16	Authority: Title 42.1, Chapters 1 and 3, Code of Virginia.				
17	It is the intent of the General Assembly to continue to provide electronic resources for public				
18	libraries and to provide universal access to all citizens of the Commonwealth. First priority				
19	shall be the ability to access the Internet in local public libraries.				
20	230. Financial Assistance for Educational, Cultural,				
21	Community, and Artistic Affairs (14300).....			\$15,640,765	\$15,640,765
22	State Formula Aid for Local Public Libraries (14301).....	\$15,640,765	\$15,640,765		
23	Fund Sources: General.....	\$15,640,765	\$15,640,765		
24	Authority: Title 42.1, Chapter 3, Code of Virginia.				
25	A. It is the objective of the Commonwealth that all local public libraries receiving state aid				
26	provide access to their patrons to worldwide electronic information on the Internet. It is the				
27	intent of the General Assembly that local public libraries receiving state aid invest in the				
28	technology necessary to provide or enhance this service.				
29	B. Included in this appropriation is \$190,070 the first year and \$190,070 the second year from				
30	the general fund to supplement the state formula aid distribution provided in Title 42.1, Code				
31	of Virginia, for Fairfax Public Library System.				
32	231. Administrative and Support Services (19900).....			\$7,070,555	\$6,533,555
33	General Management and Direction (19901).....	\$5,677,456	\$5,140,456		
34	Information Technology Services (19902).....	\$1,105,002	\$1,105,002		
35	Physical Plant Services (19915).....	\$288,097	\$288,097		
36	Fund Sources: General.....	\$5,589,280	\$5,052,280		
37	Special.....	\$926,750	\$926,750		
38	Federal Trust.....	\$554,525	\$554,525		
39	Authority: Title 42.1, Chapter 1, Code of Virginia.				
40	Total for The Library of Virginia.....			\$38,136,434	\$37,590,906
41	General Fund Positions.....	137.00	137.00		
42	Nongeneral Fund Positions.....	63.00	63.00		
43	Position Level.....	200.00	200.00		
44	Fund Sources: General.....	\$27,675,559	\$27,138,559		
45	Special.....	\$5,223,535	\$5,215,007		
46	Federal Trust.....	\$5,237,340	\$5,237,340		

ITEM 232.		Item Details(\$)		Appropriations(\$)		
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	<b>§ 1-67. THE SCIENCE MUSEUM OF VIRGINIA (146)</b>					
2	232.	Museum and Cultural Services (14500) .....			\$10,884,921	\$10,884,921
3		Collections Management and Curatorial Services				
4		(14501) .....	\$1,692,232	\$1,692,232		
5		Education and Extension Services (14503) .....	\$4,782,328	\$4,782,328		
6		Operational and Support Services (14507) .....	\$4,410,361	\$4,410,361		
7		Fund Sources: General .....	\$4,633,555	\$4,633,555		
8		Special .....	\$4,951,366	\$4,951,366		
9		Trust and Agency .....	\$300,000	\$300,000		
10		Federal Trust.....	\$1,000,000	\$1,000,000		
11		Authority: Title 23, Chapter 18, Code of Virginia.				
12		A. This appropriation from the general fund shall be in addition to any appropriation from				
13		nongeneral funds, notwithstanding any contrary provisions in this act.				
14		B. Out of this appropriation, \$50,000 and two positions the first year and \$50,000 and two				
15		positions the second year from the general fund shall be provided to support the Danville				
16		Science Center in Danville, Virginia.				
17		Total for The Science Museum of Virginia .....			<b>\$10,884,921</b>	<b>\$10,884,921</b>
18		General Fund Positions.....	39.50	39.50		
19		Nongeneral Fund Positions.....	52.50	52.50		
20		Position Level .....	92.00	92.00		
21		Fund Sources: General .....	\$4,633,555	\$4,633,555		
22		Special .....	\$4,951,366	\$4,951,366		
23		Trust and Agency .....	\$300,000	\$300,000		
24		Federal Trust.....	\$1,000,000	\$1,000,000		
25	<b>§ 1-68. VIRGINIA COMMISSION FOR THE ARTS (148)</b>					
26	233.	Financial Assistance for Educational, Cultural,				
27		Community, and Artistic Affairs (14300).....			\$4,795,722	\$4,795,722
28		Financial Assistance to Cultural Organizations (14302)...	\$4,795,722	\$4,795,722		
29		Fund Sources: General .....	\$4,032,047	\$4,032,047		
30		Special .....	\$35,000	\$35,000		
31		Dedicated Special Revenue .....	\$8,000	\$8,000		
32		Federal Trust.....	\$720,675	\$720,675		
33		Authority: Title 2.2, Chapter 25, Article 4, Code of Virginia.				
34		A. In the allocation of grants to arts organizations, the Commission shall give preference to the				
35		performing arts.				
36		B. It is the objective of the Commonwealth to fund the Virginia Commission for the Arts at an				
37		amount that equals one dollar for each resident of Virginia.				
38		C. In the allocation of grants to arts organizations, the Commission shall not consider any other				
39		general fund amounts which may be appropriated to an arts organization elsewhere in this act,				
40		nor shall any funds appropriated elsewhere in this act supplant those grants which may be				
41		allocated from this appropriation.				
42	234.	Museum and Cultural Services (14500) .....			\$532,137	\$532,137
43		Operational and Support Services (14507) .....	\$532,137	\$532,137		

ITEM 234.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$432,439	\$432,439		
2	Special.....	\$15,000	\$15,000		
3	Federal Trust.....	\$84,698	\$84,698		
4	Authority: Title 2.2, Chapter 25, Article 4, Code of Virginia.				
5	Total for Virginia Commission for the Arts.....			\$5,327,859	\$5,327,859
6	General Fund Positions.....	5.00	5.00		
7	Position Level .....	5.00	5.00		
8	Fund Sources: General.....	\$4,464,486	\$4,464,486		
9	Special.....	\$50,000	\$50,000		
10	Dedicated Special Revenue.....	\$8,000	\$8,000		
11	Federal Trust.....	\$805,373	\$805,373		
12	<b>§ 1-69. VIRGINIA MUSEUM OF FINE ARTS (238)</b>				
13	235. Museum and Cultural Services (14500) .....			\$22,391,177	\$22,934,696
14	Collections Management and Curatorial Services				
15	(14501) .....	\$5,972,410	\$6,789,911		
16	Education and Extension Services (14503) .....	\$4,901,272	\$4,508,197		
17	Operational and Support Services (14507) .....	\$11,517,495	\$11,636,588		
18	Fund Sources: General.....	\$9,931,301	\$9,931,301		
19	Special.....	\$3,717,500	\$4,317,500		
20	Dedicated Special Revenue.....	\$8,642,376	\$8,585,895		
21	Federal Trust.....	\$100,000	\$100,000		
22	Authority: Title 23, Chapter 18.1, Code of Virginia.				
23	A. The appropriation in this Item from the general fund shall be in addition to any				
24	appropriation from nongeneral funds, notwithstanding any contrary provision of this act.				
25	B. Nongeneral fund revenues included in this item under Dedicated Special Revenue will be				
26	restricted for the uses specified by the donors and shall not be subject to interagency transfers				
27	or appropriation reductions.				
28	C. The Comptroller of Virginia shall establish a special revenue account fund detail code for				
29	nongeneral funds donated to the Virginia Museum of Fine Arts by private donors and				
30	volunteers who sponsor fundraising activities to support the museum's general operations,				
31	exhibitions, and programs.				
32	D. Out of this appropriation, \$158,513 in the first year and \$158,513 in the second year from				
33	the general fund is provided to cover the service fee in lieu of taxes levied by the City of				
34	Richmond.				
35	Total for Virginia Museum of Fine Arts.....			\$22,391,177	\$22,934,696
36	General Fund Positions.....	130.50	133.50		
37	Nongeneral Fund Positions.....	58.00	58.00		
38	Position Level .....	188.50	191.50		
39	Fund Sources: General.....	\$9,931,301	\$9,931,301		
40	Special.....	\$3,717,500	\$4,317,500		
41	Dedicated Special Revenue.....	\$8,642,376	\$8,585,895		
42	Federal Trust.....	\$100,000	\$100,000		
43	<b>§ 1-70. EASTERN VIRGINIA MEDICAL SCHOOL (274)</b>				
44	236. Financial Assistance for Educational and General				
45	Services (11000).....			\$16,677,509	\$16,677,509
46	Sponsored Programs (11004) .....	\$406,406	\$406,406		
47	Medical Education (11005) .....	\$16,271,103	\$16,271,103		



ITEM 236.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$16,677,509	\$16,677,509		
2	Authority: Chapter 87, Acts of Assembly of 2002.				
3	A. Out of this appropriation, \$406,406 the first year and \$406,406 the second year from the				
4	general fund is designated to build research capacity in medical modeling and simulation.				
5	B. Out of this appropriation, \$568,910 the first year and \$568,910 the second year from the				
6	general fund is designated to support financial aid for in-state medical and health professions				
7	students.				
8	237. Appropriations for this agency shall be disbursed in twelve equal monthly installments each				
9	fiscal year.				
10	Total for Eastern Virginia Medical School.....			<b>\$16,677,509</b>	<b>\$16,677,509</b>
11	Fund Sources: General.....	\$16,677,509	\$16,677,509		
12	<b>§ 1-71. NEW COLLEGE INSTITUTE (938)</b>				
13	238. Administrative and Support Services (19900).....			\$2,563,753	\$2,563,553
14	Operation of Higher Education Centers (19931).....	\$2,563,753	\$2,563,553		
15	Fund Sources: General.....	\$1,464,107	\$1,464,107		
16	Special.....	\$1,099,646	\$1,099,446		
17	Authority: Discretionary Inclusion.				
18	A. It is the intent of the General Assembly that the New College Institute, the Institute for				
19	Advanced Learning and Research, and the Southern Virginia Higher Education Center				
20	coordinate their activities, both instructional and research, to the maximum extent possible to				
21	best meet the needs of the citizens of the region, to ensure effective utilization of resources,				
22	and to avoid unnecessary duplication. The three entities shall report annually by October 1 to				
23	the Secretary of Education and Workforce and the State Council of Higher Education on their				
24	joint efforts in this regard.				
25	B. The requirements of § 4-5.05 shall not apply to this appropriation.				
26	Total for New College Institute .....			<b>\$2,563,753</b>	<b>\$2,563,553</b>
27	General Fund Positions.....	11.00	11.00		
28	Nongeneral Fund Positions.....	2.00	2.00		
29	Position Level .....	13.00	13.00		
30	Fund Sources: General.....	\$1,464,107	\$1,464,107		
31	Special.....	\$1,099,646	\$1,099,446		
32	<b>§ 1-72. INSTITUTE FOR ADVANCED LEARNING AND RESEARCH (885)</b>				
33	239. Economic Development Services (53400).....			\$5,525,061	\$5,525,061
34	Regional Research, Technology, Education, and				
35	Commercialization Services (53421).....	\$5,525,061	\$5,525,061		
36	Fund Sources: General.....	\$5,525,061	\$5,525,061		
37	Authority: Title 23, Chapter 16.4, Code of Virginia.				
38	A. It is the intent of the General Assembly that the Institute for Advanced Learning and				
39	Research, the New College Institute, and the Southern Virginia Higher Education Center				
40	coordinate their activities, both instructional and research, to the maximum extent possible to				
41	best meet the needs of the citizens of the region, to ensure effective utilization of resources,				
42	and to avoid unnecessary duplication. The three entities shall report annually by October 1 to				
43	the Secretary of Education and Workforce and the State Council of Higher Education on their				
44	joint efforts in this regard.				

ITEM 239.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	B. The requirements of § 4-5.05 shall not apply to this appropriation.			
2	C. This item includes no funds for the agency's use of leased property for engagement			
3	activities.			
4	Total for Institute for Advanced Learning and Research..		<b>\$5,525,061</b>	<b>\$5,525,061</b>
5	Fund Sources: General .....	\$5,525,061	\$5,525,061	
6	<b>§ 1-73. ROANOKE HIGHER EDUCATION AUTHORITY (935)</b>			
7	240. Administrative and Support Services (19900).....		\$1,121,896	\$1,121,896
8	Operation of Higher Education Centers (19931).....	\$1,121,896	\$1,121,896	
9	Fund Sources: General .....	\$1,121,896	\$1,121,896	
10	Authority: Title 23, Chapter 16.3, Code of Virginia.			
11	The requirements of § 4-5.05 shall not apply to this appropriation.			
12	Total for Roanoke Higher Education Authority .....		<b>\$1,121,896</b>	<b>\$1,121,896</b>
13	Fund Sources: General .....	\$1,121,896	\$1,121,896	
14	<b>§ 1-74. SOUTHERN VIRGINIA HIGHER EDUCATION CENTER (937)</b>			
15	241. Administrative and Support Services (19900).....		\$3,001,055	\$3,001,055
16	Operation of Higher Education Centers (19931).....	\$3,001,055	\$3,001,055	
17	Fund Sources: General .....	\$1,930,643	\$1,930,643	
18	Special.....	\$1,070,412	\$1,070,412	
19	Authority: Title 23, Chapter 16.5, Code of Virginia.			
20	A. It is the intent of the General Assembly that the Southern Virginia Higher Education Center,			
21	the Institute for Advanced Learning and Research and the New College Institute coordinate			
22	their activities, both instructional and research, to the maximum extent possible to best meet			
23	the needs of the citizens of the region, to ensure effective utilization of resources, and to avoid			
24	unnecessary duplication. The three entities shall report annually by October 1 to the Secretary			
25	of Education and Workforce and the State Council of Higher Education on their joint efforts in			
26	this regard.			
27	B. Out of this appropriation, \$29,050 the first year and \$29,050 from the general fund the			
28	second year is designated for the educational telecommunications project to provide graduate			
29	engineering education, subject to a plan approved by the State Council of Higher Education for			
30	Virginia.			
31	C. Out of this appropriation, \$266,000 and three positions the first year and \$266,000 and three			
32	positions the second year from the general fund is designated for additional operational support			
33	of the Southern Virginia Higher Education Center and its efforts to provide specialized			
34	workforce training to the citizens of Southside Virginia.			
35	D. The requirements of § 4-5.05 shall not apply to this appropriation.			
36	Total for Southern Virginia Higher Education Center.....		<b>\$3,001,055</b>	<b>\$3,001,055</b>
37	General Fund Positions.....	14.80	14.80	
38	Nongeneral Fund Positions.....	13.00	13.00	
39	Position Level .....	27.80	27.80	
40	Fund Sources: General .....	\$1,930,643	\$1,930,643	
41	Special.....	\$1,070,412	\$1,070,412	

ITEM 242.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>§ 1-75. SOUTHWEST VIRGINIA HIGHER EDUCATION CENTER (948)</b>			
<b>2</b> 242.	Administrative and Support Services (19900).....		\$8,990,483	\$8,990,483
<b>3</b>	Accounting and Budgeting Services (19903).....	(\$15,000)		
<b>4</b>	Operation of Higher Education Centers (19931).....	\$9,005,483	\$9,005,483	
<b>5</b>	Fund Sources: General.....	\$1,804,919	\$1,804,919	
<b>6</b>	Special.....	\$7,185,564	\$7,185,564	
<b>7</b>	Authority: Title 23, Chapter 16.1, Code of Virginia.			
<b>8</b>	Out of this appropriation, \$3,800,000 the first year and \$3,800,000 the second year in			
<b>9</b>	nongeneral funds is designated to support scholarships provided by the Virginia Tobacco			
<b>10</b>	Commission in Southside and Southwest Virginia.			
<b>11</b>	Total for Southwest Virginia Higher Education Center....		<b>\$8,990,483</b>	<b>\$8,990,483</b>
<b>12</b>	General Fund Positions.....	29.00	29.00	
<b>13</b>	Nongeneral Fund Positions.....	4.00	4.00	
<b>14</b>	Position Level .....	33.00	33.00	
<b>15</b>	Fund Sources: General.....	\$1,804,919	\$1,804,919	
<b>16</b>	Special.....	\$7,185,564	\$7,185,564	
<b>17</b>	<b>§ 1-76. JEFFERSON SCIENCE ASSOCIATES, LLC (936)</b>			
<b>18</b> 243.	Financial Assistance for Educational and General			
<b>19</b>	Services (11000).....		\$1,149,891	\$1,149,891
<b>20</b>	Sponsored Programs (11004) .....	\$1,149,891	\$1,149,891	
<b>21</b>	Fund Sources: General.....	\$1,149,891	\$1,149,891	
<b>22</b>	Authority: Discretionary Inclusion.			
<b>23</b>	A. This appropriation represents the Commonwealth of Virginia's contribution to the Jefferson			
<b>24</b>	Science Associates, LLC, for the support of the Thomas Jefferson National Accelerator Facility			
<b>25</b>	(Jefferson Lab) located at Newport News, Virginia. This contribution includes funds to support			
<b>26</b>	faculty positions and industry-led research that will promote economic development			
<b>27</b>	opportunities in the Commonwealth.			
<b>28</b>	B. This nonstate agency is exempt from the match requirement of § 2.2-1505, Code of Virginia			
<b>29</b>	and § 4-5.05 of this act.			
<b>30</b>	Total for Jefferson Science Associates, LLC .....		<b>\$1,149,891</b>	<b>\$1,149,891</b>
<b>31</b>	Fund Sources: General.....	\$1,149,891	\$1,149,891	
<b>32</b>	<b>§ 1-77. HIGHER EDUCATION RESEARCH INITIATIVE (989)</b>			
<b>33</b> 244.	Financial Assistance for Educational and General			
<b>34</b>	Services (11000).....		\$3,510,000	\$510,000
<b>35</b>	Sponsored Programs (11004) .....	\$3,510,000	\$510,000	
<b>36</b>	Fund Sources: General.....	\$3,510,000	\$510,000	
<b>37</b>	Authority: Discretionary Inclusion.			
<b>38</b>	A. Out of this appropriation, \$3,000,000 the first year from the general fund is designated for			
<b>39</b>	Jefferson Science Associates, LLC to leverage a federal investment of \$310 million for an			
<b>40</b>	upgrade of the Jefferson Lab's research facilities, which will maintain its leadership in the			
<b>41</b>	study of nuclear physics and secure the benefits of such a facility for the Commonwealth. This			
<b>42</b>	appropriation completes the Commonwealth's leveraging obligation.			

ITEM 244.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012

1 B. Out of this appropriation, \$510,000 the first year and \$510,000 the second year from the  
 2 general fund is designated for the Hampton University Foundation to support the construction  
 3 of a new center dedicated to the use of protons in the treatment of cancerous tumors with  
 4 fewer side effects. Funding is contingent on the Virginia Economic Development Partnership's  
 5 provision of an annual status report to the Director, Department of Planning and Budget,  
 6 describing the project's progress.

7 Total for Higher Education Research Initiative..... **\$3,510,000** **\$510,000**

8 Fund Sources: General..... \$3,510,000 \$510,000

9 **§ 1-78. VIRGINIA COLLEGE BUILDING AUTHORITY (941)**

10 245. Authority: Chapter 597, Acts of Assembly of 1986.

11 A.1. The purpose of this Item is to provide an ongoing program for the acquisition and  
 12 replacement of instructional and research equipment at state-supported institutions of higher  
 13 education in accordance with the intent and purpose of Chapter 597, Acts of Assembly of  
 14 1986.

15 2. Debt service payments required to support equipment purchases are appropriated in Item 271  
 16 for the Treasury Board. Within the appropriation of the Treasury Board is debt service totaling  
 17 \$53,965,798 from the general fund and \$4,842,602 from nongeneral funds the first year and  
 18 \$49,351,490 from the general fund and \$4,842,602 from nongeneral funds the second year.

19 3. The Treasury Board shall transfer on July 1 of each fiscal year the required lease payment  
 20 amounts to the Virginia College Building Authority. Failure to transfer the required amounts  
 21 will result in the Authority defaulting on its debt obligations.

22 4. The Governor shall annually present to the General Assembly through the Commonwealth's  
 23 budget process, the estimated amount of lease payments and the corresponding total value of  
 24 equipment to be acquired.

25 B.1. The State Council of Higher Education for Virginia shall establish and maintain  
 26 procedures through which institutions of higher education apply for allocations made available  
 27 under the program, and shall develop guidelines and recommendations for the apportionment of  
 28 such equipment to each state-supported institution of higher education.

29 2. The Authority shall finance equipment for educational institutions in accordance with  
 30 § 23-30.28, Code of Virginia, and according to terms and conditions approved through the  
 31 Commonwealth's budget and appropriation process. Bonds or notes issued by the Virginia  
 32 College Building Authority to finance equipment may be sold and issued at the same time with  
 33 other obligations of the Authority as separate issues or as a combined issue. Each institution  
 34 shall make available such additional detail on specific equipment to be purchased as may be  
 35 requested by the Governor or the General Assembly. If emergency acquisitions are necessary  
 36 when the General Assembly is not in session, the Governor may approve such acquisitions.  
 37 The Governor shall report his approval of such acquisitions to the Chairmen of the House  
 38 Appropriations and Senate Finance Committees.

39 3. Amounts for debt service payments for allocations provided by this Item shall be provided  
 40 pursuant to Item 271 of this act.

41 C.1. Transfer of the appropriation in Item 271 of this act to the Virginia College Building  
 42 Authority shall be subject to the approval of the Secretary of Finance. An allocation of  
 43 \$116,798,956 made in the 2008-2010 biennium brings the total amount of equipment acquired  
 44 through the program to approximately \$918,108,405.

45 2. Allocations of \$50,000,000 the first year and \$50,000,000 the second year will be made to  
 46 support the purchase of additional equipment to enhance instructional and research activity at  
 47 Virginia's public colleges and universities. Allocations are as follows:

	Prior Allocations	FY 2011 Allocation	FY 2012 Allocation
48 <b>Institutions</b>			
49 George Mason University	\$61,887,930	\$3,023,034	\$3,023,034

ITEM 245.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Old Dominion University	\$61,509,757	\$3,421,336	\$3,421,336	
2	University of Virginia	\$156,778,485	\$8,421,661	\$8,421,661	
3	Virginia Commonwealth University	\$112,868,535	\$7,458,281	\$7,458,281	
4	Virginia Polytechnic Institute and				
5	State University	\$168,474,629	\$7,510,149	\$7,510,149	
6	College of William and Mary	\$29,989,310	\$1,704,152	\$1,704,152	
7	Christopher Newport University	\$9,609,341	\$540,149	\$540,149	
8	University of Virginia's College at				
9	Wise	\$3,872,095	\$207,671	\$207,671	
10	James Madison University	\$31,600,823	\$1,830,206	\$1,830,206	
11	Longwood University	\$9,694,986	\$562,858	\$562,858	
12	University of Mary Washington	\$12,079,325	\$537,593	\$537,593	
13	Norfolk State University	\$19,714,999	\$1,001,367	\$1,001,367	
14	Radford University	\$21,902,001	\$1,277,109	\$1,277,109	
15	Virginia Military Institute	\$11,066,288	\$605,160	\$605,160	
16	Virginia State University	\$16,772,939	\$1,034,257	\$1,034,257	
17	Richard Bland College	\$2,297,815	\$114,208	\$114,208	
18	Virginia Community College System	\$176,880,898	\$9,864,617	\$9,864,617	
19	Virginia Institute of Marine Science	\$5,369,951	\$500,517	\$500,517	
20	Southwest Virginia Higher Education				
21	Center	\$903,910	\$54,958	\$54,958	
22	Roanoke Higher Education Authority	\$607,490	\$53,252	\$53,252	
23	Institute for Advanced Learning and				
24	Research	\$4,101,898	\$188,091	\$188,091	
25	Southern Virginia Higher Education				
26	Center	\$50,000	\$25,543	\$25,543	
27	New College Institute	\$75,000	\$63,831	\$63,831	
28	<b>TOTAL</b>	<b>\$918,108,405</b>	<b>\$50,000,000</b>	<b>\$50,000,000</b>	
29					
30	Total for Virginia College Building Authority.....			\$0	\$0
31	TOTAL FOR OFFICE OF EDUCATION.....			\$14,924,716,128	\$14,796,681,498
32	General Fund Positions.....	18,355.16	18,364.16		
33	Nongeneral Fund Positions.....	35,411.74	35,578.94		
34	Position Level .....	53,766.90	53,943.10		
35	Fund Sources: General .....	\$6,783,412,732	\$6,814,546,709		
36	Special.....	\$41,461,398	\$42,052,670		
37	Higher Education Operating.....	\$6,252,082,866	\$6,202,458,366		
38	Commonwealth Transportation .....	\$2,413,942	\$2,413,942		
39	Trust and Agency .....	\$556,008,763	\$569,008,763		
40	Debt Service.....	\$244,550,712	\$247,844,241		
41	Dedicated Special Revenue .....	\$8,900,376	\$8,843,895		
42	Federal Trust.....	\$1,035,885,339	\$909,512,912		

ITEM 246.		Item Details(\$)		Appropriations(\$)		
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	<b>OFFICE OF FINANCE</b>					
2	<b>§ 1-79. SECRETARY OF FINANCE (190)</b>					
3	246.	Administrative and Support Services (79900).....			\$420,423	\$420,423
4		General Management and Direction (79901).....	\$420,423	\$420,423		
5		Fund Sources: General.....	\$420,423	\$420,423		
6	Authority: Title 2.2, Chapter 2, Article 5; § 2.2-201, Code of Virginia.					
7	The Secretary of Finance, in consultation with other affected secretaries, is hereby authorized to					
8	order the State Comptroller to transfer to the general fund a reasonable sum, as determined by					
9	the State Comptroller, from annual charges of internal service funds and enterprise funds that					
10	exceed the cost of providing services or that represent over-recoveries from the general fund.					
11		Total for Secretary of Finance .....			<b>\$420,423</b>	<b>\$420,423</b>
12		General Fund Positions.....	4.00	4.00		
13		Position Level .....	4.00	4.00		
14		Fund Sources: General.....	\$420,423	\$420,423		
15	<b>§ 1-80. DEPARTMENT OF ACCOUNTS (151)</b>					
16	247.	Financial Systems Development and Management				
17		(72400) .....			\$3,446,557	\$3,446,557
18		Financial Systems Development (72401).....	\$736,513	\$736,513		
19		Financial Systems Maintenance (72402) .....	\$1,060,044	\$1,060,044		
20		Computer Services (72404).....	\$1,650,000	\$1,650,000		
21		Fund Sources: General.....	\$3,446,557	\$3,446,557		
22	Authority: Title 2.2, Chapter 8, Code of Virginia.					
23	248.	Accounting Services (73700).....			\$6,529,076	\$6,529,076
24		General Accounting (73701) .....	\$1,821,365	\$1,821,365		
25		Disbursements Review (73702).....	\$1,331,670	\$1,331,670		
26		Payroll Operations (73703).....	\$1,142,831	\$1,142,831		
27		Financial Reporting (73704).....	\$2,233,210	\$2,233,210		
28		Fund Sources: General.....	\$5,929,433	\$5,929,433		
29		Special.....	\$599,643	\$599,643		
30	Authority: Title 2.2, Chapter 8, and § 2.2-1822, Code of Virginia.					
31	A. Out of this appropriation, \$125,000 the first year and \$125,000 the second year from the					
32	general fund is provided to the Department of Accounts for a program to train internal auditors.					
33	The Department of Accounts shall assist internal auditors of state agencies and institutions in					
34	receiving continued professional education as required by professional standards. The					
35	Department of Accounts shall coordinate its efforts with state institutions of higher education					
36	and offer training programs to the internal auditors as well as coordinate any special training					
37	programs for the internal auditors.					
38	B. There is hereby created on the books of the Comptroller the Commonwealth Charge Card					
39	Rebate Fund. Rebates earned in any fiscal year on the Commonwealth's statewide charge card					
40	program shall be deposited to the Commonwealth Charge Card Rebate Fund. The cost of					
41	administration of the program as well as rebates due to political subdivisions and payments due					
42	to the federal government are hereby appropriated from the Fund. All remaining rebate revenue					
43	in the Fund shall be deposited to the general fund by June 30 of each year.					
44	C. The Department shall coordinate records management and reporting requirements pursuant to					
45	the American Recovery and Reinvestment Act of 2009. Agencies receiving funds pursuant to					

ITEM 248.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	the American Recovery and Reinvestment Act of 2009 shall: (i) comply with the financial or			
2	other data reporting requirements set forth by the State Comptroller or the Director, Department			
3	of Planning and Budget, and shall compile and maintain all records necessary to fulfill such			
4	reporting requirements and to meet any subsequent audit of the expenditure of such federal			
5	funds; (ii) comply with all federal reporting requirements for the receipt of any funds from the			
6	American Recovery and Reinvestment Act of 2009 and shall compile and maintain all records			
7	necessary to fulfill such reporting requirements and to meet any subsequent audit of the			
8	expenditure of such federal funds; and (iii) comply with any requirements established to ensure			
9	the transparency of the use or expenditure of such federal funds.			
10	249.	Service Center Administration (82600) .....		a sum sufficient
11		Fund Sources: General.....	a sum sufficient	
12		Internal Service.....	a sum sufficient	
13		Authority: Title 2.2, Chapter 8, Code of Virginia.		
14		A. Amounts for the Payroll Service Bureau represent an internal service fund derived from		
15		charges to agencies for services. The estimated cost for this internal service fund is \$1,758,038		
16		the first year and \$1,758,038 the second year.		
17		B.1. The Department of Accounts shall operate the payroll service center to support the salaried		
18		and wage employees of all agencies identified by the Department of Planning and Budget. The		
19		agencies so identified shall cooperate with the Department of Accounts in transferring such		
20		records and functions as may be required. The payroll service center shall provide services to		
21		employees to include, but not be limited to, payroll, benefit enrollment and leave accounting.		
22		The Department of Accounts shall be responsible for all accounting reconciliations for these		
23		services; however, each employing agency shall remain fully responsible for certifying the		
24		accuracy of each payroll paid to its employees. This certification shall be in such form as the		
25		Comptroller directs.		
26		2. The Department of Accounts shall recover the cost of services provided by the payroll		
27		service center through interagency transactions as determined by the State Comptroller.		
28		C.1. The Department of Accounts shall operate a fiscal service center to support the operations		
29		of all agencies identified by the Department of Planning and Budget. The agencies so identified		
30		shall cooperate with the Department of Accounts in transferring such records and functions as		
31		may be required. The service center shall provide services to agencies to include accounts		
32		payable processing, travel voucher processing, related reconciliations, and such other fiscal		
33		services as may be appropriate.		
34		2. The Department of Accounts shall recover the cost of services provided by the fiscal service		
35		center through interagency transactions as determined by the State Comptroller.		
36		D. Nothing in this section shall prohibit additional agencies from using the services of the		
37		centers; however, such additions shall be subject to approval by the affected cabinet secretary		
38		and the Secretary of Finance.		
39	250.	Financial Assistance, Health Research (40700).....		\$1,049,187
40		Health Research Grant Administration Services (40701) .	\$1,049,187	\$1,049,187
41		Fund Sources: Dedicated Special Revenue.....	\$1,049,187	\$1,049,187
42		Authority: Title 2.2, Chapter 8, Code of Virginia.		
43		The Department of Accounts is authorized to disburse, as fiscal agent for the Commonwealth		
44		Health Research Board, funds received from the Virginia Retirement System pursuant to		
45		§ 23-284, Code of Virginia.		
46	251.	Administrative and Support Services (79900).....		\$826,604
47		General Management and Direction (79901).....	\$826,604	\$826,604

ITEM 251.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$826,604	\$826,604	
2	Authority: Title 2.2, Chapter 8, Code of Virginia.			
3	As a condition of the appropriation in this Item, the department shall provide to the Chairmen			
4	of the House Appropriations and Senate Finance Committees the expenditure and revenue			
5	reports necessary for timely legislative oversight of state finances. The necessary reports			
6	include monthly and year-end versions and shall be provided in an interactive electronic format			
7	agreed upon by the Chairmen of the House Appropriations and Senate Finance Committees, or			
8	their designees, and the Comptroller. Delivery of these reports shall occur by way of electronic			
9	mail or other methods to ensure their receipt within 48 hours of their initial run after the close			
10	of the business month.			
11	252.	In the event of default by a unit, as defined in § 15.2-2602, Code of Virginia, on payment of		
12		principal of or interest on any of its general obligation bonded indebtedness when due, the		
13		State Comptroller, in accordance with § 15.2-2659, Code of Virginia, is hereby authorized to		
14		make such payment to the bondholder, or paying agent for the bondholder, and to recover such		
15		payment and associated costs of publication and mailing from any funds appropriated and		
16		payable by the Commonwealth to the unit for any and all purposes.		
17	253.	In the event of default by any employer participating in the health insurance program		
18		authorized by § 2.2-1204, Code of Virginia, in the remittance of premiums or other fees and		
19		costs of the program, the State Comptroller is hereby authorized to pay such premiums and		
20		costs and to recover such payments from any funds appropriated and payable by the		
21		Commonwealth to the employer for any purpose. The State Comptroller shall make such		
22		payments upon receipt of notice from the Director, Department of Human Resource		
23		Management, that such payments are due and unpaid from the employer.		
24	254.	The State Comptroller shall make calculations of payments and transfers related to interest		
25		earned on federal funds, interest receivable on state funds advanced on behalf of federal		
26		programs, and direct cost reimbursements due from the federal government pursuant to Item		
27		267 of this act.		
28	Total for Department of Accounts .....		<b>\$11,851,424</b>	<b>\$11,851,424</b>
29	General Fund Positions.....	102.00	102.00	
30	Nongeneral Fund Positions.....	22.00	22.00	
31	Position Level .....	124.00	124.00	
32	Fund Sources: General.....	\$10,202,594	\$10,202,594	
33	Special.....	\$599,643	\$599,643	
34	Dedicated Special Revenue.....	\$1,049,187	\$1,049,187	
35	<b>Department of Accounts Transfer Payments (162)</b>			
36	255.	Financial Assistance to Localities - General (72800)		
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ITEM 255.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	counties of Arlington, Fairfax, Loudoun, and Prince William, pursuant to § 58.1-816, Code of				
2	Virginia. This amount shall be transferred to Item 456 of this act and shall be used to support				
3	the Northern Virginia Transportation District Program as defined in § 33.1-221.1:3, Code of				
4	Virginia. The Commonwealth Transportation Board shall make such allocations and				
5	expenditures from the Fund as are provided in the Northern Virginia Transportation District,				
6	Commonwealth of Virginia Revenue Bond Act of 1993 (Chapter 391, Acts of Assembly of				
7	1993). The Commonwealth Transportation Board also shall make such allocations and				
8	expenditures from the fund as are provided in Chapters 470 and 597 of the Acts of Assembly				
9	of 1994 (amendments to Chapter 391, Acts of Assembly of 1993).				
10	B. Pursuant to Chapters 233 and 662 of the Acts of Assembly of 1994, out of this				
11	appropriation, an amount estimated at \$1,000,000 the first year and \$1,000,000 the second year				
12	from the general fund shall be deposited into the Set-aside Fund as requested in an ordinance				
13	adopted March 28, 1995, and in compliance with the requirements provided for in § 58.1-816.1,				
14	Code of Virginia, for an account for the City of Chesapeake. These amounts shall be				
15	transferred to Item 456 of this act and shall be allocated by the Commonwealth Transportation				
16	Board to provide for the debt service pursuant to the Oak Grove Connector, City of				
17	Chesapeake, Commonwealth of Virginia Transportation Program Revenue Bond Act of 1994				
18	(Chapters 233 and 662, Acts of Assembly of 1994).				
19	C. There is hereby appropriated for payment to the Virginia Baseball Stadium Authority from				
20	the program Financial Assistance to Localities - General a sum sufficient equal to the state				
21	personal, corporate, and pass-through entity income and sales and use tax revenues to which				
22	the Authority is entitled.				
23	256. Revenue Stabilization Fund (73500).....			\$0	\$40,000,000
24	Payments to the Revenue Stabilization Fund (73501).....	\$0	\$40,000,000		
25	Fund Sources: General.....	\$0	\$40,000,000		
26	Authority: Title 2.2, Chapter 18, Article 4, Code of Virginia.				
27	A. On or before November 1 of each year, the Auditor of Public Accounts shall report to the				
28	General Assembly the certified tax revenues collected in the most recently ended fiscal year.				
29	The Auditor shall, at the same time, provide his report on the 10 percent limitation and the				
30	amount that could be paid into the Fund in order to satisfy the mandatory deposit requirement				
31	of Article X, Section 8 of the Constitution of Virginia as well as the additional deposit				
32	requirement of § 2.2-1829, Code of Virginia.				
33	B. Out of the appropriation in the second year, \$40,000,000 shall be paid by the State				
34	Comptroller on or before June 30, 2012, into the Revenue Stabilization Fund. This amount				
35	represents a partial payment of the estimate of the required deposit to the Revenue Stabilization				
36	Fund attributable to tax collections for fiscal year 2011, which the Auditor of Public Accounts				
37	shall determine for the year ending June 30, 2011, pursuant to §2.2-1829, Code of Virginia.				
38	This appropriation is subject to the following conditions: 1) If the Auditor of Public Accounts'				
39	certification of the required deposit attributable to actual tax collections for fiscal year 2011				
40	exceeds the amount included in this Item, the incremental amount required to meet the actual				
41	required deposit as certified by the Auditor of Public Accounts shall be deposited into the				
42	Revenue Stabilization Fund on or before June 30, 2013; or 2) In the event the Auditor of				
43	Public Accounts' certification of the required deposit attributable to actual tax collections for				
44	fiscal year 2011 is less than the amount included in this Item, any amount in excess of the				
45	amount needed to meet the actual required deposit shall remain in the general fund and not be				
46	deposited to the Revenue Stabilization Fund.				
47	257. Virginia Education Loan Authority Reserve Fund				
48	(73600) .....			\$194,778	\$194,778
49	Loan Servicing Reserve Fund (73601) .....	\$94,778	\$94,778		
50	Edvantage Reserve Fund (73602) .....	\$100,000	\$100,000		
51	Fund Sources: Trust and Agency .....	\$194,778	\$194,778		
52	Authority: Chapter 384, Acts of Assembly of 1995; Chapter 39, Acts of Assembly of 1998.				
53	A. The General Assembly hereby recognizes and reaffirms the provisions of such Declarations				

ITEM 257.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	as may have been adopted by the Virginia Education Loan Authority pursuant to Chapter 384			
2	of the Acts of Assembly of 1995 and dated June 30, 1996. There is hereby appropriated from			
3	the VELA Loan Servicing Reserve Fund within the state treasury such sums as may be			
4	necessary, not to exceed \$444,778, to be paid out by the Comptroller consistent with the			
5	provisions of the Declarations. There is hereby appropriated from the VELA Loan Servicing			
6	Reserve Fund within the state treasury such sums as may be necessary, not to exceed \$100,000,			
7	to be paid out by the Comptroller for the purpose of determining the validity and amount of			
8	any claims against the Fund. The Comptroller is authorized to take such actions as may be			
9	necessary to effect the provisions of this paragraph.			
10	B. Funds in the Edvantage Reserve Fund are hereby appropriated for disbursement by the State			
11	Comptroller, as provided for by law. All interest earned by the Edvantage Reserve Fund shall			
12	remain with the Fund.			
13	258.			\$9,458,131
14				\$9,458,131
15	Line of Duty (76000).....			
16	Death Benefit Payments Under the Line of Duty Act			
17	(76001) .....	\$525,000	\$525,000	
18	Health Insurance Benefit Payments Under the Line of			
19	Duty Act (76002).....	\$8,933,131	\$8,933,131	
20	Fund Sources: Trust and Agency .....	\$9,458,131	\$9,458,131	
21	Authority: Title 9.1, Chapter 4, Code of Virginia.			
22	A. In addition to such other payments as may be available, the full cost of group health			
23	insurance, net of any deductions and credits, for the surviving spouses and dependents of			
24	certain public safety officers killed in the line of duty and for certain public safety officers			
25	disabled in the line of duty, and the spouses and dependents of such disabled officers, are			
26	payable from this Item pursuant to Title 9.1, Chapter 4, Code of Virginia.			
27	B.1. There is hereby created the Line of Duty Death and Health Benefits Trust Fund of the			
28	state treasury and on the books of the State Comptroller. The funds of the Line of Duty Death			
29	and Health Benefits Trust Fund shall be deemed separate and independent trust funds, shall be			
30	segregated from all other funds of the Commonwealth, and shall be invested and administered			
31	solely in the interests of the participants and beneficiaries thereof. Interest earned on moneys			
32	in the fund shall be credited to the fund. Neither the General Assembly nor any public officer,			
33	employee, or agency shall use or authorize the use of such trust funds for any purpose other			
34	than as provided in law for benefits, refunds, and administrative expenses. The fund is			
35	established to pay the death and health insurance premium benefits prescribed by § 9.1-400 et			
36	seq., the Line of Duty Act, and the death benefits prescribed by § 44-93.1 B. Deposits to the			
37	fund shall be made pursuant to surcharges collected pursuant to § 3-6.02 of this act together			
38	with any earnings on those deposits. Fund deposits are irrevocable and are not subject to the			
39	claims of creditors. The Department of Accounts shall use the assistance of the Virginia			
40	Retirement System in establishing, investing, and maintaining the fund and in performing			
41	actuarial services. The Board of Trustees of the Virginia Retirement System shall administer			
42	and manage the investment of the fund as custodian and provide staff. The Virginia Retirement			
43	System shall invest the Funds in accordance with Article 3.1 (§ 51.1-124.30 et seq.) of Chapter			
44	1 of Title 51.1, and no officer, director, or member of the Board or of any advisory committee			
45	of the Virginia Retirement System or any of its tax exempt subsidiary corporations whose			
46	actions are within the standard of care in Article 3.1 of Chapter 1 of Title 51.1 shall be held			
47	personally liable for losses suffered by the fund on investments made under the authority of			
48	this chapter. The fund shall annually reimburse the Department of Accounts and the Virginia			
49	Retirement System for all reasonable costs incurred and associated, directly and indirectly, with			
50	the administration of this chapter and management and investment of the fund.			
51	2. Notwithstanding the provisions of §§ 9.1-400-405, § 56-484.12 and § 58.1-1730, Code of			
52	Virginia, benefits paid under the Line of Duty Act shall be funded by an \$0.18 surcharge			
53	imposed on the end user of each access line for which the \$0.75 E-911 fee is currently			
54	charged, pursuant to § 56-484.12 and § 58.1-1730, Code of Virginia. The \$0.18 surcharge shall			
55	be billed, collected and remitted in the same manner as the E-911 fee and shall be deposited by			
56	the Virginia Information Technologies Agency and the Department of Taxation, as applicable,			
	directly to the Line of Duty Death and Health Benefits Trust Fund of the state treasury and on			
	the books of the State Comptroller.			

ITEM 258.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	C. In addition to any other benefit provided by law, an additional death benefit in the amount				
2	of \$20,000 for the surviving spouses and dependents of certain members of the National Guard				
3	and United States military reserves killed in action in any armed conflict on or after October 7,				
4	2001, are payable pursuant to § 44-93.1.B., Code of Virginia, from the Line of Duty Death and				
5	Health Benefits Trust Fund. The Department of Accounts, with support from the Department				
6	of Military Affairs, shall determine eligibility for this benefit.				
7	D. For any surviving spouse of a "deceased person" or any "disabled person" as those terms				
8	are defined in § 9.1-400, who is receiving the benefits described in § 9.1-401 and who would				
9	otherwise qualify for the health insurance credit described in Chapter 14 of Title 51.1, Code of				
10	Virginia, the amount of such credit shall be calculated and reimbursed to the State Comptroller				
11	for deposit into the Line of Duty Death and Health Benefits Trust Fund from the health				
12	insurance credit trust fund, in a manner prescribed by the Board of Trustees of the Virginia				
13	Retirement System.				
14	259. Personnel Management Services (70400).....			\$21,646,609	\$21,646,609
15	Employee Flexible Benefits Services (70420).....	\$21,646,609	\$21,646,609		
16	Fund Sources: Trust and Agency .....	\$21,646,609	\$21,646,609		
17	Authority: Title 2.2, Chapter 8, Code of Virginia.				
18	Total for Department of Accounts Transfer Payments .....			<b>\$67,704,518</b>	<b>\$131,803,518</b>
19	Fund Sources: General.....	\$36,405,000	\$100,504,000		
20	Trust and Agency .....	\$31,299,518	\$31,299,518		
21	Grand Total for Department of Accounts.....			<b>\$79,555,942</b>	<b>\$143,654,942</b>
22	General Fund Positions.....	102.00	102.00		
23	Nongeneral Fund Positions.....	22.00	22.00		
24	Position Level .....	124.00	124.00		
25	Fund Sources: General.....	\$46,607,594	\$110,706,594		
26	Special.....	\$599,643	\$599,643		
27	Trust and Agency.....	\$31,299,518	\$31,299,518		
28	Dedicated Special Revenue.....	\$1,049,187	\$1,049,187		
29	<b>§ 1-81. DEPARTMENT OF PLANNING AND BUDGET (122)</b>				
30	260. Planning, Budgeting, and Evaluation Services (71500)....			\$6,980,312	\$6,869,909
31	Budget Development and Budget Execution Services				
32	(71502) .....	\$4,458,569	\$4,367,014		
33	Legislation and Executive Order Review Service				
34	(71504) .....	\$40,048	\$40,048		
35	Forecasting and Regulatory Review Services (71505).....	\$591,689	\$591,689		
36	Program Evaluation Service (71506) .....	\$1,558,623	\$1,521,965		
37	Administrative Services (71598) .....	\$331,383	\$349,193		
38	Fund Sources: General.....	\$6,730,312	\$6,619,909		
39	Special.....	\$250,000	\$250,000		
40	Authority: Title 2.2, Chapter 15 and Chapter 26, Article 8, Code of Virginia.				
41	A. The Department of Planning and Budget shall be responsible for continued development and				
42	coordination of an integrated, systematic policy analysis, planning, budgeting, performance				
43	measurement and evaluation process within state government. The department shall collaborate				
44	with the Governor's Secretaries and all other agencies of state government and other entities as				
45	necessary to ensure that information generated from these processes is useful for managing and				
46	improving the efficiency and effectiveness of state government operations.				
47	B. The Department of Planning and Budget shall be responsible for the continued development				
48	and coordination of a review process for strategic plans and performance measures of the state				
49	agencies. The review process shall assess on a periodic basis the structure and content of the				

ITEM 260.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	plans and performance measures, the processes used to develop and implement the plans and			
2	measures, the degree to which agencies achieve intended goals and results, and the relation			
3	between intended and actual results and budget requirements.			
4	C.1. Notwithstanding § 2.2-1508, Code of Virginia, or any other provisions of law, on or			
5	before December 20, the Department of Planning and Budget shall deliver to the presiding			
6	officer of each house of the General Assembly a copy of the budget document containing the			
7	explanation of the Governor's budget recommendations. This copy may be in electronic			
8	format.			
9	2. The Department of Planning and Budget shall include in the budget document the amount of			
10	projected spending and projected net tax-supported state debt for each year of the biennium on			
11	a per capita basis. For this purpose, "spending" is defined as total appropriations from all			
12	funds for the cited fiscal years as shown in the Budget Bill. The most current population			
13	estimates from the Weldon Cooper Center for Public Services shall be used to make the			
14	calculations.			
15	D.1. The Department of Planning and Budget shall provide staffing and operational support to			
16	the Commonwealth Competition Council. Other state agencies and institutions of the			
17	Commonwealth shall also assist the Commonwealth Competition Council in its work upon the			
18	request of the chairman of the Council.			
19	2. There is hereby created upon the books of the Comptroller a special, nonreverting fund			
20	known as the "Commonwealth Competition Council Savings Recovery Fund." The fund shall			
21	provide a nongeneral fund appropriation of \$250,000 the first year and \$250,000 the second			
22	year for use by the Department of Planning and Budget in defraying the costs of providing			
23	staff and operational support to the council.			
24	3. Prior to April 1 each year, the Director, Department of Planning and Budget shall notify the			
25	Auditor of Public Accounts of any savings recommendations put forth by the Commonwealth			
26	Competition Council for which savings are likely to be realized in the current fiscal year or in			
27	the fiscal year beginning on the next July 1 after such notification. The Auditor of Public			
28	Accounts shall audit the implementation of these savings recommendations and shall certify to			
29	the State Comptroller by June 1 each year the total savings realized by state agencies or			
30	institutions as a result of the savings recommendations put forth by the Commonwealth			
31	Competition Council. By July 1 each year, the State Comptroller shall transfer 10 percent of			
32	these certified savings to the Commonwealth Competition Council Savings Recovery Fund for			
33	support of the council's operations. However, if these savings have since accrued to the benefit			
34	of the general fund, either by subsequent budgetary action or by reversion, then following the			
35	certification of the savings by the Auditor of Public Accounts, the State Comptroller shall			
36	transfer the equivalent of 10 percent of the affected certified savings from the general fund to			
37	the Commonwealth Competition Council Savings Recovery Fund. The total amount transferred			
38	to the Commonwealth Competition Council Savings Recovery Fund pursuant to these			
39	provisions shall not exceed \$500,000 in any one fiscal year.			
40	E.1. Out of this appropriation, \$162,996 the first year and \$157,996 the second year from the			
41	general fund is provided to support the continuation of the school efficiency reviews program.			
42	Any school division undergoing an efficiency review shall provide a report to the Department			
43	of Planning and Budget indicating what action has been taken on each recommendation			
44	identified in the efficiency review along with any budget savings realized for each			
45	recommendation. The report shall also include a schedule for implementation of the remaining			
46	recommendations not implemented to date. The Department of Planning and Budget shall			
47	forward copies of the reports to the Chairmen of the House Appropriations, House Finance, and			
48	Senate Finance Committees within 30 days of receiving such reports. The first report shall be			
49	made within six months following the receipt of the final efficiency review, and subsequent			
50	follow-up reports shall be submitted annually by June 30th until 100 percent of the			
51	recommendations have been implemented or rationale reported that explain and address the			
52	division's lack of such implementation. The Department of Planning and Budget shall provide			
53	the format for such report that shall include budget savings realized for each recommendation			
54	implemented.			
55	2. Commencing in fiscal year 2007, each participating school division shall pay 25 percent of			
56	the cost incurred by the state for that school division's efficiency review to be conducted.			

ITEM 260.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Consistent with language and intent contained in Item 127, any school division that elects to			
2	participate in a school efficiency review as a component unit of a division level academic			
3	review shall be exempt from the 25 percent payment of the costs of the review but will not be			
4	exempt from paying a recovery cost of 25 percent if the school division does not initiate at			
5	least 50 percent of the review's recommendations within 24 months of receiving their final			
6	school efficiency review report.			
7	Payment shall occur in the fiscal year immediately following the completion of the final school			
8	efficiency review report. The cost shall include the direct cost incurred by the state for that			
9	fiscal year to coordinate the school efficiency review and 100 percent of the costs awarded to			
10	the contractor(s) to conduct that school division's review.			
11	3. Additionally, commencing in fiscal year 2007, a recovery of a separate and additional 25			
12	percent payment of the cost of individual reviews shall be made in the fiscal year beginning			
13	not less than 12 months and not more than 24 months following the release of a final			
14	efficiency review report for an individual school division. Such recovery shall occur if the			
15	affected school division superintendent or superintendent's designee has not certified that at			
16	least half the recommendations have been initiated or at least half of the equivalent savings of			
17	such efficiency review have been realized. Lacking such certification the school division shall			
18	reimburse the state for 25 percent of the cost of the school efficiency review. Such			
19	reimbursement shall be paid into the general fund of the state treasury. The Department of			
20	Planning and Budget shall provide the format for such certification.			
21	Total for Department of Planning and Budget.....		\$6,980,312	\$6,869,909
22	General Fund Positions.....	67.00	67.00	
23	Nongeneral Fund Positions.....	2.00	2.00	
24	Position Level .....	69.00	69.00	
25	Fund Sources: General.....	\$6,730,312	\$6,619,909	
26	Special.....	\$250,000	\$250,000	
27	<b>§ 1-82. DEPARTMENT OF TAXATION (161)</b>			
28	261. Planning, Budgeting, and Evaluation Services (71500)....		\$3,101,983	\$3,101,983
29	Tax Policy Research and Analysis (71507).....	\$1,452,968	\$1,452,968	
30	Appeals and Rulings (71508).....	\$1,047,640	\$1,047,640	
31	Revenue Forecasting (71509).....	\$601,375	\$601,375	
32	Fund Sources: General.....	\$3,101,983	\$3,101,983	
33	Authority: §§ 2.2-1503, 15.2-2502, 58.1-202, 58.1-207, 58.1-210, 58.1-213, 58.1-816, and			
34	58.1-3406, and Title 10.1, Chapter 14, Code of Virginia.			
35	The Department of Taxation shall continue the staffing and responsibility for the revenue			
36	forecasting of the Commonwealth Transportation Funds, including the Department of Motor			
37	Vehicles Special Fund, as provided in § 2.2-1503, Code of Virginia. The Department of Motor			
38	Vehicles shall provide the Department of Taxation with direct access to all data records and			
39	systems required to perform this function. The Department of Planning and Budget shall			
40	effectuate the transfer of three full-time equivalent positions and sufficient funding to ensure			
41	the successful consolidation of this function.			
42	262. Revenue Administration Services (73200).....		\$127,589,513	\$128,494,513
43	Tax Return Processing (73214).....	\$10,757,664	\$10,662,664	
44	Customer Services (73217).....	\$10,664,643	\$10,664,643	
45	Compliance Audit (73218).....	\$80,351,434	\$81,351,434	
46	Compliance Collections (73219).....	\$25,815,772	\$25,815,772	
47	Fund Sources: General.....	\$49,486,109	\$49,391,109	
48	Special.....	\$16,437,985	\$16,437,985	
49	Trust and Agency.....	\$652,457	\$652,457	
50	Dedicated Special Revenue.....	\$61,012,962	\$62,012,962	
51	Authority: Title 3.2; Title 58.1, Code of Virginia.			

ITEM 262.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	A. Pursuant to § 58.1-1803, Code of Virginia, the Tax Commissioner is hereby authorized to			
2	contract with private collection agencies for the collection of delinquent accounts. The State			
3	Comptroller is hereby authorized to deposit collections from such agencies into the Contract			
4	Collector Fund (§ 58.1-1803, Code of Virginia). Revenue in the Contract Collector Fund may			
5	be used to pay private collection agencies/attorneys and perform oversight of their operations,			
6	upgrade audit and collection systems and data interfaces, and retain experts to perform analysis			
7	of receivables and collection techniques. Any balance in the fund remaining after such			
8	payment shall be deposited into the appropriate general, nongeneral, or local fund no later than			
9	June 30 of each year.			
10	B. There is hereby appropriated, for each year of the biennium, revenues from the sales tax on			
11	fuel in certain transportation districts to cover only the direct cost of administration incurred by			
12	the department in collecting these taxes as provided by § 58.1-1724, Code of Virginia.			
13	C.1. The Department of Taxation is authorized to retain, as special revenue, its reasonable			
14	share of any court fines and fees to reimburse the department for any ongoing operational			
15	collection expenses.			
16	2. Any form of state debt assigned to the Department of Taxation for collection may be			
17	collected by the department in the same manner and means as state taxes may be collected			
18	pursuant to Title 58.1, Chapter 18, Code of Virginia.			
19	D. The Department of Taxation is authorized to make tax incentive payments to small tobacco			
20	product manufacturers who do not participate in the 1998 Tobacco Master Settlement			
21	Agreement, pursuant to Chapter 901 of the 2005 Acts of Assembly.			
22	E. The Department of Taxation is hereby appropriated revenues from the Communications Sales			
23	and Use Tax Trust Fund to recover the direct cost of administration incurred by the department			
24	in implementing and collecting this tax as provided by § 58.1-662, Code of Virginia.			
25	F. The Tax Commissioner shall have the authority to waive penalties and grant extensions of			
26	time to file a return or pay a tax, or both, to any class of taxpayers when the Tax			
27	Commissioner in his discretion finds that the normal due date has, or would, cause undue			
28	hardship to taxpayers who were, or would be, unable to use electronic means to file a return or			
29	pay a tax because of a power or systems failure that causes the department's electronic filing or			
30	payment systems to be nonfunctional for all or a portion of a day on or about the due date for			
31	a return or payment.			
32	G. The Department of Taxation is hereby appropriated Land Conservation Incentive Act fees			
33	imposed under §58.1-513 C. 2., Code of Virginia, on the transferring of the value of the			
34	donated interest. The Code of Virginia specifies such fees will be used by the Departments of			
35	Taxation and Conservation and Recreation to recover the direct cost of administration incurred			
36	in implementing the Virginia Land Conservation Act.			
37	H. In the event that the United States Congress adopts legislation allowing local governments,			
38	with the assistance of the Commonwealth, to collect delinquent local taxes using offsets from			
39	federal income taxes, the Department of Accounts shall provide a treasury loan to the			
40	Department of Taxation to finance the costs of modifying the agency's computer systems to			
41	implement this federal debt setoff program. This treasury loan shall be repaid from the			
42	proceeds collected from the offsets of federal income taxes collected on behalf of localities by			
43	the Department of Taxation.			
44	I. There is hereby appropriated for payment to the Northern Virginia Transportation			
45	Commission and the Potomac Rappahannock Transportation Commission a sum sufficient			
46	amount of nongeneral fund revenues estimated at \$61,000,000 in the first year and \$62,000,000			
47	in the second year equal to the revenues collected pursuant to § 58.1-1720 et seq., Code of			
48	Virginia, from the additional sales tax on fuel in certain transportation districts under			
49	§ 58.1-1720 et seq., Code of Virginia. Such funds shall be returned to the respective			
50	commissions in amounts equivalent to the shares collected in the respective member			
51	jurisdictions.			
52	263.			\$1,691,005
53				\$1,691,005
54		\$1,691,005	\$1,691,005	

ITEM 263.		Item Details(\$)		Appropriations(\$)		
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	Fund Sources: General.....	\$748,667	\$748,667			
2	Special.....	\$942,338	\$942,338			
3	Authority: Title 58.1, Chapters 32, 34, 35, 36, and 39 and §§ 58.1-202, subdivisions 6, 10, and					
4	11, 58.1-206; §§ 58.1-2655, 58.1-3239, 58.1-3278, and 58.1-3374, Code of Virginia.					
5	A. The Department is hereby authorized to recover from participating localities, as special					
6	funds, the direct costs associated with assessor/property tax and local valuation and assessments					
7	training classes. In accordance with § 58.1-206, Code of Virginia, the assessing officers and					
8	board members attending shall continue to be reimbursed for the actual expenses incurred by					
9	their attendance at the programs.					
10	B. In the expenditure of funds out of its appropriations for determination of true values of					
11	locally taxable real estate for use by the Board of Education in state school fund distributions,					
12	the Department of Taxation shall use a sufficiently representative sampling of parcels, in					
13	accordance with the classification system as established in § 58.1-208, Code of Virginia, to					
14	reflect actual true values; further, the Department shall, upon request of any local school board,					
15	review its initial determination and promptly inform the Board of Education of corrections in					
16	such determination.					
17	264. Administrative and Support Services (79900).....			\$30,189,960	\$30,189,960	
18	General Management and Direction (79901).....	\$9,032,737	\$9,032,737			
19	Information Technology Services (79902).....	\$21,157,223	\$21,157,223			
20	Fund Sources: General.....	\$30,139,960	\$30,139,960			
21	Special.....	\$50,000	\$50,000			
22	Authority: §§ 58.1-200, 58.1-202, and 58.1-213, Code of Virginia.					
23	A. To defray the costs of administration for voluntary contributions made on individual income					
24	tax returns for taxable years beginning on or after January 1, 2003, the Department of Taxation					
25	may retain up to five percent of the contributions made to each organization, not to exceed a					
26	total of \$50,000 from all organizations in any taxable year.					
27	B. The Department is hereby authorized to request and receive a treasury loan to fund the					
28	necessary start-up costs associated with the implementation of a local income tax and/or sales					
29	and use tax modification. The Department shall not incur such costs unless a locality(ies) takes					
30	action to put the tax options on a referendum. The treasury loan shall be repaid for these costs					
31	from the local income tax and/or sales and use tax revenues.					
32	Total for Department of Taxation.....			\$162,572,461	\$163,477,461	
33	General Fund Positions.....	959.50	959.50			
34	Nongeneral Fund Positions.....	37.00	37.00			
35	Position Level.....	996.50	996.50			
36	Fund Sources: General.....	\$83,476,719	\$83,381,719			
37	Special.....	\$17,430,323	\$17,430,323			
38	Trust and Agency.....	\$652,457	\$652,457			
39	Dedicated Special Revenue.....	\$61,012,962	\$62,012,962			
40	<b>§ 1-83. DEPARTMENT OF THE TREASURY (152)</b>					
41	265. Investment, Trust, and Insurance Services (72500).....			\$7,758,582	\$7,758,582	
42	Debt Management (72501).....	\$950,985	\$950,985			
43	Insurance Services (72502).....	\$2,181,189	\$2,181,189			
44	Banking and Investment Services (72503).....	\$4,626,408	\$4,626,408			
45	Fund Sources: General.....	\$4,679,678	\$4,679,678			
46	Special.....	\$5,600	\$5,600			
47	Commonwealth Transportation.....	\$183,163	\$183,163			
48	Trust and Agency.....	\$2,890,141	\$2,890,141			
49	Authority: Title 2.2, Chapter 18, Code of Virginia.					

ITEM 265.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	A. The Department of the Treasury shall take into account the claims experience of each				
2	agency and institution when setting premiums for the general liability program.				
3	B. Coverage provided by the VARISK plan for constitutional officers shall be extended to any				
4	action filed against a constitutional officer or appointee of a constitutional officer before the				
5	Equal Employment Opportunity Commission or the Virginia State Bar.				
6	C. Notwithstanding the provisions of § 15.2-4518.13 and § 15.2-4526, Code of Virginia, the				
7	Northern Virginia Transportation Commission and the Potomac Rappahannock Transportation				
8	Commission are authorized to obtain liability policies for the Commissions' joint project, the				
9	Virginia Railway Express, consisting of liability insurance and a program of self-insurance				
10	maintained by the Commissions and administered by the Virginia Division of Risk				
11	Management or by an independent third party selected by the Commissions, which liability				
12	policies shall be deemed to meet the requirements of § 8.01-195.3, Code of Virginia. In				
13	addition, the Director of the Department of Rail and Public Transportation is authorized to				
14	work with the Northern Virginia Transportation Commission and the Potomac Rappahannock				
15	Transportation Commission to obtain the foregoing liability policies for the Commissions. In				
16	obtaining liability policies, the Director of the Department of Rail and Public Transportation				
17	shall advise the Commissions regarding compliance with all applicable public procurement and				
18	administrative guidelines.				
19	D. By January 15 of each year the Department of the Treasury shall report to the chairmen of				
20	the House Appropriations and Senate Finance Committees, in a unified report mutually				
21	agreeable to them, summarizing changes in required debt service payments from the general				
22	fund as the result of any refinancing, refunding, or issuance actions taken or expected to be				
23	taken by the Commonwealth within the next twelve months.				
24	266.	Revenue Administration Services (73200).....		\$10,348,563	\$10,361,444
25		Unclaimed Property Administration (73207).....	\$4,585,995	\$4,598,876	
26		Accounting and Trust Services (73213).....	\$1,428,052	\$1,428,052	
27		Check Processing and Bank Reconciliation (73216) .....	\$2,560,199	\$2,560,199	
28		Administrative Services (73220) .....	\$1,774,317	\$1,774,317	
29		Fund Sources: General.....	\$3,483,743	\$3,483,743	
30		Special.....	\$432,591	\$432,591	
31		Trust and Agency .....	\$5,827,978	\$5,840,859	
32		Dedicated Special Revenue.....	\$604,251	\$604,251	
33	Authority: Title 2.2, Chapter 18 and §§ 55-210.1 through 55-210.30, Code of Virginia.				
34	A. Included in this Item is a sum sufficient nongeneral fund appropriation for personal services				
35	and other operating expenses to process checks issued by the Department of Social Services.				
36	The estimated cost, excluding actual postage costs, is \$105,000 the first year and \$105,000 the				
37	second year.				
38	B. Included in this Item is a sum sufficient nongeneral fund appropriation for administrative				
39	expenses to process the Virginia Employment Commission (VEC) and Virginia Retirement				
40	System (VRS) checks. The estimated cost for VEC is \$8,000 the first year and \$8,000 the				
41	second year, and for VRS is \$28,000 the first year and \$28,000 the second year.				
42	C.1. The amounts for Unclaimed Property Administration are for administrative and related				
43	support costs of the Uniform Disposition of Unclaimed Property Act, to be paid solely from				
44	revenues derived pursuant to the Act.				
45	2. The amounts also include a sum sufficient nongeneral fund amount estimated at \$900,000				
46	the first year and \$900,000 the second year to pay fees for compliance services and securities				
47	portfolio custody services for unclaimed property administration.				
48	3. Any revenue derived from the sale of the Department of the Treasury's new unclaimed				
49	property system is hereby appropriated to the Department for use in unclaimed property				
50	customer service and system enhancements.				
51	4. Notwithstanding §55-210.13.C of the Uniform Disposition of Unclaimed Property Act, the				
52	State Treasurer is not required to publish any item of less than \$250.				



ITEM 266.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	D. The State Treasurer is authorized to charge institutions of higher education participating in				
2	the private college financing program of the Virginia College Building Authority an				
3	administrative fee of up to 10 basis points of the amount financed for each project in addition				
4	to a share of direct costs of issuance as determined by the State Treasurer. Revenue collected				
5	from this administrative fee shall be deposited to a special fund in the Department of the				
6	Treasury to compensate the Department for direct and indirect staff time and expenses involved				
7	with this program.				
8	E. The State Treasurer is authorized to sell any securities remitted as unclaimed				
9	demutualization proceeds of insurance companies at any time after delivery, pursuant to				
10	legislation enacted by the 2003 Session of the General Assembly. The funds derived from the				
11	sale of said securities shall be handled in accordance with § 55-210.19, Code of Virginia.				
12	F.1. The State Treasurer is authorized to charge qualified public depositories holding public				
13	deposits, as defined in §2.2-4401, Code of Virginia, an annual administrative fee of not more				
14	than one-half of one basis point of their average public deposit balances over a twelve month				
15	period. The State Treasurer shall issue guidelines to effect the implementation of this fee.				
16	However, the total fees collected from all qualified depositories shall not exceed \$100,000 in				
17	any one year.				
18	2. Any regulations or guidelines necessary to implement or change the amount of the fee may				
19	be adopted without complying with the Administrative Process Act (§2.2-4000 et seq.)				
20	provided that input is solicited from qualified public depositories. Such input requires only that				
21	notice and an opportunity to submit written comments be given.				
22	267.	1. There is hereby appropriated to the Department of the Treasury a sum sufficient for the			
23		transfer to the federal government, in accordance with the provisions of the federal Cash			
24		Management Improvement Act of 1990 and related federal regulations, of the interest owed by			
25		the state on federal funds advanced to the state for federal assistance programs, where such			
26		funds are held by the state from the time they are deposited in the state's bank account until			
27		they are paid out to redeem warrants, checks or payments by other means. This sum sufficient			
28		appropriation is funded from the interest earned on federal funds deposited and invested by the			
29		state. The actual amount for transfer shall be established by the State Comptroller.			
30		2. When permitted by applicable federal laws or administrative regulations, the State			
31		Comptroller shall first offset and reduce the amount to be transferred by any and all amounts			
32		of interest payments calculated to be received by the state from the federal government, where			
33		such payments are due to the state because the state was required to disburse its own funds for			
34		federal program purposes prior to the receipt of federal funds.			
35		3. Should the interest payments calculated to be made by the federal government to the state			
36		exceed the interest calculated to be transferred from the state to the federal government,			
37		reduced by the federally approved direct cost reimbursement to the state, the State Comptroller			
38		shall then notify the federal government of the net amount of interest due to the state and shall			
39		record such net interest, upon its receipt, as interest revenue earned by the general fund.			
40		Total for Department of the Treasury.....		<b>\$18,107,145</b>	<b>\$18,120,026</b>
41		General Fund Positions.....	38.50	38.50	
42		Nongeneral Fund Positions.....	82.50	82.50	
43		Position Level .....	121.00	121.00	
44		Fund Sources: General .....	\$8,163,421	\$8,163,421	
45		Special.....	\$438,191	\$438,191	
46		Commonwealth Transportation .....	\$183,163	\$183,163	
47		Trust and Agency .....	\$8,718,119	\$8,731,000	
48		Dedicated Special Revenue.....	\$604,251	\$604,251	
49		<b>Treasury Board (155)</b>			
50	268.	Financial Assistance for Confinement of Inmates in			
51		Local and Regional Facilities (35600).....			\$2,635,689
52		Financial Assistance for Regional Jails (35605) .....	\$2,635,689	\$2,635,715	\$2,635,715

ITEM 268.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$2,635,689	\$2,635,715		
2	Authority: Title 53.1, Chapter 3, Code of Virginia.				
3	A. The Director, Department of Planning and Budget, is authorized to transfer appropriations				
4	between items in the Treasury Board to accommodate the refinancing of all, or any part, of				
5	Regional Jail Reimbursement Agreements through the Virginia Public Building Authority.				
6	B. Out of the amounts for Financial Assistance for Regional Jails where Regional Jail				
7	Reimbursement Agreements have been signed, the Commonwealth's share of the cost shall be				
8	appropriated from the general fund and paid as follows:				
9		<b>FY 2011</b>	<b>FY 2012</b>		
10	Arlington Regional Jail	\$1,800,000	\$1,800,000		
11	Chesapeake City Jail	\$835,689	\$835,715		
12					
13	269. Financial Assistance for Educational, Cultural, Community, and Artistic Affairs (14300).....			\$3,100,000	\$0
14	Community Access to Educational, Economic, and Cultural Programming Through Public Television				
15	(14303) .....	\$3,100,000	\$0		
16					
17					
18	Fund Sources: General.....	\$3,100,000	\$0		
19	Authority: Chapter 1073, 2000 Acts of Assembly, Item 89F.				
20	Out of the amounts for Community Access to Educational, Economic and Cultural				
21	Programming through Public Television, and pursuant to a payment agreement between the				
22	Virginia Public Broadcasting Board and the Treasury Board, there is hereby appropriated				
23	amounts needed for the quarterly payments on the obligations issued to finance grants to local				
24	public television stations.				
25	270. Economic Development Services (53400).....			\$5,291,625	\$0
26	Financial Assistance for Economic Development				
27	(53410) .....	\$5,291,625	\$0		
28	Fund Sources: General.....	\$5,291,625	\$0		
29	Authority: Chapter 790, 1998 Acts of Assembly.				
30	Out of the amounts for Financial Assistance for Economic Development shall be paid the				
31	Commonwealth's share of the cost of the Virginia Advanced Shipbuilding and Carrier				
32	Integration Center to be located in the City of Newport News pursuant to a contractual				
33	agreement entered into by the Treasury Board and approved by the Governor pursuant to Item				
34	290 of Chapter 1073, 2000 Acts of Assembly.				
35	271. Bond and Loan Retirement and Redemption (74300).....			\$576,402,915	\$632,566,758
36	Debt Service Payments on General Obligation Bonds				
37	(74301) .....	\$119,034,910	\$118,781,149		
38	Capital Lease Payments (74302).....	\$13,813,790	\$13,802,699		
39	Debt Service Payments on Public Building Authority				
40	Bonds (74303).....	\$258,024,125	\$289,958,928		
41	Debt Service Payments on College Building Authority				
42	Bonds (74304).....	\$185,530,090	\$210,023,982		
43	Fund Sources: General.....	\$555,147,190	\$611,311,901		
44	Special.....	\$2,417,353	\$2,416,485		
45	Higher Education Operating.....	\$18,838,372	\$18,838,372		
46	Authority: Title 2.2, Chapter 18; Title 33.1, Chapter 3, Article 5, Code of Virginia; Article X,				
47	Section 9, Constitution of Virginia.				
48	A. The Director, Department of Planning and Budget is authorized to transfer appropriations				

ITEM 271.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	between Items in the Treasury Board to address legislation affecting the Treasury Board passed				
2	by the General Assembly.				
3	B.1. Out of the amounts for Debt Service Payments on General Obligation Bonds, the				
4	following amounts are hereby appropriated from the general fund for debt service on general				
5	obligation bonds issued pursuant to Article X, Section 9 (b), of the Constitution of Virginia:				
6	<b>Series</b>	<b>FY 2011</b>	<b>FY 2012</b>		
7					
8	2002 Refunding	\$9,208,300	\$8,813,800		
9	2003A	\$3,822,288	\$3,696,288		
10	2004A	\$9,639,062	\$10,500,626		
11	2004B Refunding	\$12,259,550	\$11,808,050		
12	2005	\$7,562,476	\$8,318,226		
13	2006A Refunding	\$10,064,750	\$9,534,500		
14	2006	\$7,732,588	\$8,686,088		
15	2007A	\$11,365,463	\$11,052,963		
16	2007B	\$7,138,025	\$6,938,025		
17	2008A	\$8,651,563	\$8,454,563		
18	2008B	\$8,951,438	\$8,801,438		
19	2008B Refunding	\$5,634,341	\$5,349,963		
20	2009A	\$7,445,000	\$7,285,000		
21	2009B	\$3,455,316	\$3,436,869		
22	2009 Refunding	\$6,064,750	\$6,064,750		
23	Projected debt service & expenses	\$40,000	\$40,000		
24	<b>Total Service Area</b>	<b>\$119,034,910</b>	<b>\$118,781,149</b>		
25	2. Out of the amounts for Debt Service Payments on General Obligation Bonds, sums needed				
26	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 2011</b>	<b>FY 2012</b>		
30	Big Stone Gap RHA (DOC) (Wallens Ridge, 1995)	\$6,028,875	\$6,019,000		
31	Norfolk RHA (VCCS-TCC), Series 1995	\$2,018,381	\$2,018,255		
32	Innovative and Entrepreneurship Investment Authority (VEDP)				
33	(1997)	\$1,351,896	\$1,350,568		
34	Virginia Biotech Research Park, 2001	\$2,823,638	\$2,823,876		
35	Virginia Biotech Research Park, 2009	\$1,591,000	\$1,591,000		
36	<b>Total Capital Lease Payments</b>	<b>\$13,813,790</b>	<b>\$13,802,699</b>		
37	D.1. Out of the amounts for Debt Service Payments on Virginia Public Building Authority				
38	Bonds shall be paid to the Virginia Public Building Authority the following amounts for use by				
39	the authority for its various bond issues:				
40		<b>FY 2011</b>	<b>FY 2012</b>		
41					
42	<b>Series</b>	<b>General Fund</b>	<b>Special Funds</b>	<b>General Fund</b>	<b>Special Funds</b>
43	1992B Refunding	\$7,410,000	\$0	\$0	\$0
44	2000	\$5,026,400	\$0	\$0	\$0
45	2001	\$1,724,013	\$0	\$1,720,806	\$0
46	2002	\$3,141,363	\$0	\$3,137,188	\$0
47	2003 Refunding	\$4,876,429	\$176,684	\$4,877,095	\$176,399
48	2004A	\$23,932,131	\$0	\$23,905,256	\$0
49	2004B	\$19,098,350	\$0	\$19,078,850	\$0
50	2004C	\$4,545,000	\$0	\$4,552,875	\$0
51	2004D	\$7,510,731	\$0	\$12,520,338	\$0
52	2005A Refunding	\$5,149,625	\$0	\$5,137,500	\$0
53	2005B Refunding	\$19,235,648	\$1,865,002	\$19,241,586	\$1,864,939
54	2005C	\$6,022,313	\$0	\$6,020,938	\$0
55	STARS 2005C	\$12,247,875	\$0	\$12,250,625	\$0

ITEM 271.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	2005D	\$2,063,750	\$0	\$2,213,346	\$0
2	2006A	\$5,954,118	\$0	\$5,956,243	\$0
3	STARS 2006A	\$7,146,375	\$0	\$7,146,500	\$0
4	2006B	\$14,000,300	\$0	\$14,000,800	\$0
5	STARS 2006B	\$4,469,000	\$0	\$4,468,375	\$0
6	2007A	\$14,715,100	\$0	\$14,718,100	\$0
7	STARS 2007A	\$7,513,875	\$0	\$7,514,000	\$0
8	2008A Refunding	\$16,334,958	\$375,667	\$16,309,478	\$375,147
9	2008B	\$11,992,900	\$0	\$11,992,400	\$0
10	2009A	\$4,677,727	\$0	\$4,681,532	\$0
11	2009B	\$16,742,280	\$0	\$16,743,805	\$0
12	2009B STARS	\$6,581,500	\$0	\$6,580,850	\$0
13	2009C	\$1,087,702	\$0	\$1,088,808	\$0
14	2009D	\$1,974,350	\$0	\$1,972,725	\$0
15	Projected debt service and				
16	expenses	\$20,432,958	\$0	\$59,712,424	\$0
17	<b>Total Service Area</b>	<b>\$255,606,772</b>	<b>\$2,417,353</b>	<b>\$287,542,443</b>	<b>\$2,416,485</b>
18	2.a. Funding is included in this Item for the Commonwealth's reimbursement of a portion of				
19	the approved capital costs as determined by the Board of Corrections and other interest costs as				
20	provided in §§ 53.1-80 through 53.1-82.2 of the Code of Virginia, for the following:				
21				<b>Commonwealth Share of</b>	
22	<b>Project</b>			<b>Approved Capital Costs</b>	
23	Loudoun County Adult Detention Center Phase 2			\$8,389,677	
24	Riverside Regional Jail Expansion Phase 2			\$41,662,121	
25	Blue Ridge Regional Jail			\$31,664,995	
26	Meherrin River Regional Jail			\$32,189,469	
27	New River Valley Regional Jail			\$29,868,567	
28	Newport News Public Safety Renovations			\$428,125	
29	Patrick County Jail			\$2,689,032	
30	Richmond City Jail Replacement			\$29,702,708	
31	Newport News Public Safety Building Life Safety Renovation			\$875,294	
32	<b>Total Approved Capital Costs</b>			<b>\$177,469,988</b>	
33	b. The Commonwealth's share of the total cost of construction for Meherrin River Regional Jail				
34	shall not exceed \$32,189,469. The Commonwealth's share of the total cost of construction of				
35	the Richmond City Jail Replacement shall not exceed \$29,702,708. The Commonwealth's				
36	share of the total cost of construction of the Newport News Public Safety Building Life Safety				
37	Renovation project shall not exceed \$875,294. Reimbursement of the Commonwealth's portion				
38	of the construction costs of these projects will not occur before July 1, 2012.				
39	c. This paragraph shall constitute the authority for the Virginia Public Building Authority to				
40	issue bonds for the foregoing projects pursuant to § 2.2-2261 of the Code of Virginia.				
41	E.1. Out of the amounts for Debt Service Payments on Virginia College Building Authority				
42	Bonds shall be paid to the Virginia College Building Authority the following amounts for use				
43	by the Authority for payments on obligations issued for financing authorized projects under the				
44	21st Century College Program:				
45	<b>Series</b>		<b>FY 2011</b>	<b>FY 2012</b>	
46	2002		\$4,037,925	\$4,038,925	
47	2003A		\$5,262,900	\$5,263,400	
48	2004A		\$6,242,250	\$6,245,500	
49	2004B Refunding		\$9,349,950	\$9,469,950	
50	2005A		\$3,483,500	\$3,481,500	
51	2006		\$9,564,400	\$9,539,800	
52	2007A Refunding		\$2,937,300	\$2,937,300	
53	2007B		\$2,856,175	\$2,851,675	
54	2008A		\$7,446,731	\$7,444,981	
55	2009A&B		\$33,301,359	\$33,307,609	
56	2009C Refunding		\$2,359,800	\$2,363,800	
57	2009E Refunding		\$10,218,400	\$10,215,450	
58	Projected 21st Century debt service & expenses		\$29,661,000	\$58,670,000	

ITEM 271.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
<b>1</b>	<b>Subtotal 21st Century</b>	<b>\$126,721,690</b>	<b>\$155,829,890</b>		
<b>2</b>	2. Out of the amounts for Debt Service Payments on Virginia College Building Authority				
<b>3</b>	Bonds shall be paid to the Virginia College Building Authority the following amounts for the				
<b>4</b>	payment of debt service on authorized bond issues to finance equipment:				
<b>5</b>	<b>Series</b>	<b>FY 2011</b>	<b>FY 2012</b>		
<b>6</b>	2006	\$12,951,750	\$0		
<b>7</b>	2007B	\$18,775,750	\$18,779,250		
<b>8</b>	2008A	\$8,231,750	\$8,229,250		
<b>9</b>	2009D	\$9,049,150	\$9,051,425		
<b>10</b>	Projected debt service & expenses	\$9,800,000	\$18,134,167		
<b>11</b>	Subtotal Equipment	\$58,808,400	\$54,194,092		
<b>12</b>	<b>Total Service Area</b>	<b>\$185,530,090</b>	<b>\$210,023,982</b>		
<b>13</b>	3. Out of the amounts for Debt Service Payments on Virginia College Building Authority				
<b>14</b>	Bonds, the following nongeneral fund amounts from a capital fee charged to out-of-state				
<b>15</b>	students at institutions of higher education shall be paid to the Virginia College Building				
<b>16</b>	Authority in each year for debt service on bonds issued under the 21st Century Program:				
<b>17</b>	<b>Institution</b>	<b>FY 2011</b>	<b>FY 2012</b>		
<b>18</b>	George Mason University	\$1,124,340	\$1,124,340		
<b>19</b>	Old Dominion University	\$565,155	\$565,155		
<b>20</b>	University of Virginia	\$2,830,205	\$2,830,205		
<b>21</b>	Virginia Polytechnic Institute and State University	\$2,600,180	\$2,600,180		
<b>22</b>	Virginia Commonwealth University	\$1,237,060	\$1,237,060		
<b>23</b>	College of William and Mary	\$769,745	\$769,745		
<b>24</b>	Christopher Newport University	\$57,130	\$57,130		
<b>25</b>	University of Virginia's College at Wise	\$26,960	\$26,960		
<b>26</b>	James Madison University	\$1,569,990	\$1,569,990		
<b>27</b>	Norfolk State University	\$286,560	\$286,560		
<b>28</b>	Longwood University	\$76,210	\$76,210		
<b>29</b>	University of Mary Washington	\$292,450	\$292,450		
<b>30</b>	Radford University	\$205,840	\$205,840		
<b>31</b>	Virginia Military Institute	\$191,055	\$191,055		
<b>32</b>	Virginia State University	\$405,790	\$405,790		
<b>33</b>	Richard Bland College	\$3,440	\$3,440		
<b>34</b>	Virginia Community College System	\$1,753,660	\$1,753,660		
<b>35</b>	<b>TOTAL</b>	<b>\$13,995,770</b>	<b>\$13,995,770</b>		
<b>36</b>	4. Out of the amounts for Debt Service Payments of College Building Authority Bonds, the				
<b>37</b>	following is the estimated general and nongeneral fund breakdown of each institution's share of				
<b>38</b>	the debt service on the Virginia College Building Authority bond issues to finance equipment.				
<b>39</b>	The nongeneral fund amounts shall be paid to the Virginia College Building Authority in each				
<b>40</b>	year for debt service on bonds issued under the equipment program:				
<b>41</b>	5. Beginning with the FY 2008 allocation of the higher education equipment trust fund, the				
<b>42</b>	Treasury Board shall amortize equipment purchases at seven years, which is consistent with the				
<b>43</b>	useful life of the equipment.				
<b>44</b>		<b>FY 2011</b>	<b>FY 2012</b>		
<b>45</b>					
<b>46</b>	<b>Institution</b>	<b>General Fund</b>	<b>Nongeneral Fund</b>	<b>General Fund</b>	<b>Nongeneral Fund</b>
<b>47</b>	College of William & Mary	\$1,541,950	\$259,307	\$1,469,205	\$259,307
<b>48</b>	University of Virginia	\$10,093,515	\$1,088,024	\$9,339,830	\$1,088,024
<b>49</b>	Virginia Polytechnic Institute and				
<b>50</b>	State University	\$9,354,885	\$992,321	\$8,755,725	\$992,321
<b>51</b>	Virginia Military Institute	\$593,290	\$88,844	\$505,625	\$88,844
<b>52</b>	Virginia State University	\$949,330	\$108,886	\$872,855	\$108,886
<b>53</b>	Norfolk State University	\$1,337,165	\$108,554	\$806,885	\$108,554
<b>54</b>	Longwood University	\$520,085	\$54,746	\$487,775	\$54,746
<b>55</b>	University of Mary Washington	\$494,188	\$97,063	\$437,530	\$97,063

ITEM 271.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	James Madison University	\$1,671,180	\$254,504	\$1,511,855	\$254,504
2	Radford University	\$1,115,115	\$135,235	\$1,066,500	\$135,235
3	Old Dominion University	\$3,379,770	\$374,473	\$3,147,225	\$374,473
4	Virginia Commonwealth University	\$7,726,995	\$401,647	\$7,322,975	\$401,647
5	Richard Bland College	\$121,730	\$2,027	\$111,875	\$2,027
6	Christopher Newport University	\$558,715	\$17,899	\$512,725	\$17,899
7	University of Virginia's College at				
8	Wise	\$211,295	\$19,750	\$184,280	\$19,750
9	George Mason University	\$3,520,240	\$205,665	\$3,357,410	\$205,665
10	Virginia Community College System	\$9,426,165	\$633,657	\$8,675,410	\$633,657
11	Virginia Institute of Marine Science	\$516,760	\$0	\$489,925	\$0
12	Roanoke Higher Education Authority	\$56,105	\$0	\$52,315	\$0
13	Southwest Virginia Higher Education				
14	Center	\$53,375	\$0	\$49,810	\$0
15	Institute for Advanced Learning and				
16	Research	\$680,565	\$0	\$135,475	\$0
17	Southern Virginia Higher Education				
18	Center	\$19,175	\$0	\$23,435	\$0
19	New College Institute	\$24,205	\$0	\$34,845	\$0
20	<b>TOTAL</b>	<b>\$53,965,798</b>	<b>\$4,842,602</b>	<b>\$49,351,490</b>	<b>\$4,842,602</b>

21 F. Pursuant to various Payment Agreements between the Treasury Board and the  
22 Commonwealth Transportation Board, funds required to pay the debt service due on  
23 Commonwealth Transportation Board bonds shall be paid to the Trustee for the bondholders by  
24 the Treasury Board after transfer of these funds to the Treasury Board from the Commonwealth  
25 Transportation Board pursuant to Item 456, paragraph E of this act and §§ 58.1-815, 58.1-815.1  
26 and 58.1-816.1, Code of Virginia, as follows:

	FY 2011	FY 2012
27		
28	Transportation Contract Revenue Refunding Bonds, Series	
29	2002 (Route 28)	\$7,528,835
30	Commonwealth of Virginia Transportation Revenue Bonds	\$7,529,625
31	U.S. Route 58 Corridor Development Program:	
32	Series 2001B	\$3,760,113
33	Series 2002B (Refunding)	\$7,234,938
34	Series 2003A (Refunding)	\$9,916,775
35	Series 2004B	\$23,086,913
36	Series 2006C	\$3,173,000
37	Series 2007B	\$4,197,750
38	Northern Virginia Transportation District Program:	
39	Series 2001A	\$2,822,413
40	Series 2002A	\$12,359,444
41	Series 2004A	\$8,294,750
42	Series 2006B	\$973,363
43	Series 2007A	\$4,526,600
44	Series 2009A-1	\$2,206,150
45	Series 2009A-2	\$3,305,799
46	Transportation Program Revenue Bonds, Series 2006A (Oak	
47	Grove Connector, City of Chesapeake)	\$2,226,750

48 G. Under the authority of this act, an agency may transfer funds to the Treasury Board for use  
49 as lease, rental, or debt service payments to be used for any type of financing where the  
50 proceeds are used to acquire equipment and to finance associated costs, including but not  
51 limited to issuance and other financing costs. In the event such transfers occur, the transfers  
52 shall be deemed an appropriation to the Treasury Board for the purpose of making the lease,  
53 rental, or debt service payments described herein.

54 272. A. There is hereby appropriated to the Treasury Board a sum sufficient from the general fund  
55 to pay obligations incurred pursuant to Article X, Sections 9 (a), 9 (c), and 9 (d), of the  
56 Constitution of Virginia, as follows:

57 1. Section 9 (a) To meet emergencies and redeem previous debt obligations.

58 2. Section 9 (c) Debt for certain revenue-producing capital projects.

ITEM 272.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	3. Section 9 (d) Debt for variable rate obligations secured by general fund appropriations and a				
2	payment agreement with the Treasury Board.				
3	4. For payment of the principal of and the interest on obligations, issued in accordance with the				
4	cited Sections 9 (c) and 9 (d), in the event pledged revenues are insufficient to meet the				
5	obligation of the Commonwealth.				
6	B. There is hereby appropriated to the Treasury Board a sum sufficient to pay arbitrage rebate				
7	amounts and other penalties to the United States Government for bonds issued by the				
8	Commonwealth pursuant to Article X, Sections 9 (a), 9 (b), 9 (c), and 9 (d) (obligations				
9	secured by General Fund appropriations to Treasury Board) of the Constitution of Virginia.				
10	Total for Treasury Board.....			<b>\$587,430,229</b>	<b>\$635,202,473</b>
11	Fund Sources: General.....	\$566,174,504	\$613,947,616		
12	Special.....	\$2,417,353	\$2,416,485		
13	Higher Education Operating.....	\$18,838,372	\$18,838,372		
14	Grand Total for Department of the Treasury .....			<b>\$605,537,374</b>	<b>\$653,322,499</b>
15	General Fund Positions.....	38.50	38.50		
16	Nongeneral Fund Positions.....	82.50	82.50		
17	Position Level .....	121.00	121.00		
18	Fund Sources: General.....	\$574,337,925	\$622,111,037		
19	Special.....	\$2,855,544	\$2,854,676		
20	Higher Education Operating.....	\$18,838,372	\$18,838,372		
21	Commonwealth Transportation .....	\$183,163	\$183,163		
22	Trust and Agency.....	\$8,718,119	\$8,731,000		
23	Dedicated Special Revenue.....	\$604,251	\$604,251		
24	TOTAL FOR OFFICE OF FINANCE.....			<b>\$855,066,512</b>	<b>\$967,745,234</b>
25	General Fund Positions.....	1,171.00	1,171.00		
26	Nongeneral Fund Positions.....	143.50	143.50		
27	Position Level .....	1,314.50	1,314.50		
28	Fund Sources: General.....	\$711,572,973	\$823,239,682		
29	Special.....	\$21,135,510	\$21,134,642		
30	Higher Education Operating.....	\$18,838,372	\$18,838,372		
31	Commonwealth Transportation .....	\$183,163	\$183,163		
32	Trust and Agency.....	\$40,670,094	\$40,682,975		
33	Dedicated Special Revenue.....	\$62,666,400	\$63,666,400		

ITEM 273.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012

1 **OFFICE OF HEALTH AND HUMAN RESOURCES**

2 **§ 1-84. SECRETARY OF HEALTH AND HUMAN RESOURCES (188)**

3 273.	Administrative and Support Services (79900).....			\$1,534,700	\$1,534,700
4	General Management and Direction (79901).....	\$1,534,700	\$1,534,700		
5	Fund Sources: General.....	\$1,534,700	\$1,534,700		

6 Authority: Title 2.2, Chapter 2; Article 6, and § 2.2-201A, Code of Virginia.

7 A. Out of this appropriation, \$900,000 the first year and \$900,000 the second year from the  
 8 general fund shall be used to expand statewide services provided through child advocacy  
 9 centers. The Secretary, with assistance from relevant Health and Human Resources agencies,  
 10 shall develop a request for proposals to distribute one-third of the funding for each of the three  
 11 categories of child advocacy centers including: (i) fully accredited members, (ii) associate  
 12 centers, and (iii) other centers that are currently operating, developing, or exploring  
 13 development based on standards set by the National Children's Alliance with input from the  
 14 Children's Advocacy Centers of Virginia.

15 B.1. The Secretary of Health and Human Resources, in collaboration with the Office of the  
 16 Attorney General and the Secretary of Public Safety, shall present a six-year forecast of the  
 17 adult offender population presently incarcerated in the Department of Corrections and  
 18 approaching release who meet the criteria set forth in Chapter 863 and Chapter 914 of the 2006  
 19 Acts of Assembly, and who may be eligible for evaluation as sexually violent predators (SVPs)  
 20 for each fiscal year within the six-year forecasting period. As part of the forecast, the secretary  
 21 shall report on: (i) the number of Commitment Review Committee (CRC) evaluations to be  
 22 completed; (ii) the number of eligible inmates recommended by the CRC for civil commitment,  
 23 conditional release, and full release; (iii) the number of civilly committed residents of the  
 24 Virginia Center for Behavioral Rehabilitation who are eligible for annual review; and (iv) the  
 25 number of individuals civilly committed to the Virginia Center for Behavioral Rehabilitation  
 26 and granted conditional release from civil commitment in a state SVP facility. The secretary  
 27 shall complete a summary report of current SVP cases and a forecast of SVP eligibility, civil  
 28 commitments, and SVP conditional releases, including projected bed space requirements, to the  
 29 Governor and Senate Finance and House Appropriations Committees by October 1 of each  
 30 year.

31 2. As part of the forecast process, the Department of Corrections shall administer a  
 32 STATIC-99 screening to all potential Sexually Violent Predators eligible for civil commitment  
 33 pursuant to § 37.2-900 et seq., Code of Virginia, within 6 months of admission to the  
 34 Department of Corrections. The results of such screenings shall be provided to the  
 35 commissioner of the Department of Behavioral Health and Developmental Services (DBHDS)  
 36 on a monthly basis and used for the SVP population forecast process.

37 3. The Office of the Attorney General shall also provide to the commissioner of DBHDS, on a  
 38 monthly basis, the status of all SVP cases pending before their office for purposes of  
 39 forecasting the SVP population.

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

50	Total for Secretary of Health and Human Resources .....			<b>\$1,534,700</b>	<b>\$1,534,700</b>
51	General Fund Positions.....	5.00	5.00		
52	Position Level .....	5.00	5.00		



ITEM 273.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$1,534,700	\$1,534,700		
2	<b>§ 1-85. COMPREHENSIVE SERVICES FOR AT-RISK YOUTH AND FAMILIES (200)</b>				
3	274. Protective Services (45300).....			\$331,843,220	\$330,608,613
4	Financial Assistance for Child and Youth Services				
5	(45303) .....	\$331,843,220	\$330,608,613		
6	Fund Sources: General.....	\$274,234,333	\$278,000,867		
7	Federal Trust.....	\$57,608,887	\$52,607,746		
8	Authority: Title 2.2, Chapter 52, Code of Virginia.				
9	A. The Department of Education shall serve as fiscal agent to administer funds cited in				
10	paragraphs B and C.				
11	B.1.a. Out of this appropriation, \$206,045,021 from the general fund and \$56,608,887 from				
12	nongeneral funds the first year and \$209,811,555 from the general fund and \$51,607,746 from				
13	nongeneral funds the second year, shall be used for the state pool of funds, pursuant to				
14	§ 2.2-5211, Code of Virginia. This appropriation shall consist of a Medicaid pool allocation,				
15	and a non-Medicaid pool allocation.				
16	b. The Medicaid state pool allocation shall consist of \$28,759,663 from the general fund and				
17	\$48,188,889 from nongeneral funds the first year and \$32,526,197 from the general fund and				
18	\$43,187,748 from nongeneral funds the second year. The Office of Comprehensive Services				
19	will transfer these funds to the Department of Medical Assistance Services as they are needed				
20	to pay Medicaid provider claims.				
21	c. The non-Medicaid state pool allocation shall consist of \$177,285,358 from the general fund				
22	and \$8,419,998 in nongeneral funds the first year and \$177,285,358 from the general fund and				
23	\$8,419,998 in nongeneral funds the second year. The nongeneral funds shall be transferred				
24	from the Department of Social Services.				
25	d. The Office of Comprehensive Services, with the concurrence of the Department of Planning				
26	and Budget, shall have the authority to transfer the general fund allocation between the				
27	Medicaid and non-Medicaid state pools in the event that a shortage should exist in either of the				
28	funding pools.				
29	e. The Office of Comprehensive Services, per the policy of the State Executive Council, shall				
30	deny state pool funding to any locality not in compliance with federal and state requirements				
31	pertaining to the provision of special education and foster care services funded in accordance				
32	with § 2.2-5211, Code of Virginia.				
33	2.a. Out of this appropriation, \$66,119,312 from the general fund and \$1,000,000 from				
34	nongeneral funds the first year and \$66,119,312 from the general fund and \$1,000,000 from				
35	nongeneral funds the second year shall be set aside to pay for the state share of supplemental				
36	requests from localities that have exceeded their state allocation for mandated services. The				
37	nongeneral funds shall be transferred from the Department of Social Services.				
38	b. In each year, the director of the Office of Comprehensive Services for At-Risk Youth and				
39	Families may approve and obligate supplemental funding requests in excess of the amount in				
40	2a above, for mandated pool fund expenditures up to 10 percent of the total general fund				
41	appropriation authority in B1a in this Item.				
42	c. The State Executive Council shall maintain local government performance measures to				
43	include, but not be limited to, use of federal funds for state and local support of the				
44	Comprehensive Services Act.				
45	d. Pursuant to § 2.2-5200, Code of Virginia, Community Policy and Management Teams shall				
46	seek to ensure that services and funding are consistent with the Commonwealth's policies of				
47	preserving families and providing appropriate services in the least restrictive environment, while				
48	protecting the welfare of children and maintaining the safety of the public. Each locality shall				
49	submit to the Office of Comprehensive Services information on utilization of residential				
50	facilities for treatment of children and length of stay in such facilities. By December 15 of each				

ITEM 274.	Item Details(\$)		Appropriations(\$)	
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1				
2	year, the Office of Comprehensive Services shall report to the Governor and Chairmen of the			
3	House Appropriations and Senate Finance Committees on utilization rates and average lengths			
	of stays statewide and for each locality.			
4	3. Each locality receiving funds for activities under the Comprehensive Services Act (CSA)			
5	shall have a utilization management process, including a uniform assessment, approved by the			
6	State Executive Council, covering all CSA services. Utilizing a secure electronic site, each			
7	locality shall also provide information as required by the Office of Comprehensive Services to			
8	include, but not be limited to case specific information, expenditures, number of youth served			
9	in specific CSA activities, length of stay for residents in core licensed residential facilities, and			
10	proportion of youth placed in treatment settings suggested by the uniform assessment			
11	instrument. The State Executive Council, utilizing this information, shall track and report on			
12	child specific outcomes for youth whose services are funded under the Comprehensive Services			
13	Act. Only non-identifying demographic, service, cost and outcome information shall be released			
14	publicly. Localities requesting funding from the set aside in paragraph 2.a. and 2.b. must			
15	demonstrate compliance with all CSA provisions to receive pool funding.			
16	4. The Secretary of Health and Human Resources, in consultation with the Secretary of			
17	Education and Workforce and the Secretary of Public Safety, shall direct the actions for the			
18	Departments of Social Services, Education and Workforce, Juvenile Justice, Medical Assistance			
19	Services, Health, and Behavioral Health and Developmental Services, to implement, as part of			
20	ongoing information systems development and refinement, changes necessary for state and local			
21	agencies to fulfill CSA reporting needs.			
22	5. The State Executive Council shall provide localities with technical assistance on ways to			
23	control costs and on opportunities for alternative funding sources beyond funds available			
24	through the state pool.			
25	6. Out of this appropriation, \$50,000 the first year and \$50,000 the second year from the			
26	general fund is provided for a combination of regional and statewide meetings for technical			
27	assistance to local community policy and management teams, family assessment and planning			
28	teams, and local fiscal agents. Training shall include, but not be limited to, cost containment			
29	measures, building community-based services, including creation of partnerships with private			
30	providers and non-profit groups, utilization management, use of alternate revenue sources, and			
31	administrative and fiscal issues. A state-supported institution of higher education, in cooperation			
32	with the Virginia Association of Counties, the Virginia Municipal League, and the State			
33	Executive Council, may assist in the provisions of this paragraph. A training plan shall be			
34	presented to and approved by the State Executive Council before the beginning of each fiscal			
35	year. A training calendar and timely notice of programs shall be provided to Community			
36	Policy and Management Teams and family assessment and planning team members statewide			
37	as well as to local fiscal agents and chief administrative officers of cities and counties. A			
38	report on all regional and statewide training sessions conducted during the fiscal year, including			
39	(i) a description of each program and trainers, (ii) the dates of the training and the number of			
40	attendees for each program, (iii) a summary of evaluations of these programs by attendees, and			
41	(iv) the funds expended, shall be made to the Chairmen of the House Appropriations and			
42	Senate Finance Committees and to the members of the State Executive Council by December 1			
43	of each year. Any funds unexpended for this purpose in the first year shall be reappropriated			
44	for the same use in the second year.			
45	7. Out of this appropriation, \$175,000 the first year and \$175,000 the second year from the			
46	general fund shall be available for utilization management services. The Office of			
47	Comprehensive Services and the Department of Behavioral Health and Developmental Services,			
48	in cooperation with representatives of the Virginia Association of Counties, the Virginia			
49	Municipal League, and the State Executive Council, shall develop the criteria and guidelines to			
50	be followed when providing these utilization management services.			
51	8. Out of this appropriation, \$70,000 the first year and \$70,000 the second year from the			
52	general fund is provided for the Office of Comprehensive Services to contract for the support			
53	of uniform CSA reporting requirements.			
54	9. The State Executive Council shall require a uniform assessment instrument.			
55	10. The Office of Comprehensive Services, in conjunction with the Department of Social			
56	Services, shall determine a mechanism for reporting Temporary Assistance for Needy Families			

ITEM 274.		Item Details(\$)		Appropriations(\$)	
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1	Maintenance of Effort eligible costs incurred by the Commonwealth and local governments for				
2	the Comprehensive Services Act for At-Risk Youth and Families.				
3	11. For purposes of defining cases involving only the payment of foster care maintenance,				
4	pursuant to § 2.2-5209, Code of Virginia, the definition of foster care maintenance used by the				
5	Virginia Department of Social Services for federal Title IV-E shall be used.				
6	C. The funding formula to carry out the provisions of the Comprehensive Services Act for				
7	At-Risk Youth and Families is as follows:				
8	1. Allocations. The allocations for the Medicaid and non-Medicaid pools shall be the amounts				
9	specified in paragraphs B 1 b and B 1 c in this Item. These funds shall be distributed to each				
10	locality in each year of the biennium based on the greater of that locality's percentage of actual				
11	1997 Comprehensive Services Act pool fund program expenditures to total 1997 pool fund				
12	program expenditures or the latest available three-year average of actual pool fund program				
13	expenditures as reported to the state fiscal agent.				
14	2. Local Match. All localities are required to appropriate a local match for the base year				
15	funding consisting of the actual aggregate local match rate based on actual total 1997 program				
16	expenditures for the Comprehensive Services Act for At-Risk Youth and Families. This local				
17	match rate shall also apply to all reimbursements from the state pool of funds in this Item and				
18	carryforward expenditures submitted prior to September 30 each year for the preceding fiscal				
19	year, including administrative reimbursements under paragraph C 4 in this Item.				
20	3.a. Notwithstanding the provisions of C 2 of this Item, beginning July 1, 2008, the local				
21	match rate for community based services for each locality shall be reduced by 50 percent.				
22	b. Localities shall review their caseloads for those individuals who can be served appropriately				
23	by community-based services and transition those cases to the community for services.				
24	Beginning July 1, 2009, the local match rate for non-Medicaid residential services for each				
25	locality shall be 25 percent above the fiscal year 2007 base. The local match rate for all				
26	Medicaid services in both years shall be based on the match rate in place on September 1,				
27	2008.				
28	c. By October 1 of each year, The State Executive Council (SEC) shall provide an update to				
29	the Governor and the Chairmen of the House Appropriations and Senate Finance Committees				
30	on the outcomes of this initiative.				
31	d. At the direction of the State Executive Council, local Community Policy and Management				
32	Teams (CPMTs) and Community Services Boards (CSBs) shall work collaboratively in their				
33	service areas to develop a local plan for intensive care coordination (ICC) services that best				
34	meets the needs of the children and families. If there is more than one CPMT in the CSB's				
35	service area, the CPMTs and the CSB may work together as a region to develop a plan for				
36	ICC services. Local CPMTs and CSBs shall also work together to determine the most				
37	appropriate and cost-effective provider of ICC services for children in their community who are				
38	placed in, or at-risk of being placed in, residential care through the Comprehensive Services				
39	Act for At-Risk Youth and Families program, in accordance with guidelines developed by the				
40	State Executive Council. The State Executive Council and Office of Comprehensive Services				
41	shall establish guidelines for reasonable rates for ICC services and provide training and				
42	technical assistance to CPMTs and fiscal agents regarding these services.				
43	4. Local Administrative Costs. Out of this appropriation, an amount equal to two percent of the				
44	fiscal year 1997 pool fund allocations, not to exceed \$1,560,000 the first year and \$1,560,000				
45	the second year from the general fund, shall be allocated among all localities for administrative				
46	costs. Every locality shall be required to appropriate a local match based on the local match				
47	contribution in paragraph C 2 of this Item. Inclusive of the state allocation and local matching				
48	funds, every locality shall receive the larger of \$12,500 or an amount equal to two percent of				
49	the total pool allocation. No locality shall receive more than \$50,000, inclusive of the state				
50	allocation and local matching funds. Localities are encouraged to use administrative funding to				
51	hire a full-time or part-time local coordinator for the Comprehensive Services Act program.				
52	Localities may pool this administrative funding to hire regional coordinators.				
53	5. Definition. For purposes of the funding formula in the Comprehensive Services Act for				
54	At-Risk Youth and Families, "locality" means city or county.				

ITEM 274.	Item Details(\$)		Appropriations(\$)	
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1	D. Any unexpended general fund balance in this Item on June 30 each year shall not revert to			
2	the general fund but shall be reappropriated for expenditure in the succeeding year.			
3	E. Community Policy and Management Teams shall use Medicaid-funded services whenever			
4	they are available for the appropriate treatment of children and youth receiving services under			
5	the Comprehensive Services Act for At-Risk Children and Youth. Effective July 1, 2009, pool			
6	funds shall not be spent for any service that can be funded through Medicaid for			
7	Medicaid-eligible children and youth except when Medicaid-funded services are unavailable or			
8	inappropriate for meeting the needs of a child.			
9	F. Pursuant to subdivision 3 of §2.2-52.06, Code of Virginia, Community Policy and			
10	Management Teams shall enter into agreements with the parents or legal guardians of children			
11	receiving services under the Comprehensive Services Act for At-Risk Children and Youth. The			
12	Office of Comprehensive Services shall be a party to any such agreement. If the parent or legal			
13	guardian fails or refuses to pay the agreed upon sum on a timely basis and a collection action			
14	cannot be referred to the Division of Child Support Enforcement of the Department of Social			
15	Services, upon the request of the community policy management team, the Office of			
16	Comprehensive Services shall make a claim against the parent or legal guardian for such			
17	payment through the Department of Law's Division of Debt Collection in the Office of the			
18	Attorney General.			
19	G. The Office of Comprehensive Services, in cooperation with the Department of Medical			
20	Assistance Services, shall provide technical assistance and training to assist residential and			
21	treatment foster care providers who provide Medicaid-reimbursable services through the			
22	Comprehensive Services Act for At-Risk Children and Youth (CSA) to become			
23	Medicaid-certified providers.			
24	H. The Office of Comprehensive Services shall work with the State Executive Council and the			
25	Department of Medical Assistance Services to assist Community Policy and Management			
26	Teams in appropriately accessing a full array of Medicaid-funded services for Medicaid-eligible			
27	children and youth through the Comprehensive Services Act for At-Risk Children and Youth,			
28	thereby increasing Medicaid reimbursement for treatment services and decreasing the number of			
29	denials for Medicaid services related to medical necessity and utilization review activities.			
30	I. Pursuant to subdivision 19 of §2.2-2648, Code of Virginia, no later than December 20 in the			
31	odd-numbered years, the State Executive Council shall biennially publish and disseminate to			
32	members of the General Assembly and Community Policy and Management Teams a progress			
33	report on comprehensive services for children, youth and families and a plan for such services			
34	for the succeeding biennium.			
35	J. Out of this appropriation, \$275,000 the first year and \$275,000 the second year from the			
36	general fund shall be used to purchase and maintain an information system to provide quality			
37	and timely child demographic, service, expenditure and outcome data.			
38	K. The State Executive Council shall work with the Department of Education to ensure that			
39	funding in this item is sufficient to pay for the educational services of students that have been			
40	placed in or admitted to state or privately operated psychiatric or residential treatment facilities			
41	to meet the educational needs of the students as prescribed in the student's Individual			
42	Educational Plan (IEP).			
43	Total for Comprehensive Services for At-Risk Youth			
44	and Families .....		\$331,843,220	\$330,608,613
45	Fund Sources: General .....	\$274,234,333	\$278,000,867	
46	Federal Trust .....	\$57,608,887	\$52,607,746	
47	<b>§ 1-86. DEPARTMENT FOR THE AGING (163)</b>			
48	275. Individual Care Services (45500) .....		\$28,902,375	\$28,902,375
49	Financial Assistance for Local Services to the Elderly			
50	(45504) .....	\$27,044,673	\$27,044,673	
51	Rights and Protection for the Elderly (45506) .....	\$1,857,702	\$1,857,702	

ITEM 275.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$10,610,469	\$10,610,469		
2	Special.....	\$160,000	\$160,000		
3	Federal Trust.....	\$18,131,906	\$18,131,906		
4	Authority: Title 2.2, Chapter 7, Code of Virginia.				
5	A. Out of this appropriation, \$456,209 the first year and \$456,209 the second year from the				
6	general fund shall be provided to continue a statewide Respite Care Initiative program for the				
7	elderly and persons suffering from Alzheimer's Disease.				
8	B.1. Out of this appropriation, \$877,000 the first year and \$877,000 the second year from the				
9	general fund shall be provided to support local programs of the Virginia Public Guardian and				
10	Conservator Program. Up to \$5,000 of this appropriation each year may be used for activities				
11	of the Virginia Public Guardian and Conservator Program Advisory Board, including but not				
12	limited to, paying expenses for the members to attend four meetings per year.				
13	2. Out of this appropriation, \$63,042 the first year and \$63,042 the second year from the				
14	general fund shall be provided for the administration of the public guardianship programs and				
15	for no other purpose.				
16	3. Out of this appropriation, \$125,500 the first year and \$125,500 the second year from the				
17	general fund shall be used to expand services through the Virginia Public Guardian and				
18	Conservator Program to individuals with mental illness and/or mental retardation who are 18				
19	years of age and older.				
20	C. The Peninsula Agency on Aging, Bay Aging, Senior Services of Southeastern Virginia, and				
21	Valley Program for Aging Services shall be authorized to use funding provided for care				
22	coordination for the elderly to conduct a pilot program providing mobile, brief intervention and				
23	service linking as a form of care coordination. The Virginia Department for the Aging, in				
24	collaboration with the four pilot Area Agencies on Aging, shall analyze the resulting impact in				
25	these pilot agencies and determine if this model of service delivery is an appropriate and				
26	beneficial use of these funds.				
27	D. Area Agencies on Aging shall be designated as the lead agency in each respective area for				
28	No Wrong Door.				
29	E. Out of this appropriation, \$107,569 the first year and \$107,569 the second year from the				
30	general fund shall be provided to support adult day care services at the Oxbow Center in Wise				
31	County.				
32	F. Out of this appropriation, \$32,465 the first year and \$32,465 the second year from the				
33	general fund shall be provided for the Norfolk Senior Center.				
34	G. Out of this appropriation, \$8,076 the first year and \$8,076 the second year from the general				
35	fund shall be provided for the Korean Intergenerational and Multi-purpose Senior Center.				
36	H. Out of this appropriation, \$70,873 the first year and \$70,873 the second year from the				
37	general fund shall be provided from the general fund for the Jewish Family Service of				
38	Tidewater.				
39	I. Out of this appropriation, \$57,856 the first year and \$57,856 the second year from the				
40	general fund shall be provided for a companion care program to be administered by Mountain				
41	Empire Older Citizens, Inc.				
42	J. Out of this appropriation, \$229,256 the first year and \$229,256 the second year from the				
43	general fund shall be provided for the Pharmacy Connect Program in Southwest Virginia,				
44	administered by Mountain Empire Older Citizens, Inc.				
45	K. Out of this appropriation, \$16,071 the first year and \$16,071 the second year from the				
46	general fund shall be provided for the development of adult day care services to be managed				
47	by Mountain Empire Older Citizens, Inc. and the Junction Center for Independent Living, Inc.				
48	L. Out of this appropriation, \$201,875 the first year and \$201,875 the second year from the				
49	general fund shall be provided to support the distribution of comprehensive health and aging				

ITEM 275.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	information to Virginia's senior population, their families and caregivers.				
2	M. Out of this appropriation, \$267,177 the first year and \$267,177 the second year from the				
3	general fund shall be provided to Bay Aging. Of these amounts, \$56,558 the first year and				
4	\$56,558 the second year shall be used to address unmet local needs and \$210,619 the first year				
5	and \$210,619 the second year from the general fund shall be used to supplement private				
6	donations and other resources for Adult Day Break Services provided by Bay Aging in				
7	partnership with local churches.				
8	N. Out of this appropriation, \$72,250 the first year and \$72,250 the second year from the				
9	general fund shall be provided to the Aging Together Partnership, an initiative of the				
10	Rappahannock Rapidan Community Services Board and Area Agency on Aging. The				
11	partnership operates a five-county collaborative located in the Rappahannock Rapidan region				
12	that is building support services to address the growth in the older population.				
13	O. Out of this appropriation, \$57,089 the first year and \$57,089 the second year from the				
14	general fund shall be provided to the Central Virginia Area Agency on Aging for Bedford				
15	Ride.				
16	276.	Nutritional Services (45700).....		\$20,002,635	\$20,002,635
17		Meals Served in Group Settings (45701) .....	\$8,111,079	\$8,111,079	
18		Distribution of Food (45702) .....	\$418,042	\$418,042	
19		Delivery of Meals to Home-Bound Individuals (45703) ..	\$11,473,514	\$11,473,514	
20		Fund Sources: General.....	\$5,367,980	\$5,367,980	
21		Federal Trust.....	\$14,634,655	\$14,634,655	
22	Authority: Title 2.2, Chapter 7, Code of Virginia.				
23	Home delivered meals shall not require cost-sharing until such time as federal law permits				
24	cost-sharing with Older Americans Act funding.				
25	277.	Administrative and Support Services (49900).....		\$2,670,033	\$2,670,033
26		General Management and Direction (49901).....	\$2,670,033	\$2,670,033	
27		Fund Sources: General.....	\$1,109,962	\$1,109,962	
28		Federal Trust.....	\$1,560,071	\$1,560,071	
29	Authority: Title 2.2, Chapter 7, Code of Virginia.				
30	Included in the Federal Trust appropriation are amounts estimated at \$41,192 the first year and				
31	\$41,192 the second year, to pay for statewide indirect cost recoveries of this agency. Actual				
32	recoveries of statewide indirect costs, up to the level of these estimates, shall be exempt from				
33	payment into the general fund, as provided in § 4-2.03 of this act. Amounts recovered in excess				
34	of these estimates shall be deposited to the general fund.				
35	278.	A. Area agencies on aging are encouraged to continue seeking funds from a variety of sources			
36		which include cost-sharing in programs where not prohibited by funding sources; private sector			
37		voluntary contributions from older persons receiving services; families of individuals receiving			
38		services; and churches, service groups and other organizations. Such appropriations shall not be			
39		included in the appropriations used to match Older Americans Act funding. Revenue generated			
40		as a result of these projects shall be retained by the participating area agencies for use in			
41		meeting critical care needs of older Virginians. These revenues shall supplement, not supplant,			
42		general fund resources.			
43		B. It is the intent of the General Assembly that all area agencies on aging use any new general			
44		fund revenue, with the exception of funding provided for the Long-term Care Ombudsman			
45		program, to implement sliding fees for services. However, priority for services should be given			
46		to applicants in the greatest need, regardless of ability to pay. Revenue from fees shall be			
47		retained by the area agencies on aging for use in meeting critical care needs of older			
48		Virginians. These revenues shall supplement, not supplant, general fund resources.			
49		C. It is the intent of the General Assembly that Older Americans Act funds and general fund			
50		moneys be targeted to services which can assist the elderly to function independently for as			

ITEM 278.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	long as possible. Area agencies on aging may use general fund moneys for consumer-directed			
2	services.			
3	D. At the request of the Commissioner of the Department for the Aging, the Director,			
4	Department of Planning and Budget may transfer state general fund appropriations for services			
5	provided by area agencies on aging between service categories. The amounts to be transferred			
6	between categories shall not exceed 40 percent of the total state general fund appropriations			
7	allocated for each category. Under no circumstances shall any funds be transferred from direct			
8	services to administration. State general fund appropriations shall be available to the area			
9	agencies on aging beginning July 1 of each year of the biennium, in compliance with the			
10	Department's General Fund Cash Management Policy.			
11	Total for Department for the Aging.....		<b>\$51,575,043</b>	<b>\$51,575,043</b>
12	General Fund Positions.....	12.00	11.00	
13	Nongeneral Fund Positions.....	14.00	14.00	
14	Position Level .....	26.00	25.00	
15	Fund Sources: General.....	\$17,088,411	\$17,088,411	
16	Special.....	\$160,000	\$160,000	
17	Federal Trust.....	\$34,326,632	\$34,326,632	
18	<b>§ 1-87. DEPARTMENT FOR THE DEAF AND HARD-OF-HEARING (751)</b>			
19	279. Social Services Research, Planning, and Coordination			
20	(45000) .....		\$15,664,050	\$15,664,050
21	Technology Services for Deaf and Hard-Of-Hearing			
22	(45004) .....	\$14,805,149	\$14,805,149	
23	Consumer, Interpreter, and Community Support			
24	Services (45005).....	\$531,895	\$531,895	
25	Administrative Services (45006).....	\$327,006	\$327,006	
26	Fund Sources: General.....	\$840,901	\$840,901	
27	Special.....	\$14,823,149	\$14,823,149	
28	Authority: Title 51.5, Chapter 13, Code of Virginia.			
29	A. The Virginia Department for the Deaf and Hard-of-Hearing shall locate the Relay Center in			
30	Norton, Virginia. In developing the request for proposals for the Relay Center, the department			
31	shall include a provision to require that basic relay services be provided from the center located			
32	in Norton, Virginia and that the center shall not fall below 90 full-time equivalent positions.			
33	However, if the workforce level drops below 90 positions due to attrition, voluntary			
34	separations, transfers, voluntary retirements, and disability retirements, the Center is prohibited			
35	from filling vacant positions, unless employment at the Center drops below 75 positions.			
36	B. Out of this appropriation, \$40,000 the first year and \$40,000 the second year from the			
37	general fund shall be provided to the Connie Reasor Deaf Resource Center in Planning District			
38	1.			
39	Total for Department for the Deaf and			
40	Hard-Of-Hearing.....		<b>\$15,664,050</b>	<b>\$15,664,050</b>
41	General Fund Positions.....	10.50	10.50	
42	Nongeneral Fund Positions.....	3.50	3.50	
43	Position Level .....	14.00	14.00	
44	Fund Sources: General.....	\$840,901	\$840,901	
45	Special.....	\$14,823,149	\$14,823,149	
46	<b>§ 1-88. DEPARTMENT OF HEALTH (601)</b>			
47	280. Higher Education Student Financial Assistance (10800)..		\$125,000	\$125,000
48	Scholarships (10810).....	\$125,000	\$125,000	

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1	Fund Sources: General.....	\$125,000	\$125,000	
2	Authority: §§ 23-35.9 through 23-35.13, 23-37.1 through 23-37.5, and 32.1-122.5:1 through			
3	32.1-122.10, Code of Virginia.			
4	A. Out of this appropriation, \$25,000 the first year and \$25,000 the second year from the			
5	general fund is provided for five nurse practitioner scholarships pursuant to § 32.1-122.6:02,			
6	Code of Virginia.			
7	B. Out of this appropriation, \$50,000 the first year and \$50,000 the second year from the			
8	general fund is provided for nursing scholarships and loan repayments. All financial incentives			
9	shall be awarded in accordance with regulations promulgated by the Board of Health. Any			
10	unexpended financial incentives and repaid money due to default shall revert to the pool of			
11	funding for nursing scholarships and loan repayments. The department shall maintain an			
12	accounting of the numbers and amount of the awards made each year.			
13	C. Out of this appropriation, \$50,000 the first year and \$50,000 the second year from the			
14	general fund is provided for scholarships and loan repayments for nursing students pursuing an			
15	advanced degree towards becoming nursing faculty at the college level. Priority shall be given			
16	to master's degree candidates who will teach in the community colleges.			
17	D. The department may move appropriation between scholarship or loan repayment program as			
18	long as the scholarship or loan repayment is in accordance with the regulations promulgated by			
19	the Board of Health.			
20	281. Emergency Medical Services (40200).....		\$36,447,065	\$36,447,065
21	Financial Assistance for Non Profit Emergency			
22	Medical Services Organizations and Localities (40203)...	\$30,054,605	\$30,054,605	
23	State Office of Emergency Medical Services (40204).....	\$6,392,460	\$6,392,460	
24	Fund Sources: Special.....	\$18,495,551	\$18,495,551	
25	Dedicated Special Revenue.....	\$17,545,931	\$17,545,931	
26	Federal Trust.....	\$405,583	\$405,583	
27	Authority: §§ 32.1-111.1 through 32.1-111.16, 32.1-116.1 through 32.1-116.3, and 46.2-694 A			
28	13, Code of Virginia.			
29	A. Out of this appropriation, \$25,000 the first year and \$25,000 the second year from special			
30	funds shall be provided to the Department of State Police for administration of criminal history			
31	record information for local volunteer fire and rescue squad personnel (pursuant to § 19.2-389			
32	A 11, Code of Virginia).			
33	B. Distributions made under § 46.2-694 A 13 b (iii), Code of Virginia, shall be made only to			
34	nonprofit emergency medical services organizations.			
35	C.1. Out of this appropriation, \$2,645,375 the first year and \$2,645,375 the second year from			
36	the Virginia Rescue Squad Assistance Fund shall be provided to the Department of State Police			
37	for aviation (med-flight) operations.			
38	2. Notwithstanding § 46.2-694, Code of Virginia, \$1,600,000 the first year and \$1,600,000 the			
39	second year from the amount appropriated in C.1. shall be derived from a portion of the			
40	additional \$0.25 of the motor vehicle registration fee approved by the 2008 General Assembly			
41	and deposited to the Virginia Rescue Squad Assistance Fund for the certification and			
42	recertification training of emergency medical services personnel.			
43	D. The Commissioner of Health shall review current funding provided to trauma centers to			
44	offset uncompensated care losses, report on feasible long-term financing mechanisms, and			
45	examine and identify potential funding sources on the federal, state and local level that may be			
46	available to Virginia's trauma centers to support the system's capacity to provide quality trauma			
47	services to Virginia citizens. As sources are identified, the commissioner shall work with any			
48	federal and state agencies and the Trauma System Oversight and Management Committee to			
49	assist in securing additional funding for the trauma system.			
50	E. Notwithstanding any other provision of law or regulation, the Board of Health shall not			



ITEM 281.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	modify the geographic service areas of designated regional emergency medical services councils				
2	in effect on January 1, 2008, or make such modifications a criterion in approving or renewing				
3	applications for such designation or receiving and disbursing state funds.				
4	282. Medical Examiner and Anatomical Services (40300).....			\$9,746,860	\$10,044,340
5	Anatomical Services (40301).....	\$210,785	\$210,785		
6	Medical Examiner Services (40302).....	\$9,536,075	\$9,833,555		
7	Fund Sources: General.....	\$6,359,231	\$6,656,711		
8	Special.....	\$2,874,522	\$2,874,522		
9	Federal Trust.....	\$513,107	\$513,107		
10	Authority: §§ 32.1-277 through 32.1-304, Code of Virginia.				
11	283. Vital Records and Health Statistics (40400).....			\$6,779,897	\$6,779,897
12	Health Statistics (40401).....	\$936,738	\$936,738		
13	Vital Records (40402).....	\$5,843,159	\$5,843,159		
14	Fund Sources: Special.....	\$6,779,897	\$6,779,897		
15	Authority: §§ 8.01-217, 32.1-249 through 32.1-276, and 32.1-305 through 32.1-309, Code of				
16	Virginia; and P.L. 93-353, as amended, Federal Code.				
17	A. 1. Effective July 1, 2010, the standard vital records search fee shall be \$20.00 and the				
18	expedited research fee shall be an additional \$9.00 plus the costs associated with online identity				
19	verification and any requested expedited mailing. Increases associated with the online identity				
20	verification and expedited mailing are subject to change without notice by the private vendor.				
21	2. Notwithstanding § 32.1-273.1, Code of Virginia, \$2,500,000 the first year and \$2,500,000				
22	the second year of the revenue collected from the vital records search fee increase shall be used				
23	to supplant general fund appropriation from the Office of the Chief Medical Examiner.				
24	B. Notwithstanding § 32.1-273.1, Code of Virginia, two dollars of each fee collected by the				
25	State Registrar shall be deposited by the Comptroller to the Virginia Vital Statistics Automation				
26	Fund and two dollars of each fee collected shall be used to fund health care services.				
27	284. Communicable Disease Prevention and Control (40500) .			\$46,207,930	\$46,190,166
28	Immunization Program (40502) .....	\$6,295,435	\$6,295,435		
29	Tuberculosis Prevention and Control (40503).....	\$1,980,733	\$1,980,733		
30	Sexually Transmitted Disease Prevention and Control				
31	(40504) .....	\$1,963,795	\$1,963,795		
32	Disease Investigation and Control Services (40505).....	\$3,548,777	\$3,537,515		
33	HIV/Aids Prevention and Treatment Services (40506).....	\$32,419,190	\$32,412,688		
34	Fund Sources: General.....	\$7,382,058	\$7,364,294		
35	Special.....	\$511,313	\$511,313		
36	Federal Trust.....	\$38,314,559	\$38,314,559		
37	Authority: §§ 32.1-11.1 through 32.1-11.2, 32.1-35 through 32.1-73, Code of Virginia; and P.L.				
38	91-464, as amended, Federal Code.				
39	A. Out of this appropriation, \$50,000 the first year and \$50,000 the second year from the				
40	general fund shall be used to purchase medications for individuals who have tuberculosis but				
41	who do not qualify for free or reduced prescription drugs and who do not have adequate				
42	income or insurance coverage to purchase the required prescription drugs.				
43	B. Out of this appropriation, \$40,000 the first year and \$40,000 the second year from the				
44	general fund shall be provided to the Division of Tuberculosis Control for the purchase of				
45	medications and supplies for individuals who have drug-resistant tuberculosis and require				
46	treatment with expensive, second-line antimicrobial agents.				
47	C. The requirement for testing of tuberculosis isolates set out in § 32.1-50 E, Code of Virginia,				
48	shall be satisfied by the submission of samples to the Division of Consolidated Laboratory				
49	Services, or such other laboratory as may be designated by the Board of Health.				

ITEM 284.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	D. Out of this appropriation, \$280,110 the first year and \$280,110 the second year from the				
2	general fund and \$840,288 the first year and \$840,288 the second year from nongeneral funds				
3	shall be used to purchase the Tdap (tetanus/diphtheria/pertussis) vaccine for children without				
4	insurance.				
5	E. Out of this appropriation, \$200,000 the first year and \$200,000 the second year from the				
6	general fund shall be provided to the State Pharmaceutical Assistance Program (SPAP) for				
7	insurance premium payments, coinsurance payments, and other out-of-pocket costs for				
8	individuals participating in the Virginia AIDS Drug Assistance Program (ADAP) with incomes				
9	between 135 percent and 300 percent of the federal poverty income guidelines and who are				
10	Medicare Part D beneficiaries.				
11	F. 1. Notwithstanding §§ 32.1-130, 32.1-162.3, and 32.1-162.9, Code of Virginia, effective				
12	July 1, 2010, the Office of Licensure and Certification shall require every applicant for				
13	licensure to pay the following nonrefundable fees or such fees as may be subsequently revised				
14	by the Board of Health through regulation:				
15	2. A fee of \$350.00 for initial licensure and each annual renewal plus an additional \$2.00 per				
16	bed for each inpatient hospital.				
17	3. A fee of \$700.00 for initial licensure and each annual renewal for each outpatient surgical				
18	center.				
19	4. A fee of \$950.00 for initial licensure and each annual renewal plus an additional \$8.00 per				
20	bed for each nursing facility.				
21	5. A fee of \$650.00 for initial licensure and each annual renewal for each hospice program.				
22	6. A fee of \$650.00 for initial licensure and each annual renewal for each hospice facility.				
23	7. A fee of \$650.00 for initial licensure and each annual renewal for each home care				
24	organization.				
25	8. A late fee of \$50.00 shall be charged for each failure to file a renewal application by the				
26	date specified for hospice and home care.				
27	9. A processing fee of \$325.00 shall be charged for each re-issuance or replacement license for				
28	hospice and home care.				
29	10. A licensure one-time exemption processing fee of \$75.00.				
30	G. Funds received pursuant to paragraph F., shall be deposited into the department's special				
31	fund and used only for the operation of the hospice licensure and inspection program.				
32	285.	Health Research, Planning, and Coordination (40600).....		\$12,790,228	\$12,790,228
33		Health Research, Planning and Coordination (40603).....	\$2,824,320	\$2,824,320	
34		Regulation of Health Care Facilities (40607).....	\$8,729,542	\$8,729,542	
35		Certificate of Public Need (40608).....	\$1,236,366	\$1,236,366	
36		Fund Sources: General.....	\$2,204,678	\$2,000,263	
37		Special.....	\$2,375,089	\$2,579,504	
38		Dedicated Special Revenue.....	\$451,798	\$451,798	
39		Federal Trust.....	\$7,758,663	\$7,758,663	
40	Authority: §§ 32.1-102.1 through 32.1-102.12; 32.1-122.01 through 32.1-122.08; and 32.1-123				
41	through 32.1-138.5, Code of Virginia; and P.L. 96-79, as amended, Federal Code; and Title				
42	XVIII and Title XIX of the U.S. Social Security Act, Federal Code.				
43	A. Supplemental funding for the regional health planning agencies shall be provided from the				
44	following sources:				
45	1. Special funds from Certificate of Public Need (40608) application fees in excess of those				
46	required to operate the COPN Program, provided the program may retain special fund balances				
47	each year equal to of one month's operational needs in case of revenue shortfalls in the				

ITEM 285.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	subsequent year.				
2	2. The Department of Health shall revise annual agreements with the regional health planning				
3	agencies to require an annual independent financial audit to examine the use of state funds and				
4	the reasonableness of those expenditures.				
5	B. Failure of any regional health planning agency to establish or sustain business operations				
6	shall cause funds to revert to the Central Office to support health planning and Certificate of				
7	Public Need functions.				
8	C. The Commissioner of Health shall continue implementation of the "Five-Year Action Plan:				
9	Improving Access to Primary Health Care Services in Medically Underserved Areas and				
10	Populations of the Commonwealth." A minimum of \$150,000 the first year and \$150,000 the				
11	second year from the general fund shall be provided to the Virginia Office of Rural Health, as				
12	the state match for the federal Office of Rural Health Policy Grant. The commissioner is				
13	authorized to contract for services to accomplish the plan.				
14	D. Out of the this appropriation, \$278,000 the first year and \$278,000 the second year is				
15	appropriated to the department from statewide indirect cost recoveries to match federal funds				
16	and support the programs of the Office of Licensure and Certification. Amounts recovered in				
17	excess of the special fund appropriation shall be deposited to the general fund.				
18	286. State Health Services (43000).....			\$115,687,579	\$115,676,586
19	Child and Adolescent Health Services (43002).....	\$12,325,082	\$12,325,082		
20	Women's and Infant's Health Services (43005).....	\$3,994,675	\$3,994,675		
21	Chronic Disease Prevention, Health Promotion, and				
22	Oral Heath (43015).....	\$5,448,472	\$5,437,479		
23	Injury and Violence Prevention (43016).....	\$4,719,203	\$4,719,203		
24	Women, Infants, and Children (WIC) and Community				
25	Nutrition Services (43017) .....	\$89,200,147	\$89,200,147		
26	Fund Sources: General.....	\$3,857,010	\$3,846,017		
27	Special.....	\$3,408,007	\$3,408,007		
28	Dedicated Special Revenue.....	\$79,913,511	\$79,913,511		
29	Federal Trust.....	\$28,509,051	\$28,509,051		
30	Authority: §§ 32.1-11, 32.1-77, and 32.1-89 through 32.1-90, Code of Virginia; P.L. 94-566, as				
31	amended, Title V of the U.S. Social Security Act and Title X of the U.S. Public Health Service				
32	Act, Federal Code; and P.L. 95-627, as amended, Federal Code.				
33	A. 1. Out of this appropriation, \$176,800 the first year and \$176,800 the second year from the				
34	general fund shall be designated for the Resource Mothers Program.				
35	2. Notwithstanding § 4-1.03 of this act, general fund appropriation in this Item for activities				
36	associated with the Resource Mothers Program shall not be transferred to support other public				
37	health programs or any other purpose.				
38	B. Out of this appropriation, \$455,000 the first year and \$455,000 the second year from the				
39	general fund shall be designated for the operation of the teenage pregnancy prevention				
40	programs in the health districts of Richmond, Norfolk, Alexandria, Roanoke City, Crater,				
41	Portsmouth, and Eastern Shore.				
42	C. Out of this appropriation, \$952,807 the first year and \$952,807 the second year from				
43	special funds is provided to support the newborn screening program and its expansion pursuant				
44	to Chapters 717 and 721, Act of Assembly of 2005. Fee revenues sufficient to fund the				
45	Department of Health's costs of the program and its expansion shall be transferred from the				
46	Division of Consolidated Laboratory Services.				
47	D. The Special Supplemental Nutrition Program for Women, Infants, and Children is exempt				
48	from the requirements of the Administrative Process Act (§ 2.2-4000 et seq.).				
49	E. Out of this appropriation, \$165,000 the first year and \$165,000 the second year from the				
50	general fund shall be provided to the department's sickle cell program to address rising				
51	pediatric caseloads in the current program. Any remaining funds shall be used to develop				

ITEM 286.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	transition services for youth who will require adult services to ensure appropriate medical				
2	services are available and provided for youth who age out of the current program.				
3	F. The commissioner of the Department of Health, in cooperation with the director of the				
4	Division of Women, Infants, and Children (WIC) and Community Nutrition Services, shall				
5	provide a written report not later than December 15 of each year to the Chairmen of the House				
6	Appropriations and Senate Finance Committees on (i) the progress of the multi-state				
7	procurement of a multi-state computerized database "WIC System" known formally as the				
8	Crossroads Design, Development and Implementation WIC System; (ii) the division's efforts to				
9	ensure that in designing and successfully procuring the WIC System that adequate participant				
10	access can be achieved without the current use of slotting or other similar vendor-limiting				
11	criteria and the system allows peer groups to be changed to reflect marketplace dynamics and				
12	ensure a more equitable vendor comparison; and (iii) the division's efforts to coordinate these				
13	changes in collaboration with the division's existing Retail Advisory Groups and other				
14	stakeholders.				
15	287.	Community Health Services (44000).....		\$236,688,089	\$236,387,600
16		Local Dental Services (44002).....	\$8,558,117	\$8,558,117	
17		Restaurant and Food Safety, Well and Septic			
18		Permitting and other Environmental Health Services			
19		(44004) .....	\$38,546,716	\$38,546,716	
20		Local Family Planning Services (44005).....	\$19,385,999	\$19,385,999	
21		Support for Local Management, Business, and			
22		Facilities (44009) .....	\$48,128,720	\$48,128,720	
23		Local Maternal and Child Health Services (44010).....	\$48,891,259	\$48,891,259	
24		Local Immunization Services (44013) .....	\$10,930,398	\$10,930,398	
25		Local Communicable Disease Investigation, Treatment,			
26		and Control (44014).....	\$18,189,263	\$18,189,263	
27		Local Home Health and Personal Care Services			
28		(44015) .....	\$5,532,016	\$5,532,016	
29		Local Chronic Disease and Prevention Control (44016) ..	\$12,676,294	\$12,676,294	
30		Local Laboratory and Pharmacy Services (44017) .....	\$8,364,281	\$8,063,792	
31		Local Nutrition Services (44018).....	\$17,485,026	\$17,485,026	
32		Fund Sources: General .....	\$91,968,548	\$91,797,328	
33		Special.....	\$107,007,716	\$106,878,447	
34		Dedicated Special Revenue.....	\$1,595,974	\$1,595,974	
35		Federal Trust.....	\$36,115,851	\$36,115,851	
36	Authority: §§ 32.1-11 through 32.1-12, 32.1-31, 32.1-163 through 32.1-176, 32.1-198 through				
37	32.1-211, 32.1-246, and 35.1-1 through 35.1-26, Code of Virginia; Title V of the U.S. Social				
38	Security Act; and Title X of the U.S. Public Health Service Act.				
39	A. 1. Notwithstanding § 32.1-163 through § 32.1-176, Code of Virginia, the Commissioner of				
40	Health shall charge a fee of no more than \$425.00, for a construction permit for on-site sewage				
41	systems designed for less than 1,000 gallons per day, and alternative discharging systems not				
42	supported with certified work from an authorized onsite soil evaluator or a professional				
43	engineer working in consultation with an authorized onsite soil evaluator.				
44	2. Notwithstanding § 32.1-163 through § 32.1-176, Code of Virginia, the Commissioner of the				
45	Health shall charge a fee of more than \$350.00, for a certification letter less than 1,000 gallons				
46	per day not supported with certified work from an authorized onsite soil evaluator or a				
47	professional engineer working in consultation with an authorized onsite soil evaluator.				
48	3. Notwithstanding § 32.1-163 through § 32.1-176, Code of Virginia, the Commissioner of the				
49	Health shall charge a fee of no more than \$225.00, for a construction permit.				
50	4. Notwithstanding § 32.1-163 through § 32.1-176, Code of Virginia, the Commissioner of the				
51	Health shall charge a fee of no more than \$320.00, for the certification letter for less than				
52	1,000 gallons per day supported with certified work from an authorized onsite soil evaluator or				
53	a professional engineer working in consultation with an authorized onsite soil evaluator.				
54	5. Notwithstanding § 32.1-163 through § 32.1-176, Code of Virginia, the Commissioner of				
55	Health shall charge a fee of no more than \$300.00, for a construction permit for a private well.				

ITEM 287.	Item Details(\$)		Appropriations(\$)	
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1	6. Notwithstanding § 32.1-163 through § 32.1-176, Code of Virginia, the Commissioner of			
2	Health shall charge a fee of no more than \$1,400.00, for a construction permit or certification			
3	letter designed for more than 1,000 gallons per day.			
4	7. The Commissioner of Health shall appoint two manufacturers to the Advisory Committee on			
5	Sewage Handling and Disposal, representing one system installer and the Association of Onsite			
6	Soil Engineers.			
7	B. The Commissioner of Health is authorized to develop, in consultation with the regulated			
8	entities, a plan and specification review fee, not to exceed \$95.00, and an annual permit			
9	renewal fee, each not to exceed \$285.00 per year, to be collected from all establishments,			
10	except K-12 public schools, that are subject to inspection by the Department of Health pursuant			
11	to §§ 35.1-13, 35.1-14, 35.1-16, and 35.1-17, Code of Virginia; however, any such			
12	establishment that is subject to any health permit fee, application fee, inspection fee, risk			
13	assessment fee or similar fee imposed by any locality as of January 1, 2008, shall be subject to			
14	this annual permit renewal fee only to the extent that the Department of Health fee and the			
15	locally imposed fee, when combined, do not exceed \$285.00. This fee structure shall be subject			
16	to the approval of the Secretary of Health and Human Resources.			
17	C. Pursuant to the Department of Health's Policy Implementation Manual (#07-01), individuals			
18	who participate in a local festival, fair, or other community event where food is sold, shall be			
19	exempt from the annual temporary food establishment permit fee of \$100.00 provided the event			
20	is held only one time each calendar year and the event takes place within the locality where the			
21	individual resides.			
22	D. Out of this appropriation, \$504,205 the first year and \$504,205 the second year from the			
23	general fund and \$362,947 the first year and \$362,947 the second year from nongeneral funds			
24	is provided to address the cost of leasing new or expanding existing local health department			
25	facilities. First priority shall be given to Prince William, Isle of Wight, Suffolk, and Roanoke			
26	City.			
27	288.	Financial Assistance to Community Human Services		
28		Organizations (49200).....		\$13,284,333
29		Payments to Human Services Organizations (49204) .....	\$13,284,333	\$13,284,333
30		Fund Sources: General.....	\$13,284,333	\$13,284,333
31	Authority: § 32.1-2, Code of Virginia.			
32	A.1. Out of this appropriation, \$2,359,504 the first year and \$2,359,504 the second year from			
33	the general fund is provided to the Comprehensive Health Investment Project (CHIP) of			
34	Virginia.			
35	2. In addition, the CHIP of Virginia shall receive \$100,000 the first year and \$100,000 the			
36	second year from other nongeneral funds subject to the availability of foster care prevention			
37	funding transferred from the Department of Social Services.			
38	3. The purpose of the program is to develop, expand, and operate a network of local			
39	public-private partnerships providing comprehensive care coordination, family support and			
40	preventive medical and dental services to low-income, at-risk children.			
41	4. The general fund appropriation in this Item for the CHIP of Virginia projects shall not be			
42	used for administrative costs.			
43	5. CHIP of Virginia shall continue to pursue raising funds and in-kind contributions from local			
44	communities. It is the intent of the General Assembly that the CHIP program increases its			
45	efforts to raise funds from local communities and other private or public sources with the goal			
46	of reducing reliance on general fund appropriations in the future.			
47	6. Of this appropriation, from the amounts in paragraph A.1., \$49,358 the first year and			
48	\$49,358 the second year from the general fund is provided to the CHIP of Roanoke and shall			
49	be used as matching funds to add three full-time equivalent public health nurse positions to			
50	expand services in the Roanoke Valley and Allegheny Highlands.			

ITEM 288.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	B. Out of this appropriation \$69,496 the first year and \$69,496 the second year from the			
2	general fund shall be provided to the Alexandria Neighborhood Health Services, Inc. The			
3	organization shall pursue raising funds and in-kind contributions from the local community.			
4	C. Out of this appropriation \$7,809 the first year and \$7,809 the second year from the general			
5	fund shall be provided to the Louisa County Resource Council. The Council shall continue to			
6	pursue raising funds and in-kind contributions from the local community.			
7	D. Out of this appropriation, \$10,230 the first year and \$10,230 the second year from the			
8	general fund shall be provided to the Olde Towne Medical Center.			
9	E.1. Out of this appropriation, \$433,750 the first year and \$433,750 the second year from the			
10	general fund shall be provided to the Virginia Community Healthcare Association for the			
11	purchase of pharmaceuticals and medically necessary pharmacy supplies, and to provide			
12	pharmacy services to low-income, uninsured patients of the Community and Migrant Health			
13	Centers throughout Virginia. The uninsured patients served with these funds shall have family			
14	incomes no greater than 200 percent of the federal poverty level. The amount allocated to each			
15	Community and Migrant Health Center shall be determined through an allocation methodology			
16	developed by the Virginia Community Healthcare Association. The allocation methodology			
17	shall ensure that funds are distributed such that the Community and Migrant Health Centers are			
18	able to serve the pharmacy needs of the greatest number of low-income, uninsured persons.			
19	The Virginia Community Healthcare Association shall establish accounting and reporting			
20	mechanisms to track the disbursement and expenditure of these funds.			
21	2. Out of this appropriation, \$175,000 the first year and \$175,000 the second year from the			
22	general fund shall be provided to the Virginia Community Healthcare Association to expand			
23	access to care provided through community health centers.			
24	3. Out of this appropriation, \$1,559,125 the first year and \$1,559,125 the second year from the			
25	general fund shall be provided to the Virginia Community Healthcare Association to support			
26	community health center operating costs for services provided to uninsured clients. The amount			
27	allocated to each Community and Migrant Health Center shall be determined through an			
28	allocation methodology developed by the Virginia Community Healthcare Association. The			
29	allocation methodology shall ensure that funds are distributed such that the Community and			
30	Migrant Health Centers are able to serve the needs of the greatest number of uninsured			
31	persons. The Virginia Community Healthcare Association shall establish accounting and			
32	reporting mechanisms to track the disbursement and expenditure of these funds.			
33	F.1. Out of this appropriation, \$1,321,400 the first year and \$1,321,400 the second year from			
34	the general fund shall be provided to the Virginia Association of Free Clinics for the purchase			
35	of pharmaceuticals and medically necessary pharmacy supplies, and to provide pharmacy			
36	services to low-income, uninsured patients of the Free Clinics throughout Virginia. The amount			
37	allocated to each Free Clinic shall be determined through an allocation methodology developed			
38	by the Virginia Association of Free Clinics. The allocation methodology shall ensure that funds			
39	are distributed such that the Free Clinics are able to serve the pharmacy needs of the greatest			
40	number of low-income, uninsured adults. The Virginia Association of Free Clinics shall			
41	establish accounting and reporting mechanisms to track the disbursement and expenditure of			
42	these funds.			
43	2. Out of this appropriation, \$175,000 the first year and \$175,000 the second year from the			
44	general fund shall be provided to the Virginia Association of Free Clinics to expand access to			
45	health care services.			
46	3. Out of this appropriation, \$1,380,360 the first year and \$1,380,360 the second year from the			
47	general fund shall be provided to the Virginia Association of Free Clinics to support free clinic			
48	operating costs for services provided to uninsured clients. The amount allocated to each free			
49	clinic shall be determined through an allocation methodology developed by the Virginia			
50	Association of Free Clinics. The allocation methodology shall ensure that funds are distributed			
51	such that the free clinics are able to serve the needs of the greatest number of uninsured			
52	persons. The Virginia Association of Free Clinics shall establish accounting and reporting			
53	mechanisms to track the disbursement and expenditure of these funds.			
54	G. Out of this appropriation, \$38,250 the first year and \$38,250 the second year from the			
55	general fund shall be provided to expand services at the Jeanie Schmidt Free Clinic.			

ITEM 288.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	H. Out of this appropriation, \$215,060 the first year and \$215,060 the second year from the				
2	general fund shall be provided to the Southwest Virginia Graduate Medical Education				
3	Consortium to create and support medical residency preceptor sites in rural and underserved				
4	communities in Southwest Virginia.				
5	I. Out of this appropriation, \$464,110 the first year and \$464,110 the second year from the				
6	general fund shall be provided to the regional AIDS resource and consultation centers and one				
7	local early intervention and treatment center.				
8	J. Out of this appropriation, \$75,660 the first year and \$75,660 the second year from the				
9	general fund shall be provided to the Arthur Ashe Health Center in Richmond.				
10	K. Out of this appropriation, \$13,919 the first year and \$13,919 the second year from the				
11	general fund shall be provided to the Fan Free Clinic for AIDS related services.				
12	L.1. Out of this appropriation, \$3,672,514 the first year and \$3,672,514 the second year from				
13	the general fund shall be provided to the Virginia Health Care Foundation. These funds shall				
14	be matched with local public and private resources and shall be awarded to proposals which				
15	enhance access to primary health care for Virginia's uninsured and medically underserved				
16	residents, through innovative service delivery models. The foundation, in coordination with the				
17	Virginia Department of Health, the Area Health Education Centers program, the Joint				
18	Commission on Health Care, and other appropriate organizations, is encouraged to undertake				
19	initiatives to reduce health care workforce shortages. The foundation shall account for the				
20	expenditure of these funds by providing the Governor, the Secretary of Health and Human				
21	Resources, the Chairmen of the House Appropriations and Senate Finance Committees, the				
22	State Health Commissioner, and the Chairman of the Joint Commission on Health Care with a				
23	certified audit and full report on the foundation's initiatives and results, including evaluation				
24	findings, not later than October 1 of each year for the preceding fiscal year ending June 30.				
25	2. On or before October 1 of each year, the foundation shall submit to the Governor and the				
26	Chairmen of the House Appropriations and Senate Finance Committees a report on the actual				
27	amount, by fiscal year, of private and local government funds received by the foundation since				
28	its inception. The report shall include certification that an amount equal to the state				
29	appropriation for the preceding fiscal year ending June 30 has been matched from private and				
30	local government sources during that fiscal year.				
31	3. Of this appropriation, from the amounts in paragraph in L.1., \$125,000 the first year and				
32	\$125,000 the second year from the general fund shall be provided to the Virginia Health Care				
33	Foundation to expand the Pharmacy Connection software program to unserved or underserved				
34	regions of the Commonwealth.				
35	4. Of this appropriation, as noted in L.1., \$105,000 the first year and \$105,000 the second year				
36	from the general fund shall be provided to the Virginia Health Care Foundation for the Rx				
37	Partnership to improve access to free medications for low-income Virginians.				
38	5. Of this appropriation, from the amounts in paragraph in L.1., \$1,850,000 the first year and				
39	\$1,850,000 the second year from the general fund shall be provided to the Virginia Health Care				
40	Foundation to increase the capacity of the Commonwealth's health safety net providers to				
41	expand services to unserved or underserved Virginians. Of this amount, (i) \$850,000 the first				
42	year and \$850,000 the second year shall be used to underwrite service expansions and/or				
43	increase the number of patients served at existing sites or at new sites, (ii) \$850,000 the first				
44	year and \$850,000 the second year shall be used for Medication Assistance Coordinators who				
45	provide outreach assistance, and (iii) \$150,000 the first year and \$150,000 the second year shall				
46	be made available for locations with existing medication assistance programs.				
47	M. Out of this appropriation, \$17,371 the first year and \$17,371 the second year from the				
48	general fund shall be provided to the Chesapeake Adult General Medical Clinic.				
49	N. Out of this appropriation, \$247,313 the first year and \$247,313 the second year from the				
50	general fund is provided to support the administration of the patient level data base, including				
51	the outpatient data reporting system.				
52	O. Out of this appropriation, \$76,712 the first year and \$76,712 the second year from the				
53	general fund shall be provided to the St. Mary's Health Wagon.				

ITEM 288.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	P. The Governor shall establish an Advisory Committee on Electronic Health Records for the				
2	purpose of developing recommendations for the design and implementation of electronic health				
3	records systems in Virginia that will advance interoperability while protecting patient privacy.				
4	Members of the Advisory Committee shall be appointed by the Governor and shall be				
5	composed of a representative from the hospital industry, a practicing physician, a representative				
6	of a pharmaceutical manufacturer, a representative of a licensed health insurance carrier, a				
7	corporate purchaser of health care, consumers, the Department of Medical Assistance Services,				
8	the Department of Behavioral Health and Development Services, the Virginia Information				
9	Technologies Agency, the Department of Human Resource Management, and other members as				
10	appointed by the Governor. The Secretary of Health and Human Resources and the Secretary of				
11	Technology shall serve as co-chairs of the Advisory Committee. The Advisory Committee shall				
12	submit to the Governor and the General Assembly an annual report of its activities, findings				
13	and recommendations by October 1 of each year.				
14	Q. Out of this appropriation, \$63,750 the first year and \$63,750 the second year from the				
15	general fund shall be used for start-up costs related to pilot project in Emporia, pursuant to				
16	Chapter 926 of the 2005 Acts of Assembly, to provide alternative arrangements for prenatal				
17	and delivery services in areas where obstetrical departments at community hospitals no longer				
18	exist.				
19	R. Out of this appropriation, \$76,500 the first year and \$76,500 the second year from the				
20	general fund shall be provided for grants to community-based programs that provide patient				
21	assistance, education, and family-centered support for individuals suffering from sickle cell				
22	disease. The department shall develop criteria for distributing these funds including specific				
23	goals and outcome measures. A report shall be submitted to the Chairmen of the House				
24	Appropriations and Senate Finance Committees detailing program outcomes by June 30 of each				
25	year.				
26	S. Out of this appropriation, \$21,250 the first year and \$21,250 the second year from the				
27	general fund shall be provided to the Virginia Dental Health Foundation for the Mission of				
28	Mercy (M.O.M.) dental project.				
29	T. Out of this appropriation, \$76,500 the first year and \$76,500 the second year from the				
30	general fund shall be provided to the Bedford Hospice House, Inc.				
31	U. Out of this appropriation, \$191,250 the first year and \$191,250 the second year from the				
32	general fund shall be provided to the Patient Advocate Foundation.				
33	V. Out of this appropriation, \$500,000 the first year and \$500,000 the second year from the				
34	general fund shall be provided to fund the Poison Control Centers. The department will pursue				
35	a single statewide contract for the Poison Control Centers.				
36	W. Out of this appropriation, \$42,500 the first year and \$42,500 the second year from the				
37	general fund shall be provided to the Community Health Center of the Rappahannock Region.				
38	289.	Drinking Water Improvement (50800).....		\$31,770,671	\$31,770,671
39		Drinking Water Regulation (50801).....	\$9,168,371	\$9,168,371	
40		Drinking Water Construction Financing (50802).....	\$22,451,640	\$22,451,640	
41		Public Health Toxicology (50805).....	\$150,660	\$150,660	
42		Fund Sources: General.....	\$8,625,542	\$8,625,542	
43		Special.....	\$3,753,341	\$3,753,341	
44		Dedicated Special Revenue.....	\$15,992,124	\$15,992,124	
45		Federal Trust.....	\$3,399,664	\$3,399,664	
46	Authority: §§ 32.1-163 through 32.1-176.7, 32.1-246, 32.1-246.1, and 62.1-44.18 through				
47	62.1-44.19:9, Code of Virginia; and P.L. 92-500, P.L. 93-523 and P.L. 95-217, Federal Code.				
48	A. It is the intent of the General Assembly that the Virginia Department of Health be the				
49	agency designated to receive and manage general and nongeneral funds appropriated pursuant				
50	to the federal Safe Drinking Water Act of 1996.				
51	B. It is the intent of the General Assembly that the fee schedule for charges to community				
52	waterworks be adjusted to the level necessary to cover the cost of operating the Waterworks				



ITEM 289.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Technical Assistance Program, consistent with § 32.1-171.1, Code of Virginia.				
2	C. Out of this appropriation for the Drinking Water State Revolving Fund, \$2,600,000 the first				
3	year and \$2,600,000 the second year from the general fund shall be provided to the Virginia				
4	Department of Health to distribute as grants.				
5	290. Environmental Health Hazards Control (56500) .....			\$7,944,323	\$7,944,323
6	State Office of Environmental Health Services (56501)...	\$4,330,585	\$4,330,585		
7	Shellfish Sanitation (56502) .....	\$1,978,663	\$1,978,663		
8	Bedding and Upholstery Inspection (56503) .....	\$260,872	\$260,872		
9	Radiological Health and Safety Regulation (56504) .....	\$1,374,203	\$1,374,203		
10	Fund Sources: General .....	\$4,683,183	\$4,683,183		
11	Special .....	\$772,830	\$772,830		
12	Dedicated Special Revenue .....	\$549,167	\$549,167		
13	Federal Trust .....	\$1,939,143	\$1,939,143		
14	Authority: §§ 2.2-4002 B 16; 28.2-800 through 28.2-825; and 32.1-212 through 32.1-245, Code				
15	of Virginia.				
16	A. Out of this appropriation, \$12,500 the first year and \$12,500 the second year from the				
17	general fund shall be provided for the activities of the Sewage Appeals Review Board.				
18	B.1. Notwithstanding § 32.1-246, Code of Virginia, effective July 1, 2010, the Commissioner				
19	of Health shall assess and collect a fee of no more than \$700.00 for an application for sanitary				
20	facilities, plan review, and initial certificate for a marina.				
21	2. Notwithstanding § 32.1-246, Code of Virginia, effective July 1, 2010, the Commissioner of				
22	Health shall assess and collect a fee of no more than \$525.00 to be charged once every five				
23	years, for a Certificate to Operate permit renewal.				
24	3. Notwithstanding § 32.1-246, Code of Virginia, effective July 1, 2010, the Commissioner of				
25	Health shall assess and collect a fee of no more than \$300.00 for an application for sanitary				
26	facilities, plan review, and initial certificate for other places where boats are moored.				
27	4. Notwithstanding § 32.1-246, Code of Virginia, effective July 1, 2010, the Commissioner of				
28	Health shall assess and collect a fee of no more than \$250.00 to be charged once every five				
29	years, for a renewal of certificate for other places where boats are moored.				
30	5. Funds received pursuant to paragraph B., shall be deposited into the Marina Fund to support				
31	the Office of Environmental Health Services Marina Program.				
32	C. 1. Notwithstanding §§ 28.2-803, 28.2-1206, and 62.1-44.15:6, Code of Virginia, effective				
33	July 1, 2010, the Commissioner of Health shall assess and collect a fee of no more than				
34	\$600.00 for shellfish and crab meat dealer certifications.				
35	2. Notwithstanding §§ 28.2-803, 28.2-1206, and 62.1-44.15:6, Code of Virginia, effective July				
36	1, 2010, the Commissioner of Health shall assess and collect a fee of no more than \$600.00 for				
37	Department of Environmental Quality National Pollutant Discharge Elimination System permit				
38	reviews.				
39	3. Notwithstanding §§ 28.2-803, 28.2-1206, and 62.1-44.15:6, Code of Virginia, effective July				
40	1, 2010, the Commissioner of Health shall assess and collect a fee of no more than \$50.00 for				
41	Marine Resource Commission nonboat-related permit reviews.				
42	4. Notwithstanding §§ 28.2-803, 28.2-1206, and 62.1-44.15:6, Code of Virginia, effective July				
43	1, 2010, the Commissioner of Health shall assess and collect a fee of no more than \$100.00 for				
44	Marine Resource Commission boat-related permit reviews.				
45	5. Funds received pursuant to paragraph C., shall be used only to support the department's				
46	Division of Shellfish Sanitation.				
47	D. Notwithstanding § 28.2-800, Code of Virginia, "Certificate of Inspection" means the				

ITEM 290.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	certificate issued by the Commissioner of Health for an effective period not to exceed 12				
2	months, to each person, firm, or corporation operating an establishment for the processing,				
3	handling or storage of shellfish or crustacea.				
4	291. Emergency Preparedness (77500) .....			\$34,958,274	\$34,958,274
5	Emergency Preparedness and Response (77504).....	\$34,958,274	\$34,958,274		
6	Fund Sources: Federal Trust.....	\$34,958,274	\$34,958,274		
7	Authority: § 32.1-2, 32.1-39, and 32.1-42, Code of Virginia.				
8	292. Administrative and Support Services (49900).....			\$14,708,978	\$14,708,978
9	General Management and Direction (49901).....	\$4,759,113	\$4,759,113		
10	Information Technology Services (49902).....	\$4,351,349	\$4,351,349		
11	Accounting and Budgeting Services (49903) .....	\$2,593,650	\$2,593,650		
12	Human Resources Services (49914).....	\$1,739,555	\$1,739,555		
13	Procurement and Distribution Services (49918).....	\$1,265,311	\$1,265,311		
14	Fund Sources: General.....	\$11,150,209	\$11,150,209		
15	Special.....	\$3,558,769	\$3,558,769		
16	Authority: §§ 3.1-530.1 through 3.1-530.9, 3.1-562.1 through 3.1-562.10, 32.1-11.3 through				
17	32.1-16 through 32.1-23, 35.1-1 through 35.1-7, and 35.1-9 through 35.1-28, Code of Virginia.				
18	Total for Department of Health.....			<b>\$567,139,227</b>	<b>\$567,107,461</b>
19	General Fund Positions.....	1,554.22	1,554.22		
20	Nongeneral Fund Positions.....	2,058.78	2,058.78		
21	Position Level .....	3,613.00	3,613.00		
22	Fund Sources: General.....	\$149,639,792	\$149,532,880		
23	Special.....	\$149,537,035	\$149,612,181		
24	Dedicated Special Revenue .....	\$116,048,505	\$116,048,505		
25	Federal Trust.....	\$151,913,895	\$151,913,895		
26	<b>§ 1-89. DEPARTMENT OF HEALTH PROFESSIONS (223)</b>				
27	293. Higher Education Student Financial Assistance (10800)..			\$65,000	\$65,000
28	Scholarships (10810).....	\$65,000	\$65,000		
29	Fund Sources: Special.....	\$65,000	\$65,000		
30	Authority: Title 54.1-3011.2, Chapter 30, Code of Virginia.				
31	294. Regulation of Professions and Occupations (56000) .....			\$27,315,877	\$27,315,877
32	Technical Assistance to Regulatory Boards (56044).....	\$27,315,877	\$27,315,877		
33	Fund Sources: Trust and Agency .....	\$788,798	\$788,798		
34	Dedicated Special Revenue .....	\$26,222,849	\$26,222,849		
35	Federal Trust.....	\$304,230	\$304,230		
36	Authority: Title 54.1, Chapter 25, Code of Virginia.				
37	Total for Department of Health Professions.....			<b>\$27,380,877</b>	<b>\$27,380,877</b>
38	Nongeneral Fund Positions.....	215.00	215.00		
39	Position Level .....	215.00	215.00		
40	Fund Sources: Special.....	\$65,000	\$65,000		
41	Trust and Agency .....	\$788,798	\$788,798		
42	Dedicated Special Revenue .....	\$26,222,849	\$26,222,849		
43	Federal Trust.....	\$304,230	\$304,230		

ITEM 295.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>§ 1-90. DEPARTMENT OF MEDICAL ASSISTANCE SERVICES (602)</b>			
<b>2</b>	295. Pre-Trial, Trial, and Appellate Processes (32100).....		\$13,297,588	\$13,161,043
<b>3</b>	Reimbursements for Medical Services Related to			
<b>4</b>	Involuntary Mental Commitments (32107).....	\$13,297,588	\$13,161,043	
<b>5</b>	Fund Sources: General.....	\$13,297,588	\$13,161,043	
<b>6</b>	Authority: § 37.2-809, Code of Virginia.			
<b>7</b>	A. Any balance, or portion thereof, in Reimbursements for Medical Services Related to			
<b>8</b>	Involuntary Mental Commitments (32107), may be transferred between Items 42, 43, 44, and			
<b>9</b>	295 as needed, to address any deficits incurred for Involuntary Mental Commitments by the			
<b>10</b>	Supreme Court or the Department of Medical Assistance Services.			
<b>11</b>	B. Out of this appropriation, payments may be made from the Involuntary Mental Commitment			
<b>12</b>	Fund to licensed health care providers for medical screening and assessment services provided			
<b>13</b>	to persons with mental illness while in emergency custody pursuant to § 37.2-808, Code of			
<b>14</b>	Virginia.			
<b>15</b>	296. Children's Health Insurance Program Delivery (44600)...		\$160,611,874	\$172,334,005
<b>16</b>	Reimbursements for Medical Services Provided Under			
<b>17</b>	the Family Access to Medical Insurance Security Plan			
<b>18</b>	(44602) .....	\$160,611,874	\$172,334,005	
<b>19</b>	Fund Sources: General.....	\$40,169,580	\$44,246,887	
<b>20</b>	Dedicated Special Revenue.....	\$16,044,751	\$16,070,190	
<b>21</b>	Federal Trust.....	\$104,397,543	\$112,016,928	
<b>22</b>	Authority: Title 32.1, Chapter 13, Code of Virginia.			
<b>23</b>	A. Pursuant to Chapter 679, Acts of Assembly of 1997, the State Corporation Commission			
<b>24</b>	shall annually, on or before June 30, 1998, and each year thereafter, calculate the premium			
<b>25</b>	differential between: (i) 0.75 percent of the direct gross subscriber fee income derived from			
<b>26</b>	eligible contracts and (ii) the amount of license tax revenue generated pursuant to subdivision			
<b>27</b>	A 4 of § 58.1-2501 for the immediately preceding taxable year and notify the Comptroller of			
<b>28</b>	the Commonwealth to transfer such amounts to the Family Access to Medical Insurance			
<b>29</b>	Security Plan Trust Fund as established on the books of the Comptroller.			
<b>30</b>	B. As a condition of this appropriation, revenues from the Family Access to Medical Insurance			
<b>31</b>	Security Plan Trust Fund, shall be used to match federal funds for the Children's Health			
<b>32</b>	Insurance Program.			
<b>33</b>	C. Every eligible applicant for health insurance as provided for in Title 32.1, Chapter 13, Code			
<b>34</b>	of Virginia, shall be enrolled and served in the program. To the extent that appropriations in			
<b>35</b>	this Item are insufficient, the Director, Department of Planning and Budget shall transfer			
<b>36</b>	general fund appropriations from Items 297 and 299 into this Item, to be used as state match			
<b>37</b>	for federal Title XXI funds.			
<b>38</b>	D. Effective July 1, 2009, the Department of Medical Assistance Services shall have the			
<b>39</b>	authority to amend the Family Access to Medical Insurance Security Plan and related			
<b>40</b>	regulations to expand medical coverage to pregnant women who are over the age of 19 who			
<b>41</b>	are ineligible for Medicaid and have annual family income less than or equal to 200 percent of			
<b>42</b>	the Federal Poverty Level and to simplify the administration of the premium assistance			
<b>43</b>	program available to families with children eligible for FAMIS who have access to an			
<b>44</b>	employer-sponsored health insurance program. The medical coverage period shall apply to a			
<b>45</b>	woman during her pregnancy and extend no longer than the end of the month in which her			
<b>46</b>	60-day postpartum period ends. Services provided during this coverage period shall include all			
<b>47</b>	services in the FAMIS State Plan with the exception of the Early Periodic Screening Diagnosis			
<b>48</b>	and Treatment Program. The department will continue to ensure the cost effectiveness of the			
<b>49</b>	premium assistance program.			
<b>50</b>	E. The Department of Medical Assistance Services shall have the authority to provide			

ITEM 296.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	eligibility in the Family Access to Medical Insurance Security (FAMIS) Plan to infants born to				
2	mothers enrolled in FAMIS, for the month of birth plus two additional months, even if				
3	eligibility is not yet established for the newborn. If federal funds are not available for those				
4	months of eligibility, the department shall use state funding. The department shall promulgate				
5	emergency regulations to implement this amendment within 280 days or less from the				
6	enactment of this act.				
7	F. The Department of Medical Assistance Services shall make the monthly capitation payment				
8	to managed care organizations for the member months of each month in the first week of the				
9	subsequent month. The department shall have the authority to implement this reimbursement				
10	schedule change effective upon passage of this act, and prior to the completion of any				
11	regulatory process undertaken in order to effect such change.				
12	G. The Department of Medical Assistance Services shall amend the Family Access to Medical				
13	Insurance Security Plan to remove optional coverage for services by providers enrolled as				
14	podiatrists. The department shall implement this change effective July 1, 2010, and prior to the				
15	completion of any regulatory process undertaken in order to effect such change.				
16	H. If any part, section, subsection, paragraph, clause, or phrase of this Item or the application				
17	thereof is declared by the United States Department of Health and Human Services or the				
18	Centers for Medicare and Medicaid Services to be in conflict with a federal law or regulation,				
19	such decisions shall not affect the validity of the remaining portions of this Item, which shall				
20	remain in force as if this Item had passed without the conflicting part, section, subsection,				
21	paragraph, clause, or phrase. Further, if the United States Department of Health and Human				
22	Services or the Centers for Medicare and Medicaid Services determines that the process for				
23	accomplishing the intent of a part, section, subsection, paragraph, clause, or phrase of this Item				
24	is out of compliance or in conflict with federal law and regulation and recommends another				
25	method of accomplishing the same intent, the Director, Department of Medical Assistance				
26	Services, after consultation with the Attorney General, is authorized to pursue the alternative				
27	method.				
28	I. In order to maintain coverage of pregnant women to 200 percent of the Federal Poverty				
29	Level (FPL) in reaction to federal directives in the Children's Health Insurance Program				
30	Reauthorization Act (CHIPRA), the Department of Medical Assistance Services shall have				
31	authority to amend the Title XIX State Plan for Medical Assistance, the Virginia Plan for Title				
32	XXI, and/or Virginia's FAMIS MOMS waiver as necessary to provide coverage in the most				
33	cost effective manner allowed. Specifically, if required by the Centers for Medicare and				
34	Medicaid Services (CMS), the department shall have authority to extend coverage to pregnant				
35	women and their newborns, with income above 133 percent of the Federal Poverty Level				
36	(FPL) through 185 percent FPL, who have other insurance. The department shall have				
37	authority to promulgate emergency regulations to implement this amendment effective July 1,				
38	2010.				
39	J. The Department of Medical Assistance Services shall have authority to amend the Virginia				
40	State Plan for Title XXI of the Social Security Act and the Virginia Health Insurance				
41	Flexibility and Accountability (HIFA) Waiver to require that Family Access to Medical				
42	Insurance Security (FAMIS) and FAMIS MOMS applicants and enrollees furnish their Social				
43	Security numbers as a condition of eligibility in order to have citizenship and identity verified				
44	by the Social Security Administration, unless the applicant is otherwise exempt from this				
45	requirement. The department shall have the authority to implement this change prior to the				
46	completion of any regulatory process undertaken in order to effect such change.				
47	K. Out of this appropriation the dedicated special fund appropriation for Children's Health				
48	Insurance Program Delivery includes \$1,979,124 the first year and \$2,004,563 the second year				
49	from the Virginia Health Care Fund.				
50	297.	Medicaid Program Services (45600).....		\$6,806,326,159	\$7,272,405,030
51		Reimbursements to State-Owned Mental Health and			
52		Mental Retardation Facilities (45607).....	\$203,128,981	\$263,128,981	
53		Reimbursements for Mental Health and Mental			
54		Retardation Services (45608).....	\$564,798,970	\$624,977,080	
55		Reimbursements for Professional and Institutional			
56		Medical Services (45609).....	\$4,169,558,131	\$4,512,840,177	
57		Reimbursements for Long-Term Care Services (45610)...	\$1,868,840,077	\$1,871,458,792	

ITEM 297.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$2,832,173,282	\$3,426,891,382		
2	Dedicated Special Revenue.....	\$286,422,750	\$288,638,249		
3	Federal Trust.....	\$3,687,730,127	\$3,556,875,399		
4	Authority: Title 32.1, Chapters 9 and 10, Code of Virginia; P.L. 89-87, as amended, Title XIX,				
5	Social Security Act, Federal Code.				
6	A. It is the intent of the General Assembly to develop and cause to be developed appropriate,				
7	fiscally responsible methods for addressing the issues related to the cost and funding of				
8	long-term care. It is the further intent of the General Assembly to promote home-based and				
9	community-based care for individuals who are determined to be in need of nursing facility care.				
10	B.1. The Director, Department of Medical Assistance Services shall seek the necessary waivers				
11	from the United States Department of Health and Human Services to authorize the				
12	Commonwealth to cover health care services and delivery systems, as may be permitted by				
13	Title XIX of the Social Security Act, which may provide less expensive alternatives to the				
14	State Plan for medical assistance.				
15	2. The director shall promulgate such regulations as may be necessary to implement those				
16	programs which may be permitted by Titles XIX and XXI of the Social Security Act, in				
17	conformance with all requirements of the Administrative Process Act.				
18	C. The appropriation includes \$99,663,148 the first year from the general fund and				
19	\$125,768,085 from the federal trust fund and \$131,564,490 the second year from the general				
20	fund and \$131,564,490 from the federal trust fund for reimbursement to the institutions within				
21	the Department of Behavioral Health and Developmental Services.				
22	D. If any part, section, subsection, paragraph, clause, or phrase of this Item or the application				
23	thereof is declared by the United States Department of Health and Human Services or the				
24	Centers for Medicare and Medicaid Services to be in conflict with a federal law or regulation,				
25	such decisions shall not affect the validity of the remaining portions of this Item, which shall				
26	remain in force as if this Item had passed without the conflicting part, section, subsection,				
27	paragraph, clause, or phrase. Further, if the United States Department of Health and Human				
28	Services or the Centers for Medicare and Medicaid Services determines that the process for				
29	accomplishing the intent of a part, section, subsection, paragraph, clause, or phrase of this Item				
30	is out of compliance or in conflict with federal law and regulation and recommends another				
31	method of accomplishing the same intent, the Director, Department of Medical Assistance				
32	Services, after consultation with the Attorney General, is authorized to pursue the alternative				
33	method.				
34	E.1. Included in this appropriation is \$68,737,040 from the general fund and \$72,805,362 from				
35	nongeneral funds in the first year and \$74,003,983 from the general fund and \$78,727,642 from				
36	nongeneral funds in the second year to reimburse the Virginia Commonwealth University				
37	Health System for indigent health care costs. This funding is comprised of disproportionate				
38	share hospital (DSH) payments, indirect medical education (IME) payments, and any Medicaid				
39	profits realized by the Health System. Payments made from the federal DSH fund shall be				
40	made in accordance with 42 USC 1396r-4. In order to receive the nongeneral funds in excess				
41	of the amount of the general fund appropriated, the Virginia Commonwealth University Health				
42	System shall certify the public expenditure.				
43	2. Included in this appropriation is \$40,867,418 from the general fund and \$43,475,976 from				
44	nongeneral funds in the first year and \$44,224,177 from the general fund and \$47,046,997 from				
45	nongeneral funds in the second year to reimburse the University of Virginia Health System for				
46	indigent health care costs. This funding is comprised of disproportionate share hospital (DSH)				
47	payments, indirect medical education (IME) payments, and any Medicaid profits realized by the				
48	Health System. Payments made from the federal DSH fund shall be made in accordance with				
49	42 USC 1396r-4. In order to receive the nongeneral funds in excess of the amount of the				
50	general fund appropriated, the University of Virginia University Health System shall certify the				
51	public expenditure.				
52	F. The department shall establish a program to more effectively manage those Medicaid				
53	recipients who receive the highest cost care. To implement the program, the department shall				
54	establish uniform criteria for the program, including criteria for the high cost recipients,				
55	providers and reimbursement, service limits, assessment and authorization limits, utilization				

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	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
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	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	O. The Department of Medical Assistance Services in cooperation with the State Executive			
2	Council, shall provide semi-annual training to local Comprehensive Services Act teams on the			
3	procedures for use of Medicaid for residential treatment and treatment foster care services,			
4	including, but not limited to, procedures for determining eligibility, billing, reimbursement, and			
5	related reporting requirements. The department shall include in this training information on the			
6	proper utilization of inpatient and outpatient mental health services as covered by the Medicaid			
7	State Plan.			
8	P.1. Notwithstanding § 32.1-331.12 et seq., Code of Virginia, the Department of Medical			
9	Assistance Services, in consultation with the Department of Behavioral Health and			
10	Developmental Services, shall amend the State Plan for Medical Assistance Services to modify			
11	the delivery system of pharmaceutical products to include a Preferred Drug List. In developing			
12	the modifications, the department shall consider input from physicians, pharmacists,			
13	pharmaceutical manufacturers, patient advocates, and others, as appropriate.			
14	2.a. The department shall utilize a Pharmacy and Therapeutics Committee to assist in the			
15	development and ongoing administration of the Preferred Drug List program. The Pharmacy			
16	and Therapeutics Committee shall be composed of 8 to 12 members, including the			
17	Commissioner, Department of Behavioral Health and Developmental Services, or his designee.			
18	Other members shall be selected or approved by the department. The membership shall include			
19	a ratio of physicians to pharmacists of 2:1 and the department shall ensure that at least one-half			
20	of the physicians and pharmacists are either direct providers or are employed with organizations			
21	that serve recipients for all segments of the Medicaid population. Physicians on the committee			
22	shall be licensed in Virginia, one of whom shall be a psychiatrist, and one of whom specializes			
23	in care for the aging. Pharmacists on the committee shall be licensed in Virginia, one of whom			
24	shall have clinical expertise in mental health drugs, and one of whom has clinical expertise in			
25	community-based mental health treatment. The Pharmacy and Therapeutics Committee shall			
26	recommend to the Department (i) which therapeutic classes of drugs should be subject to the			
27	Preferred Drug List program and prior authorization requirements; (ii) specific drugs within			
28	each therapeutic class to be included on the preferred drug list; (iii) appropriate exclusions for			
29	medications, including atypical anti-psychotics, used for the treatment of serious mental			
30	illnesses such as bi-polar disorders, schizophrenia, and depression; (iv) appropriate exclusions			
31	for medications used for the treatment of brain disorders, cancer and HIV-related conditions;			
32	(v) appropriate exclusions for therapeutic classes in which there is only one drug in the			
33	therapeutic class or there is very low utilization, or for which it is not cost-effective to include			
34	in the Preferred Drug List program; and (vi) appropriate grandfather clauses when prior			
35	authorization would interfere with established complex drug regimens that have proven to be			
36	clinically effective. In developing and maintaining the preferred drug list, the cost effectiveness			
37	of any given drug shall be considered only after it is determined to be safe and clinically			
38	effective.			
39	b. The Pharmacy and Therapeutics Committee shall schedule meetings at least quarterly and			
40	may meet at other times at the discretion of the chairperson and members. At the meetings,			
41	the Pharmacy and Therapeutics committee shall review any drug in a class subject to the			
42	Preferred Drug List that is newly approved by the Federal Food and Drug Administration,			
43	provided there is at least thirty (30) days notice of such approval prior to the date of the			
44	quarterly meeting.			
45	3. The department shall establish a process for acting on the recommendations made by the			
46	Pharmacy and Therapeutics Committee, including documentation of any decisions which			
47	deviate from the recommendations of the Committee.			
48	4. The Preferred Drug List program shall include provisions for (i) the dispensing of a 72-hour			
49	emergency supply of the prescribed drug when requested by a physician and a dispensing fee			
50	to be paid to the pharmacy for such supply; (ii) prior authorization decisions to be made within			
51	24 hours and timely notification of the recipient and/or the prescribing physician of any delays			
52	or negative decisions; (iii) an expedited review process of denials by the department; and (iv)			
53	consumer and provider education, training and information regarding the Preferred Drug List			
54	prior to implementation, and ongoing communications to include computer access to			
55	information and multilingual material.			
56	5. The Preferred Drug List program shall generate savings as determined by the department			
57	that are net of any administrative expenses to implement and administer the program.			

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1	6. Notwithstanding § 32.1-331.12 et seq., Code of Virginia, to implement these changes, the			
2	Department of Medical Assistance Services shall promulgate emergency regulations to become			
3	effective within 280 days or less from the enactment of this act. With respect to such state plan			
4	amendments and regulations, the provisions of § 32.1-331.12 et seq., Code of Virginia, shall			
5	not apply. In addition, the department shall work with the Department of Behavioral Health and			
6	Development Services to consider utilizing a Preferred Drug List program for its non-Medicaid			
7	clients.			
8	7. The department shall provide to the Governor; the House Committees on Appropriations, and			
9	Health, Welfare and Institutions; the Senate Committees on Finance, and Education and Health;			
10	and the Joint Commission on Health Care a report on the Preferred Drug List (PDL) Program			
11	no later than November 1 of each year. The report shall include the direct savings attributed to			
12	the PDL for the prior fiscal year, an estimated savings of the program for the next fiscal year,			
13	and the cost to administer the PDL.			
14	Q. The Department of Medical Assistance Services shall reimburse school divisions who sign			
15	an agreement to provide administrative support to the Medicaid program and who provide			
16	documentation of administrative expenses related to the Medicaid program 50 percent of the			
17	Federal Financial Participation by the department.			
18	R. In the event that the Department of Medical Assistance Services decides to contract for			
19	pharmaceutical benefit management services to administer, develop, manage, or implement			
20	Medicaid pharmacy benefits, the department shall establish the fee paid to any such contractor			
21	based on the reasonable cost of services provided. The department may not offer or pay			
22	directly or indirectly any material inducement, bonus, or other financial incentive to a program			
23	contractor based on the denial or administrative delay of medically appropriate prescription			
24	drug therapy, or on the decreased use of a particular drug or class of drugs, or a reduction in			
25	the proportion of beneficiaries who receive prescription drug therapy under the Medicaid			
26	program. Bonuses cannot be based on the percentage of cost savings generated under the			
27	benefit management of services.			
28	S.1. The Department of Medical Assistance Services shall amend the State Plan for Medical			
29	Assistance to modify the reimbursement methodology used to reimburse for generic drug			
30	products. The new methodology shall reimburse for the product cost based on a Maximum			
31	Allowable Cost list to be established by the department. Such amendments shall be effective			
32	within 280 days or less from the enactment of this act.			
33	2. In developing the maximum allowable cost (MAC) reimbursement rate for generic			
34	pharmaceuticals, the department shall: (i) if publicly available, publish the factors used to set			
35	state MAC rates, including the identity of the reference product used to set the MAC rate; the			
36	GCN number of the reference product; the factor by which the MAC rate exceeds the reference			
37	product price, which shall be not less than 110 percent of the lowest-published wholesale			
38	acquisition cost for products widely available for purchase in the state, and included in national			
39	pricing compendia; and the identity and date of the published compendia used to determine the			
40	reference product and set the MAC rate; (ii) identify two different suppliers that are able to			
41	supply the product and from whom pharmacies are able to purchase sufficient quantities of the			
42	drug. The drugs considered must be listed as therapeutically and pharmaceutically equivalent in			
43	the FDA's most recent version of the "Orange Book"; (iii) identify that the use of a MAC rate			
44	is lower than the Federal Upper Limit (FUL) for the drug, or the development of a MAC rate			
45	that does not have a FUL will not result in the use of higher-cost innovator brand name or			
46	single source drugs in the Medicaid program; and (iv) distribute the list of state MAC rates to			
47	pharmacy providers in a timely manner prior to the implementation of MAC rates and			
48	subsequent modifications.			
49	3. The department shall: (i) review and update the list of MAC rates at least quarterly; (ii)			
50	implement and maintain a procedure to eliminate products from the list, or modify MAC rates,			
51	consistent with changes in the marketplace; and (iii) provide an administrative appeals			
52	procedure to allow a dispensing provider to contest a listed MAC rate.			
53	4. The department shall conduct an analysis of the fiscal impact of the implementation of			
54	"Average Manufacturer Price" (AMP), as required by the federal Deficit Reduction Act of			
55	2005, Public Law 109-171. Upon the later of April 15, 2008, or 90 days after the effective date			
56	of the regulation that the United States Secretary of Health and Human Services must			
57	promulgate under Section 6001(c)(3) of the 'Deficit Reduction Act of 2005,' Pub. L. No.			



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1	109-171, the department shall report to the Governor and the chairmen of the Senate Finance				
2	and House Appropriations Committees the amount of savings anticipated in the Medicaid				
3	Forecast as a result of this change in federal law. In the event that anticipated pharmacy				
4	savings exceed the amount of savings assumed in the Medicaid Forecast, the department shall				
5	make recommendations concurrently with the report regarding the adjustment of pharmacy				
6	dispensing fees based on the impact of changes in local pharmacy reimbursements.				
7	T.1. The estimated revenue for the Virginia Health Care Fund is \$292,001,874 the first year				
8	and \$294,242,812 the second year, to be used pursuant to the uses stated in §32.1-367, Code of				
9	Virginia.				
10	2. Notwithstanding §32.1-366, Code of Virginia, the State Comptroller shall deposit 41.5				
11	percent of the Commonwealth's allocation of the Master Settlement Agreement with tobacco				
12	product manufacturers, as defined in §3.2-3100, Code of Virginia, to the Virginia Health Care				
13	Fund.				
14	3. Notwithstanding any other provision of law, the State Comptroller shall deposit 50 percent				
15	of the Commonwealth's allocation of the Strategic Contribution Fund payment pursuant to the				
16	Master Settlement Agreement with tobacco product manufacturers into the Virginia Health Care				
17	Fund.				
18	4. Out of this appropriation, the dedicated special fund appropriation for Medicaid Program				
19	Services includes \$290,022,750 the first year and \$292,238,249 the second year from the				
20	Virginia Health Care Fund.				
21	5. Out of the amounts estimated in paragraph T.1., \$1,979,124 the first year and \$2,004,563 the				
22	second year is appropriated in Item 296 to be used as state match for the Children's Health				
23	Insurance Program.				
24	U. The Department of Medical Assistance Services shall ensure that in the process of				
25	developing the Preferred Drug List, the Pharmacy and Therapeutics Committee considers the				
26	value of including those prescription medications which improve drug regimen compliance,				
27	reduce medication errors, or decrease medication abuse through the use of medication delivery				
28	systems that include, but are not limited to, transdermal and injectable delivery systems.				
29	V. The Department of Medical Assistance Services, in cooperation with the Department of				
30	Social Services' Division of Child Support Enforcement, shall identify and initiate third party				
31	recovery actions where there is a medical support order requiring a noncustodial parent to				
32	contribute to the medical cost of a child who is enrolled in the Medicaid or Family Access to				
33	Medical Insurance Security (FAMIS) Programs.				
34	W.1. Within the limits of this appropriation, the Department of Medical Assistance Services				
35	shall work with its contracted managed care organizations and fee-for-service health care				
36	providers to: (i) raise awareness among the providers who serve the Medicaid population about				
37	the health risks of chronic kidney disease; (ii) establish effective means of identifying patients				
38	with this condition; and (iii) develop strategies for improving the health status of these				
39	patients. The department shall work with the National Kidney Foundation to prepare and				
40	disseminate information for physicians and other health care providers regarding generally				
41	accepted standards of clinical care and the benefits of early identification of individuals at				
42	highest risk of chronic kidney disease.				
43	2. Effective July 1, 2006, the department shall request any clinical laboratory performing a				
44	serum creatinine test on a Medicaid recipient over the age of 18 years to calculate and report to				
45	the physician the estimated glomerular filtration rate (eGFR) of the patient and shall report it as				
46	a percent of kidney function remaining.				
47	X. The Director, Department of Planning and Budget is authorized to transfer amounts, as				
48	needed, from Medicaid Program Services (program 45600) to Administrative and Support				
49	Services (program 49900) to fund administrative expenditures associated with contracts between				
50	the Department of Medical Assistance Services and companies providing disease state and				
51	chronic care management programs services for Medicaid recipients.				
52	Y.1. Notwithstanding the provisions of § 32.1-325.1:1, Code of Virginia, upon identifying that				
53	an overpayment for medical assistance services has been made to a provider, the Director,				

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1	Department of Medical Assistance Services shall notify the provider of the amount of the			
2	overpayment. Such notification of overpayment shall be issued within the earlier of (i) four			
3	years after payment of the claim or other payment request, or (ii) four years after filing by the			
4	provider of the complete cost report as defined in the Department of Medical Assistance			
5	Services' regulations, or (iii) 15 months after filing by the provider of the final complete cost			
6	report as defined in the Department of Medical Assistance Services' regulations subsequent to			
7	sale of the facility or termination of the provider.			
8	2. Notwithstanding the provisions of § 32.1-325.1, Code of Virginia, the director shall issue a			
9	informal fact-finding conference decision concerning provider reimbursement in accordance			
10	with the State Plan for Medical Assistance, the provisions of § 2.2-4019, Code of Virginia, and			
11	applicable federal law. The informal fact-finding conference decision shall be issued within 180			
12	days of the receipt of the appeal request. If the agency does not render an informal fact-finding			
13	conference decision within 180 days of the receipt of the appeal request, the decision is			
14	deemed to be in favor of the provider. An appeal of the director's informal fact-finding			
15	conference decision concerning provider reimbursement shall be heard in accordance with			
16	§ 2.2-4020 of the Administrative Process Act (§ 2.2-4020 et seq.) and the State Plan for			
17	Medical Assistance provided for in § 32.1-325, Code of Virginia. Once a final agency case			
18	decision has been made, the director shall undertake full recovery of such overpayment whether			
19	or not the provider disputes, in whole or in part, the informal fact-finding conference decision			
20	or the final agency case decision. Interest charges on the unpaid balance of any overpayment			
21	shall accrue pursuant to § 32.1-313, Code of Virginia, from the date the Director's agency case			
22	decision becomes final.			
23	Z. Any hospital that was designated a Medicare-dependent small rural hospital, as defined in			
24	42 U.S.C. §1395ww (d) (5) (G) (iv) prior to October 1, 2004, shall be designated a rural			
25	hospital pursuant to 42 U.S.C. §1395ww (d) (8) (ii) (II) on or after September 30, 2004.			
26	AA.1. The Department of Medical Assistance Services may amend the State Plan for Medical			
27	Assistance Services to modify the delivery system of pharmaceutical products to include a			
28	specialty drug program. In developing the modifications, the department shall consider input			
29	from physicians, pharmacists, pharmaceutical manufacturers, patient advocates, the Pharmacy			
30	Liaison Committee, and others as appropriate.			
31	2. In developing the specialty drug program to implement appropriate care management and			
32	control drug expenditures, the department shall contract with a vendor who will develop a			
33	methodology for the reimbursement and utilization through appropriate case management of			
34	specialty drugs and distribute the list of specialty drug rates, authorized drugs and utilization			
35	guidelines to medical and pharmacy providers in a timely manner prior to the implementation			
36	of the specialty drug program and publish the same on the department's website.			
37	3. In the event that the Department of Medical Assistance Services contracts with a vendor,			
38	the department shall establish the fee paid to any such contractor based on the reasonable cost			
39	of services provided. The department may not offer or pay directly or indirectly any material			
40	inducement, bonus, or other financial incentive to a program contractor based on the denial or			
41	administrative delay of medically appropriate prescription drug therapy, or on the decreased use			
42	of a particular drug or class of drugs, or a reduction in the proportion of beneficiaries who			
43	receive prescription drug therapy under the Medicaid program. Bonuses cannot be based on the			
44	percentage of cost savings generated under the benefit management of services.			
45	4. The department shall: (i) review, update and publish the list of authorized specialty drugs,			
46	utilization guidelines, and rates at least quarterly; (ii) implement and maintain a procedure to			
47	revise the list or modify specialty drug program utilization guidelines and rates, consistent with			
48	changes in the marketplace; and (iii) provide an administrative appeals procedure to allow			
49	dispensing or prescribing provider to contest the listed specialty drugs and rates.			
50	5. The department shall report on savings and quality improvements achieved through the			
51	implementation measures for the specialty drug program to the Chairmen of the House			
52	Appropriations and Senate Finance Committees, the Joint Commission on Health Care, and the			
53	Department of Planning and Budget by November 1 of each year.			
54	6. The department shall have authority to enact emergency regulations under § 2.2-4011 of the			
55	Administrative Process Act to effect these provisions.			

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1	BB. The Department of Medical Assistance Services shall work with representatives of the				
2	nursing home provider associations to develop a revised cost-reporting methodology which				
3	improves the timeliness and efficiency of the current process. A specific goal of such an				
4	enhanced process would be to decrease by one year the look-back period used within the				
5	biennial cost ceiling rebase determination.				
6	CC. The Department of Medical Assistance Services shall have the authority to amend the				
7	State Plan of Medical Assistance Services, the Virginia Plan for Title XXI of the Social				
8	Security Act and the Family Access the Medical Insurance Security Plan to implement				
9	modifications to the Medicaid program to comply with the mandated provisions of the federal				
10	Children's Health Insurance Program Reauthorization Act of 2009. This authorization shall				
11	apply only to those provisions the states are required to implement within 280 days of				
12	enactment of this Appropriation Act. The department shall have the authority to enact				
13	emergency regulations under § 2.2-4011 of the Administrative Process Act to effect this				
14	provision. The department shall notify the Chairmen of the House Appropriations and Senate				
15	Finance Committees no less than 30 days prior to the submission of amendments to the State				
16	Plan of Medical Assistance Services.				
17	DD. The Department of Medical Assistance Services, in consultation with the appropriate				
18	stakeholders, shall develop a long-range blueprint for the development and implementation of				
19	an integrated acute and long-term care system. This plan shall: (i) explain how the various				
20	community and state level stakeholders will be involved in the development and				
21	implementation of the new program model(s); (ii) describe the various steps for development				
22	and implementation of the program model(s), including a review of other states' models,				
23	funding, populations served, services provided, education of clients and providers, and location				
24	of programs; (iii) describe how the existing system is funded and how integration will impact				
25	funding; and (iv) describe the evaluation methods that will be used to ensure that the program				
26	provides access, quality, and consumer satisfaction.				
27	EE. The Department of Medical Assistance Services shall implement one or more Program for				
28	All Inclusive Care for the Elderly (PACE) programs.				
29	FF. The Department of Medical Assistance Services shall amend its State Plan for Medical				
30	Assistance Services to develop and implement a regional model for the integration of acute and				
31	long-term care services. This model would be offered to elderly and disabled clients on a				
32	mandatory basis. The department shall promulgate emergency regulations to implement this				
33	amendment within 280 days or less from the enactment of this act.				
34	GG.1. The Director, Department of Medical Assistance Services shall seek the necessary waiver				
35	from the United States Centers for Medicare and Medicaid Services to expand eligibility for				
36	Medicaid coverage of family planning services to individuals with a family income up to 133				
37	percent of the federal poverty level. For the purposes of this section, family planning services				
38	shall not cover payment for abortion services and no funds shall be used to perform, assist,				
39	encourage or make direct referrals for abortions. The Department of Medical Assistance				
40	Services shall promulgate emergency regulations to implement this amendment within 280 days				
41	or less from the enactment date of this act.				
42	2. The Department of Medical Assistance Services shall, if feasible and consistent with federal				
43	requirements, seek the necessary waiver from the Centers for Medicare and Medicaid Services				
44	to expand eligibility for Medicaid coverage of family planning services to individuals with a				
45	family income above 133 percent of the federal poverty level up to an eligibility level that will				
46	not compromise federal budget neutrality for the waiver, but not to exceed 200 percent of the				
47	federal poverty level.				
48	HH.1. Contingent upon approval by the Centers for Medicare and Medicaid Services as part of				
49	the Money Follows the Person demonstration grant, the Department of Medical Assistance				
50	Services shall seek federal approval for necessary changes to home and community-based				
51	1915(c) waivers to allow individuals transitioning from institutions to receive care in the				
52	community. The Department of Medical Assistance Services shall promulgate any necessary				
53	emergency regulations within 280 days or less from the enactment date of this act.				
54	2. The Department of Medical Assistance Services shall amend the Individual and Family				
55	Developmental Disabilities Support (DD) Waiver to add 30 new slots (15 each fiscal year) and				
56	the Intellectual Disabilities (ID) Waiver to add 220 new slots (110 each fiscal year) which will				

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2	be reserved for individuals transitioning out of institutional settings through the Money Follows			
3	the Person Demonstration. The Department of Medical Assistance Services shall seek federal			
4	approval for necessary changes to the DD and ID waiver applications to add the additional			
5	slots.			
6	II. The Department of Medical Assistance Services shall have the authority to amend the			
7	managed care waiver to allow the department to enroll adoption assistance recipients into			
8	managed care organizations as defined in 12 VAC 30-120-360 through 12 VA 30-120-420. In			
9	addition, the department shall have the authority to amend the State Plans for Titles XIX			
10	(Medical Assistance) and XXI (Family Access to Medical Insurance Security Plan - FAMIS) of			
11	the Social Security Act, as required by applicable statute and regulations to provide managed			
12	care services to adoption assistance recipients. The Department of Medical Assistance Services			
13	shall have the authority to promulgate emergency regulations to implement this amendment			
14	within 280 days or less from the enactment of this act.			
15	JJ. The Department of Medical Assistance Services shall be authorized, in collaboration with			
16	the Virginia Commonwealth University Health System (VCUHS), to seek a waiver from the			
17	Centers for Medicare and Medicaid Services (CMS) to permit use of Disproportionate Share			
18	Hospital (DSH) funds to allow the VCUHS (Hospital and Physician Practice) to continue the			
19	existing partnership with community physicians and with any community hospitals who are			
20	providing less costly health care services to eligible indigent patients for VCUHS. As part of			
21	the waiver application process the parties shall develop estimates of the cost of the program to			
22	the state and federal governments, and shall report the findings to the Governor and to the			
23	Chairman of the House Appropriations and the Senate Finance Committees. If the Director,			
24	Department of Planning and Budget, determines that the waiver program would not require			
25	additional state funds, the program shall be implemented upon receiving CMS approval. If			
26	additional state funding is needed, the program shall not be implemented until such funding is			
27	authorized through the budget process.			
28	KK. The Department of Medical Assistance Services shall have the authority to implement			
29	prior authorization and utilization review for community-based mental health services for			
30	children and adults. The department shall have the authority to promulgate emergency			
31	regulations to implement this amendment within 280 days or less from the enactment of this			
32	act.			
33	LL. The Department of Medical Assistance Services shall have the authority to seek federal			
34	approval of changes to its managed care waiver to limit the Primary Case Management			
35	program to localities of the state with only one participating managed care organization. The			
36	department shall have the authority to promulgate emergency regulations to implement this			
37	amendment within 280 days or less from the enactment of this act.			
38	MM. Effective July 1, 2009, the department shall have the authority to amend the State Plan			
39	for Medical Assistance to eliminate reimbursement for hospital acquired conditions in a manner			
40	similar to the Medicare initiative implemented October 1, 2008. The department shall have the			
41	authority to implement this reimbursement change effective July 1, 2009, and prior to the			
42	completion of any regulatory process undertaken in order to effect such change. The			
43	department shall also revise its medical necessity criteria to be consistent with Medicare			
44	national coverage determinations as part of the overall Medicare initiative.			
45	NN. The Department of Medical Assistance Services shall delay the last quarterly payment of			
46	certain quarterly amounts paid to hospitals, from the end of each state fiscal year to the first			
47	quarter of the following year. Quarterly payments that shall be delayed from each June to each			
48	July shall be Disproportionate Share Hospital payments, Indirect Medical Education payments,			
49	and Direct Medical Education payments. The department shall have the authority to implement			
50	this reimbursement change effective upon passage of this act, and prior to the completion of			
51	any regulatory process undertaken in order to effect such change.			
52	OO. The Department of Medical Assistance Services shall make the monthly capitation			
53	payment to managed care organizations for the member months of each month in the first week			
54	of the subsequent month. The department shall have the authority to implement this			
55	reimbursement schedule change effective upon passage of this act, and prior to the completion			
56	of any regulatory process undertaken in order to effect such change.			
	PP. In every June the remittance that would normally be paid to providers on the last			

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1	remittance date of the state fiscal year shall be delayed one week longer than is normally the			
2	practice. This change shall apply to the remittances of Medicaid and FAMIS providers. This			
3	change does not apply to providers who are paid a per-month capitation payment. The			
4	department shall have the authority to implement this reimbursement change effective upon			
5	passage of this act, and prior to the completion of any regulatory process undertaken in order			
6	to effect such change.			
7	QQ. Upon approval by the Centers for Medicare and Medicaid Services of the application for			
8	renewal of the Mental Retardation Waiver, expeditious implementation of any revisions shall be			
9	deemed an emergency situation pursuant to § 2.2-4002 of the Administrative Process Act.			
10	Therefore, to meet this emergency situation, the Department of Medical Assistance Services			
11	shall promulgate emergency regulations to implement the provisions of this act.			
12	RR. The Department of Medical Assistance Services, to the extent permissible under federal			
13	law, shall enter into an agreement with local Healthy Families sites so that qualifying funds			
14	may be used at the discretion of each site for obtaining matching nongeneral funds when			
15	available.			
16	SS. The Department of Medical Assistance Services shall provide information to personal care			
17	agency providers regarding the options available to meet staffing requirements for personal care			
18	aides including the completion of provider-offered training or DMAS Personal Care Aide			
19	Training Curriculum.			
20	TT. The Department of Medical Assistance Services, in consultation with the Department of			
21	Behavioral Health and Developmental Services, shall amend the State Plan for Medical			
22	Assistance Services in order to comply with the payor of last resort requirements of Part C of			
23	the Individuals with Disabilities Education Act (IDEA) of 2004. The Department of Medical			
24	Assistance Services shall promulgate regulations to become effective within 280 days or less			
25	from the enactment date of this act. The department shall implement these necessary regulatory			
26	changes to be consistent with federal requirements for the Part C program.			
27	UU. The Department of Medical Assistance Services shall impose an assessment equal to 5.5			
28	percent of revenue on all ICF-MR providers. The department shall determine procedures for			
29	collecting the assessment, including penalties for non-compliance. The department shall have			
30	the authority to adjust interim rates to cover new Medicaid costs as a result of this assessment.			
31	The department shall implement this change effective January 1, 2011, or on the earliest date			
32	thereafter when it is determined that such change will not jeopardize the increased Federal			
33	Medical Assistance Percentage established under the American Recovery and Reinvestment Act			
34	of 2009 (P.L. 111-5) and any extension thereof through subsequent federal legislation.			
35	VV. The Department of Medical Assistance Services shall eliminate supplemental coverage of			
36	regular and intensive assisted living services. The department shall implement this change			
37	effective July 1, 2010, and prior to the completion of any regulatory process undertaken in			
38	order to effect such change.			
39	WW. The Department of Medical Assistance Services shall amend the 1915 (c) home-			
40	and-community based waivers and the Children's Mental Health demonstration grant to			
41	decrease the annual respite care hours from 720 to 240. The 1915 (c) waivers shall include the			
42	Alzheimer's Assisted Living, Day Support, Elderly or Disabled with Consumer Direction,			
43	Individual and Family Developmental Disabilities Support, Intellectual Disabilities, Technology			
44	Assisted, and HIV/AIDs Waivers. The department shall implement this change effective			
45	January 1, 2011, and prior to the completion of any regulatory process undertaken in order to			
46	effect such change.			
47	XX. The Department of Medical Assistance Services shall amend the Children's Mental Health			
48	demonstration grant program eligibility requirements in order to permit a child to be evaluated			
49	as a separate assistance unit of one, regardless of whether the child is living in the home with a			
50	parent or guardian, or siblings. The department shall implement this change effective July 1,			
51	2010, and prior to the completion of any regulatory process undertaken in order to effect such			
52	change.			
53	YY. The Department of Medical Assistance Services shall make programmatic changes in the			
54	provision of Intensive In-Home services and Community Mental Health services in order ensure			
55	appropriate utilization and cost efficiency. The department shall consider all available options			

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1	including, but not limited to, prior authorization, utilization review and provider qualifications.			
2	The Department of Medical Assistance Services shall promulgate regulations to implement			
3	these changes within 280 days or less from the enactment date of this act.			
4	ZZ. Notwithstanding Chapters 228 and 303 of the 2009 Virginia Acts of Assembly and			
5	§32.1-323.2 of the Code of Virginia, the Department of Medical Assistance Services shall not			
6	add any slots under the Mental Retardation Medicaid Waiver (now referred to as the			
7	Intellectual Disabilities Waiver) or the Individual and Family Developmental Disabilities and			
8	Support Medicaid Waiver in either the first or second year, other than those slots authorized to			
9	specifically support the Money Follows the Person Demonstration or individuals who are			
10	exiting Southeastern Virginia Training Center or other state institutions.			
11	AAA. Effective July 1, 2010, the Department of Medical Assistance Services shall amend the			
12	State Plan for Medical Assistance to eliminate the incentive plan for long-stay hospitals. The			
13	department shall also eliminate the inflation increase for rates in FY 2011 and FY 2012 and			
14	freeze ceilings in FY 2011 and FY 2012 at the same level as the ceilings for long stay			
15	hospitals with fiscal year ends of June 30, 2010. The department shall have the authority to			
16	implement this reimbursement change effective July 1, 2010, and prior to the completion of			
17	any regulatory process undertaken in order to effect such change.			
18	BBB.1. Effective July 1, 2010, the Department of Medical Assistance Services shall amend the			
19	State Plan for Medical Assistance to make the following changes:			
20	a. Rebase hospital DRG weights, case rates, psych and rehab per diem rates except that 2008			
21	base year costs shall only be increased 2.58 percent. Operating rates in FY 2012 shall not be			
22	increased by inflation. The department shall not replace through other payment mechanisms the			
23	losses of Type One hospitals from this limitation on base year cost increases unless the			
24	provider is able to transfer the state share or certify the public expenditures.			
25	b. Revise the inpatient hospital Medicaid utilization percent from 15 percent to 14 percent to			
26	determine DSH eligibility and rebase regular DSH reimbursement for all hospitals but reduce			
27	the final calculation by a uniform percentage such that total expenditures in FY 2011 do not			
28	exceed expenditures in FY 2010 separately for Type 1 and Type 2 hospitals. The department			
29	shall calculate the reduction prior to implementing other changes to DSH eligibility. DSH			
30	payments in FY 2012 shall not be increased by inflation.			
31	c. Eliminate the FY 2011 and FY 2012 adjustments for inflation for graduate medical education			
32	per resident amounts. The department shall not replace through other payment mechanisms the			
33	losses of Type One hospitals from this limitation on base year cost increases unless the			
34	provider is able to transfer the state share or certify the public expenditures.			
35	2. The department shall have the authority to implement these reimbursement changes effective			
36	July 1, 2010, and prior to the completion of any regulatory process undertaken in order to			
37	effect such change.			
38	CCC. Effective July 1, 2010, through June 30, 2012, the Department of Medical Assistance			
39	Services shall freeze rates for freestanding psychiatric hospitals at the FY 2010 level. The			
40	department shall have the authority to implement these reimbursement changes effective July 1,			
41	2010, and prior to the completion of any regulatory process undertaken in order to effect such			
42	change.			
43	DDD. Effective July 1, 2010, the Department of Medical Assistance Services shall amend the			
44	State Plan for Medical Assistance to eliminate the adjustment for inflation of nursing facility			
45	and specialized care operating rates for days of service in FY 2011 and FY 2012 and to freeze			
46	nursing facility and specialized care ceilings in FY 2011 and FY 2012 at the same level as the			
47	ceilings for nursing facilities with fiscal year ends of June 30, 2010. The department shall have			
48	the authority to implement this reimbursement change effective July 1, 2010, and prior to the			
49	completion of any regulatory process undertaken in order to effect such change.			
50	EEE. Effective July 1, 2010, the Department of Medical Assistance Services shall not adjust			
51	rates or the rate ceiling of residential psychiatric facilities for inflation.			
52	FFF. Effective July 1, 2010, the Department of Medical Assistance Services shall amend the			
53	State Plan for Medical Assistance to eliminate the FY 2011 and FY 2012 inflation adjustment			

ITEM 297.	Item Details(\$)		Appropriations(\$)	
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1	for home health agencies. The department shall have the authority to implement this			
2	reimbursement change effective July 1, 2010, and prior to the completion of any regulatory			
3	process undertaken in order to effect such change.			
4	GGG. Effective July 1, 2010, the Department of Medical Assistance Services shall amend the			
5	State Plan for Medical Assistance to eliminate the FY 2011 and FY 2012 inflation adjustment			
6	for outpatient rehabilitation agencies. The department shall have the authority to implement			
7	this reimbursement change effective July 1, 2010, and prior to the completion of any regulatory			
8	process undertaken in order to effect such change.			
9	HHH. The Department of Medical Assistance Services shall have the authority to amend the			
10	1915 (c) home-and-community-based Elderly or Disabled with Consumer Direction Waiver to			
11	place a moratorium on new enrollments in this waiver effective January 1, 2011, other than			
12	those slots authorized to specifically support the Money Follows the Person Demonstration or			
13	individuals who are exiting Southeastern Virginia Training Center or other state institutions.			
14	The provisions of this paragraph expire on January 1, 2012. The department shall implement			
15	this change effective January 1, 2011, or on the earliest date thereafter when it is determined			
16	that such change will not jeopardize the increased Federal Medical Assistance Percentage			
17	established under the American Recovery and Reinvestment Act of 2009 (P.L. 111-5) and any			
18	extension thereof through subsequent federal legislation, and prior to the completion of any			
19	regulatory process undertaken in order to effect such change.			
20	III. The Department of Medical Assistance Services shall have the authority to amend the 1915			
21	(c) home-and-community-based Intellectual Disabilities Waiver to place a moratorium on new			
22	enrollments in this waiver effective January 1, 2011, other than those slots authorized to			
23	specifically support the Money Follows the Person Demonstration or individuals who are			
24	exiting Southeastern Virginia Training Center or other state institutions. The provisions of this			
25	paragraph expire on January 1, 2012. The department shall implement this change effective			
26	January 1, 2011, or on the earliest date thereafter when it is determined that such change will			
27	not jeopardize the increased Federal Medical Assistance Percentage established under the			
28	American Recovery and Reinvestment Act of 2009 (P.L. 111-5) and any extension thereof			
29	through subsequent federal legislation, and prior to the completion of any regulatory process			
30	undertaken in order to effect such change.			
31	JJJ. The Department of Medical Assistance Services shall have the authority to amend the 1915			
32	(c) home-and-community-based Day Support Waiver to place a moratorium on new enrollments			
33	in this waiver effective January 1, 2011, other than those slots authorized to specifically			
34	support the Money Follows the Person Demonstration or individuals who are exiting			
35	Southeastern Virginia Training Center or other state institutions. The provisions of this			
36	paragraph expire on January 1, 2012. The department shall implement this change effective			
37	January 1, 2011, or on the earliest date thereafter when it is determined that such change will			
38	not jeopardize the increased Federal Medical Assistance Percentage established under the			
39	American Recovery and Reinvestment Act of 2009(P.L. 111-5) and any extension thereof			
40	through subsequent federal legislation, and prior to the completion of any regulatory process			
41	undertaken in order to effect such change.			
42	KKK. The Department of Medical Assistance Services shall have the authority to amend the			
43	1915 (c) home-and-community-based Individual and Family Developmental Disabilities Support			
44	Waiver to place a moratorium on new enrollments in this waiver effective January 1, 2011,			
45	other than those slots authorized to specifically support the Money Follows the Person			
46	Demonstration or individuals who are exiting Southeastern Virginia Training Center or other			
47	state institutions. The provisions of this paragraph expire on January 1, 2012. The department			
48	shall implement this change effective January 1, 2011, or on the earliest date thereafter when it			
49	is determined that such change will not jeopardize the increased Federal Medical Assistance			
50	Percentage established under the American Recovery and Reinvestment Act of 2009 (P.L.			
51	111-5) and any extension thereof through subsequent federal legislation, and prior to the			
52	completion of any regulatory process undertaken in order to effect such change.			
53	LLL. The Department of Medical Assistance Services shall have the authority to amend the			
54	1915 (c) home-and-community-based Alzheimer's Assisted Living Waiver to place a			
55	moratorium on new enrollments in this waiver effective January 1, 2011, other than those slots			
56	authorized to specifically support the Money Follows the Person Demonstration or individuals			
57	who are exiting Southeastern Virginia Training Center or other state institutions. The			
58	provisions of this paragraph expire on January 1, 2012. The department shall implement this			

ITEM 297.	Item Details(\$)		Appropriations(\$)	
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1	change effective January 1, 2011, or on the earliest date thereafter when it is determined that			
2	such change will not jeopardize the increased Federal Medical Assistance Percentage			
3	established under the American Recovery and Reinvestment Act of 2009 (P.L. 111-5) and any			
4	extension thereof through subsequent federal legislation, and prior to the completion of any			
5	regulatory process undertaken in order to effect such change.			
6	MMM. Effective July 1, 2010, the Department of Medical Assistance Services shall amend the			
7	State Plan for Medical Assistance to eliminate additional Indirect Medical Education (IME)			
8	payments based on NICU utilization (described in 12 VAC 30-70-291.D) or NICU days			
9	(described in 12 VAC 30-70-291.E) . IME payments to Virginia hospitals shall remain			
10	unchanged. The department shall have the authority to implement this reimbursement change			
11	effective July 1, 2010, and prior to the completion of any regulatory process undertaken in			
12	order to effect such change.			
13	NNN. Effective July 1, 2010, the Department of Medical Assistance Services shall reduce the			
14	rates for home and community based care waiver services by five percent, except for skilled			
15	nursing rates for services delivered to recipients in the Technology Assisted Waiver. Other			
16	than the specific exemption above, these rate reductions apply to these services whether			
17	provided to waiver recipients or to any other Medicaid or FAMIS eligible individuals.			
18	OOO. The Department of Medical Assistance Services shall amend the State Plan for Medical			
19	Assistance to remove optional coverage for services by providers enrolled as podiatrists. The			
20	department shall implement this change effective July 1, 2010, and prior to the completion of			
21	any regulatory process undertaken in order to effect such change.			
22	PPP. The Department of Medical Assistance Services shall amend the State Plan for Medical			
23	Assistance to remove optional coverage of adult vision services. The department shall			
24	implement this change effective July 1, 2010, and prior to the completion of any regulatory			
25	process undertaken in order to effect such change.			
26	QQQ. The Department of Medical Assistance Services shall amend the State Plan for Medical			
27	Assistance to establish annual limits for adult rehabilitation services, including physical therapy,			
28	occupational therapy, and speech therapy, provided in all settings by all providers for which			
29	states have discretion under applicable federal law. The department shall have authority to			
30	promulgate regulations to become effective within 280 days or less from the enactment date of			
31	this act.			
32	RRR. The Department of Medical Assistance Services shall amend the State Plan for Medical			
33	Assistance to reduce the income limit for eligibility under the 300 percent Supplemental			
34	Security Income (SSI) eligibility group to 275 percent of the SSI payment level. The			
35	department shall implement this change effective January 1, 2011, or on the earliest date			
36	thereafter when it is determined that such change will not jeopardize the increased Federal			
37	Medical Assistance Percentage established under the American Recovery and Reinvestment Act			
38	of 2009 (P.L. 111-5) and any extension thereof through subsequent federal legislation, and			
39	prior to the completion of any regulatory process undertaken in order to effect such change.			
40	SSS. The Department of Medical Assistance Services shall amend the State Plan for Medical			
41	Assistance to decrease the maximum reimbursement for pharmaceutical products to the Average			
42	Wholesale Price minus 13.1 percent. Such amendment shall become effective July 1, 2010.			
43	TTT. Effective July 1, 2010, the Department of Medical Assistance Services shall amend the			
44	State Plan for Medical Assistance to establish a threshold for out-of-state cost reporting			
45	hospitals to qualify for disproportionate share hospital payments. In addition to meeting all			
46	other requirements, out-of-state cost reporting hospitals must have Virginia Medicaid utilization			
47	in the base year of at least 12 percent of total Medicaid days. The department shall have the			
48	authority to implement this reimbursement change effective July 1, 2010, and prior to the			
49	completion of any regulatory process undertaken in order to effect such change.			
50	UUU. Effective July 1, 2010, the Department of Medical Assistance Services (DMAS) shall			
51	amend the State Plan for Medical Assistance to modify reimbursement for Durable Medical			
52	Equipment (DME) to:			
53	a. Reduce reimbursement for DME that has a Durable Medical Equipment Regional Carrier			
54	(DMERC) rate from 100 percent of Medicare reimbursement level to 90 percent of the			



ITEM 297.	Item Details(\$)		Appropriations(\$)		
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1	Medicare level.				
2	b. Reduce fee schedule rates for DME and supplies by category-specific amounts as				
3	recommended in the November 1, 2009, Report on Durable Medical Equipment Reimbursement				
4	to the Senate Finance and House Appropriations Committees. The Department of Medical				
5	Assistance Services shall also modify the pricing of incontinence supplies from case to item,				
6	which is the industry standard.				
7	c. Establish rates for additional procedure codes where benchmark rates are available.				
8	d. Reimburse at cost plus 30 percent for any item not on the fee schedule. Cost shall be no				
9	more than the net manufacturer's charge to the provider, less shipping and handling.				
10	e. Determine alternate pricing for any code that does not have a rate.				
11	f. Limit service day reimbursement to intravenous and oxygen therapy equipment.				
12	2. The department shall promulgate regulations to implement this amendment within 280 days				
13	or less from the enactment of this act.				
14	VVV. The Department of Medical Assistance Services (DMAS) shall have the authority to				
15	modify reimbursement for Durable Medical Equipment for incontinence supplies based on				
16	competitive bidding subject to approval by the Centers for Medicare and Medicaid Services				
17	(CMS). The department shall have the authority to promulgate regulations to become effective				
18	within 280 days or less from the enactment of this act.				
19	WWW. Effective July 1, 2010, the Department of Medical Assistance Services (DMAS) shall				
20	amend the State Plan for Medical Assistance to modify the limit on incontinence supplies prior				
21	to requiring prior authorization. The department shall have the authority to implement this				
22	reimbursement change effective July 1, 2010, and prior to the completion of any regulatory				
23	process undertaken in order to effect such change.				
24	298.	Medical Assistance Services (Non-Medicaid) (46400) .....		\$821,702	\$821,702
25		Insurance Premium Payments for HIV-Positive			
26		Individuals (46403) .....	\$556,702	\$556,702	
27		Reimbursements From the Uninsured Medical			
28		Catastrophe Fund (46405) .....	\$265,000	\$265,000	
29		Fund Sources: General .....	\$781,702	\$781,702	
30		Dedicated Special Revenue .....	\$40,000	\$40,000	
31		Authority: Title 32.1, Chapter 12, Code of Virginia.			
32		A. Out of this appropriation, \$556,702 the first year and \$556,702 the second year from the			
33		general fund shall be provided for insurance payment assistance to HIV-infected persons in			
34		accordance with § 32.1-330.1, Code of Virginia, except that the eligibility threshold for			
35		assistance shall allow a maximum income of no more than 250 percent of the federal poverty			
36		threshold.			
37		B. The Director, Department of Planning and Budget, shall transfer any amounts appropriated			
38		for the Uninsured Medical Catastrophe Fund to that fund, pursuant to § 32.1-324.3, Code of			
39		Virginia.			
40		C. Out of this appropriation, \$225,000 the first year and \$225,000 the second year from the			
41		general fund shall be transferred to the Uninsured Medical Catastrophe Fund under			
42		§ 32.1-324.3, Code of Virginia.			
43	299.	Medical Assistance Services for Low Income Children			
44		(46600) .....		\$127,273,111	\$145,339,316
45		Reimbursements for Medical Services Provided to			
46		Low-Income Children (46601) .....	\$127,273,111	\$145,339,316	
47		Fund Sources: General .....	\$44,230,187	\$50,553,359	
48		Federal Trust .....	\$83,042,924	\$94,785,957	

ITEM 299.	Item Details(\$)		Appropriations(\$)	
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1	Authority: Title 32.1, Chapters 9, 10 and 13, Code of Virginia; P.L. 89-87, as amended, Title			
2	XIX, Social Security Act, Federal Code.			
3	To the extent that appropriations in this Item are insufficient, the Director, Department of			
4	Planning and Budget shall transfer general fund appropriation from Items 296 and 297, if			
5	available, into this Item, to be used as state match for federal Title XXI funds.			
6	300.		\$106,206,839	\$105,979,839
7				
8				
9				
10				
11				
12				
13				
14	Authority: Title 32.1, Chapters 9 and 10, Code of Virginia; P.L. 89-87, as amended, Title XIX,			
15	Social Security Act, Federal Code.			
16	A. By November 15 of each year, the Department of Planning and Budget, in cooperation with			
17	the Department of Medical Assistance Services, shall prepare and submit a forecast of			
18	Medicaid expenditures, upon which the Governor's budget recommendations will be based, for			
19	the current and subsequent two years to the Chairmen of the House Appropriations and Senate			
20	Finance Committees.			
21	B. The Department of Medical Assistance Services shall submit expenditure reports of the			
22	Medicaid program in relation to the agency's actual appropriation to the Department of			
23	Planning and Budget and the Chairmen of the House Appropriations and Senate Finance			
24	Committees. These reports shall be submitted on a quarterly basis.			
25	C. Out of this appropriation, \$50,000 the first year and \$50,000 the second year from the			
26	special fund is appropriated to the Department of Medical Assistance Services for the			
27	administration of the disbursement of civil money penalties levied against and collected from			
28	Medicaid nursing facilities for violations of rules identified during survey and certification as			
29	required by federal law and regulation. Based on the nature and seriousness of the deficiency,			
30	the Agency or the Centers for Medicare and Medicaid Services may impose a civil money			
31	penalty, consistent with the severity of the violations, for the number of days a facility is not in			
32	substantial compliance with the facility's Medicaid participation agreement. Civil money			
33	penalties collected by the Commonwealth must be applied to the protection of the health or			
34	property of residents of nursing facilities found to be deficient. Penalties collected are to be			
35	used for (1) the payment of costs incurred by the Commonwealth for relocating residents to			
36	other facilities; (2) payment of costs incurred by the Commonwealth related to operation of the			
37	facility pending correction of the deficiency or closure of the facility; and (3) reimbursement of			
38	residents for personal funds or property lost at a facility as a result of actions by the facility or			
39	individuals used by the facility to provide services to residents. These funds are to be			
40	administered in accordance with the revised federal regulations and law, 42 CFR 488.400 and			
41	the Social Security Act § 1919(h), for Enforcement of Compliance for Long-Term Care			
42	Facilities with Deficiencies. Any special fund revenue received for this purpose, but			
43	unexpended at the end of the fiscal year, shall remain in the fund for use in accordance with			
44	this provision.			
45	D. The Department of Medical Assistance Services, to the extent permissible under federal law,			
46	shall enter into an agreement with the Department of Behavioral Health and Developmental			
47	Services to share Medicaid claims and expenditure data on all Medicaid-reimbursed mental			
48	health, mental retardation and substance abuse services, and any new or expanded mental			
49	health, mental retardation and substance abuse services that are covered by the State Plan for			
50	Medical Assistance. The information shall be used to increase the effective and efficient			
51	delivery of publicly funded mental health, mental retardation and substance abuse services.			
52	E. In addition to any regional offices that may be located across the Commonwealth, any			
53	statewide, centralized call center facility that operates in conjunction with a brokerage			
54	transportation program for persons enrolled in Medicaid or the Family Access to Medical			
55	Insurance Security plan shall be located in Norton, Virginia.			

ITEM 300.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	F. The Director, Department of Planning and Budget, is authorized to transfer amounts, as			
2	needed, from Medicaid Program Services (45600), Medical Assistance Services for Low			
3	Income Children (46600) and Children's Health Insurance Program Delivery (44600), to			
4	Administrative and Support Services (49900), to fund administrative expenditures associated			
5	with contracts between the department and companies providing dental benefit services for			
6	Medicaid and FAMIS recipients.			
7	G.1. Out of this appropriation, \$250,000 from the general fund and \$250,000 from the federal			
8	trust fund in the first year and \$250,000 from the general fund and \$250,000 from the federal			
9	trust fund in the second year is provided for the additional audit costs of intensive in-home			
10	services.			
11	2. The Department of Medical Assistance Services shall report to the Department of Planning			
12	and Budget, by September 1, of each year, the amount of savings achieved from the increased			
13	audits of intensive in-home services.			
14	Total for Department of Medical Assistance Services.....		\$7,214,537,273	\$7,710,040,935
15	General Fund Positions.....	169.02	169.02	
16	Nongeneral Fund Positions.....	190.98	190.98	
17	Position Level .....	360.00	360.00	
18	Fund Sources: General .....	\$2,969,202,068	\$3,574,125,602	
19	Special .....	\$1,065,000	\$1,065,000	
20	Dedicated Special Revenue .....	\$302,507,501	\$304,748,439	
21	Federal Trust.....	\$3,941,762,704	\$3,830,101,894	
22	<b>§ 1-91. DEPARTMENT OF BEHAVIORAL HEALTH AND DEVELOPMENTAL SERVICES (720)</b>			
23	301. Regulation of Public Facilities and Services (56100).....		\$1,566,227	\$1,566,227
24	Regulation of Health Care Service Providers (56103).....	\$1,566,227	\$1,566,227	
25	Fund Sources: General .....	\$1,566,227	\$1,566,227	
26	Authority: Title 37.1, Chapters 8 and 11, Code of Virginia.			
27	302. Inspection, Monitoring, and Auditing Services (78700)...		\$643,819	\$643,819
28	Facility and Community Programs Inspection and			
29	Monitoring (78701).....	\$643,819	\$643,819	
30	Fund Sources: General .....	\$482,704	\$482,704	
31	Special .....	\$161,115	\$161,115	
32	303. A. It is the intent of the General Assembly that the Department of Behavioral Health and			
33	Developmental Services proceed in transforming its system of care into a model that embodies			
34	best practices and state-of-the art services. The consumer-driven system of services and			
35	supports shall promote self-determination, empowerment, recovery, resilience, health, and the			
36	highest possible level of consumer participation in all aspects of community life. The			
37	transformed system shall include investments in a suitable array and adequate quantity of			
38	community-based services, with an emphasis on consumer choice and the appropriate use of			
39	facility resources. State facilities shall be redesigned to ensure high quality care, efficient			
40	operation, and capacity necessary for persons most in need of such care. Amounts authorized			
41	herein, and in related legislation, shall be used to support the transformation of the system of			
42	care and to promote the provision of behavioral health and developmental services in the most			
43	efficient and appropriate setting. The Department of Behavioral Health and Developmental			
44	Services may consider the use of public-private partnerships to deliver behavioral health and			
45	intellectual disability services as part of the comprehensive behavioral health and intellectual			
46	disability system of care, in facilities that are being planned for renovation or replacement.			
47	These partnerships may include contracts with private entities for facility operations, unless the			
48	Department of Behavioral Health and Developmental Services can demonstrate that continued			
49	state operation of the facility is at least as cost effective and provides at least an equivalent or			
50	higher level quality care than operation by a private entity.			
51	B. Notwithstanding any law to the contrary, on July 1, 2012, the State Comptroller shall			

ITEM 303.	Item Details(\$)		Appropriations(\$)	
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1	transfer to the general fund any nongeneral fund balance accumulated by the Department of			
2	Behavioral Health and Developmental Services, except for federal grant funds, in excess of			
3	\$20,000,000.			
4	304.	Administrative and Support Services (49900).....		\$41,494,426
5		General Management and Direction (49901).....	\$4,415,242	\$3,652,242
6		Information Technology Services (49902).....	\$8,457,502	\$8,457,502
7		Architectural and Engineering Services (49904).....	\$2,465,094	\$2,465,094
8		Collection and Locator Services (49905).....	\$2,584,316	\$2,584,316
9		Human Resources Services (49914).....	\$1,685,838	\$1,685,838
10		Planning and Evaluation Services (49916).....	\$356,956	\$356,956
11		Program Development and Coordination (49933).....	\$21,529,478	\$21,529,478
12		Fund Sources: General.....	\$25,032,055	\$25,032,055
13		Special.....	\$6,599,938	\$5,836,938
14		Federal Trust.....	\$9,862,433	\$9,862,433
15	Authority: Title 16.1, Article 18, and Title 37.2, Chapters 2, 3, 4, 5, 6 and 7, and Title 2.2,			
16	Chapters 26 and 53 Code of Virginia; P.L. 102-119, Federal Code.			
17	A. The Commissioner, Department of Behavioral Health and Developmental Services shall, at			
18	the beginning of each fiscal year, establish the current capacity for each facility within the			
19	system. When a facility becomes full, the commissioner or his designee shall give notice of the			
20	fact to all sheriffs.			
21	B. The Commissioner, Department of Behavioral Health and Developmental Services shall			
22	work in conjunction with community services boards to develop and implement a graduated			
23	plan for the discharge of eligible facility clients to the greatest extent possible, utilizing savings			
24	generated from statewide gains in system efficiencies.			
25	C. Notwithstanding § 4-5.12 of this act and paragraph C of § 2.2-1156, Code of Virginia, the			
26	Department of Behavioral Health and Developmental Services is hereby authorized to deposit			
27	the entire proceeds of the sales of surplus land at state-owned behavioral health and intellectual			
28	disability facilities into a revolving trust fund. The trust fund may initially be used for expenses			
29	associated with restructuring such facilities. Remaining proceeds after such expenses shall be			
30	dedicated to continuing services for current patients as facility services are restructured. The			
31	trust fund will receive any savings resulting from facility restructuring. Thereafter, the fund will			
32	be used to enhance services to individuals with mental illness, intellectual disability and			
33	substance abuse problems.			
34	D. The Department of Behavioral Health and Developmental Services, the Department of			
35	Juvenile Justice, and the Department of Medical Assistance Services, in cooperation with the			
36	Office of Comprehensive Services, Community Services Boards, Court Service Units, and			
37	representatives from community policy and management teams representing various regions of			
38	the Commonwealth shall develop an integrated policy and plan, including the necessary			
39	legislation and budget amendments, to provide and improve access by children, including			
40	juvenile offenders to behavioral health, substance abuse, and intellectual disability services. The			
41	plan shall identify the services needed by children, the cost and source of funding for the			
42	services, the strengths and weaknesses of the current service delivery system and administrative			
43	structure, and recommendations for improvement. The plan shall also examine funding			
44	restrictions of the Comprehensive Services Act which impede rural localities from developing			
45	local programs for children who are often referred to private day and residential treatment			
46	facilities for services and make recommendations regarding how rural localities can improve			
47	prevention, intervention, and treatment for high-risk children and families, with the goal of			
48	broadening treatment options and improving quality and cost effectiveness. The Department of			
49	Behavioral Health and Developmental Services shall report the plan to the Chairmen of the			
50	Senate Finance and House Appropriations Committees by June 30 of each year.			
51	E. The Department of Behavioral Health and Developmental Services and the Department of			
52	Medical Assistance Services, in cooperation with the Community Services Boards, shall select			
53	the specific substance abuse services that shall be available statewide to children and adults.			
54	F. The Department of Behavioral Health and Developmental Services shall identify and create			
55	opportunities for public-private partnerships and develop the incentives necessary to establish			

ITEM 304.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	and maintain an adequate supply of acute-care psychiatric beds for children and adolescents.			
2	G. The Department of Behavioral Health and Developmental Services, in cooperation with the			
3	Department of Juvenile Justice, where appropriate, shall identify and create opportunities for			
4	public-private partnerships and develop the incentives necessary to establish and maintain an			
5	adequate supply of residential beds for the treatment of juveniles with behavioral health			
6	treatment needs, including those who are mentally retarded, aggressive, or sex offenders, and			
7	those juveniles who need short-term crisis stabilization but not psychiatric hospitalization.			
8	H. The Commissioner, Department of Behavioral Health and Developmental Services, in			
9	cooperation with Community Services Boards and private service providers, shall ensure that			
10	consumers are allowed choices in selecting group home placements and services.			
11	I. On October 1 of each year, the Commissioner of the Department of Behavioral Health and			
12	Developmental Services shall submit a report to the Chairmen of the Senate Finance and House			
13	Appropriations Committees regarding Community Services Board contracts with private service			
14	providers, to include contract amounts paid to each private provider, number of patients served,			
15	term of inpatient treatment, any savings realized by community-based treatment, and any fiscal			
16	impact on state hospitals.			
17	J. Out of this appropriation, \$656,538 the first year and \$656,538 the second year from the			
18	general fund shall be provided for placement and restoration services for juveniles found to be			
19	incompetent to stand trial pursuant to Title 16.1, Chapter 11, Article 18, Code of Virginia.			
20	K. Out of this appropriation, \$50,000 the first year and \$50,000 the second year from the			
21	general fund shall be used to pay for legal and medical examinations needed for individuals			
22	living in the community and in need of guardianship services.			
23	L. Out of this appropriation, \$878,050 the first year and \$878,050 the second year from the			
24	general fund shall be provided for services for the civil commitment of sexually violent			
25	predators as follows: (i) \$506,250 the first year and \$506,250 the second year for clinical			
26	evaluations and court testimony for sexually violent predators who are being considered for			
27	release from state correctional facilities and who will be referred to the Clinical Review			
28	Committee for psycho-sexual evaluations prior to the state seeking civil commitment, (ii)			
29	\$260,200 the first year and \$260,200 the second year for conditional release services, including			
30	treatment, and (iii) \$111,600 the first year and \$111,600 the second year for the costs			
31	associated with contracting with a Global Positioning System service to closely monitor the			
32	movements of individuals who are civilly committed to the sexually violent predator program			
33	but conditionally released.			
34	M. Out of this appropriation, \$25,000 the first year and \$25,000 the second year from the			
35	general fund shall be used to operate a real-time reporting system for public and private acute			
36	psychiatric beds in the Commonwealth.			
37	N. Out of this appropriation, \$2,270,000 the first year and \$2,270,000 the second year from the			
38	general fund shall be used to develop and expand jail diversion and reentry services. Funds			
39	shall be distributed to community based contractors based on need and community			
40	preparedness as determined by the commissioner.			
41	O.1. Notwithstanding the provisions of Section 37.2-316, the Commissioner, Department of			
42	Behavioral Health and Developmental Services shall establish a state and community planning			
43	team for the purpose of developing a plan for the rebuilding and resizing of Southeastern			
44	Virginia Training Center (SEVTC). The team shall consist of staff from the Department of			
45	Behavioral Health and Developmental Services, the Department of Medical Assistance Services,			
46	the Department of General Services, the Department of Health, representatives of affected			
47	consumers, local government officials, advocates, state facility employees, community services			
48	boards, and public and private intellectual disability service providers, and other interested			
49	persons, as determined by the commissioner. In addition, members of the House of Delegates			
50	and the Senate representing the localities served by the facility may serve on the state and			
51	community consensus and planning team. The state and community planning team, under the			
52	direction of the commissioner, shall develop the plan based on (i) completed individual			
53	assessments and service plans for each resident of the facility by Health Planning Region V			
54	Community Services Boards (CSBs) and SEVTC treatment teams, (ii) the availability of			
55	community-based services to serve individuals residing at SEVTC, including housing needs,			

ITEM 304.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	(iii) timelines for the completion of proposed construction or renovation of community housing			
2	and the new 75-bed state facility, and (iv) an assessment of how current state workers at			
3	SEVTC can be transitioned as community care providers in community facilities that have been			
4	either identified or are planned for construction in the region. The state and community			
5	planning team, under the direction of the commissioner, shall develop a timeline to			
6	appropriately transition state facility consumers beginning in FY 2010 to community services in			
7	the locality of their residence prior to admission or the locality of their choice after discharge			
8	or to another state facility if individual assessments and service plans have been completed,			
9	appropriate community housing is available and consumer choice has been considered. The			
10	commissioner shall provide quarterly to the Governor and the General Assembly a progress			
11	report regarding the plan for resizing and rebuilding the facility until the new facility and			
12	community facilities have been constructed and are complete. The final report shall outline the			
13	location where patients are discharged and any cost savings associated with the facility resizing			
14	and community transition.			
15	2. The Commissioner, Department of Behavioral Health and Developmental Services, the			
16	Commissioner, Department of Health, and the Director of the Department of Medical			
17	Assistance Services shall initiate an expedited fast track process to provide technical assistance			
18	and certify and license the community facilities under construction and planned for construction			
19	in Health Planning Region V.			
20	P.1. The Commissioner, Department of Behavioral Health and Developmental Services shall			
21	work in collaboration with the Health Planning Region (HPR) V Community Services Boards			
22	to plan, develop and implement transitional mental health services to qualified individuals			
23	discharged from the Eastern State Hospital.			
24	2. The Department of Behavioral Health and Developmental Services shall lease the existing			
25	buildings and associated grounds corresponding to Buildings 24 and 26 at Eastern State			
26	Hospital to the Community Services Boards of HPR V for the purpose of providing transitional			
27	mental health services to those qualified individuals discharged from the Eastern State Hospital,			
28	on the condition that these buildings are not needed in order to provide state hospital services.			
29	The Colonial Services Board will act as the lead agency and fiscal agent for the region for			
30	purposes of this project. The property shall be leased to the Colonial Services Board on behalf			
31	of the region for a total charge of \$1.00 per year for a period of 25 years.			
32	3. The HPR V Community Services Boards shall involve local and regional partners, including			
33	local governments, in the planning and development of these programs and services.			
34	Q. Notwithstanding the provisions of Section 37.2-316, the Commissioner, Department of			
35	Behavioral Health and Developmental Services is directed to close the Commonwealth Center			
36	for Children and Adolescents by June 30, 2010. The commissioner shall establish a state and			
37	community planning team for the purpose of developing a plan for the closure of the facility.			
38	The team shall consist of Department staff and representatives of affected consumers, local			
39	government officials, advocates, state hospital employees, community services boards,			
40	behavioral health authorities, and public and private child and adolescent mental health service			
41	providers, and other interested persons, as determined by the commissioner. In addition,			
42	members of the House of Delegates and the Senate representing the localities served by the			
43	hospital may serve on the state and community planning team. The state and community			
44	planning team, under the direction of the commissioner, shall develop a timeline that addresses			
45	the transition of state hospital consumers to community services in the locality of their			
46	residence after discharge by June 30, 2010. The commissioner shall provide the timeline to the			
47	Governor and the General Assembly by May 1, 2010 and a final report regarding the closure of			
48	the facility no later than September 1, 2010.			
49	Total for Department of Behavioral Health and			
50	Developmental Services.....		\$43,704,472	\$42,941,472
51	General Fund Positions.....	184.85	184.85	
52	Nongeneral Fund Positions.....	10.40	10.40	
53	Position Level .....	195.25	195.25	
54	Fund Sources: General .....	\$27,080,986	\$27,080,986	
55	Special.....	\$6,761,053	\$5,998,053	
56	Federal Trust.....	\$9,862,433	\$9,862,433	

ITEM 305.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>Grants to Localities (790)</b>			
<b>2</b>	305. Financial Assistance for Health Services (44500).....		\$294,389,510	\$294,324,510
<b>3</b>	Community Substance Abuse Services (44501).....	\$95,871,968		
<b>4</b>	Community Mental Health Services (44506) .....	\$168,306,270		
<b>5</b>	Community Developmental Disability Services (44507) ..	\$30,211,272		
<b>6</b>	Fund Sources: General.....	\$232,250,268		
<b>7</b>	Special.....	\$459,795		
<b>8</b>	Federal Trust.....	\$61,679,447		
<b>9</b>	Authority: Title 37.2, Chapters 5 and 6; Title 2.2, Chapter 53, Code of Virginia.			
<b>10</b>	A. It is the intent of the General Assembly that community mental health, intellectual disability			
<b>11</b>	and substance abuse services are to be improved throughout the state. Funds provided in this			
<b>12</b>	Item shall not be used to supplant the funding effort provided by localities for services existing			
<b>13</b>	as of June 30, 1996.			
<b>14</b>	B. Further, it is the intent of the General Assembly that funds appropriated for this Item may			
<b>15</b>	be used by Community Services Boards to purchase, develop, lease, or otherwise obtain, in			
<b>16</b>	accordance with §§ 37.2-504 and 37.2-605, Code of Virginia, real property necessary to the			
<b>17</b>	provision of residential services funded by this Item.			
<b>18</b>	C. Out of the appropriation for this Item, funds are provided to Community Services Boards in			
<b>19</b>	an amount sufficient to reimburse the Virginia Housing Development Authority for principal			
<b>20</b>	and interest payments on residential projects for the mentally disabled financed by the Housing			
<b>21</b>	Authority.			
<b>22</b>	D. The Department of Behavioral Health and Developmental Services shall make payments to			
<b>23</b>	the Community Services Boards from this Item in twenty-four equal semimonthly installments,			
<b>24</b>	except for necessary budget revisions or the operational phase-in of new programs.			
<b>25</b>	E. Failure of a board to participate in Medicaid covered services and to meet all requirements			
<b>26</b>	for provider participation shall result in the termination of a like amount of state grant support.			
<b>27</b>	F. Community Services Boards may establish a line of credit loan for up to three months'			
<b>28</b>	operating expenses to assure adequate cash flow.			
<b>29</b>	G. Out of the appropriation for this Item, \$216,500 the first year and \$216,500 the second year			
<b>30</b>	from the general fund shall be provided to continue the Keeping Our Kids At Home program			
<b>31</b>	in the Roanoke Valley, to contract with community providers for short-term crisis			
<b>32</b>	hospitalization of children and adolescents.			
<b>33</b>	H. Out of this appropriation \$200,000 the first year and \$200,000 the second year from the			
<b>34</b>	general fund shall be provided to Grafton School for the continued operation and expansion of			
<b>35</b>	the Virginia Autism Resource Center.			
<b>36</b>	I.1. Out of this appropriation, \$7,203,366 the first year and \$7,203,366 the second year from			
<b>37</b>	the general fund shall be provided for Virginia's Part C Early Intervention System for infants			
<b>38</b>	and toddlers with disabilities.			
<b>39</b>	2. By October 1 of each year, the department shall report to the Chairmen of the House			
<b>40</b>	Appropriations and Senate Finance Committees on the (a) total revenues used to support Part C			
<b>41</b>	services, (b) total expenses for all Part C services, (c) total number of infants, toddlers and			
<b>42</b>	families served using all Part C revenues, and (d) services provided to those infants, toddlers,			
<b>43</b>	and families.			
<b>44</b>	3. Any additional funds received by local early intervention systems pursuant to the federal			
<b>45</b>	American Recovery and Reinvestment Act (ARRA) of 2009 for early intervention services			
<b>46</b>	through Part C of the Individuals with Disabilities Education Act (IDEA) of 2004 shall be used			
<b>47</b>	to supplement, not supplant federal, state and local funding at the level in effect upon the date			
<b>48</b>	of enactment of the ARRA.			

ITEM 305.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	J. Out of this appropriation, \$500,000 the first year and \$500,000 the second year from			
2	nongeneral funds shall be provided to the Richmond Behavioral Health Authority to continue a			
3	substance abuse treatment program that allows substance-abusing women to remain with their			
4	children during treatment.			
5	K. Out of this appropriation \$6,148,128 the first year and \$6,148,128 the second year from the			
6	general fund shall be provided for mental health services for children and adolescents with			
7	serious emotional disturbances and related disorders, with priority placed on those children			
8	who, absent services, are at-risk for custody relinquishment, as determined by the Family and			
9	Assessment Planning Team of the locality. The Department of Behavioral Health and			
10	Developmental Services shall provide these funds to Community Services Boards through the			
11	annual Performance Contract. These funds shall be used exclusively for children and			
12	adolescents, not mandated for services under the Comprehensive Services Act for At-Risk			
13	Youth, who are identified and assessed through the Family and Assessment Planning Teams			
14	and approved by the Community Policy and Management Teams of the localities. The			
15	department shall provide these funds to the Community Services Boards based on an			
16	individualized plan of care methodology.			
17	L. Out of this appropriation, the expenditure of \$2,625,000 the first year and \$2,625,000 the			
18	second year from the general fund shall be provided for programs of assertive community			
19	treatment (PACT).			
20	M. Out of this Item, \$5,260,000 the first year and \$5,260,000 the second year from the general			
21	fund shall be provided for 77 individualized mental health discharge assistance plans.			
22	N. Out of this Item, \$2,800,000 the first year and \$2,800,000 the second year from the general			
23	fund shall be provided for mental health inpatient treatment purchased in community hospitals.			
24	O. Out of this appropriation, \$1,771,180 the first year and \$1,771,180 the second year from			
25	the general fund shall be used to fund four demonstration projects using evidence-based			
26	"systems of care" models for children and adolescents with behavioral health needs. The			
27	commissioner may allocate up to \$100,000 of this appropriation in each year for an evaluation			
28	of the pilot projects.			
29	P. Out of this appropriation, no less than \$12,447,917 the first year and \$12,447,916 the			
30	second year from the general fund shall be provided to maintain and expand access to crisis			
31	intervention and stabilization units. Funds shall be used to expand existing crisis stabilization			
32	sites as well as establish additional units.			
33	Q. Out of this appropriation, \$2,880,000 the first year and \$2,880,000 the second year from the			
34	general fund shall be provided to fund discharge assistance plans for civil patients and patients			
35	found not guilty by reason of insanity who have been identified as ready for discharge and who			
36	need specialized support not currently available through the Community Services Boards.			
37	R. Out of this appropriation, \$6,575,000 the first year and \$6,575,000 the second year from the			
38	general fund shall be provided for community-based services for individuals served by Health			
39	Planning Regions I and II. These funds shall be used for discharge assistance planning,			
40	inpatient mental health treatment, in-home residential support, crisis stabilization and other			
41	related mental health services intended to delay or deter placement in a state mental health			
42	facility. When allocating funds in Health Planning Region II, consideration shall be given, to			
43	the extent feasible, to projects that are designed to provide specialized geriatric mental health			
44	services that allow individuals to be served in their home communities.			
45	S. Out of this appropriation, \$6,928,540 the first year and \$6,928,540 the second year from the			
46	general fund shall be provided for community-based services for individuals otherwise served			
47	by Eastern State Hospital in Williamsburg. These funds shall be used for discharge assistance			
48	planning, inpatient mental health treatment, in-home residential support, crisis stabilization and			
49	other related mental health services intended to delay or deter placement in a state mental			
50	health facility.			
51	T. Out of this appropriation, \$3,375,000 the first year and \$3,375,000 the second year from the			
52	general fund shall be used to increase the availability of targeted community-based services			
53	statewide. Such services may include, but are not limited to, discharge assistance planning,			
54	inpatient mental health treatment, in-home residential support, jail-based hospital diversion			



ITEM 305.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	projects, psychiatric evaluation and crisis counseling and expanded case management services.				
2	U. Out of this appropriation, \$1,900,000 the first year and \$1,900,000 the second year from the				
3	general fund shall be used to provide mental health services to juveniles detained in local				
4	community detention centers. Funds shall be allocated to Community Services Boards for local				
5	and regional detention centers based upon Memoranda of Understanding between the detention				
6	superintendent and the executive director of the local community services board or behavioral				
7	health authority that will provide the services. Memoranda shall specify the expected types of				
8	services, as well as estimated workloads. The department shall review and approve each				
9	memorandum to ensure consistency and shall allocate funding based upon the projected levels				
10	of services to be provided.				
11	V. Out of the amounts appropriated in Item 297, \$4,125,438 the first year and \$4,125,438 the				
12	second year from the general fund and \$4,125,438 the first year and \$4,125,438 the second				
13	year from nongeneral funds shall be provided for the Intellectual Disability Home and				
14	Community-Based Waiver Program. The funds shall be used to provide a total of 117 slots for				
15	individuals at Southeastern Virginia Training Center or Central Virginia Training Center who				
16	have been discharged or determined to be ready for discharge and have chosen to be served in				
17	the community.				
18	W. Beginning July 1, 2007, the Commissioner of the Department of Behavioral Health and				
19	Developmental Services shall allocate \$1,000,000 the first year and \$1,000,000 the second year				
20	from the federal Community Mental Health Services Block Grant for two specialized geriatric				
21	mental health services pilot programs. One pilot shall be located in Health Planning Region II				
22	and one shall be located in Health Planning Region V. The pilots shall serve elderly				
23	populations with mental illness who are transitioning from state mental health geriatric units to				
24	the community or who are at risk of admission to state mental health geriatric units.				
25	X. Beginning July 1, 2007, the Commissioner of the Department of Behavioral Health and				
26	Developmental Services shall allocate \$750,000 the first year and \$750,000 the second year				
27	from the federal Community Mental Health Services Block Grant for consumer-directed pilot				
28	programs offering specialized mental health services that promote wellness, recovery and				
29	improved self-management.				
30	Y. The Commissioner of the Department of Behavioral Health and Developmental Services				
31	shall work with Community Services Boards to ensure that fund allocation decisions for				
32	regional restructuring projects in the second year consider the service needs of individuals who				
33	are expected to be discharged into each region upon the downsizing of affected facilities.				
34	Z. Out of this appropriation, \$2,400,000 the first year and \$2,400,000 the second year from the				
35	general fund shall be used for treatment and support services for substance use disorders.				
36	Funded services shall focus on recovery models and the use of best practices.				
37	AA. Out of this appropriation, \$2,780,645 the first year and \$2,780,645 the second year from				
38	the general fund shall be used to provide outpatient clinician services to children with mental				
39	health needs. Each Community Services Board shall receive funding as determined by the				
40	commissioner to increase the availability of specialized mental health services for children. The				
41	department shall require that each Community Services Board receiving these funds agree to				
42	cooperate with Court Service Units in their catchment areas to provide services to mandated				
43	and nonmandated children, in their communities, who have been brought before Juvenile and				
44	Domestic Relations Courts and for whom treatment services are needed to reduce the risk these				
45	children pose to themselves and their communities or who have been referred for services				
46	through family assessment and planning teams through the Comprehensive Services Act for				
47	At-Risk Youth and Families.				
48	BB. Out of this appropriation, \$100,000 the first year from the general fund shall be used for				
49	start-up funding for the establishment of community residential services to support the				
50	Intellectual Disability Home and Community-Based Waiver Program. The Department of				
51	Behavioral Health and Developmental Services shall manage the distribution of these funds to				
52	Community Services Boards to support public and private sector implementation of service				
53	plans for individuals enrolled for those services under the expanded community waivers.				
54	CC.1. Out of this appropriation, \$17,701,997 the first year and \$17,701,997 the second year				
55	from the general fund shall be used to provide emergency services, crisis stabilization services,				

ITEM 305.		Item Details(\$)		Appropriations(\$)		
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	case management, and inpatient and outpatient mental health services for individuals who are in					
2	need of emergency mental health services or who meet the criteria for mental health treatment					
3	set forth pursuant to House Bill 559 and Senate Bill 246, 2008 Session of the General					
4	Assembly. Funding provided in this item also shall be used to offset the fiscal impact of (i)					
5	establishing and providing mandatory outpatient treatment, pursuant to House Bill 499 and					
6	Senate Bill 246, 2008 Session of the General Assembly; and (ii) attendance at involuntary					
7	commitment hearings by community services board staff who have completed the prescreening					
8	report, pursuant to House Bill 560 and Senate Bill 246, 2008 Session of the General Assembly.					
9	DD. The Department of Behavioral Health and Developmental Services, in cooperation with the					
10	Virginia Association of Community Services Boards (VACSB) and with input from the Senate					
11	Finance and House Appropriations Committees, shall maintain a reporting process to monitor					
12	implementation of (i) the new services funded in this item and (ii) changes to the civil					
13	commitment process included in Senate Bill 246, House Bill 499, House Bill 559 and House					
14	Bill 560 from the 2008 Session of the General Assembly. The department and VACSB shall					
15	identify specific data elements or performance measures that will be reported through this					
16	process. The commissioner shall submit a report on the implementation of these services,					
17	including CSB performance in the civil commitment process, no later than December 1, 2010,					
18	and each year thereafter.					
19	EE. Out of this appropriation, \$100,000 the first year and \$100,000 the second year from the					
20	general fund shall be provided to Holiday House of Portsmouth, Inc.					
21	FF. The Department of Behavioral Health and Developmental Services, in cooperation with the					
22	Virginia Association of Community Services Boards (VACSB) and with input from the					
23	Department of Corrections and the Supreme Court shall examine the feasibility of expanding					
24	the use of community medical detoxification and opiate maintenance treatments to divert opioid					
25	dependent individuals from jails. As part of its analysis, the department shall include efforts to					
26	maximize the utilization of existing benefits accessed through the Department of Medical					
27	Assistance Services.					
28	Total for Grants to Localities.....			\$294,389,510	\$294,324,510	
29	Fund Sources: General.....	\$232,250,268	\$232,150,268			
30	Special.....	\$459,795	\$494,795			
31	Federal Trust.....	\$61,679,447	\$61,679,447			
32	<b>Mental Health Treatment Centers (792)</b>					
33	306. Instruction (19700).....			\$140,071	\$140,071	
34	Facility-Based Education and Skills Training (19708).....	\$140,071	\$140,071			
35	Fund Sources: General.....	\$2,785	\$2,785			
36	Special.....	\$786	\$786			
37	Federal Trust.....	\$136,500	\$136,500			
38	Authority: §§ 37.1-10.01 and 37.1-96, Code of Virginia; P.L. 102-73 and 102-119, Federal					
39	Code.					
40	307. Secure Confinement (35700).....			\$12,573,204	\$12,573,204	
41	Forensic and Behavioral Rehabilitation Security					
42	(35707).....	\$12,573,204	\$12,573,204			
43	Fund Sources: General.....	\$12,265,106	\$12,265,106			
44	Special.....	\$308,098	\$308,098			
45	Authority: Title 37.1, Chapters 1 and 2, Code of Virginia.					
46	308. Pharmacy Services (42100).....			\$36,606,396	\$32,006,396	
47	Aftercare Pharmacy Services (42101).....	\$24,722,896	\$24,722,896			
48	Inpatient Pharmacy Services (42102).....	\$11,883,500	\$7,283,500			

ITEM 308.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	Fund Sources: General.....	\$22,064,733	\$17,464,733		
2	Special.....	\$14,541,663	\$14,541,663		
3	Authority: Title 37.2, Chapters 8, Code of Virginia.				
4	309. State Health Services (43000).....			\$183,686,347	
5	Geriatric Care Services (43006).....	\$36,416,373	\$34,416,373		
6	Inpatient Medical Services (43007).....	\$19,155,690	\$19,155,690		
7	State Mental Health Facility Services (43014).....	\$128,114,284	\$124,114,284		
8	Fund Sources: General.....	\$124,341,730	\$118,341,730		
9	Special.....	\$59,344,617	\$59,344,617		
10	Authority: Title 37.1, Chapters 1 and 2; Title 16.1, Article 16, Code of Virginia.				
11	310. Facility Administrative and Support Services (49800) .....			\$77,212,467	
12	General Management and Direction (49801).....	\$26,788,639	\$26,788,639		
13	Information Technology Services (49802).....	\$4,037,844	\$4,037,844		
14	Food and Dietary Services (49807) .....	\$12,331,297	\$12,331,297		
15	Housekeeping Services (49808) .....	\$7,336,973	\$7,336,973		
16	Linen and Laundry Services (49809).....	\$1,505,913	\$1,505,913		
17	Physical Plant Services (49815).....	\$18,697,262	\$18,697,262		
18	Power Plant Operation (49817).....	\$3,955,184	\$3,955,184		
19	Training and Education Services (49825).....	\$2,559,355	\$2,559,355		
20	Fund Sources: General.....	\$58,155,764	\$58,155,764		
21	Special.....	\$18,993,203	\$18,993,203		
22	Federal Trust.....	\$63,500	\$63,500		
23	Authority: § 37.1-42.1, Code of Virginia.				
24	A. Out of this appropriation, \$759,000 the first year and \$759,000 the second year from the				
25	general fund shall be used to ensure proper billing and maximum reimbursement for				
26	prescription drugs purchased by mental health treatment centers through the Medicare Part D				
27	drug program.				
28	B. The department shall take necessary step to develop an employee transition assistance plan				
29	for positions at Eastern State Hospital and Western State Hospital reduced due to the				
30	replacement of these facilities.				
31	C. Notwithstanding § 37.2-319 of the Code of Virginia, the Commissioner shall prepare a plan				
32	to address the capital and programmatic needs of other state mental health facilities and state				
33	mental retardation training centers when considering expenditures from the trust fund. No less				
34	than 30 days prior to the expenditure of funds, the Commissioner shall present an expenditure				
35	plan to the Chairmen of the Senate Finance and House Appropriations Committees for their				
36	review and consideration.				
37	311.	The appropriations for the Mental Health Treatment Centers include the following approximate			
38		amounts. These amounts may vary dependent on facility or Department of Behavioral Health			
39		and Developmental Services needs identified throughout the year:			
40			<b>FY 2011</b>		
41	<b>Facility</b>	<b>Position</b>	<b>General</b>	<b>Special</b>	<b>Federal</b>
42		<b>Level</b>			<b>Trust</b>
43	724 Catawba	334.00	\$8,598,415	\$12,049,426	\$0
44	703 Central State	719.00	\$44,935,222	\$2,947,528	\$12,000
	Commonwealth				
45	708 Center	0.00	\$3,300,000	\$0	\$0
46	704 Eastern State	1,032.00	\$37,841,021	\$28,792,823	\$81,350
47	748 Hiram W. Davis	192.00	\$21,993,203	\$7,713,937	\$0
48	728 Northern Virginia	360.00	\$22,354,146	\$3,534,471	\$0
49	729 Piedmont	347.00	\$2,539,182	\$18,602,033	\$0
50	739 Southern Virginia	167.00	\$9,926,995	\$2,627,843	\$0
51	705 Southwestern Virginia	479.00	\$22,657,641	\$10,617,940	\$103,650
					<b>Total</b>

ITEM 311.				Item Details(\$)		Appropriations(\$)	
				First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	706	Western State	765.00	\$42,684,293	\$6,302,366	\$3,000	\$48,989,659
2		<b>Total</b>	<b>4,395.00</b>	<b>\$216,830,118</b>	<b>\$93,188,367</b>	<b>\$200,000</b>	<b>\$310,218,485</b>
3							
4				<b>FY 2012</b>			
5		<b>Facility</b>	<b>Position</b>	<b>General</b>	<b>Special</b>	<b>Federal</b>	<b>Total</b>
6			<b>Level</b>			<b>Trust</b>	
7	724	Catawba	334.00	\$8,650,573	\$12,049,426	\$0	\$20,399,999
8	703	Central State Commonwealth	715.00	\$43,696,010	\$2,947,823	\$12,000	\$46,655,538
9	708	Center	0.00	\$0	\$0	\$0	\$0
10	704	Eastern State	1,018.00	\$36,987,691	\$28,792,823	\$81,350	\$65,861,864
11	748	Hiram W. Davis	192.00	\$21,425,755	\$7,713,937	\$0	\$29,139,692
12	728	Northern Virginia	355.00	\$21,734,540	\$3,534,471	\$0	\$25,269,011
13	729	Piedmont	342.00	\$2,477,221	\$18,602,033	\$0	\$21,079,254
14	739	Southern Virginia	150.00	\$9,679,153	\$2,627,843	\$0	\$12,306,996
15	705	Southwestern Virginia	479.00	\$20,276,074	\$10,617,940	\$103,650	\$30,997,664
16	706	Western State	760.00	\$41,603,101	\$6,302,336	\$3,000	\$47,908,467
17		<b>Total</b>	<b>4,345.00</b>	<b>\$206,230,118</b>	<b>\$93,188,367</b>	<b>\$200,000</b>	<b>\$299,618,485</b>
18							
19		Total for Mental Health Treatment Centers.....				<b>\$310,218,485</b>	<b>\$299,618,485</b>
20		General Fund Positions.....		3,638.00	3,588.00		
21		Nongeneral Fund Positions.....		757.00	757.00		
22		Position Level .....		4,395.00	4,345.00		
23		Fund Sources: General.....		\$216,830,118	\$206,230,118		
24		Special.....		\$93,188,367	\$93,188,367		
25		Federal Trust.....		\$200,000	\$200,000		
26		<b>Intellectual Disability Training Centers (793)</b>					
27	312.	Instruction (19700).....				\$8,956,267	\$8,956,267
28		Facility-Based Education and Skills Training (19708) .....		\$8,956,267	\$8,956,267		
29		Fund Sources: General.....		\$7,984,330	\$7,984,330		
30		Special.....		\$771,937	\$771,937		
31		Federal Trust.....		\$200,000	\$200,000		
32		Authority: Title 37.2, Chapter 3, Code of Virginia.					
33	313.	Pharmacy Services (42100).....				\$4,892,026	\$4,892,026
34		Inpatient Pharmacy Services (42102).....		\$4,892,026	\$4,892,026		
35		Fund Sources: General.....		\$40,732	\$40,732		
36		Special.....		\$4,851,294	\$4,851,294		
37		Authority: §§ 37.1-10.01 and 37.1-96, Code of Virginia; P.L. 102-119, Federal Code.					
38	314.	State Health Services (43000).....				\$164,423,761	\$154,423,761
39		Inpatient Medical Services (43007) .....		\$21,042,859	\$21,042,859		
40		State Intellectual Disabilities Training Center Services					
41		(43010) .....		\$143,380,902	\$133,380,902		
42		Fund Sources: General.....		\$20,155,903	\$10,155,903		
43		Special.....		\$144,267,858	\$144,267,858		
44		Authority: Title 37.1, Chapters 1 and 2, Code of Virginia.					
45		A. Out of this appropriation, \$400,000 the first year and \$400,000 the second year from the					
46		general fund shall be used to support two Regional Community Support Centers located at the					
47		Southwest Virginia Training Center and the Central Virginia Training Center.					

ITEM 314.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	B. The department shall take necessary step to develop an employee transition assistance plan				
2	for positions at Central Virginia Training Center and Southeastern Virginia Training Center				
3	reduced due to the downsizing of these facilities.				
4	C. Out of this appropriation, \$400,000 the first year and \$400,000 the second year from the				
5	general fund shall be used to support Regional Community Support Centers at Southside				
6	Virginia Training Center and Southeastern Virginia Training Center.				
7	D. The Commissioner of Behavioral Health and Developmental Services shall comply with all				
8	relevant state and federal laws and Supreme Court decisions that govern the discharge of				
9	residents from state intellectual disability training centers and the granting of intellectual				
10	disability waiver slots.				
11	315. Facility Administrative and Support Services (49800) .....			\$71,953,872	\$71,953,872
12	General Management and Direction (49801).....	\$16,308,977	\$16,308,977		
13	Information Technology Services (49802).....	\$2,244,241	\$2,244,241		
14	Food and Dietary Services (49807) .....	\$16,637,655	\$16,637,655		
15	Housekeeping Services (49808) .....	\$10,519,065	\$10,519,065		
16	Linen and Laundry Services (49809).....	\$2,729,988	\$2,729,988		
17	Physical Plant Services (49815).....	\$17,383,583	\$17,383,583		
18	Power Plant Operation (49817).....	\$4,401,624	\$4,401,624		
19	Training and Education Services (49825).....	\$1,728,739	\$1,728,739		
20	Fund Sources: General.....	\$5,482,454	\$5,482,454		
21	Special.....	\$66,471,418	\$66,471,418		
22	Authority: Title 37.1, Chapters 1 and 2, Code of Virginia; P.L. 74-320, Federal Code.				
23	316. The appropriations for the Intellectual Disability Training Centers include the following				
24	approximate amounts. These amounts may vary dependent on facility or Department Behavioral				
25	Health and Developmental Services needs identified throughout the year:				
26			<b>FY2009</b>		
27		<b>Position</b>		<b>Federal</b>	
28	<b>Facility</b>	<b>Level</b>	<b>General</b>	<b>Trust</b>	<b>Total</b>
29	707 Central Virginia	1,400.00	\$20,048,620	\$63,263,133	\$0
30	725 Northern Virginia	549.00	\$1,436,496	\$36,866,856	\$118,000
31	726 Southside Virginia	1,476.00	\$11,502,507	\$64,436,641	\$0
32	723 Southeastern Virginia	390.00	\$390,572	\$25,867,630	\$42,000
33	738 Southwestern Virginia	453.00	\$285,224	\$25,928,247	\$40,000
34	<b>Total</b>	<b>4,268.00</b>	<b>\$33,663,419</b>	<b>\$216,362,507</b>	<b>\$200,000</b>
35					
36			<b>FY2010</b>		
37		<b>Position</b>		<b>Federal</b>	
38	<b>Facility</b>	<b>Level</b>	<b>General</b>	<b>Trust</b>	<b>Total</b>
39	707 Central Virginia	1,300.00	\$14,048,980	\$63,263,133	\$0
40	725 Northern Virginia	530.00	\$1,036,520	\$36,866,856	\$118,000
41	726 Southside Virginia	1,404.00	\$8,102,711	\$64,436,641	\$0
42	723 Southeastern Virginia	381.00	\$290,278	\$25,867,630	\$42,000
43	738 Southwestern Virginia	453.00	\$184,930	\$25,928,247	\$40,000
44	<b>Total</b>	<b>4,068.00</b>	<b>\$23,663,419</b>	<b>\$216,362,507</b>	<b>\$200,000</b>
45					
46	Total for Intellectual Disability Training Centers .....			\$250,225,926	\$240,225,926
47	General Fund Positions.....		2,419.00	2,219.00	
48	Nongeneral Fund Positions.....		1,849.00	1,849.00	
49	Position Level .....		4,268.00	4,068.00	
50	Fund Sources: General.....		\$33,663,419	\$23,663,419	
51	Special.....		\$216,362,507	\$216,362,507	
52	Federal Trust.....		\$200,000	\$200,000	

ITEM 317.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>Virginia Center for Behavioral Rehabilitation (794)</b>			
<b>2</b>	317. Secure Confinement (35700).....		\$13,196,113	\$13,196,113
<b>3</b>	Forensic and Behavioral Rehabilitation Security			
<b>4</b>	(35707) .....	\$13,196,113	\$13,196,113	
<b>5</b>	Fund Sources: General .....	\$13,196,113	\$13,196,113	
<b>6</b>	Authority: Title 37.1, Chapter 2, Article 1.1, and 37.1-70.1 through 37.1-70.19. Code of			
<b>7</b>	Virginia.			
<b>8</b>	318. State Health Services (43000).....		\$2,162,939	\$2,162,939
<b>9</b>	State Mental Health Facility Services (43014).....	\$2,162,939	\$2,162,939	
<b>10</b>	Fund Sources: General .....	\$2,162,939	\$2,162,939	
<b>11</b>	Authority: Title 37.1, Chapters 1 and 2; Title 16.1, Article 16, Code of Virginia.			
<b>12</b>	319. Facility Administrative and Support Services (49800) .....		\$384,225	\$384,225
<b>13</b>	General Management and Direction (49801).....	\$338,190	\$338,190	
<b>14</b>	Information Technology Services (49802).....	\$15,345	\$15,345	
<b>15</b>	Food and Dietary Services (49807) .....	\$10,230	\$10,230	
<b>16</b>	Housekeeping Services (49808) .....	\$10,230	\$10,230	
<b>17</b>	Physical Plant Services (49815).....	\$10,230	\$10,230	
<b>18</b>	Fund Sources: General .....	\$384,225	\$384,225	
<b>19</b>	Authority: Title 37.1, Chapter 2, Article 1.1, and 37.1-70.1 through 37.1-70.19. Code of			
<b>20</b>	Virginia.			
<b>21</b>	In the event that services are not available in Virginia to address the specific needs of an			
<b>22</b>	individual committed for treatment at the Center for Behavioral Rehabilitation or conditionally			
<b>23</b>	released, the Commissioner is authorized to seek such services from another state.			
<b>24</b>	Total for Virginia Center for Behavioral Rehabilitation...		<b>\$15,743,277</b>	<b>\$15,743,277</b>
<b>25</b>	General Fund Positions.....	400.00	400.00	
<b>26</b>	Position Level .....	400.00	400.00	
<b>27</b>	Fund Sources: General .....	\$15,743,277	\$15,743,277	
<b>28</b>	Grand Total for Department of Behavioral Health and			
<b>29</b>	Developmental Services.....		<b>\$914,281,670</b>	<b>\$892,853,670</b>
<b>30</b>	General Fund Positions.....	6,641.85	6,391.85	
<b>31</b>	Nongeneral Fund Positions.....	2,616.40	2,616.40	
<b>32</b>	Position Level .....	9,258.25	9,008.25	
<b>33</b>	Fund Sources: General .....	\$525,568,068	\$504,868,068	
<b>34</b>	Special.....	\$316,771,722	\$316,043,722	
<b>35</b>	Federal Trust.....	\$71,941,880	\$71,941,880	
<b>36</b>	<b>§ 1-92. DEPARTMENT OF REHABILITATIVE SERVICES (262)</b>			
<b>37</b>	320. Rehabilitation Assistance Services (45400) .....		\$91,068,348	\$90,836,209
<b>38</b>	Vocational Rehabilitation Services (45404).....	\$74,971,127	\$74,971,127	
<b>39</b>	Community Rehabilitation Programs (45406).....	\$16,097,221	\$15,865,082	
<b>40</b>	Fund Sources: General .....	\$23,171,283	\$22,939,144	
<b>41</b>	Special.....	\$2,626,801	\$2,626,801	
<b>42</b>	Dedicated Special Revenue .....	\$2,016,499	\$2,016,499	
<b>43</b>	Federal Trust.....	\$63,253,765	\$63,253,765	

ITEM 320.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Authority: Title 51.5, Chapters 5 and 6, Code of Virginia; P.L. 93-112, Federal Code.				
2	A. Recovery of administrative costs for the Long Term Employment Support Services program				
3	shall be limited to 1.87 percent each fiscal year.				
4	B. A minimum of \$4,694,538 the first year and \$4,694,538 the second year from all funds is				
5	allocated to support Centers for Independent Living.				
6	C. The Department of Rehabilitative Services shall fulfill the administrative responsibilities				
7	pertaining to the Personal Attendant Services program, without interruption or discontinuation				
8	of personal attendant services currently provided.				
9	D.1. Out of this appropriation shall be provided \$3,188,638 the first year and \$3,188,638 the				
10	second year from the general fund for expanding the continuum of services used to assist				
11	persons with brain injuries in returning to work and community living.				
12	2. Of this amount, \$1,725,000 the first year and \$1,725,000 the second year from the general				
13	fund shall be used to provide a continuum of brain injury services to individuals in unserved or				
14	underserved regions of the Commonwealth. Up to \$150,000 each year shall be awarded to				
15	successful program applicants. Programs currently receiving more than \$250,000 from the				
16	general fund each year are ineligible for additional assistance under this section. To be				
17	determined eligible for a grant under this section, program applicants shall submit plans to				
18	pursue non-state resources to complement the provision of general fund support.				
19	3. In allocating additional funds for brain injury services, the Department of Rehabilitative				
20	Services shall consider recommendations from the Virginia Brain Injury Council (VBIC).				
21	4. The Department of Rehabilitative Services (DRS) shall submit an annual report to the				
22	Chairmen of the Senate Finance and House Appropriations Committees documenting the				
23	number of individuals served, services provided, and success in attracting non-state resources.				
24	E. In allocating funds for Extended Employment Services, Long Term Employment Support				
25	Services (LTESS) and Economic Development, the Department of Rehabilitative Services shall				
26	consider recommendations from the established Employment Service Organizations/LTESS				
27	Steering Committee.				
28	F. The Department of Rehabilitative Services shall work with the disAbility Resource Center to				
29	phase out funding that has been provided by the State Independent Living Council so as not to				
30	impose an undue hardship on persons with disabilities who receive services from the Center.				
31	G. Out of this appropriation, \$285,000 the first year and \$285,000 the second year shall be				
32	provided from the general fund to support direct case management services for brain injured				
33	individuals and their families in Southwestern Virginia.				
34	H.1. For Commonwealth Neurotrauma Initiative Trust Fund grants awarded after July 1, 2004,				
35	the Commissioner shall require applicants to submit a plan to achieve self-sufficiency by the				
36	end of the grant award cycle in order to receive funding consideration.				
37	2. Notwithstanding any other law to the contrary, the Commissioner may reallocate up to				
38	\$500,000 from unexpended balances in the Commonwealth Neurotrauma Initiative Trust Fund				
39	to fund new grant awards for research on traumatic brain and spinal cord injuries.				
40	I. Out of this appropriation, \$150,000 the first year and \$150,000 the second year from the				
41	general fund shall be used to expand case management services for individuals with brain				
42	injuries in unserved or underserved regions of the Commonwealth.				
43	J. Out of this appropriation, \$200,000 the first year from and \$200,000 the second year from				
44	the general fund shall be provided for brain injury services. In allocating the funding, the				
45	Department of Rehabilitative Services shall consider recommendations from the Virginia Brain				
46	Injury Council.				
47	K. Notwithstanding the provisions of § 51.5-47, Code of Virginia, every county and city, either				
48	singly or in combination with another political subdivision, may establish a local disability				
49	services board to provide input to state agencies on service needs and priorities of persons with				

ITEM 320.		Item Details(\$)		Appropriations(\$)		
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	physical and sensory disabilities, to provide information and resource referral to local					
2	governments regarding the Americans with Disabilities Act, and to provide such other					
3	assistance and advice to local governments as may be requested. Notwithstanding the					
4	provisions of § 51.5-48, Code of Virginia, local disability services boards shall follow some or					
5	all of the provisions of this code section, at their discretion.					
6	321. Continuing Income Assistance Services (46100) .....			\$40,196,634	\$40,196,634	
7	Social Security Disability Determination (46102).....	\$40,196,634	\$40,196,634			
8	Fund Sources: General.....	\$936,250	\$936,250			
9	Special.....	\$100,000	\$100,000			
10	Federal Trust.....	\$39,160,384	\$39,160,384			
11	Authority: Title 51.5, Chapter 3, Code of Virginia; Titles II and XVI, P.L. 74-271, Federal					
12	Code.					
13	The Department of Rehabilitative Services, in cooperation with the Department of Social					
14	Services and local social services agencies, shall develop an expedited process for transitioning					
15	hospitalized persons to rehabilitation facilities when the patient may meet the criteria					
16	established by the Social Security Administration and Medicaid for disability. As part of this					
17	expedited process, the Department of Rehabilitative Services shall make Medicaid disability					
18	determinations within seven business days of the receipt of social service referrals, when the					
19	referrals include sufficient evidence that appropriately documents SSA's definition of disability.					
20	If the referrals do not contain sufficient documentation of disability, the Department of					
21	Rehabilitative Services shall continue to expedite processing of these priority referrals under					
22	Medicaid regulations.					
23	322. Administrative and Support Services (49900).....			\$12,509,328	\$12,509,328	
24	General Management and Direction (49901).....	\$5,429,430	\$5,429,430			
25	Information Technology Services (49902).....	\$6,830,444	\$6,830,444			
26	Planning and Evaluation Services (49916).....	\$192,733	\$192,733			
27	Training and Education Services (49925).....	\$56,721	\$56,721			
28	Fund Sources: General.....	\$71,017	\$71,017			
29	Special.....	\$6,345,033	\$6,345,033			
30	Federal Trust.....	\$6,093,278	\$6,093,278			
31	Authority: Title 51.5, Chapter 3, Code of Virginia; P.L. 93-112, Federal Code.					
32	323. Included in the Federal Trust appropriation are amounts estimated at \$361,526 the first year					
33	and \$361,526 the second year, to pay for statewide indirect cost recoveries of this agency.					
34	Actual recoveries of statewide indirect costs up to the level of these estimates shall be exempt					
35	from payment into the general fund, as provided by § 4-2.03 of this act. Amounts recovered in					
36	excess of these estimates shall be deposited to the general fund.					
37	Total for Department of Rehabilitative Services.....			<b>\$143,774,310</b>	<b>\$143,542,171</b>	
38	General Fund Positions.....	91.75	91.75			
39	Nongeneral Fund Positions.....	589.25	589.25			
40	Position Level .....	681.00	681.00			
41	Fund Sources: General.....	\$24,178,550	\$23,946,411			
42	Special.....	\$9,071,834	\$9,071,834			
43	Dedicated Special Revenue .....	\$2,016,499	\$2,016,499			
44	Federal Trust.....	\$108,507,427	\$108,507,427			
45	<b>Woodrow Wilson Rehabilitation Center (203)</b>					
46	324. Rehabilitation Assistance Services (45400) .....			\$18,181,316	\$18,181,316	
47	Vocational Rehabilitation Services (45404).....	\$9,959,204	\$9,959,204			
48	Medical Rehabilitative Services (45405) .....	\$8,222,112	\$8,222,112			
49	Fund Sources: General.....	\$3,916,658	\$3,916,658			
50	Special.....	\$13,964,772	\$13,964,772			



ITEM 324.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Federal Trust.....	\$299,886	\$299,886		
2	Authority: Title 51.5, Chapter 3, Code of Virginia; P.L. 89-313, P.L. 93-112, P.L. 94-482 and				
3	P.L. 95-602, Federal Code.				
4	325. Administrative and Support Services (49900).....			\$7,666,242	\$7,666,242
5	General Management and Direction (49901).....	\$2,426,168	\$2,426,168		
6	Information Technology Services (49902).....	\$907,720	\$907,720		
7	Physical Plant Services (49915).....	\$4,332,354	\$4,332,354		
8	Fund Sources: General.....	\$1,095,014	\$1,095,014		
9	Special.....	\$6,571,228	\$6,571,228		
10	Authority: Title 51.5, Chapter 3, Code of Virginia; P.L. 93-112 and P.L. 95-602, Federal Code.				
11	Comprehensive services available on-site at Woodrow Wilson Rehabilitation Center shall				
12	include, but not be limited to, vocational services, including evaluation, prevocational,				
13	academic, and vocational training; independent living services; transition from school to work				
14	services; rehabilitative engineering and assistive technology; and medical rehabilitation services,				
15	including residential, outpatient, supported living, community reentry, and family support.				
16	Total for Woodrow Wilson Rehabilitation Center.....			<b>\$25,847,558</b>	<b>\$25,847,558</b>
17	General Fund Positions.....	101.67	101.67		
18	Nongeneral Fund Positions.....	244.33	244.33		
19	Position Level.....	346.00	346.00		
20	Fund Sources: General.....	\$5,011,672	\$5,011,672		
21	Special.....	\$20,536,000	\$20,536,000		
22	Federal Trust.....	\$299,886	\$299,886		
23	Grand Total for Department of Rehabilitative Services....			<b>\$169,621,868</b>	<b>\$169,389,729</b>
24	General Fund Positions.....	193.42	193.42		
25	Nongeneral Fund Positions.....	833.58	833.58		
26	Position Level.....	1,027.00	1,027.00		
27	Fund Sources: General.....	\$29,190,222	\$28,958,083		
28	Special.....	\$29,607,834	\$29,607,834		
29	Dedicated Special Revenue.....	\$2,016,499	\$2,016,499		
30	Federal Trust.....	\$108,807,313	\$108,807,313		
31	<b>§ 1-93. DEPARTMENT OF SOCIAL SERVICES (765)</b>				
32	326. Program Management Services (45100).....			\$33,044,045	\$32,886,372
33	Training and Assistance to Local Staff (45101).....	\$3,785,812	\$3,782,480		
34	Central Administration and Quality Assurance for				
35	Benefit Programs (45102).....	\$11,491,816	\$11,341,816		
36	Central Administration and Quality Assurance for				
37	Family Services (45103).....	\$6,980,672	\$6,975,575		
38	Central Administration and Quality Assurance for				
39	Community Programs (45105).....	\$7,795,081	\$7,795,837		
40	Central Administration for the Comprehensive Services				
41	Act (Csa) (45106).....	\$1,092,728	\$1,092,728		
42	Central Administration and Quality Assurance for				
43	Child Care Activities (45107).....	\$1,897,936	\$1,897,936		
44	Fund Sources: General.....	\$15,005,312	\$15,001,299		
45	Federal Trust.....	\$18,038,733	\$17,885,073		
46	Authority: Title 2.2, Chapter 54; Title 63.2, Chapters 1 and 6, Code of Virginia; Title VI,				
47	Subtitle B, P.L. 97-35, as amended; P.L. 103-252, as amended; P.L. 104-193, as amended,				
48	Federal Code.				

		<b>Item Details(\$)</b>	<b>Appropriations(\$)</b>		
		<b>First Year</b>	<b>Second Year</b>	<b>First Year</b>	<b>Second Year</b>
		<b>FY2011</b>	<b>FY2012</b>	<b>FY2011</b>	<b>FY2012</b>

**ITEM 326.**

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 be  
 4 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 departments  
 7 of social services. Training shall be provided on a regional basis at least once per year. Written  
 8 guidance shall be updated and provided to local Comprehensive Services Act teams whenever  
 9 there is a change in allowable expenses under federal or state guidelines. In addition, the  
 10 Department of Social Services shall provide ongoing local oversight of its federal and state  
 11 requirements related to the provision of services funded under § 2.2-5211, Code of Virginia.

12 B. By November 1 of each year, the Department of Planning and Budget, in cooperation with  
 13 the Department of Social Services, shall prepare and submit a forecast of expenditures for cash  
 14 assistance provided through the Temporary Assistance for Needy Families (TANF) program,  
 15 mandatory child day care services under TANF, foster care maintenance and adoption subsidy  
 16 payments, upon which the Governor's budget recommendations will be based, for the current  
 17 and subsequent two years to the Chairmen of the House Appropriations and Senate Finance  
 18 Committees.

19	327.	Financial Assistance for Self-Sufficiency Programs and			
20		Services (45200).....			\$315,566,537
21		Temporary Assistance for Needy Families (Tanf) Cash			\$283,822,009
22		Assistance (45201).....	\$119,989,889	\$120,480,461	
23		Child Support Supplement (45211).....	\$4,800,000	\$0	
24		Temporary Assistance for Needy Families (Tanf)			
25		Employment Services (45212) .....	\$23,638,972	\$23,638,972	
26		Food Stamp Employment and Training (Fset)			
27		Employment Services (45213) .....	\$866,326	\$866,326	
28		Temporary Assistance for Needy Families (Tanf) Child			
29		Care Subsidies (45214).....	\$49,007,944	\$47,773,872	
30		At-Risk Child Care Subsidies (45215) .....	\$104,158,248	\$85,212,378	
31		Unemployed Parents Cash Assistance (45216) .....	\$13,105,158	\$5,850,000	
32		Fund Sources: General .....	\$100,452,684	\$93,197,526	
33		Federal Trust.....	\$215,113,853	\$190,624,483	

34 Authority: Title 2.2, Chapter 54; Title 63.2, Chapters 1 and 6, Code of Virginia; Title VI,  
 35 Subtitle B, P.L. 97-35, as amended; P.L. 103-252, as amended; P.L. 104-193, as amended,  
 36 Federal Code.

37 A. To the extent permitted by federal law, the State Plan for Temporary Assistance for Needy  
 38 Families (TANF) shall provide that the eligibility for assistance of an alien who is qualified  
 39 alien (as defined in § 431 of the Personal Responsibility and Work Opportunity Reconciliation  
 40 Act of 1996, Public Law Number 104-193) shall be determined without regard to alienage.

41 B. Notwithstanding any other provision of state law, the Department of Social Services shall  
 42 maintain a separate state program, as that term is defined by federal regulations governing the  
 43 Temporary Assistance for Needy Families (TANF) program, 45 C.F.R. § 260.30, for the  
 44 purpose of providing welfare cash assistance payments to able-bodied two-parent families. The  
 45 separate state program shall be funded by state funds and operated outside of the TANF  
 46 program. Able-bodied two-parent families shall not be eligible for TANF cash assistance as  
 47 defined at 45 C.F.R. § 260.31 (a)(1), but shall receive benefits under the separate state program  
 48 provided for in this paragraph. Although various conditions and eligibility requirements may be  
 49 different under the separate state program, the basic benefit payment for which two-parent  
 50 families are eligible under the separate state program shall not be less than what they would  
 51 have received under TANF. The Department of Social Services shall establish regulations to  
 52 govern this separate state program.

53 C. As a condition of this appropriation, the Department of Social Services shall disregard the  
 54 value of one motor vehicle per assistance unit in determining eligibility for cash assistance in  
 55 the Temporary Assistance for Needy Families (TANF) program and in the separate state  
 56 program for able-bodied two-parent families.

ITEM 327.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	D.1. The Department of Social Services shall be authorized to make necessary changes in the				
2	State Plan for the Temporary Assistance for Needy Families (TANF) Program to meet the				
3	federal TANF requirements, pursuant to federal Deficit Reduction Omnibus Reconciliation Act				
4	of 2005, and to minimize the Commonwealth's exposure to federal financial penalties, provided				
5	it does so in the most efficient and least costly manner.				
6	2. No less than 30 days prior to submitting amendments to the federal government on the				
7	State Plan for the Temporary Assistance for Needy Families Program, the Commissioner of the				
8	Department of Social Services shall provide the Chairmen of the House Appropriations and				
9	Senate Finance Committees with written documentation of the proposed policy changes,				
10	including an estimate of the fiscal impact of the proposed changes and information				
11	summarizing public comment that was received on the proposed changes.				
12	E. Out of this appropriation, \$4,800,000 the first year from the federal Temporary Assistance				
13	for Needy Families (TANF) block grant shall be used by the Department of Social Services to				
14	provide recipients of Temporary Assistance for Needy Families (TANF) cash assistance a				
15	monthly TANF supplement up to the current child support collected by the Division of Child				
16	Support Enforcement for each such recipient, less any disregard passed through to such				
17	recipient pursuant to any other provision of law. The TANF child support supplement shall be				
18	paid within two months following collection of the child support payment or payments used to				
19	determine the amount of such supplement. For purposes of determining eligibility for medical				
20	assistance services, the TANF supplement described in this paragraph shall be disregarded. In				
21	the event there are sufficient federal TANF funds to provide all other assistance required by the				
22	TANF State Plan, the Commissioner may use unobligated federal TANF block grant funds in				
23	excess of this appropriation to provide the TANF supplement described in this paragraph.				
24	F. The Department of Social Services, in collaboration with local departments of social				
25	services, shall maintain minimum performance standards for all local departments of social				
26	services participating in the Virginia Initiative for Employment, Not Welfare (VIEW) program.				
27	The department shall allocate VIEW funds to local departments of social services based on				
28	these performance standards and VIEW caseloads. The allocation formula shall be developed				
29	and revised in cooperation with the local social services departments and the Department of				
30	Planning and Budget.				
31	G. A participant whose Temporary Assistance for Needy Families (TANF) financial assistance				
32	is terminated due to the receipt of 24 months of assistance as specified in § 63.2-612, Code of				
33	Virginia, or due to the closure of the TANF case prior to the completion of 24 months of				
34	TANF assistance, excluding cases closed with a sanction for noncompliance with the Virginia				
35	Initiative for Employment Not Welfare program, shall be eligible to receive employment and				
36	training assistance for up to 12 months after termination, if needed, in addition to other				
37	transitional services provided pursuant to § 63.2-611, Code of Virginia.				
38	H. The Department of Social Services, in conjunction with the Department of Correctional				
39	Education, shall identify and apply for federal, private and faith-based grants for pre-release				
40	parenting programs for non-custodial incarcerated parent offenders committed to the				
41	Department of Corrections, including but not limited to the following grant programs:				
42	Promoting Responsible Fatherhood and Healthy Marriages, State Child Access and Visitation				
43	Block Grant, Serious and Violent Offender Reentry Initiative Collaboration, Special				
44	Improvement Projects, §1115 Social Security Demonstration Grants, and any new grant				
45	programs authorized under the federal Temporary Assistance for Needy Families (TANF) block				
46	grant program.				
47	I. Included in this Item is funding to carry out the former responsibilities of the Virginia				
48	Council on Child Day Care and Early Childhood Programs. Nongeneral fund appropriations				
49	allocated for uses associated with the Head Start program shall not be transferred for any other				
50	use until eligible Head Start families have been fully served. Any remaining funds may be used				
51	to provide services to enrolled low-income families in accordance with federal and state				
52	requirements. Families, who are working or in education and training programs, with income at				
53	or below the poverty level, whose children are enrolled in Head Start wraparound programs				
54	paid for with the federal block grant funding in this Item shall not be required to pay fees for				
55	these wraparound services.				
56	J. Out of the total appropriation for child care, \$10,626,393 from the general fund and				
57	\$52,445,805 from federal funds the first year and \$10,626,393 from the general fund and				

		<b>Item Details(\$)</b>		<b>Appropriations(\$)</b>	
<b>ITEM 327.</b>		<b>First Year</b>	<b>Second Year</b>	<b>First Year</b>	<b>Second Year</b>
		<b>FY2011</b>	<b>FY2012</b>	<b>FY2011</b>	<b>FY2012</b>

1 \$52,445,805 from federal funds the second year will support state child care programs which  
 2 will be administered on a sliding scale basis to income eligible families. The sliding fee scale  
 3 and eligibility criteria are to be set according to the rules and regulations of the State Board of  
 4 Social Services, except that the income eligibility thresholds for child care assistance shall  
 5 account for variations in the local cost of living index by metropolitan statistical areas. The  
 6 Department of Social Services shall report on the sliding fee scale and eligibility criteria  
 7 adopted by the Board of Social Services by December 15 of each year. The Department of  
 8 Social Services shall make the necessary amendments to the Child Care and Development  
 9 Funds Plan to accomplish this intent. Funds shall be targeted to families who are most in need  
 10 of assistance with child care costs. Localities may exceed the standards established by the state  
 11 by supplementing state funds with local funds.

12 K. Notwithstanding § 4-1.03 of this act, general fund and nongeneral fund appropriations for  
 13 the Child Care Fee System At-risk and At-risk Pass-thru programs shall not be transferred to  
 14 support other child care programs or for any other purpose.

15 L. It is the intent of the General Assembly that the Department of Social Services automate  
 16 child care assistance programs. The Department shall report to the Governor and the General  
 17 Assembly by October 15 of each year regarding the status of such automation, system  
 18 adequacy, and needed action.

19 M. Included in this Item is funding in the amount of \$600,000 the first year and \$600,000 the  
 20 second year from nongeneral funds for scholarships for students in early childhood education  
 21 and related majors who plan to work in the field, or already are working in the field, whether  
 22 in public schools, child care or other early childhood programs, and who enroll in a state  
 23 community college or a state supported senior institution of higher education. Also included in  
 24 this Item is funding in the amount of \$505,000 the first year and \$505,000 the second year  
 25 from nongeneral funds for training of individuals in the field of early childhood education.

26 N. Out of appropriations in this Item shall be provided \$300,000 the first year and \$300,000  
 27 the second year from nongeneral funds for child care assistance provided to children in  
 28 homeless and domestic violence shelters.

29	328.	Financial Assistance for Local Social Services Staff			
30		(46000) .....			\$374,002,163
31		Eligibility Determination Local Staff and Operations			
32		(46003) .....	\$190,664,823	\$188,203,729	
33		Social Worker Local Staff and Operations (46006).....	\$183,337,340	\$183,343,307	
34		Fund Sources: General.....	\$116,047,348	\$116,053,315	
35		Dedicated Special Revenue.....	\$3,000,000	\$3,000,000	
36		Federal Trust.....	\$254,954,815	\$252,493,721	

37 Authority: Title 63.2, Chapters 1, 6, 6.2, 6.5, 13 and 14, Code of Virginia; P.L. 104-193, Titles  
 38 IV A, XIX, and XXI, Social Security Act, Federal Code, as amended.

39 A. The amounts in this Item shall be expended under regulations of the Board of Social  
 40 Services to reimburse county and city welfare/social services boards pursuant to § 63.2-401,  
 41 Code of Virginia, and subject to the same percentage limitations for other administrative  
 42 services performed by county and city public welfare/social services boards and superintendents  
 43 of public welfare/social services pursuant to other provisions of the Code of Virginia, as  
 44 amended.

45 B. Pursuant to the provisions of §§ 63.2-403, 63.2-406, 63.2-407, 63.2-408, and 63.2-615 Code  
 46 of Virginia, all moneys deducted from funds otherwise payable out of the state treasury to the  
 47 counties and cities pursuant to the provisions of § 63.2-408, Code of Virginia, shall be credited  
 48 to the applicable general fund account.

49 C. Included in this appropriation are funds to reimburse local social service agencies for  
 50 eligibility workers who interview applicants to determine qualification for public assistance  
 51 benefits which include but are not limited to: Temporary Assistance for Needy Families; Food  
 52 Stamps; and Medicaid.

53 D. Included in this appropriation are funds to reimburse local social service agencies for social

ITEM 328.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	workers who deliver program services which include but are not limited to: child and adult				
2	protective services complaint investigations; foster care and adoption services; and adult				
3	services.				
4	E. Out of the federal fund appropriation for local social services staff, amounts estimated at				
5	\$32,000,000 the first year and \$32,000,000 the second year shall be set aside for allowable				
6	local costs which exceed available general fund reimbursement and amounts estimated at				
7	\$16,000,000 the first year and \$16,000,000 the second year shall be set aside to reimburse local				
8	governments for allowable costs incurred in administering public assistance programs.				
9	329.	Child Support Enforcement Services (46300) .....		\$759,587,590	\$757,937,590
10		Support Enforcement and Collection Services (46301) ....	\$89,389,419	\$87,739,419	
11		Public Assistance Child Support Payments (46302) .....	\$11,000,000	\$11,000,000	
12		Non-Public Assistance Child Support Payments			
13		(46303) .....	\$659,198,171	\$659,198,171	
14		Fund Sources: Special .....	\$704,763,777	\$704,763,777	
15		Federal Trust.....	\$54,823,813	\$53,173,813	
16	Authority: Title 20, Chapters 3.1, 4.1, 5, 5.3, and 6; Title 63.2, Chapter 13, Code of Virginia;				
17	P.L. 104-193, as amended; P.L. 105-200, P.L. 105-33, P.L. 106-113, Federal Code.				
18	A. Any net revenue from child support enforcement collections, after all disbursements are				
19	made in accordance with state and federal statutes and regulations, and after the state's share of				
20	the cost of administering the program is paid, shall be estimated and deposited into the general				
21	fund by June 30 of the fiscal year in which it is collected. Any additional moneys determined				
22	to be available upon final determination of a fiscal year's costs of administering the program				
23	shall be deposited to the general fund by September 1 of the subsequent fiscal year in which it				
24	is collected.				
25	B. In determining eligibility and amounts for cash assistance, pursuant to the Personal				
26	Responsibility and Work Opportunity Reconciliation Act of 1996, Public Law 104-193, the				
27	department shall continue to disregard up to \$100 per month in child support payments and				
28	return to recipients of cash assistance up to \$100 per month in child support payments				
29	collected on their behalf.				
30	C. The state share of amounts disbursed to recipients of cash assistance pursuant to paragraph				
31	B of this Item shall be considered part of the Commonwealth's required Maintenance of Effort				
32	spending for the federal Temporary Assistance for Needy Families program established by the				
33	Social Security Act.				
34	D. The department shall expand collections of child support payments through contracts with				
35	private vendors. However, the Department of Social Services and the Office of the Attorney				
36	General shall not contract with any private collection agency, private attorney, or other private				
37	entity for any child support enforcement activity until the State Board of Social Services has				
38	made a written determination that the activity shall be performed under a proposed contract at a				
39	lower cost than if performed by employees of the Commonwealth.				
40	E. The Division of Child Support Enforcement, in cooperation with the Department of Medical				
41	Assistance Services, shall identify cases for which there is a medical support order requiring a				
42	noncustodial parent to contribute to the medical cost of caring for a child who is enrolled in				
43	the Medicaid or Family Access to Medical Insurance Security (FAMIS) Programs. Once				
44	identified, the division shall work with the Department of Medical Assistance Services to take				
45	appropriate enforcement actions to obtain medical support or repayments for the Medicaid				
46	program.				
47	330.	Adult Programs and Services (46800) .....		\$41,410,156	\$40,716,406
48		Auxiliary Grants for the Aged, Blind, and Disabled			
49		(46801) .....	\$23,152,956	\$23,152,956	
50		Adult In-Home and Supportive Services (46802) .....	\$10,572,995	\$10,572,995	
51		Domestic Violence Prevention and Support Activities			
52		(46803) .....	\$7,684,205	\$6,990,455	

ITEM 330.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$23,311,378	\$23,311,378		
2	Federal Trust.....	\$18,098,778	\$17,405,028		
3	Authority: Title 51.2, Chapter 1.1 and Title 63.2, Chapters 1 and 6, Code of Virginia; Title				
4	XVI, federal Social Security Act, as amended.				
5	A. 1. Effective January 1, 2009, the Department of Social Services is authorized to base				
6	approved licensed assisted living facility rates for individual facilities on an occupancy rate of				
7	85 percent of licensed capacity, not to exceed a maximum rate of \$1,112 per month, which rate				
8	is also applied to approved adult foster care homes, unless modified as indicated below. The				
9	Department may add a 15 percent differential to the maximum amount for licensed assisted				
10	living facilities and adult foster care homes in Planning District Eight.				
11	2. Effective January 1, 2009, the monthly personal care allowance for auxiliary grant recipients				
12	who reside in licensed assisted living facilities and approved adult foster care homes shall be				
13	\$81 per month, unless modified as indicated below.				
14	3. The Department of Social Services is authorized to increase the assisted living facility and				
15	adult foster care home rates and/or the personal care allowance cited above on January 1 of				
16	each year in which the federal government increases Supplemental Security Income or Social				
17	Security rates or at any other time that the department determines that an increase is necessary				
18	to ensure that the Commonwealth continues to meet federal requirements for continuing				
19	eligibility for federal financial participation in the Medicaid program. Any such increase is				
20	subject to the prior concurrence of the Department of Planning and Budget. Within thirty days				
21	after its effective date, the Department of Social Services shall report any such increase to the				
22	Governor and the Chairmen of the House Appropriations and Senate Finance Committees with				
23	an explanation of the reasons for the increase.				
24	B. Out of this nongeneral fund appropriation, \$5,801,894 the first year and \$5,801,894 in the				
25	second year from the federal Social Services Block Grant shall be allocated to provide adult				
26	companion services for low-income elderly and disabled adults.				
27	C. The toll-free telephone hotline operated by the Department of Social Services to receive				
28	child abuse and neglect complaints shall also be publicized and used by the department to				
29	receive complaints of adult abuse and neglect.				
30	D. Out of this appropriation, \$555,000 the first year and \$1,248,750 the second year from the				
31	general fund and \$693,750 the first year from the federal Temporary Assistance for Needy				
32	Families (TANF) block grant shall be provided as a grant to local domestic violence programs				
33	for purchase of crisis and core services for victims of domestic violence, including 24-hour				
34	hotlines, emergency shelter, emergency transportation, and other crisis services as a first				
35	priority.				
36	E. Out of this appropriation, \$75,000 from the general fund and \$400,000 from nongeneral				
37	funds the first year and \$75,000 from the general fund and \$400,000 from nongeneral funds the				
38	second year shall be provided for the purchase of services for victims of domestic violence as				
39	stated in § 63.2-1615, Code of Virginia, in accordance with regulations promulgated by the				
40	Board of Social Services.				
41	F. Notwithstanding the emergency regulations set forth in 22 VAC 40-71-10 et seq. Standards				
42	and Regulations for Licensed Assisted Living Facilities, the Department of Social Services shall				
43	(i) define a department-approved course for managers of licensed facilities with 19 or fewer				
44	residents, pursuant to 22 VAC 40-71-60 L.3 e (4), as a course that does not exceed 40 hours				
45	and is available and accessible in multiple regions within the Commonwealth; (ii) reinstate an				
46	exception to the requirement that at least one staff member be awake and on duty during the				
47	night in buildings that house 19 or fewer residents provided that none of the residents require a				
48	staff member to be awake and on duty at night, pursuant to 22 VAC 40-71-130; and (iii)				
49	eliminate requirements set forth in the emergency regulations, pursuant to 22 VAC 40-71-485,				
50	guiding intervention for high risk behavior.				
51	331. Child Welfare Services (46900).....			\$164,674,720	\$170,183,963
52	Foster Care Payments and Supportive Services (46901) ..	\$79,583,898	\$81,689,572		
53	Supplemental Child Protective Activities (46902) .....	\$4,207,950	\$4,207,950		
54	Adoption Subsidies and Supportive Services (46903) .....	\$80,882,872	\$84,286,441		

ITEM 331.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$87,542,687	\$91,835,336		
2	Special.....	\$325,030	\$325,030		
3	Dedicated Special Revenue.....	\$135,265	\$135,265		
4	Federal Trust.....	\$76,671,738	\$77,888,332		
5	Authority: Title 63.2, Chapters 3, 10, 10.1, 10.2, 11.1, 11.2, 12.1, and 18, Code of Virginia;				
6	P.L. 100-294, P.L. 101-126, P.L. 101-226, P.L. 105-89, as amended, Federal Code.				
7	A. Out of this appropriation, \$500,000 the first year and \$500,000 the second year from the				
8	general fund shall be provided for the purchase of services for victims child abuse and neglect				
9	prevention activities as stated in §63.2-1502, Code of Virginia, in accordance with regulations				
10	promulgated by the Board of Social Services.				
11	B. Expenditures meeting the criteria of Title IV-E of the Social Security Act shall be fully				
12	reimbursed except that expenditures otherwise subject to a standard local matching share under				
13	applicable state policy, including local staffing, shall continue to require local match. The				
14	commissioner shall ensure that local social service boards obtain reimbursement for all children				
15	eligible for Title IV-E coverage.				
16	C. This appropriation includes \$180,200 from the general fund and \$99,800 from nongeneral				
17	funds the first year and \$180,200 from the general fund and \$99,800 from nongeneral funds the				
18	second year to continue respite care for foster parents.				
19	D. The commissioner, in cooperation with the Department of Planning and Budget, shall				
20	establish a reasonable, automatic adjustment for inflation each year to be applied to the room				
21	and board maximum rates paid to foster parents. However, this provision shall apply only in				
22	fiscal years following a fiscal year in which salary increases are provided for state employees.				
23	E. Out of this appropriation, \$100,000 the first year and \$100,000 the second year from				
24	nongeneral funds shall be provided for Volunteer Emergency Families for Children to expand				
25	its shelter care network for abused, neglected, runaway, homeless, and at-risk children				
26	throughout Virginia.				
27	F. Out of this appropriation, \$100,000 the first year and \$100,000 the second year from				
28	nongeneral funds is provided for the Child Abuse Prevention Play administered by Theatre IV				
29	of Richmond.				
30	332. Financial Assistance for Supplemental Assistance				
31	Services (49100).....			\$60,746,641	\$60,746,641
32	General Relief (49101).....	\$3,458,566	\$3,458,566		
33	Resettlement Assistance (49102).....	\$9,022,000	\$9,022,000		
34	Emergency and Energy Assistance (49103).....	\$48,266,075	\$48,266,075		
35	Fund Sources: General.....	\$3,458,566	\$3,458,566		
36	Federal Trust.....	\$57,288,075	\$57,288,075		
37	Authority: Title 2.2, Chapter 54; Title 63.2, Code of Virginia; Title VI, Subtitle B, P.L. 97-35,				
38	as amended; P.L. 103-252, as amended; P.L. 104-193, as amended, Federal Code.				
39	333. Financial Assistance to Community Human Services				
40	Organizations (49200).....			\$38,989,613	\$33,412,198
41	Community Action Agencies (49201).....	\$20,888,183	\$15,748,470		
42	Volunteer Services (49202).....	\$4,497,792	\$4,366,340		
43	Other Payments to Human Services Organizations				
44	(49203).....	\$13,603,638	\$13,297,388		
45	Fund Sources: General.....	\$5,102,764	\$8,353,820		
46	Federal Trust.....	\$33,886,849	\$25,058,378		
47	Authority: Title 2.2, Chapter 54; Title 63.2, Chapters 1 and 6, Code of Virginia; Title VI,				
48	Subtitle B, P.L. 97-35, as amended; P.L. 103-252, as amended; P.L. 104-193, as amended,				
49	Federal Code.				
50	A.1. All increased state or federal funds distributed to Community Action Agencies shall be				

ITEM 333.	Item Details(\$)		Appropriations(\$)	
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1	distributed as follows: The funds shall be distributed to all local Community Action Agencies			
2	according to the Department of Social Services funding formula (75 percent based on			
3	low-income population, 20 percent based on number of jurisdictions served, and five percent			
4	based on square mileage served), adjusted to ensure that no agency receives less than 1.5			
5	percent of any increase.			
6	2. Out of this appropriation, \$1,139,713 the first year from the Temporary Assistance for			
7	Needy Families (TANF) block grant shall be provided for community action agencies to			
8	promote self-sufficiency.			
9	3. Out of this appropriation, \$185,725 the first year and \$185,725 the second year from the			
10	general fund shall be provided to the Virginia Community Action Partnership to support the			
11	Virginia Earned Income Tax Coalition (EITC) and provide grants to local organizations to			
12	provide outreach, education and tax preparation services to citizens who may be eligible for the			
13	federal Earned Income Tax Credit. The Virginia Community Action Partnership shall report on			
14	its efforts to expand the number of Virginians who are able to claim the federal EITC,			
15	including the number of individuals identified who could benefit from the credit, the number of			
16	individuals counseled on the availability of the federal EITC, and the number of individuals			
17	assisted with tax preparation to claim the federal EITC. This report shall be provided to the			
18	Governor and the Chairmen of the House Appropriations and Senate Finance Committees and			
19	the Chairman of the Joint Legislative Audit and Review Commission by December 1 each			
20	year.			
21	B. The department shall continue to fund from this Item all organizations recognized by the			
22	Commonwealth as community action agencies as defined in §2.2-540 et seq.			
23	C. Out of this appropriation, \$1,368,195 the first year and \$4,925,501 the second year from the			
24	general fund and \$3,557,306 the first year from the Temporary Assistance for Needy Families			
25	(TANF) block grant shall be provided to Healthy Families Virginia. These funds shall be used			
26	at the discretion of local sites for obtaining matching Title IV-E nongeneral funds when			
27	available. The Department of Social Services shall continue to allocate funds from this item to			
28	the statewide office of Prevent Child Abuse Virginia for providing the coordination, technical			
29	support, quality assurance, training and evaluation of the Healthy Families Virginia program.			
30	D.1. Out of the appropriation, \$1,275,000 the first year and \$1,275,000 the second year from			
31	the general fund shall be provided to the Virginia Early Childhood Foundation. These funds			
32	shall be matched with local public and private resources with a goal of leveraging a dollar for			
33	each state dollar provided. Funds shall be awarded to proposals that seed and foster			
34	community programs that enhance the health, safety and well-being of Virginia's youth. The			
35	Foundation shall account for the expenditure of these funds by providing the Governor,			
36	Secretary of Health and Human Resources, and the Chairmen of the House Appropriations and			
37	Senate Finance Committees with a certified audit and full report on Foundation initiatives and			
38	results not later than October 1 of each year for the preceding fiscal year ending June 30.			
39	2. On or before October 1 of each year, the foundation shall submit to the Governor and the			
40	Chairmen of the House Appropriations and Senate Finance Committees a report on the actual			
41	amount, by fiscal year, of private and local government funds received by the foundation.			
42	E. Out of this appropriation, \$85,000 the first year and \$85,000 the second year from the			
43	general fund shall be provided to Child Advocacy Centers.			
44	F.1. Out of this appropriation shall be provided \$473,844 from the general fund and \$781,791			
45	from the federal trust fund the first year and \$473,844 from the general fund and \$781,791			
46	from the federal trust fund the second year to support the statewide implementation of a 2-1-1			
47	Information and Referral System to provide resource and referral information on many of the			
48	specialized health and human resource services available in the Commonwealth, including child			
49	day care availability and providers in localities throughout the state, and publish			
50	consumer-oriented materials for those interested in learning the location of child day care			
51	providers.			
52	2. The Department of Social Services shall request that all state and local child-serving			
53	agencies within the Commonwealth be included in the Virginia Statewide Information and			
54	Referral System as well as any agency or entity that receives state general fund dollars and			
55	provides services to families and youth. The Secretary of Health and Human Resources, the			



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1	Secretary of Education and Workforce, and the Secretary of Public Safety shall assist in this				
2	effort by requesting all affected agencies within their secretariats to submit information to the				
3	statewide Information and Referral System and ensure that such information is accurate and				
4	updated annually. Agencies shall also notify the Virginia Information and Referral System of				
5	any changes in services that may occur throughout the year.				
6	3. The Department of Social Services shall communicate with child-serving agencies within the				
7	Commonwealth about the availability of the statewide Information and Referral System. This				
8	information shall also be communicated via the Department of Social Services' broadcast				
9	system on their agency-wide Intranet so that all local and regional offices can be better				
10	informed about the Statewide Information and Referral System. Information on the Statewide				
11	Information and Referral System shall also be included within the department's electronic				
12	mailings to all local and regional offices at least biannually.				
13	G. Out of this appropriation, \$1,000,000 the first year from the general fund shall be provided				
14	to the Federation of Virginia Food Banks for the purchase of food through food banks across				
15	the Commonwealth. No funding shall be used for administrative or overhead expenses.				
16	334.	Regulation of Public Facilities and Services (56100).....		\$15,938,859	\$15,938,859
17		Regulation of Adult and Child Welfare Facilities			
18		(56101) .....	\$13,564,853	\$13,564,853	
19		Interdepartmental Licensure and Certification (56106).....	\$2,374,006	\$2,374,006	
20		Fund Sources: General .....	\$4,377,408	\$4,377,408	
21		Special .....	\$1,967,950	\$1,967,950	
22		Federal Trust.....	\$9,593,501	\$9,593,501	
23		Authority: Title 63.2, Chapters 9 and 10, Code of Virginia.			
24		A. The state nongeneral fund amounts collected and paid into the state treasury pursuant to the			
25		provisions of § 63.2-1700, Code of Virginia, shall be used for the development and delivery of			
26		training for operators and staff of assisted living facilities, adult day care centers, and child			
27		welfare agencies.			
28		B. As a condition of this appropriation, the Department of Social Services shall (i) promptly			
29		fill all position vacancies that occur in the child day care licensing program so that positions			
30		shall not remain vacant for longer than 120 days and (ii) hire sufficient child care licensing			
31		specialists to ensure that all day care facilities receive, at a minimum, the two visits per year			
32		mandated by § 63.2-1706, Code of Virginia, and that facilities with compliance problems			
33		receive additional inspection visits as necessary to ensure compliance with state laws and			
34		regulations.			
35		C. As a condition of this appropriation, the Department of Social Services shall utilize a risk			
36		assessment instrument for child day care enforcement. This instrument shall include criteria for			
37		determining when the following sanctions may be used: (i) the imposition of intermediate			
38		sanctions, (ii) the denial of licensure renewal or revocation of license of a licensed facility, (iii)			
39		injunctive relief against a child care provider, and (iv) additional inspections and intensive			
40		oversight of a facility by the Department of Social Services.			
41		D. Out of this appropriation, the Department of Social Services shall implement training for			
42		new assisted living facility owners and managers to focus on health and safety issues, and			
43		resident rights as they pertain to adult care residences.			
44		E. Out of this appropriation, \$70,000 the first year and \$70,000 the second year from the			
45		general fund is provided for dementia-specific training of long-term care workers dealing with			
46		Alzheimer's disease and related disorders through the Virginia Alzheimer's Association			
47		Chapters.			
48	335.	Administrative and Support Services (49900).....		\$70,643,972	\$70,634,904
49		General Management and Direction (49901).....	\$2,889,840	\$2,889,840	
50		Information Technology Services (49902).....	\$49,994,089	\$49,991,048	
51		Accounting and Budgeting Services (49903) .....	\$5,974,850	\$5,973,256	
52		Human Resources Services (49914).....	\$2,678,031	\$2,678,031	
53		Planning and Evaluation Services (49916).....	\$4,500,380	\$4,500,380	

ITEM 335.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Procurement and Distribution Services (49918).....	\$2,464,348	\$2,464,348		
2	Public Information Services (49919).....	\$1,330,760	\$1,330,760		
3	Financial and Operational Audits (49929).....	\$811,674	\$807,241		
4	Fund Sources: General.....	\$31,777,926	\$31,775,972		
5	Special.....	\$375,000	\$375,000		
6	Federal Trust.....	\$38,491,046	\$38,483,932		
7	Authority: Title 63.2, Chapter 1; § 2.2-4000 et seq., Code of Virginia; P.L. 98-502, P.L.				
8	104-156, P.L. 104-193, P.L. 104-327, P.L. 105-33, as amended; P.L. 105-89; P.L. 105-178,				
9	Federal Code; Titles IV-A, IV-B, IV-D, IV-E, XIX, XX, XXI of the federal Social Security				
10	Act, as amended.				
11	A. The Department of Social Services shall require localities to report all expenditures on				
12	designated social services, regardless of reimbursement from state and federal sources. The				
13	Department of Social Services is authorized to include eligible costs in its claim for Temporary				
14	Assistance for Needy Families Maintenance of Effort requirements.				
15	B. It is the intent of the General Assembly that the Commissioner of the Department of Social				
16	Services shall work with localities that seek to voluntarily merge and consolidate their				
17	respective local departments of social services. No funds appropriated under this act shall be				
18	used to require a locality to merge or consolidate local departments of social services.				
19	C. The Commissioner of Social Services, in consultation with relevant state and local agencies,				
20	shall develop proposed criteria for assessing funding requests for addressing space needs among				
21	local departments of social services, as well as proposed consolidated human services buildings.				
22	The criteria shall include but not be limited to compliance with the Americans with Disabilities				
23	Act, access to public transportation, life safety issues, condition of current space and related				
24	major building systems, impact on service delivery, and other factors as may be appropriate.				
25	The department shall use the criteria to prioritize local requests for increased state				
26	reimbursement for renovating existing space, relocating or constructing new space. For those				
27	jurisdictions that, when applying such criteria, achieve high priority ranking for increased state				
28	reimbursement, yet initiate local funding actions to address critical space needs or to				
29	consolidate human services, they shall nevertheless retain their ranking on the prioritized list of				
30	projects for increased state reimbursement for renovating existing space, relocating or				
31	constructing new space. The department shall forward a prioritized list of projects to the				
32	Secretary of Health and Human Resources and the Department of Planning and Budget by				
33	November 1 of each year for consideration by the Governor in the development of the budget.				
34	The department shall also submit a copy of the list of prioritized projects by November 1 of				
35	each year, to the Chairmen of the House Appropriations and Senate Finance Committees.				
36	D. The Department of Social Services is authorized to enter into a contractual agreement to				
37	finance the conversion of certain Maintaining and Preparing/Producing Executive Reports				
38	(MAPPER) software programs to an industry standard web-based programming environment				
39	under the following circumstances: a) The conversion project shall not exceed four years				
40	commencing on July 1, 2007; b) Financing for the project shall not exceed \$25 million; c) Any				
41	debt incurred by the department shall be re-paid over a period of three to five years from				
42	savings generated by reductions in annual operational expenditures after project completion; d)				
43	Any agreement shall have the prior approval of the Secretary of Technology, Secretary of				
44	Health and Human Resources, Secretary of Finance, and Treasury Board.				
45	336. A. In the operation of any program of public assistance, including benefit and service programs				
46	in any locality, for which program appropriations are made to the Department of Social				
47	Services, it is provided that if a payment or overpayment is made to an individual who is				
48	ineligible therefor under federal and/or state statutes and regulations, the amount of such				
49	payment or overpayment shall be returned to the Department of Social Services by the locality.				
50	B. However, no such repayments may be required of the locality if the department determines				
51	that such overpayment or payments to ineligibles resulted from the promulgation of vague or				
52	conflicting regulations by the department or from the failure of the department to make timely				
53	distribution to the localities of the statutes, rules, regulations, and policy decisions, causing the				
54	overpayment or payment to ineligible(s) to be made by the locality or from situations where a				
55	locality exercised due diligence, yet received incomplete or incorrect information from the				
56	client which caused the overpayment or payment to ineligibles. If a locality fails to effect the				

ITEM 336.		Item Details(\$)		Appropriations(\$)	
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1	return, the Department of Social Services shall withhold an equal amount from the next				
2	disbursement made by the department to the locality for the same program.				
3	C. The Department of Social Services shall implement the guidance issued by the U.S.				
4	Department of Health and Human Services concerning the obligation of recipients of federal				
5	financial assistance to comply with Title VI of the Civil Rights Act of 1964 by ensuring that				
6	meaningful access to federally-funded programs, activities and services administered by the				
7	department is provided to limited English proficient (LEP) persons, 63 Fed. Reg. 47,311-47,323				
8	(August 8, 2003). At a minimum, the department shall (i) identify the need for language				
9	assistance by analyzing the following factors: (1) the number or proportion of LEP persons in				
10	the eligible service population, (2) the frequency of contact with such persons, (3) the nature				
11	and importance of the program, activity or service, and (4) the costs of providing language				
12	assistance and resources available; (ii) translate vital documents into the language of each				
13	frequently encountered LEP group eligible to be served; (iii) provide accurate and timely oral				
14	interpreter services; and (iv) develop an effective implementation plan to address the identified				
15	needs of the LEP populations served.				
16	D. To the extent permitted by federal law, the eligibility for public assistance of an alien who				
17	is a qualified alien (as defined in the Personal Responsibility and Work Opportunity				
18	Reconciliation Act of 1996, Public Law 104-193) shall be determined without regard to				
19	alienage.				
20	337. A. The amount for the Food Stamp program shall be expended under regulations of the Board				
21	of Social Services to reimburse county and city welfare/social services boards pursuant to				
22	§ 63.2-401, 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 and				
24	superintendents of public welfare/social services pursuant to other provisions of the Code of				
25	Virginia, as amended.				
26	B. Pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996,				
27	Public Law 104-193, the Department of Social Services shall, in cooperation with local				
28	departments of social services, maintain a waiver of the work requirement for food stamp				
29	recipients residing in areas that do not have a sufficient number of jobs to provide employment				
30	for such individuals, including those areas designated as labor surplus areas by the U.S.				
31	Department of Labor.				
32	C. To the extent permitted by federal law, food stamp recipients subject to a work requirement				
33	pursuant to § 824 of the Personal Responsibility and Work Opportunity Reconciliation Act of				
34	1996, Public Law 104-193, as amended, shall be permitted to satisfy such work requirement by				
35	providing volunteer services to a public or private, nonprofit agency for the number of hours				
36	per month determined by dividing the household's monthly food stamp allotment by the federal				
37	minimum wage.				
38	D. The Department of Social Services shall, to the extent permitted by federal law, disregard				
39	the value of at least one motor vehicle per household in determining eligibility for the food				
40	stamp program.				
41	E. The Department of Social Services shall develop a multi-lingual outreach campaign to				
42	inform qualified aliens and their children, who are United States citizens, of their eligibility for				
43	federal food stamps and ensure that they have access to benefits under the food stamp program.				
44	To the extent permitted by federal law, the department shall administer the food stamp program				
45	in a way that minimizes the procedural burden on qualified aliens and addresses concerns about				
46	the impact of food stamp receipt on their immigration sponsors and status.				
47	338. 1. It is hereby acknowledged that as of June 30, 2009 there existed with the federal				
48	government an unexpended balance of \$34,502,916 in federal Temporary Assistance for Needy				
49	Families (TANF) block grant funds which are available to the Commonwealth of Virginia to				
50	reimburse expenditures incurred in accordance with the adopted State plan for the TANF				
51	program. Based on projected spending levels and appropriations in this act, the				
52	Commonwealth's accumulated balance for authorized federal TANF block grant funds is				
53	estimated at \$26,668,522 on June 30, 2010; \$9,677,600 on June 30, 2011; and \$14,351 on June				
54	30,2012.				
55	2. The Department of Social Service (DSS) shall report annually on October 1 to the Governor,				

ITEM 338.		Item Details(\$)		Appropriations(\$)	
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1	the Secretary of Health and Human Resources, the Chairmen of the House Appropriations and				
2	Senate Finance Committees, and the Director, Department of Planning and Budget regarding				
3	spending; program results; clients served; the location, size, implementation status, and nature				
4	of projects funded with TANF funds; results of all formal evaluations; and recommendations				
5	for continuation, expansion, and redesign of the projects. Such report shall be combined with				
6	the report required by § 63.2-619, Code of Virginia.				
7	Total for Department of Social Services .....			<b>\$1,874,604,296</b>	<b>\$1,837,825,978</b>
8	General Fund Positions.....	376.21	376.21		
9	Nongeneral Fund Positions.....	1,260.29	1,260.29		
10	Position Level .....	1,636.50	1,636.50		
11	Fund Sources: General .....	\$387,076,073	\$387,364,620		
12	Special.....	\$707,431,757	\$707,431,757		
13	Dedicated Special Revenue.....	\$3,135,265	\$3,135,265		
14	Federal Trust.....	\$776,961,201	\$739,894,336		
15	<b>§ 1-94. VIRGINIA BOARD FOR PEOPLE WITH DISABILITIES (606)</b>				
16	339. Social Services Research, Planning, and Coordination				
17	(45000) .....			\$1,621,361	\$1,621,361
18	Research, Planning, Outreach, Advocacy, and Systems				
19	Improvement (45002).....	\$846,957	\$846,957		
20	Administrative Services (45006) .....	\$774,404	\$774,404		
21	Fund Sources: General .....	\$310,416	\$310,416		
22	Federal Trust.....	\$1,310,945	\$1,310,945		
23	Authority: Title 51.5, Chapter 7, Code of Virginia.				
24	340. Financial Assistance for Individual and Family Services				
25	(49000) .....			\$500,820	\$500,820
26	Financial Assistance to Localities for Individual and				
27	Family Services (49001).....	\$500,820	\$500,820		
28	Fund Sources: Federal Trust.....	\$500,820	\$500,820		
29	Authority: Title 51.5, Chapter 7, Code of Virginia.				
30	Total for Virginia Board for People with Disabilities .....			<b>\$2,122,181</b>	<b>\$2,122,181</b>
31	General Fund Positions.....	0.75	0.75		
32	Nongeneral Fund Positions.....	9.25	9.25		
33	Position Level .....	10.00	10.00		
34	Fund Sources: General .....	\$310,416	\$310,416		
35	Federal Trust.....	\$1,811,765	\$1,811,765		
36	<b>§ 1-95. DEPARTMENT FOR THE BLIND AND VISION IMPAIRED (702)</b>				
37	341. Statewide Library Services (14200).....			\$900,831	\$900,831
38	General Library Services (14202) .....	\$900,831	\$900,831		
39	Fund Sources: General.....	\$890,831	\$890,831		
40	Special.....	\$10,000	\$10,000		
41	Authority: § 51.5-74, Code of Virginia; P.L. 89-522, and P.L. 101-254, Federal Code.				
42	342. State Education Services (19100).....			\$1,896,921	\$1,896,921
43	Braille and Large-Print Textbook Services (19101).....	\$402,558	\$402,558		
44	Educational Services (19102) .....	\$1,494,363	\$1,494,363		

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		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$1,331,090	\$1,331,090		
2	Trust and Agency .....	\$50,000	\$50,000		
3	Federal Trust.....	\$515,831	\$515,831		
4	Authority: §§ 22.1-214 and 22.1-217, Code of Virginia; P.L. 89-313, P.L. 97-35 and P.L.				
5	102-119, Federal Code.				
6	343. Rehabilitation Assistance Services (45400).....			\$10,932,474	\$10,932,474
7	Low Vision Services (45401).....	\$356,375	\$356,375		
8	Vocational Rehabilitation Services (45404).....	\$6,713,115	\$6,713,115		
9	Independent Living Services (45407) .....	\$3,360,313	\$3,360,313		
10	Vending Stands, Cafeterias, and Snack Bars (45410).....	\$502,671	\$502,671		
11	Fund Sources: General.....	\$1,647,600	\$1,647,600		
12	Special.....	\$1,295,980	\$1,295,980		
13	Trust and Agency .....	\$120,000	\$120,000		
14	Federal Trust.....	\$7,868,894	\$7,868,894		
15	Authority: § 51.5-1 and Title 51.5, Chapter 1, Code of Virginia; P.L. 93-516 and P.L. 93-112,				
16	Federal Code.				
17	It is the intent of the General Assembly that visually handicapped persons who have completed				
18	vocational training as food service managers through programs operated by the Department be				
19	considered for food service management position openings within the Commonwealth as they				
20	arise.				
21	344. Regional Office Support and Administration (49700).....			\$2,127,243	\$2,127,243
22	Regional and Areawide Assistance Administration				
23	(49701) .....	\$2,127,243	\$2,127,243		
24	Fund Sources: General.....	\$1,167,145	\$1,167,145		
25	Federal Trust.....	\$960,098	\$960,098		
26	Authority: Title 2.2, Chapter 36; Title 51.5, Chapter 13, Code of Virginia; P.L. 93-112 and				
27	P.L. 97-35, Federal Code.				
28	345. Rehabilitative Industries (81000).....			\$25,518,730	\$25,518,730
29	Manufacturing Services (81003) .....	\$25,518,730	\$25,518,730		
30	Fund Sources: Enterprise .....	\$25,478,730	\$25,478,730		
31	Federal Trust.....	\$40,000	\$40,000		
32	Authority: § 51.5-72, Code of Virginia; P.L. 92-29 and P.L. 93-112, Federal Code.				
33	The Industry Production Workers with the Virginia Industries for the Blind shall not be				
34	counted in the classified employment levels of the Department for the Blind and Vision				
35	Impaired.				
36	346. Administrative and Support Services (49900).....			\$1,744,040	\$1,744,040
37	General Management and Direction (49901).....	\$1,284,578	\$1,284,578		
38	Information Technology Services (49902).....	\$84,034	\$84,034		
39	Physical Plant Services (49915).....	\$375,428	\$375,428		
40	Fund Sources: General.....	\$1,352,785	\$1,352,785		
41	Special.....	\$210,813	\$210,813		
42	Federal Trust.....	\$180,442	\$180,442		
43	Authority: Title 63.2, Chapter 4, Code of Virginia; P.L. 89-313, P.L. 93-112, and P.L. 97-35,				
44	Federal Code.				
45	Total for Department for the Blind and Vision			\$43,120,239	\$43,120,239
46	Impaired.....				

ITEM 346.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	General Fund Positions.....	100.40	100.40		
2	Nongeneral Fund Positions.....	63.60	63.60		
3	Position Level .....	164.00	164.00		
4	Fund Sources: General .....	\$6,389,451	\$6,389,451		
5	Special.....	\$1,516,793	\$1,516,793		
6	Enterprise .....	\$25,478,730	\$25,478,730		
7	Trust and Agency .....	\$170,000	\$170,000		
8	Federal Trust.....	\$9,565,265	\$9,565,265		
9	<b>Virginia Rehabilitation Center for the Blind and Vision Impaired (263)</b>				
10	347. Rehabilitation Assistance Services (45400).....			\$1,345,611	\$1,345,611
11	Social and Personal Adjustment to Blindness Training				
12	(45408) .....	\$1,345,611	\$1,345,611		
13	Fund Sources: Special.....	\$2,000	\$2,000		
14	Federal Trust.....	\$1,343,611	\$1,343,611		
15	Authority: § 51.5-1, Code of Virginia; P.L. 93-112, Federal Code.				
16	348. Administrative and Support Services (49900).....			\$1,098,147	\$1,098,147
17	General Management and Direction (49901).....	\$380,763	\$380,763		
18	Food and Dietary Services (49907) .....	\$228,000	\$228,000		
19	Physical Plant Services (49915).....	\$489,384	\$489,384		
20	Fund Sources: General .....	\$136,936	\$136,936		
21	Special.....	\$17,000	\$17,000		
22	Federal Trust.....	\$944,211	\$944,211		
23	Authority: § 51.5-73, Code of Virginia; P.L. 93-112, Federal Code.				
24	Total for Virginia Rehabilitation Center for the Blind				
25	and Vision Impaired .....			<b>\$2,443,758</b>	<b>\$2,443,758</b>
26	Nongeneral Fund Positions.....	26.00	26.00		
27	Position Level .....	26.00	26.00		
28	Fund Sources: General .....	\$136,936	\$136,936		
29	Special.....	\$19,000	\$19,000		
30	Federal Trust.....	\$2,287,822	\$2,287,822		
31	Grand Total for Department for the Blind and Vision				
32	Impaired.....			<b>\$45,563,997</b>	<b>\$45,563,997</b>
33	General Fund Positions.....	100.40	100.40		
34	Nongeneral Fund Positions.....	89.60	89.60		
35	Position Level .....	190.00	190.00		
36	Fund Sources: General .....	\$6,526,387	\$6,526,387		
37	Special.....	\$1,535,793	\$1,535,793		
38	Enterprise .....	\$25,478,730	\$25,478,730		
39	Trust and Agency .....	\$170,000	\$170,000		
40	Federal Trust.....	\$11,853,087	\$11,853,087		
41	TOTAL FOR OFFICE OF HEALTH AND HUMAN				
42	RESOURCES.....			<b>\$11,215,868,402</b>	<b>\$11,651,667,234</b>
43	General Fund Positions.....	9,063.37	8,812.37		
44	Nongeneral Fund Positions.....	7,291.38	7,291.38		
45	Position Level .....	16,354.75	16,103.75		
46	Fund Sources: General .....	\$4,361,211,371	\$4,949,150,935		
47	Special.....	\$1,220,997,290	\$1,220,344,436		

ITEM 348.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Enterprise .....	\$25,478,730	\$25,478,730		
2	Trust and Agency .....	\$958,798	\$958,798		
3	Dedicated Special Revenue .....	\$449,930,619	\$452,171,557		
4	Federal Trust.....	\$5,157,291,594	\$5,003,562,778		

ITEM 349.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	<b>OFFICE OF NATURAL RESOURCES</b>				
2	<b>§ 1-96. SECRETARY OF NATURAL RESOURCES (183)</b>				
3	349. Administrative and Support Services (79900).....			\$591,029	\$591,029
4	General Management and Direction (79901).....	\$521,659	\$521,659		
5	Council on Indians Support Services (79941).....	\$69,370	\$69,370		
6	Fund Sources: General.....	\$591,029	\$591,029		
7	Authority: Title 2.2, Chapter 2, Article 7; and § 2.2-201, Code of Virginia.				
8	A. The Secretary of Natural Resources shall report to the Chairmen of the Senate Committees				
9	on Finance and Agriculture, Conservation, and Natural Resources, and the House Committees				
10	on Appropriations and Conservation and Natural Resources, by November 4 of each year on				
11	implementation of the Chesapeake Bay nutrient reduction strategies. The report shall include				
12	and address the progress and costs of point source and nonpoint source pollution strategies. The				
13	report shall include, but not be limited to, information on levels of dissolved oxygen, acres of				
14	submerged aquatic vegetation, computer modeling, variety and numbers of living resources, and				
15	other relevant measures for the General Assembly to evaluate the progress and effectiveness of				
16	the tributary strategies. In addition, the Secretary shall include information on the status of all				
17	of Virginia's commitments to the Chesapeake Bay Agreements.				
18	B. It is the intent of the General Assembly that a reserve be created within the Virginia Water				
19	Quality Improvement Fund to support the purposes delineated within the Virginia Water				
20	Quality Improvement Act of 1997 (WQIA 1997) when year-end general fund surpluses are				
21	unavailable. Consequently, 15 percent of any amounts appropriated to the Virginia Water				
22	Quality Improvement Fund due to annual general fund revenue collections in excess of the				
23	official estimates contained in the general appropriation act shall be withheld from				
24	appropriation. When annual general fund revenue collections do not exceed the official revenue				
25	estimates contained in the general appropriation act, the reserve fund may be used for WQIA				
26	1997 purposes as directed by the General Assembly within the general appropriation act.				
27	Total for Secretary of Natural Resources .....			<b>\$591,029</b>	<b>\$591,029</b>
28	General Fund Positions.....	6.00	6.00		
29	Position Level .....	6.00	6.00		
30	Fund Sources: General.....	\$591,029	\$591,029		
31	<b>§ 1-97. CHIPPOKES PLANTATION FARM FOUNDATION (319)</b>				
32	350. Agricultural and Seafood Product Promotion and				
33	Development Services (53000).....			\$184,181	\$184,181
34	Operation and Maintenance of Farm Museum (53004)....	\$184,181	\$184,181		
35	Fund Sources: General.....	\$117,078	\$117,078		
36	Dedicated Special Revenue.....	\$67,103	\$67,103		
37	Authority: Title 10.1, Chapter 2, Code of Virginia.				
38	Total for Chippokes Plantation Farm Foundation.....			<b>\$184,181</b>	<b>\$184,181</b>
39	General Fund Positions.....	2.00	2.00		
40	Position Level .....	2.00	2.00		
41	Fund Sources: General.....	\$117,078	\$117,078		
42	Dedicated Special Revenue.....	\$67,103	\$67,103		



ITEM 351.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>§ 1-98. DEPARTMENT OF CONSERVATION AND RECREATION (199)</b>				
<b>2</b>	351. Land and Resource Management (50300) .....			\$67,590,053	\$67,590,053
<b>3</b>	Statewide Agricultural and Urban Nonpoint Source				
<b>4</b>	Water Quality Improvements (50301) .....	\$58,618,458	\$58,618,458		
<b>5</b>	Dam Inventory, Evaluation and Classification and				
<b>6</b>	Flood Plain Management (50314).....	\$1,542,213	\$1,542,213		
<b>7</b>	Natural Heritage Preservation and Management (50317) .	\$3,178,567	\$3,178,567		
<b>8</b>	Financial Assistance to Soil and Water Conservation				
<b>9</b>	Districts (50320).....	\$3,487,091	\$3,487,091		
<b>10</b>	Technical and Financial Assistance for Land				
<b>11</b>	Management (50322) .....	\$763,724	\$763,724		
<b>12</b>	Fund Sources: General.....	\$16,639,249	\$16,639,249		
<b>13</b>	Special.....	\$3,503,940	\$3,503,940		
<b>14</b>	Dedicated Special Revenue.....	\$39,422,136	\$39,422,136		
<b>15</b>	Federal Trust.....	\$8,024,728	\$8,024,728		
<b>16</b>	Authority: Title 10.1, Chapters 1, 5, 6, 7, and 21.1; Title 62.1, Chapter 3.1, Code of Virginia.				
<b>17</b>	A. The funds provided in this Item for the Soil and Water Conservation Districts shall be				
<b>18</b>	distributed to the greatest extent possible to the districts in accordance with program, financial				
<b>19</b>	and resource allocation policies established by the Soil and Water Conservation Board. The				
<b>20</b>	June 30, 2011, and June 30, 2012, unexpended general fund balances in Financial Assistance to				
<b>21</b>	Soil and Water Conservation Districts are hereby reappropriated.				
<b>22</b>	B. It is the intent of the General Assembly that balances in Statewide Agricultural and Urban				
<b>23</b>	Nonpoint Source Water Quality Improvements be used for the Commonwealth's statewide				
<b>24</b>	match for participation in the federal Conservation Reserve Program. Any unexpended general				
<b>25</b>	fund balance designated for Virginia's Conservation Reserve Enhancement Program remaining				
<b>26</b>	on June 30, 2011, and June 30, 2012, shall be reappropriated.				
<b>27</b>	C.1. It is the intent of the General Assembly that all interest earnings of the Water Quality				
<b>28</b>	Improvement Fund shall be spent only upon appropriation by the General Assembly, after the				
<b>29</b>	recommendation of the Secretary of Natural Resources, pursuant to § 10.1-2129, Code of				
<b>30</b>	Virginia.				
<b>31</b>	2. Notwithstanding the provisions of §§10.1-2128,10.1-2129, and § 10.1-2128.1 it is the intent				
<b>32</b>	of the General Assembly that the Department of Conservation and Recreation use interest				
<b>33</b>	earnings from the Water Quality Improvement Fund and the Virginia Natural Resources				
<b>34</b>	Commitment Fund to support one position to administer grants from the fund.				
<b>35</b>	D. Included in this Item is \$8,500 the first year and \$8,500 the second year from the general				
<b>36</b>	fund to support the Rappahannock River Basin Commission. The funds shall be matched by				
<b>37</b>	the participating localities and planning district commissions.				
<b>38</b>	E. Notwithstanding § 10.1-552, Code of Virginia, Soil and Water Conservation Districts are				
<b>39</b>	hereby authorized to recover a portion of the direct costs of services rendered to landowners				
<b>40</b>	within the district and to recover a portion of the cost for use of district-owned conservation				
<b>41</b>	equipment. Such recoveries shall not exceed the amounts expended by a district on these				
<b>42</b>	services and equipment.				
<b>43</b>	F. Out of the amounts appropriated for Dam Inventory, Evaluation, and Classification and				
<b>44</b>	Flood Plain Management, \$600,000 the first year and \$600,000 the second year from the				
<b>45</b>	general fund shall be deposited to the Dam Safety, Flood Prevention and Protection Fund,				
<b>46</b>	established pursuant § 10.1-603.17, Code of Virginia. The funding provided in this paragraph				
<b>47</b>	shall be used for the provision of either grants or loans to localities owning dams in need of				
<b>48</b>	renovation and repair or for the provision of loans to private owners of dams in need of				
<b>49</b>	renovation and repair.				
<b>50</b>	G. It is the intent of the General Assembly, that notwithstanding the provisions of § 10.1-2132,				
<b>51</b>	Code of Virginia, the Department of Conservation and Recreation is authorized to make Water				
<b>52</b>	Quality Improvement Grants to state agencies.				

ITEM 351.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	H.1. Included in the amounts for Statewide Agricultural and Urban Nonpoint Source Water			
2	Quality Improvement is \$5,000,000 the first year and \$5,000,000 the second year from the			
3	general fund to be deposited to the Virginia Natural Resources Commitment Fund, a subfund			
4	of the Virginia Water Quality Improvement Fund, as established in § 10.1-2128.1, Code of			
5	Virginia. The funds shall be dispersed pursuant to § 10.1-2128.1, Code of Virginia.			
6	2. The source of an amount estimated at \$9,100,000 the first year and \$9,100,000 the second			
7	year to support the nongeneral fund appropriation to the Virginia Natural Resources			
8	Commitment fund shall be the recordation tax fee established in Part 3 of this Act.			
9	I.1. Notwithstanding § 10.1-564, Code of Virginia, public institutions of higher education,			
10	including community colleges, colleges, and universities, shall be subject to project review and			
11	compliance for state erosion and sediment control requirements by the local program authority			
12	of the locality within which the land disturbing activity is located, unless such institution			
13	submits annual specifications to the Department of Conservation and Recreation, in accordance			
14	with § 10.1-564 A (i, Code of Virginia.			
15	2. The Virginia Soil and Water Conservation Board is authorized to amend the Erosion and			
16	Sediment Control Regulations (4 VAC 50-30 et seq.) to conform such regulations with this			
17	project review requirement and to clarify the process. These amendments shall be exempt from			
18	Article 2 (§2.2-4006 et seq.) of the Administrative Process Act.			
19	352. Leisure and Recreation Services (50400) .....		\$50,108,610	\$50,108,610
20	Preservation of Open Space Lands (50401) .....	\$10,071,573	\$10,071,573	
21	Financial Assistance for Recreational Development			
22	(50402) .....	\$7,004,089	\$7,004,089	
23	Design and Construction of Outdoor Recreational			
24	Facilities (50403) .....	\$1,112,120	\$1,112,120	
25	State Park Management and Operations (50404) .....	\$31,077,219	\$31,077,219	
26	Natural Outdoor Recreational and Open Space			
27	Resource Research, Planning, and Technical Assistance			
28	(50406) .....	\$843,609	\$843,609	
29	Fund Sources: General .....	\$20,535,416	\$20,535,416	
30	Special .....	\$15,553,681	\$15,553,681	
31	Debt Service .....	\$182,068	\$182,068	
32	Dedicated Special Revenue .....	\$7,700,000	\$7,700,000	
33	Federal Trust .....	\$6,137,445	\$6,137,445	
34	Authority: Title 10.1, Chapters 1, 2, 3, 4, 4.1, and 17; Title 18.2, Chapters 1 and 5; Title 19.2,			
35	Chapters 1, 5, and 7, Code of Virginia.			
36	A.1. Out of the amount for Financial Assistance for Recreational Development shall be paid for			
37	the operation and maintenance of Breaks Interstate Park, an amount not to exceed \$181,687 the			
38	first year and \$181,687 the second year from the general fund.			
39	2. The Breaks Interstate Park Commission shall submit an annual audit of a fiscal and			
40	compliance nature of its accounts and transactions to the Auditor of Public Accounts, the			
41	Director of the Department of Conservation and Recreation, and the Director, Department of			
42	Planning and Budget.			
43	3. The Breaks Interstate Park Commission shall, following the modernization of the Breaks			
44	Interstate Park electrical system, enter into negotiations to transfer control of the electrical			
45	system serving the park to a local regional electric utility.			
46	B. Notwithstanding the provisions of § 10.1-202, Code of Virginia, amounts deposited to the			
47	Conservation and Resources Fund may be used for a program of in-state travel advertising.			
48	Such travel advertising shall feature Virginia State Parks and the localities or regions in which			
49	the parks are located. To the extent possible the department shall enter into cooperative			
50	advertising agreements with the Virginia Tourism Authority and local entities to maximize the			
51	effectiveness of expenditures for advertising. The department is further authorized to enter into			
52	a cooperative advertising agreement with the Virginia Association of Broadcasters.			
53	C. Included in the amount for Preservation of Open-Space Lands is \$1,752,750 the first year			

ITEM 352.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	and \$1,752,750 the second year from the general fund for the operating expenses of the				
2	Virginia Outdoors Foundation (Title 10.1, Chapter 18, Code of Virginia).				
3	D. Included in the amount for Preservation of Open Space Lands is \$1,000,000 the first year				
4	and \$1,000,000 the second year from the general fund to be deposited into the Virginia Land				
5	Conservation Fund, § 10.1-1020, Code of Virginia.				
6	E.1. The Director, Department of Conservation and Recreation, is authorized to develop a state				
7	directory of Cultural Historic Sites. The directory shall recognize commemorative and historic				
8	facilities and sites that interpret significant aspects of national, state, or regional cultural				
9	history. Sites included in the directory shall not be owned or operated by state agencies. The				
10	department is authorized to develop qualification criteria and application materials that may be				
11	necessary to implement the registry program. Such criteria may be adopted by the director				
12	after considering the recommendations of the Board of Conservation and Recreation.				
13	2. Owners or managers of a potential commemorative or historic facility desiring to be				
14	included on the directory of Cultural Sites shall submit an application to the department. The				
15	director shall evaluate whether the facility or site qualifies for inclusion in the directory, in				
16	consultation with the Department of Historic Resources, the Virginia Tourism Authority, and				
17	other state and federal agencies as needed, and the director shall present candidates to the board				
18	for its recommendation.				
19	3. Upon the favorable recommendation of the board, the director may designate a facility or				
20	site for inclusion in the directory with the Governor's written consent.				
21	4. The department shall maintain the directory of commemorative or historic facilities and sites				
22	on its website and encourage promotion of those facilities or sites.				
23	353. Administrative and Support Services (59900).....			\$7,796,638	\$7,796,638
24	General Management and Direction (59901).....	\$7,796,638	\$7,796,638		
25	Fund Sources: General.....	\$6,606,241	\$6,606,241		
26	Special.....	\$1,140,397	\$1,140,397		
27	Debt Service.....	\$50,000	\$50,000		
28	Authority: Title 2.2, Chapters 37, 40, 41, 43; and Title 10.1, Chapter 1 Code of Virginia.				
29	Total for Department of Conservation and Recreation.....			<b>\$125,495,301</b>	<b>\$125,495,301</b>
30	General Fund Positions.....	416.50	416.50		
31	Nongeneral Fund Positions.....	100.50	100.50		
32	Position Level.....	517.00	517.00		
33	Fund Sources: General.....	\$43,780,906	\$43,780,906		
34	Special.....	\$20,198,018	\$20,198,018		
35	Debt Service.....	\$232,068	\$232,068		
36	Dedicated Special Revenue.....	\$47,122,136	\$47,122,136		
37	Federal Trust.....	\$14,162,173	\$14,162,173		
38	<b>§ 1-99. DEPARTMENT OF ENVIRONMENTAL QUALITY (440)</b>				
39	354. Land Protection (50900).....			\$13,197,777	\$13,197,777
40	Land Protection Permitting (50925).....	\$3,704,517	\$3,704,517		
41	Land Protection Compliance and Enforcement (50926)...	\$6,944,180	\$6,944,180		
42	Land Protection Outreach (50927).....	\$2,219,166	\$2,219,166		
43	Land Protection Planning and Policy (50928).....	\$329,914	\$329,914		
44	Fund Sources: General.....	\$3,504,649	\$3,504,649		
45	Special.....	\$566,315	\$566,315		
46	Dedicated Special Revenue.....	\$4,839,195	\$4,839,195		
47	Federal Trust.....	\$4,287,618	\$4,287,618		
48	Authority: Title 5.1, Chapter 1; Title 10.1, Chapters 11.1, 11.2, 12.1, 14, and 25; Title 44,				
49	Chapter 3.5; and Title 62.1, Chapter 20, Code of Virginia.				

ITEM 354.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	It is the intent of the General Assembly that balances in the Virginia Environmental Emergency				
2	Response Fund be used to meet match requirements for U.S. Environmental Protection Agency				
3	Superfund State Support Contracts.				
4	355. Water Protection (51200).....			\$44,738,907	\$44,738,907
5	Water Protection Permitting (51225).....	\$8,519,292	\$8,519,292		
6	Water Protection Compliance and Enforcement (51226) ..	\$19,162,883	\$19,162,883		
7	Water Protection Outreach (51227).....	\$4,667,360	\$4,667,360		
8	Water Protection Planning and Policy (51228).....	\$4,846,927	\$4,846,927		
9	Water Protection Monitoring and Assessment (51229) ...	\$7,542,445	\$7,542,445		
10	Fund Sources: General.....	\$17,744,290	\$17,744,290		
11	Special.....	\$558,516	\$558,516		
12	Trust and Agency.....	\$10,809,054	\$10,809,054		
13	Dedicated Special Revenue.....	\$5,997,198	\$5,997,198		
14	Federal Trust.....	\$9,629,849	\$9,629,849		
15	Authority: Title 5.1, Chapter 1; Title 10.1, Chapter 11.1; and Title 62.1, Chapters 2, 3.1, 3.2,				
16	3.6, 5, 6, 20, 22, 24, and 25, Code of Virginia.				
17	A. The Department of Environmental Quality is authorized to commit resources necessary to				
18	qualify for in-kind match for the U.S. Army Corps of Engineers for the John H. Kerr Dam and				
19	Reservoir, Virginia and North Carolina Feasibility Study, to be conducted in accordance with				
20	§ 216 of the River and Harbors Flood Control Act of 1970.				
21	B. The appropriation includes annual membership dues for the Interstate Commission on the				
22	Potomac River Basin, \$156,000 the first year and \$156,000 the second year from the general				
23	fund.				
24	C. The appropriation includes annual membership dues for the Ohio River Valley Water				
25	Sanitation Commission, \$51,500 the first year and \$51,500 the second year from the general				
26	fund.				
27	D. Out of the amounts for this Item shall be paid \$80,000 the first year and \$80,000 the				
28	second year from the general fund to the Chesapeake Bay Foundation to support Chesapeake				
29	Bay education field studies.				
30	E. Notwithstanding the provisions of § 62.1-44.15, Code of Virginia, the Department of				
31	Environmental Quality is authorized to implement an inspection schedule for confined animal				
32	feeding operations using risk-based criteria.				
33	356. Air Protection (51300).....			\$16,830,647	\$16,830,647
34	Air Protection Permitting (51325).....	\$5,500,683	\$5,500,683		
35	Air Protection Compliance and Enforcement (51326).....	\$6,399,665	\$6,399,665		
36	Air Protection Outreach (51327).....	\$166,714	\$166,714		
37	Air Protection Planning and Policy (51328).....	\$2,126,323	\$2,126,323		
38	Air Protection Monitoring and Assessment (51329).....	\$2,637,262	\$2,637,262		
39	Fund Sources: General.....	\$1,831,103	\$1,831,103		
40	Enterprise.....	\$8,792,663	\$8,792,663		
41	Dedicated Special Revenue.....	\$3,274,614	\$3,274,614		
42	Federal Trust.....	\$2,932,267	\$2,932,267		
43	Authority: Title 5.1, Chapter 1; Title 10.1, Chapters 11.1 and 13; and Title 46.2, Chapter 10,				
44	Code of Virginia.				
45	The Department of Environmental Quality is authorized to use up to \$300,000 each year from				
46	the Vehicle Emissions Inspection Program Fund to implement the provisions of Chapter 710,				
47	Acts of Assembly of 2002, which authorizes the Department to operate a program to subsidize				
48	repairs of vehicles that fail to meet emissions standards established by the Board when the				
49	owner of the vehicle is financially unable to have the vehicle repaired.				

ITEM 356.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	357.			\$57,373,759	\$57,373,759
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27	358.			\$22,884,380	\$22,884,380
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44				\$155,025,470	\$155,025,470
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ITEM 358.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Trust and Agency .....	\$37,053,444	\$37,053,444		
2	Dedicated Special Revenue .....	\$18,724,340	\$18,724,340		
3	Federal Trust .....	\$44,424,917	\$44,424,917		
4	<b>§ 1-100. DEPARTMENT OF GAME AND INLAND FISHERIES (403)</b>				
5	359. Wildlife and Freshwater Fisheries Management (51100) .			\$40,581,585	\$40,581,585
6	Wildlife Information and Education (51102).....	\$3,200,935	\$3,200,935		
7	Enforcement of Recreational Hunting and Fishing Laws				
8	and Regulations (51103).....	\$16,466,419	\$16,466,419		
9	Wildlife Management and Habitat Improvement				
10	(51106) .....	\$20,914,231	\$20,914,231		
11	Fund Sources: Dedicated Special Revenue .....	\$30,638,339	\$30,638,339		
12	Federal Trust .....	\$9,943,246	\$9,943,246		
13	Authority: Title 29.1, Chapters 1 through 6, Code of Virginia.				
14	360. Boating Safety and Regulation (62500).....			\$6,688,308	\$6,688,308
15	Boat Registration and Titling (62501) .....	\$2,047,353	\$2,047,353		
16	Boating Safety Information and Education (62502).....	\$421,128	\$421,128		
17	Enforcement of Boating Safety Laws and Regulations				
18	(62503) .....	\$4,219,827	\$4,219,827		
19	Fund Sources: Dedicated Special Revenue .....	\$4,595,416	\$4,595,416		
20	Federal Trust .....	\$2,092,892	\$2,092,892		
21	Authority: Title 29.1, Chapters 7 and 8, Code of Virginia.				
22	361. Administrative and Support Services (59900).....			\$6,203,483	\$6,203,483
23	General Management and Direction (59901).....	\$4,597,011	\$4,597,011		
24	Information Technology Services (59902).....	\$1,606,472	\$1,606,472		
25	Fund Sources: Dedicated Special Revenue .....	\$6,178,483	\$6,178,483		
26	Federal Trust .....	\$25,000	\$25,000		
27	Authority: Title 29.1, Chapter 1, Code of Virginia.				
28	A. The Department of Game and Inland Fisheries shall recover the cost of reproduction, plus a				
29	reasonable fee per record, from persons or organizations requesting copies of computerized lists				
30	of licenses issued by the Department.				
31	B. The Department of Game and Inland Fisheries, in cooperation with the Department of				
32	Corrections, shall to the extent possible, use inmate labor for routine work projects in wildlife				
33	management areas, fishing lakes, and boat ramps.				
34	362. A. Pursuant to Chapter 322 of the 1994 Acts of Assembly, and Chapter 320 of the 1998 Acts				
35	of Assembly, deposits to the Game Protection Fund (§ 29.1-101, Code of Virginia) include an				
36	estimated \$13,635,320 the first year and \$13,635,320 the second year from revenue originating				
37	from the general fund.				
38	B. Pursuant to § 29.1-101.01, Code of Virginia, the Department of Planning and Budget shall				
39	transfer such funds as designated by the Board of Game and Inland Fisheries from the Game				
40	Protection Fund (§ 29.1-101) to the Capital Improvement Fund (§ 29.1-101.01) up to an amount				
41	equal to 50 percent or less of the revenue deposited to the Game Protection Fund by § 3-1.01,				
42	subparagraph N., of this act.				
43	C. Out of the amounts transferred pursuant to § 3-1.01, subparagraph K., of this act, \$881,753				
44	the first year from the Game Protection Fund and \$881,753 the second year from the Game				
45	Protection Fund shall be used for the enforcement of boating laws, boating safety education,				
46	and for improving boating access.				
47	Total for Department of Game and Inland Fisheries .....			<b>\$53,473,376</b>	<b>\$53,473,376</b>

ITEM 362.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Nongeneral Fund Positions.....	496.00	496.00		
2	Position Level .....	496.00	496.00		
3	Fund Sources: Dedicated Special Revenue.....	\$41,412,238	\$41,412,238		
4	Federal Trust.....	\$12,061,138	\$12,061,138		
5	<b>§ 1-101. DEPARTMENT OF HISTORIC RESOURCES (423)</b>				
6	363. Historic and Commemorative Attraction Management				
7	(50200) .....			\$4,655,433	\$4,655,433
8	Financial Assistance for Historic Preservation (50204)....	\$685,222	\$685,222		
9	Historic Resource Management (50205).....	\$3,970,211	\$3,970,211		
10	Fund Sources: General.....	\$3,058,161	\$3,058,161		
11	Special.....	\$660,693	\$660,693		
12	Commonwealth Transportation .....	\$100,000	\$100,000		
13	Federal Trust.....	\$836,579	\$836,579		
14	Authority: Title 10.1, Chapters 22 and 23, Code of Virginia.				
15	A. General fund appropriations for historic and commemorative attractions not identified in				
16	§ 10.1-2211 or § 10.1-2211.1, Code of Virginia, shall be matched by local or private sources,				
17	either in cash or in-kind, in amounts at least equal to the appropriation and which are deemed				
18	to be acceptable to the department.				
19	B. In emergency situations which shall be defined as those posing a threat to life, safety or				
20	property, § 10.1-2213, Code of Virginia, shall not apply.				
21	C.1. Out of the amounts for Financial Assistance for Historic Preservation shall be paid from				
22	the general fund grants to the following organization for the purposes prescribed in				
23	§ 10.1-2211, Code of Virginia:				
24	<b>ORGANIZATION</b>	<b>FY 2011</b>	<b>FY 2012</b>		
25	United Daughters of the Confederacy	\$78,800	\$78,800		
26	Notwithstanding the cited Code section, the United Daughters of the Confederacy shall make				
27	disbursements to the treasurers of Confederate memorial associations and chapters of the United				
28	Daughters of the Confederacy for the purposes stated in that section. By November 1 of each				
29	year, the United Daughters of the Confederacy shall submit to the Director, Department of				
30	Historic Resources a report documenting the disbursement of these funds for their specified				
31	purpose.				
32	2. As disbursements are made to the treasurers of Confederate memorial associations and				
33	chapters of the United Daughters of the Confederacy by the United Daughters of the				
34	Confederacy for the purposes stated in § 10.1-2211, Code of Virginia, an amount equal to				
35	\$7,500 each year shall be distributed to the Ladies Memorial Association of Petersburg.				
36	3. As disbursements are made to the treasurers of Confederate memorial associations and				
37	chapters of the United Daughters of the Confederacy by the United Daughters of the				
38	Confederacy for the purposes stated in § 10.1-2211, Code of Virginia, an amount equal to \$90				
39	the second year shall be distributed to the Town of Coeburn Municipal Graveyard.				
40	D. Any June 30, 2011, and June 30, 2012, unexpended balances for Financial Assistance for				
41	Historic Preservation grants and for the Survey and Planning Cost Share Program within				
42	Historic Resource Management are hereby reappropriated if the following conditions are met:				
43	1. The organization awarded the grant shall have obtained the required matching funds.				
44	2. The organization shall have a written plan to complete the project within one more year, in				
45	accordance with policy established by the Department of Historic Resources, and the plan shall				
46	have been approved by the department.				
47	3. The unexpended balances for a grant shall be reappropriated once only, unless the General				
48	Assembly authorizes an additional reappropriation.				

ITEM 363.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	E. Included in this appropriation is \$100,000 the first year and \$100,000 the second year in				
2	nongeneral funds from the Highway Maintenance and Operating Fund to support the				
3	Department of Historic Resources' required reviews of transportation projects.				
4	F. The Department of Historic Resources is authorized to accept a devise of certain real				
5	property under the will of Elizabeth Rust Williams known as Clermont Farm located on Route				
6	7 east of the town of Berryville in Clarke County. If, after due consideration of options, the				
7	department determines that the property should be sold or leased to a different public or private				
8	entity, and notwithstanding the provisions of § 2.2-1156, Code of Virginia, the department is				
9	further authorized to sell or lease such property, provided such sale or lease is not in conflict				
10	with the terms of the will. The proceeds of any such sale or lease shall be deposited to the				
11	Historic Resources Fund established under § 10.1-2202.1, Code of Virginia.				
12	G. Notwithstanding the requirements of § 10.1-2213.1, Code of Virginia, \$606,422 in the first				
13	year and \$606,422 in the second year from the general fund is provided as a matching grant				
14	for charitable contributions received by the Montpelier Foundation on or after July 1, 2003,				
15	that were actually spent in the material restoration of Montpelier between July 1, 2003, and				
16	September 30, 2009.				
17	H. The Department of Historic Resources shall follow and provide input on federal legislation				
18	designed to establish a new national system of recognizing and funding Presidential Libraries				
19	for those entities that are not included in the 1955 Presidential Library Act.				
20	364.	Administrative and Support Services (59900).....		\$722,082	\$722,082
21		General Management and Direction (59901).....	\$722,082	\$722,082	
22		Fund Sources: General.....	\$513,447	\$513,447	
23		Special.....	\$32,000	\$32,000	
24		Federal Trust.....	\$176,635	\$176,635	
25		Authority: Title 10.1, Chapters 10.1, 22 and 23, Code of Virginia.			
26		Out of the amounts for Administrative and Support Services, the department shall administer			
27		state grants to nonstate agencies pursuant to Item 491 of this act.			
28		Total for Department of Historic Resources.....		\$5,377,515	\$5,377,515
29		General Fund Positions.....	27.00	27.00	
30		Nongeneral Fund Positions.....	19.00	19.00	
31		Position Level.....	46.00	46.00	
32		Fund Sources: General.....	\$3,571,608	\$3,571,608	
33		Special.....	\$692,693	\$692,693	
34		Commonwealth Transportation.....	\$100,000	\$100,000	
35		Federal Trust.....	\$1,013,214	\$1,013,214	
36		<b>§ 1-102. MARINE RESOURCES COMMISSION (402)</b>			
37	365.	Marine Life Management (50500).....		\$17,288,160	\$17,288,160
38		Marine Life Information Services (50501).....	\$771,577	\$771,577	
39		Marine Life Regulation Enforcement (50503).....	\$7,300,090	\$7,300,090	
40		Artificial Reef Construction (50506).....	\$174,612	\$174,612	
41		Chesapeake Bay Fisheries Management (50507).....	\$5,234,122	\$5,234,122	
42		Oyster Propagation and Habitat Improvement (50508).....	\$3,807,759	\$3,807,759	
43		Fund Sources: General.....	\$5,799,378	\$5,799,378	
44		Special.....	\$5,711,000	\$5,711,000	
45		Commonwealth Transportation.....	\$313,768	\$313,768	
46		Dedicated Special Revenue.....	\$581,014	\$581,014	
47		Federal Trust.....	\$4,883,000	\$4,883,000	
48		Authority: Title 18.2, Chapters 1 and 5; Title 19.2, Chapters 1, 5 and 7; Title 28.2, Chapters 1			
49		through 10; Title 29.1, Chapter 7; Title 32.1, Chapter 6; Title 33.1, Chapter 1; and Title 62.1,			
50		Chapters 18 and 20, Code of Virginia.			



ITEM 365.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	A. The appropriation includes annual membership dues to the Atlantic States Marine Fisheries				
2	Commission, \$41,000 the first year and \$41,000 the second year from the general fund.				
3	B. This appropriation includes annual membership dues to the Potomac River Fisheries				
4	Commission, \$148,750 the first year and \$148,750 the second year from the general fund.				
5	C. Out of the amounts for Marine Life Regulation Enforcement shall be paid into the Marine				
6	Patrols Fund, \$139,156 the first year and \$139,156 the second year, pursuant to § 28.2-108,				
7	Code of Virginia. For this purpose, cash shall be transferred from the Commonwealth				
8	Transportation Fund.				
9	D. Pursuant to § 58.1-2289 D, Code of Virginia, \$174,612 the first year and \$174,612 the				
10	second year shall be transferred to Artificial Reef Construction from the Commonwealth				
11	Transportation Fund from unrefunded motor fuel taxes for boats.				
12	E. Any unexpended general fund balances designated by the agency for oyster remediation				
13	activities remaining in the Item on June 30, 2011, and June 30, 2012, shall be reappropriated				
14	and reallocated to the Marine Resources Commission for expenditure.				
15	F. The commission shall deposit proceeds from the sale of oyster shells, oyster seeds, and other				
16	subaqueous materials pursuant to § 28.2-550, Code of Virginia, to the Public Oyster Rock				
17	Replenishment Fund established by § 28.2-542, Code of Virginia. The proceeds from such sale				
18	shall be used for the same purposes specified in § 28.2-542, Code of Virginia.				
19	366.	Coastal Lands Surveying and Mapping (51000).....		\$2,485,781	\$2,137,781
20		Coastal Lands and Bottomlands Management (51001).....	\$2,024,408	\$1,676,408	
21		Marine Resources Surveying and Mapping (51002).....	\$461,373	\$461,373	
22		Fund Sources: General.....	\$1,227,678	\$879,678	
23		Dedicated Special Revenue.....	\$1,076,103	\$1,076,103	
24		Federal Trust.....	\$182,000	\$182,000	
25	Authority: Title 28.2, Chapters 12, 13, 14, 15 and 16; Title 62.1, Chapters 16 and 19, Code of				
26	Virginia.				
27	Out of the amounts for Coastal Lands Surveying and Mapping is designated \$360,000 the first				
28	year and \$12,000 the second year from the general fund for Virginia's share of an Army Corps				
29	of Engineers project to construct a seawall to preserve the harbor on Tangier Island. Any				
30	unexpended general fund balances designated for the Tangier Island seawall project on June 30,				
31	2011, and June 30, 2012, shall be reappropriated for the same purpose.				
32	367.	Tourist Promotion (53600).....		\$220,000	\$220,000
33		Virginia Saltwater Sport Fishing Tournament (53601).....	\$220,000	\$220,000	
34		Fund Sources: Special.....	\$220,000	\$220,000	
35	Authority: Title 28.2, Chapter 2, Code of Virginia.				
36	368.	Administrative and Support Services (59900).....		\$1,729,196	\$1,738,064
37		General Management and Direction (59901).....	\$1,729,196	\$1,738,064	
38		Fund Sources: General.....	\$1,646,696	\$1,655,564	
39		Special.....	\$82,500	\$82,500	
40	Authority: Title 28.2, Chapters 1 and 2, Code of Virginia.				
41	A. The Marine Resources Commission shall recover the cost of reproduction, plus a reasonable				
42	fee per record, from persons or organizations requesting copies of computerized lists of licenses				
43	issued by the Commission.				
44	B. From the amounts collected pursuant to § 28.2-200 et seq., Code of Virginia, and deposited				
45	into the Virginia Marine Products Fund (§ 3.2-2705, Code of Virginia), the Marine Resources				
46	Commission may retain \$10,000 the first year and \$10,000 the second year for the				
47	administrative cost of issuing gear licenses.				

ITEM 368.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Total for Marine Resources Commission .....			<b>\$21,723,137</b>	<b>\$21,384,005</b>
2	General Fund Positions.....	126.50	126.50		
3	Nongeneral Fund Positions.....	33.00	33.00		
4	Position Level .....	159.50	159.50		
5	Fund Sources: General.....	\$8,673,752	\$8,334,620		
6	Special.....	\$6,013,500	\$6,013,500		
7	Commonwealth Transportation .....	\$313,768	\$313,768		
8	Dedicated Special Revenue.....	\$1,657,117	\$1,657,117		
9	Federal Trust.....	\$5,065,000	\$5,065,000		
10	<b>§ 1-103. VIRGINIA MUSEUM OF NATURAL HISTORY (942)</b>				
11	369. Museum and Cultural Services (14500) .....			\$3,155,867	\$3,155,867
12	Collections Management and Curatorial Services				
13	(14501) .....	\$88,588	\$88,588		
14	Education and Extension Services (14503) .....	\$812,961	\$812,961		
15	Operational and Support Services (14507).....	\$1,660,134	\$1,660,134		
16	Scientific Research (14508).....	\$594,184	\$594,184		
17	Fund Sources: General.....	\$2,360,115	\$2,360,115		
18	Special.....	\$765,752	\$765,752		
19	Federal Trust.....	\$30,000	\$30,000		
20	Authority: Title 10.1, Chapter 20, Code of Virginia.				
21	Out of the amounts for Museum and Cultural Services, not more than \$25,000 the first year				
22	and not more than \$25,000 the second year from the general fund is provided for travel				
23	advertising and promotion. Expenditures from these amounts shall be made only after				
24	consultation and collaboration with the Virginia Tourism Authority.				
25	Total for Virginia Museum of Natural History .....			<b>\$3,155,867</b>	<b>\$3,155,867</b>
26	General Fund Positions.....	38.00	38.00		
27	Nongeneral Fund Positions.....	9.50	9.50		
28	Position Level .....	47.50	47.50		
29	Fund Sources: General.....	\$2,360,115	\$2,360,115		
30	Special.....	\$765,752	\$765,752		
31	Federal Trust.....	\$30,000	\$30,000		
32	TOTAL FOR OFFICE OF NATURAL RESOURCES ...			<b>\$365,025,876</b>	<b>\$364,686,744</b>
33	General Fund Positions.....	1,008.50	1,008.50		
34	Nongeneral Fund Positions.....	1,161.50	1,161.50		
35	Position Level .....	2,170.00	2,170.00		
36	Fund Sources: General.....	\$94,665,161	\$94,326,029		
37	Special.....	\$34,634,820	\$34,634,820		
38	Commonwealth Transportation .....	\$413,768	\$413,768		
39	Enterprise .....	\$12,287,239	\$12,287,239		
40	Trust and Agency .....	\$37,053,444	\$37,053,444		
41	Debt Service.....	\$232,068	\$232,068		
42	Dedicated Special Revenue.....	\$108,982,934	\$108,982,934		
43	Federal Trust.....	\$76,756,442	\$76,756,442		

ITEM 370.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
<b>1</b>	<b>OFFICE OF PUBLIC SAFETY</b>				
<b>2</b>	<b>§ 1-104. SECRETARY OF PUBLIC SAFETY (187)</b>				
<b>3</b>	370. Administrative and Support Services (79900).....			\$548,664	\$548,664
<b>4</b>	General Management and Direction (79901).....	\$548,664	\$548,664		
<b>5</b>	Fund Sources: General.....	\$548,664	\$548,664		
<b>6</b>	Authority: Title 2.2, Chapter 2, Article 8, and § 2.2-201, Code of Virginia.				
<b>7</b>	A. The Secretary of Public Safety shall present revised state and local juvenile and state and				
<b>8</b>	local responsibility adult offender population forecasts to the Governor, the Chairmen of the				
<b>9</b>	House Appropriations and Senate Finance Committees, and the Chairmen of the House and				
<b>10</b>	Senate Courts of Justice Committees by October 15, 2010, for each fiscal year through FY				
<b>11</b>	2016 and by October 15, 2011, for each fiscal year through FY2017. The secretary shall ensure				
<b>12</b>	that the revised forecast for state-responsible adult offenders shall include an estimate of the				
<b>13</b>	number of probation violators included each year within the overall population forecast who				
<b>14</b>	may be appropriate for alternative sanctions.				
<b>15</b>	B. The secretary shall provide a status report on actions taken to improve offender transitional				
<b>16</b>	and reentry services, as provided in § 2.2-221.1, Code of Virginia, including improvements to				
<b>17</b>	the preparation and provision for employment, treatment, and housing opportunities for those				
<b>18</b>	being released from incarceration. The report shall be provided to the Governor and the				
<b>19</b>	Chairmen of the House Appropriations and Senate Finance Committees no later than November				
<b>20</b>	15 of each year.				
<b>21</b>	C. The secretary shall coordinate the development of a statewide system for the use of GPS				
<b>22</b>	and other electronic methods of monitoring offenders as an alternative to incarceration. To				
<b>23</b>	assist in the development of this system, the Department of Corrections shall negotiate				
<b>24</b>	statewide contracts for GPS and other services that can be used by sheriffs, as well as state				
<b>25</b>	agencies, and the Department of Criminal Justice Services shall develop the guidelines and				
<b>26</b>	criteria for the use of these systems.				
<b>27</b>	D. There is hereby continued the Secretary of Public Safety's Task Force on Alternatives for				
<b>28</b>	Nonviolent Offenders. The task force shall monitor the progress of its prior recommendations				
<b>29</b>	that were adopted and are being implemented. It shall also continue to investigate means of				
<b>30</b>	reducing the number of nonviolent offenders incarcerated in prisons and jails without				
<b>31</b>	endangering public safety and may expand its scope to include reentry issues. The Secretary				
<b>32</b>	may expand the membership of the task force as deemed appropriate. The Departments of				
<b>33</b>	Planning and Budget, Corrections, and Criminal Justice Services; the Compensation Board; and				
<b>34</b>	the Virginia Criminal Sentencing Commission shall provide such assistance as may be				
<b>35</b>	necessary.				
<b>36</b>	E. The Secretary of Public Safety, with support from the Virginia Criminal Sentencing				
<b>37</b>	Commission, the Parole Board, the Department of Corrections, and the Department of Planning				
<b>38</b>	and Budget, shall study the feasibility and desirability of parole examiners utilizing a risk				
<b>39</b>	assessment instrument as one factor in making recommendations to the Parole Board for the				
<b>40</b>	granting of parole.				
<b>41</b>	Total for Secretary of Public Safety .....			<b>\$548,664</b>	<b>\$548,664</b>
<b>42</b>	General Fund Positions.....	6.00	6.00		
<b>43</b>	Position Level .....	6.00	6.00		
<b>44</b>	Fund Sources: General.....	\$548,664	\$548,664		
<b>45</b>	<b>§ 1-105. COMMONWEALTH'S ATTORNEYS' SERVICES COUNCIL (957)</b>				
<b>46</b>	371. Adjudication Training, Education, and Standards				
<b>47</b>	(32600) .....			\$743,157	\$643,157
<b>48</b>	Prosecutorial Training (32604).....	\$743,157	\$643,157		

ITEM 371.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$604,707	\$604,707		
2	Special.....	\$38,450	\$38,450		
3	Federal Trust.....	\$100,000	\$0		
4	Authority: Title 2.2, Chapter 26, Article 7, Code of Virginia.				
5	Included in this appropriation is \$75,600 the first year and \$75,600 the second year from the				
6	general fund for a position to provide assistance and training for Commonwealth's attorneys to				
7	combat gang crime.				
8	Total for Commonwealth's Attorneys' Services Council .			<b>\$743,157</b>	<b>\$643,157</b>
9	General Fund Positions.....	7.00	7.00		
10	Position Level .....	7.00	7.00		
11	Fund Sources: General.....	\$604,707	\$604,707		
12	Special.....	\$38,450	\$38,450		
13	Federal Trust.....	\$100,000	\$0		
14	<b>§ 1-106. DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL (999)</b>				
15	372. Crime Detection, Investigation, and Apprehension				
16	(30400) .....			\$17,458,945	\$17,458,945
17	Enforcement and Regulation of Alcoholic Beverage				
18	Control Laws (30403).....	\$17,458,945	\$17,458,945		
19	Fund Sources: Enterprise .....	\$16,758,945	\$16,758,945		
20	Federal Trust.....	\$700,000	\$700,000		
21	Authority: §§ 4-1 through 4-145, 9-6.14:1 through 9-6.14:25, Code of Virginia.				
22	A. No funds appropriated for this program shall be used for enforcement personnel to enforce				
23	local ordinances.				
24	B. Revenues of the fund appropriated in this Item and Item 373 of this act are limited to those				
25	received pursuant to Title 4, Code of Virginia, excepting taxes collected by the Alcoholic				
26	Beverage Control Board.				
27	C. By September 1 of each year, the Alcoholic Beverage Control Board shall report for the				
28	prior fiscal year the dollar amount of total wine liter tax collections in Virginia; the portion,				
29	expressed in dollars, of such tax collections attributable to the sale of Virginia wine in both				
30	ABC stores and in private stores; and, the percentage of total wine liter tax collections				
31	attributable to the sale of Virginia wine. Such report shall be submitted to the Chairmen of the				
32	House Appropriations and Senate Finance Committees and the Virginia Wine Board.				
33	D. Out of this appropriation, \$536,226 the first year and \$536,226 the second year and six				
34	positions from nongeneral funds shall be used to establish within the Department of Alcoholic				
35	Beverage Control a financial investigation unit to be used to identify under-reported income				
36	and to collect any resultant additional taxes owed.				
37	373. Alcoholic Beverage Merchandising (80100).....			\$509,995,519	\$509,995,519
38	Administrative Services (80101).....	\$34,624,294	\$34,624,294		
39	Alcoholic Beverage Control Retail Store Operations				
40	(80102) .....	\$81,804,002	\$81,804,002		
41	Alcoholic Beverage Purchasing, Warehousing and				
42	Distribution (80103).....	\$393,567,223	\$393,567,223		
43	Fund Sources: Enterprise .....	\$509,995,519	\$509,995,519		
44	Authority: §§ 4-1 through 4-118.2, Code of Virginia and Item 643, Chapter 966 of the 1994				
45	Acts of Assembly.				
46	A. Any plan to modernize and integrate the automated systems of the Department of Alcoholic				
47	Beverage Control shall be based on developing the integrated system in phases or modules.				

ITEM 373.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	B. The Department of Alcoholic Beverage Control shall transfer \$35,000 the first year and				
2	\$35,000 the second year from nongeneral funds to the Governor's Office on Substance Abuse				
3	Prevention to support that agency's efforts to prevent tobacco and alcohol abuse by youth.				
4	C. Funds appropriated for services related to state lottery operations shall be used solely for				
5	lottery ticket purchases and prize payouts.				
6	Total for Department of Alcoholic Beverage Control .....			<b>\$527,454,464</b>	<b>\$527,454,464</b>
7	Nongeneral Fund Positions.....	1,048.00	1,048.00		
8	Position Level .....	1,048.00	1,048.00		
9	Fund Sources: Enterprise .....	\$526,754,464	\$526,754,464		
10	Federal Trust.....	\$700,000	\$700,000		
11	<b>§ 1-107. DEPARTMENT OF CORRECTIONAL EDUCATION (750)</b>				
12	374. Administrative and Support Services (19900).....			\$5,935,197	\$5,935,197
13	General Management and Direction (19901).....	\$5,935,197	\$5,935,197		
14	Fund Sources: General .....	\$5,935,197	\$5,935,197		
15	375. Instruction (19700).....			\$51,580,626	\$51,580,626
16	Youth Instructional Services (19711).....	\$14,248,385	\$14,248,385		
17	Career and Technical Instructional Services for Youth				
18	and Adult Schools (19712).....	\$15,578,848	\$15,578,848		
19	Adult Instructional Services (19713) .....	\$10,029,206	\$10,029,206		
20	Instructional Leadership and Support Services (19714)....	\$11,724,187	\$11,724,187		
21	Fund Sources: General .....	\$49,092,219	\$49,092,219		
22	Special.....	\$170,536	\$170,536		
23	Federal Trust.....	\$2,317,871	\$2,317,871		
24	Authority: §§ 22.1-339 through 22.1-345, Code of Virginia.				
25	Total for Department of Correctional Education.....			<b>\$57,515,823</b>	<b>\$57,515,823</b>
26	General Fund Positions.....	725.05	725.05		
27	Nongeneral Fund Positions.....	15.50	15.50		
28	Position Level .....	740.55	740.55		
29	Fund Sources: General .....	\$55,027,416	\$55,027,416		
30	Special.....	\$170,536	\$170,536		
31	Federal Trust.....	\$2,317,871	\$2,317,871		
32	<b>§ 1-108. DEPARTMENT OF CORRECTIONS (799)</b>				
33	376. Supervision of Offenders and Re-Entry Services				
34	(35100) .....			\$81,923,593	\$81,923,593
35	Probation and Parole Services (35106).....	\$77,753,298	\$77,753,298		
36	Community Residential Programs (35108).....	\$1,963,556	\$1,963,556		
37	Administrative Services (35109) .....	\$2,206,739	\$2,206,739		
38	Fund Sources: General .....	\$80,161,113	\$80,161,113		
39	Special.....	\$85,000	\$85,000		
40	Dedicated Special Revenue.....	\$1,477,480	\$1,477,480		
41	Federal Trust.....	\$200,000	\$200,000		
42	Authority: §§ 53.1-67.2 through 53.1-67.6 and §§ 53.1-140 through 53.1-176.3, Code of				
43	Virginia.				
44	A. By September 1 of each year, the Department of Corrections shall provide a status report				
45	on the Statewide Community-Based Corrections System for State-Responsible Offenders to the				
46	Chairmen of the House Courts of Justice; Health, Welfare and Institutions; and Appropriations				

ITEM 376.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Committees and the Senate Courts of Justice; Rehabilitation and Social Services; and Finance			
2	Committees and to the Department of Planning and Budget. The report shall include a			
3	description of the department's progress in implementing evidence-based practices in probation			
4	and parole districts, and its plan to continue expanding this initiative into additional districts.			
5	The section of the status report on evidence-based practices shall include an evaluation of the			
6	effectiveness of these practices in reducing recidivism and how that effectiveness is measured.			
7	B. Included in the appropriation for this Item is \$150,000 the first year and \$150,000 the			
8	second year from nongeneral funds to support the implementation of evidence-based practices			
9	in probation and parole districts. The source of the funds is the Drug Offender Assessment			
10	Fund.			
11	377.	A. The following process shall be applicable in order for any county, city, or regional jail		
12		authority (hereinafter referred to as "the locality") to receive state reimbursement for a portion		
13		of the costs of the construction, expansion, or renovation of a jail as provided in §§53.1-80 and		
14		53.1-81, Code of Virginia:		
15		1. The locality shall file with the Department of Corrections, by March 1 of the year in which		
16		it wishes its request to be considered, the following information in a format specified by the		
17		department:		
18		a. the information and documents required by §53.1-82.1, Code of Virginia;		
19		b. Specifications for the proposed construction or renovation; and		
20		c. Detailed cost estimates.		
21		2. The Department of Corrections shall review the request and make its comments and		
22		recommendations to the Board of Corrections.		
23		3. The Department of Criminal Justice Services shall review the community-based corrections		
24		plan and jail population forecast submitted by the locality and make its comments and		
25		recommendation concerning them to the Board of Corrections.		
26		4. The Board of Corrections shall review and take action on the request, after reviewing the		
27		comments and recommendations of the Departments of Corrections and Criminal Justice		
28		Services. It may modify any aspect of the request before approving it. The board shall not		
29		approve any request unless the following conditions have been met:		
30		a. the project is consistent with the projected number of local and state responsible offenders to		
31		be housed in such facility;		
32		b. the project meets the design criteria set out in the Board of Corrections' Standards for		
33		Planning, Design, Construction and Reimbursement of Local Correctional Facilities;		
34		c. the project is proposed to be built using standards for a minimum security facility, as		
35		adopted by the board, unless the use of more expensive construction standards is justified,		
36		based on a documented projection of offender populations that would require a higher level of		
37		security;		
38		d. the project can be completed and operated in a cost-efficient manner; and		
39		e. any other criteria established by the board.		
40		5. If the Board of Corrections approves a request, the Department of Corrections shall notify		
41		the Department of Planning and Budget by September 1 of the board's action and submit a		
42		summary of the project and a detailed list of the board-approved costs to the department.		
43		6. If the Board of Corrections approves a request, the Department of Criminal Justice Services		
44		shall submit to the Department of Planning and Budget by September 1 a summary of the		
45		community-based corrections plan approved for the project, along with a projection of the state		
46		funds needed to implement the plan.		
47		7. The Department of Planning and Budget shall submit to the Governor, for consideration for		

ITEM 377.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	inclusion in the budget bill to be submitted by the Governor to the General Assembly, its			
2	recommendations concerning the approval of the request for reimbursement of jail construction			
3	or renovation costs and whether state funding is appropriate to support the community-based			
4	corrections plan.			
5	B. The Department of Corrections shall provide an annual report on the status of jail			
6	construction and renovation projects as approved for funding by the General Assembly. The			
7	report shall be limited to those projects which increase bed capacity. The report shall include a			
8	brief summary description of each project, the total capital cost of the project and the approved			
9	state share of the capital cost, the number of beds approved, along with the net number of new			
10	beds if existing beds are to be removed, and the closure of any existing facilities, if applicable.			
11	The report shall include the six-year population forecast, as well as the double-bunking capacity			
12	compared to the rated capacity for each project listed. The report shall also include the general			
13	fund impact on community corrections programs as reported by the Department of Criminal			
14	Justice Services, and the recommended financing arrangements and estimated general fund			
15	requirements for debt service as provided by the State Treasurer. Copies of the report shall be			
16	provided by October 1 of each year to the Chairmen of the Senate Finance and House			
17	Appropriations Committees and to the Director, Department of Planning and Budget.			
18	C.1. No city, county, town or regional jail shall authorize the construction, remodeling,			
19	renovation or rehabilitation of any facility to house any inmate in secure custody which results			
20	in increased jail capacity without the prior approval of the Board of Corrections.			
21	2. Any facility operated by any local or regional jail in the Commonwealth which houses any			
22	inmate in secure custody shall be subject to the operational provisions of §§ 53.1-5 and			
23	53.1-68, Code of Virginia, as well as all rules, regulations, and inspections established by the			
24	Board of Corrections.			
25	D. Any proposed jail construction, expansion, or renovation project that was approved by the			
26	Board of Corrections in the fall of 2009, but was not included in the budget bill submitted by			
27	the Governor and is not included in this act, may be resubmitted for consideration for inclusion			
28	in the 2011 budget bill without having to be approved again by the Board of Corrections. At			
29	the request of the locality, the Department of Corrections and the Department of Criminal			
30	Justice Services shall submit the information set out in Paragraphs A.5. and A.6. of this Item to			
31	the Department of Planning and Budget by September 1, 2010.			
32	378.	Operation of State Residential Community Correctional		
33		Facilities (36100) .....		\$17,140,956
34		Community Facility Management (36101) .....	\$1,677,119	\$1,677,119
35		Supervision and Management of Probates (36102).....	\$11,063,914	\$11,063,914
36		Rehabilitation and Treatment Services - Community		
37		Residential Facilities (36103) .....	\$1,379,004	\$1,379,004
38		Medical and Clinical Services - Community Residential		
39		Facilities (36104) .....	\$788,336	\$788,336
40		Food Services - Community Residential Facilities		
41		(36105) .....	\$1,195,565	\$1,195,565
42		Physical Plant Services - Community Residential		
43		Facilities (36106) .....	\$1,037,018	\$1,037,018
44		Fund Sources: General .....	\$15,440,956	\$15,440,956
45		Special .....	\$1,700,000	\$1,700,000
46		Authority: §§ 53.1-67.2 through 53.1-67.8, Code of Virginia.		
47		A. Included within this appropriation is \$1,500,000 the first year and \$1,500,000 the second		
48		year from nongeneral funds to be used for operating expenses of diversion centers operated by		
49		the Department of Corrections. The nongeneral funds are to come from the fees collected from		
50		probationers, assigned to the diversion centers, to cover a portion of the cost of housing them,		
51		pursuant to § 19.2-316.3 C, Code of Virginia.		
52		B. Notwithstanding the provisions of § 53.1-67.1, Code of Virginia, the Department of		
53		Corrections shall not be required to operate a boot camp program for offenders placed on		
54		probation.		

ITEM 378.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1 379.			\$828,426,107	\$827,815,103
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13				
14	Authority: §§ 53.1-1, 53.1-5, 53.1-8, and 53.1-10, Code of Virginia.			
15	A. Included in this appropriation is \$1,005,000 in the first year and \$1,005,000 the second year			
16	from nongeneral funds for the purposes listed below. The source of the funds is commissions			
17	generated by prison commissary operations:			
18	1. \$150,000 the first year and \$150,000 the second year for Assisting Families of Inmates, Inc.,			
19	to provide transportation for family members to visit offenders in prison and other ancillary			
20	services to family members;			
21	2. \$780,000 the first year and \$780,000 the second year for distribution to organizations that			
22	work to enhance faith-based services to inmates; and			
23	3. \$75,000 the first year and \$75,000 the second year for the Save Our Shelters "Pen Pals"			
24	program.			
25	B.1. The Department of Corrections is authorized to contract with other governmental entities			
26	to house male and female prisoners from those jurisdictions in facilities operated by the			
27	department.			
28	2. The State Comptroller shall continue the Contract Prisoners Special Revenue Fund on the			
29	Commonwealth Accounting and Reporting System to reflect the activities of contracts between			
30	the Commonwealth of Virginia and other governmental entities for the housing of prisoners in			
31	facilities operated by the Virginia Department of Corrections.			
32	3. Included in the appropriation for this Item is \$20,367,000 the first year and \$20,367,000 the			
33	second year from the Fund. The Director, Department of Planning and Budget, is authorized to			
34	increase this appropriation to support non-recurring expenditures of the Department of			
35	Corrections.			
36	4. The Department of Corrections shall determine whether it may be possible to contract to			
37	house additional federal inmates or inmates from other states in space available within state			
38	correctional facilities. The department may, subject to the approval of the Governor, enter into			
39	such contracts, to the extent that sufficient bedspace may become available in state facilities for			
40	this purpose.			
41	C. The Department of Corrections may enter into agreements with local and regional jails to			
42	house state-responsible offenders in such facilities and to effect transfers of convicted state			
43	felons between and among such jails. Such agreements shall be governed by the provisions of			
44	Item 418 of this act.			
45	D. To the extent that the Department of Corrections privatizes food services, the department			
46	shall also seek to maximize agribusiness operations.			
47	E. Notwithstanding the provisions of § 53.1-45, Code of Virginia, the Department of			
48	Corrections is authorized to sell on the open market and through the Virginia Farmers' Market			
49	Network any dairy, animal, or farm products of which the Commonwealth imports more than it			
50	exports.			



ITEM 379.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	F. It is the intention of the General Assembly that § 53.1-47 of the Code of Virginia,				
2	concerning articles and services produced or manufactured by persons confined in state				
3	correctional facilities, shall be construed such that the term "manufactured" articles shall				
4	include "remanufactured" articles.				
5	G. The Department of Corrections shall administer a STATIC-99 screening to all potential				
6	sexually violent predators eligible for civil commitment pursuant to § 37.2-900 et. seq., Code of				
7	Virginia, within six months of their admission to the custody of the department. The results of				
8	such screenings shall be provided monthly to the Commissioner of the Department of				
9	Behavioral Health and Developmental Services.				
10	H. Out of this appropriation, \$1,763,471 the first year and \$1,763,471 the second year from				
11	nongeneral funds is included for inmate medical costs. The sources of the nongeneral funds are				
12	an award from the State Criminal Alien Assistance Program, administered by the U.S.				
13	Department of Justice.				
14	II. The Department of Corrections, in coordination with the Virginia Supreme Court, shall				
15	continue to operate a behavioral correction program. Offenders eligible for such a program				
16	shall be those offenders: (i) who have never been convicted of a violent felony as defined in				
17	§ 17.1-805 of the Code of Virginia and who have never been convicted of a felony violation of				
18	§§ 18.2-248 and 18.2-248.1 of the Code of Virginia; (ii) for whom the sentencing guidelines				
19	developed by the Virginia Criminal Sentencing Commission would recommend a sentence of				
20	three years or more in facilities operated by the Department of Corrections; and (iii) whom the				
21	court determines require treatment for drug or alcohol substance abuse. For any such offender,				
22	the court may impose the appropriate sentence with the stipulation that the Department of				
23	Corrections place the offender in an intensive therapeutic community-style substance abuse				
24	treatment program as soon as possible after receiving the offender. Upon certification by the				
25	Department of Corrections that the offender has successfully completed such a program of a				
26	duration of 24 months or longer, the court may suspend the remainder of the sentence imposed				
27	by the court and order the offender released to supervised probation for a period specified by				
28	the court.				
29	2. If an offender assigned to the program voluntarily withdraws from the program, is removed				
30	from the program by the Department of Corrections for intractable behavior, fails to participate				
31	in program activities, or fails to comply with the terms and conditions of the program, the				
32	Department of Corrections shall notify the court, outlining specific reasons for the removal and				
33	shall reassign the defendant to another incarceration assignment as appropriate. Under such				
34	terms, the offender shall serve out the balance of the sentence imposed by the court, as				
35	provided by law.				
36	3. The Department of Corrections and the Supreme Court shall develop procedures to be used				
37	in implementing the program.				
38	4. The Department of Corrections shall collect the data and develop the framework and				
39	processes that will enable it to conduct an in-depth evaluation of the program three years after				
40	it has been in operation. The department shall submit a report periodically on the program to				
41	the Chief Justice as he may require and shall submit a report on the implementation of the				
42	program and its usage to the Secretary of Public Safety and the Chairmen of the House				
43	Appropriations and Senate Finance Committees by June 30 of each year.				
44	380. Administrative and Support Services (39900).....			\$82,246,458	\$81,205,064
45	General Management and Direction (39901).....	\$19,149,552	\$19,149,552		
46	Information Technology Services (39902).....	\$22,918,181	\$21,930,888		
47	Accounting and Budgeting Services (39903).....	\$2,831,709	\$2,831,709		
48	Architectural and Engineering Services (39904).....	\$7,087,788	\$7,033,687		
49	Human Resources Services (39914).....	\$3,196,482	\$3,196,482		
50	Planning and Evaluation Services (39916).....	\$550,598	\$550,598		
51	Procurement and Distribution Services (39918).....	\$11,367,863	\$11,367,863		
52	Training Academy (39929).....	\$6,553,531	\$6,553,531		
53	Offender Classification and Time Computation Services				
54	(39930) .....	\$8,590,754	\$8,590,754		
55	Fund Sources: General.....	\$78,296,458	\$77,255,064		
56	Special.....	\$3,950,000	\$3,950,000		

ITEM 380.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Authority: §§ 53.1-1 and 53.1-10, Code of Virginia.			
2	A. 1. Any plan to modernize and integrate the automated systems of the Department of			
3	Corrections shall be based on developing the integrated system in phases, or modules.			
4	Furthermore, any such integrated system shall be designed to provide the department the data			
5	needed to evaluate its programs, including that data needed to measure recidivism.			
6	2. The appropriation in this Item includes \$484,250 the first year and \$585,400 the second			
7	year from the Contract Prisoners Special Revenue Fund to defray a portion of the costs of			
8	developing the offender management system. In addition to any general fund appropriations,			
9	the Department of Corrections may, subject to the authorization of the Director, Department of			
10	Planning and Budget, utilize additional revenue deposited in the Contract Prisoners Special			
11	Revenue Fund to support the development of the offender management system.			
12	B. Included in this appropriation is \$550,000 the first year and \$550,000 the second year from			
13	nongeneral funds to be used for installation and operating expenses of the telemedicine			
14	program operated by the Department of Corrections. The source of the funds is revenue from			
15	inmate fees collected for medical services.			
16	C. Included in this appropriation is \$2,800,000 the first year and \$2,800,000 the second year			
17	from nongeneral funds to be used by the Department of Corrections for the operations of its			
18	Corrections Construction Unit. The Comptroller shall continue the Corrections Construction			
19	Unit Special Operating Fund on the Commonwealth Accounting and Reporting System to			
20	reflect the activities of contracts between the Corrections Construction Unit and (i) institutions			
21	within the Department of Corrections for work not related to a capital project and (ii) agencies			
22	without the Department of Corrections for work performed for those agencies.			
23	D. 1. Notwithstanding the provisions of § 53.1-20 A. and B., Code of Virginia, the Director,			
24	Department of Corrections, shall receive offenders into the state correctional system from local			
25	and regional jails at such time as he determines that sufficient, secure and appropriate housing			
26	is available, placing a priority on receiving inmates diagnosed and being treated for HIV,			
27	mental illnesses requiring medication, or Hepatitis C. The director shall maximize, consistent			
28	with inmate and staff safety, the use of bed space in the state correctional system. The director			
29	shall report monthly to the Secretary of Public Safety and the Department of Planning and			
30	Budget on the number of inmates housed in the state correctional system, the number of inmate			
31	beds available, and the number of offenders housed in local and regional jails that meet the			
32	criteria set out in § 53.1-20 A. and B.			
33	2. The Department of Corrections shall strive to have no more than 500 general population and			
34	reception beds of its base bed space capacity vacant at any one time. The Director, Department			
35	of Planning and Budget, is authorized to increase the department's appropriation of revenue			
36	received from housing out of state inmates by \$12 per prisoner-day that the vacancy level falls			
37	below 500. Any such additional appropriation shall be used only for non-recurring expenses.			
38	E. The Department of Corrections is exempted from the approval requirements of Chapter 11			
39	of the Construction and Professional Services Manual as issued by the Division of Engineering			
40	and Buildings. The Department of Corrections may authorize and initiate design-build contracts			
41	as deemed appropriate by the Director, Department of Corrections, in accordance with			
42	§§ 2.2-4301 and 2.2-4306, Code of Virginia.			
43	F. Notwithstanding any requirement to the contrary, any building, fixture, or structure to be			
44	placed, erected or constructed on, or removed or demolished from the property of the			
45	Commonwealth of Virginia under the control of the Department of Corrections shall not be			
46	subject to review and approval by the Art and Architectural Review Board as contemplated by			
47	§ 2.2-2402, Code of Virginia. However, if the Department of Corrections seeks to construct a			
48	facility that is not a secure correctional facility or a structure located on the property of a			
49	secure correctional facility, then the Department of Corrections shall submit that structure to the			
50	Art and Architectural Review Board for review and approval by that board. Such other			
51	structures could include probation and parole district offices or regional offices.			
52	G. The Commonwealth of Virginia shall convey 45 acres (more or less) of property, being a			
53	portion of Culpeper County Tax Map No. 75, parcel 32, lying in the Cedar Mountain			
54	Magisterial District of Culpeper County, Virginia, in consideration of the County's construction			
55	of water capacity and service line(s) adequate to serve the needs of the Department of			

ITEM 380.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Corrections' Coffeewood Facility and the Department of Juvenile Justice's Culpeper Juvenile			
2	Correctional Facility (hereinafter "the facilities"). The cost of the water improvements necessary			
3	to serve the facilities, including an eight-inch water service line, and including engineering and			
4	land/easement acquisition costs, shall be paid by the Commonwealth, less and except (i) the			
5	value of the property for the jail conveyed by the Commonwealth to the County (\$150,382.00,			
6	based on valuation by the Culpeper County Assessor), and (ii) the cost of increasing the size of			
7	the water service line from eight inches to twelve inches, in order to accommodate planned			
8	county needs.			
9	H. 1. The Director, Department of Corrections, shall have authority to discharge, on any day			
10	within a period of 90 days prior to the date upon which an inmate's prison term would			
11	normally expire, any inmate for whom the department is responsible and who meets the			
12	following criteria;			
13	i. the inmate is not currently serving a sentence for, or has not been previously convicted of, a			
14	violent felony as defined by § 17.1-805, Code of Virginia;			
15	ii. the inmate's net imposed sentence to be satisfied was originally for more than 15.5 months			
16	(equivalent to 465 days); and			
17	iii. the inmate, upon discharge, would have been incarcerated for one year or more in jail or			
18	prison for the net imposed sentence to be satisfied.			
19	2. For any inmate with a net imposed sentence to be satisfied of 15.5 months (equivalent to			
20	465 days) or less, the provisions of § 53.1-28, Code of Virginia, shall be applicable.			
21	I. Notwithstanding the provisions of § 58.1-3403, Code of Virginia, the Department of			
22	Corrections shall be exempt from the payment of service charges levied in lieu of taxes by any			
23	county, city, or town.			
24	Total for Department of Corrections.....		\$1,009,737,114	\$1,008,084,716
25	General Fund Positions.....	12,151.50	12,151.50	
26	Nongeneral Fund Positions.....	217.50	217.50	
27	Position Level .....	12,369.00	12,369.00	
28	Fund Sources: General .....	\$932,734,163	\$931,081,765	
29	Special .....	\$73,562,000	\$73,562,000	
30	Dedicated Special Revenue .....	\$1,477,480	\$1,477,480	
31	Federal Trust.....	\$1,963,471	\$1,963,471	
32	<b>§ 1-109. DEPARTMENT OF CRIMINAL JUSTICE SERVICES (140)</b>			
33	381. Criminal Justice Training and Standards (30300) .....		\$1,792,035	\$1,792,035
34	Law Enforcement Training and Education Assistance			
35	(30306) .....	\$1,792,035	\$1,792,035	
36	Fund Sources: General .....	\$1,757,035	\$1,757,035	
37	Special.....	\$35,000	\$35,000	
38	Authority: Title 9.1, Chapter 1, Code of Virginia.			
39	Out of this appropriation, \$50,000 the first year and \$50,000 the second year from the general			
40	fund is authorized to oversee and conduct training of law enforcement and first responder			
41	personnel in managing persons with Alzheimer's disease or other memory-related impairments.			
42	The department shall provide the training coordinator position and the leadership role for			
43	developing, implementing, organizing, conducting, and promoting train-the-trainer courses while			
44	other participating first responder agencies shall provide other program support as needed.			
45	382. Criminal Justice Research, Planning and Coordination			
46	(30500) .....		\$514,742	\$514,742
47	Criminal Justice Research, Statistics, Evaluation, and			
48	Information Services (30504) .....	\$514,742	\$514,742	

ITEM 382.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$514,742	\$514,742		
2	Authority: Title 9.1, Chapter 1; Title 19.2, Chapter 23.1, Code of Virginia.				
3 383.	Asset Forfeiture and Seizure Fund Management and				
4	Financial Assistance Program (30600).....			\$6,103,104	\$6,103,104
5	Coordination of Asset Seizure and Forfeiture Activities				
6	(30602) .....	\$6,103,104	\$6,103,104		
7	Fund Sources: General.....	\$12,566	\$12,566		
8	Special.....	\$6,090,538	\$6,090,538		
9	Authority: Title 19.2, Chapter 22.1, Code of Virginia.				
10 384.	Financial Assistance for Administration of Justice				
11	Services (39000).....			\$76,780,910	\$76,780,910
12	Financial Assistance for Administration of Justice				
13	Services (39001).....	\$76,780,910	\$76,780,910		
14	Fund Sources: General.....	\$34,793,131	\$34,793,131		
15	Special.....	\$100,000	\$100,000		
16	Trust and Agency .....	\$10,000,000	\$10,000,000		
17	Dedicated Special Revenue.....	\$10,387,779	\$10,387,779		
18	Federal Trust.....	\$21,500,000	\$21,500,000		
19	Authority: Title 9.1, Chapter 1, Code of Virginia.				
20	A.1. This appropriation includes an estimated \$12,000,000 the first year and an estimated				
21	\$12,000,000 the second year from federal funds pursuant to the Omnibus Crime Control Act of				
22	1968, as amended. Of these amounts, nine percent is available for administration, and the				
23	remainder is available for grants to state agencies and local units of government. The remaining				
24	federal funds are to be passed through as grants to localities, with a required 25 percent local				
25	match. Also included in this appropriation is \$729,930 the first year and \$729,930 the second				
26	year from the general fund for the required matching funds for state agencies.				
27	2. The Department of Criminal Justice Services shall provide a summary report on federal				
28	anti-crime and related grants which will require state general funds for matching purposes				
29	during fiscal year 2010 and beyond. The report shall include a list of each grant and grantee,				
30	the purpose of the grant, and the amount of federal and state funds recommended, organized by				
31	topical area and fiscal period. The report shall indicate whether each grant represents a new				
32	program or a renewal of an existing grant. Copies of this report shall be provided to the				
33	Chairmen of the Senate Finance and House Appropriations Committees by January 1 of each				
34	year.				
35	B. The Department of Criminal Justice Services is authorized to make grants and provide				
36	technical assistance out of this appropriation to state agencies, local governments, regional, and				
37	nonprofit organizations for the establishment and operation of programs for the following				
38	purposes and up to the amounts specified:				
39	1.a. Regional training academies for criminal justice training, \$528,240 the first year and				
40	\$528,240 the second year from the general fund and an estimated \$1,649,315 the first year and				
41	an estimated \$1,649,315 the second year from nongeneral funds. The Criminal Justice Services				
42	Board shall adopt such rules as may reasonably be required for the distribution of funds and				
43	for the establishment, operation and service boundaries of state-supported regional criminal				
44	justice training academies.				
45	b. The Board of Criminal Justice Services, consistent with § 9.1-102, Code of Virginia, and				
46	§ 6VAC-20-20-61 of the Administrative Code, shall not approve or provide funding for the				
47	establishment of any new criminal justice training academy from July 1, 2010, through June				
48	30, 2012, except that the Board may approve a new academy for Roanoke County, to be				
49	supported with local funds, consistent with the Agreement dated February 5, 2007, by and				
50	between the Board of Supervisors of Roanoke County, the Sheriff of Roanoke County, and the				
51	Cardinal Criminal Justice Academy.				

ITEM 384.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	c. The Board of Criminal Justice Services may approve a new criminal justice academy for				
2	Hanover County, to be supported with local funds, consistent with the Agreement dated				
3	October 17, 2008, by and between Hanover County, the Sheriff of Hanover County, and the				
4	Rappahannock Regional Criminal Justice Academy.				
5	d. The Board of Criminal Justice Services may approve a new criminal justice academy for the				
6	City of Newport News, to be supported with local funds, consistent with an agreement				
7	established by and between the City Council of Newport News, the City Manager of Newport				
8	News, and the Hampton Roads Criminal Justice Training Academy.				
9	2. Virginia Crime Victim-Witness Fund, \$5,124,059 the first year and \$5,124,059 the second				
10	year from dedicated special revenue, and \$2,635,000 the first year and \$2,635,000 the second				
11	year from the general fund. The Department of Criminal Justice Services shall provide a report				
12	on the current and projected status of federal, state and local funding for victim-witness				
13	programs supported by the Fund. Copies of the report shall be provided annually to the				
14	Secretary of Public Safety, the Department of Planning and Budget, and the Chairmen of the				
15	Senate Finance and House Appropriations Committees by October 16, 2012.				
16	3.a. Court Appointed Special Advocate (CASA) programs, \$1,238,083 the first year and				
17	\$1,238,083 the second year from the general fund.				
18	b. In the event that the federal government reduces or removes support for the CASA				
19	programs, the Governor is authorized to provide offsetting funding for those impacted programs				
20	out of the unappropriated balances in this Act.				
21	C.1. Out of this appropriation, \$23,408,828 the first year and \$23,408,828 the second year				
22	from the general fund is authorized to make discretionary grants and to provide technical				
23	assistance to cities, counties or combinations thereof to develop, implement, operate and				
24	evaluate programs, services and facilities established pursuant to the Comprehensive				
25	Community Corrections Act for Local-Responsible Offenders (§ 53.1-182.1, Code of Virginia)				
26	and the Pretrial Services Act (§ 19.2-152.4, Code of Virginia). Out of these amounts, the				
27	Director, Department of Criminal Justice Services, is authorized to expend no more than five				
28	percent per year for state administration of these programs.				
29	2. The Department of Criminal Justice Services, in conjunction with the Office of the				
30	Executive Secretary of the Supreme Court and the Virginia Criminal Sentencing Commission,				
31	shall conduct information and training sessions for judges and other judicial officials on the				
32	programs, services and facilities available through the Pretrial Services Act and the				
33	Comprehensive Community Corrections Act for Local-Responsible Offenders.				
34	D. In the event the federal government should make available additional funds pursuant to the				
35	Violence Against Women Act, the department shall set aside 33 percent of such funds for				
36	competitive grants to programs providing services to domestic violence and sexual assault				
37	victims.				
38	E. Subject to the conditions stated in this Item and with the prior written approval of the				
39	Director, Department of Planning and Budget, there is hereby reappropriated the unexpended				
40	balances remaining in the appropriations made in this Item on June 30, 2010, and June 30,				
41	2011. These reappropriations shall be used only for the purposes of the original appropriation				
42	for grants made by the Criminal Justice Services Board. This provision shall apply to funds				
43	obligated to and in the possession of state agency subgrantees and the Department of Criminal				
44	Justice Services.				
45	F.1. Out of this appropriation, \$878,988 the first year and \$878,988 the second year from the				
46	general fund and \$1,710,000 the first year and \$1,710,000 the second year from such federal				
47	funds as are available shall be deposited to the School Resource Officer Incentive Grants Fund				
48	established pursuant to § 9-171.1, Code of Virginia. Localities shall match these funds based on				
49	the composite index of local ability-to-pay. The department shall give priority to localities				
50	requesting school resource officers in high schools.				
51	2. The Director, Department of Criminal Justice Services, is authorized to expend \$357,285 the				
52	first year and \$357,285 the second year from the School Resource Officer Incentive Grants				
53	Fund to operate the Virginia Center for School Safety, pursuant to § 9.1-110, Code of Virginia.				

ITEM 384.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	G. Included in the amounts appropriated in this Item is \$382,500 the first year and \$382,500			
2	the second year from the general fund for grants to local sexual assault crisis centers (SACCs)			
3	to provide core and comprehensive services to victims of sexual violence.			
4	H. Included in the amounts appropriated in this Item are \$85,000 the first year and \$85,000 the			
5	second year from the general fund for the Virginia Center for Policing Innovation to provide			
6	basic training for local law enforcement agencies in Virginia in immigration law and policy and			
7	Spanish language.			
8	I.1. Out of the amounts appropriated for this Item, \$350,000 the first year and \$350,000 the			
9	second year from the general fund shall be distributed equally to the Southern Virginia Internet			
10	Crimes Against Children Task Force and the Northern Virginia Internet Crimes Against			
11	Children Task Force to expand the regional operations of these two task forces.			
12	2. The Southern Virginia and Northern Virginia Internet Crimes Against Children Task Forces			
13	shall each complete a report on the actual expenditures and performance results achieved by the			
14	respective task forces during the first year. Copies of the task force reports shall be provided			
15	to the Secretary of Public Safety and the Chairmen of the Senate Finance and House			
16	Appropriations Committees prior to the distribution of funds for the second year.			
17	385.	Regulation of Professions and Occupations (56000) .....		\$3,214,596
18		Business Regulation Services (56033).....	\$3,214,596	\$3,214,596
19		Fund Sources: General.....	\$48,395	\$48,395
20		Special.....	\$3,166,201	\$3,166,201
21		Authority: Title 9.1, Chapter 1, Article 4, §§ 9.1-141, 9.1-139, 9.1-143, and 9.1-149, Code of		
22		Virginia.		
23	386.	Financial Assistance to Localities - General (72800) .....		\$160,571,263
24		Financial Assistance to Localities Operating Police		\$160,571,263
25		Departments (72813).....	\$160,571,263	\$160,571,263
26		Fund Sources: General.....	\$156,421,039	\$149,734,178
27		Special.....	\$4,150,224	\$10,837,085
28		Authority: Title 9.1, Chapter 1, Article 8, Code of Virginia.		
29		A. The funds appropriated in this Item shall be distributed to localities with qualifying police		
30		departments, as defined in §§ 9.1-165 through 9.1-172, Code of Virginia (HB 599).		
31		Notwithstanding the provisions of §§ 9.1-165 through 9.1-172, Code of Virginia, the total		
32		amount to be distributed to localities shall be \$160,571,263 the first year and \$160,571,263 the		
33		second year. The amount to be distributed to each locality in each year shall be proportionate		
34		to the amount distributed in FY 2010.		
35		B. Included in the appropriation for this Item is \$4,150,224 the first year and \$10,837,085 the		
36		second year from the Virginia Public Safety Fund		
37		C. For purposes of receiving funds in accordance with this program, it is the intention of the		
38		General Assembly that the Town of Boone's Mill shall be considered to have had a police		
39		department in operation since the 1980-82 biennium and is therefore eligible for financial		
40		assistance under Title 9.1, Chapter 1, Article 8, Code of Virginia (House Bill 599).		
41		D.1. It is the intent of the General Assembly that state funding provided to localities operating		
42		police departments be used to fund local public safety services. Funds provided in this item		
43		shall not be used to supplant the funding provided by localities for public safety services.		
44		2. To ensure that state funding provided to localities operating police departments does not		
45		supplant local funding for public safety services, all localities shall annually certify to the		
46		Department of Criminal Justice Services the amount of funding provided by the locality to		
47		support public safety services and that the funding provided in this item was used to		
48		supplement that local funding. This certification shall be provided in such manner and on such		
49		date as determined by the Department. The Department shall provide this information to the		
50		Chairmen of the House Appropriations and Senate Finance Committees within 30 days		

ITEM 386.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	following the submission of the local certifications.				
2	E. The director of the Department of Criminal Justice Services is authorized to withhold				
3	reimbursements due a locality under Title 9.1, Chapter 1, Article 8, Code of Virginia, upon				
4	notification from the Superintendent of State Police that there is reason to believe that crime				
5	data reported by the locality to the Department of State Police in accordance with § 52-28,				
6	Code of Virginia, is missing, incomplete or incorrect. Upon subsequent notification by the				
7	superintendent that the data is accurate, the director shall make reimbursement of withheld				
8	funding due the locality when such corrections are made within the same fiscal year that funds				
9	have been withheld.				
10	387. Administrative and Support Services (39900).....			\$1,467,114	\$1,467,114
11	General Management and Direction (39901).....	\$1,467,114	\$1,467,114		
12	Fund Sources: General.....	\$714,055	\$714,055		
13	Special.....	\$753,059	\$753,059		
14	Authority: Title 9.1, Chapter 1, Code of Virginia.				
15	Total for Department of Criminal Justice Services.....			\$250,443,764	\$250,443,764
16	General Fund Positions.....	53.50	53.50		
17	Nongeneral Fund Positions.....	68.50	68.50		
18	Position Level.....	122.00	122.00		
19	Fund Sources: General.....	\$194,260,963	\$187,574,102		
20	Special.....	\$14,295,022	\$20,981,883		
21	Trust and Agency.....	\$10,000,000	\$10,000,000		
22	Dedicated Special Revenue.....	\$10,387,779	\$10,387,779		
23	Federal Trust.....	\$21,500,000	\$21,500,000		
24	<b>§ 1-110. DEPARTMENT OF EMERGENCY MANAGEMENT (127)</b>				
25	388. Emergency Preparedness (77500).....			\$22,862,300	\$22,862,300
26	Financial Assistance for Emergency Management and				
27	Response (77501).....	\$14,334,681	\$14,334,681		
28	Emergency Planning, Training and Exercises (77502).....	\$8,527,619	\$8,527,619		
29	Fund Sources: General.....	\$1,126,842	\$1,126,842		
30	Special.....	\$1,414,611	\$1,414,611		
31	Federal Trust.....	\$20,320,847	\$20,320,847		
32	Authority: Title 44, Chapters 3.2, 3.3, 3.4, §§ 44-146.13 through 44-146.28:1 and 44-146.31				
33	through 44-146.40, Code of Virginia.				
34	Included within this appropriation is the continuation of \$160,810 the first year and \$160,810				
35	the second year from the Fire Programs Fund to support the department's hazardous materials				
36	training program.				
37	389. Emergency Response and Recovery (77600).....			\$13,271,853	\$13,271,853
38	Emergency Response and Recovery Services (77601).....	\$2,653,853	\$2,653,853		
39	Financial Assistance for Emergency Response and				
40	Recovery (77602).....	\$10,618,000	\$10,618,000		
41	Fund Sources: General.....	\$307,556	\$307,556		
42	Special.....	\$145,091	\$145,091		
43	Commonwealth Transportation.....	\$869,489	\$869,489		
44	Federal Trust.....	\$11,949,717	\$11,949,717		
45	Authority: Title 44, Chapters 3.2 through 3.5, §§ 44-146.17, 44-146.18(c), 44-146.22,				
46	44-146.28(a) Code of Virginia.				
47	A. Included within this appropriation is \$217,060 the first year and \$217,060 the second year				
48	from the general fund to cover increasing costs to maintain training programs for the Reservist				

ITEM 389.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	Program. The reservist training program is necessary to ensure that department staff are				
2	augmented by a sufficient number of properly trained volunteer responders during an				
3	emergency situation.				
4	B. Subject to authorization by the Governor, the Department of Emergency Management may				
5	employ persons to assist in response and recovery operations for emergencies or disasters				
6	declared either by the President of the United States or by the Governor of Virginia. Such				
7	employees shall be compensated solely with funds authorized by the Governor or the federal				
8	government for the emergency, disaster, or other specific event for which their employment				
9	was authorized. The Director, Department of Planning and Budget, is authorized to increase the				
10	agency's position level based on the number of positions approved by the Governor.				
11	C. The Secretary of Finance, consistent with any Executive Order signed by the Governor, may				
12	provide the department anticipation loans in such amounts as may be needed to appropriately				
13	reimburse localities and state agencies for costs associated with Emergency Management				
14	Assistance Compact (EMAC) mission assignments. Such loans shall be based on the				
15	reimbursements anticipated under the Emergency Management Assistance Compact (EMAC)				
16	and, notwithstanding the provisions of § 4-3.02 b of this act, may be extended for a period				
17	longer than twelve months.				
18	D.I. Localities receiving reimbursements from the department for Emergency Management				
19	Assistance Compact (EMAC) mission costs shall reimburse the Department of Emergency				
20	Management for any overpayments within sixty (60) days of written notification of such				
21	overpayment.				
22	2. Overpayment amounts shall be based on the difference between the amount reimbursed to				
23	the locality by the Department of Emergency Management and the amount reimbursed to the				
24	Department of Emergency Management by the state requesting emergency aid under the				
25	Compact.				
26	3. If the locality does not reimburse the Department of Emergency Management the overpaid				
27	amount within sixty (60) days of being notified, the Comptroller is authorized to withhold from				
28	any funds to be transferred to the locality the amount overpaid to the locality and transfer such				
29	withheld funds to the Department of Emergency Management.				
30	390.	Virginia Emergency Operations Center (77800) .....		\$2,494,601	\$2,494,601
31		Virginia Emergency Operations Center (Veoc) and			
32		Communications (77801).....	\$2,494,601	\$2,494,601	
33		Fund Sources: General.....	\$949,031	\$949,031	
34		Special.....	\$797,778	\$797,778	
35		Federal Trust.....	\$747,792	\$747,792	
36		Authority: Title 44 and §52-47, Code of Virginia.			
37		Included within this appropriation is \$387,500 the first year and \$387,500 the second year from			
38		the general fund to support the Integrated Flood Observing and Warning System (IFLOWS)			
39		program.			
40	391.	Administrative and Support Services (79900).....		\$5,000,533	\$5,000,533
41		General Management and Direction (79901).....	\$5,000,533	\$5,000,533	
42		Fund Sources: General.....	\$2,072,282	\$2,072,282	
43		Special.....	\$558,914	\$558,914	
44		Commonwealth Transportation.....	\$63,762	\$63,762	
45		Federal Trust.....	\$2,305,575	\$2,305,575	
46		Authority: Title 44, Chapters 3.2, 3.3, 3.4, Code of Virginia.			
47		A. By July 15 of each year, the State Coordinator of Emergency Management shall assess			
48		emergencies and disasters that have been authorized sum sufficient funding by the Governor			
49		and provide to the Department of Planning and Budget written justification to support			
50		continuing sum sufficient funding longer than one year for a locally declared emergency (or			
51		disaster), three years for a state declared disaster, and five years for a nationally declared			



ITEM 391.		Item Details(\$)		Appropriations(\$)		
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1	disaster. At the same time, the state coordinator shall identify any disasters that can be closed					
2	due to fulfillment of the state's obligations.					
3	B.1. Localities and eligible private non-profit organizations that have received cost					
4	reimbursement through state and/or federal assistance programs to support homeland security					
5	and eligible recovery and mitigation projects and initiatives associated with disaster events, that					
6	are subsequently notified that either a portion or all of the funds provided are to be returned,					
7	shall reimburse the Virginia Department of Emergency Management for such overpayments,					
8	including any interest accrued on such funds, within sixty (60) days of being notified and					
9	receiving the request for reimbursement.					
10	2. Overpayment amounts shall be based on the difference between the amount reimbursed or					
11	prepaid to the entity involved by the Department of Emergency Management and the final					
12	amount approved by the granting agency. Localities and eligible private non-profit					
13	organizations shall certify that no interest was earned on overpaid funds if no interest is					
14	included in the remittance.					
15	3. If the entity does not reimburse the Virginia Department of Emergency Management within					
16	60 days of being notified, the Comptroller is authorized to withhold the amount of					
17	overpayment from any eligible funds to be transferred to the locality or organization and					
18	redirect the funds withheld to the Virginia Department of Emergency Management to satisfy					
19	the outstanding liability.					
20	4. The Department of Emergency Management shall not provide future prepayments to any					
21	locality or eligible private non-profit organization once the Comptroller has been required to					
22	withhold funding.					
23	392. A. All funds transferred to the Department of Emergency Management pursuant to the					
24	Governor's authority under § 44-146.28, Code of Virginia, shall be deposited into a special					
25	fund account to be used only for Disaster Recovery.					
26	B. Included in the Federal Trust appropriation are amounts estimated at \$34,592 the first year					
27	and \$34,592 the second year, to pay for statewide indirect cost recoveries of this agency.					
28	Actual recoveries of statewide indirect costs up to the level of these estimates shall be exempt					
29	from payment into the general fund, as provided by § 4-2.03 of this act. Amounts recovered in					
30	excess of these estimates shall be deposited to the general fund.					
31	Total for Department of Emergency Management.....			\$43,629,287	\$43,629,287	
32	General Fund Positions.....	40.85	40.85			
33	Nongeneral Fund Positions.....	97.15	97.15			
34	Position Level .....	138.00	138.00			
35	Fund Sources: General.....	\$4,455,711	\$4,455,711			
36	Special.....	\$2,916,394	\$2,916,394			
37	Commonwealth Transportation .....	\$933,251	\$933,251			
38	Federal Trust.....	\$35,323,931	\$35,323,931			
39	<b>§ 1-111. DEPARTMENT OF FIRE PROGRAMS (960)</b>					
40	393. Fire Training and Technical Support Services (74400)....			\$6,975,258	\$6,975,258	
41	Fire Services Management and Coordination (74401).....	\$2,165,953	\$2,165,953			
42	Virginia Fire Services Research (74402).....	\$302,274	\$302,274			
43	Fire Services Training and Professional Development					
44	(74403) .....	\$2,173,775	\$2,173,775			
45	Technical Assistance and Consultation Services					
46	(74404) .....	\$2,128,643	\$2,128,643			
47	Emergency Operational Response Services (74405).....	\$15,000	\$15,000			
48	Public Fire and Life Safety Educational Services					
49	(74406) .....	\$189,613	\$189,613			
50	Fund Sources: Special.....	\$6,975,258	\$6,975,258			
51	Authority: Title 9.1, Chapter 2 and § 38.2-401, Code of Virginia.					

ITEM 393.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Notwithstanding the provisions of § 38.2-401, Code of Virginia, up to 25 percent of the				
2	revenue available from the Fire Programs Fund, after making the distributions set out in				
3	§ 38.2-401 D, Code of Virginia, may be used by the Department of Fire Programs to pay for				
4	the administrative costs of all activities assigned to it by law.				
5	394. Financial Assistance for Fire Services Programs				
6	(76400) .....			\$23,825,000	\$23,825,000
7	Fire Programs Fund Distribution (76401).....	\$20,500,000	\$20,500,000		
8	Burn Building Grants (76402).....	\$2,500,000	\$2,500,000		
9	Categorical Grants (76403).....	\$825,000	\$825,000		
10	Fund Sources: Special.....	\$23,575,000	\$23,575,000		
11	Federal Trust.....	\$250,000	\$250,000		
12	Authority: §§ 38.2-401, Code of Virginia.				
13	395. Regulation of Structure Safety (56200).....			\$2,662,180	\$2,732,065
14	State Fire Prevention Code Administration (56203).....	\$2,662,180	\$2,732,065		
15	Fund Sources: General.....	\$2,164,180	\$2,234,065		
16	Special.....	\$498,000	\$498,000		
17	Authority: §§ 9.1-201, 9.1-206, and 27-94 through 27-99, Code of Virginia.				
18	The State Fire Marshall may charge no fee for any permits or inspections of any school,				
19	whether it be public or private.				
20	Total for Department of Fire Programs .....			<b>\$33,462,438</b>	<b>\$33,532,323</b>
21	General Fund Positions.....	29.00	29.00		
22	Nongeneral Fund Positions.....	43.00	43.00		
23	Position Level .....	72.00	72.00		
24	Fund Sources: General.....	\$2,164,180	\$2,234,065		
25	Special.....	\$31,048,258	\$31,048,258		
26	Federal Trust.....	\$250,000	\$250,000		
27	<b>§ 1-112. DEPARTMENT OF FORENSIC SCIENCE (778)</b>				
28	396. Law Enforcement Scientific Support Services (30900) ....			\$36,653,917	\$36,690,314
29	Biological Analysis Services (30901).....	\$9,526,820	\$9,526,820		
30	Chemical Analysis Services (30902) .....	\$8,742,833	\$8,742,833		
31	Physical Evidence Services (30904) .....	\$6,348,800	\$6,348,800		
32	Training and Standards Services (30905).....	\$1,208,506	\$1,208,506		
33	Administrative Services (30906) .....	\$10,826,958	\$10,863,355		
34	Fund Sources: General.....	\$35,147,933	\$35,184,330		
35	Federal Trust.....	\$1,505,984	\$1,505,984		
36	Authority: §§ 9.1-1100 through 9.1-1113, Code of Virginia.				
37	A. Out of this appropriation, \$219,000 the first year and \$219,000 the second year from the				
38	general fund shall be used to fund payment in lieu of taxes made to the City of Richmond for				
39	the agency's central laboratory.				
40	B. The Forensic Science Board shall ensure that all individuals who were convicted due to				
41	criminal investigations, for which its case files for the years between 1973 and 1988 were				
42	found to contain evidence possibly suitable for DNA testing, are informed that such evidence				
43	exists and is available for testing. To effectuate this requirement, the Board shall prepare two				
44	form letters, one sent to each person whose evidence was tested, and one sent to each person				
45	whose evidence was not tested. Copies of each such letter shall be sent to the Chairman of the				
46	Forensic Science Board and to the respective Chairmen of the House and Senate Committees				
47	for Courts of Justice. The Department of Corrections shall assist the Board in effectuating this				
48	requirement by providing the addresses for all such persons to whom letters shall be sent,				

ITEM 396.		Item Details(\$)		Appropriations(\$)	
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1	whether currently incarcerated, on probation, or on parole. In cases where the current address				
2	of the person cannot be ascertained, the Department of Corrections shall provide the last known				
3	address. The Chairman of the Forensic Science Board shall report on the progress of this				
4	notification process at each meeting of the Forensic Science Board.				
5	Total for Department of Forensic Science.....			\$36,653,917	\$36,690,314
6	General Fund Positions.....	316.00	316.00		
7	Position Level .....	316.00	316.00		
8	Fund Sources: General .....	\$35,147,933	\$35,184,330		
9	Federal Trust.....	\$1,505,984	\$1,505,984		
10	<b>§ 1-113. DEPARTMENT OF JUVENILE JUSTICE (777)</b>				
11	397. Operation of Community Residential and				
12	Nonresidential Services (35000).....			\$2,312,041	\$2,312,041
13	Community Residential and Non-Residential Custody				
14	and Treatment Services (35008).....	\$2,312,041	\$2,312,041		
15	Fund Sources: General .....	\$2,239,614	\$2,239,614		
16	Special.....	\$50,000	\$50,000		
17	Federal Trust.....	\$22,427	\$22,427		
18	Authority: §§ 16.1-246 through 16.1-258, 16.1-286, 16.1-291 through 16.1-295, 66-13, 66-14,				
19	66-22 and 66-24, Code of Virginia.				
20	Services funded out of this appropriation may include intensive supervision, day treatment, boot				
21	camp, and aftercare services, and should be integrated into existing services for juveniles.				
22	398. Supervision of Offenders and Re-Entry Services				
23	(35100) .....			\$51,042,864	\$51,042,864
24	Juvenile Probation and Aftercare Services (35102) .....	\$51,042,864	\$51,042,864		
25	Fund Sources: General .....	\$50,835,915	\$50,835,915		
26	Special.....	\$145,000	\$145,000		
27	Federal Trust.....	\$61,949	\$61,949		
28	Authority: §§ 16.1-233 through 16.1-238, 16.1-274, 16.1-294, 16.1-322.1 and 66-14, Code of				
29	Virginia.				
30	Notwithstanding the provisions of §16.1-273 of the Code of Virginia, the Department of				
31	Juvenile Justice, including locally-operated court services units, shall not be required to provide				
32	drug screening and assessment services in conjunction with investigations ordered by the				
33	courts.				
34	399. Financial Assistance to Local Governments for Juvenile				
35	Justice Services (36000) .....			\$49,709,673	\$49,709,673
36	Financial Assistance for Juvenile Confinement in Local				
37	Facilities (36001) .....	\$33,986,297	\$33,986,297		
38	Financial Assistance for Probation and Parole - Local				
39	Grants (36002) .....	\$2,002,378	\$2,002,378		
40	Financial Assistance for Community Based Alternative				
41	Treatment Services (36003).....	\$13,720,998	\$13,720,998		
42	Fund Sources: General .....	\$47,899,994	\$47,899,994		
43	Federal Trust.....	\$1,809,679	\$1,809,679		
44	Authority: §§ 16.1-233 through 16.1-238, 16.1-274, 16.1-322.1 and 66-14, Code of Virginia.				
45	A. From July 1, 2010 to June 30, 2012, the Board of Juvenile Justice shall not approve or				
46	commit additional funds for the state share of the cost of construction, enlargement or				
47	renovation of local or regional detention centers, group homes or related facilities. The board				
48	may grant exceptions only to address emergency maintenance projects needed to resolve				

ITEM 399.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	immediate life safety issues. For such emergency projects, approval by both the Board of			
2	Juvenile Justice and the Secretary of Public Safety is required. Any emergency projects must			
3	also comply with Board of Juvenile Justice standards.			
4	B. Each emergency resolution adopted by the Board of Juvenile Justice approving			
5	reimbursement of the state share of the cost of construction, maintenance, or operation of local			
6	or regional detention centers, group homes, or related facilities or programs shall include a			
7	statement noting that such approval is subject to the availability of funds and approval by the			
8	General Assembly at its next regular session.			
9	C. The Department of Juvenile Justice shall reimburse localities, pursuant to § 66-15, Code of			
10	Virginia, at the rate of \$50 per day for housing juveniles who have been committed to the			
11	department, for each day after the department has received a valid commitment order and other			
12	pertinent information as required by § 16.1-287, Code of Virginia.			
13	D. Notwithstanding the provisions of §16.1-322.1 of the Code of Virginia, the department shall			
14	apportion to localities the amounts appropriated in this Item.			
15	E. Subject to the conditions stated in this paragraph and with the prior written approval of the			
16	Director, Department of Planning and Budget, there is hereby re-appropriated the unexpended			
17	balances remaining at the close of business on June 30, 2010, and June 30, 2011, in the			
18	appropriation for Financial Assistance for Juvenile Confinement in Local Facilities. The			
19	reappropriations shall be applicable only for payments owing for physical plant projects for			
20	local detention which have been approved by the Governor and for which contracts are in			
21	effect June 30, 2010, and June 30, 2011, respectively.			
22	F.1. The appropriation for Financial Assistance for Community Based Alternative Treatment			
23	Services includes \$13,436,192 the first year and \$13,436,192 the second year from the general			
24	fund for the implementation of the financial assistance provisions of the Juvenile Community			
25	Crime Control Act (VJCCCA), §§ 16.1-309.2 through 16.1-309.10, Code of Virginia.			
26	2. Notwithstanding the provisions of §§ 16.1-309.2 through 16.1-309.10, Code of Virginia, the			
27	Board of Juvenile Justice shall establish guidelines for use in determining the types of			
28	programs for which VJCCCA funding may be expended. The department shall establish a			
29	format to receive biennial or annual requests for funding from localities, based on these			
30	guidelines. For each program requested, the plan shall document the need for the program,			
31	goals, and measurable objectives, and a budget for the proposed expenditure of these funds and			
32	any other resources to be committed by localities.			
33	3.a. Notwithstanding the provisions of § 16.1-309.7 B, Code of Virginia, unobligated VJCCCA			
34	funds must be returned to the department by each grantee locality no later than October 1 of			
35	the fiscal year following the fiscal year in which they were received, or a similar amount may be			
36	withheld from the current fiscal year's periodic payments designated by the department for that			
37	locality. The Director, Department of Planning and Budget, may increase the general fund			
38	appropriation for this item up to the amount of unobligated VJCCCA funds returned to the			
39	Department of Juvenile Justice.			
40	b. Subject to the conditions stated in this Item and with the prior written approval of the			
41	Director, Department of Planning and Budget, there are hereby reappropriated the unexpended			
42	balances remaining in the appropriations made in the Financial Assistance for Community			
43	Based Alternative Treatment Services service area on June 30, 2010, and June 30, 2011.			
44	c. All such unobligated and reappropriated balances shall be used by the department for the			
45	purpose of awarding short-term supplementary grants to localities, for programs and services			
46	which have been demonstrated to improve outcomes, including reduced recidivism, of juvenile			
47	offenders. Such programs and services must augment and support current VJCCCA-funded			
48	programs within each affected locality. The grantee locality shall submit an outcomes report to			
49	the department, in accord with a written memorandum of agreement which shall accompany the			
50	supplementary grant award. This provision shall apply to funds obligated to and in the			
51	possession of the department and its grant recipients. The entity which returns unobligated			
52	funds under this provision shall not have a presumptive entitlement to a supplementary grant.			
53	G. The department shall provide annual reports to the Chairmen of the House Appropriations			
54	and Senate Finance Committees, the Secretary of Public Safety and the Department of Planning			

ITEM 399.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	and Budget on the progress of Virginia Juvenile Community Crime Control Act programs by				
2	the first day of the regular General Assembly session. The annual report shall address the				
3	requirements of § 16.1-309.3, Code of Virginia, as well as identifying the number of juveniles				
4	served, the average cost for residential and nonresidential services, the number of employees,				
5	and descriptions of the contracts entered into by localities, pursuant to §§ 16.1-309.2 through				
6	16.1-309.10, Code of Virginia.				
7	400. Operation of Secure Correctional Facilities (39800).....			\$81,624,903	\$81,624,903
8	Juvenile Corrections Center Management (39801) .....	\$7,796,708	\$7,796,708		
9	Food Services - Prisons (39807).....	\$5,954,954	\$5,954,954		
10	Medical and Clinical Services - Prisons (39810).....	\$8,749,025	\$8,749,025		
11	Physical Plant Services - Prisons (39815).....	\$6,138,535	\$6,138,535		
12	Offender Classification and Time Computation Services				
13	(39830) .....	\$1,281,248	\$1,281,248		
14	Juvenile Supervision and Management Services				
15	(39831) .....	\$42,404,022	\$42,404,022		
16	Juvenile Rehabilitation and Treatment Services (39832)..	\$9,300,411	\$9,300,411		
17	Fund Sources: General .....	\$78,593,877	\$78,593,877		
18	Special .....	\$1,551,293	\$1,551,293		
19	Dedicated Special Revenue .....	\$25,000	\$25,000		
20	Federal Trust.....	\$1,454,733	\$1,454,733		
21	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				
22	Virginia.				
23	A. The Department of Juvenile Justice shall retain all funds paid for the support of children				
24	committed to the department to be used for the security, care, and treatment of said children.				
25	B. Beginning with the effective date of any agreement whereby Culpeper County becomes a				
26	member of a detention home commission, or signs an agreement with a local detention home,				
27	to house juveniles in detention as provided in § 16.1-248.1 or § 16.1-284.1, Code of Virginia,				
28	the existing memorandum of agreement between Culpeper County and the Department of				
29	Juvenile Justice, under which the department currently houses Culpeper juveniles who are				
30	detained, shall be terminated. Culpeper County shall satisfy any amount owed the department				
31	for any days during which it housed such juveniles on behalf of the county, but shall be				
32	forgiven any outstanding amount for guaranteed bed space which it did not utilize. The amount				
33	to be forgiven shall be certified by the department, and the county shall apply an equal amount				
34	to the cost of joining a detention commission, or for providing alternative programs to				
35	detention, or both, over the five-year period following termination of the agreement with the				
36	department. The county shall submit an audited statement to the department demonstrating the				
37	appropriate expenditure of such funds no later than June 30, 2012.				
38	401. Administrative and Support Services (39900).....			\$17,082,177	\$17,082,177
39	General Management and Direction (39901).....	\$4,375,475	\$4,375,475		
40	Information Technology Services (39902).....	\$5,138,119	\$5,138,119		
41	Accounting and Budgeting Services (39903) .....	\$4,495,744	\$4,495,744		
42	Architectural and Engineering Services (39904).....	\$411,594	\$411,594		
43	Food and Dietary Services (39907) .....	\$347,627	\$347,627		
44	Human Resources Services (39914).....	\$1,847,186	\$1,847,186		
45	Planning and Evaluation Services (39916).....	\$466,432	\$466,432		
46	Fund Sources: General .....	\$16,739,133	\$16,739,133		
47	Special .....	\$20,000	\$20,000		
48	Federal Trust.....	\$323,044	\$323,044		
49	Authority: §§ 66-3 and 66-13, Code of Virginia.				
50	Total for Department of Juvenile Justice.....			\$201,771,658	\$201,771,658
51	General Fund Positions.....	2,267.00	2,267.00		
52	Nongeneral Fund Positions.....	19.00	19.00		
53	Position Level .....	2,286.00	2,286.00		

ITEM 401.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$196,308,533	\$196,308,533		
2	Special.....	\$1,766,293	\$1,766,293		
3	Dedicated Special Revenue.....	\$25,000	\$25,000		
4	Federal Trust.....	\$3,671,832	\$3,671,832		
5	<b>§ 1-114. DEPARTMENT OF MILITARY AFFAIRS (123)</b>				
6	402. Higher Education Student Financial Assistance (10800)..			\$3,099,170	\$3,099,170
7	Tuition Assistance (10811).....	\$3,099,170	\$3,099,170		
8	Fund Sources: General.....	\$3,014,170	\$3,014,170		
9	Dedicated Special Revenue.....	\$85,000	\$85,000		
10	Authority: Title 44, Chapters 1 and 2; § 23-7.3, Code of Virginia.				
11	403. At Risk Youth Residential Program (18700) .....			\$3,774,838	\$3,774,838
12	Virginia Commonwealth Challenge Program (18701).....	\$3,774,838	\$3,774,838		
13	Fund Sources: General.....	\$1,335,213	\$1,335,213		
14	Dedicated Special Revenue.....	\$50,000	\$50,000		
15	Federal Trust.....	\$2,389,625	\$2,389,625		
16	Authority: Discretionary Inclusion.				
17	The Department of Military Affairs is hereby authorized to designate building space at the				
18	State Military Reservation as an in-kind match for the receipt of federal funds under the				
19	Commonwealth Challenge program, equivalent to a value of \$253,040 each year.				
20	404. Defense Preparedness (72100).....			\$36,755,366	\$36,755,366
21	Armories Operations and Maintenance (72101).....	\$5,834,828	\$5,834,828		
22	Virginia State Defense Force (72104) .....	\$181,017	\$181,017		
23	Security Services (72105).....	\$4,337,931	\$4,337,931		
24	Fort Pickett and Camp Pendelton Operations (72109) .....	\$21,002,271	\$21,002,271		
25	Other Facilities Operations and Maintenance (72110).....	\$5,399,319	\$5,399,319		
26	Fund Sources: General.....	\$3,150,468	\$3,150,468		
27	Special.....	\$775,000	\$775,000		
28	Dedicated Special Revenue.....	\$300,000	\$300,000		
29	Federal Trust.....	\$32,529,898	\$32,529,898		
30	Authority: Title 44, Chapters 1 and 2, Code of Virginia.				
31	This item includes \$50,000 the first year and \$50,000 the second year from the general fund to				
32	pay the expenses of the Virginia Military Advisory Council.				
33	405. Disaster Planning and Operations (72200).....			a sum sufficient	
34	Communications and Warning System (72201).....	a sum sufficient			
35	Disaster Assistance (72203).....	a sum sufficient			
36	Fund Sources: General.....	a sum sufficient			
37	Authority: Title 44, Chapters 1 and 2, Code of Virginia.				
38	A. The amount for Disaster Planning and Operations provides for a military contingent fund,				
39	out of which to pay the military forces of the Commonwealth when aiding the civil authorities.				
40	B. In the event units of the Virginia National Guard shall be in federal service, the sum				
41	allocated herein for their support shall not be used for any different purpose, except with the				
42	prior written approval of the Governor, other than to provide for the Virginia State Defense				
43	Force or for safeguarding properties used by the Virginia National Guard.				
44	406. Administrative and Support Services (79900).....			\$5,139,702	\$5,139,702
45	General Management and Direction (79901).....	\$2,259,576	\$2,259,576		
46	Telecommunications (79930).....	\$2,880,126	\$2,880,126		

ITEM 406.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$1,996,249	\$1,996,249		
2	Dedicated Special Revenue.....	\$160,000	\$160,000		
3	Federal Trust.....	\$2,983,453	\$2,983,453		
4	Authority: Title 44, Chapters 1 and 2, Code of Virginia.				
5	The Department of Military Affairs shall advise and provide assistance to the Department of				
6	Accounts in administering the \$20,000 death benefit provided for certain members of the				
7	National Guard and United States military reserves killed in action in any armed conflict as of				
8	October 7, 2001, pursuant to § 44-93.1.B., Code of Virginia.				
9	Total for Department of Military Affairs.....			<b>\$48,769,076</b>	<b>\$48,769,076</b>
10	General Fund Positions.....	45.47	45.47		
11	Nongeneral Fund Positions.....	313.03	313.03		
12	Position Level .....	358.50	358.50		
13	Fund Sources: General.....	\$9,496,100	\$9,496,100		
14	Special.....	\$775,000	\$775,000		
15	Dedicated Special Revenue.....	\$595,000	\$595,000		
16	Federal Trust.....	\$37,902,976	\$37,902,976		
17	<b>§ 1-115. DEPARTMENT OF STATE POLICE (156)</b>				
18	407. Information Technology Systems, Telecommunications				
19	and Records Management (30200).....			\$50,323,917	\$52,263,335
20	Information Technology Systems and Planning (30201)..	\$14,475,284	\$14,475,284		
21	Criminal Justice Information Services (30203).....	\$8,273,748	\$8,273,748		
22	Telecommunications and Statewide Agencies Radio				
23	System (Stars) (30204).....	\$23,492,409	\$25,431,827		
24	Firearms Purchase Program (30206).....	\$1,717,741	\$1,717,741		
25	Sex Offender Registry Program (30207).....	\$2,155,504	\$2,155,504		
26	Concealed Weapons Program (30208).....	\$209,231	\$209,231		
27	Fund Sources: General.....	\$29,064,210	\$29,064,210		
28	Special.....	\$16,368,648	\$18,308,066		
29	Dedicated Special Revenue.....	\$3,700,000	\$3,700,000		
30	Federal Trust.....	\$1,191,059	\$1,191,059		
31	Authority: §§ 18.2-308.2:2, 19.2-387, 19.2-388, 27-55, 52-4, 52-4.4, 52-8.5, 52-12, 52-13,				
32	52-15, 52-16, 52-25 and 52-31 through 52-34, Code of Virginia.				
33	A. There is hereby re-appropriated the unexpended balances in this Item on June 30, 2010, and				
34	June 30, 2011.				
35	B.1. It is the intent of the General Assembly that wireless 911 calls be delivered directly by the				
36	Commercial Mobile Radio Service (CMRS) provider to the local Public Safety Answering				
37	Point (PSAP), in order that such calls be answered by the local jurisdiction within which the				
38	call originates, thereby minimizing the need for call transfers whenever possible.				
39	2. Notwithstanding the provisions of Article 7, Chapter 15, Title 56, Code of Virginia,				
40	\$3,700,000 the first year and \$3,700,000 the second year from the Wireless E-911 Fund is				
41	included in this appropriation for telecommunications to offset dispatch center operations and				
42	related costs incurred for answering wireless 911 telephone calls.				
43	C. Out of the Motor Carrier Special Fund, \$900,000 the first year and \$900,000 the second				
44	year shall be disbursed on a quarterly basis to the Department of State Police.				
45	D.1. This appropriation includes \$2,510,000 the first year and \$2,510,000 the second year from				
46	the general fund for implementing and maintaining the Statewide Agencies Radio System				
47	(STARS) project.				
48	2. The appropriation in this Item includes \$4,726,117 the first year and \$6,665,535 the second				
49	year from the Virginia Public Safety Fund to support maintenance costs for the Statewide				

		<b>Item Details(\$)</b>		<b>Appropriations(\$)</b>	
<b>ITEM 407.</b>		<b>First Year</b>	<b>Second Year</b>	<b>First Year</b>	<b>Second Year</b>
		<b>FY2011</b>	<b>FY2012</b>	<b>FY2011</b>	<b>FY2012</b>

1 Agencies Radio System (STARS).  
 2 3. The Secretary of Public Safety, in conjunction with the STARS Management Group and the  
 3 Superintendent of State Police, shall provide a status report on (1) projected total costs for the  
 4 system, including project management costs and expected annual operating costs; (2) the status  
 5 of site acquisition to support the system; (3) the activities related to in-house and contract  
 6 project management; (4) the project timelines for implementing the system; and (5) other  
 7 matters as the secretary may deem appropriate. This report shall be provided to the Governor  
 8 and the Chairmen of the House Appropriations and Senate Finance Committees no later than  
 9 October 1 of each year.

10 E. The department shall deposit to the general fund an amount estimated at \$100,000 in the  
 11 first year and \$100,000 in the second year resulting from fees generated by additional criminal  
 12 background checks of local job applicants and prospective licensees collected pursuant to the  
 13 passage of Chapter 742 of the 2003 Acts of Assembly.

14 F. Notwithstanding the provisions of §§ 18.2-308, 18.2-308.2:2, 19.2-386.14, 38.2-415,  
 15 46.2-1167 and 52-4.3, Code of Virginia, the Department of State Police may use revenue from  
 16 the Firearms Transaction Program Fund, the Concealed Weapons Program, the State Asset  
 17 Forfeiture Fund, the Insurance Fraud Fund, the Drug Investigation Trust Account - State, and  
 18 the Safety Fund to modify, enhance or procure automated systems that focus on the  
 19 Commonwealth's law enforcement activities and information gathering processes.

20 G. The Superintendent of State Police is authorized to and shall establish a policy and  
 21 reasonable fee to contract for the bulk transmission of public information from the Virginia Sex  
 22 Offender Registry. Any fees collected shall be deposited in a special account to be used to  
 23 offset the costs of administering the registry. The State Superintendent of State Police shall  
 24 charge no fee for the transfer of any information from the Virginia Sex Offender Registry to  
 25 the Statewide Automated Victim Notification (SAVIN) system.

26	408.	Law Enforcement and Highway Safety Services			
27		(31000) .....			\$212,684,300
28		Aviation Operations (31001) .....	\$6,591,298	\$6,591,298	
29		Commercial Vehicle Enforcement (31002) .....	\$4,831,625	\$4,831,625	
30		Counter-Terrorism (31003) .....	\$4,823,210	\$4,823,210	
31		Help Eliminate Auto Theft (Heat) (31004) .....	\$2,423,085	\$2,423,085	
32		Drug Enforcement (31005) .....	\$17,988,183	\$17,988,183	
33		Crime Investigation and Intelligence Services (31006) .....	\$23,230,323	\$23,230,323	
34		Uniform Patrol Services (Highway Patrol) (31007) .....	\$122,554,976	\$121,121,993	
35		Motorists Assistance Program (31008) .....	\$1,631,282	\$1,631,282	
36		Insurance Fraud Program (31009) .....	\$8,126,987	\$8,126,987	
37		Vehicle Safety Inspections (31010) .....	\$20,483,331	\$20,483,331	
38		Fund Sources: General .....	\$151,229,459	\$149,796,476	
39		Special .....	\$31,327,347	\$31,327,347	
40		Commonwealth Transportation .....	\$8,773,462	\$8,773,462	
41		Trust and Agency .....	\$20,000	\$20,000	
42		Dedicated Special Revenue .....	\$11,034,032	\$11,034,032	
43		Federal Trust .....	\$10,300,000	\$10,300,000	

44 Authority: §§ 27-56, 33.1-292, 46.2-1157 through 46.2-1187, 52-1, 52-4, 52-4.2, 52-4.3, 52-8,  
 45 52-8.1, 52-8.2, 52-8.4 and 56-334, Code of Virginia.

46 A. The department shall provide a report on the utilization and performance of the positions  
 47 provided in this and previous biennia for violent crime strike forces and for the state/local  
 48 anti-crime partnership to the Governor and Chairmen of the House Appropriations and Senate  
 49 Finance Committees by October 1 of each year.

50 B. Included in this appropriation is \$810,687 the first year and \$810,687 the second year from  
 51 Commonwealth Transportation Funds for the personal and associated nonpersonal services costs  
 52 for eight positions. These positions will be dedicated to patrolling the I-95/395/495 Interchange.

53 C. Included in this appropriation is \$414,768 the first year and \$414,768 the second year from  
 54 the Commonwealth Transportation Fund to support 17 positions, all of which shall be



ITEM 408.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Commercial Vehicle Enforcement Officers, that will be required to support operations at weigh			
2	stations statewide. The Department of Planning and Budget shall allot these funds on the basis			
3	of a plan submitted by the Department of State Police regarding operating hours of weigh			
4	stations statewide.			
5	D. The Department of State Police shall modify the implementation of the division of drug law			
6	enforcement established pursuant to Chapter 600 of the Acts of Assembly of 2000, and shall			
7	redirect, as may be necessary, resources heretofore provided for that purpose by the General			
8	Assembly for the purposes of homeland security, the gathering of intelligence on terrorist			
9	activities, the preparation for response to a terrorist attack and any other activity determined by			
10	the Governor to be crucial to strengthening the preparedness of the Commonwealth against the			
11	threat of natural disasters and emergencies. Nothing in this item shall be construed to prohibit			
12	the Department of State Police from performing drug law enforcement or investigation as			
13	otherwise provided for by the Code of Virginia.			
14	E. Included within this appropriation is \$2,645,375 the first year and \$2,645,375 the second			
15	year from the Rescue Squad Assistance Fund to support the Department's aviation (med-flight)			
16	operations.			
17	F. In the event that special fund revenues for this Item exceed expenditures, the balance of			
18	such revenues may be used for air medical evacuation equipment improvements, information			
19	technology upgrades or for motor vehicle replacement.			
20	G. Included in this appropriation is \$110,000 the first year and \$110,000 the second year from			
21	the general fund to increase traffic enforcement on Interstate 81. These funds shall be used to			
22	enhance existing efforts by providing overtime payments for extended and additional work			
23	shifts so as not to reduce the current level of State Police patrols on this and other public			
24	highways in the Commonwealth.			
25	H.1. Out of this appropriation, \$3,729,650 the first year and \$3,729,650 the second year from			
26	the general fund is provided for the monitoring of offenders required to comply with the Sex			
27	Offender Registry requirements. The State Police shall designate an appropriate number of			
28	personnel across its divisional offices to oversee and administer each division's activities related			
29	to the requirements of the Sex Offender Registry as stipulated in Chapters 847 and 814 of the			
30	Acts of Assembly of 2006. The department shall coordinate monitoring and verification			
31	activities related to registry requirements with other state and local law enforcement agencies			
32	that have responsibility for monitoring or supervising individuals who are also required to			
33	comply with the requirements of the Sex Offender Registry.			
34	2. The Secretary of Public Safety, in conjunction with the Superintendent of State Police, shall			
35	report on the implementation of the monitoring of offenders required to comply with the Sex			
36	Offender Registry requirements. The report shall include at a minimum: (1) the number of			
37	verifications conducted by division; (2) the number of investigations of violations by division;			
38	(3) the status of coordination with other state and local law enforcement agencies activities to			
39	monitor Sex Offender Registry requirements; and (4) an update of the sex offender registration			
40	and monitoring section in the department's July 2005, "Manpower Augmentation Study." This			
41	report shall be provided to the Governor and the Chairmen of the House Appropriations and			
42	Senate Finance Committees each year by January 1.			
43	I. Included within this appropriation is \$200,000 the first year and \$200,000 the second year			
44	from nongeneral funds to be used by the Department of State Police to record revenue related			
45	to overtime work performed by troopers at the end of a fiscal year and for which			
46	reimbursement was not received by the department until the following fiscal year. The			
47	Department of Accounts shall establish a revenue code and fund detail for this revenue.			
48	J. Included within this appropriation is \$100,000 the first year and \$100,000 the second year			
49	from the general fund for the Department of State Police to enhance its capabilities in			
50	recruiting minority troopers. Funding is to support increased marketing and advertising efforts			
51	for recruiting minorities.			
52	K.1. Included in this appropriation is \$1,548,880 the first year and \$1,548,880 the second year			
53	in nongeneral funds to support 16 positions, all of which shall be state troopers dedicated to			
54	providing security for the Metro-Washington Airport Authority (the Authority).			

ITEM 408.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	2. The State Comptroller shall set up the MWAA Security Special Revenue Fund on the				
2	Commonwealth Accounting and Reporting System to reflect the activities of the agreement				
3	between the Department of State Police and the Authority.				
4	3. The Department of State Police may, subject to the authorization of the Director, Department				
5	of Planning and Budget, utilize additional revenue deposited in the MWAA Security Special				
6	Revenue Fund for costs incurred in fulfilling the agreement.				
7	4. Positions supported by the MWAA Security Special Revenue Fund shall remain authorized				
8	only as long as the agreement between the department and the Authority remains in effect.				
9	L. The Department of State Police is authorized to purchase two helicopters to replace two				
10	aging helicopters it currently owns. The department shall use funds already included in the				
11	appropriation for this item for debt service to finance this purchase.				
12	M. Included within this appropriation is \$116,988 the first year and \$116,988 the second year				
13	from the Department of Aviation's special fund to support the aviation operations of the				
14	Department of State Police.				
15	N. The appropriation in this Item includes \$4,823,210 the first year and \$4,823,210 the second				
16	year from the Virginia Public Safety Fund to support the department's counter-terrorism				
17	activities.				
18	409.	Administrative and Support Services (39900).....		\$20,090,899	\$19,935,487
19		General Management and Direction (39901).....	\$5,265,842	\$5,110,430	
20		Accounting and Budgeting Services (39903).....	\$1,640,477	\$1,640,477	
21		Human Resources Services (39914).....	\$1,395,981	\$1,395,981	
22		Physical Plant Services (39915).....	\$5,956,171	\$5,956,171	
23		Procurement and Distribution Services (39918).....	\$1,915,753	\$1,915,753	
24		Training Academy (39929).....	\$3,178,031	\$3,178,031	
25		Cafeteria (39931).....	\$738,644	\$738,644	
26		Fund Sources: General.....	\$18,977,255	\$18,821,843	
27		Special.....	\$1,088,644	\$1,088,644	
28		Dedicated Special Revenue.....	\$25,000	\$25,000	
29		Authority: §§ 52-1 and 52-4, Code of Virginia.			
30	The Superintendent of State Police shall establish written procedures for the timely and				
31	accurate electronic reporting of crime data reported to the Department of State Police in				
32	accordance with the provisions of § 52-28, Code of Virginia. The procedures shall require the				
33	principal officer of the reporting organization to certify that the information provided is, to his				
34	knowledge and belief, a true and accurate report. Should the Superintendent have reason to				
35	believe that any crime data is missing, incomplete or incorrect after audit of the data, the				
36	Superintendent shall notify the reporting organization, as well as the Chairman of the				
37	Compensation Board and the Director of the Department of Criminal Justice Services. Upon				
38	receiving and verifying resubmitted data that corrects the report, the Superintendent shall notify				
39	the Chairman of the Compensation Board and the Director of the Department of Criminal				
40	Justice Services that the missing, incomplete or incorrect data has been satisfactorily submitted.				
41	410.	All revenue received from the sale of motor vehicles shall be reported separately from that			
42		received from the sale of other property of the Department.			
43		Total for Department of State Police.....		\$283,099,116	\$283,450,139
44		General Fund Positions.....	2,429.00	2,429.00	
45		Nongeneral Fund Positions.....	405.00	417.00	
46		Position Level.....	2,834.00	2,846.00	
47		Fund Sources: General.....	\$199,270,924	\$197,682,529	
48		Special.....	\$48,784,639	\$50,724,057	
49		Commonwealth Transportation.....	\$8,773,462	\$8,773,462	

ITEM 410.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Trust and Agency .....	\$20,000	\$20,000		
2	Dedicated Special Revenue .....	\$14,759,032	\$14,759,032		
3	Federal Trust.....	\$11,491,059	\$11,491,059		
4	<b>§ 1-116. DEPARTMENT OF VETERANS SERVICES (912)</b>				
5	411. Higher Education Student Financial Assistance (10800) ..			\$704,223	\$704,223
6	Education Program Certification for Veterans (10814).....	\$704,223	\$704,223		
7	Fund Sources: Federal Trust.....	\$704,223	\$704,223		
8	Authority: Title 2.2, Chapter 20, 24, 26, 27, Code of Virginia.				
9	412. State Health Services (43000) .....			\$33,652,205	\$33,652,205
10	Veterans Care Center Operations (43013).....	\$33,652,205	\$33,652,205		
11	Fund Sources: Special.....	\$26,560,091	\$26,560,091		
12	Dedicated Special Revenue .....	\$70,000	\$70,000		
13	Federal Trust.....	\$7,022,114	\$7,022,114		
14	Authority: § 51.5-73, Code of Virginia; P.L. 93-112, Federal Code.				
15	The anticipation loan authorized in Chapter 847, 2008 Acts of Assembly, for up to \$2,200,000				
16	with no interest for operational costs for the Sitter & Barfoot Veterans Care Center is to be				
17	paid back by December 31, 2011, from nongeneral funds received for services rendered.				
18	413. Veterans Benefit Services (46700).....			\$5,445,226	\$5,445,226
19	Case Management Services for Veterans Benefits				
20	(46701) .....	\$5,445,226	\$5,445,226		
21	Fund Sources: General.....	\$5,195,226	\$5,195,226		
22	Dedicated Special Revenue .....	\$150,000	\$150,000		
23	Federal Trust.....	\$100,000	\$100,000		
24	Authority: Title 2.2, Chapters 20, 24, 26, 27, Code of Virginia.				
25	A. Notwithstanding § 23-7.4:1, Code of Virginia, the department shall provide the State				
26	Council of Higher Education for Virginia the information these schools need to administer the				
27	Virginia Military Survivors and Dependent Education Program. The department shall retain the				
28	responsibility to certify the eligibility of those who apply for financial aid under this program.				
29	B. No child may receive the education benefits provided by § 23-7.4:1, Code of Virginia, and				
30	funded by this or similar state appropriations, for more than four years or its equivalent.				
31	C. Out of the amounts appropriated in this Item, \$1,964,246 and five positions the first year				
32	and \$1,964,246 and five positions the second year from the general fund and \$150,000 in the				
33	first year and \$150,000 in the second from nongeneral funds are provided for the "Wounded				
34	Warrior" program, operated in cooperation with the Department of Behavioral Health and				
35	Developmental Services and the Department of Rehabilitative Services.				
36	414. Historic and Commemorative Attraction Management			\$1,070,757	\$1,070,757
37	(50200) .....				
38	Historic Landmarks and Facilities Management (50203) .	\$241,312	\$241,312		
39	State Veterans Cemetery Management and Operations				
40	(50206) .....	\$829,445	\$829,445		
41	Fund Sources: General.....	\$777,291	\$777,291		
42	Special.....	\$63,466	\$63,466		
43	Dedicated Special Revenue .....	\$5,000	\$5,000		
44	Federal Trust.....	\$225,000	\$225,000		
45	Authority: Title 2.2, Chapters 20, 24, 26, 27, Code of Virginia.				

ITEM 414.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	The Department of General Services shall continue to provide routine building and grounds				
2	maintenance for the Virginia War Memorial as part of services provided under the seat of				
3	government rental plan.				
4	415. Administrative and Support Services (49900).....			\$1,951,292	\$1,951,292
5	General Management and Direction (49901).....	\$1,951,292	\$1,951,292		
6	Fund Sources: General.....	\$1,046,101	\$1,046,101		
7	Special.....	\$865,191	\$865,191		
8	Dedicated Special Revenue.....	\$40,000	\$40,000		
9	Authority: Title 2.2, Chapters 20, 24, 26, 27, Code of Virginia.				
10	Total for Department of Veterans Services .....			\$42,823,703	\$42,823,703
11	General Fund Positions.....	99.00	99.00		
12	Nongeneral Fund Positions.....	509.00	509.00		
13	Position Level .....	608.00	608.00		
14	Fund Sources: General.....	\$7,018,618	\$7,018,618		
15	Special.....	\$27,488,748	\$27,488,748		
16	Dedicated Special Revenue.....	\$265,000	\$265,000		
17	Federal Trust.....	\$8,051,337	\$8,051,337		
18	<b>§ 1-117. VIRGINIA PAROLE BOARD (766)</b>				
19	416. Probation and Parole Determination (35200) .....			\$739,310	\$613,407
20	Adult Probation and Parole Services (35201) .....	\$739,310	\$613,407		
21	Fund Sources: General.....	\$739,310	\$613,407		
22	Authority: Title 53.1, Chapter 4, Code of Virginia.				
23	Notwithstanding the provisions of § 53.1-135, Code of Virginia, the Parole Board shall consist				
24	of a chairman, who shall be a full-time state employee and designated by the Governor, and				
25	four members, who shall be part-time state employees and designated by the Governor				
26	Total for Virginia Parole Board .....			\$739,310	\$613,407
27	General Fund Positions.....	3.00	3.00		
28	Position Level .....	3.00	3.00		
29	Fund Sources: General.....	\$739,310	\$613,407		
30	<b>§ 1-118. COMPENSATION BOARD (157)</b>				
31	417. Financial Assistance for Sheriffs' Offices and Regional				
32	Jails (30700).....			\$367,091,166	\$367,755,709
33	Financial Assistance for Regional Jail Operations				
34	(30710) .....	\$99,282,622	\$99,308,106		
35	Financial Assistance for Local Law Enforcement				
36	(30712) .....	\$68,337,184	\$68,885,223		
37	Financial Assistance for Local Court Services (30713)....	\$39,683,852	\$39,683,852		
38	Financial Assistance to Sheriffs (30716).....	\$10,993,390	\$10,993,390		
39	Financial Assistance for Local Jail Operations (30718) ...	\$148,794,118	\$148,885,138		
40	Fund Sources: General.....	\$350,790,718	\$338,081,539		
41	Special.....	\$8,300,448	\$21,674,170		
42	Dedicated Special Revenue.....	\$8,000,000	\$8,000,000		
43	Authority: Title 15.2, Chapter 16, Articles 3 and 6.1; and §§ 53.1-83.1 and 53.1-85, Code of				
44	Virginia.				
45	A.1. The annual salaries of the sheriffs of the counties and cities of the Commonwealth shall				

ITEM 417.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	be as hereinafter prescribed, according to the population of the city or county served and			
2	whether the sheriff is charged with civil processing and courtroom security responsibilities			
3	only, or the added responsibilities of law enforcement or operation of a jail, or both. Execution			
4	of arrest warrants shall not, in and of itself, constitute law enforcement responsibilities for the			
5	purpose of determining the salary for which a sheriff is eligible.			
6	2. Whenever a sheriff is such for a county and city together, or for two or more cities, the			
7	aggregate population of such political subdivisions shall be the population for the purpose of			
8	arriving at the salary of such sheriff under the provisions of this Item and such sheriff shall			
9	receive as additional compensation the sum of one thousand dollars.			
10				
11				
12				
	<b>July 1, 2010</b>	<b>July 1, 2011</b>	<b>December 1, 2011</b>	
	<b>to</b>	<b>to</b>	<b>to</b>	
	<b>June 30, 2011</b>	<b>November 30, 2011</b>	<b>June 30, 2012</b>	
13	<b>Law Enforcement and Jail Responsibility</b>			
14	Less than 10,000	\$64,798	\$64,798	\$64,798
15	10,000 to 19,999	\$74,480	\$74,480	\$74,480
16	20,000 to 39,999	\$81,847	\$81,847	\$81,847
17	40,000 to 69,999	\$88,964	\$88,964	\$88,964
18	70,000 to 99,999	\$98,849	\$98,849	\$98,849
19	100,000 to 174,999	\$109,833	\$109,833	\$109,833
20	175,000 to 249,999	\$115,613	\$115,613	\$115,613
21	250,000 and above	\$128,458	\$128,458	\$128,458
22				
23	<b>Law Enforcement or Jail</b>			
24	Less than 10,000	\$63,501	\$63,501	\$63,501
25	10,000 to 19,999	\$72,989	\$72,989	\$72,989
26	20,000 to 39,999	\$80,209	\$80,209	\$80,209
27	40,000 to 69,999	\$87,184	\$87,184	\$87,184
28	70,000 to 99,999	\$96,872	\$96,872	\$96,872
29	100,000 to 174,999	\$107,635	\$107,635	\$107,635
30	175,000 to 249,999	\$113,301	\$113,301	\$113,301
31	250,000 and above	\$126,531	\$126,531	\$126,531
32				
33	<b>No Law Enforcement or Jail Responsibility</b>			
34	Less than 10,000	\$59,667	\$59,667	\$59,667
35	10,000 to 19,999	\$66,296	\$66,296	\$66,296
36	20,000 to 39,999	\$73,661	\$73,661	\$73,661
37	40,000 to 69,999	\$81,847	\$81,847	\$81,847
38	70,000 to 99,999	\$90,942	\$90,942	\$90,942
39	100,000 to 174,999	\$101,045	\$101,045	\$101,045
40	175,000 to 249,999	\$106,361	\$106,361	\$106,361
41	250,000 and above	\$119,466	\$119,466	\$119,466
42				
43	B. Out of the amounts provided for in this Item, no expenditures shall be made to provide			
44	security devices such as magnetometers in standard use in major metropolitan airports.			
45	Personnel expenditures for operation of such equipment incidental to the duties of courtroom			
46	and courthouse security deputies may be authorized, provided that no additional expenditures			
47	for personnel shall be approved for the principal purpose of operating these devices.			
48	C. Notwithstanding the provisions of § 53.1-120, or any other section of the Code of Virginia,			
49	unless a judge provides the sheriff with a written order stating that a substantial security risk			
50	exists in a particular case, no courtroom security deputies may be ordered for civil cases, not			
51	more than one deputy may be ordered for criminal cases in a district court, and not more than			
52	two deputies may be ordered for criminal cases in a circuit court. In complying with such			
53	orders for additional security, the sheriff may consider other deputies present in the courtroom			

ITEM 417.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1				
	as part of his security force.			
2				
3	D. Should the scheduled opening date of any facility be delayed for which funds are available			
4	in this Item, the Director, Department of Planning and Budget, may allot such funds as the			
5	Compensation Board may request to allow the employment of staff for training purposes not			
	more than 45 days prior to the rescheduled opening date for the facility.			
6				
7	E. Consistent with the provisions of paragraph B of Item 424, the board shall allocate the			
8	additional jail deputies provided in this appropriation using a ratio of one jail deputy for every			
9	3.0 beds of operational capacity. Operational capacity shall be determined by the Department of			
10	Corrections. No additional deputy sheriffs shall be provided from this appropriation to a local			
11	jail in which the present staffing exceeds this ratio unless the jail is overcrowded.			
12	Overcrowding for these purposes shall be defined as when the average annual daily population			
13	exceeds the operational capacity. In those jails experiencing overcrowding, the board may			
14	allocate one additional jail deputy for every five average annual daily prisoners above			
15	operational capacity. Should overcrowding be reduced or eliminated in any jail, the			
16	Compensation Board shall reallocate positions previously assigned due to overcrowding to			
	other jails in the Commonwealth that are experiencing overcrowding.			
17				
18	F. Two-thirds of the salaries set by the Compensation Board of medical, treatment, and inmate			
19	classification positions approved by the Compensation Board for local correctional facilities			
	shall be paid out of this appropriation.			
20				
21	G.1. Subject to appropriations by the General Assembly for this purpose, the Compensation			
22	Board shall provide for a Master Deputy pay grade to those sheriffs' offices which had			
23	certified, on or before January 1, 1997, having a career development plan for deputy sheriffs			
24	that meets the minimum criteria set forth by the Compensation Board for such plans. The			
25	Compensation Board shall allow for additional grade 9 positions, at a level not to exceed one			
26	grade 9 Master Deputy per every five Compensation Board grade 7 and 8 deputy positions in			
	each sheriff's office.			
27				
28	2. Each sheriff who desires to participate in the Master Deputy Program who had not certified			
29	a career development plan on or before January 1, 1997, may elect to participate by certifying			
30	to the Compensation Board that the career development plan in effect in his office meets the			
31	minimum criteria for such plans as set by the Compensation Board. Such election shall be			
	made by July 1 for an effective date of participation the following July 1.			
32				
33	3. Subject to appropriations by the General Assembly for this purpose, funding shall be			
34	provided by the Compensation Board for participation in the Master Deputy Program to			
35	sheriffs' offices electing participation after January 1, 1997, according to the date of receipt by			
	the Compensation Board of the election by the sheriff.			
36				
37	4. Beginning on July 1, 2010, state support for the Master Deputy Program is suspended and			
	state general fund appropriation supporting the Master Deputy Program is removed.			
38				
39	H. There is hereby reappropriated the unexpended balance in this Item on June 30, 2010, and			
	June 30, 2011.			
40				
41	I. The Compensation Board shall estimate biannually the number of additional law enforcement			
42	deputies which will be needed in accordance with § 15.2-1609.1, Code of Virginia. Such			
43	estimate of the number of positions and related costs shall be included in the board's biennial			
44	budget request submission to the Governor and General Assembly. The allocation of such			
45	positions, established by the Governor and General Assembly in Item 424 of this act, shall be			
46	determined by the Compensation Board on an annual basis. The annual allocation of these			
47	positions to local sheriffs' offices shall be based upon the most recent final population estimate			
48	for the locality that is available to the Compensation Board at the time when the agency's			
49	annual budget request is completed. The source of such population estimates shall be the			
50	Weldon Cooper Center for Public Service of the University of Virginia or the United States			
51	Bureau of the Census. For the first year of the biennium, the Compensation Board shall			
52	allocate positions based upon the most recent provisional population estimates available at the			
	time the agency's annual budget is completed.			
53				
54	J. Any amount in the program Financial Assistance for Sheriffs' Offices and Regional Jails			
	may be transferred between Items 417 and 418, as needed, to cover any deficits incurred in the			

ITEM 417.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	programs Financial Assistance for Confinement of Inmates in Local and Regional Facilities,			
2	and Financial Assistance for Sheriffs' Offices and Regional Jails.			
3	K.1. Subject to appropriations by the General Assembly for this purpose, the Compensation			
4	Board shall provide for a Sheriffs' Career Development Program.			
5	2. Following receipt of a sheriff's certification that the minimum requirements of the Sheriffs'			
6	Career Development Program have been met, and provided that such certification is submitted			
7	by Sheriffs as part of their annual budget request to the Compensation Board, the board shall			
8	increase the annual salary shown in Paragraph A of this Item by the percentage shown below			
9	for a twelve-month period effective the following July 1:			
10	a. 9.3 percent increase for all sheriffs who certify their compliance with the established			
11	minimum criteria for the Sheriffs' Career Development Program, where such criteria include			
12	that a sheriff's office seeking accreditation has been assessed and will be considered for			
13	accreditation by the accrediting body no later than March 1, and have achieved accreditation by			
14	March 1 from the Virginia Law Enforcement Professional Standards Commission, or the			
15	Commission on Accreditation of Law Enforcement agencies, or the American Correctional			
16	Association, or,			
17	b. For sheriffs that have not achieved one of the above accreditations:			
18	1. 3.1 percent for all sheriffs who certify their compliance with the established minimum			
19	criteria for the Sheriffs' Career Development Program; and			
20	2. 3.1 percent additional increase for sheriffs who certify their compliance with the established			
21	minimum criteria for the Sheriffs' Career Development Program and operate a jail; and			
22	3. 3.1 percent additional increase for all sheriffs who certify their compliance with the			
23	established minimum criteria for the Sheriffs' Career Development Program and provide			
24	primary law enforcement services in the county.			
25	3. Beginning on July 1, 2010, state support for the Sheriffs' Career Development Program is			
26	suspended and state general fund appropriation supporting the Sheriffs' Career Development			
27	Program is removed.			
28	L. Notwithstanding the provisions of Article 7, Chapter 15, Title 56, Code of Virginia,			
29	\$8,000,000 the first year and \$8,000,000 the second year from the Wireless E-911 Fund is			
30	included in this appropriation for local law enforcement dispatchers to offset dispatch center			
31	operations and related costs.			
32	M. Included in the appropriation for this Item is \$2,326,937 the first year and \$2,443,441 the			
33	second year from the general fund to support costs associated with staffing the Rappahannock			
34	Regional Jail Unit D, the Pittsylvania County Jail expansion, the replacement facility for the			
35	Patrick County Jail and the Blue Ridge Regional Jail expansion.			
36	N. Notwithstanding § 15.2-1609.1, Code of Virginia, the Compensation Board shall fund local			
37	law enforcement deputies for any county without a police force at no more than one deputy for			
38	each 2,000 population. The Compensation Board is authorized to provide five law enforcement			
39	deputies for counties without a police force and a population less than 10,000.			
40	O. Included in the appropriation for this Item is \$4,150,224 the first year and \$10,837,085 the			
41	second year from the Virginia Public Safety Fund to support local court security deputies.			
42	P. Included in the appropriation for this Item is \$4,150,224 the first year and \$10,837,085 the			
43	second year from the Virginia Public Safety Fund to support local law enforcement deputies.			
44	418.	Financial Assistance for Confinement of Inmates in		
45		Local and Regional Facilities (35600).....		\$51,102,382
46		\$33,316,581	\$35,753,590	\$53,352,871
47		Financial Assistance for Local Jail Per Diem (35601) .....		
48		\$17,785,801	\$17,599,281	
		Financial Assistance for Regional Jail Per Diem		
		(35604) .....		

ITEM 418.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$51,102,382	\$53,352,871	
2	Authority: §§ 53.1-83.1, 53.1-84 and 53.1-85, Code of Virginia.			
3	A. In the event the appropriation in this Item proves to be insufficient to fund all of its			
4	provisions, any amount remaining as of June 1, 2011, and June 1, 2012, may be reallocated			
5	among localities on a pro rata basis according to such deficiency.			
6	B. For the purposes of this Item, the following definitions shall be applicable:			
7	1. Effective sentence—a convicted offender's sentence as rendered by the court less any portion			
8	of the sentence suspended by the court.			
9	2. Local responsible inmate—(a) any person arrested on a state warrant and incarcerated in a			
10	local correctional facility, as defined by § 53.1-1, Code of Virginia, prior to trial; (b) any			
11	person convicted of a misdemeanor offense and sentenced to a term in a local correctional			
12	facility; or (c) any person convicted of a felony offense and given an effective sentence of (i)			
13	twelve months or less or (ii) less than one year.			
14	3. State responsible inmate—any person convicted of one or more felony offenses and (a) the			
15	sum of consecutive effective sentences for felonies, committed on or after January 1, 1995, is			
16	(i) more than 12 months or (ii) one year or more, or (b) the sum of consecutive effective			
17	sentences for felonies, committed before January 1, 1995, is more than two years.			
18	C. The individual or entity responsible for operating any facility which receives funds from this			
19	Item may, if requested by the Department of Corrections, enter into an agreement with the			
20	department to accept the transfer of convicted felons, from other local facilities or from			
21	facilities operated by the Department of Corrections. In entering into any such agreements, or			
22	in effecting the transfer of offenders, the Department of Corrections shall consider the security			
23	requirements of transferred offenders and the capability of the local facility to maintain such			
24	offenders. For purposes of calculating the amount due each locality, all funds earned by the			
25	locality as a result of an agreement with the Department of Corrections shall be included as			
26	receipts from these appropriations.			
27	D. Out of this appropriation, an amount not to exceed \$377,010 the first year and \$377,010 the			
28	second year from the general fund, is designated to be held in reserve for unbudgeted medical			
29	expenses incurred by local correctional facilities in the care of state responsible felons.			
30	E. The following amounts shall be paid out of this appropriation to compensate localities for			
31	the cost of maintaining prisoners in local correctional facilities, as defined by § 53.1-1, Code of			
32	Virginia, or if the prisoner is not housed in a local correctional facility, in an alternative to			
33	incarceration program operated by, or under the authority of, the sheriff or jail board:			
34	1. For local responsible inmates—\$4 per inmate day, or, if the inmate is housed and			
35	maintained in a jail farm not under the control of the sheriff, the rate shall be \$18 per inmate			
36	day.			
37	2. For state responsible inmates—\$12 per inmate day.			
38	F. For the payment specified in paragraph E1 of this Item for prisoners in alternative			
39	punishment or alternative to incarceration programs:			
40	1. Such payment is intended to be made for prisoners that would otherwise be housed in a			
41	local correctional facility. It is not intended for prisoners that would otherwise be sentenced to			
42	community service or placed on probation.			
43	2. No such payment shall be made unless the program has been approved by the Department of			
44	Corrections or the Department of Criminal Justice Services. Alternative punishment or			
45	alternative to incarceration programs, however, may include supervised work experience,			
46	treatment, and electronic monitoring programs.			
47	G.1. Except as provided for in paragraph G 2, and notwithstanding any other provisions of this			
48	Item, the Compensation Board shall provide payment to any locality with an average daily jail			
49	population of under ten in FY 1995 an inmate per diem rate of \$22 per day for local			



ITEM 418.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1				
2	responsible inmates and \$28 per day for state responsible inmates held in these jails in lieu of			
	personal service costs for corrections' officers.			
3	2. Any locality covered by the provisions of this paragraph shall be exempt from the provisions			
4	thereof provided that the locally elected sheriff, with the assistance of the Compensation Board,			
5	enters into good faith negotiations to house his prisoners in an existing local or regional jail. In			
6	establishing the per diem rate and capital contribution, if any, to be charged to such locality by			
7	a local or regional jail, the Compensation Board and the local sheriff or regional jail authority			
8	shall consider the operating support and capital contribution made by the Commonwealth, as			
9	required by §§ 15.2-1613, 15.2-1615.1, 53.1-80, and 53.1-81, Code of Virginia. The			
10	Compensation Board shall report periodically to the Chairmen of the House Appropriations and			
11	Senate Finance Committees on the progress of these negotiations and may withhold the			
12	exemption granted by this paragraph if, in the board's opinion, the local sheriff fails to			
13	negotiate in good faith.			
14	H.1. The Compensation Board shall recover the state-funded costs associated with housing			
15	federal inmates, District of Columbia inmates or contract inmates from other states. The			
16	Compensation Board shall determine, by individual jail, the amount to be recovered by the			
17	Commonwealth by multiplying the jail's current inmate days for this population by the			
18	proportion of the jail's per inmate day salary funds provided by the Commonwealth, as			
19	identified in the most recent Jail Cost Report prepared by the Compensation Board. Beginning			
20	July 1, 2009, the Compensation Board shall determine, by individual jail, the amount to be			
21	recovered by the Commonwealth by multiplying the jail's current inmate days for this			
22	population by the proportion of the jail's per inmate day operating costs provided by the			
23	Commonwealth, excluding payments otherwise provided for in this Item, as identified in the			
24	most recent Jail Cost Report prepared by the Compensation Board. If a jail is not included in			
25	the most recent Jail Cost Report, the Compensation Board shall use the statewide average of			
26	per inmate day salary funds provided by the Commonwealth.			
27	2. The Compensation Board shall deduct the amount to be recovered by the Commonwealth			
28	from the facility's next quarterly per diem payment for state-responsible and local-responsible			
29	inmates. Should the next quarterly per diem payment owed the locality not be sufficient against			
30	which to net the total quarterly recovery amount, the locality shall remit the remaining amount			
31	not recovered to the Compensation Board.			
32	3. Any local or regional jail which receives funding from the Compensation Board shall give			
33	priority to the housing of local-responsible, state-responsible, and state contract inmates, in that			
34	order, as provided in paragraph H1.			
35	4. The Compensation Board shall not provide any inmate per diem payments to any local or			
36	regional jail which holds federal inmates in excess of the number of beds contracted for with			
37	the Department of Corrections, unless the Director, Department of Corrections, certifies to the			
38	Chairman of the Compensation Board that a) such contract beds are not required; b) the facility			
39	has operational capacity built under contract with the federal government; c) the facility has			
40	received a grant from the federal government for a portion of the capital costs; or d) the			
41	facility has applied to the Department of Corrections for participation in the contract bed			
42	program with a sufficient number of beds to meet the Department of Corrections' need or			
43	ability to fund contract beds at that facility in any given fiscal year.			
44	5. Any sheriff or regional jail administrator who houses contract prisoners from other states, the			
45	District of Columbia, or the federal government for more than 48 hours, shall provide a			
46	monthly report to the Director, Department of Corrections, which shall include the classification			
47	of the level of security of each such contract inmate and the level of security of the housing			
48	unit in which such inmates are confined.			
49	6. The Compensation Board shall apply the cost recovery methodology set out in paragraph H1			
50	of this Item to any jail which holds inmates from another state on a contractual basis.			
51	However, recovery in such circumstances shall not be made for inmates held pending			
52	extradition to other states or pending transfer to the Virginia Department of Corrections.			
53	7. The provisions of this paragraph shall not apply to any local or regional jail where the			
54	cumulative federal share of capital costs exceeds the Commonwealth's cumulative capital			
55	contribution.			

		<b>Item Details(\$)</b>		<b>Appropriations(\$)</b>	
<b>ITEM 418.</b>		<b>First Year</b>	<b>Second Year</b>	<b>First Year</b>	<b>Second Year</b>
		<b>FY2011</b>	<b>FY2012</b>	<b>FY2011</b>	<b>FY2012</b>

1 I.1. Within the limits of funds appropriated in this Item, local and regional jails shall enter into  
 2 agreements with the Director, Department of Corrections, to house state-responsible offenders  
 3 and effect transfers of convicted state felons between and among local and regional jails.

4 2. Such agreements shall be entered into for a period of one year, subject to the limitations of  
 5 available funding and shall be for offenders in work release or other reentry programs, with a  
 6 minimum percentage of bed space guaranteed by the local or regional jail and shall take  
 7 precedence over contracts for housing federal prisoners, within the limits of bed space  
 8 availability as defined pursuant to standards of the Board of Corrections, except in any case  
 9 where a federal agency has contributed a share of the capital cost of the facility in return for a  
 10 guarantee of a proportional number of beds. Bed space pursuant to such agreements shall be  
 11 determined by the Director, Department of Corrections, based upon state prisoner intake  
 12 compliance, operational capacity of the jail, and current and projected prisoner population of  
 13 the jail.

14 3. Pursuant to such jail contract bed agreements, the Compensation Board is authorized to  
 15 provide payment to localities in an amount not to exceed \$8 per state felon day, which shall be  
 16 in addition to any such amounts otherwise authorized by this act. Any such funds received by  
 17 the localities as a result of this provision shall be used for the maintenance and operation of  
 18 the local or regional facility.

19 J. Any amounts in the program Financial Assistance for Confinement of Inmates in Local and  
 20 Regional Facilities, may be transferred between Items 417 and 418, as needed, to cover any  
 21 deficits incurred in the programs Financial Assistance for Sheriffs' Offices and Regional Jails  
 22 and Financial Assistance for Confinement of Inmates in Local and Regional Facilities.

23 K. Projected growth in per diem payments for the support of prisoners in local and regional  
 24 jails shall be based on actual inmate population counts up through the first quarter of the  
 25 affected fiscal year.

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

35	419. Financial Assistance for Local Finance Directors		
36	(71700) .....		\$623,140      \$623,140
37	Financial Assistance to Local Finance Directors		
38	(71701) .....	\$623,140	\$623,140
39	Fund Sources: General.....	\$623,140	\$623,140

40 Authority: Title 15.2, Chapter 16, Articles 2 and 6.1, Code of Virginia.

41 A.1. The annual salaries of elected or appointed officers who hold the combined office of city  
 42 treasurer and commissioner of the revenue, or elected or appointed officers who hold the  
 43 combined office of county treasurer and commissioner of the revenue subject to the provisions  
 44 of § 15.2-1636.17, Code of Virginia, shall be as hereinafter prescribed, based on the services  
 45 provided, except as otherwise provided in § 15.2-1636.12, Code of Virginia.

		July 1, 2010 to June 30, 2011	July 1, 2011 to November 30, 2011	December 1, 2011 to June 30, 2012
46	Less than 10,000	\$58,345	\$58,345	\$58,345
47	10,000-19,999	\$64,830	\$64,830	\$64,830
48	20,000-39,999	\$72,034	\$72,034	\$72,034
49	40,000-69,999	\$80,035	\$80,035	\$80,035
50				
51				
52				
53				

ITEM 419.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	70,000-99,999	\$88,929	\$88,929	\$88,929
2	100,000-174,999	\$98,808	\$98,808	\$98,808
3	175,000 to 249,999	\$104,011	\$104,011	\$104,011
4	250,000 and above	\$118,194	\$118,194	\$118,194
5				
6	2. Whenever any officer whether elected or appointed, who holds that combined office of city			
7	treasurer and commissioner of the revenue, is such for two or more cities or for a county and			
8	city together, the aggregate population of such political subdivisions shall be the population for			
9	the purpose of arriving at the salary of such officer under the provisions of this item.			
10	B. 1. Subject to appropriations by the General Assembly for this purpose, the Treasurers'			
11	Career Development Program shall be made available by the Compensation Board to appointed			
12	officers who hold the combined office of city or county treasurer and commissioner of the			
13	revenue subject to the provisions of § 15.2-1636.17, Code of Virginia.			
14	2. The Compensation Board may increase the annual salary in paragraph A1 of this item			
15	following receipt of the appointed officer's certification that the minimum requirements of the			
16	Treasurers' Career Development Program have been met, provided that such certifications are			
17	submitted by appointed officers as part of their annual budget request to the Compensation			
18	Board on February 1 of each year.			
19	3. Beginning on July 1, 2010, state support for the Treasurers' Career Development Program is			
20	suspended and state general fund appropriation supporting the Treasurers' Career Development			
21	Program is removed.			
22	C. Notwithstanding any other provision of law to the contrary, beginning on July 1, 2010, state			
23	support for the local finance directors' office operations is eliminated and state general fund			
24	appropriation is removed.			
25	420. Financial Assistance for Local Commissioners of the			
26	Revenue (77100).....		\$9,368,007	\$9,368,007
27	Financial Assistance to Local Commissioners of the			
28	Revenue for Tax Value Certification (77101).....	\$9,368,007	\$9,368,007	
29	Fund Sources: General.....	\$9,368,007	\$9,368,007	
30	Authority: Title 15.2, Chapter 16, Article 6.1, Code of Virginia.			
31	A. The annual salaries of county or city commissioners of the revenue shall be as hereinafter			
32	prescribed, except as otherwise provided in § 15.2-1636.12, Code of Virginia.			
33		<b>July 1, 2010</b>	<b>July 1, 2011</b>	<b>December 1, 2011</b>
34		<b>to</b>	<b>to</b>	<b>to</b>
35		<b>June 30, 2011</b>	<b>November 30, 2011</b>	<b>June 30, 2012</b>
36				
37	Less than 10,000	\$58,345	\$58,345	\$58,345
38	10,000-19,999	\$64,830	\$64,830	\$64,830
39	20,000-39,999	\$72,034	\$72,034	\$72,034
40	40,000-69,999	\$80,035	\$80,035	\$80,035
41	70,000-99,999	\$88,929	\$88,929	\$88,929
42	100,000-174,999	\$98,808	\$98,808	\$98,808
43	175,000 to 249,999	\$104,011	\$104,011	\$104,011
44	250,000 and above	\$118,194	\$118,194	\$118,194
45				
46	B. 1. Subject to appropriations by the General Assembly for this purpose, the Compensation			
47	Board shall provide for a Commissioners of the Revenue Career Development Program.			
48	2. Following receipt of the commissioner's certification that the minimum requirements of the			
49	Commissioners of the Revenue Career Development Program have been met, and provided that			
50	such certification is submitted by commissioners of the revenue as part of their annual budget			

		<b>Item Details(\$)</b>		<b>Appropriations(\$)</b>	
		<b>First Year</b>	<b>Second Year</b>	<b>First Year</b>	<b>Second Year</b>
		<b>FY2011</b>	<b>FY2012</b>	<b>FY2011</b>	<b>FY2012</b>

**ITEM 420.**

1 request to the Compensation Board on or before February 1 of each year, the Compensation  
 2 Board shall increase the annual salary shown in Paragraph A of this item by the amount shown  
 3 herein for a 12-month period effective the following July 1. The salary supplement shall be  
 4 based upon the levels of service offered by the commissioner of the revenue for his/her locality  
 5 and shall be in accordance with the following schedule:

6 a. 4.7 percent increase for all commissioners of the revenue who certify their compliance with  
 7 the established minimum criteria for the Commissioners of the Revenue Career Development  
 8 Program;

9 b. 2.3 percent additional increase for all commissioners of the revenue who certify their  
 10 compliance with the established minimum criteria for the Commissioners of the Revenue  
 11 Career Development Program and provide State Income Tax or Real Estate services as  
 12 described in the minimum criteria for the Commissioners of the Revenue Career Development  
 13 Program; and

14 c. 2.3 percent additional increase for all commissioners of the revenue who certify their  
 15 compliance with the established minimum criteria for the Commissioners of the Revenue  
 16 Career Development Program and provide State Income Tax and Real Estate services, as  
 17 described in the minimum criteria for the Commissioners of the Revenue Career Development  
 18 Program.

19 3. Beginning on July 1, 2010, state support for the Commissioners of the Revenue Career  
 20 Development Program is suspended and state general fund appropriation supporting the  
 21 Commissioners of the Revenue Career Development Program is removed.

22 C. Notwithstanding any other provision of law to the contrary, beginning on July 1, 2010, state  
 23 support for the commissioners' of the revenue office operations and state tax services is  
 24 eliminated and state general fund appropriation is removed.

25	421.	Financial Assistance for Attorneys for the			
26		Commonwealth (77200).....			\$55,271,427
27		Financial Assistance to Attorneys for the			\$55,271,427
28		Commonwealth (77201).....	\$13,861,229	\$13,861,229	
29		Financial Assistance for Operations of Local Attorneys			
30		for the Commonwealth (77202).....	\$41,410,198	\$41,410,198	
31		Fund Sources: General.....	\$55,271,427	\$55,271,427	

32 Authority: Title 15.2, Chapter 16, Articles 4 and 6.1, Code of Virginia.

33 A.1. The annual salaries of attorneys for the Commonwealth shall be as hereinafter prescribed  
 34 according to the population of the city or county served except as otherwise provided in  
 35 § 15.2-1636.12, Code of Virginia.

		July 1, 2010 to June 30, 2011	July 1, 2011 to November 30, 2011	December 1, 2011 to June 30, 2012
36				
37				
38				
39				
40	Less than 10,000	\$51,706	\$51,706	\$51,706
41	10,000-19,999	\$57,458	\$57,458	\$57,458
42	20,000-34,999	\$63,202	\$63,202	\$63,202
43	35,000-44,999	\$113,760	\$113,760	\$113,760
44	45,000-99,999	\$126,397	\$126,397	\$126,397
45	100,000-249,999	\$131,139	\$131,139	\$131,139
46	250,000 and above	\$135,882	\$135,882	\$135,882
47				

48 2. The attorneys for the Commonwealth and their successors who serve on a full-time basis  
 49 pursuant to §§ 15.2-1627.1, 15.2-1628, 15.2-1629, 15.2-1630 or § 15.2-1631, Code of Virginia,  
 50 shall receive salaries as if they served localities with populations between 35,000 and 44,999.

ITEM 421.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	3. Whenever an attorney for the Commonwealth is such for a county and city together, or for				
2	two or more cities, the aggregate population of such political subdivisions shall be the				
3	population for the purpose of arriving at the salary of such attorney for the Commonwealth				
4	under the provisions of this paragraph and such attorney for the Commonwealth shall receive				
5	as additional compensation the sum of one thousand dollars.				
6	B. No expenditure shall be made out of this Item for the employment of investigators,				
7	clerk-investigators or other investigative personnel in the office of an attorney for the				
8	Commonwealth.				
9	C. Consistent with the provisions of § 19.2-349, Code of Virginia, attorneys for the				
10	Commonwealth may, in addition to the options otherwise provided by law, employ individuals				
11	to assist in collection of outstanding fines, costs, forfeitures, penalties, and restitution.				
12	Notwithstanding any other provision of law, beginning on the date upon which the order or				
13	judgment is entered, the costs associated with employing such individuals may be paid from				
14	the proceeds of the amounts collected provided that the cost is apportioned on a pro rata basis				
15	according to the amount collected which is due the state and that which is due the locality. The				
16	attorneys for the Commonwealth shall account for the amounts collected and apportion costs				
17	associated with the collections consistent with procedures issued by the Auditor of Public				
18	Accounts.				
19	D. The provisions of this act notwithstanding, no Commonwealth's attorney, public defender or				
20	employee of a public defender, shall be paid or receive reimbursement for the state portion of a				
21	salary in excess of the salary paid to judges of the circuit court. Nothing in this paragraph shall				
22	be construed to limit the ability of localities to supplement the salaries of locally elected				
23	constitutional officers or their employees.				
24	E. The Statewide Juvenile Justice project positions, as established under the provisions of Item				
25	74 E, of Chapter 912, 1996 Acts of Assembly, and Chapter 924, 1997 Acts of Assembly, are				
26	continued under the provisions of this act. The Commonwealth's attorneys receiving such				
27	positions shall annually certify to the Compensation Board that the positions are used primarily,				
28	if not exclusively, for the prosecution of delinquency and domestic relations felony cases, as				
29	defined by Chapters 912 and 924. In the event the positions are not primarily or exclusively				
30	used for the prosecution of delinquency and domestic relations felony cases, the Compensation				
31	Board shall reallocate such positions by using the allocation provisions as provided for the				
32	board in Item 74 E of Chapters 912 and 924.				
33	F. There is hereby reappropriated the unexpended balance remaining in this program on June				
34	30, 2010, and June 30, 2011.				
35	G. The Compensation Board shall monitor the Department of Taxation program regarding the				
36	collection of unpaid fines and court costs by private debt collection firms contracted by				
37	Commonwealth's attorneys and shall include, in its annual report to the General Assembly on				
38	the collection of court-ordered fines and fees for clerks of the courts and Commonwealth's				
39	attorneys, the amount of unpaid fines and costs collected by this program.				
40	H. Out of this appropriation, \$389,165 the first year and \$389,165 the second year from the				
41	general fund is designated for the Compensation Board to fund five additional positions in				
42	Commonwealth's attorney's offices that shall be dedicated to prosecuting gang-related criminal				
43	activities. The board shall ensure that these positions work across jurisdictional lines, serving				
44	the Northern Virginia area (counties of Fairfax, Loudoun, Prince William, and Arlington and				
45	the cities of Falls Church, Alexandria, Manassas, Manassas Park and Fairfax).				
46	I. Beginning on July 1, 2010, state support for the Career Prosecutor Career Development				
47	Program is suspended and state general fund appropriation supporting the Career Prosecutor				
48	Career Development Program is removed.				
49	422.	Financial Assistance for Circuit Court Clerks (77300).....		\$46,837,646	\$46,837,646
50		Financial Assistance to Circuit Court Clerks (77301) .....	\$11,874,163	\$11,874,163	
51		Financial Assistance for Operations for Circuit Court			
52		Clerks (77302).....	\$14,642,646	\$14,642,646	
53		Financial Assistance for Circuit Court Clerks' Land			
54		Records (77303).....	\$20,320,837	\$20,320,837	

		<b>Item Details(\$)</b>		<b>Appropriations(\$)</b>	
		<b>First Year</b>	<b>Second Year</b>	<b>First Year</b>	<b>Second Year</b>
		<b>FY2011</b>	<b>FY2012</b>	<b>FY2011</b>	<b>FY2012</b>

**ITEM 422.**

<b>1</b>	Fund Sources: General.....	\$32,608,049	\$32,608,049	
<b>2</b>	Trust and Agency .....	\$14,229,597	\$14,229,597	

**3** Authority: Title 15.2, Chapter 16, Article 6.1; §§ 51.1-706 and 51.1-137, Title 17.1, Chapter 2,  
**4** Article 7, Code of Virginia.

**5** A.1. The annual salaries of clerks of circuit courts shall be as hereinafter prescribed.

<b>6</b>		<b>July 1, 2010</b>	<b>July 1, 2011</b>	<b>December 1, 2011</b>
<b>7</b>		<b>to</b>	<b>to</b>	<b>to</b>
<b>8</b>		<b>June 30, 2011</b>	<b>November 30, 2011</b>	<b>June 30, 2012</b>

<b>9</b>				
<b>10</b>	Less than 10,000	\$73,304	\$73,304	\$73,304
<b>11</b>	10,000 to 19,999	\$90,326	\$90,326	\$90,326
<b>12</b>	20,000-39,999	\$103,419	\$103,419	\$103,419
<b>13</b>	40,000-69,999	\$108,654	\$108,654	\$108,654
<b>14</b>	70,000-99,999	\$117,814	\$117,814	\$117,814
<b>15</b>	100,000-174,999	\$128,288	\$128,288	\$128,288
<b>16</b>	175,000-249,999	\$132,270	\$132,270	\$132,270
<b>17</b>	250,000 and above	\$136,146	\$136,146	\$136,146
<b>18</b>				

**19** 2. Whenever a clerk of a circuit court is such for a county and a city, for two or more  
**20** counties, or for two or more cities, the aggregate population of such political subdivisions shall  
**21** be the population for the purpose of arriving at the salary of the circuit court clerk under the  
**22** provisions of this Item.

**23** 3. Except as provided in Item 424 A 2, the annual salary herein prescribed shall be full  
**24** compensation for services performed by the office of the circuit court clerk as prescribed by  
**25** general law, and for the additional services of acting as general receiver of the court pursuant  
**26** to § 8.01-582, Code of Virginia, indexing and filing land use application fees pursuant to  
**27** § 58.1-3234, Code of Virginia, and all other services provided from, or utilizing the facilities  
**28** of, the office of the circuit court clerk. Pursuant to § 8.01-589, Code of Virginia, the court shall  
**29** provide reasonable compensation to the office of the clerk of the circuit court for acting as  
**30** general receiver of the court. Out of the compensation so allowed, the clerk shall pay his bond  
**31** or bonds. The remainder of the compensation so allowed shall be fee and commission income  
**32** to the office of the circuit court clerk.

**33** 4. In any county or city operating under provisions of law which authorizes the governing body  
**34** to fix the compensation of the clerk on a salary basis, such clerk shall receive such salary as  
**35** shall be allowed by the governing body. Such salary shall not be fixed at an amount less than  
**36** the amount that would be allowed the clerk under paragraphs A 1 through A 3 of this Item.

**37** 5. All clerks shall deposit all clerks' fees and state revenue with the State Treasurer in a  
**38** manner consistent with § 2.2-806, Code of Virginia, unless otherwise provided by the  
**39** Compensation Board as set forth in § 17.1-284, Code of Virginia or otherwise provided by law.

**40** B. The reports filed by each circuit court clerk pursuant to § 17.1-283, Code of Virginia, for  
**41** each calendar year shall include all income derived from the performance of any office,  
**42** function or duty described or authorized by the Code of Virginia whether directly or indirectly  
**43** related to the office of circuit court clerk, including, by way of description and not limitation,  
**44** services performed as a commissioner of accounts, receiver, or licensed agent, but excluding  
**45** private services performed on a personal basis which are completely unrelated to the office.  
**46** The Compensation Board may suspend the allowance for office expenses for any clerk who  
**47** fails to file such reports within the time prescribed by law, or when the board determines that  
**48** such report does not comply with the provisions of this paragraph.

**49** C. Each clerk of the circuit court shall submit to the Compensation Board a copy of the report  
**50** required pursuant to § 19.2-349, Code of Virginia, at the same time that it is submitted to the  
**51** Commonwealth's attorney.

**52** D. There is hereby reappropriated the unexpended balance remaining in this program on June

ITEM 422.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	30, 2010, and June 30, 2011.				
2	E. Included within this appropriation are Trust and Agency funds necessary to support one				
3	position to assist circuit court clerks in implementing the recommendations of the Land				
4	Records Management Task Force Report dated January 1, 1998.				
5	F. Notwithstanding the provisions of § 17.1-279 E, Code of Virginia, the Compensation Board				
6	may allocate to the clerk of any circuit court funds for the acquisition of equipment and				
7	software for a pilot project for the automated application for, and issuance of, marriage licenses				
8	by such court. Any such funds allocated shall be deemed to have been expended pursuant to				
9	clause (iii) of § 17.1-279 E for the purposes of the limitation on allocations set forth in that				
10	subsection.				
11	G. Notwithstanding the provisions of § 17.1-279, Code of Virginia, the Compensation Board				
12	may allocate up to \$3,978,426 the first year and \$3,978,426 the second year of Technology				
13	Trust Fund moneys for operating expenses in the Clerks' offices.				
14	H. Notwithstanding § 17.1-287, Code of Virginia, any elected official funded through this Item				
15	may elect to relinquish any portion of his state funded salary established in paragraph A 1 of				
16	this Item. In any office where the official elects this option, the Compensation Board shall				
17	ensure the amount relinquished is used to fund salaries of other office staff.				
18	I.1. For audits of clerks of the circuit court completed after July 1, 2004, the Auditor of Public				
19	Accounts shall report any internal control matter that could be reasonably expected to lead to				
20	the loss of revenues or assets, or otherwise compromise fiscal accountability. The Auditor of				
21	Public Accounts will also report on compliance with appropriate law and other financial				
22	matters of the clerks' office.				
23	2. For internal control matters that could be reasonably expected to lead to the loss of revenues				
24	or assets, or otherwise compromise fiscal accountability, the Clerk shall provide the Auditor of				
25	Public Accounts a written corrective action plan to any such audit findings within 10 business				
26	days of the audit exit conference, which will state what actions the clerk will take to remediate				
27	the finding. The clerk's response may also address the other matters in the report. During the				
28	next audit, the Auditor of Public Accounts shall determine and report if the clerk has corrected				
29	the finding related to internal control matters that could be reasonably expected to lead to the				
30	loss of revenues or assets, or otherwise compromise fiscal accountability.				
31	3. Notwithstanding the provisions of Item 469, the Compensation Board shall not provide any				
32	salary increase to any circuit court clerk identified by the Auditor of Public Accounts who has				
33	not taken corrective action for the matters reported above.				
34	J.1. Subject to appropriation by the General Assembly for this purpose, the Compensation				
35	Board may implement a Circuit Court Clerks' Career Development Program.				
36	2. Following receipt of a clerk's certification that the minimum requirements of the Clerks'				
37	Career Development Program have been met, and provided that such certification is submitted				
38	by Clerks as part of their annual budget request to the Compensation Board by February 1 of				
39	each year, the Compensation Board shall increase the annual salary shown in Paragraph A.1. of				
40	this Item by 9.3 percent with the salary increase becoming effective on the following July 1 for				
41	a 12-month period.				
42	3. Beginning on July 1, 2010, state support for the Clerks' Career Development Program is				
43	suspended and state general fund appropriation supporting the Clerks' Career Development				
44	Program is removed.				
45	K.1. Subject to appropriation by the General Assembly for this purpose, the Compensation				
46	Board may implement a Deputy Clerks of Circuit Courts' Career Development Program.				
47	2. For each deputy clerk selected by the Clerk for participation in the Deputy Clerks' Career				
48	Development Program, the Compensation Board shall increase the annual salary established for				
49	that position by 9.3 percent following receipt of the Clerk's certification that the minimum				
50	requirements of the Deputy Clerks' Career Development Program have been met and provided				
51	that such certification is submitted by Clerks as part of their annual budget request to the				
52	Compensation Board by February 1 of each year.				

ITEM 422.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	3. Beginning on July 1, 2010, state support for the Deputy Clerks' Career Development				
2	Program is suspended and state general fund appropriation supporting the Deputy Clerks'				
3	Career Development Program is removed.				
4	L. Upon request of the attorney for the Commonwealth, the clerk of the circuit court shall				
5	contemporaneously provide the attorney for the Commonwealth copies of all documents				
6	provided to the Virginia Criminal Sentencing Commission pursuant to §19.2-298.01 (E), Code				
7	of Virginia.				
8	M. The Compensation Board may obligate Trust and Agency funds in excess of the current				
9	biennium appropriation for the automation efforts of the clerks' offices from the Technology				
10	Trust Fund provided that sufficient cash is available to cover projected costs in each year and				
11	that sufficient revenues are projected to meet all cash obligations for new obligations as well as				
12	all other commitments and appropriations approved by the General Assembly in the biennial				
13	budget.				
14	423.	Financial Assistance for Local Treasurers (77400).....		\$8,546,944	\$8,546,944
15		Financial Assistance to Local Treasurers (77401).....	\$8,546,944	\$8,546,944	
16		Fund Sources: General .....	\$8,546,944	\$8,546,944	
17	Authority: Title 15.2, Chapter 16, Articles 2 and 6.1, Code of Virginia.				
18	A.1. The annual salaries of treasurers, elected or appointed officers who hold the combined				
19	office of city treasurer and commissioner of the revenue, or elected or appointed officers who				
20	hold the combined office of county treasurer and commissioner of the revenue subject to the				
21	provisions of § 15.2-1636.17, Code of Virginia, shall be as hereinafter prescribed, based on the				
22	services provided, except as otherwise provided in § 15.2-1636.12, Code of Virginia.				
23		<b>July 1, 2010</b>	<b>July 1, 2011</b>	<b>December 1, 2011</b>	
24		<b>to</b>	<b>to</b>	<b>to</b>	
25		<b>June 30, 2011</b>	<b>November 30, 2011</b>	<b>June 30, 2012</b>	
26					
27	Less than 10,000	\$58,345	\$58,345	\$58,345	
28	10,000 to 19,999	\$64,830	\$64,830	\$64,830	
29	20,000-39,999	\$72,034	\$72,034	\$72,034	
30	40,000-69,999	\$80,035	\$80,035	\$80,035	
31	70,000-99,999	\$88,929	\$88,929	\$88,929	
32	100,000-174,999	\$98,808	\$98,808	\$98,808	
33	175,000-249,999	\$104,011	\$104,011	\$104,011	
34	250,000 and above	\$118,194	\$118,194	\$118,194	
35					
36	2. Provided, however, that in cities having a treasurer who neither collects nor disburses local				
37	taxes or revenue or who distributes local revenues but does not collect the same, such salaries				
38	shall be seventy-five percent of the salary prescribed above for the population range in which				
39	the city falls except that in no case shall any such treasurer, or any officer whether elected or				
40	appointed, who holds that combined office of city treasurer and commissioner of the revenue,				
41	receive an increase in salary less than the annual percentage increase provided from state funds				
42	to any other treasurer, within the same population range, who was at the maximum prescribed				
43	salary in effect for the fiscal year FY 1980.				
44	3. Whenever a treasurer is such for two or more cities or for a county and city together, the				
45	aggregate population of such political subdivisions shall be the population for the purpose of				
46	arriving at the salary of such treasurer under the provisions of this Item.				
47	B. There is hereby reappropriated the unexpended balance remaining in this program on June				
48	30, 2010, and June 30, 2011.				
49	C.1. Subject to appropriations by the General Assembly for this purpose, the Treasurers' Career				
50	Development Program shall be made available by the Compensation Board to appointed				



ITEM 423.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	officers who hold the combined office of city or county treasurer and commissioner of the				
2	revenue subject to the provisions of § 15.2-1636.17, Code of Virginia.				
3	2. The Compensation Board may increase the annual salary in paragraph A 1 of this Item by				
4	9.3 percent following receipt of the Treasurer's certification that the minimum requirements of				
5	the Treasurers' Career Development Program have been met, provided that such certifications				
6	are submitted by Treasurers as part of their annual budget request to the Compensation Board				
7	on February 1 of each year.				
8	3. Beginning on July 1, 2010, state support for the Treasurers' Career Development Program is				
9	suspended and state general fund appropriation supporting the Treasurers' Career Development				
10	Program is removed.				
11	D. Notwithstanding any other provision of law to the contrary, beginning on July 1, 2010, state				
12	support for the treasurers' office operations and state tax services is eliminated and state				
13	general fund appropriation is removed.				
14	424.	Administrative and Support Services (79900).....		\$4,965,347	\$4,965,347
15		General Management and Direction (79901).....	\$935,046	\$935,046	
16		Information Technology Services (79902).....	\$2,272,478	\$2,272,478	
17		Training Services (79925) .....	\$81,823	\$81,823	
18		Liability Insurance (79940) .....	\$1,676,000	\$1,676,000	
19		Fund Sources: General.....	\$4,965,347	\$4,965,347	
20		Authority: Title 2.2-1839; Title 15.2, Chapter 16, Articles 2, 3, 4 and 6.1; Title 17.1, Chapter			
21		2, Article 7, Code of Virginia.			
22		A.1. In determining the salary of any officer specified in Items 417, 419, 420, 421, 422, and			
23		423 of this act, the Compensation Board shall use the greater of the most recent actual United			
24		States census count or the most recent provisional population estimate from the United States			
25		Bureau of the Census or the Weldon Cooper Center for Public Service of the University of			
26		Virginia available when fixing the officer's annual budget and shall adjust such population			
27		estimate, where applicable, for any annexation or consolidation order by a court when such			
28		order becomes effective. There shall be no reduction in salary by reason of a decline in			
29		population during the terms in which the incumbent remains in office.			
30		2. In determining the salary of any officer specified in Items 417, 419, 420, 421, 422, and 423			
31		of this act, nothing herein contained shall prevent the governing body of any county or city			
32		from supplementing the salary of such officer in such county or city for additional services not			
33		required by general law; provided, however, that any such supplemental salary shall be paid			
34		wholly by such county or city.			
35		3. Any officer whose salary is specified in Items 417, 419, 420, 421, 422, and 423 of this act			
36		shall provide reasonable access to his work place, files, records, and computer network as may			
37		be requested by his duly elected successor after the successor has been certified.			
38		B.1. Notwithstanding any other provision of law, the Compensation Board shall authorize and			
39		fund permanent positions for the locally elected constitutional officers, subject to appropriation			
40		by the General Assembly, including the principal officer, at the following levels:			
41			<b>FY 2011</b>	<b>FY 2012</b>	
42		Sheriffs	10,501	10,501	
43		Partially Funded: Jail Medical, Treatment, and			
44		Classification and Records Positions	725	726	
45		Commissioners of the Revenue	128	128	
46		Treasurers	128	128	
47		Directors of Finance	6	6	
48		Commonwealth's Attorneys	1,266	1,266	
49		Clerks of the Circuit Court	1,144	1,144	
50		<b>TOTAL</b>	<b>13,899</b>	<b>13,899</b>	
51		2. The Compensation Board is authorized to provide funding for 549 temporary positions the			
52		first year and 549 temporary positions the second year.			

ITEM 424.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	3. The board is authorized to adjust the expenses and other allowances for such officers to			
2	maintain approved permanent and temporary manpower levels.			
3	4. Paragraphs B 1 and B 2 of this Item shall not apply to the clerks of the circuit courts and			
4	their employees specified in § 17.1-288, Code of Virginia, or those under contract pursuant to			
5	§ 17.1-290, Code of Virginia.			
6	C.1. Reimbursement by the Compensation Board for the use of vehicles purchased or leased			
7	with public funds used in the discharge of official duties shall be at a rate equal to that			
8	approved by the Joint Legislative Audit and Review Commission for Central Garage Car Pool			
9	services. No vehicle purchased or leased with public funds on or after July 1, 2002 shall			
10	display lettering on the exterior of the vehicle that includes the name of the incumbent sheriff.			
11	2. Reimbursement by the Compensation Board for the use of personal vehicles in the discharge			
12	of official duties shall be at a rate equal to that established in § 4-5.04 f 2. of this act. All such			
13	requests for reimbursement shall be accompanied by a certification that a publicly owned or			
14	leased vehicle was unavailable for use.			
15	D. The Compensation Board is directed to examine the current level of crowding of inmates in			
16	local jails among the several localities and to reallocate or reduce temporary positions among			
17	local jails as may be required, consistent with the provisions of this act.			
18	E. Any new positions established in Item 424 of this act shall be allocated by the			
19	Compensation Board upon request of the constitutional officers in accordance with staffing			
20	standards and ranking methodologies approved by the Compensation Board to fulfill the			
21	requirements of any court order occurring from proceedings under § 15.2-1636.8, Code of			
22	Virginia, in accordance with the provisions of Item 417 of this act.			
23	F. Any funds appropriated in this act for performance pay increases for designated deputies or			
24	employees of constitutional officers shall be allocated by the Compensation Board upon			
25	certification of the constitutional officer that the performance pay plan for that office meets the			
26	minimum standards for such plans as set by the Compensation Board. Nothing herein, and			
27	nothing in any performance pay plan set by the Compensation Board or adopted by a			
28	constitutional officer, shall change the status of employees or deputies of constitutional officers			
29	from employees at will or create a property or contractual right to employment. Such deputies			
30	and employees shall continue to be employees at will who serve at the pleasure of the			
31	constitutional officers.			
32	G. The Compensation Board shall apply the current fiscal stress factor, as determined by the			
33	Commission on Local Government, to any general fund amounts approved by the Board for the			
34	purchase, lease or lease purchase of equipment for constitutional officers. In the case of			
35	equipment requests from regional jail superintendents and regional special prosecutors, the			
36	highest stress factor of a member jurisdiction will be used.			
37	H. The Compensation Board shall not approve or commit additional funds for the operational			
38	cost, including salaries, for any local or regional jail construction, renovation, or expansion			
39	project which was not approved for reimbursement by the State Board of Corrections prior to			
40	January 1, 1996, unless: (1) the Secretary of Public Safety certifies that such additional funding			
41	results in an actual cost savings to the Commonwealth or (2) an exception has been granted as			
42	provided for in Item 377 of this act.			
43	I. Out of this appropriation \$118,110 the first year and \$118,110 the second year from the			
44	general fund is designated for executive management, lawful employment practices, and new			
45	deputy and jail management training for constitutional officers, their employees, and regional			
46	jail superintendents.			
47	J. Any local or regional jail that receives funding from the Compensation Board shall report			
48	inmate populations to the Compensation Board, through the local inmate data system, no less			
49	frequently than weekly. Each local or regional jail that receives funding from the Compensation			
50	Board shall use the Virginia Crime Codes (VCC) in identifying and describing offenses for			
51	persons arrested and/or detained in local and regional jails in Virginia.			
52	K.1. The Compensation Board shall provide the Chairmen of the Senate Finance and House			
53	Appropriations Committees and the Secretaries of Finance and Administration with an annual			

ITEM 424.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	report, on December 1 of each year, of jail revenues and expenditures for all local and regional				
2	jails and jail farms which receive funds from the Compensation Board. Information provided to				
3	the Compensation Board is to include an audited statement of revenues and expenses for				
4	inmate canteen accounts, telephone commission funds, inmate medical co-payment funds, any				
5	other fees collected from inmates and investment/interest monies for inclusion in the report.				
6	2. Local and regional jails and jail farms and local governments receiving funds from the				
7	Compensation Board shall, as a condition of receiving such funds, provide such information as				
8	may be required by the Compensation Board, necessary to prepare the annual jail cost report.				
9	3. If any sheriff, superintendent, county administrator, or city manager fails to send such				
10	information within five working days after the information should be forwarded, the Chairman				
11	of the Compensation Board shall notify the sheriff, superintendent, county administrator or city				
12	manager of such failure. If the information is not provided within ten working days from that				
13	date, then the chairman shall cause the information to be prepared from the books of the city,				
14	county, or regional jail and shall certify the cost thereof to the State Comptroller. The				
15	Comptroller shall issue his warrant on the state treasury for that amount, deducting the same				
16	from any funds that may be due the sheriff or regional jail from the Commonwealth.				
17	L. In the event of the transition of a city to town status pursuant to the provisions of Chapter				
18	41 (§ 15.2-4100 et seq.) of Title 15.2, Code of Virginia, subsequent to July 1, 1999, the				
19	Compensation Board shall provide funding from Items 417, 420, 421, 422, and 423 of this act,				
20	consistent with the requirements of § 15.2-1302, Code of Virginia. Notwithstanding the				
21	provisions of paragraph F of this Item, any positions in the constitutional offices of the former				
22	city which are available for reallocation as a result of the transition shall be first reallocated				
23	in accordance with Compensation Board staffing standards to the constitutional officers in the				
24	county in which the town is situated, without regard to the Compensation Board's priority of				
25	need ranking for reallocated positions. The salary and fringe benefit costs for these positions				
26	shall be deducted from any amounts due the county, as provided in § 15.2-1302, Code of				
27	Virginia.				
28	M. Notwithstanding any other provisions of § 15.2-1605, Code of Virginia, the Compensation				
29	Board shall provide no reimbursement for accumulated vacation time for employees of				
30	Constitutional Officers.				
31	N. The Compensation Board is hereby authorized to deduct, from the first reimbursements				
32	made each year to localities out of the amounts in Items 417, 419, 420, 421, 422, and 423 of				
33	this act, an amount equal to each locality's share of the insurance premium paid by the				
34	Compensation Board on behalf of the constitutional offices, directors of finance, and regional				
35	jails.				
36	O. Effective July 1, 2007, the Compensation Board is authorized to withhold reimbursements				
37	due the locality for sheriff and jail expenses upon notification from the Superintendent of State				
38	Police that there is reason to believe that crime data reported by a locality to the Department of				
39	State Police in accordance with § 52-28, Code of Virginia, is missing, incomplete or incorrect.				
40	Upon subsequent notification by the Superintendent that the data is accurate, the Compensation				
41	Board shall make reimbursement of withheld funding due the locality when such corrections				
42	are made within the same fiscal year that funds have been withheld.				
43	P. Included in this appropriation is \$993,274 the first year and \$993,274 the second year from				
44	the general fund for the Compensation Board to contract for services to be provided by the				
45	Virginia Center for Policing Innovation to implement and maintain the interface between all				
46	local and regional jails in the Commonwealth and the Statewide Automated Victim Notification				
47	(SAVIN) system, to provide for SAVIN program coordination, and the Virginia Sex Offender				
48	Registry.				
49	Q. Notwithstanding the provisions of § 51.1-1403 A, Code of Virginia, the Compensation				
50	Board is hereby authorized to deduct, from the first reimbursements made each year to				
51	localities out of the amounts in Items 417, 419, 420, 421, 422, and 423 of this act, an amount				
52	equal to each locality's retiree health premium paid by the Compensation Board on behalf of				
53	the constitutional offices, directors of finance, and regional jails.				
54	R. Notwithstanding any other provision of law to the contrary, beginning July 1, 2010, the				
55	state support in Items 417, 419, 420, 421, 422, and 423 for group life insurance and retirement				

ITEM 424.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	costs is eliminated and state general fund appropriation is removed.				
2	425. Any county or city is authorized to establish a department of finance. The county boards of				
3	supervisors and the city councils shall have the option of appointing the director of the				
4	department of finance or delegating that authority to the county administrator or city manager.				
5	If a county or city exercises this option to establish a department of finance, the director of the				
6	department shall assume the duties and responsibilities of commissioners of the revenue and				
7	treasurers as set out in Chapter 31 of Title 58.1, Code of Virginia, that relate to local financial				
8	matters.				
9	Total for Compensation Board.....			\$543,806,059	\$546,721,091
10	General Fund Positions.....	20.00	20.00		
11	Nongeneral Fund Positions.....	1.00	1.00		
12	Position Level .....	21.00	21.00		
13	Fund Sources: General .....	\$513,276,014	\$502,817,324		
14	Special.....	\$8,300,448	\$21,674,170		
15	Trust and Agency .....	\$14,229,597	\$14,229,597		
16	Dedicated Special Revenue.....	\$8,000,000	\$8,000,000		
17	<b>§ 1-119. BOARD OF TOWING AND RECOVERY OPERATORS (507)</b>				
18	426. Consumer Affairs Services (55000).....			\$506,967	\$511,162
19	Consumer Assistance (55002) .....	\$506,967	\$511,162		
20	Fund Sources: Special.....	\$506,967	\$511,162		
21	Authority: Title 46.2, Chapter 28, Code of Virginia.				
22	Total for Board of Towing and Recovery Operators.....			\$506,967	\$511,162
23	Nongeneral Fund Positions.....	4.00	4.00		
24	Position Level .....	4.00	4.00		
25	Fund Sources: Special.....	\$506,967	\$511,162		
26	TOTAL FOR OFFICE OF PUBLIC SAFETY .....			\$3,081,704,517	\$3,083,202,748
27	General Fund Positions.....	18,192.37	18,192.37		
28	Nongeneral Fund Positions.....	2,740.68	2,752.68		
29	Position Level .....	20,933.05	20,945.05		
30	Fund Sources: General .....	\$2,151,053,236	\$2,130,647,271		
31	Special.....	\$209,652,755	\$231,656,951		
32	Commonwealth Transportation .....	\$9,706,713	\$9,706,713		
33	Enterprise .....	\$526,754,464	\$526,754,464		
34	Trust and Agency .....	\$24,249,597	\$24,249,597		
35	Dedicated Special Revenue.....	\$35,509,291	\$35,509,291		
36	Federal Trust.....	\$124,778,461	\$124,678,461		

ITEM 427.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
<b>1</b>	<b>OFFICE OF TECHNOLOGY</b>				
<b>2</b>	<b>§ 1-120. SECRETARY OF TECHNOLOGY (184)</b>				
<b>3</b>	427. Administrative and Support Services (79900).....			\$490,271	\$490,271
<b>4</b>	General Management and Direction (79901).....	\$490,271	\$490,271		
<b>5</b>	Fund Sources: General.....	\$490,271	\$490,271		
<b>6</b>	Authority: Title 2.2, Chapter 2, Article 9, Code of Virginia.				
<b>7</b>	Total for Secretary of Technology .....			<b>\$490,271</b>	<b>\$490,271</b>
<b>8</b>	General Fund Positions.....	5.00	5.00		
<b>9</b>	Position Level .....	5.00	5.00		
<b>10</b>	Fund Sources: General.....	\$490,271	\$490,271		
<b>11</b>	<b>§ 1-121. INNOVATION AND ENTREPRENEURSHIP INVESTMENT AUTHORITY (934)</b>				
<b>12</b>	428. Economic Development Services (53400).....			\$4,023,750	\$4,023,750
<b>13</b>	Technology Entrepreneurial Development Services				
<b>14</b>	(53415) .....	\$3,186,259	\$3,186,259		
<b>15</b>	Commonwealth Technology Policy Services (53416).....	\$44,392	\$44,392		
<b>16</b>	Technology Industry Development Services (53419).....	\$334,258	\$334,258		
<b>17</b>	Technology Industry Research and Developmental				
<b>18</b>	Services (53420).....	\$458,841	\$458,841		
<b>19</b>	Fund Sources: General.....	\$4,023,750	\$4,023,750		
<b>20</b>	Authority: Title 2.2, Chapter 22, Code of Virginia, and Discretionary Inclusion.				
<b>21</b>	A. The appropriation in this Item shall be used for the purpose of and in accordance with the				
<b>22</b>	terms and conditions specified in Title 2.2, Chapter 22, Code of Virginia.				
<b>23</b>	B. The Innovation and Entrepreneurship Investment Authority is hereby authorized to transfer				
<b>24</b>	funds in this appropriation to the Center for Innovative Technology to expend said funds for				
<b>25</b>	realizing the statutory purposes of the Authority, by contracting with governmental and private				
<b>26</b>	entities, notwithstanding the provisions of § 4-1.05 b of this act.				
<b>27</b>	C. This appropriation shall be disbursed in twelve equal monthly installments each fiscal year.				
<b>28</b>	D. Before the beginning of each fiscal year, the Innovation and Entrepreneurship Investment				
<b>29</b>	Authority shall provide to the Chairmen of the House Appropriations and Senate Finance				
<b>30</b>	Committees and the Director, Department of Planning and Budget, a report of its operating				
<b>31</b>	plan. Within three months after the end of the fiscal year, the center shall submit to the same				
<b>32</b>	entities a detailed expenditure report for the concluded fiscal year. Both reports shall be				
<b>33</b>	prepared in the formats as approved by the Director, Department of Planning and Budget.				
<b>34</b>	E. As part of its mission to foster technological innovation in the Commonwealth, the				
<b>35</b>	Innovation and Entrepreneurship Investment Authority is encouraged to include in its activities				
<b>36</b>	Virginia private research universities, such as George Washington University.				
<b>37</b>	F. The Center for Innovative Technology shall continue to support efforts of public and				
<b>38</b>	quasi-public bodies within the Commonwealth to enhance or facilitate the prompt availability				
<b>39</b>	of and access to advanced electronic communications services, commonly known as broadband,				
<b>40</b>	throughout the Commonwealth, monitoring trends and advances in advanced electronic				
<b>41</b>	communications technology to plan and forecast future needs for such technology, and identify				
<b>42</b>	funding options.				
<b>43</b>	G. The General Assembly supports the Innovation and Entrepreneurship Investment Authority's				
<b>44</b>	stated mission to enhance federal research funding to Virginia's colleges and universities and to				
<b>45</b>	industry. It is also the intent of the General Assembly to promote a greater reliance by the				

ITEM 428.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	authority on nongeneral fund revenues for the authority's operations and programs.			
2	H. Notwithstanding any other provision of law, any interest earned on moneys in the Advanced			
3	Communications Assistance Fund, as well as any moneys remaining in the Fund at the end of			
4	each fiscal year, including interest thereon, shall be reverted to the general fund.			
5	Total for Innovation and Entrepreneurship Investment			
6	Authority.....		\$4,023,750	\$4,023,750
7	Fund Sources: General.....	\$4,023,750	\$4,023,750	
8	<b>§ 1-122. VIRGINIA INFORMATION TECHNOLOGIES AGENCY (136)</b>			
9	429. Information Systems Management and Direction			
10	(71100) .....		\$455,718	\$455,718
11	Geographic Information Access Services (71105) .....		\$455,718	\$455,718
12	Fund Sources: Dedicated Special Revenue .....	\$455,718	\$455,718	
13	Authority: Title 2.2, Chapter 20.1, Code of Virginia.			
14	A.1. All state and nonstate agencies receiving an appropriation in Part 1 shall comply with the			
15	guidelines and related procedures issued by Virginia Information Technologies Agency for			
16	effective management of geographic information systems in the Commonwealth.			
17	2. All state and nonstate agencies identified in paragraph A 1 that have a geographic			
18	information system, shall assist the department by providing any requested information on the			
19	systems including current and planned expenditures and activities, and acquired resources.			
20	3. The State Corporation Commission, Virginia Employment Commission, the Department of			
21	Game and Inland Fisheries, and other nongeneral fund agencies are encouraged to use their			
22	own fund sources for the acquisition of hardware and development of data for the spatial data			
23	library in the Virginia Geographic Information Network.			
24	B. The Virginia Information Technologies Agency, through its Geographic Information			
25	Network Division (VGIN), or its counterpart, shall acquire on a four-year cycle high-resolution			
26	digital orthophotography of the land base of Virginia pursuant to VGIN's Virginia Base			
27	Mapping Program (VBMP) and digital road centerline files. VGIN shall administer the			
28	maintenance of the VBMP and appropriate addressing and standardized attribution in			
29	collaboration with local governments. All digital orthophotography, Digital Terrain Models and			
30	ancillary data produced by the VBMP, but not including digital road centerline files, shall be			
31	the property of the Commonwealth of Virginia and administered by VGIN. The VGIN, or its			
32	counterpart, will be responsible for protecting the data through appropriate license agreements			
33	and establishing appropriate terms, conditions, charges and any limitations on use of the data.			
34	VGIN will license the data at no charge (other than media / transfer costs) to Virginia			
35	governmental entities or their agents. Such data shall not be subject to release by such entities			
36	under the Freedom of Information Act or similar laws. VGIN in its discretion may release			
37	certain data by posting to the Internet. Distribution of the data for commercial or private use or			
38	to users outside the Commonwealth will be the sole responsibility of VGIN or its agent(s) and			
39	shall require payment of a license fee to be determined by VGIN. All fees collected as a result			
40	will be added to the GIS Fund as established in the Code of Virginia § 2.2-2028. Collected			
41	fees and grants are hereby appropriated for future data updates or to cover the costs of existing			
42	digital ortho acquisition or for other purposes authorized in § 2.2-2028.			
43	C. Funding in this Item shall be used to support the efforts of the Virginia Geographic			
44	Information Network which provides for the development and use of spatial data to support			
45	E-911 wireless activities in partnership with Enhanced Emergency Communications Services.			
46	Funding is to be earmarked for major updates of the VBMP and digital road centerline files.			
47	430. Executive Management (71300).....		(\$2,430,610)	(\$2,430,610)
48	Savings From Management Actions (71301) .....		(\$2,430,610)	(\$2,430,610)

ITEM 430.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	(\$2,430,610)	(\$2,430,610)		
2	Authority: Discretionary Inclusion				
3	This appropriation reflects savings resulting from information technology and				
4	telecommunications operating efficiencies achieved by the Virginia Information Technologies				
5	Agency through renegotiated service rates and reduced overhead costs for services provided to				
6	customers. The Department of Planning and Budget is hereby authorized to reduce the general				
7	fund appropriation of each agency and institution in the Executive Department, as contained in				
8	Part 1 of this act, by an amount determined by the Virginia Information Technologies Agency				
9	to be each agency's share of these savings. The general fund amount, estimated at \$2,430,610				
10	the first year and \$2,430,610 the second year, shall be transferred to this Item. The nongeneral				
11	fund amount, estimated at \$953,423 the first year and \$953,423 the second year, shall be				
12	transferred to the general fund by the State Comptroller pursuant to the provisions of § 3-1.01				
13	of this act. The Department of Planning and Budget shall provide to the State Comptroller the				
14	agency-specific detail necessary to effect these transfers.				
15	431. Emergency Response Systems Development				
16	Technology Services (71200).....			\$39,466,528	\$39,466,528
17	Emergency Communication Systems Development				
18	Services (71201).....	\$2,734,309	\$2,734,309		
19	Financial Assistance to Localities for Enhanced				
20	Emergency Communications (71202).....	\$30,540,251	\$30,540,251		
21	Financial Assistance to Service Providers for Enhanced				
22	Emergency Communications Services (71203).....	\$6,191,968	\$6,191,968		
23	Fund Sources: Dedicated Special Revenue.....	\$39,466,528	\$39,466,528		
24	Authority: Title 2.2, Chapter 20.1, and Title 56, Chapter 15, Code of Virginia.				
25	A.1. Out of the amounts for Emergency Communication Systems Development Services,				
26	\$1,000,000 the first year and \$1,000,000 the second year from dedicated special revenue shall				
27	be used for development and deployment of improvements to the statewide E-911 network.				
28	2. These funds shall remain unallotted until their expenditure has been approved by the				
29	Wireless E-911 Services Board.				
30	B. Notwithstanding the provisions of § 56-484.13, Code of Virginia, the E-911 Services Board				
31	shall consist of 16 members as follows: the Director, Virginia Department of Emergency				
32	Management, who shall serve as chairman of the board; the Comptroller, who shall serve as				
33	the treasurer of the board; the Chief Information Officer, and the following 13 members to be				
34	appointed by the Governor: one member representing the Virginia Department of Emergency				
35	Management; one member representing the Virginia State Police; one member representing a				
36	local exchange carrier providing E-911 service in Virginia; two members representing wireless				
37	service providers authorized to do business in Virginia, three county; city or town Public Safety				
38	Answering Points directors or managers representing diverse regions of Virginia; one Virginia				
39	sheriff; one chief of police; one fire chief; one emergency medical services manager; and one				
40	finance officer of a county, city, or town.				
41	C. The operating expenses, administrative costs, and salaries of the employees of the Public				
42	Safety Communications Division shall be paid from the Wireless E-911 Fund created pursuant				
43	to § 56-484.17.				
44	432. Information Technology Development and Operations				
45	(82000).....			\$5,477,000	\$5,477,000
46	Network Services -- Data, Voice, and Video (82003).....	\$5,477,000	\$5,477,000		
47	Data Center Services (82005).....	a sum sufficient			
48	Desktop and End User Services (82006).....	a sum sufficient			
49	Computer Operations Security Services (82010).....	a sum sufficient			
50	Fund Sources: Special.....	\$5,477,000	\$5,477,000		
51	Internal Service.....	a sum sufficient			
52	Authority: Title 2.2, Chapter 20.1, Code of Virginia.				

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1 A. Amounts for Information Technology Development and Operations represent an internal  
 2 service fund and shall be paid solely from revenues derived from charges for services. The  
 3 estimated cost for Network Services — Data, Voice, and Video is \$79,142,426 the first year  
 4 and \$79,142,426 the second year, for Data Center Services is \$67,260,303 the first year and  
 5 \$67,260,303 the second year, for Desktop and End User Services is \$118,218,086 the first year  
 6 and \$118,218,086 the second year, and for Computer Operations Security Services is  
 7 \$7,380,773 in the first year and \$7,380,773 the second year.

8 B. Political subdivisions and local school divisions are hereby authorized to purchase  
 9 information technology goods and services of every description from the Virginia Information  
 10 Technologies Agency and its vendors, provided that such purchases are not prohibited by the  
 11 terms and conditions of the contracts for such goods and services.

12 C. Also included in the amounts for Network Services - Data, Voice, and Video are funds from  
 13 the Acquisition Services Special Fund which is paid solely from receipts from vendor  
 14 information technology contracts. These funds will be used to finance procurement and  
 15 contracting activities and costs unallowable for federal fund reimbursement.

16 D. The Information Technology Investment Board shall work with the Secretary of Finance and  
 17 the Department of Planning and Budget to identify strategies to reduce technology and  
 18 telecommunications rates and service fees, particularly in regards to overhead service charges.  
 19 These strategies should include opportunities to reduce the number of retained employees and  
 20 to establish standards for hardware, such as the number of printers per employees and using  
 21 docking stations instead of laptops and desktops. The Information Technology  
 22 Investment Board shall report its findings, along with the anticipated cost savings by agency for  
 23 each strategy, to the Governor and the Chairmen of the House Appropriations and Senate  
 24 Finance Committees on these efforts by October 1, 2010.

25	433.	Information Technology Planning and Quality Control			
26		(82800) .....			\$4,151,505
27		Information Technology Investment Management			\$4,463,034
28		Oversight Services (82801) .....	\$1,519,903	\$1,519,903	
29		Enterprise Development Services (82803).....	\$2,631,602	\$2,943,131	
30		Procurement and Contracting Services (82804) .....	a sum sufficient		
31		Web Development and Support Services (82805) .....	a sum sufficient		
32		Fund Sources: General.....	\$2,300,901	\$2,300,901	
33		Dedicated Special Revenue.....	\$1,850,604	\$2,162,133	

34 Authority: Title 2.2, Chapter 20.1, Code of Virginia.

35 A. On July 1 and January 1 of each year, the Chief Applications Officer (CAO) shall report  
 36 and recommend to the Chief Information Officer and the Information Technology Investment  
 37 Board the processes reviewed and the data standards established and adopted in § 2.2-2033,  
 38 Code of Virginia. The CAO shall report every six months to the Governor and the Information  
 39 Technology Investment Board progress in the areas the division is responsible for implementing  
 40 and any agencies and institutions that have not cooperated with the implementation.

41 B.1. Notwithstanding any other provision of law except the limitations imposed by § 2.2-518,  
 42 § 2.2-4803 and § 2.2-4806, Code of Virginia, Executive Department agencies and institutions  
 43 may enter into management agreements with CGI Technologies & Solutions, Inc. (CGI) for  
 44 debt collection and cost recovery services pursuant to Statements of Work 6 and 7 of the  
 45 Enterprise Applications Master Services Agreement between the Commonwealth of Virginia  
 46 and CGI. Work on enhanced collections and recoveries shall not proceed if they commit the  
 47 Commonwealth to expanding or significantly altering any existing federal or state program  
 48 without the review and approval of the Governor and General Assembly.

49 2. Moneys resulting from enhanced collections and cost recoveries pursuant to this Item shall  
 50 be held in the Virginia Technology Infrastructure Fund as established by § 2.2-2023, Code of  
 51 Virginia.

52 C. Nothing in this item shall prevent Executive Department agencies or institutions from  
 53 committing resources to support the coordinated efforts of the CAO. Such agency commitments  
 54 shall be detailed in the CAO's quarterly reports to the Information Technology Investment



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1 Board.

2 D.1 As established July 1, 2008, the working capital advance for the Enterprise Applications  
3 Division will continue to cover up to \$30,000,000 for expenditures from anticipated revenues  
4 from enhanced collections, cost recoveries, inter-agency collaborative projects and other sources  
5 of initiatives to be collected pursuant to this Item and will be deposited to the Virginia  
6 Technology Infrastructure Fund. The repayments of any such working capital advance shall be  
7 made from such enhanced collections, cost recoveries, inter-agency collaborative projects and  
8 other initiatives. No funds derived from this working capital advance shall be expended without  
9 the prior budget approval of the Information Technology Investment Board and the Secretary of  
10 Finance. The CAO shall inform the Governor, the Chairmen of the House Appropriations and  
11 Senate Finance Committees of the anticipated use.

12 2. Included in this appropriation is \$1,520,604 the first year and \$1,832,133 the second year to  
13 repay the working capital advance cited in paragraph D.1 of this Item. The source of these  
14 repayments is savings, achieved by reducing reimbursement rates within the Department of  
15 Medical Assistance Services for durable medical equipment, which will be deposited in the  
16 Virginia Technology Infrastructure Fund.

17 3. The Director, Department of Planning and Budget, is hereby authorized to appropriate  
18 additional funds, not to exceed \$2,000,000 a year including the amounts cited in paragraph D.2  
19 of this Item, to be deposited in the Virginia Technology Infrastructure Fund to repay the loan.

20 4. Funds received from the working capital advance will be used only for enterprise resource  
21 planning costs. No funds received from this working capital advance shall be used as payment  
22 toward operating costs of this or any other program.

23 E. Pursuant to §2.2-1509.3, Code of Virginia, the following major information technology  
24 projects are active and have been approved and recommended for funding by the Information  
25 Technology Investment Board. The data listed was self-reported to the board by the  
26 responsible agencies. These projects are supported by strong business cases and thus were  
27 considered as priorities for funding in this biennium.

	<b>Start Date</b>	<b>Completion Date</b>	<b>Estimated Project Cost</b>
28 <b>Agency Name / Project Title / Description</b>			
29 <b>Virginia Employment Commission (182) — Unemployment</b>			
30 <b>Insurance Modernization</b>	Sep. 2009	Sep. 2013	\$58,831,331
31 The Virginia Employment Commission (VEC) needs to			
32 modernize the Unemployment Insurance Benefits and Tax			
33 (UIBT) system. The current system is based on VEC			
34 priorities identified in the mid-1980s. Since that time, the			
35 statutory environment and the business processes have			
36 changed. The current UIBT system is difficult to upgrade			
37 and costly to maintain when compared to systems that are			
38 available in today's market. As a result of these concerns,			
39 VEC has identified two goals for the Unemployment			
40 Insurance Modernization Project.			

	<b>FY 2011</b>	<b>FY 2012</b>
41		
42 <b>Estimated Project Expenditures</b>		
43 General Fund	\$0	\$0
44 Nongeneral Fund	\$13,934,284	\$15,849,049

45

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1	<b>Agency Name / Project Title / Description</b>		<b>Start Date</b>	<b>Completion Date</b>	<b>Estimated Project Cost</b>
2	<b>Virginia Community College System (260) - New Human</b>				
3	<b>Resources Information System</b>		Sep. 2009	July 2011	\$11,056,098
4	The project is an implementation of a Human Resources				
5	System for the Virginia Community College System				
6	(VCCS) and 23 Colleges. Currently VCCS does not				
7	employ an automated enterprise solution for human				
8	resources management. Dependence on manual processes				
9	and dated external systems negatively impacts the VCCS'				
10	ability to remain competitive in today's higher education				
11	market and to meet VCCS business, educational, and public				
12	service missions. To address these problems, VCCS plans				
13	to implement the PeopleSoft HR modules. The proposed				
14	system will provide self-service access and business process				
15	support to students, faculty, and staff and improved				
16	workflow for major human resources functions performed				
17	throughout the VCCS colleges and Central Office.				
18	Enhanced interoperability with other VCCS internal and				
19	external application systems will provide additional benefits				
20	from information sharing.				
21					
22	<b>Estimated Project Expenditures</b>		<b>FY 2011</b>	<b>FY 2012</b>	
23	General Fund		\$5,449,284	\$0	
24	Nongeneral Fund		\$0	\$0	
25					
26	<b>Agency Name / Project Title / Description</b>		<b>Start Date</b>	<b>Completion Date</b>	<b>Estimated Project Cost</b>
27	<b>Department of Planning and Budget (122) - Performance</b>				
28	<b>Budgeting Solution</b>		Aug. 2009	Aug. 2011	\$11,402,864
29	The project is the implementation of a performance				
30	budgeting system to replace the current budgeting and				
31	strategic planning applications. Today the				
32	Commonwealth's strategic planning and budget				
33	development processes use a wide range of disparate				
34	systems. These systems have limited integration and				
35	interfacing capabilities. A common problem shared				
36	throughout the enterprise is the need for the same budget				
37	data to be entered multiple times. Because of this, a great				
38	amount of time and effort is spent double-checking and				
39	verifying data to make sure it is balanced.				
40					
41	<b>Estimated Project Expenditures</b>		<b>FY 2011</b>	<b>FY 2012</b>	
42	General Fund		\$0	\$0	
43	Nongeneral Fund		\$4,676,842	\$814,685	
44					

ITEM 433.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	<b>Agency Name / Project Title / Description</b>	<b>Start Date</b>	<b>Completion Date</b>	<b>Estimated Project Cost</b>	
2	<b>Department of Medical Assistance Services (602) - Fiscal</b>				
3	<b>Agent Competitive Re-Bid</b>	Feb. 2009	Oct. 2010	\$15,271,042	
4	DMAS must take steps to competitively re-bid the Fiscal				
5	Agent contract for the operations and support of the				
6	Medicaid Management Information System (MMIS). As				
7	part of the due diligence effort, DMAS has determined that				
8	it is in the best interest of the agency and Commonwealth to				
9	exercise the two remaining option years of the current				
10	contract until June 30, 2010. This will allow the needed				
11	time for DMAS to competitively re-bid and award a new				
12	MMIS contract.				
13					
14	<b>Estimated Project Expenditures</b>	<b>FY 2011</b>	<b>FY 2012</b>		
15	General Fund	\$740,159	\$0		
16	Nongeneral Fund	\$2,220,476	\$0		
17					
18	<b>Agency Name / Project Title / Description</b>	<b>Start Date</b>	<b>Completion Date</b>	<b>Estimated Project Cost</b>	
19	<b>Department of Rehabilitative Services (262) - Integrated</b>				
20	<b>Fiscal System</b>	Jan. 2007	Sep. 2010	\$1,143,169	
21	The Virginia Department of Rehabilitative Services (DRS)				
22	maintains responsibility for the financial processing and				
23	reporting for six Health and Human Resources service				
24	agencies. The umbrella of agencies is commonly referred to				
25	as the Virginia Disability Services Agencies (DSA). DSA				
26	includes DRS, the Department for the Blind and Vision				
27	Impaired, the Virginia Department for the Deaf and Hard of				
28	Hearing, the Virginia Board for People with Disabilities, the				
29	Assistive Technology Loan Fund Authority, and the				
30	Department of Behavioral Health and Developmental				
31	Services. This project is to install an automated Financial				
32	Management System for DSA at DRS.				
33					
34	<b>Estimated Project Expenditures</b>	<b>FY 2011</b>	<b>FY 2012</b>		
35	General Fund	\$0	\$0		
36	Nongeneral Fund	\$156,875	\$0		
37					

ITEM 433.	Item Details(\$)		Appropriations(\$)	
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1	Agency Name / Project Title / Description	Start Date	Completion Date	Estimated Project Cost
2	<b>Virginia Department of Health (601) - Women, Infants, and</b>			
3	<b>Children Electronic Benefits Transfer Project</b>	May 2009	Oct. 2012	\$3,980,666
4	The Women, Infants, and Children (WIC) Electronic			
5	Benefits Transfer (EBT) Project will develop and			
6	implement the business processes and associated technology			
7	to provide electronic WIC (e-WIC) issuance, redemption,			
8	payment, and reconciliation services to distribute food			
9	benefits in the Virginia WIC Program. The manual,			
10	paper-based system introduces numerous inefficiencies into			
11	the process. The project will require procurement of a			
12	number of services including support for the development			
13	of an Implementation Advanced Planning Document, as			
14	required by the United States Department of Agriculture			
15	Food and Nutrition Service, Quality Assurance and			
16	Monitoring, and Design, Development, and Implementation			
17	of the selected e-WIC solution. The project will implement			
18	an online, outsourced EBT technology. A critical task of			
19	e-WIC will be to work with the retailer environment to seek			
20	feasible solutions for point-of-sale equipment and			
21	maintenance.			

22				
23	<b>Estimated Project Expenditures</b>	<b>FY 2011</b>	<b>FY 2012</b>	
24	General Fund	\$0	\$0	
25	Nongeneral Fund	\$1,518,779	\$1,080,299	

27	Agency Name / Project Title / Description	Start Date	Completion Date	Estimated Project Cost
28	<b>Virginia State Police (156) - Law Enforcement Activity</b>			
29	<b>Management System (LEAMS)</b>	June 2007	Feb. 2011	\$3,361,400
30	The LEAMS project will provide a comprehensive system			
31	to support the documentation of criminal investigations and			
32	related law enforcement activities and reduce the agency's			
33	dependence on burdensome paper-based workflows and			
34	difficult-to-change legacy technologies. The system will			
35	make use of up-to-date technology to upgrade process			
36	controls, management/supervisory oversight, data quality,			
37	processing timeliness, system access, analytical tools, and			
38	intra-agency and inter-agency cooperation needed to			
39	maintain quality law enforcement records as mandated			
40	under §15.2.-1722 of the Code of Virginia.			

41				
42	<b>Estimated Project Expenditures</b>	<b>FY 2011</b>	<b>FY 2012</b>	
43	General Fund	\$201,000	\$0	
44	Nongeneral Fund	\$487,800	\$0	

45

ITEM 433.		Item Details(\$)		Appropriations(\$)	
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1	<b>Agency Name / Project Title / Description</b>	<b>Start Date</b>	<b>Completion Date</b>	<b>Estimated Project Cost</b>	
2	<b>Virginia State Police (156) - Statewide Agencies Radio</b>				
3	<b>System</b>	April 2002	Dec. 2011	\$357,244,677	
4	The Statewide Agencies Radio System (STARS) Program				
5	will upgrade the existing Virginia State Police land mobile				
6	and microwave radio networks and make state of the art				
7	communications technologies available to more than 20 state				
8	agencies. STARS will create an integrated, seamless,				
9	statewide, wireless voice and data communications system				
10	designed to meet the needs of these agencies. STARS will				
11	also upgrade mobile radios, portable radios, and vehicular				
12	repeater systems. Localities and federal organizations can				
13	be added as full-time STARS users/partners when				
14	appropriate. The STARS Program will provide				
15	participating agencies with a cost-effective systems				
16	approach that enables interoperability between federal,				
17	local, and Commonwealth government agencies.				
18					
19	<b>Estimated Project Expenditures</b>	<b>FY 2011</b>	<b>FY 2012</b>		
20	General Fund	\$1,649,981	\$0		
21	Nongeneral Fund	\$1,515,116	\$0		
22					
23	<b>Agency Name / Project Title / Description</b>	<b>Start Date</b>	<b>Completion Date</b>	<b>Estimated Project Cost</b>	
24	<b>Virginia Department of Transportation (501) Financial</b>				
25	<b>Management System Project</b>	April 2008	March 2013	\$58,337,353	
26	VDOT is seeking to replace its FMS II application. The				
27	new system will serve as the agency's financial				
28	management system of record. The functional scope of the				
29	project includes General Ledger, Accounts Payable,				
30	Accounts Receivable, Project Accounting, Purchasing,				
31	and Time and Attendance. A second phase of the project				
32	will be the establishment of a second instance of the				
33	application to serve as the basis for statewide Enterprise				
34	Resource Planning. The statewide instance, or VEAP				
35	Base, will have General Ledger and Accounts Payable				
36	functionality.				
37					
38	<b>Estimated Project Expenditures</b>	<b>FY 2011</b>	<b>FY 2012</b>		
39	General Fund	\$0	\$0		
40	Nongeneral Fund	\$22,922,905	\$7,465,361		
41					

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<b>1</b>	<b>Agency Name / Project Title / Description</b>	<b>Start Date</b>	<b>Completion Date</b>	<b>Estimated Project Cost</b>
<b>2</b>	<b>Virginia Department of Transportation (501) - Highway</b>			
<b>3</b>	<b>Performance Monitoring System</b>	Sep. 2009	Dec. 2010	\$1,000,000
<b>4</b>	The Highway Performance Monitoring System (HPMS)			
<b>5</b>	supports the Roadway Network Systems (RNS) program			
<b>6</b>	within the Department of Transportation (VDOT). The			
<b>7</b>	HPMS project includes adding new data fields to RNS for			
<b>8</b>	new data; adding classified public roads to the Highway			
<b>9</b>	Traffic Records Information System (HTRIS); building a			
<b>10</b>	user interface to add/edit data in RNS; and developing a			
<b>11</b>	means of managing and creating a file to send all required			
<b>12</b>	data to the Federal Highway Administration. Currently the			
<b>13</b>	legacy system Highway Traffic Records Information			
<b>14</b>	System (HTRIS) can not accommodate the new			
<b>15</b>	requirements for additional fields and geospatial data.			
<b>16</b>	Accuracy of the reported data from the Roadway Network			
<b>17</b>	System (RNS) HPMS module will be improved where road			
<b>18</b>	data is geospatially referenced.			
<b>19</b>				
<b>20</b>	<b>Estimated Project Expenditures</b>	<b>FY 2011</b>	<b>FY 2012</b>	
<b>21</b>	General Fund	\$0	\$0	
<b>22</b>	Nongeneral Fund	\$350,000	\$0	
<b>23</b>				
<b>24</b>	434. Administrative and Support Services (89900).....			a sum sufficient
<b>25</b>	General Management and Direction (89901).....	a sum sufficient		
<b>26</b>	Accounting and Budgeting Services (89903) .....	a sum sufficient		
<b>27</b>	Human Resources Services (89914).....	a sum sufficient		
<b>28</b>	Procurement and Contracting Services (89918) .....	a sum sufficient		
<b>29</b>	Audit Services (89931).....	a sum sufficient		
<b>30</b>	Web Development and Support Services (89940) .....	a sum sufficient		
<b>31</b>	Fund Sources: Internal Service.....	a sum sufficient		
<b>32</b>	Authority: Title 2.2, Chapter 20.1, Code of Virginia.			
<b>33</b>	A. Operational costs for Administrative and Support Services shall be paid solely from charges			
<b>34</b>	to other programs within this agency.			
<b>35</b>	B. The provisions of Title 2.2, Chapter 20.1 of the Code of Virginia shall not apply to the			
<b>36</b>	Virginia Port Authority.			
<b>37</b>	C. The requirement that the Department of Behavioral Health and Developmental Services			
<b>38</b>	purchase information technology equipment or services from the Virginia Information			
<b>39</b>	Technologies Agency (VITA) according to the provisions of Chapters 981 and 1021 of the			
<b>40</b>	Acts of Assembly of 2003 shall not adversely impact the provision of services to mentally			
<b>41</b>	disabled clients.			
<b>42</b>	D.1. The Department of Human Resource Management shall review all compensation actions			
<b>43</b>	for VITA employees for proper application of the Commonwealth's classification and			
<b>44</b>	compensation policies or procedures. Subject to a memorandum of agreement between these			
<b>45</b>	two agencies, such review shall be undertaken in a timely manner and the results reported back			
<b>46</b>	to VITA within five business days of completion.			
<b>47</b>	2. No later than November 1 of each year the department shall report its findings of any			
<b>48</b>	material deviations from such policies or procedures and the corrective actions that have been			
<b>49</b>	taken to the Information Technology Investment Board, the Governor, the Chairmen of the			
<b>50</b>	House Appropriations and Senate Finance Committees, and the Joint Legislative Audit and			
<b>51</b>	Review Commission.			

ITEM 434.	Item Details(\$)		Appropriations(\$)	
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1	E. The board shall not delegate any of its duties or responsibilities to the chairman other than			
2	to preside over meetings or act as the board's spokesperson in public meetings. The chairman			
3	shall have no powers or duties greater than those given to any other board member. The board			
4	shall use the Chief Information Officer to arrange board and committee meetings and agendas			
5	and solicit the Chief Information Officer's advice on board meeting topics and the frequency of			
6	meetings.			
7	F. Total outstanding tax supported capital leases entered into as part of the infrastructure public			
8	private partnership shall not exceed the following amounts:			
9	FY 2011	\$80,077,305		
10	FY 2012	\$69,165,610		
11	FY 2013	\$63,449,809		
12	FY 2014	\$61,996,583		
13	FY 2015	\$48,585,958		
14	FY 2016	\$42,280,313		
15	G. Consistent with the Cost Allocation Plan (CAP) submitted to the United States Department			
16	of Health and Human Services, Division of Cost Allocation, the Director, Department of			
17	Planning and Budget, is authorized to transfer appropriations between Executive Branch			
18	agencies based on telecommunication and technology rates approved by the Joint Legislative			
19	Audit and Review Commission. Transfers may be made among Executive Branch agencies if			
20	current funding exceeds actual charges or additional funding is needed to cover the			
21	telecommunication and technology charges. Any such transfers shall be included in the			
22	monthly status of adjustments to appropriations report required by §4-8.01 of this act.			
23	435. Information Technology Security Oversight (82900).....			a sum sufficient
24	Technology Security Oversight Services (82901) .....		a sum sufficient	
25	Fund Sources: Internal Service.....		a sum sufficient	
26	Authority: Title 2.2, Chapter 20.1, Code of Virginia.			
27	Amounts for Technology Security Oversight Services are \$2,738,757 the first year and			
28	\$2,738,757 the second year and represent an internal service fund that shall be paid solely from			
29	revenues derived from charges for services.			
30	Total for Virginia Information Technologies Agency.....		\$47,120,141	\$47,431,670
31	General Fund Positions.....	26.00	26.00	
32	Nongeneral Fund Positions.....	345.00	345.00	
33	Position Level .....	371.00	371.00	
34	Fund Sources: General.....	(\$129,709)	(\$129,709)	
35	Special.....	\$5,477,000	\$5,477,000	
36	Dedicated Special Revenue.....	\$41,772,850	\$42,084,379	
37	TOTAL FOR OFFICE OF TECHNOLOGY.....		\$51,634,162	\$51,945,691
38	General Fund Positions.....	31.00	31.00	
39	Nongeneral Fund Positions.....	345.00	345.00	
40	Position Level .....	376.00	376.00	

ITEM 435.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General.....	\$4,384,312	\$4,384,312		
2	Special.....	\$5,477,000	\$5,477,000		
3	Dedicated Special Revenue.....	\$41,772,850	\$42,084,379		



ITEM 436.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	<b>OFFICE OF TRANSPORTATION</b>			
2	<b>§ 1-123. SECRETARY OF TRANSPORTATION (186)</b>			
3	436. Administrative and Support Services (79900).....		\$624,426	\$624,426
4	General Management and Direction (79901).....	\$624,426	\$624,426	
5	Fund Sources: Commonwealth Transportation .....	\$624,426	\$624,426	
6	Authority: Title 2.2, Chapter 2, Article 10, § 2.2-201, and Titles 33, 46, and 58, Code of			
7	Virginia.			
8	A. The transportation policy goals enumerated in this act shall be implemented by the Secretary			
9	of Transportation, including the secretary acting as Chairman of the Commonwealth			
10	Transportation Board.			
11	1. The maintenance of existing transportation assets to ensure the safety of the public shall be			
12	the first priority in budgeting, allocation, and spending. The highway share of the			
13	Transportation Trust Fund shall be used for highway maintenance and operation purposes prior			
14	to its availability for new development, acquisition, and construction.			
15	2. The efficient and cost-effective movement of people and goods will consider the needs in,			
16	and connectivity of, all modes of transportation, including bicycling, walking, public			
17	transportation, highways, freight and passenger rail, ports, and airports. The planning,			
18	development, construction, and operations of Virginia's transportation facilities will reflect this			
19	goal.			
20	3. The Secretary of Transportation shall ensure that the planning and evaluation of projects and			
21	activities by transportation agencies is consistent with the Principles of Sustainable Community			
22	Investment identified in Executive Order 69 (2008).			
23	4. To the greatest extent possible, the appropriation of transportation revenues shall reflect			
24	planned spending of such revenues by agency and by program. The maximization of all federal			
25	transportation funds available to the Commonwealth shall be paramount in the budgetary,			
26	spending, and allocation processes. The secretary is hereby authorized to take all actions			
27	necessary to ensure that federal transportation funds are allocated and utilized for the maximum			
28	benefit of the Commonwealth, whether such funds are authorized under P.L. 109-59 of the			
29	109th Congress, or any successor or related federal transportation legislation.			
30	B.1. The secretary shall ensure that the allocation of transportation funds apportioned and for			
31	which obligation authority is expected to be available under federal law shall be in accordance			
32	with such laws and in support of the transportation policy goals enumerated in this act.			
33	Furthermore, the secretary is authorized to take all actions necessary to allocate the required			
34	match for federal highway funds to ensure their appropriate and timely obligation and			
35	expenditure within the fiscal constraints of state transportation revenues. By June 1 of each			
36	year, the secretary, as Chairman of the Board, shall report to the Governor and General			
37	Assembly on the allocation of such federal transportation funds and the actions taken to			
38	provide the required match.			
39	2. Beginning July 1, 2011, in providing the required match for federal Regional Surface			
40	Transportation Program funds made available to Metropolitan Planning Organizations in			
41	urbanized areas greater than 200,000, the board shall only make allocations to those			
42	Metropolitan Planning Organizations that, in consultation with the Office of Intermodal			
43	Planning and Investment, have developed regional transportation and land use performance			
44	measures pursuant to Chapters 670 and 690 of the 2009 Acts of Assembly and have been			
45	approved by the board.			
46	3. Projects funded, in whole or part, from federal funds referred to as congestion mitigation and			
47	air quality improvement, shall be selected as directed by the board. Such funds shall be			
48	federally obligated within 24 months of their allocation by the board and expended within 48			
49	months of such obligation. If the requirements included in this paragraph are not met by such			
50	agency or recipient, then the board shall use such federal funds for any other project eligible			
51	under 23 USC 149.			

ITEM 436.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	4. Funds apportioned under federal law for the Surface Transportation Program shall be			
2	distributed and administered in accordance with federal requirements, including the seven			
3	percent that is required to be allocated for public transportation purposes.			
4	5. a. Funds made available to the Metropolitan Planning Organizations known as the Regional			
5	Surface Transportation Program for urbanized areas greater than 200,000, in FY 2011 and each			
6	fiscal year thereafter shall be federally obligated within 12 months of their allocation by the			
7	board and expended within 36 months of such obligation. If the requirements included in this			
8	paragraph are not met by the recipient, then the board shall rescind the required match for such			
9	federal funds.			
10	b. Funds made available to the Metropolitan Planning Organizations known as the Regional			
11	Surface Transportation Program for urbanized areas greater than 200,000, in FY 2010 and any			
12	preceding fiscal year shall be federally obligated within 12 months of the effective date of this			
13	act and expended within 36 months of such obligation. If the requirements included in this			
14	paragraph are not met by the recipient, then the board shall rescind the required match for such			
15	federal funds.			
16	6. Funds apportioned under federal law for the Equity Bonus program shall be allocated as			
17	required by federal law, including the thirteen percent that is required to be allocated for public			
18	transportation purposes. Funds for contract fees paid by the Virginia Railway Express for			
19	access to the rights-of-way of CSX Transportation, Norfolk Southern Corporation, and the			
20	National Railroad Passenger Corporation shall be allocated from the public transportation's			
21	portion of federal Equity Bonus program funds.			
22	7. Notwithstanding paragraph B.1. of this Item, the required matching funds for enhancement			
23	projects are to be provided by the recipient of the federal-aid funding.			
24	8.a. Federal funds provided to the National Highway System, Surface Transportation Program,			
25	Equity Bonus Program, and Congestion Mitigation and Air Quality categories as well as the			
26	required state matching funds may be allocated by the Commonwealth Transportation Board for			
27	transit purposes under the same rules and conditions authorized by federal law. The			
28	Commonwealth Transportation Board, in consultation with the appropriate local and regional			
29	entities, may allocate to local and regional public transit operators, for operating and/or capital			
30	purposes, state revenues designated by formula for primary, urban, and secondary highways.			
31	b. Federal funds apportioned as the Highway Bridge Program shall be allocated and obligated			
32	as required by federal law to eligible projects across the Commonwealth. The Commonwealth			
33	Transportation Board shall consider the sufficiency and deficiency ratings of such eligible			
34	projects in making their allocations.			
35	9. If a regional area (or areas) of the Commonwealth is determined to be not in compliance			
36	with Clean Air Act rules regarding conformity and as a result federal and/or state allocations,			
37	apportionments or obligations cannot be used to fund or support transportation projects or			
38	programs in that area, such funds may be used to finance demand management, conformity,			
39	and congestion mitigation projects to the extent allowed by federal law. Any remaining amount			
40	of such allocations, apportionments, or obligations shall be set aside to the extent possible			
41	under law for use in that regional area.			
42	10. Appropriations in this act related to federal revenues outlined in this section may be			
43	adjusted by the Director, Department of Planning and Budget, upon request from the Secretary			
44	of Transportation, as needed to utilize and allocate additional federal funds that may become			
45	available.			
46	C. The secretary may ensure that appropriate action is taken to maintain a minimum cash			
47	balance and/or cash reserve in the Highway Maintenance and Operating fund.			
48	D.1. The Commonwealth Transportation Board is hereby authorized to apply for, execute,			
49	and/or endorse applications submitted by private entities to obtain federal credit assistance for			
50	one or more qualifying transportation infrastructure projects or facilities to be developed			
51	pursuant to the Public-Private Transportation Act of 1995, as amended. Any such application,			
52	agreement and/or endorsement shall not financially obligate the Commonwealth or be construed			
53	to implicate the credit of the Commonwealth as security for any such federal credit assistance.			

ITEM 436.		Item Details(\$)		Appropriations(\$)		
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	2. The Commonwealth Transportation Board is hereby authorized to pursue or otherwise apply					
2	for, and execute, an agreement to obtain financing using a federal credit instrument for project					
3	financings otherwise authorized by this Act or other Acts of Assembly.					
4	E. Revenues generated pursuant to the provisions of § 58.1-3221.3, Code of Virginia, shall only					
5	be used to supplement, not supplant, any local funds provided for transportation programs					
6	within the localities authorized to impose the fees under the provisions of § 58.1-3221.3, Code					
7	of Virginia.					
8	F. The Director, Department of Planning and Budget, is authorized to adjust the appropriation					
9	of transportation agencies in order to utilize proceeds from the sale of Commonwealth of					
10	Virginia Transportation Capital Projects Revenue Bonds which were authorized in the prior					
11	fiscal year but not issued, pursuant to Section 2 of Enactment Clause 2 of Chapter 896 of the					
12	2007 General Assembly Session.					
13	Total for Secretary of Transportation.....			\$624,426	\$624,426	
14	Nongeneral Fund Positions.....	5.00	5.00			
15	Position Level .....	5.00	5.00			
16	Fund Sources: Commonwealth Transportation .....	\$624,426	\$624,426			
17	<b>§ 1-124. DEPARTMENT OF AVIATION (841)</b>					
18	437. Financial Assistance for Airports (65400).....			\$28,351,475	\$28,351,475	
19	Financial Assistance for Airport Maintenance (65401).....	\$1,000,000	\$1,000,000			
20	Financial Assistance for Airport Development (65404)....	\$25,976,475	\$25,976,475			
21	Financial Assistance for Aviation Promotion (65405).....	\$1,375,000	\$1,375,000			
22	Fund Sources: Commonwealth Transportation .....	\$28,351,475	\$28,351,475			
23	Authority: Title 5.1, Chapters 1, 3, and 5; Title 58.1, Chapter 6, Code of Virginia.					
24	A. It is the intent of the General Assembly that the Department of Aviation match federal					
25	funds for Airport Assistance to the maximum extent possible. In furtherance of this					
26	maximization, the Commonwealth Transportation Board may request funding from the					
27	Commonwealth Airport Fund for surface transportation projects that provide airport access. The					
28	Aviation Board shall consider such requests and provide funding as it so approves. However,					
29	the legislative intent expressed herein shall not be construed to prohibit the Virginia Aviation					
30	Board from allocating funds for promotional activities in the event that federal matching funds					
31	are unavailable.					
32	B. The department is authorized to expend up to \$400,000 of Aviation Special Funds in each					
33	year to support a partnership between industry, academia, and Virginia Small Aircraft					
34	Transportation System. The project shall target research efforts to promote safety and greater					
35	access for rural airports.					
36	C. The department is authorized to pay to the Civil Air Patrol from Aviation Special Funds					
37	\$100,000 the first year and \$100,000 the second year. The provisions of § 2.2-1505, Code of					
38	Virginia, and § 4-5.05 of this act shall not apply to the Civil Air Patrol.					
39	D. Out of the amounts included in this Item \$500,000 the first year and \$500,000 the second					
40	year shall be paid to the Washington Airports Task Force.					
41	438. Air Transportation System Planning, Regulation,					
42	Communication and Education (65500).....			\$2,850,699	\$2,850,699	
43	Aviation Licensing and Regulation (65501).....	\$101,167	\$101,167			
44	Aviation Communication and Education (65502) .....	\$760,666	\$760,666			
45	General Aviation Personnel Development (65503).....	\$26,400	\$26,400			
46	Air Transportation Planning and Development (65504)...	\$1,962,466	\$1,962,466			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>ITEM 438.</b>					
1	Fund Sources: Commonwealth Transportation .....	\$2,350,699	\$2,350,699		
2	Federal Trust.....	\$500,000	\$500,000		
3	Authority: Title 5.1, Chapter 1, Code of Virginia.				
4	439. State Aircraft Flight Operations (65600) .....			\$1,782,826	\$1,782,826
5	State Aircraft Operations and Maintenance (65602) .....	\$1,782,826	\$1,782,826		
6	Fund Sources: General .....	\$30,246	\$30,246		
7	Commonwealth Transportation .....	\$1,752,580	\$1,752,580		
8	Authority: Title 5.1, Chapter 1, Code of Virginia.				
9	440. Administrative and Support Services (69900).....			\$1,169,877	\$1,169,877
10	General Management and Direction (69901).....	\$1,169,877	\$1,169,877		
11	Fund Sources: Commonwealth Transportation .....	\$1,169,877	\$1,169,877		
12	Authority: Title 5.1, Chapter 1, Code of Virginia.				
13	A. The Director, Department of Aviation, shall prepare general guidelines regarding aircraft				
14	acquisition and use that shall include a requirement for state agencies to develop written				
15	policies on usage, charge rates and record-keeping. The Director shall examine the aircraft				
16	needs of state agencies and determine the most efficient and effective method of organizing and				
17	managing the Commonwealth's aircraft operations. The Director shall implement the aircraft				
18	management system he determines to be most suitable and revise it periodically as the need				
19	arises.				
20	B. The Virginia Aviation Board and the Department of Aviation may obligate funds in excess				
21	of the current biennium appropriation for aviation financial assistance programs supported by				
22	the Commonwealth Transportation Fund provided 1) sufficient cash is available to cover				
23	projected costs in each year and 2) sufficient revenues are projected to meet all cash				
24	obligations for new obligations as well as all other commitments and appropriations approved				
25	by the General Assembly in the biennial budget.				
26	Total for Department of Aviation .....			<b>\$34,154,877</b>	<b>\$34,154,877</b>
27	Nongeneral Fund Positions.....	33.00	33.00		
28	Position Level .....	33.00	33.00		
29	Fund Sources: General .....	\$30,246	\$30,246		
30	Commonwealth Transportation .....	\$33,624,631	\$33,624,631		
31	Federal Trust.....	\$500,000	\$500,000		
32	<b>§ 1-125. DEPARTMENT OF MOTOR VEHICLES (154)</b>				
33	441. Ground Transportation Regulation (60100) .....			\$153,230,479	\$153,230,479
34	Customer Service Centers Operations (60101).....	\$106,679,845	\$106,679,845		
35	Ground Transportation Regulation and Enforcement				
36	(60103) .....	\$35,018,683	\$35,018,683		
37	Motor Carrier Regulation Services (60105).....	\$11,531,951	\$11,531,951		
38	Fund Sources: Commonwealth Transportation .....	\$147,783,879	\$147,783,879		
39	Trust and Agency .....	\$5,446,600	\$5,446,600		
40	Authority: Title 46.2, Chapters 1, 2, 3, 6, 8, 10, 12, 15, 16, and 17; §§ 18.2-266 through				
41	18.2-272; Title 58.1, Chapters 21 and 24, Code of Virginia. Title 33, Chapter 4, United States				
42	Code.				
43	A. The Commissioner, Department of Motor Vehicles, is authorized to establish, where feasible				
44	and cost efficient, contracts with private/public partnerships with commercial operations, to				
45	provide for simplification and streamlining of service to citizens through electronic means.				
46	Provided, however, that such commercial operations shall not be entitled to compensation as				
47	established under § 46.2-205, Code of Virginia, but rather at rates limited to those established				

ITEM 441.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	by the commissioner.				
2	B. The Department of Motor Vehicles shall work to increase the use of alternative service				
3	delivery methods. As part of its effort to shift customers to internet usage where applicable, the				
4	department shall not charge its customers for the use of credit cards for internet or other types				
5	of transactions. To mitigate the impact of the federal Real ID Act of 2005 on customer service				
6	centers, the Department of Motor Vehicles shall promulgate policies to direct vehicle				
7	registration renewal transactions to more efficient delivery channels pursuant to the provisions				
8	of § 46.2-214.2, Code of Virginia. In addition, notwithstanding the provisions § 46.2-342, Code				
9	of Virginia, and in accordance with the newly released regulations governing the Real ID Act				
10	of 2005, the department may issue driver's licenses and identification cards with photographs in				
11	color or black and white.				
12	C. In order to provide citizens of the Commonwealth greater access to the Department of				
13	Motor Vehicles, the agency is authorized to enter into an agreement with any local				
14	constitutional officer or combination of officers to act as a license agent for the department,				
15	with the consent of the chief administrative officer of the constitutional officer's county or city,				
16	and to negotiate a separate compensation schedule for such office other than the schedule set				
17	out in § 46.2-205, Code of Virginia. Notwithstanding any other provision of law, any				
18	compensation due to a constitutional officer serving as a license agent shall be remitted by the				
19	department to the officer's county or city on a monthly basis, and not less than 80 percent of				
20	the sums so remitted shall be appropriated by such county or city to the office of the				
21	constitutional officer to compensate such officer for the additional work involved with				
22	processing transactions for the department. Funds appropriated to the constitutional office for				
23	such work shall not be used to supplant existing local funding for such office, nor to reduce				
24	the local share of the Compensation Board-approved budget for such office below the level				
25	established pursuant to general law.				
26	D. The base compensation for DMV Select Agents shall be set at 4.5 percent of gross				
27	collections for the first \$500,000 and 5.0 percent of all gross collections in excess of \$500,000				
28	made by the entity during each fiscal year. The Commissioner shall supply the agents with all				
29	necessary agency forms to provide services to the public, and shall cause to be paid all freight				
30	and postage, but shall not be responsible for any extra clerk hire or other business-related				
31	expenses or business equipment expenses occasioned by their duties.				
32	442.	Ground Transportation System Safety (60500) .....		\$5,028,007	\$5,028,007
33		Highway Safety Services (60508) .....	\$5,028,007	\$5,028,007	
34		Fund Sources: Commonwealth Transportation .....	\$4,295,683	\$4,295,683	
35		Federal Trust .....	\$732,324	\$732,324	
36		Authority: §§ 46.2-222 through 46.2-224, Code of Virginia; Chapter 4, United States Code.			
37	443.	Administrative and Support Services (69900) .....		\$58,985,722	\$58,985,722
38		General Management and Direction (69901) .....	\$24,777,493	\$24,777,493	
39		Information Technology Services (69902) .....	\$29,357,867	\$29,357,867	
40		Facilities and Grounds Management Services (69915) .....	\$4,850,362	\$4,850,362	
41		Fund Sources: Commonwealth Transportation .....	\$57,748,722	\$57,748,722	
42		Federal Trust .....	\$1,237,000	\$1,237,000	
43		Authority: Title 46.2, Chapters 1 and 2, and § 46.2-697.1; Title 58.1, Chapters 17, 21, and 24,			
44		Code of Virginia.			
45		The Department of Transportation shall reimburse the Department of Motor Vehicles for the			
46		operating costs of the Fuels Tax Evasion Program.			
47		Total for Department of Motor Vehicles .....		<b>\$217,244,208</b>	<b>\$217,244,208</b>
48		Nongeneral Fund Positions .....	2,038.00	2,038.00	
49		Position Level .....	2,038.00	2,038.00	

ITEM 443.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: Commonwealth Transportation .....	\$209,828,284	\$209,828,284		
2	Trust and Agency .....	\$5,446,600	\$5,446,600		
3	Federal Trust.....	\$1,969,324	\$1,969,324		
4	<b>Department of Motor Vehicles Transfer Payments (530)</b>				
5	444. Ground Transportation System Safety (60500) .....			\$30,255,029	\$30,255,029
6	Financial Assistance for Transportation Safety (60507) ...	\$30,255,029	\$30,255,029		
7	Fund Sources: Federal Trust.....	\$30,255,029	\$30,255,029		
8	Authority: §§ 46.2-222 through 46.2-224, Code of Virginia; Chapter 4, United States Code.				
9	445. Financial Assistance to Localities - General (72800) .....			\$38,891,500	\$38,891,500
10	Financial Assistance to Localities - Mobile Home Tax				
11	(72803) .....	\$5,500,000	\$5,500,000		
12	Financial Assistance to Localities - Rental Vehicle Tax				
13	(72810) .....	\$33,000,000	\$33,000,000		
14	Financial Assistance to Localities for the Disposal of				
15	Abandoned Vehicles (72814) .....	\$391,500	\$391,500		
16	Fund Sources: Commonwealth Transportation .....	\$391,500	\$391,500		
17	Trust and Agency .....	\$38,500,000	\$38,500,000		
18	Authority: §§ 46.2-416, 58.1-2402, and 58.1-2425, and 46.2-1200 through 46.2-1208, Code of				
19	Virginia.				
20	A. The Department of Motor Vehicles Transfer Payments is authorized to reduce payments to				
21	localities under the Mobile Home Tax and Rental Vehicle Tax Programs to effect the cash				
22	transfers of administrative costs included in § 3-1.01 of this act.				
23	B. The Department of Motor Vehicles Transfer Payments is authorized to reduce payments to				
24	localities under the Mobile Home Tax Program to the extent necessary to effect the transfer				
25	included in § 3-1.01 CC.1. of this act.				
26	Total for Department of Motor Vehicles Transfer				
27	Payments.....			<b>\$69,146,529</b>	<b>\$69,146,529</b>
28	Fund Sources: Commonwealth Transportation .....	\$391,500	\$391,500		
29	Trust and Agency .....	\$38,500,000	\$38,500,000		
30	Federal Trust.....	\$30,255,029	\$30,255,029		
31	Grand Total for Department of Motor Vehicles.....			<b>\$286,390,737</b>	<b>\$286,390,737</b>
32	Nongeneral Fund Positions.....	2,038.00	2,038.00		
33	Position Level .....	2,038.00	2,038.00		
34	Fund Sources: Commonwealth Transportation .....	\$210,219,784	\$210,219,784		
35	Trust and Agency .....	\$43,946,600	\$43,946,600		
36	Federal Trust.....	\$32,224,353	\$32,224,353		
37	<b>§ 1-126. DEPARTMENT OF RAIL AND PUBLIC TRANSPORTATION (505)</b>				
38	446. Ground Transportation Planning and Research (60200) ...			\$3,250,125	\$3,314,850
39	Rail and Public Transportation Planning, Regulation,				
40	and Safety (60203).....	\$3,250,125	\$3,314,850		
41	Fund Sources: Commonwealth Transportation .....	\$3,250,125	\$3,314,850		
42	Authority: Titles 33.1 and 58.1, Code of Virginia.				
43	A. The Commonwealth Transportation Board may allocate up to three percent of the funds				
44	appropriated in Item 447 and Item 448 to support costs of project development, project				
45	administration and project compliance incurred by the Department of Rail and Public				

ITEM 446.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Transportation in implementing rail, public transportation, and congestion management grants			
2	and programs set out in §§ 58.1-638, 33.1-221.1:1.1 and 33.1-221.1:1.2, Code of Virginia.			
3	B. Out of the amounts identified in this Item, \$291,227 the first year and \$297,052 the second			
4	year from the Commonwealth Transportation Fund shall be paid to the Washington			
5	Metropolitan Area Transit Commission.			
6	447.		\$292,273,380	\$317,229,869
7				
8				
9				
10				
11				
12	Authority: Titles 33.1 and 58.1, Code of Virginia.			
13	A.1. Except as provided in Item 446 A, the Commonwealth Transportation Board shall allocate			
14	all monies in the Commonwealth Mass Transit Fund, as provided in § 58.1-638, Code of			
15	Virginia. The total appropriation for the Commonwealth Mass Transit Fund is \$151,542,592 the			
16	first year and \$156,110,283 the second year from the Transportation Trust Fund. From these			
17	funds, the following estimated allocations shall be made:			
18	a. \$113,094,635 the first year and \$116,374,670 the second year to statewide Formula			
19	Assistance as provided in § 58.1-638, Code of Virginia. The allocation of Formula Assistance			
20	to each recipient shall be limited to the recipient's maximum eligibility as defined in			
21	§ 58.1-638, Code of Virginia. When the initial allocation to a recipient is greater than the			
22	recipient's eligibility to receive Formula Assistance, the Commonwealth Transportation Board			
23	may transfer the surplus funds to the statewide Capital Assistance program for distribution			
24	under that program. The Commonwealth Transportation Board may hold harmless from a			
25	reduction in state formula assistance any transit system that maintains service levels from the			
26	previous year.			
27	b. \$30,624,979 the first year and \$31,740,638 the second year from the Commonwealth Mass			
28	Transit Fund to statewide Capital Assistance.			
29	2. Included in this Item is \$2,500,000 the first year and \$2,500,000 the second year from the			
30	Commonwealth Mass Transit Trust Fund. These allocations are designated for "paratransit"			
31	capital projects and enhanced transportation services for the elderly and disabled.			
32	3. From the amounts appropriated in this Item from the Commonwealth Mass Transit Fund,			
33	\$1,837,498 the first year and \$1,904,438 the second year is the estimated allocation to			
34	statewide Special Programs as provided in § 58.1-638, Code of Virginia.			
35	4. Not included in this appropriation is an amount estimated at \$24,845,625 the first year and			
36	\$24,998,405 the second year allocated to transit agencies from federal sources for the Surface			
37	Transportation Program (STP) and the Minimum Guarantee program.			
38	B. The Commonwealth Transportation Board shall operate a program entitled the			
39	Transportation Efficiency Improvement Fund (TEIF). The purpose of the TEIF program is to			
40	reduce traffic congestion by supporting transportation demand management programs and			
41	projects designed to reduce the movement of passengers and freight on Virginia's highway			
42	system. Using transportation revenues generally available to the Board, funds shall be			
43	apportioned as determined by the Board to designated transportation projects in addition to			
44	funds allocated pursuant to § 33.1-23.1, Code of Virginia. Total TEIF program funding shall			
45	not exceed \$4,000,000 the first year and \$4,000,000 the second year.			
46	C. Funds from a stable and reliable source, as required in Public Law 96-184, as amended, are			
47	to be provided to Metro Rail from payments authorized and allocated in this program and			
48	pursuant to § 58.1-1720, Code of Virginia.			
49	D. Funds appropriated to the Department of Rail and Public Transportation and allocated to			
50	the Northern Virginia Transportation Commission to be allocated to its member jurisdictions			
51	are held in trust by the commission for those jurisdictions until released by specific			

ITEM 447.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	authorization from the governing bodies of the jurisdictions for the purpose for which funds				
2	were appropriated.				
3	E. 1. The Commonwealth Transportation Board, with the assistance of the Office of Intermodal				
4	Planning and Investment, shall no later than December 1, 2010, develop criteria for grants to				
5	local governments, regional entities, transit agencies, private entities as defined in §56-557,				
6	Code of Virginia, and other appropriate entities for new transit service or expansion of existing				
7	transit service funded in whole or in part from funds available pursuant to subsection 1 of				
8	§33.1-23.4:01, Code of Virginia. Such criteria shall give priority to projects that include				
9	complementary land use commitments, are located within urban development areas designated				
10	pursuant to §15.2-2223.1, Code of Virginia, connect activity centers, and include local or				
11	private operating and capital funding. Applications for such grants shall describe the				
12	relationship among the existing transportation network, land use commitments, and the new or				
13	expanded transit service. Long term operating subsidies provided by dedicated revenues,				
14	complementary land uses, and other factors as defined by the board may be used to meet the				
15	local contribution requirement of §58.1-638, Code of Virginia.				
16	2. The board may award up to two grants annually. The amounts of such grants shall be up to				
17	one-half the amount of funds available pursuant to subsection 1 of §33.1-23.4:01, Code of				
18	Virginia.				
19	3. Out of the amounts identified in Item 454 of this act, up to \$500,000 in the first year shall				
20	be awarded by the Commonwealth Transportation Board to local governments, regional entities,				
21	transit agencies, and other appropriate entities to plan and develop grant applications.				
22	448.	Financial Assistance for Rail Programs (61000).....		\$46,074,000	\$51,187,000
23		Rail Industrial Access (61001).....	\$3,000,000	\$3,000,000	
24		Rail Preservation Programs (61002).....	\$5,287,000	\$6,287,000	
25		Rail Enhancement Programs (61003).....	\$37,787,000	\$41,900,000	
26		Fund Sources: Commonwealth Transportation.....	\$46,074,000	\$51,187,000	
27	Authority: Title 33.1, Code of Virginia.				
28	A. Except as provided in Item 446 A., the Commonwealth Transportation Board shall operate				
29	the Shortline Railway Preservation and Development Program in accordance with				
30	§ 33.1-221.1:1.2, Code of Virginia. The board may allocate funds pursuant to § 33.1-23.1,				
31	Code of Virginia, to the Shortline Railway Preservation and Development Fund.				
32	B. The Commonwealth Transportation Board shall operate the Rail Industrial Access Program				
33	in accordance with §33.1-221.1:1, Code of Virginia. The board may allocate funds pursuant to				
34	§33.1-23.1, Code of Virginia, to the fund for construction of industrial access railroad tracks.				
35	C. At the conclusion of the three-year passenger rail demonstration programs in the Route 29				
36	and Interstate 95 corridors approved by the Commonwealth Transportation Board in February				
37	2009, any passenger rail service funded by the Commonwealth Transportation Fund shall not				
38	provide direct service to a local government unless an area immediately adjacent to the				
39	applicable train station is designated by the applicable local government as an urban				
40	development area pursuant to §15.2-2223.1, Code of Virginia.				
41	449.	Administrative and Support Services (69900).....		\$4,886,450	\$4,959,179
42		General Management and Direction (69901).....	\$4,886,450	\$4,959,179	
43		Fund Sources: Commonwealth Transportation.....	\$4,886,450	\$4,959,179	
44	Authority: Titles 33.1 and 58.1, Code of Virginia.				
45	The Director, Department of Planning and Budget, is authorized to adjust appropriations and				
46	allotments for the Department of Rail and Public Transportation to reflect changes in the				
47	official revenue estimates for commonwealth transportation funds.				
48	Total for Department of Rail and Public Transportation..			<b>\$346,483,955</b>	<b>\$376,690,898</b>



ITEM 449.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Nongeneral Fund Positions.....	53.00	53.00		
2	Position Level .....	53.00	53.00		
3	Fund Sources: Special.....	\$774,662	\$790,156		
4	Commonwealth Transportation .....	\$345,709,293	\$375,900,742		
5	<b>§ 1-127. DEPARTMENT OF TRANSPORTATION (501)</b>				
6	450. Environmental Monitoring and Evaluation (51400).....			\$14,441,359	\$14,583,928
7	Environmental Monitoring and Compliance for				
8	Highway Projects (51408).....	\$12,474,921	\$12,614,904		
9	Environmental Monitoring Program Management and				
10	Direction (51409).....	\$1,966,438	\$1,969,024		
11	Fund Sources: Commonwealth Transportation .....	\$14,441,359	\$14,583,928		
12	Authority: Title 33.1, Code of Virginia.				
13	451. Ground Transportation Planning and Research (60200) ...			\$40,877,755	\$41,303,737
14	Ground Transportation System Planning (60201).....	\$35,737,372	\$36,126,509		
15	Ground Transportation System Research (60202).....	\$1,556,477	\$1,556,477		
16	Ground Transportation Program Management and				
17	Direction (60204).....	\$3,583,906	\$3,620,751		
18	Fund Sources: Commonwealth Transportation .....	\$40,877,755	\$41,303,737		
19	Authority: Title 33.1, Code of Virginia.				
20	1. Included in the amount for ground transportation system planning and research is no less				
21	than \$4,500,000 the first year and no less than \$4,500,000 the second year from the highway				
22	share of the Transportation Trust Fund for the planning and evaluation of options to address				
23	transportation needs.				
24	2. In addition, the Commonwealth Transportation Board may approve the expenditures of up to				
25	\$500,000 the first year and \$500,000 the second year from the highway share of the				
26	Transportation Trust Fund for the completion of advance activities, prior to the initiation of an				
27	individual project's design along existing highway corridors, to determine short-term and				
28	long-term improvements to the corridor. Such activities shall consider safety, access				
29	management, alternative modes, operations, and infrastructure improvements. Such funds shall				
30	be used for, but are not limited to, the completion of activities prior to the initiation of an				
31	individual project's design or to benefit identification of needs throughout the state or the				
32	prioritization of those needs. For federally eligible activities, the activity or item shall be				
33	included in the Commonwealth Transportation Board's annual update of the Six-Year				
34	Improvement program so that (i) appropriate federal funds may be allocated and reimbursed for				
35	the activities and (ii) all requirements of the federal Statewide Transportation Improvement				
36	Program can be achieved.				
37	3.a. The Office of Intermodal Planning and Investment shall recommend to the Commonwealth				
38	Transportation Board all allocations of such funds in this paragraph. The planning and				
39	evaluation may be conducted or managed by the Department of Transportation, Department of				
40	Rail and Public Transportation, or another qualified entity selected and/or approved by the				
41	Commonwealth Transportation Board.				
42	b. The office shall work directly with affected Metropolitan Planning Organizations to develop				
43	and implement quantifiable and achievable goals relating to congestion reduction and safety,				
44	transit and HOV usage, job/housing ratios, job and housing access to transit and pedestrian				
45	facilities, air quality, and/or per-capita vehicle miles traveled pursuant to Chapters 670 and 690				
46	of the 2009 Acts of Assembly.				
47	c. For allocation of funds under Paragraph 1, the Office may give a higher priority for				
48	planning grants to (i) regional organizations to analyze various land development scenarios for				
49	their long range transportation plans, (ii) local governments to revise their comprehensive plans				
50	and other applicable local ordinances to designate urban development areas pursuant to Chapter				
51	896 of the 2007 Acts of Assembly and incorporate the principles included in such act, and (iii)				

ITEM 451.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	local governments, regional organizations, transit agencies and other appropriate entities to				
2	develop plans for transit oriented development and the expansion of transit service. Such				
3	analyses, plans, and ordinances shall be shared with the regional planning district commission				
4	or metropolitan planning organization and the department.				
5	452. Highway System Acquisition and Construction (60300)..			\$964,595,264	\$915,309,068
6	Dedicated and Statewide Construction (60302).....	\$377,673,645	\$326,552,675		
7	Interstate Construction (60303).....	\$303,720,468	\$279,502,957		
8	Primary Construction (60304).....	\$141,466,798	\$167,449,518		
9	Secondary Construction (60306).....	\$57,821,354	\$42,085,754		
10	Urban Construction (60307).....	\$47,982,151	\$63,575,176		
11	Highway Construction Program Management (60315).....	\$35,930,848	\$36,142,988		
12	Fund Sources: Commonwealth Transportation .....	\$785,905,838	\$781,108,659		
13	Trust and Agency .....	\$178,689,426	\$134,200,409		
14	Authority: Title 33.1, Chapter 1; Code of Virginia; Chapters 8, 9, and 12, Acts of Assembly of				
15	1989, Special Session II.				
16	A. Included in the amounts for dedicated and statewide construction is \$15,000,000 the first				
17	year and \$15,000,000 the second year from the Commonwealth Transportation Fund, which				
18	shall be allocated to localities for revenue sharing. The remaining amount needed to provide				
19	any required funding to fulfill the Commonwealth's allocation of equivalent revenue sharing				
20	matching funds pursuant to § 33.1-23.05, Code of Virginia, shall be provided from the proceeds				
21	of Commonwealth of Virginia Transportation Capital Projects Revenue Bonds as outlined in				
22	§ 33.1-23.4:01, Code of Virginia.				
23	B. Notwithstanding § 33.1-23.1 of the Code of Virginia, the proceeds from the lease or sale of				
24	surplus and residue property purchased under this program in excess of related costs shall be				
25	applied to the system and locality where the residue property is located. This funding shall be				
26	provided as an increase to the allocations distributed to the systems and localities according to				
27	§ 33.1-23.1 of the Code of Virginia.				
28	C. The Director, Department of Planning and Budget, is authorized to increase the				
29	appropriation as needed to utilize amounts available from prior year balances in the dedicated				
30	funds.				
31	D. Included in the amounts for dedicated and statewide construction is the reappropriation of				
32	\$81,200,000 the first year and \$64,000,000 the second year from bond proceeds or dedicated				
33	special revenues for anticipated expenditure of amounts collected in prior years. The amounts				
34	will be provided from balances in the Northern Virginia Transportation District Fund, State				
35	Route 28 Highway Improvement District Fund, U.S. Route 58 Corridor Development Fund and				
36	the Priority Transportation Fund. These amounts were originally appropriated when received or				
37	forecasted and are not related to FY 2011 and FY 2012 estimated revenues.				
38	E. Projects being developed and procured through adopted state, local or regional design-build				
39	provisions, other than those required by § 33.1-12(2)(b), Code of Virginia, may be considered				
40	for funding from the Transportation Partnership Opportunity Fund. In addition, an application				
41	requesting funding from the fund shall be limited to requesting only one form of assistance and				
42	the limitations included in § 33.1-221.1:8(E), Code of Virginia.				
43	F. Upon issuance of a resolution by a local governing body that a property has been designated				
44	for school construction, and upon presentation of such resolution to the Commonwealth				
45	Transportation Board with an accompanying notification that such project is ready to move				
46	forward, the Commonwealth Transportation Board shall immediately reduce the speed limit on				
47	abutting primary and secondary roadways to 35 miles per hour or less.				
48					
49	453. Highway System Maintenance (60400).....			\$1,335,478,463	\$1,387,612,612
50	Highway Maintenance Operations Program				
51	Management and Direction (60405).....	\$87,161,493	\$90,564,086		
52	Interstate Highway System Infrastructure Maintenance				
53	(60411) .....	\$187,114,209	\$194,418,737		

ITEM 453.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Primary Highway System Infrastructure Maintenance				
2	(60412) .....	\$308,054,136	\$320,079,894		
3	Secondary Roadway System Infrastructure Maintenance				
4	(60413) .....	\$142,343,733	\$147,900,520		
5	Highway System Services, Operations and Programs				
6	(60414) .....	\$610,804,892	\$634,649,375		
7	Fund Sources: Commonwealth Transportation .....	\$1,335,478,463	\$1,387,612,612		
8	Authority: Title 33.1, Chapter 1, Code of Virginia.				
9	A. 1. The Interstate, Primary, and Secondary Highway System Infrastructure Maintenance				
10	service areas preserve the public's investment through efforts to maintain and enhance highway				
11	infrastructure to include pavements, bridges and structures, signals, technology and signs and				
12	stripes promoting a safe highway infrastructure.				
13	2. The Highway System Services, Operations, and Programs service area improves mobility,				
14	safety, travel time reliability, and security by providing emergency response, safety, security,				
15	mobility and related services on the ground transportation system of the state.				
16	B. Out of the funds provided in this program, an amount estimated at \$177,790,007 the first				
17	year and \$194,533,826 the second year from federal funds shall be used to address the				
18	maintenance of pavements and bridges and the operations of the transportation system. These				
19	funds shall be matched by other funds appropriated to this Item.				
20	C. The department is authorized to enter into agreements with state and local law enforcement				
21	officials to facilitate the enforcement of high occupancy vehicle (HOV) restrictions throughout				
22	the Commonwealth and metropolitan planning regions.				
23	D. Should federal law be changed to permit privatization of rest area operations, the				
24	Department is hereby authorized to accept or solicit proposals for their development and/or				
25	operation under the Public Private Transportation Act.				
26	E. The Director, Department of Planning and Budget, is authorized to increase the				
27	appropriation in this Item as needed to utilize amounts available from prior year balances in the				
28	dedicated funds.				
29	454. Commonwealth Toll Facilities (60600) .....			\$51,029,265	\$49,391,288
30	Toll Facility Debt Service (60602) .....	\$9,498,100	\$3,193,850		
31	Toll Facility Maintenance and Operation (60603) .....	\$6,125,661	\$12,484,410		
32	Toll Facilities Revolving Fund (60604).....	\$35,405,504	\$33,713,028		
33	Fund Sources: Commonwealth Transportation .....	\$35,405,504	\$33,713,028		
34	Trust and Agency .....	\$6,318,302	\$6,326,250		
35	Debt Service.....	\$9,305,459	\$9,352,010		
36	Authority: §§ 33.1-23.03:1 and 33.1-267 through 33.1-295, Code of Virginia.				
37	A. Included in this Item are funds for the installation and implementation of a statewide				
38	Electronic Toll Customer Service/Violation Enforcement System.				
39	B. Funds as appropriated are provided for other toll facility initiatives as needed during the				
40	biennium including but not limited to funding activities to advance projects pursuant to the				
41	Public-Private Transportation Act.				
42	455. Financial Assistance to Localities for Ground				
43	Transportation (60700).....			\$365,701,177	\$379,800,331
44	Financial Assistance for City Road Maintenance				
45	(60701) .....	\$305,088,172	\$317,291,699		
46	Financial Assistance for County Road Maintenance				
47	(60702) .....	\$46,269,449	\$48,120,227		
48	Financial Assistance for Planning, Access Roads, and				
49	Special Projects (60704).....	\$14,343,556	\$14,388,405		

ITEM 455.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: Commonwealth Transportation .....	\$365,701,177	\$379,800,331	
2	Authority: Title 33.1, Chapter 1, Code of Virginia.			
3	A. Notwithstanding §§ 33.1-23.5:1 and 33.1-41.1, Code of Virginia, the Department of			
4	Transportation shall adjust for inflation the payments made as part of Financial Assistance to			
5	Localities distributions and report such inflation adjustment to the Commonwealth			
6	Transportation Board.			
7	B. Out of the amounts for Financial Assistance for Planning, Access Road, and Special			
8	Projects, \$7,000,000 the first year and \$7,000,000 the second year from the Commonwealth			
9	Transportation Fund shall be allocated for purposes set forth in §§ 33.1-221, 33.1-221.1:1, and			
10	33.1-223, Code of Virginia. Of this amount, the allocation for Recreational Access Roads shall			
11	be \$1,500,000 the first year and \$1,500,000 the second year.			
12	C. Out of the amounts for Financial Assistance for Planning, Access Roads, and Special			
13	Projects, \$50,000 the first year and \$50,000 the second year from the Commonwealth			
14	Transportation Fund shall be provided to support the transportation planning activities of the			
15	Northern Virginia Transportation Authority. The authority shall comply with all applicable			
16	federal and state regulations to receive the funds.			
17	D. For any city or town that assumes responsibility for its construction program as outlined in			
18	§ 33.1-23.3 D, Code of Virginia, the matching highway fund requirement contained in			
19	§ 33.1-44, Code of Virginia, shall be waived for all new projects approved on or after July 1,			
20	2005.			
21	E. The Department of Transportation is encouraged to promote the construction and			
22	improvement of primary and secondary highways by counties, consistent with Section 33.1-75.3			
23	of the Code of Virginia, whether or not such improvements are contained in the Six-Year			
24	Improvement Program or Plan. If such improvements are not contained in the Six-Year			
25	Improvement Program or Plan, the counties may not seek reimbursement from the department			
26	for the improvements.			
27	456. Non-Toll Supported Transportation Debt Service			
28	(61200) .....		\$233,907,675	\$253,430,015
29	Highway Transportation Improvement District Debt			
30	Service (61201) .....	\$7,528,835	\$7,529,625	
31	Designated Highway Corridor Debt Service (61202) .....	\$79,474,599	\$95,481,099	
32	Federal Highway Revenue Anticipation Notes Debt			
33	Service (61203) .....	\$112,005,441	\$98,584,053	
34	Commonwealth Transportation Capital Projects Bond			
35	Act Debt Service (61204) .....	\$34,898,800	\$51,835,238	
36	Fund Sources: General .....	\$12,000,000	\$68,000,000	
37	Trust and Agency .....	\$221,907,675	\$185,430,015	
38	Authority: Titles 15, 33, and 58 of the Code of Virginia; Chapters 827 and 914, Acts of			
39	Assembly of 1990; Chapters 233 and 662, Acts of Assembly of 1994; Chapter 8, as amended			
40	by Chapter 538, Acts of Assembly of 1999; Chapters 1019 and 1044, Acts of Assembly of			
41	2000; Chapter 799, Acts of Assembly of 2002; and Chapter 896, Acts of Assembly of 2007.			
42	A.1. The amount shown for Highway Transportation Improvement District Construction shall			
43	be derived from payments made to the Transportation Trust Fund pursuant to the Contract			
44	between the State Route 28 Highway Transportation Improvement District and the			
45	Commonwealth Transportation Board dated September 1, 1988 as amended by the Amended			
46	and Restated District Contract by and among the Commonwealth Transportation Board, the			
47	Fairfax County Economic Development Authority and the State Route 28 Highway			
48	Transportation Improvement District Commission (the "District Commission") dated August 30,			
49	2002 (the "District Contract").			
50	2. There is hereby appropriated for payment immediately upon receipt to a third party approved			
51	by the Commonwealth Transportation Board, or a bond trustee selected by such third party, a			
52	sum sufficient equal to the special tax revenues collected by the Counties of Fairfax and			
53	Loudoun within the State Route 28 Highway Transportation Improvement District and paid to			

ITEM 456.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	the Commonwealth Transportation Board by or on behalf of the District Commission (the			
2	"contract payments") pursuant to § 15.2-4600 et seq., Code of Virginia, and the District			
3	Contract between the Commonwealth Transportation Board and the District Commission.			
4	3. The contract payments may be supplemented from primary funds allocated to the highway			
5	construction district in which the project financed is located, or from the secondary system			
6	construction allocation to the county or counties in which the project financed is located, and			
7	from any other lawfully available revenues of the Transportation Trust Fund, as may be			
8	necessary to meet debt service obligations. The payment of debt service shall be for the bonds			
9	(the Series 2002 Bonds) issued under the "Commonwealth of Virginia Transportation Contract			
10	Revenue Bond Act of 1988" (Chapters 653 and 676, Acts of Assembly of 1988 as amended by			
11	Chapters 827 and 914 of the Acts of Assembly of 1990). Funds required to pay the total debt			
12	service on the Series 2002 Bonds shall be made available in the amounts indicated in			
13	paragraph E of this Item.			
14	B.1. Out of the amounts for Designated Highway Corridor Construction, \$12,000,000 the first			
15	year and \$68,000,000 the second year, a total of \$80,000,000 for the biennium, from the			
16	general fund shall be paid to the U.S. Route 58 Corridor Development Fund, hereinafter			
17	referred to as the "Fund", established pursuant to § 58.1-815, Code of Virginia. This payment			
18	shall be in lieu of the deposit of state recordation taxes to the Fund, as specified in the cited			
19	Code section. Said recordation taxes which would otherwise be deposited to the Fund shall be			
20	retained by the general fund. Additional appropriations required for the U.S. Route 58 Corridor			
21	Development Fund, an amount estimated at \$20,000,000 the first year and \$4,000,000 the			
22	second year, a total of \$24,000,000 for the biennium, shall be transferred from the highway			
23	share of the Transportation Trust Fund.			
24	2. Pursuant to the "U.S. Route 58 Commonwealth of Virginia Transportation Revenue Bond			
25	Act of 1989" (as amended by Chapter 538 of the 1999 Acts of Assembly), the amounts shown			
26	in paragraph E of this Item shall be available from the Fund for debt service for the bonds			
27	previously issued and additional bonds issued pursuant to said act.			
28	3. The commissioner shall report on or before July 1 of each year to the Chairmen of the			
29	Senate Finance and House Appropriations Committees on the cash balances in the Route 58			
30	Corridor Development Fund. In addition, the report shall include the following program-to-date			
31	information: (i) a comparison of actual spending to allocations by project and district; (ii)			
32	expenditures by project, district, and funding source; and (iii) a six-year plan for planned future			
33	expenditures from the Fund by project and district.			
34	C.1. The Commonwealth Transportation Board shall maintain the Northern Virginia			
35	Transportation District Fund, hereinafter referred to as the "Fund." Pursuant to § 58.1-815.1,			
36	Code of Virginia, and for so long as the Fund is required to support the issuance of bonds, the			
37	Fund shall include at least the following elements:			
38	a. Amounts transferred from Item 255 of this act to this Item.			
39	b. An amount estimated at \$8,000,000 the first year and \$8,000,000 the second year, which			
40	shall be transferred from the highway share of the Transportation Trust Fund.			
41	c. Any public right-of-way use fees allocated by the Department of Transportation pursuant to			
42	§ 58.1-468.1 of the Code of Virginia and attributable to the counties of Fairfax, Loudoun, and			
43	Prince William, the amounts estimated at \$5,500,000 the first year and \$5,500,000 the second			
44	year.			
45	d. Any amounts which may be deposited into the Fund pursuant to a contract between the			
46	Commonwealth Transportation Board and a jurisdiction or jurisdictions participating in the			
47	Northern Virginia Transportation District Program, the amounts estimated to be \$816,000 the			
48	first year and \$816,000 the second year.			
49	2. The Fund shall support the issuance of bonds at a total authorized level of \$500,200,000 for			
50	the purposes provided in the "Northern Virginia Transportation District, Commonwealth of			
51	Virginia Revenue Bond Act of 1993," Chapter 391, Acts of Assembly of 1993 as amended by			
52	Chapters 470 and 597 of the Acts of Assembly of 1994, Chapters 740 and 761 of the Acts of			
53	Assembly of 1998, Chapter 538 of the 1999 Acts of Assembly, Chapter 799 of the 2002 Acts			
54	of Assembly, and Chapter 621 of the 2005 Acts of Assembly.			

ITEM 456.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	3. Pursuant to the Northern Virginia Transportation District, Commonwealth of Virginia			
2	Revenue Bond Act of 1993, Chapter 391, Acts of Assembly of 1993, and as amended by			
3	Chapters 470 and 597 of the Acts of Assembly of 1994, Chapters 740 and 761 of the Acts of			
4	Assembly of 1998, Chapter 538 of the 1999 Acts of Assembly, Chapter 799 of the 2002 Acts			
5	of Assembly, and Chapter 621 of the 2005 Acts of Assembly, amounts shown in paragraph E			
6	of this Item shall be available from the Fund for debt service for the bonds previously issued			
7	and additional bonds issued pursuant to said act.			
8	4. Should the actual distribution of recordation taxes to the localities set forth in § 58.1-815.1,			
9	Code of Virginia, exceed the amount required for debt service on the bonds issued pursuant to			
10	the above act, such excess amount shall be transferred to the Northern Virginia Transportation			
11	District Fund in furtherance of the program described in § 33.1-221.1:3, Code of Virginia.			
12	5. Should the actual distribution of recordation taxes to said localities be less than the amount			
13	required to pay debt service on the bonds, the Commonwealth Transportation Board is			
14	authorized to meet such deficiency, to the extent required, from funds identified in Enactment			
15	No. 1, Section 11, of Chapter 391, Acts of Assembly of 1993.			
16	D.1. The Commonwealth Transportation Board shall maintain the City of Chesapeake account			
17	of the Set-aside Fund, pursuant to § 58.1-816.1, Code of Virginia, which shall include funds			
18	transferred from Item 255 of this act to this Item, and an amount estimated at \$1,500,000 the			
19	first year and \$1,500,000 the second year received from the City of Chesapeake pursuant to a			
20	contract or other alternative mechanism for the purpose provided in the "Oak Grove Connector,			
21	City of Chesapeake Commonwealth of Virginia Transportation Program Revenue Bond Act of			
22	1994," Chapters 233 and 662, Acts of Assembly of 1994 (hereafter referred to as the "Oak			
23	Grove Connector Act").			
24	2. The amounts shown in paragraph E of this Item shall be available from the City of			
25	Chesapeake account of the Set-aside Fund for debt service for the bonds issued pursuant to the			
26	Oak Grove Connector Act.			
27	3. Should the actual distribution of recordation taxes and such local revenues from the City of			
28	Chesapeake as may be received pursuant to a contract or other alternative mechanism to the			
29	City of Chesapeake account of the Set-aside Fund be less than the amount required to pay debt			
30	service on the bonds, the Commonwealth Transportation Board is authorized to meet such			
31	deficiency, pursuant to Enactment No. 1, Section 11 of the Oak Grove Connector Act.			
32	E. Pursuant to various Payment Agreements between the Treasury Board and the			
33	Commonwealth Transportation Board, funds required to pay the debt service due on the			
34	following Commonwealth Transportation Board bonds shall be transferred to the Treasury			
35	Board as follows:			
36		<b>FY 2011</b>	<b>FY 2012</b>	
37	Transportation Contract Revenue Refund Bonds, Series 2002			
38	(Route 28)	\$7,528,835	\$7,529,625	
39				
40	Commonwealth of Virginia Transportation Revenue Bonds:			
41	U.S. Route 58 Corridor Development Program:			
42				
43	Series 2001B	\$3,760,113	\$3,758,563	
44	Series 2002 B (Refunding)	\$7,234,938	\$7,235,688	
45	Series 2003A (Refunding)	\$9,916,775	\$9,911,725	
46	Series 2004B	\$23,086,913	\$23,088,263	
47	Series 2006C	\$3,173,000	\$3,173,000	
48	Series 2007B	\$4,197,750	\$4,197,750	
49				
50	Northern Virginia Transportation District Program:			
51				
52	Series 2001A	\$2,822,413	\$2,826,213	
53	Series 2002A	\$12,359,444	\$12,358,944	
54	Series 2004A	\$8,294,750	\$8,289,250	
55	Series 2006B	\$973,363	\$973,363	
56	Series 2007A	\$4,526,600	\$4,535,600	
57	Series 2009A-1	\$2,206,150	\$2,207,350	

ITEM 456.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Series 2009A-2		\$3,305,799	\$3,305,799	
2					
3	Transportation Program Revenue Bonds:				
4	Series 2006A (Oak Grove Connector, City of Chesapeake)		\$2,226,750	\$2,229,750	
5	F.1. Out of the amounts provided for this Item, an estimated \$112,005,441 the first year and				
6	\$98,584,053 the second year shall be provided from federal highway and highway assistance				
7	reimbursements for the debt service payments on the Federal Highway Reimbursement				
8	Anticipation Notes.				
9	2. Notwithstanding Chapters 1019 and 1044, Acts of Assembly of 2000, this act, or any other				
10	provision of law, any additional amounts needed to offset the debt service payment				
11	requirements on the Transportation Trust Fund attributable to the issuance of Federal Highway				
12	Reimbursement Anticipation Notes shall be provided from the Priority Transportation Fund to				
13	the extent available and then from the portion of the Transportation Trust Fund available for				
14	highway construction purposes prior to making the allocations required by § 33.1-23.1 B of the				
15	Code of Virginia.				
16	G. Out of the amounts provided for this Item, an estimated \$34,900,000 the first year and				
17	\$51,900,000 the second year shall be provided from the Priority Transportation Fund for debt				
18	service payments on the Commonwealth Transportation Capital Projects Revenue Bonds. Any				
19	additional amounts needed to offset the debt service payment requirements attributable to the				
20	issuance of the Capital Projects Revenue Bonds shall be provided from the Transportation Trust				
21	Fund.				
22	H. The Commonwealth Transportation Board is hereby authorized, by and with the consent of				
23	the Governor, to issue, pursuant to the applicable provisions of the State Revenue Bond Act				
24	(§ 33.1-267 et seq., Code of Virginia) as amended from time to time, revenue obligations of the				
25	Commonwealth to be designated "Commonwealth of Virginia Transportation Capital Projects				
26	Revenue Bonds, Series XXXX" at one or more times in an aggregate principal amount not to				
27	exceed \$180,000,000, after all costs. The net proceeds of the Bonds shall be used exclusively				
28	for the purpose of providing funds for paying the costs incurred or to be incurred for				
29	construction or funding of transportation projects set forth in Item 449.10 of Chapter 847 of the				
30	Acts of Assembly of 2007, including but not limited to environmental and engineering studies;				
31	rights-of-way acquisition; improvements to all modes of transportation; acquisition, construction				
32	and related improvements; and any financing costs and other financing expenses. Such costs				
33	may include the payment of interest on the Bonds for a period during construction and not				
34	exceeding one year after completion of construction of the projects.				
35	457. Administrative and Support Services (69900).....			\$229,865,577	\$225,328,988
36	General Management and Direction (69901).....	\$140,410,946	\$133,579,646		
37	Information Technology Services (69902).....	\$69,225,399	\$71,046,946		
38	Facilities and Grounds Management Services (69915).....	\$12,322,214	\$12,638,543		
39	Employee Training and Development (69924).....	\$7,907,018	\$8,063,853		
40	Fund Sources: Commonwealth Transportation .....	\$229,865,577	\$225,328,988		
41	Authority: Title 33.1, Code of Virginia.				
42	A. Notwithstanding any other provision of law, the highway share of the Transportation Trust				
43	Fund shall be used for highway maintenance and operation purposes prior to its availability for				
44	new development, acquisition, and construction.				
45	B. Administrative and Support Services shall include funding for management, direction, and				
46	administration to support the department's activities that cannot be directly attributable to				
47	individual programs and/or projects.				
48	C. Out of the amounts for General Management and Direction, allocations shall be provided to				
49	the Commonwealth Transportation Board to support its operations, the payment of financial				
50	advisory and legal services, and the management of the Transportation Trust Fund.				
51	D. Notwithstanding any other provision of law, the Department may assess and collect the				
52	costs of providing services to other entities, public and private. The Department shall take all				
53	actions necessary to ensure that all such costs are reasonable and appropriate, recovered, and				

ITEM 457.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	understood as a condition to providing such service.			
2	E. Each year, as part of the six-year financial planning process, the Commissioner shall			
3	implement a long-term business strategy that considers appropriate staffing levels for the			
4	department. In addition, the Commissioner shall identify services, programs, or projects that			
5	will be evaluated for devolution or outsourcing in the upcoming year. In undertaking such			
6	evaluations, the Commissioner is authorized to use the appropriate resources, both public and			
7	private, to competitively procure those identified services, programs, or projects and shall			
8	identify total costs for such activities. The department shall adhere to provisions of paragraphs			
9	B.2. and B.3. of Item 462.05 of Chapter 781, 2009 Acts of Assembly.			
10	F.1. Any action to modernize and integrate the automated systems of the Department of			
11	Transportation shall be based on a plan that includes developing the integrated system in			
12	phases, or modules. When such plan is approved and to minimize the financial impact, the			
13	Department may incrementally budget for the modernization.			
14	2. The Department of General Services, the Department of the Treasury, the Department of			
15	Human Resource Management, the Department of Planning and Budget, and the Department of			
16	Accounts shall support the system modernization effort of the Department of Transportation			
17	through the adoption of statewide data standards. These data standards shall include, but not be			
18	limited to, vendor tables, agency identification information, state employee identification			
19	information, charts of accounts, receiving information, invoice information, purchase			
20	information including commodity codes, and any other essential data standards necessary to			
21	conduct business. The Departments of General Services, Treasury, Human Resource			
22	Management, Planning and Budget, and Accounts shall provide the Virginia Enterprise			
23	Applications Program (VEAP) Office Director and the Department of Transportation with such			
24	data standards by October 1, 2008, and the VEAP Office Director shall adopt these data			
25	standards as the Commonwealth's standards for future enterprise applications. Within 60 days			
26	of their adoption, the VEAP Office Director shall present such data standards to the			
27	Information Technology Investment Board for their approval as provided in § 2.2-2458, Code			
28	of Virginia. Upon approval by the Information Technology Investment Board, the			
29	Commonwealth shall use such data standards for all new Commonwealth information systems			
30	implementation projects including, but not limited to, Commonwealth enterprise application			
31	initiatives.			
32	G. Notwithstanding § 4-2.03 of this act, the Virginia Department of Transportation shall be			
33	exempt from recovering statewide and agency indirect costs from the Federal Highway			
34	Administration until an indirect cost plan can be evaluated and developed by the agency and			
35	approved by the Federal Highway Administration.			
36	H. The Director, Department of Planning and Budget, is authorized to adjust appropriations and			
37	allotments for the Virginia Department of Transportation to reflect changes in the official			
38	revenue estimates for commonwealth transportation funds.			
39	I. Out of the amounts for General Management and Direction, allocations shall be provided to			
40	support the capital lease agreement with Fairfax County for the Northern Virginia District			
41	building. An amount estimated at \$7,800,000 the first year and \$7,800,000 the second year			
42	shall be provided from Commonwealth Transportation Funds.			
43	J. Notwithstanding any other provisions of law, the Commonwealth Transportation			
44	Commissioner may enter into a contract with homeowner associations for grounds-keeping,			
45	mowing, and litter removal services.			
46	458.	A full accrual system of accounting shall be effected by the Department, subject to the		
47		authority of the State Comptroller, as stated in § 2.2-803, Code of Virginia.		
48				
	Total for Department of Transportation.....			<b>\$3,235,896,535    \$3,266,759,967</b>
49	Nongeneral Fund Positions.....	7,500.00	7,500.00	
50	Position Level .....	7,500.00	7,500.00	



ITEM 458.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General .....	\$12,000,000	\$68,000,000		
2	Commonwealth Transportation .....	\$2,807,675,673	\$2,863,451,283		
3	Trust and Agency .....	\$406,915,403	\$325,956,674		
4	Debt Service.....	\$9,305,459	\$9,352,010		
5	<b>§ 1-128. MOTOR VEHICLE DEALER BOARD (506)</b>				
6	459. Consumer Affairs Services (55000) .....			\$193,871	\$193,871
7	Consumer Assistance (55002) .....	\$193,871	\$193,871		
8	Fund Sources: Special .....	\$193,871	\$193,871		
9	Authority: Title 46.2, Chapter 15, Code of Virginia.				
10	460. Regulation of Professions and Occupations (56000) .....			\$2,019,682	\$2,019,682
11	Motor Vehicle Dealer and Salesman Regulation				
12	(56023) .....	\$1,061,538	\$1,061,538		
13	Administrative Services (56048) .....	\$958,144	\$958,144		
14	Fund Sources: Special .....	\$2,019,682	\$2,019,682		
15	Authority: Title 46.2, Chapter 15, Code of Virginia.				
16	Total for Motor Vehicle Dealer Board .....			<b>\$2,213,553</b>	<b>\$2,213,553</b>
17	Nongeneral Fund Positions.....	22.00	22.00		
18	Position Level .....	22.00	22.00		
19	Fund Sources: Special .....	\$2,213,553	\$2,213,553		
20	<b>§ 1-129. VIRGINIA PORT AUTHORITY (407)</b>				
21	461. Economic Development Services (53400) .....			\$5,312,566	\$5,312,566
22	National and International Trade Services (53413).....	\$4,164,131	\$4,164,131		
23	Port Traffic Rate Management (53425) .....	\$234,182	\$234,182		
24	Commerce Advertising (53426) .....	\$914,253	\$914,253		
25	Fund Sources: Special .....	\$5,312,566	\$5,312,566		
26	Authority: Title 62.1, Chapter 10, Code of Virginia.				
27	462. Port Facilities Planning, Maintenance, Acquisition, and				
28	Construction (62600) .....			\$64,713,403	\$64,713,403
29	Maintenance and Operations of Ports and Facilities				
30	(62601) .....	\$4,000,000	\$4,000,000		
31	Port Facilities Planning (62606).....	\$810,918	\$810,918		
32	Debt Service for Port Facilities (62607).....	\$59,902,485	\$59,902,485		
33	Fund Sources: Special .....	\$44,970,653	\$44,970,653		
34	Commonwealth Transportation .....	\$19,742,750	\$19,742,750		
35	Authority: Title 62.1, Chapter 10; Title 33.1, Chapter 1, Code of Virginia.				
36	A. 1. It is hereby acknowledged that, in accordance with § 62.1-140, Code of Virginia, the				
37	Virginia Port Authority refunded bonds issued on October 22, 1996, in the amount of				
38	\$38,300,000 for the purposes of completing the Phase II Expansion at Norfolk International				
39	Terminals and replacing and improving equipment at other port facilities. The debt service on				
40	the 2006 refunding bonds is estimated to be \$3,113,400 the first year and \$3,116,650 the				
41	second year and all or a portion of such 2006 refunding bonds may be refunded by the				
42	authority pursuant to §62.1-140, Code of Virginia.				
43	2. It is hereby acknowledged that, in accordance with § 62.1-140, Code of Virginia, the				
44	Virginia Port Authority issued Commonwealth Port Fund bonds on July 11, 2002, in the				
45	amount of \$135,000,000 to reconstruct the Norfolk International Terminal (South), Capital				

ITEM 462.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Project 407-16644, Phase I. The project also includes the replacement of equipment, the			
2	purchase of the Physical Oceanographic Real-Time System, and other equipment required to			
3	enhance the security and protection of the port properties. Debt service on bonds referenced in			
4	this paragraph is estimated to be \$10,205,583 the first year, and \$10,203,333 the second year,			
5	and all or a portion of such bonds may be refunded by the Authority pursuant to § 62.1-140,			
6	Code of Virginia.			
7	3. It is hereby acknowledged that, in accordance with § 62.1-140, Code of Virginia, the			
8	Virginia Port Authority issued Commonwealth Port Fund bonds on April 14, 2005, in the			
9	amount of \$60,000,000, for the purpose of regrading and reconstruction of Norfolk			
10	International Terminals (South), Phase III, land acquisition, and other improvements, Capital			
11	Project 407-16644. The debt service on bonds referenced in this paragraph is estimated to be			
12	\$4,283,107 the first year and \$4,283,606 the second year, and all or a portion of such bonds			
13	may be refunded by the Authority pursuant to § 62.1-140, Code of Virginia.			
14	4. It is hereby acknowledged that, in accordance with § 62.1-140, Code of Virginia, the			
15	Virginia Port Authority may issue Commonwealth Port Fund bonds up to the amount of			
16	\$155,000,000, for the purpose of developing the Craney Island Marine Terminal and creating			
17	road and rail access to such terminal, Capital Project 407-17513. Such bonds shall not be			
18	issued prior to July 1, 2011. The debt service on bonds referenced in this paragraph shall			
19	begin no earlier than July 1, 2012, and all or a portion of such bonds may be refunded by the			
20	authority pursuant to § 62.1-140, Code of Virginia.			
21	5. In the event revenues of the Commonwealth Port Fund are insufficient to provide for the			
22	debt service on the Virginia Port Authority Commonwealth Port Fund Revenue Bonds; Series			
23	2002, Series 2005, refunding Series 2006, or Series 2009; bonds authorized by paragraphs A 1,			
24	A 2, A 3, and A 4; or any bonds payable from the revenues of the Commonwealth Port Fund,			
25	there is hereby appropriated a sum sufficient first from the legally available moneys in the			
26	Transportation Trust Fund and then from the general fund to provide for this debt service.			
27	Total debt service on the bonds referenced in paragraphs A 1, A 2, A 3, and A 4 is estimated			
28	at \$28,876,090 the first year and \$28,868,589 the second year.			
29	6. Notwithstanding § 62.1-140, Code of Virginia, the aggregate principal amount of			
30	Commonwealth Port Fund bonds, and including any other long-term commitment that utilizes			
31	the Commonwealth Port Fund, shall not exceed \$420,000,000.			
32	B.1. In accordance with § 62.1-140, Code of Virginia, the Virginia Port Authority has issued			
33	Port Facilities Revenue Bonds, Series 1997, in the amount of \$98,065,000 to finance the cost			
34	of capital projects for the Virginia Port Authority marine and intermodal terminals. In			
35	accordance with § 62.1-140, Code of Virginia, the Virginia Port Authority refunded certain			
36	maturities of the bonds in 2007. The debt service on the 2007 refunding bonds is estimated at			
37	\$6,347,500 the first year and \$6,344,000 the second year from special funds and all or a			
38	portion of such bonds may be refunded by the authority pursuant to §62.1-140, Code of			
39	Virginia. The Virginia Port Authority is authorized to transfer to the Virginia International			
40	Terminals Inc. (VIT), from the revenues of the authority's port facilities, funds that are			
41	available for the purpose under the Authority's applicable Bond Resolution.			
42	2. In accordance with § 62.1-140, Code of Virginia, the Virginia Port Authority on June 18,			
43	2003, issued additional Port Facilities Revenue bonds in the amount of \$55,155,000 to regrade			
44	and reconstruct the Norfolk International Terminal (South) backlands (Phase II, capital outlay			
45	project 407-16644), and to construct security related facilities at Norfolk International			
46	Terminals (North) and Portsmouth Marine Terminal (capital outlay project 407-16961). Total			
47	debt service on these bonds referenced in this paragraph is estimated at \$3,484,500 the first			
48	year and \$3,486,100 the second year from special funds, and all or a portion of such bonds			
49	may be refunded by the authority pursuant to § 62.1-140, Code of Virginia.			
50	3. It is hereby acknowledged that, in accordance with § 62.1-140, Code of Virginia, the			
51	Virginia Port Authority may issue additional bonds, in an amount of up to \$90,000,000, for the			
52	purposes of the reconstruction and expansion of Norfolk International Terminals, and other			
53	improvements to port facilities (capital outlay project 407-17252). The debt service on these			
54	bonds, estimated to be \$4,487,619 the first year and \$4,480,419 the second year, will be paid			
55	from special funds, and all or a portion of such bonds may be refunded by the authority			
56	pursuant to § 62.1-140, Code of Virginia.			

ITEM 462.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	4. Prior to the 2006-2008 biennium, the Virginia Port Authority purchased, through their master				
2	equipment lease program, equipment at a total cost of \$60,163,170 (capital outlay projects				
3	407-16962 and 407-16989). Total debt service on the equipment leases referenced in this				
4	paragraph is estimated at \$6,396,893 the first year and \$6,396,893 the second year from special				
5	funds, and such lease purchases may be refunded by the authority.				
6	5. It is hereby acknowledged that, in accordance with § 62.1-140, Code of Virginia, the				
7	Virginia Port Authority is authorized to purchase, through a purchase agreement (master				
8	equipment lease program), terminal operating equipment at a total estimated cost of				
9	\$39,000,000 (capital outlay project 407-16962). Total debt service referenced in this paragraph,				
10	including any interim financing issued in anticipation of such program, is estimated at				
11	\$4,997,755 the first year and \$4,997,755 the second year from special funds, and such lease				
12	purchases may be refunded by the authority.				
13	6. It is hereby acknowledged that, in accordance with § 62.1-140, Code of Virginia, the				
14	Virginia Port Authority may issue additional bonds, in an amount of \$93,000,000, for the				
15	purposes of the reconstruction and expansion of Norfolk International Terminals (NIT),				
16	reconstruction and expansion of Portsmouth Marine Terminal (PMT), land acquisitions adjacent				
17	to NIT and PMT, and other improvements to port facilities (capital outlay project 407-16644).				
18	The debt service on these bonds, estimated to be \$6,200,000 the first year and \$6,200,000 the				
19	second year, will be paid from special funds, and all or a portion of such bonds may be				
20	refunded by the authority pursuant to § 62.1-140, Code of Virginia.				
21	7. It is hereby acknowledged that, in accordance with § 62.1-140, Code of Virginia, the				
22	Virginia Port Authority may issue short-term debt on a revolving basis as interim or				
23	anticipation financing in order to cover costs of planning, design, and construction pending the				
24	receipt of bond or master equipment lease program proceeds authorized in paragraphs A 4, B 5,				
25	and B 6 in an amount not to exceed the authorized amount for the projects. In the aggregate,				
26	the short-term debt shall not exceed \$200,000,000 at any point in time and all or a portion of				
27	such debt may be refunded by the Authority pursuant to § 62.1-140, Code of Virginia. The				
28	debt service, including associated fees, on the short-term debt may be paid, as recommended by				
29	the authority and approved by the Board, from the bond or master equipment lease proceeds,				
30	special funds, or other revenues or proceeds.				
31	8. Total debt service paid from special funds for all bonds, lease agreements, and short-term				
32	debt noted herein shall not exceed \$42,000,000 the first year and \$42,000,000 the second year.				
33	C. In order to remain consistent with the grant of authority as provided in Chapter 10,				
34	§ 62.1-128 et seq. of the Code of Virginia, the Virginia Port Authority is authorized to				
35	maintain independent payroll and nonpayroll disbursement systems and, in connection with				
36	such systems, to open and maintain an appropriate account with a qualified public depository.				
37	As implementation occurs, these systems and related procedures shall be subject to review and				
38	approval by the State Comptroller. The Virginia Port Authority shall continue to provide				
39	nonpayroll transaction detail to the State Comptroller through the Commonwealth Accounting				
40	and Reporting System.				
41	D. There is hereby reappropriated the unexpended general fund balance remaining in this				
42	program on June 30, 2010, derived from Item 449.10, Chapter 847, 2007 Acts of Assembly.				
43	Such funds are to be used for the purposes contained in Item 449.10, Chapter 847, 2007 Acts				
44	of Assembly.				
45	463. Financial Assistance for Port Activities (62800).....			\$3,107,625	\$3,107,625
46	Aid to Localities (62801) .....	\$1,000,000	\$1,000,000		
47	Payment in Lieu of Taxes (62802).....	\$2,107,625	\$2,107,625		
48	Fund Sources: General.....	\$950,000	\$950,000		
49	Special.....	\$1,157,625	\$1,157,625		
50	Commonwealth Transportation.....	\$1,000,000	\$1,000,000		
51	Authority: Title 62.1, Chapter 10, Code of Virginia.				
52	Of the amounts in this Item, \$950,000 the first year and \$950,000 the second year from the				
53	general fund is appropriated for service charges to be paid to localities in which the Virginia				
54	Port Authority owns tax-exempt real estate. The funds shall be transferred to Item 455 of this				

ITEM 463.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	act for distribution by the Commonwealth Transportation Board for roadway maintenance				
2	activities in the jurisdictions hosting Virginia Port Authority facilities and shall be treated as				
3	other Commonwealth Transportation Board payments to localities for highway maintenance.				
4	These funds shall not be used for other activities nor shall they supplant other local				
5	government expenditures for roadway maintenance. These funds shall be distributed to the				
6	localities on a pro rata basis in accordance with the formula set out in § 58.1-3403 D, Code of				
7	Virginia; however, the proportion of the funds distributed based on cargo traveling through				
8	each port facility shall be distributed on a pro rata basis according to twenty-foot equivalent				
9	units.				
10	464. Administrative and Support Services (69900).....			\$14,400,528	\$14,400,528
11	General Management and Direction (69901).....	\$5,434,730	\$5,434,730		
12	Security Services (69923).....	\$8,965,798	\$8,965,798		
13	Fund Sources: Special.....	\$13,100,528	\$13,100,528		
14	Commonwealth Transportation.....	\$1,300,000	\$1,300,000		
15	Authority: Title 62.1, Chapter 10, Code of Virginia.				
16	A. Out of the amounts in this Item, the Executive Director is authorized to expend from special				
17	funds amounts not to exceed \$37,500 the first year and \$37,500 the second year, for				
18	entertainment expenses commonly borne by businesses. Further, such expenses shall be				
19	recorded separately by the agency.				
20	B. Prior to purchasing airline and hotel accommodations related to overseas travel, the Virginia				
21	Port Authority shall provide an itemized list of projected costs for review by the Secretary of				
22	Transportation.				
23	Total for Virginia Port Authority.....			\$87,534,122	\$87,534,122
24	Nongeneral Fund Positions.....	146.00	146.00		
25	Position Level.....	146.00	146.00		
26	Fund Sources: General.....	\$950,000	\$950,000		
27	Special.....	\$64,541,372	\$64,541,372		
28	Commonwealth Transportation.....	\$22,042,750	\$22,042,750		
29	TOTAL FOR OFFICE OF TRANSPORTATION.....			\$3,993,298,205	\$4,054,368,580
30	Nongeneral Fund Positions.....	9,797.00	9,797.00		
31	Position Level.....	9,797.00	9,797.00		
32	Fund Sources: General.....	\$12,980,246	\$68,980,246		
33	Special.....	\$67,529,587	\$67,545,081		
34	Commonwealth Transportation.....	\$3,419,896,557	\$3,505,863,616		
35	Trust and Agency.....	\$450,862,003	\$369,903,274		
36	Debt Service.....	\$9,305,459	\$9,352,010		
37	Federal Trust.....	\$32,724,353	\$32,724,353		

ITEM 465.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	<b>CENTRAL APPROPRIATIONS</b>			
2	<b>§ 1-130. CENTRAL APPROPRIATIONS (995)</b>			
3 465.	Higher Education Academic, Fiscal, and Facility Planning and Coordination (11100).....		\$10,531,880	\$0
4	Interest Earned on Educational and General Programs Revenue (11106).....	\$10,531,880	\$0	
5				
6				
7	Fund Sources: General.....	\$8,413,337	\$0	
8	Higher Education Operating.....	\$2,118,543	\$0	
9	Authority: Discretionary Inclusion.			
10	A. The standards upon which the public institutions of higher education are deemed certified to			
11	receive the payment of interest earnings from the tuition and fees and other nongeneral fund			
12	Educational and General revenues shall be based upon the standards provided in § 4-9.02 of			
13	this act, as approved by the General Assembly.			
14	B. The estimated interest earnings and other revenues shall be distributed to those specific			
15	public institutions of higher education that have been certified by the State Council of Higher			
16	Education for Virginia as having met the standards provided in § 4-9.02 of this act, based on			
17	the distribution methodology developed pursuant to Chapter 933, Enactment 2, Acts of			
18	Assembly of 2005 and reported to the Chairmen of the House Appropriations Committee and			
19	Senate Finance Committee.			
20	C. In accordance with § 2.2-5004 and 5005, Code of Virginia, this Item provides \$7,296,755			
21	from the general fund and \$2,118,543 from nongeneral funds in the first year for the estimated			
22	total payment to individual institutions of higher education of the interest earned on tuition and			
23	fees and other nongeneral fund Education and General Revenues deposited to the state treasury.			
24	Upon certification by the State Council of Higher Education of Virginia that all available			
25	performance benchmarks have been successfully achieved by the individual institutions of			
26	higher education, the Director, Department of Planning and Budget, shall transfer the			
27	appropriation in this Item for such estimated interest earnings to the general fund appropriation			
28	of each institution's Educational and General program.			
29	D. This Item also includes \$1,116,582 in the first year from the general fund for the payment			
30	to individual institutions of higher education of a pro rata amount of the rebate paid to the			
31	State Commonwealth on credit card purchases not exceeding \$5,000 during the previous fiscal			
32	year. The State Comptroller shall determine the amount owed to each certified institution, net			
33	of any payments due to the federal government, using a methodology that equates a pro rata			
34	share based upon the total transactions of \$5,000 or less made by the institution using the			
35	state-approved credit card in comparison to all transactions of \$5,000 or less using said			
36	approved credit card. By October 15, or as soon thereafter as deemed appropriate, following the			
37	year of certification, the Comptroller shall reimburse each institution its estimated pro rata			
38	share.			
39	E. Once actual financial data from the year of certification are available, the State Comptroller			
40	and the Director, Department of Planning and Budget, shall compare the actual data with			
41	estimates used to determine the distribution of the interest earnings, nongeneral fund			
42	Educational and General revenues, and the pro rata amounts to the certified institutions of			
43	higher education. In those cases where variances exist, the Governor shall include in his next			
44	introduced budget bill recommended appropriations to make whatever adjustments to each			
45	institution's distributed amount to ensure that each institution's incentive payments are accurate			
46	based on actual financial data.			
47 466.	Planning, Budgeting, and Evaluation Services (71500)....		\$500,000	\$0
48	Program Evaluation Service (71506).....	\$500,000	\$0	
49	Fund Sources: General.....	\$500,000	\$0	
50	Authority: Discretionary Inclusion.			

ITEM 466.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	1. Out of this appropriation \$500,000 in the first year from the general fund is provided to			
2	support reengineering efforts aimed at increasing state government efficiency, effectiveness, and			
3	customer service. This funding will support technology-based or other reengineering			
4	approaches to improve the efficiency and effectiveness of processes: 1) performed by multiple			
5	agencies in order to enhance service delivery and efficiency through collaboration or			
6	consolidation of state functions and service delivery, 2) within an agency to improve efficiency			
7	in service delivery and the achievement of critical outcomes for Virginians, and 3) to			
8	significantly improve customer service.			
9	2. In addition to the amounts appropriated in this Item, pursuant to § 3-2.03 of this act, a line			
10	of credit in the amount of \$10,000,000 is available for loans to agencies for reengineering			
11	projects that will reduce costs and improve efficiency. It is intended that this line of credit			
12	shall be repaid by applicable state agencies and institutions based on the cost savings and			
13	efficiencies realized as a result of the projects or efforts funded by the line of credit. Loans			
14	made from this line of credit, along with repayment terms, will be approved by the State			
15	Comptroller.			
16	3. The Director, Department of Planning and Budget will provide semiannual reports on these			
17	efforts to the Governor and the Chairmen of Senate Finance and House Appropriations as well			
18	as the Council on Virginia's Future. Any unexpended balance remaining in this Item on June			
19	30, 2011, shall be carried forward on the books of the Comptroller and shall be available for			
20	expenditure in the second year of the biennium.			
21	467.	Revenue Administration Services (73200).....		a sum sufficient
22		Designated Refunds for Taxes and Fees (73215).....	a sum sufficient	
23		Fund Sources: General.....	a sum sufficient	
24	Authority: Discretionary Inclusion.			
25	A. There is hereby appropriated from the affected funds in the state treasury, for refunds of			
26	taxes and fees, and the interest thereon, in accordance with law, a sum sufficient.			
27	B. There is hereby appropriated from the affected funds in the state treasury for, (1) refunds of			
28	previously paid taxes imposed by the Commonwealth at 100 percent of face value up to the			
29	amount of the coalfield employment enhancement tax credit authorized by § 58.1-439.2, Code			
30	of Virginia, (2) refunds of any remaining credit at 90 percent of face value for credits earned			
31	in taxable years beginning before January 1, 2002, and 85 percent of face value for credits earned			
32	in taxable years beginning on and after January 1, 2002, and (3) payment of the remaining 10			
33	or 15 percent credit to the Coalfields Economic Development Authority, a sum sufficient.			
34	468.	Distribution of Tobacco Settlement (74500)		
35		a sum sufficient, estimated at.....		\$88,215,046      \$88,359,200
36		Payments to Tobacco Producers and Tobacco Growing		
37		Communities (74501) .....	\$77,000,000	\$77,000,000
38		Payments for Tobacco Usage Prevention (74502) .....	\$11,215,046	\$11,359,200
39		Fund Sources: Trust and Agency .....	\$88,215,046	\$88,359,200
40	Authority: Title 3.1, Chapter 11, and Title 32.1, Chapter 14, Code of Virginia.			
41	A.1. There is hereby appropriated a sum sufficient estimated at \$77,000,000 the first year and			
42	\$77,000,000 the second year from nongeneral funds for expenditures of securitized proceeds			
43	and earnings up to the amount transferred from the endowment to the Tobacco Indemnification			
44	and Community Revitalization Fund in accordance with §3.1-1109.1, Code of Virginia. Such			
45	expenditures shall be made pursuant to §3.1-1112, Code of Virginia.			
46	2. From the amount deposited into the Tobacco Indemnification and Community Revitalization			
47	Fund pursuant to § 3.1-1111, Code of Virginia, shall be paid 50 percent of the costs associated			
48	with the diligent enforcement of the non-participating manufacturer statute of the 1998 Tobacco			
49	Master Settlement Agreement, § 3.1-336.2, Code of Virginia, and Item 58 Paragraph B of this			
50	act. These costs shall be paid pursuant to the transfer to the general fund directed by § 3-1.01,			
51	paragraph O, of this act.			

ITEM 468.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	B.1. Notwithstanding the provisions of §§ 32.1-354, 32.1-360 and 32.1-361.1, Code of Virginia,				
2	the State Comptroller shall deposit 8.5 percent of the Commonwealth's Allocation pursuant to				
3	the Master Settlement Agreement with tobacco product manufacturers to the Virginia Tobacco				
4	Settlement Fund. There is hereby appropriated a sum sufficient estimated at \$11,215,046 the				
5	first year and \$11,359,200 the second year from available balances in the fund for the				
6	purposes set forth in § 32.1-361, Code of Virginia.				
7	2. From the amount deposited into the Virginia Tobacco Settlement Fund shall be paid 8.5				
8	percent of the costs associated with the diligent enforcement of the non-participating				
9	manufacturer statute of the 1998 Tobacco Master Settlement Agreement, § 3.1-336.2, Code of				
10	Virginia, and Item 58 paragraph B of this act. These costs shall be paid pursuant to the transfer				
11	to the general fund directed by § 3-1.01, paragraph O, of this act.				
12	C. The amounts deposited by the State Comptroller pursuant to paragraph B.1. shall be				
13	included in the general fund revenue calculations for purposes of subsection C of § 58.1-3524				
14	and subsection B of § 58.1-3536, Code of Virginia.				
15	469.	Compensation and Benefit Adjustments (75700).....		(\$38,270,141)	\$11,041,200
16		Adjustments to Employee Compensation (75701).....	(\$11,855,589)	(\$11,855,589)	
17		Adjustments to Employee Benefits (75702).....	(\$26,414,552)	\$22,896,789	
18		Fund Sources: General.....	(\$38,270,141)	\$11,041,200	
19	Authority: Discretionary Inclusion.				
20	A. Transfers to or from this Item may be made to decrease or supplement general fund				
21	appropriations to state agencies for:				
22	1. Adjustments to base rates of pay;				
23	2. Adjustments to rates of pay for budgeted overtime of salaried employees;				
24	3. Salary changes for positions with salaries listed elsewhere in this act;				
25	4. Salary changes for locally elected constitutional officers and their employees;				
26	5. In-band salary adjustments for employees subject to the Virginia Personnel Act to recognize				
27	changes in duties or professional skill development, establish internal alignment (equitable				
28	salary relationships), or respond to labor market conditions (retention);				
29	6. Employer costs of employee benefit programs when required by salary-based pay				
30	adjustments;				
31	7. Salary changes for local employees supported by the Commonwealth, other than those				
32	funded through appropriations to the Department of Education; and				
33	8. Adjustments to the cost of employee benefits to include but not limited to health insurance				
34	premiums and retirement and related contribution rates.				
35	B. Transfers from this Item may be made when appropriations to the state agencies concerned				
36	are insufficient for the purposes stated in paragraph A of this Item, as determined by the				
37	Department of Planning and Budget, and subject to guidelines prescribed by the department.				
38	Further, the Department of Planning and Budget may transfer appropriations within this Item				
39	from the second year of the biennium to the first year, when necessary to accomplish the				
40	purposes stated in paragraph A of this Item.				
41	C. Except as provided for elsewhere in this Item, agencies supported in whole or in part by				
42	nongeneral fund sources, shall pay the proportionate share of changes in salaries and benefits as				
43	required by this Item, subject to the rules and regulations prescribed by the appointing or				
44	governing authority of such agencies. Nongeneral fund revenues and balances required for this				
45	purpose are hereby appropriated.				
46	D.1. The Governor shall suspend the transfer of funds from agency general and nongeneral				
47	fund appropriations to the deferred compensation cash match accounts of participating state				

ITEM 469.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	employees.			
2	2. The procurement of services related to the maintenance of existing balances in deferred			
3	compensation cash match accounts shall be governed by standards set forth in § 51.1-124.30 C,			
4	Code of Virginia, and shall not be subject to the provisions of Chapter 7 (§ 11-35 et seq.),			
5	Title 11, Code of Virginia.			
6	3. The Director, Department of Planning and Budget shall withhold and transfer to this Item,			
7	amounts estimated at \$11,855,589 the first year and \$11,855,589 the second year, from the			
8	general fund appropriations of state agencies and institutions of higher education, representing			
9	savings from the suspension of the state employee deferred compensation cash match program			
10	as provided for in this paragraph.			
11	4. Pursuant to § 3-1.01 of this act, amounts estimated at \$6,983,263 the first year and			
12	\$6,983,263 the second year shall be transferred from eligible nongeneral fund accounts to the			
13	general fund, representing nongeneral fund savings associated with the suspension of the state			
14	employee deferred compensation cash match program as provided for in this paragraph.			
15	E. The Secretary of Administration, in conjunction with the Secretary of Finance, may establish			
16	a program that allows for the sharing of cost savings from improved productivity and			
17	performance with agencies and employees. Such gain sharing programs require a management			
18	philosophy of open communication encouraging employee participation; a system which seeks,			
19	evaluates and implements employee input on increasing productivity; and a formula for			
20	measuring productivity gains and sharing these gains between employees and the agency. The			
21	Department of Human Resource Management, in conjunction with the Department of Planning			
22	and Budget, shall develop specific gain sharing program guidelines for use by agencies. The			
23	Department of Human Resource Management shall provide to the Governor, the Chairmen of the			
24	House Appropriations and Senate Finance Committees an annual report no later than			
25	October 1 of each year detailing identified savings and their usage.			
26	F.1. Out of the appropriation for this Item, amounts estimated at \$20,281,028 the first year and			
27	\$57,512,461 the second year from the general fund shall be transferred to state agencies and			
28	institutions of higher education to support the general fund portion of costs associated with			
29	changes in the employer's share of premiums paid for the Commonwealth's health benefit plans.			
30	2. Notwithstanding any contrary provision of law, the health benefit plans for state employees			
31	resulting from the additional funding in this Item shall allow for a portion of employee medical			
32	premiums to be charged to employees.			
33	3. The Department of Human Resources Management shall explore options within the health			
34	insurance plan for state employees to promote value-based health choices aimed at creating			
35	greater employee satisfaction with lower overall health care costs. It is the General Assembly's			
36	intent that any savings associated with this employee health care initiative be retained and used			
37	towards funding state employee salary or fringe benefit cost increases.			
38	4. Notwithstanding any provision of law, effective July 1, 2009, coverage for lap band and			
39	gastric bypass surgery under the state employee health insurance program shall be conditional			
40	on the successful participation in a progressive weight management program to be developed			
41	by the Department of Human Resource Management.			
42	G. Out of the general fund appropriation for this Item is included \$3,077,123 the first year and			
43	\$3,692,986 the second year to support the general fund portion of the costs associated with			
44	changes in premiums paid by state agencies on behalf of their employees for workers			
45	compensation coverage. The Director, Department of Planning and Budget, is authorized to			
46	transfer these funds to the impacted state agencies based upon new workers compensation			
47	premiums as provided by the Department of Human Resource Management. Also, the Director,			
48	Department of Planning and Budget, is authorized to transfer funds between agencies based on			
49	these new premiums.			
50	H.1. Notwithstanding the provisions of § 51.1-166B, in connection with post-retirement			
51	supplements for any person commencing employment or reemployment on or after July 1,			
52	2010, the annual increase in the Consumer Price Index shall be considered only to the extent of			
53	two percent plus one-half of such additional increase up to six percent.			



ITEM 469.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	2. Notwithstanding the provisions of § 51.1-153B.2, any state employee, teacher, or employee			
2	of a political subdivision, commencing employment with no prior service credit on or after July			
3	1, 2010 who is a member of the retirement system may retire prior to his normal retirement			
4	date after attaining age fifty-five and thirty years of creditable service, upon written notification			
5	to the Board setting forth the date the retirement is to become effective. The benefit for such			
6	member shall be calculated in accordance with the provisions of subdivision A 1 of			
7	§ 51.1-155.			
8	3. Notwithstanding the provisions of § 51.1-205B, any member of the State Police Officers'			
9	Retirement System commencing employment with no prior service credit on or after July 1,			
10	2010 who has attained his fifty-fifth birthday with five or more years of creditable service (i)			
11	as a member in the retirement system established by Chapter 1 of Title 51.1, (ii) as a member			
12	in the retirement system established by Chapter 2.1 of Title 51.1, or (iii) while earning the			
13	benefits permitted by § 51.1-138 may retire upon written notification to the Board setting forth			
14	the date the retirement is to become effective.			
15	4. Notwithstanding the provisions of § 51.1-216B.2, any member of the Virginia Law Officers'			
16	Retirement System commencing employment with no prior service credit on or after July 1,			
17	2010 who has attained his fifty-fifth birthday with five or more years of creditable service (i)			
18	as a member in the retirement system established by Chapter 1 of Title 51.1, (ii) as a member			
19	in the retirement system established by Chapter 2 of Title 51.1, or (iii) while earning the			
20	benefits permitted by § 51.1-138 may retire upon written notification to the Board setting forth			
21	the date the retirement is to become effective.			
22	5. Contribution rates paid to the Virginia Retirement System for the retirement benefits of			
23	public school teachers, state employees, state police officers, state judges, and state law			
24	enforcement officers eligible for the Virginia Law Officers Retirement System shall be based			
25	on a valuation of retirement assets and liabilities that assume an investment return of eight			
26	percent and an amortization period of 30 years.			
27	6. Retirement contribution rates for the first year and the second year, excluding the five			
28	percent employee portion, shall be: 10.49 percent for public school teachers, 6.58 percent for			
29	state employees, 21.16 percent for state police officers, 13.09 percent for the Virginia Law			
30	Officers Retirement System, and 42.58 percent for the Judicial Retirement System.			
31	7. Out of the general fund appropriation for this Item is included \$6,839,113 the first year and			
32	\$7,136,455 the second year to support the general fund portion of the net costs resulting from			
33	changes in employer contributions for state employee retirement as provided for in this			
34	paragraph.			
35	8. Pursuant to § 3-1.01 of this act, amounts estimated at \$258,636 the first year and \$269,882			
36	the second year shall be transferred from eligible nongeneral fund accounts to the general fund,			
37	representing nongeneral fund savings associated with reductions in employer contributions for			
38	the Virginia Law Officers Retirement System as provided for in this paragraph.			
39	9. Costs necessary to support the increased costs of reimbursements to Constitutional Officers			
40	resulting from changes in retirement contributions as provided for in this paragraph are			
41	appropriated elsewhere in this act under the Compensation Board.			
42	10. Costs associated with the retirement contribution rate change for public school teachers as			
43	provided for in this paragraph are appropriated elsewhere in this act under Direct Aid to Public			
44	Education.			
45	I.1. Contribution rates paid to the Virginia Retirement System for other employee benefits to			
46	include the public employee group life insurance program, the Virginia Sickness and Disability			
47	Program, the state employee retiree health insurance credit, and the public school teacher retiree			
48	health insurance credit, shall be based on a valuation of assets and liabilities that assume an			
49	investment return of eight percent and an amortization period of 30 years.			
50	2. Contribution rates paid on behalf of public employees for other programs administered by			
51	the Virginia Retirement System in the first year and the second year shall be: 1.02 percent for			
52	the public employee group life insurance program, 0.66 percent for the Virginia Sickness and			
53	Disability Program, 0.99 percent for the state employee retiree health insurance credit, and 1.01			
54	percent for the public school teacher retiree health insurance credit.			

ITEM 469.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	3. The Director, Department of Planning and Budget shall withhold and transfer to this Item,			
2	amounts estimated at \$983,313 the first year and \$1,026,049 the second year, from the general			
3	fund appropriations of state agencies and institutions of higher education, representing the net			
4	savings resulting from changes in contribution rates for state employee benefits as provided for			
5	in this paragraph.			
6	4. Pursuant to § 3-1.01 of this act, amounts estimated at \$4,255,005 the first year and			
7	\$4,439,969 the second year shall be transferred from eligible nongeneral fund accounts to the			
8	general fund, representing nongeneral fund savings associated with savings resulting from			
9	changes in contribution rates for state employee benefits as provided for in this paragraph.			
10	5. The net costs associated with the increased costs of reimbursements to Constitutional			
11	Officers resulting from changes in public employee group life insurance contributions as			
12	provided for in this paragraph are appropriated elsewhere in this act under the Compensation			
13	Board.			
14	6. The net costs associated with the public school teacher group life insurance and public			
15	school teacher retiree health insurance credit rate changes as provided for in this paragraph are			
16	appropriated elsewhere in this act under Direct Aid to Public Education.			
17	J.1. Notwithstanding the provisions of § 51.1-144F, any employer may elect, in a manner			
18	prescribed by the Board, to pay an equivalent amount in lieu of all or any portion of the			
19	member contributions required of its employees. Such payments shall be credited to the			
20	members' contribution account. These contributions shall not be considered wages for purposes			
21	of Chapter 7 Title 51.1, nor shall they be considered to be salary for purposes of Chapter 1 of			
22	Title 51.1.			
23	2. Every "state employee" as defined in § 51.1-124.3 who is covered by the defined benefit			
24	plan established under Chapter 1 of Title 51.1, and every member of (i) the State Police			
25	Officers' Retirement System (Chapter 2 of Title 51.1), (ii) the Virginia Law Officers'			
26	Retirement System (Chapter 2.1 of Title 51.1), and (iii) the Judicial Retirement System			
27	(Chapter 3 of Title 51.1), shall pay member contributions to the Virginia Retirement System on			
28	a salary reduction basis in accordance with § 414 (h) of the Internal Revenue Code, (a)			
29	effective July 1, 2010, in the amount of 1 percent of creditable compensation and the employer			
30	shall pay 4 percent pursuant to § 51.1-144F, and (b) effective July 1, 2011, in the amount of 2			
31	percent of creditable compensation and the employer shall pay 3 percent pursuant to			
32	§ 51.1-144F.			
33	3. The Director, Department of Planning and Budget shall withhold and transfer to this Item,			
34	amounts estimated at \$18,288,833 the first year and \$37,372,867 the second year, from the			
35	general fund appropriations of state agencies and institutions of higher education, representing			
36	savings from the state employee retirement contribution funding changes provided for in this			
37	paragraph.			
38	4. Pursuant to § 3-1.01 of this act, amounts estimated at \$12,045,046 the first year and			
39	\$24,613,806 the second year shall be transferred from eligible nongeneral fund accounts to the			
40	general fund, representing nongeneral fund savings associated with the state employee			
41	retirement contribution funding changes provided for in this paragraph.			
42	K.1. Notwithstanding the provisions of § 51.1-126F.1, effective July 1, 2010, the contribution			
43	by the Commonwealth on behalf of an employee participating in an optional retirement plan			
44	maintained by the Board of Trustees of the Virginia Retirement System or on behalf of an			
45	employee participating in an optional retirement plan established by his institution of higher			
46	education under § 51.1-126 to such employee's retirement plan shall be 9.4 percent of			
47	creditable compensation, and the employee shall be required to contribute 1 percent of			
48	creditable compensation on a salary reduction basis in accordance with § 414 (h) of the Internal			
49	Revenue Code.			
50	2. Notwithstanding the provisions of § 51.1-126F.1, effective July 1, 2011, the contribution by			
51	the Commonwealth on behalf of an employee participating in an optional retirement plan			
52	maintained by the Board of Trustees of the Virginia Retirement System or on behalf of an			
53	employee participating in an optional retirement plan established by his institution of higher			
54	education under § 51.1-126 to such employee's retirement plan shall be 8.4 percent of			
55	creditable compensation, and the employee shall be required to contribute 2 percent of			

ITEM 469.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	creditable compensation on a salary reduction basis in accordance with § 414 (h) of the Internal			
2	Revenue Code.			
3	3. Notwithstanding the provisions of § 51.1-126.5G, a "participating member" as defined in			
4	§ 51.1-126.5A shall be required to contribute on a salary reduction basis in accordance with			
5	§ 414 (h) of the Internal Revenue Code, (i) effective July 1, 2010, 1 percent of creditable			
6	compensation and (ii) effective July 1, 2011, 2 percent of creditable compensation.			
7	4. Notwithstanding the provisions of § 51.1-126.6D, a school board at its option may require an			
8	eligible employee to contribute on a salary reduction basis in accordance with § 414 (h) of the			
9	Internal Revenue Code, (i) effective July 1, 2010, 1 percent of creditable compensation and (ii)			
10	effective July 1, 2011, 2 percent of creditable compensation.			
11	5. The Director, Department of Planning and Budget shall withhold and transfer to this Item,			
12	amounts estimated at \$3,448,141 the first year and \$7,046,197 the second year, from the			
13	general fund appropriations of state agencies and institutions of higher education, representing			
14	savings from the optional retirement plan contribution funding changes provided for in this			
15	paragraph.			
16	6. Pursuant to § 3-1.01 of this act, amounts estimated at \$3,923,914 the first year and			
17	\$8,018,435 the second year shall be transferred from eligible nongeneral fund accounts to the			
18	general fund, representing nongeneral fund savings associated with the optional retirement plan			
19	contribution funding changes provided for in this paragraph.			
20	L.1. Notwithstanding any provision to the contrary, any references to a period of 14 days or a			
21	period of 28 days in §§ 51.1-1111, -1112, -1122, and -1123 of the Virginia Sickness and			
22	Disability Program (VSDP) are hereby changed to a period of 45 days. Moreover, the period			
23	of 45 days shall be consecutive days that the participating employee is (i) actively at work and			
24	(ii) fully released to return to work full time, full duty. The Virginia Retirement System shall			
25	develop policies and procedures to administer the effects of the 45-day period in connection			
26	with participants who are deemed to have a major chronic condition.			
27	2. Notwithstanding any provision to the contrary, any eligible employee commencing			
28	employment or re-employment on or after July 1, 2010, shall not be entitled to receive Virginia			
29	Sickness and Disability Program benefits under Article 3, Chapter 11 of Title 51.1 (Nonwork			
30	Related Disability Benefits) until the employee completes one continuous year of active			
31	employment or re-employment.			
32	3. Notwithstanding any provision to the contrary, for all eligible employees commencing			
33	employment or re-employment on or after July 1, 2010, short-term disability coverage under			
34	the Virginia Sickness and Disability Program shall provide income replacement for no more			
35	than 60 percent of a participating employee's creditable compensation for the first 60 months			
36	of continuous state service after employment or re-employment.			
37	M. Notwithstanding the provisions of § 2.2-3205(A), Code of Virginia, the terminating agency			
38	shall not be required to pay the Virginia Retirement System the costs of enhanced retirement			
39	benefits provided for in § 2.2-3204(A), Code of Virginia. Instead, the entire cost of such			
40	benefits for involuntarily separated employees shall be factored into the employer contribution			
41	rates paid to the Virginia Retirement System beginning with the June 30, 2011 actuarial			
42	valuation.			
43	N. The purpose of this paragraph is to provide a transitional severance benefit, under the			
44	conditions specified, to eligible city, county, school division or other political subdivision			
45	employees who are involuntarily separated from employment with their employer.			
46	1.a. "Involuntary separation" includes, but is not limited to, terminations and layoffs from			
47	employment with the employer, or being placed on leave without pay-layoff or equivalent			
48	status, due to budget reductions, employer reorganizations, workforce downsizings, or other			
49	causes not related to the job performance or misconduct of the employee, but shall not include			
50	voluntary resignations. As used in this paragraph, a "terminated employee" shall mean an			
51	employee who is involuntarily separated from employment with his employer.			
52	b. The governing authority of a city, county, school division or other political subdivision			
53	electing to cover its employees under the provisions of this paragraph shall adopt a resolution,			

ITEM 469.	Item Details(\$)		Appropriations(\$)	
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1	as prescribed by the Board of Trustees of the Virginia Retirement System, to that effect. An			
2	election by a school division shall be evidenced by a resolution approved by the Board of such			
3	school division and its local governing authority.			
4	2.a. Any (i) "eligible employee" as defined in § 51.1-132, (ii) "teacher" as defined in			
5	§ 51.1-124.3, and (iii) any "local officer" as defined in § 51.1.124.3 except for the treasurer,			
6	commissioner of the revenue, attorney for the Commonwealth, clerk of a circuit court, or			
7	sheriff of any county or city, and (a) for whom reemployment with his employer is not			
8	possible because there is no available position for which the employee is qualified or the			
9	position offered to the employee requires relocation or a reduction in salary and (b) whose			
10	involuntary separation was due to causes other than job performance or misconduct, shall be			
11	eligible, under the conditions specified, for the transitional severance benefit conferred by this			
12	paragraph. The date of involuntary separation shall mean the date an employee was terminated			
13	from employment or placed on leave without pay-layoff or equivalent status.			
14	b. Eligibility shall commence on the date of involuntary separation.			
15	3.a. On his date of involuntary separation, an eligible employee with (i) two years' service or			
16	less to the employer shall be entitled to receive a transitional severance benefit equivalent to			
17	four weeks of salary; (ii) three years through and including nine years of consecutive service to			
18	the employer shall be entitled to receive a transitional severance benefit equivalent to four			
19	weeks of salary plus one additional week of salary for every year of service over two years;			
20	(iii) ten years through and including fourteen years of consecutive service to the employer shall			
21	be entitled to receive a transitional severance benefit equivalent to twelve weeks of salary plus			
22	two additional weeks of salary for every year of service over nine years; or (iv) fifteen years or			
23	more of consecutive service to the employer shall be entitled to receive a transitional severance			
24	benefit equivalent to two weeks of salary for every year of service, not to exceed thirty-six			
25	weeks of salary.			
26	b. Transitional severance benefits shall be computed by the terminating employer's payroll			
27	department. Partial years of service shall be rounded up to the next highest year of service.			
28	c. Transitional severance benefits shall be paid by the employer in the same manner as normal			
29	salary. In accordance with § 60.2-229, transitional severance benefits shall be allocated to the			
30	date of involuntary separation. The right of any employee who receives a transitional severance			
31	benefit to also receive unemployment compensation pursuant to § 60.2-100 et seq. shall not be			
32	denied, abridged, or modified in any way due to receipt of the transitional severance benefit;			
33	however, any employee who is entitled to unemployment compensation shall have his			
34	transitional severance benefit reduced by the amount of such unemployment compensation. Any			
35	offset to a terminated employee's transitional severance benefit due to reductions for			
36	unemployment compensation shall be paid in one lump sum at the time the last transitional			
37	severance benefit payment is made.			
38	d. For twelve months after the employee's date of involuntary separation, the employee shall			
39	continue to be covered under the (i) health insurance plan administered by the employer for its			
40	employees, if he participated in such plan prior to his date of involuntary separation, and (ii)			
41	group life insurance plan administered by the Virginia Retirement System pursuant to Chapter			
42	5 (§ 51.1-500 et seq.) of Title 51.1, or such other group life insurance plan as may be			
43	administered by the employer. During such twelve months, the terminating employer shall			
44	continue to pay its share of the terminated employee's premiums. Upon expiration of such			
45	twelve month period, the terminated employee shall be eligible to purchase continuing health			
46	insurance coverage under COBRA.			
47	e. Transitional severance benefit payments shall cease if a terminated employee is reemployed			
48	or hired in an individual capacity as an independent contractor or consultant by the employer			
49	during the time he is receiving such payments.			
50	f. All transitional severance benefits payable pursuant to this section shall be subject to			
51	applicable federal laws and regulations.			
52	4.a. In lieu of the transitional severance benefit provided in subparagraph 3 of this paragraph,			
53	any otherwise eligible employee who, on the date of involuntary separation, is also (i) a vested			
54	member of the Virginia Retirement System, including a member eligible for the benefits			
55	described in subsection B of § 51.1-138, and (ii) at least fifty years of age, may elect to have			

ITEM 469.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	the employer purchase on his behalf years to be credited to either his age or creditable service			
2	or a combination of age and creditable service, except that any years of credit purchased on			
3	behalf of a member of the Virginia Retirement System, including a member eligible for the			
4	benefits described in subsection B of § 51.1-138, who is eligible for unreduced retirement shall			
5	be added to his creditable service and not his age. The cost of each year of age or creditable			
6	service purchased by the employer shall be equal to fifteen percent of the employee's present			
7	annual compensation. The number of years of age or creditable service to be purchased by the			
8	employer shall be equal to the quotient obtained by dividing (i) the cash value of the benefits			
9	to which the employee would be entitled under subparagraphs 3.a. and 3.d. of this paragraph			
10	by (ii) the cost of each year of age or creditable service. Partial years shall be rounded up to			
11	the next highest year. Deferred retirement under the provisions of subsection C of §§ 51.1-153			
12	and 51.1-205, and disability retirement under the provisions of § 51.1-156 et seq., shall not be			
13	available under this paragraph.			
14	b. In lieu of the (i) transitional severance benefit provided in subparagraph 3 of this paragraph			
15	and (ii) the retirement program provided in this subsection, any employee who is otherwise			
16	eligible may take immediate retirement pursuant to §§ 51.1-155.1 or 51.1-155.2.			
17	c. The retirement allowance for any employee electing to retire under this paragraph who, by			
18	adding years to his age, is between ages fifty-five and sixty-five, shall be reduced on the			
19	actuarial basis provided in subdivision A. 2. of § 51.1-155.			
20	d. The retirement program provided in this subparagraph shall be otherwise governed by			
21	policies and procedures developed by the Virginia Retirement System.			
22	e. Costs associated with the provisions of this subparagraph shall be factored into the employer			
23	contribution rates paid to the Virginia Retirement System beginning with the June 30, 2011			
24	actuarial evaluation.			
25	O.1. Notwithstanding any other provisions of law, the State Comptroller shall delay the transfer			
26	of all employer paid retirement contributions under all defined benefit plans administer by VRS			
27	for the final five paydays of fiscal years 2011 and 2012 to fiscal years 2012 and 2013			
28	respectively. The applicable transfers shall occur no later than July 10, 2011 and July 10, 2012			
29	respectively.			
30	2. The Director, Department of Planning and Budget shall withhold and transfer to this Item,			
31	amounts estimated at \$33,891,529 the first year from the general fund appropriations of state			
32	agencies and institutions of higher education, representing savings from the delay in payments			
33	provided for in this paragraph.			
34	P.1. Agencies shall not provide annual performance related salary increases except as			
35	authorized in this Item. This provision shall apply to agencies supported by general fund			
36	dollars as well as those supported in whole or in part by nongeneral fund sources. This			
37	requirement shall apply to all Executive, Legislative, Judicial, and Independent agencies.			
38	2. All state agencies may provide, from funds appropriated to it:			
39	a. salary increases and/or bonuses consistent with pay practices authorized in the classified			
40	compensation plan to recognize changes in duties or professional development, establish			
41	equitable salary relationships, or respond to labor market conditions;			
42	b. recognition bonuses for contributions to the objectives of the agency.			
43	470. Payments for Special or Unanticipated Expenditures			
44	(75800) .....			\$1,500,000
45	Miscellaneous Contingency Reserve Account (75801) .....	\$1,500,000	\$1,500,000	\$1,500,000
46	Fund Sources: General .....	\$1,500,000	\$1,500,000	
47	Authority: Discretionary Inclusion.			
48	A. The Governor is hereby authorized to allocate sums from this appropriation, in addition to			
49	an amount not to exceed \$2,000,000 from the unappropriated balance derived by subtracting			
50	the general fund appropriations from the projected general fund revenues in this act, to provide			

ITEM 470.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	for supplemental funds pursuant to paragraph D hereof. Transfers from this Item shall be made			
2	only when (1) sufficient funds are not available within the agency's appropriation and (2)			
3	additional funds must be provided prior to the end of the next General Assembly Session.			
4	B.1. The Governor is authorized to allocate from the unappropriated general fund balance in			
5	this act such amounts as are necessary to provide for unbudgeted cost increases to state			
6	agencies incurred as a result of actions to enhance homeland security, combat terrorism, and to			
7	provide for costs associated with the payment of a salary supplement for state classified			
8	employees ordered to active duty as part of a reserve component of the Armed Forces of the			
9	United States or the Virginia National Guard. Any salary supplement provided to state			
10	classified employees ordered to active duty, shall apply only to employees who would			
11	otherwise earn less in salary and other cash allowances while on active duty as compared to			
12	their base salary as a state classified employee. Guidelines for such payments shall be			
13	developed by the Department of Human Resource Management in conjunction with the			
14	Departments of Accounts and Planning and Budget.			
15	2. The Governor shall submit a report within thirty days to the Chairmen of House			
16	Appropriations and Senate Finance Committees which itemizes any disbursements made from			
17	this Item for such costs.			
18	3. The governing authority of the agencies listed in this subparagraph may, at its discretion and			
19	from existing appropriations, provide such payments to their employees ordered to active duty			
20	as part of a reserve component of the Armed Forces of the United States or the Virginia			
21	National Guard, as are necessary to provide comparable pay supplements to its employees.			
22	a. Agencies in the Legislative and Judicial Departments;			
23	b. The State Corporation Commission, the Virginia Workers' Compensation Commission, the			
24	Virginia Retirement System, the State Lottery Department, Virginia College Savings Plan, and			
25	the Virginia Office for Protection and Advocacy;			
26	c. The Office of the Attorney General and the Department of Law; and			
27	d. State-supported institutions of higher education.			
28	C. The Governor is authorized to expend from the unappropriated general fund balance in this			
29	act such amounts as are necessary, up to \$1,500,000, to provide for indemnity payments to			
30	growers, producers, and owners for losses sustained as a result of an infectious disease			
31	outbreak or natural disaster in livestock and poultry populations in the Commonwealth. These			
32	indemnity payments will compensate growers, producers, and owners for a portion of the			
33	difference between the appraised value of each animal destroyed or slaughtered or animal			
34	product destroyed in order to control or eradicate an animal disease outbreak and the total of			
35	any salvage value plus any compensation paid by the federal government.			
36	D. Out of the appropriation for this Item is included \$1,200,000 the first year and \$1,200,000			
37	the second year from the general fund to be used by the Governor as he may determine to be			
38	needed for the following purposes:			
39	1. To address the six conditions listed in § 4-1.03 c 5 of this act.			
40	2. To provide for unbudgeted and unavoidable increases in costs to state agencies for essential			
41	commodities and services which cannot be absorbed within agency appropriations to include			
42	unbudgeted benefits associated with Workforce Transition Act requirements.			
43	3. To secure federal funds in the event that additional matching funds are needed for Virginia			
44	to participate in the federal Superfund program.			
45	4. The Department of Planning and Budget shall submit a quarterly report of any disbursements			
46	made from, commitments made against, and requests made for such sums authorized for			
47	allocation pursuant to this paragraph to the Chairmen of the House Appropriations and Senate			
48	Finance Committees. This report shall identify each of the conditions specified in this			
49	paragraph for which the transfer is made.			
50	5. In addition, if the amounts appropriated in this Item are insufficient to meet the			

ITEM 470.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	unanticipated events enumerated, the Governor may utilize up to \$1,000,000 the first year and				
2	\$1,000,000 the second year from the general fund amounts appropriated for the Governor's				
3	Opportunity Fund for the unanticipated purposes set forth in paragraph D.1. through paragraph				
4	D.4. of this item.				
5	6. To make additional payments to public institutions of higher education pursuant to Item 467				
6	of this Act, up to a maximum of \$1,000,000, in the event that amounts appropriated for that				
7	purpose are insufficient.				
8	7. To provide a payment of up to \$100,000 to the Military Order of the Purple Heart, for the				
9	continued operation of the National Purple Heart Hall of Honor, provided that at least half of				
10	other states have made similar grants.				
11	E. Included in this appropriation is \$300,000 the first year and \$300,000 the second year from				
12	the general fund to pay for private legal services and the general fund share of unbudgeted				
13	costs for enforcement of the 1998 Tobacco Master Settlement Agreement. Transfers for private				
14	legal services shall be made by the Director, Department of Planning and Budget upon prior				
15	written authorization of the Governor or the Attorney General, pursuant to § 2.2-510, Code of				
16	Virginia or Item 58, Paragraph D of this act. Transfers for enforcement of the Master				
17	Settlement Agreement shall be made by the Director, Department of Planning and Budget at				
18	the request of the Attorney General, pursuant to Item 58, Paragraph B of this act.				
19	F. Any unexpended balance remaining in this Item on June 30, 2011, shall be carried forward				
20	on the books of the Comptroller and shall be available for expenditure in the second year of				
21	the current biennium. Any unexpended balance remaining in this Item on June 30, 2012, shall				
22	be carried forward on the books of the Comptroller and shall be available for expenditures in				
23	the next biennium.				
24	G. Notwithstanding the provisions of § 58.1-608.3B.(v), Code of Virginia, any municipality				
25	which has issued bonds on or after July 1, 2001, but before July 1, 2006, to pay the cost, or				
26	portion thereof, of any public facility pursuant to § 58.1-608.3, Code of Virginia, shall be				
27	entitled to all sales tax revenues generated by transactions taking place in such public facility.				
28	471. A. The Oil Overcharge Expendable Trust Fund shall be established on the books of the				
29	Comptroller and the interest earned by investment of funds credited to the Oil Overcharge				
30	Expendable Trust Fund shall be allocated to such fund periodically. This fund represents the				
31	Commonwealth's proportionate share of the recoveries from the Exxon Corporation, Diamond				
32	Shamrock Refining and Marketing Company, Stripper Well and the Texaco Corporation				
33	litigations, for petroleum pricing violations between 1973 and 1981.				
34	B.1. Any expenditure involving oil overcharges by the Exxon Corporation shall be utilized				
35	according to regulations and procedures of the five state energy conservation and benefits				
36	programs specified in the Warner Amendment (Section 155, P.L. 97-377) to provide restitution				
37	to the broad class of parties injured by the alleged overcharges. These programs are:				
38	a. Low Income Home Energy Assistance Program, 42 U.S.C. § 8621 et seq.				
39	b. State Energy Conservation Program, 42 U.S.C. § 6321 et seq.				
40	c. Energy Extension Service, 42 U.S.C. § 7001 et seq.				
41	d. Institutional Conservation Program, 42 U.S.C. § 6371 et seq.				
42	e. Weatherization Assistance Program, 42 U.S.C. § 6861 et seq.				
43	2. Any expenditure involving oil overcharges from the approved settlement In Re: The				
44	Department of Energy Stripper Well Litigation (MDL No. 378) or the approved settlement in				
45	the case of the Diamond Shamrock Refining and Marketing Company (Civil Action No.				
46	C2-84-1432) shall be utilized to fund one or more energy-related programs which are designed				
47	to benefit, directly or indirectly, consumers of petroleum products. These programs shall be				
48	limited to:				
49	a. Administration and operation of the five energy conservation and benefit programs specified				
50	under the Warner Amendment (Section 155, P.L. 97-377),				

ITEM 471.	Item Details(\$)		Appropriations(\$)		
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012	
1	b. Those programs approved by the U.S. Department of Energy's Office of Hearings and				
2	Appeals in Subpart V Refund Proceedings,				
3	c. Those programs referenced in the Chevron consent order (46 FR 52221), and				
4	d. Such other restitutionary programs approved by the District Court or the U.S. Department of				
5	Energy's Office of Hearings and Appeals.				
6	C. Before appropriations to the Oil Overcharge Expendable Trust Fund can be expended,				
7	approval for the use of the funds must be obtained from the United States Department of				
8	Energy. Applications to the United States Department of Energy must be made through the				
9	Department of Mines, Minerals and Energy.				
10	D. The Governor shall submit such statements and reports as are required by court orders,				
11	settlements, or the Departments of Energy or Health and Human Services regarding use(s) of				
12	these funds and shall also report annually to the Chairmen of the House Appropriations and				
13	Senate Finance Committees on the activities funded by transfers from this Item.				
14	472.	Two Year College Transfer Grant (11500) .....		\$1,800,000	\$1,800,000
15		Fund Sources: General .....	\$1,800,000	\$1,800,000	
16	A. Out of the appropriation for this Item, the Director, Department of Planning and Budget				
17	shall transfer \$1,800,000 the first year and \$1,800,000 the second year to the State Council of				
18	Higher Education for Virginia for the Two-Year College Transfer Grant Program.				
19	B. Once such funds are transferred, the State Council of Higher Education for Virginia shall				
20	disburse these funds for full-time students consistent with the provisions of Chapter 850 and				
21	Chapter 899, 2007 Acts of Assembly.				
22	473.	Miscellaneous Reversion Clearing Account (22600) .....		(\$266,987)	(\$266,987)
23		Designated Reversions From Agency Appropriations			
24		(22601) .....	(\$266,987)	(\$266,987)	
25		Fund Sources: General .....	(\$266,987)	(\$266,987)	
26	Authority: Discretionary Inclusion.				
27	A. The Director, Department of Planning and Budget shall withhold and transfer to this Item,				
28	amounts estimated at \$80,632 the first year and \$80,632 the second year, from the general fund				
29	appropriations of state agencies and institutions of higher education, representing savings				
30	resulting from reductions in rates charged to agencies serviced under the Master Lease plan				
31	administered by the Division of Real Estate Services of the Department of General Services.				
32	B.1. The Director, Department of Planning and Budget shall withhold and transfer to this Item,				
33	amounts estimated at \$186,355 the first year and \$186,355 the second year, from the general				
34	fund appropriations of state agencies and institutions of higher education, representing savings				
35	resulting from a reduction in the rate charged to agencies for purchases made under the				
36	statewide purchase and supply system administered by the Department of General Services.				
37	2. Pursuant to § 3-1.01 of this act, amounts estimated at \$164,885 the first year and \$164,885				
38	the second year shall be transferred from eligible nongeneral fund accounts to the general fund,				
39	representing nongeneral fund savings associated with the reduction in the rate charged to				
40	agencies for purchases made under the statewide purchase and supply system administered by				
41	the Department of General Services.				
42	Total for Central Appropriations .....			\$64,009,798	\$102,433,413
43	Fund Sources: General .....		(\$26,323,791)	\$14,074,213	
44	Higher Education Operating .....		\$2,118,543	\$0	
45	Trust and Agency .....		\$88,215,046	\$88,359,200	
46	TOTAL FOR CENTRAL APPROPRIATIONS .....			\$64,009,798	\$102,433,413



ITEM 473.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: General .....	(\$26,323,791)	\$14,074,213		
2	Higher Education Operating.....	\$2,118,543	\$0		
3	Trust and Agency .....	\$88,215,046	\$88,359,200		
4	TOTAL FOR EXECUTIVE DEPARTMENT.....			<b>\$36,306,192,876</b>	<b>\$36,617,731,591</b>
5	General Fund Positions.....	49,325.98	49,083.98		
6	Nongeneral Fund Positions.....	59,054.22	59,233.42		
7	Position Level .....	108,380.20	108,317.40		
8	Fund Sources: General .....	\$14,333,109,424	\$15,143,036,186		
9	Special .....	\$1,661,634,085	\$1,683,591,325		
10	Higher Education Operating.....	\$6,273,039,781	\$6,221,296,738		
11	Commonwealth Transportation .....	\$3,434,261,544	\$3,520,228,603		
12	Enterprise .....	\$814,804,403	\$814,804,403		
13	Trust and Agency .....	\$2,240,231,010	\$1,959,004,316		
14	Debt Service.....	\$254,088,239	\$257,428,319		
15	Dedicated Special Revenue .....	\$747,552,070	\$751,070,624		
16	Federal Trust.....	\$6,547,472,320	\$6,267,271,077		

ITEM 474.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>INDEPENDENT AGENCIES</b>			
<b>2</b>	<b>§ 1-131. STATE CORPORATION COMMISSION (171)</b>			
<b>3</b> 474.	Regulation of Business Practices (55200) .....		\$56,424,577	\$56,424,577
<b>4</b>	Corporation Commission Clerk's Services (55203) .....	\$9,129,340	\$9,129,340	
<b>5</b>	Regulation of Investment Companies, Products and			
<b>6</b>	Services (55210).....	\$6,910,835	\$6,910,835	
<b>7</b>	Regulation of Financial Institutions (55215).....	\$14,128,204	\$14,128,204	
<b>8</b>	Regulation of Insurance Industry (55216).....	\$26,256,198	\$26,256,198	
<b>9</b>	Fund Sources: Special.....	\$56,424,577	\$56,424,577	
<b>10</b>	Authority: Article IX, Constitution of Virginia; Title 8.9A, Part 4; Title 12.1, Chapter 4; Title			
<b>11</b>	13.1; Title 55, Chapter 6, Article 6; Title 56, Chapter 15, Article 5; Title 58.1, Chapter 28;			
<b>12</b>	Title 59.1, Chapter 6.1, Code of Virginia; Title 13.1, Chapter 3.1; Title 38.2; Title 58.1,			
<b>13</b>	Chapter 25; and Title 65.2, Chapter 8, Code of Virginia.			
<b>14</b>	Out of the amounts appropriated to this Item, the Commission is authorized to expend an			
<b>15</b>	amount not to exceed \$10,000 the first year and \$10,000 the second year for the payment of			
<b>16</b>	annual membership dues to the National Conference of Insurance Legislators.			
<b>17</b> 475.	Regulation of Public Utilities (56300).....		\$24,918,972	\$24,968,972
<b>18</b>	Regulation of Telecommunications Companies (56301)...	\$3,966,610	\$3,966,610	
<b>19</b>	Regulatory Accounting and Policy Issues (56302) .....	\$3,634,397	\$3,634,397	
<b>20</b>	Public Utility Economics and Finance (56303).....	\$2,482,434	\$2,482,434	
<b>21</b>	Utility Safety (56304).....	\$5,384,987	\$5,434,987	
<b>22</b>	Regulation of Energy Companies (56305) .....	\$6,830,838	\$6,830,838	
<b>23</b>	Valuation and Taxation of Public Service Companies			
<b>24</b>	(56306) .....	\$2,619,706	\$2,619,706	
<b>25</b>	Fund Sources: Special.....	\$22,442,421	\$22,442,421	
<b>26</b>	Dedicated Special Revenue.....	\$1,776,551	\$1,776,551	
<b>27</b>	Federal Trust.....	\$700,000	\$750,000	
<b>28</b>	Authority: Title 56, Chapter 10, Code of Virginia.			
<b>29</b> 476.	Distribution of Fees From and to Regulated Entities			
<b>30</b>	and Localities (56400).....		\$6,856,941	\$6,856,941
<b>31</b>	Distribution of Uninsured Motorist Fee (56401).....	\$6,340,845	\$6,340,845	
<b>32</b>	Distribution of Rolling Stock Taxes (56402) .....	\$516,096	\$516,096	
<b>33</b>	Fund Sources: Trust and Agency .....	\$6,856,941	\$6,856,941	
<b>34</b>	Authority: § 58.1-2652, Code of Virginia.			
<b>35</b> 477.	Administrative and Support Services (59900).....		\$0	\$0
<b>36</b>	Authority: Article IV, Section 14 and Article IX, Constitution of Virginia; Title 12.1, Code of			
<b>37</b>	Virginia.			
<b>38</b>	A. Operational costs for this program shall be paid solely from charges to agency programs.			
<b>39</b>	B. Out of the amounts for this Item, shall be paid the annual salary of the chairman, \$163,617			
<b>40</b>	from July 1, 2010, to June 30, 2012, and for the other two Commissioners of the State			
<b>41</b>	Corporation Commission, each at \$161,825 from July 1, 2010, to June 30, 2012.			
<b>42</b>	C. Notwithstanding the provisions of § 13.1-775 1 A of the Code of Virginia, the State			
<b>43</b>	Corporation Commission shall continue the following annual registration fees for domestic and			
<b>44</b>	foreign corporations to be collected on or after July 1, 2008. The new annual rates shall be one			
<b>45</b>	hundred dollars for every foreign and domestic corporation authorized to do business in the			
<b>46</b>	Commonwealth whose number of authorized shares is 5,000 shares or less. Any such			
<b>47</b>	corporation whose number of authorized shares is more than 5,000 shall pay an annual			

ITEM 477.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	registration fee of \$100 plus \$30 for each 5,000 shares or fraction thereof in excess of 5,000 up				
2	to a maximum of \$1,700. The commission shall deposit these funds into a special fund and				
3	transfer three-fourths of the receipts to the general fund semiannually.				
4	Total for State Corporation Commission.....			<b>\$88,200,490</b>	<b>\$88,250,490</b>
5	Nongeneral Fund Positions.....	665.00	665.00		
6	Position Level .....	665.00	665.00		
7	Fund Sources: Special.....	\$78,866,998	\$78,866,998		
8	Trust and Agency .....	\$6,856,941	\$6,856,941		
9	Dedicated Special Revenue .....	\$1,776,551	\$1,776,551		
10	Federal Trust.....	\$700,000	\$750,000		
11	<b>§ 1-132. STATE LOTTERY DEPARTMENT (172)</b>				
12	478. State Lottery Operations (81100).....			\$79,962,842	\$79,962,842
13	Regulation and Law Enforcement (81105).....	\$3,047,261	\$3,047,261		
14	Gaming Operations (81106) .....	\$70,275,067	\$70,275,067		
15	Administrative Services (81107) .....	\$6,640,514	\$6,640,514		
16	Fund Sources: Enterprise .....	\$79,962,842	\$79,962,842		
17	Authority: Title 58.1, Chapter 40, Code of Virginia.				
18	Out of the amounts for State Lottery Operations shall be paid:				
19	1. Reimbursement for compensation and reasonable expenses of the members of the State				
20	Lottery Board in the performance of their duties, as provided in § 2.2-2813, Code of Virginia.				
21	2. The total costs for the operation and administration of the state lottery, pursuant to				
22	§ 58.1-4022, Code of Virginia.				
23	3. The costs of informing the public of the purposes of the Lottery Proceeds Fund, established				
24	pursuant to Article X, Section 7-A, Constitution of Virginia.				
25	479. Disbursement of Lottery Prize Payments (81200) .....			a sum	sufficient
26	Payment of Lottery Prizes (81201).....		a sum sufficient		
27	Fund Sources: Enterprise .....		a sum sufficient		
28	Authority: Title 58.1, Chapter 40, Code of Virginia.				
29	There is hereby appropriated from affected funds in the state treasury, for payment of prizes				
30	awarded by the state lottery and of commissions to lottery sales agents, in accordance with law,				
31	a sum sufficient.				
32	Total for State Lottery Department.....			<b>\$79,962,842</b>	<b>\$79,962,842</b>
33	Nongeneral Fund Positions.....	309.00	309.00		
34	Position Level .....	309.00	309.00		
35	Fund Sources: Enterprise .....	\$79,962,842	\$79,962,842		

ITEM 480.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	<b>§ 1-133. VIRGINIA COLLEGE SAVINGS PLAN (174)</b>				
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ITEM 482.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: Enterprise .....	\$6,817,301	\$6,813,051		
2	Authority: Title 23, Chapter 4.9, Code of Virginia.				
3	Total for Virginia College Savings Plan.....			\$247,598,975	\$271,254,452
4	Nongeneral Fund Positions.....	72.00	72.00		
5	Position Level .....	72.00	72.00		
6	Fund Sources: Enterprise .....	\$247,598,975	\$271,254,452		
7	<b>§ 1-134. VIRGINIA RETIREMENT SYSTEM (158)</b>				
8	483. Personnel Management Services (70400).....			\$10,680,391	\$10,680,391
9	Administration of Retirement and Insurance Programs				
10	(70415) .....	\$10,680,391	\$10,680,391		
11	Fund Sources: Trust and Agency .....	\$10,680,391	\$10,680,391		
12	Authority: Title 51.1, Chapters 1, 2, 2.1, and 3, Code of Virginia.				
13	A. The Board of Trustees of the Virginia Retirement System is hereby authorized to charge a				
14	participation fee to each employer served by the Virginia Retirement System for any services				
15	provided pursuant to Title 51.1 of the Code of Virginia. The fee shall be utilized to pay the				
16	administrative expenses of all administrative services, including non-retirement programs.				
17	Retirement contributions required by the Board shall be reduced to pay such fees in a manner				
18	prescribed by the Board of Trustees.				
19	B. State agencies and institutions of higher education shall make payments to the Virginia				
20	Retirement System for retirement contributions, Virginia Sickness and Disability Program				
21	contributions, and retiree healthcare credit contributions on a quarterly basis.				
22	C. Any person included in the membership of a retirement system provided by Chapter 1				
23	(§ 51.1-124.1 et seq.), 2 (§ 51.1-200 et seq.), 2.1 (§ 51.1-211 et seq.), or 3 (§ 51.1-300 et seq.)				
24	of Title 51.1, Code of Virginia, who (i) rendered at least 15 years of total creditable service as				
25	a local officer as defined in § 51.1-124.3 or as an employee of a local social services board and				
26	(ii) after terminating service as a local officer or employee of a local social service board, was				
27	employed by a local government that does not elect to provide a health insurance credit under				
28	§ 51.1-1402, shall be eligible for the credit provided by § 51.1-1403, provided that the retired				
29	employee is participating in a health insurance plan. The Commonwealth shall be charged with				
30	the credit as provided for in subsection A of § 51.1-1403. In such case, the health insurance				
31	credit shall be determined based upon the amount of state service or service as a local officer				
32	or employee of a local social service board, whichever is greater.				
33	484. Investment, Trust, and Insurance Services (72500).....			\$18,139,392	\$18,139,392
34	Investment Management Services (72504) .....	\$18,139,392	\$18,139,392		
35	Fund Sources: Trust and Agency .....	\$18,139,392	\$18,139,392		
36	Authority: Title 51.1, Chapters 1, 2, 2.1, and 3, Code of Virginia.				
37	485. Administrative and Support Services (79900).....			\$30,889,339	\$25,026,014
38	General Management and Direction (79901).....	\$23,251,061	\$23,251,061		
39	Information Technology Services (79902).....	\$7,638,278	\$1,774,953		
40	Fund Sources: Trust and Agency .....	\$30,889,339	\$25,026,014		
41	Authority: Title 51.1, Chapters 1, 2, 2.1, and 3, Code of Virginia.				
42	Out of the amounts appropriated to this Item, the Director is authorized to expend an amount				
43	not to exceed \$25,000 the first year and \$25,000 the second year for expenses commonly borne				
44	by business enterprises. Such expenses shall be recorded separately by the agency.				
45	486. In the event any political subdivision of the Commonwealth of Virginia participating in the				

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1	programs administered by the Virginia Retirement System fails to remit contributions or other				
2	fees and costs of the programs as duly prescribed, the Board of Trustees of the Virginia				
3	Retirement System shall inform the State Comptroller and the participating political subdivision				
4	of the delinquent amount. The State Comptroller shall forthwith transfer such amounts to the				
5	appropriate fund from any non earmarked moneys otherwise distributable to such political				
6	subdivision by any department or agency of the state.				
7	Total for Virginia Retirement System.....			\$59,709,122	\$53,845,797
8	Nongeneral Fund Positions.....	301.00	301.00		
9	Position Level .....	301.00	301.00		
10	Fund Sources: Trust and Agency .....	\$59,709,122	\$53,845,797		
11	<b>§ 1-135. VIRGINIA WORKERS' COMPENSATION COMMISSION (191)</b>				
12	487. Employment Assistance Services (46200).....			\$27,237,082	\$27,237,082
13	Workers Compensation Services (46204).....	\$27,237,082	\$27,237,082		
14	Fund Sources: Dedicated Special Revenue .....	\$27,237,082	\$27,237,082		
15	Authority: Title 19.2, Chapters 21.1 and 21.2, Code of Virginia.				
16	Out of the amounts appropriated for this Item, beginning July 1, 2010, and ending June 30,				
17	2020, payments of \$20,000 per year shall be paid to Kurt E. Beach to offset the continuing				
18	costs of his health care.				
19	488. Financial Assistance for Supplemental Assistance				
20	Services (49100).....			\$8,005,621	\$8,005,621
21	Crime Victim Compensation (49104).....	\$8,005,621	\$8,005,621		
22	Fund Sources: Dedicated Special Revenue .....	\$6,805,621	\$6,805,621		
23	Federal Trust.....	\$1,200,000	\$1,200,000		
24	Authority: Title 65.2, Chapter 2; Title 38.2, Chapter 50, Code of Virginia.				
25	A. Out of the amounts for Workers' Compensation Services shall be paid the annual salary of				
26	the chairman, \$161,452 from November 25, 2009, to June 30, 2012, and for each of the other				
27	two Commissioners of the Virginia Workers' Compensation Commission, \$158,135 from				
28	November 28, 2009, to June 30, 2012.				
29	B. In addition, retired Commissioners recalled to active duty will be paid as authorized by				
30	§ 17.1-327, Code of Virginia.				
31	Total for Virginia Workers' Compensation Commission .			\$35,242,703	\$35,242,703
32	Nongeneral Fund Positions.....	232.00	232.00		
33	Position Level .....	232.00	232.00		
34	Fund Sources: Dedicated Special Revenue .....	\$34,042,703	\$34,042,703		
35	Federal Trust.....	\$1,200,000	\$1,200,000		
36	<b>§ 1-136. VIRGINIA OFFICE FOR PROTECTION AND ADVOCACY (175)</b>				
37	489. Protective Services (45300).....			\$3,165,852	\$3,165,852
38	Protection and Advocacy (45307).....	\$3,165,852	\$3,165,852		
39	Fund Sources: General.....	\$220,227	\$220,227		
40	Special.....	\$307,665	\$307,665		
41	Federal Trust.....	\$2,637,960	\$2,637,960		
42	Authority: Title 51.5, Chapter 8.1, Code of Virginia.				
43	490. A. Included in the federal trust appropriations are amounts estimated at \$78,705 the first year				

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1	and \$78,705 the second year to pay for statewide indirect cost recoveries of this agency. Actual				
2	recoveries of statewide indirect costs up to the level of these estimates shall be exempt from				
3	payments into the general fund, as provided in § 4-2.03 of this act. Amounts recovered in				
4	excess of these estimates shall be deposited into the general fund.				
5	B. Notwithstanding the provisions of § 51.5-39.7, Code of Virginia, the implementation date for				
6	establishing an ombudsman section in the Virginia Office for Protection and Advocacy is				
7	deferred until July 1, 2012.				
8	Total for Virginia Office for Protection and Advocacy....			<b>\$3,165,852</b>	<b>\$3,165,852</b>
9	General Fund Positions.....	1.88	1.88		
10	Nongeneral Fund Positions.....	33.12	33.12		
11	Position Level .....	35.00	35.00		
12	Fund Sources: General.....	\$220,227	\$220,227		
13	Special.....	\$307,665	\$307,665		
14	Federal Trust.....	\$2,637,960	\$2,637,960		
15	TOTAL FOR INDEPENDENT AGENCIES.....			<b>\$513,879,984</b>	<b>\$531,722,136</b>
16	General Fund Positions.....	1.88	1.88		
17	Nongeneral Fund Positions.....	1,612.12	1,612.12		
18	Position Level .....	1,614.00	1,614.00		
19	Fund Sources: General.....	\$220,227	\$220,227		
20	Special.....	\$79,174,663	\$79,174,663		
21	Enterprise .....	\$327,561,817	\$351,217,294		
22	Trust and Agency.....	\$66,566,063	\$60,702,738		
23	Dedicated Special Revenue.....	\$35,819,254	\$35,819,254		
24	Federal Trust.....	\$4,537,960	\$4,587,960		

ITEM 491.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>STATE GRANTS TO NONSTATE ENTITIES</b>			
<b>2</b>	<b>§ 1-137. STATE GRANTS TO NONSTATE ENTITIES-NONSTATE AGENCIES (986)</b>			
<b>3</b>	491. Financial Assistance for Educational, Cultural,			
<b>4</b>	Community, and Artistic Affairs (14300).....		\$0	\$0
<b>5</b>	Authority: Discretionary Inclusion.			
<b>6</b>	A. Grants provided for in this Item shall be administered by the Department of Historic			
<b>7</b>	Resources. As determined by the department, projects of museums and historic sites, as			
<b>8</b>	provided for in § 10.1-2211, 10.1-2212, and 10.1-2213 of the Code of Virginia, shall be			
<b>9</b>	administered under the provisions of those sections. Others listed in this Item shall be			
<b>10</b>	administered under the provisions of § 4-5.05 of this act.			
<b>11</b>	B. Prior to the distribution of any funds, the organization or entity shall make application to			
<b>12</b>	the department in a format prescribed by the department. The application shall state whether			
<b>13</b>	grant funds provided under this item will be used for purposes of operating support or capital			
<b>14</b>	outlay and shall include project and spending plans. Unless otherwise specified in this item,			
<b>15</b>	the matching share for grants funded from this Item may be cash or in-kind contributions as			
<b>16</b>	requested by the nonstate organization in its application for state grant funds, but must be			
<b>17</b>	concurrent with the grant period. The department shall use applicable federal guidelines			
<b>18</b>	assessing the value and eligibility of in-kind contributions to be used as matching amounts.			
<b>19</b>	C. Any balances not drawn down by recipient organizations on June 30, 2011, from			
<b>20</b>	appropriations in this item shall not revert to the general fund, but shall be carried forward on			
<b>21</b>	the books of the Comptroller. These balances shall remain available for distribution to affected			
<b>22</b>	organizations until June 30, 2012, at which time any undistributed balances shall revert to the			
<b>23</b>	general fund, except that, in the case of organizations which have not filed an application to			
<b>24</b>	receive their appropriations by December 1, 2010, the Governor may direct that the			
<b>25</b>	undistributed balances be reverted to the general fund on that date. The Governor shall report			
<b>26</b>	amounts reverted and the affected organizations in the 2011 Budget Bill.			
<b>27</b>	D. The appropriation to those entities in this Item that are marked with an asterisk (*) shall			
<b>28</b>	not be subject to the matching requirements of § 4-5.05 of this act.			
<b>29</b>	E. Grants are hereby made to each of the following organizations and entities subject to the			
<b>30</b>	conditions set forth in paragraphs A., B., C. and D. of this Item:			
<b>31</b>	Total for State Grants to Nonstate Entities-Nonstate			
<b>32</b>	Agencies .....		\$0	\$0
<b>33</b>	TOTAL FOR STATE GRANTS TO NONSTATE			
<b>34</b>	ENTITIES.....		\$0	\$0
<b>35</b>	TOTAL FOR PART 1: OPERATING EXPENSES.....		<b>\$37,329,237,761</b>	<b>\$37,658,117,773</b>
<b>36</b>	General Fund Positions.....	53,095.07		52,853.07
<b>37</b>	Nongeneral Fund Positions.....	60,798.84		60,978.04
<b>38</b>	Position Level .....	113,893.91		113,831.11
<b>39</b>	Fund Sources: General .....	\$14,806,626,205	\$15,616,052,967	
<b>40</b>	Special.....	\$1,753,620,884	\$1,775,577,269	
<b>41</b>	Higher Education Operating.....	\$6,273,039,781	\$6,221,296,738	
<b>42</b>	Commonwealth Transportation .....	\$3,434,261,544	\$3,520,228,603	
<b>43</b>	Enterprise .....	\$1,142,366,220	\$1,166,021,697	
<b>44</b>	Trust and Agency .....	\$2,307,041,269	\$2,019,951,250	
<b>45</b>	Debt Service.....	\$254,088,239	\$257,428,319	
<b>46</b>	Dedicated Special Revenue .....	\$804,758,954	\$808,277,508	
<b>47</b>	Federal Trust.....	\$6,553,434,665	\$6,273,283,422	



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1 **PART 2: CAPITAL PROJECT EXPENSES**

2 **§ 2-0. GENERAL CONDITIONS**

3 A.1. The General Assembly hereby authorizes the capital projects listed in this act. The  
4 amounts hereinafter set forth are appropriated to the state agencies named for the indicated  
5 capital projects. Amounts so appropriated and amounts reappropriated pursuant to paragraph G  
6 of this section shall be available for expenditure during the current biennium, subject to the  
7 conditions controlling the expenditures of capital project funds as provided by law.  
8 Reappropriated amounts, unless otherwise stated, are limited to the unexpended appropriation  
9 balances at the close of the previous biennium, as shown by the records of the Department of  
10 Accounts.

11 2. The Director, Department of Planning and Budget, may transfer appropriations listed in Part  
12 2 of this act from the second year to the first year in accordance with § 4-1.03 a 5 of this act.

13 B. The five-digit number following the title of a project is the code identification number  
14 assigned for the life of the project.

15 C. Except as herein otherwise expressly provided, appropriations or reappropriations for  
16 structures may be used for the purchase of equipment to be used in the structures for which the  
17 funds are provided, subject to guidelines prescribed by the Governor.

18 D. Notwithstanding any other provisions of law, appropriations for capital projects shall be  
19 subject to the following:

20 1. Appropriations or reappropriations of funds made pursuant to this act for planning of capital  
21 projects shall not constitute implied approval of construction funds in a future biennium.  
22 Funds, other than the reappropriations referred to above, for the preparation of capital project  
23 proposals must come from the affected agency's existing resources.

24 2. No capital project for which appropriations for planning are contained in this act, nor any  
25 project for which appropriations for planning have been previously approved, shall be  
26 considered for construction funds until preliminary plans and cost estimates are reviewed by the  
27 Department of General Services. The purpose of this review is to avoid unnecessary  
28 expenditures for each project, in the interest of assuring the overall cost of the project is  
29 reasonable in relation to the purpose intended, regardless of discrete design choices.

30 E.1. Expenditures from Items in this act identified as "Maintenance Reserve" are to be made  
31 only for the maintenance of property, plant, and equipment as defined in §4-4.01c of this act to  
32 the extent that funds included in the appropriation to the agency for this purpose in Part 1 of  
33 this act are insufficient.

34 2. Agencies and institutions of higher education can expend up to \$1,000,000 for a single  
35 repair or project through the maintenance reserve appropriation without a separate  
36 appropriation. Such expenditures shall be subject to rules and regulations prescribed by the  
37 Governor. To the extent an agency or institution of higher education has identified a potential  
38 project that exceeds this threshold or state agency has identified a potential project that exceeds  
39 the threshold prescribed in the rules or regulations, the Director, Department of Planning and  
40 Budget, can provide exemptions to the threshold as long as the project still meets the definition  
41 of a maintenance reserve project as defined by the Department of Planning and Budget.

42 3. Only facilities supported wholly or in part by the general fund shall utilize general fund  
43 maintenance reserve appropriations. Facilities supported entirely by nongeneral funds shall  
44 accomplish maintenance through the use of nongeneral funds.

45 F. Conditions Applicable to Bond Projects

46 1. The General Assembly hereby authorizes the capital projects listed in §§ 2-26 and 2-27 for  
47 the indicated agencies and institutions of higher education and hereby appropriates and  
48 reappropriates therefore sums from the sources and in the amount indicated. The issuance of  
49 bonds in a principal amount plus amounts needed to fund issuance costs, reserve funds, and  
50 other financing expenses, including capitalized interest for any project listed in §§ 2-26 and

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1	2-27 is hereby authorized.			
2	2. The issuance of bonds for any project listed in § 2-26 is to be separately authorized pursuant to Article X, Section 9 (c), Constitution of Virginia.			
3				
4	3. The issuance of bonds for any project listed in Item C-88 or C-89 shall be authorized pursuant to § 23-19, Code of Virginia.			
5				
6	4. In the event that the cost of any capital project listed in §§ 2-26 and 2-27 shall exceed the amount appropriated therefore, the Director, Department of Planning and Budget, is hereby authorized, upon request of the affected institution, to approve an increase in appropriation authority of not more than ten percent of the amount designated in §§ 2-26 and 2-27 for such project, from any available nongeneral fund revenues, provided that such increase shall not constitute an increase in debt issuance authorization for such capital project. Furthermore, the Director, Department of Planning and Budget, is hereby authorized to approve the expenditure of all interest earnings derived from the investment of bond proceeds in addition to the amount designated in §§ 2-26 and 2-27 for such capital project.			
7				
8				
9				
10				
11				
12				
13				
14				
15	5. The interest on bonds to be issued for these projects may be subject to inclusion in gross income for federal income tax purposes.			
16				
17	6. Inclusion of a project in this act does not imply a commitment of state funds for temporary construction financing. In the absence of such commitment, the institution may be responsible for securing short-term financing and covering the costs from other sources of funds.			
18				
19				
20	7. In the event that the Treasury Board determines not to finance all or any portion of any project listed in Item C-88 of § 2-26 of this act with the issuance of bonds pursuant to Article X, Section 9 (c), Constitution of Virginia, and notwithstanding any provision of law to the contrary, this act shall constitute the approval of the General Assembly to finance all or such portion of any project listed in Item C-89 under the authorization of § 2-27 of this act.			
21				
22				
23				
24				
25	8. The General Assembly further declares and directs that, notwithstanding any other provision of law to the contrary, 50 percent of the 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 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 books of the Comptroller, which shall be known as the Higher Education Capital Projects Fund. Such sums shall be held in reserve, and may be used, upon appropriation, to pay debt service on bonds for the 21st Century College Program as authorized in Item C-7.10 of Chapter 924 of the Acts of Assembly of 1997.			
26				
27				
28				
29				
30				
31				
32				
33	G. Upon certification by the Director, Department of Planning and Budget, there is hereby reappropriated the appropriations unexpended at the close of the previous biennium for all authorized capital projects which meet any of the following conditions:			
34				
35				
36	1. Construction is in progress.			
37	2. Equipment purchases have been authorized by the Governor but not received.			
38	3. Plans and specifications have been authorized by the Governor but not completed.			
39	4. Obligations were outstanding at the end of the previous biennium.			
40	H. The Department of Planning and Budget is hereby authorized to administratively appropriate any nongeneral fund component of any capital project authorized in Chapters 859/827 (2002), Chapters 884/854 (2002), or Chapters 887/855 (2002).			
41				
42				
43	I. Alternative Financing			
44	1. Any agency or institution of the Commonwealth that would construct, purchase, lease, or exchange a capital asset by means of an alternative financing mechanism, such as the Public Private Education Infrastructure Act, or similar statutory authority, shall provide a report to the Governor and the Chairmen of the Senate Finance and House Appropriations Committees no less than 30 days prior to entering into such alternative financing agreement. This report shall provide:			
45				
46				
47				
48				
49				

	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	a. a description of the purpose to be achieved by the proposal;			
2	b. a description of the financing options available, including the alternative financing, which			
3	will delineate the revenue streams or client populations pledged or encumbered by the			
4	alternative financing;			
5	c. an analysis of the alternatives clearly setting out the advantages and disadvantages of each			
6	for the Commonwealth;			
7	d. an analysis of the alternatives clearly setting out the advantages and disadvantages of each			
8	for the clients of the agency or institution; and			
9	e. a recommendation and planned course of action based on this analysis.			
10	J. Conditions Applicable to Alternative Financing			
11	1. The following individuals, and members of their immediate family, may not engage in an			
12	alternative financing arrangement with any agency or institution of the Commonwealth, where			
13	the potential for financial gain, or other factors may cause a conflict of interest:			
14	a. A member of the agency or institution's governing body;			
15	b. Any elected or appointed official of the Commonwealth or its agencies and institutions who			
16	has, or reasonably can be assumed to have, a direct influence on the approval of the alternative			
17	financing arrangement; or			
18	c. Any elected or appointed official of a participating political subdivision, or authority who			
19	has, or reasonably can be assumed to have, a direct influence on the approval of the alternative			
20	financing arrangement.			
21	K. The budget bill submitted by the Governor shall include a synopsis of previous			
22	appropriations for capital projects from the General Assembly and authorizations by the			
23	Governor for such projects.			
24	L. Appropriations contained in this act for capital project planning shall be used as specified			
25	for each capital project and construction funding for the project shall be considered by the			
26	General Assembly after determining that (1) project cost is reasonable; (2) the project remains a			
27	highly-ranked capital priority for the Commonwealth; and (3) the project is fully justified from			
28	a space and programmatic perspective.			
29	M. Any capital project that has received a supplemental appropriation due to cost overruns			
30	must be completed within the revised budget provided. If a project requires an additional			
31	supplement, the Governor should also consider reduction in project scope or cancelling the			
32	project before requesting additional appropriations. Agencies and institutions with nongeneral			
33	funds may bear the costs of additional overruns from nongeneral funds.			
34	N. The Governor shall consider the project life cycle cost that provides the best long-term			
35	benefit to the Commonwealth when conducting capital project reviews, design and construction			
36	decisions, and project scope changes.			
37	O. The Governor shall provide the Chairmen of the Senate Finance and House Appropriations			
38	Committees an opportunity to review the six year capital improvement plan prior to the			
39	beginning of each new biennial budget cycle.			
40	P. Notwithstanding any requirement to the contrary, no agency shall commence construction			
41	on a new building unless the agency first issues a finding that the location for the building is			
42	compliant with guidelines issued by the Department of General Services to ensure consistency			
43	with the Principles of Sustainable Community Investment identified in Executive Order 69			
44	(2008) and Executive Order 82 (2009).			

ITEM C-1.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	<b>OFFICE OF ADMINISTRATION</b>				
2	<b>§ 2-1. DEPARTMENT OF GENERAL SERVICES (194)</b>				
3	C-1.	New Construction: Construct Educational Wing of			
4		Virginia War Memorial (17177) .....		\$913,000	\$0
5		Fund Sources: General .....	\$913,000	\$0	
6		Additional funds provided in this Item for the equipment portion of a previously authorized			
7		capital project authorized in 2005 (Chapter 951, 2005 Acts of Assembly). The total cost of			
8		the project with equipment funding is \$10,013,000.			
9		Total for Department of General Services.....		<b>\$913,000</b>	<b>\$0</b>
10		Fund Sources: General .....	\$913,000	\$0	
11		TOTAL FOR OFFICE OF ADMINISTRATION .....		<b>\$913,000</b>	<b>\$0</b>
12		Fund Sources: General .....	\$913,000	\$0	
13	<b>OFFICE OF COMMERCE AND TRADE</b>				
14	<b>§ 2-2. VIRGINIA EMPLOYMENT COMMISSION (182)</b>				
15	C-2.	Maintenance Reserve (14950) .....		\$240,000	\$0
16		Fund Sources: Special .....	\$240,000	\$0	
17		Total for Virginia Employment Commission .....		<b>\$240,000</b>	<b>\$0</b>
18		Fund Sources: Special .....	\$240,000	\$0	
19		TOTAL FOR OFFICE OF COMMERCE AND			
20		TRADE.....		<b>\$240,000</b>	<b>\$0</b>
21		Fund Sources: Special .....	\$240,000	\$0	
22	<b>OFFICE OF EDUCATION</b>				
23	<b>§ 2-3. CHRISTOPHER NEWPORT UNIVERSITY (242)</b>				
24	C-3.	New Construction: Construct Luter College of Business			
25		(17691) .....		\$1,100,230	\$0
26		Fund Sources: General .....	\$1,100,230	\$0	
27	C-4.	Improvements: Renovate Santoro Residence Hall			
28		(17837) .....		\$0	\$5,000,000
29		Fund Sources: Bond Proceeds .....	\$0	\$5,000,000	
30	C-5.	New Construction: Construct Residence Hall VII			
31		(17857) .....		\$37,000,000	\$0
32		Fund Sources: Bond Proceeds .....	\$37,000,000	\$0	
33		Total for Christopher Newport University.....		<b>\$38,100,230</b>	<b>\$5,000,000</b>
34		Fund Sources: General .....	\$1,100,230	\$0	
35		Bond Proceeds .....	\$37,000,000	\$5,000,000	

ITEM C-6.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>§ 2-4. THE COLLEGE OF WILLIAM AND MARY IN VIRGINIA (204)</b>			
<b>2</b>	C-6.	New Construction: Construct Integrated Science Center,		
<b>3</b>		Phase III (17650) .....	\$2,200,230	\$0
<b>4</b>		Fund Sources: General .....	\$2,200,230	\$0
<b>5</b>				
<b>6</b>	C-7.	New Construction: Construct New Dormitory (17808) ....	\$25,800,000	\$0
<b>7</b>		Fund Sources: Bond Proceeds .....	\$25,800,000	\$0
<b>8</b>	C-8.	Improvements: Improve Athletic Facilities (17809).....	\$6,500,000	\$0
<b>9</b>		Fund Sources: Bond Proceeds .....	\$6,500,000	\$0
<b>10</b>	C-9.	Improvements: Reconstruct Ash Lawn-Highland Barn		
<b>11</b>		(17810) .....	\$800,000	\$0
<b>12</b>		Fund Sources: Bond Proceeds .....	\$800,000	\$0
<b>13</b>	C-10.	Improvements: Renovate Residence Halls (17811).....	\$4,500,000	\$0
<b>14</b>		Fund Sources: Bond Proceeds .....	\$4,500,000	\$0
<b>15</b>		Total for The College of William and Mary in Virginia..	<b>\$39,800,230</b>	<b>\$0</b>
<b>16</b>		Fund Sources: General .....	\$2,200,230	\$0
<b>17</b>		Bond Proceeds .....	\$37,600,000	\$0
<b>18</b>	<b>§ 2-5. GEORGE MASON UNIVERSITY (247)</b>			
<b>19</b>	C-11.	New Construction: Construct Campus Library		
<b>20</b>		Addition, Phase I (17695) .....	\$1,999,205	\$0
<b>21</b>		Fund Sources: General .....	\$1,999,205	\$0
<b>22</b>				
<b>23</b>	C-12.	New Construction: Construct Student Housing VII		
<b>24</b>		(17367) .....	\$750,000	\$0
<b>25</b>		Fund Sources: Bond Proceeds .....	\$750,000	\$0
<b>26</b>		This Item contains supplemental funding for construction of Student Housing VII, originally		
<b>27</b>		authorized in 2004 (Chapter 4, 2004 Acts of Assembly). The total cost of this project with the		
<b>28</b>		supplement is \$95,184,338.		
<b>29</b>	C-13.	Improvements: Construct Addition to Student Union I		
<b>30</b>		(17485) .....	\$2,400,000	\$0
<b>31</b>		Fund Sources: Bond Proceeds .....	\$2,400,000	\$0
<b>32</b>		This Item contains supplemental funding for construction of an addition to Student Union I,		
<b>33</b>		originally authorized in 2008 (Chapter 847, 2008 Acts of Assembly). The total cost of the		
<b>34</b>		project with the supplement is \$26,334,000.		
<b>35</b>	C-14.	New Construction: Construct Campus Entrances,		
<b>36</b>		Fairfax Campus (17838) .....	\$8,547,000	\$0
<b>37</b>		Fund Sources: Bond Proceeds .....	\$8,547,000	\$0
<b>38</b>	C-15.	New Construction: Construct Campus Entrances, Prince		
<b>39</b>		William Campus (17839) .....	\$1,211,000	\$0

ITEM C-15.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: Bond Proceeds .....	\$1,211,000	\$0		
2	C-16. New Construction: Construct New Global Center				
3	(17840) .....			\$5,015,000	\$0
4	Fund Sources: Bond Proceeds .....	\$5,015,000	\$0		
5	C-17. Improvements: Renovate Commons (17841).....			\$16,002,000	\$0
6	Fund Sources: Bond Proceeds .....	\$16,002,000	\$0		
7	C-18. Improvements: Renovate Concert Hall (17842).....			\$0	\$41,064,000
8	Fund Sources: Bond Proceeds .....	\$0	\$41,064,000		
9	C-19. Improvements: Renovate Field House (17843).....			\$9,186,000	\$0
10	Fund Sources: Bond Proceeds .....	\$9,186,000	\$0		
11	C-20. Improvements: Renovate Student Apartments (17844).....			\$0	\$3,098,000
12	Fund Sources: Bond Proceeds .....	\$0	\$3,098,000		
13	C-21. Improvements: Repair Aquatic and Fitness Center				
14	HVAC (17845).....			\$2,526,000	\$0
15	Fund Sources: Bond Proceeds .....	\$2,526,000	\$0		
16					
17	C-22. Construct Shirley Gate Sports Complex (PPEA) (17847)				
18	George Mason University is hereby authorized to enter into a comprehensive agreement with a				
19	private entity, pursuant to the Public-Private Educational Facilities and Infrastructure Act of				
20	2002 for the construction of the Shirley Gate Sports Complex. Authority is also granted to				
21	construct the project with alternative financing, which may include entering into an agreement				
22	with another university-related foundation for the design, construction, and financing of the				
23	project, and to enter into a capital lease or leases for any component of the project that may				
24	qualify as a capital lease. If such project is constructed on land owned by or leased to a				
25	university-related foundation, or owned by or leased to a private entity, such project shall				
26	continue to be exempt from all requirements of any county or city zoning ordinance. The				
27	permitting official for such project shall be the Bureau of Capital Outlay Management. George				
28	Mason shall identify any component of the project that qualifies as a capital lease, and shall				
29	report such lease to the Department of Accounts and the Department of Planning and Budget.				
30	Any such capital lease shall be exempt from the requirements of Chapter 4-3.03 (b) (2) of the				
31	Appropriation Act.				
32	C-23. Construct Lab Building, Prince William (PPEA) (17848)				
33	George Mason University is hereby authorized to enter into a comprehensive agreement with a				
34	private entity, pursuant to the Public-Private Educational Facilities and Infrastructure Act of				
35	2002 for the construction of a lab building for the Prince William Campus. Authority is also				
36	granted to construct the project with alternative financing, which may include entering into an				
37	agreement with another university-related foundation for the design, construction, and financing				
38	of the project, and to enter into a capital lease or leases for any component of the project that				
39	may qualify as a capital lease. If such project is constructed on land owned by or leased to a				
40	university-related foundation, or owned by or leased to a private entity, such project shall				
41	continue to be exempt from all requirements of any county or city zoning ordinance. The				
42	permitting official for such project shall be the Bureau of Capital Outlay Management. George				
43	Mason shall identify any component of the project that qualifies as a capital lease, and shall				
44	report such lease to the Department of Accounts and the Department of Planning and Budget.				
45	Any such capital lease shall be exempt from the requirements of Chapter 4-3.03 (b) (2) of the				
46	Appropriation Act.				
47	C-24. Construct Student Housing, Prince William (PPEA) (17849)				

ITEM C-24.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	George Mason University is hereby authorized to enter into a comprehensive agreement with a			
2	private entity, pursuant to the Public-Private Educational Facilities and Infrastructure Act of			
3	2002 for the construction of student housing on the Prince William Campus. Authority is also			
4	granted to construct the project with alternative financing, which may include entering into an			
5	agreement with another university-related foundation for the design, construction, and financing			
6	of the project, and to enter into a capital lease or leases for any component of the project that			
7	may qualify as a capital lease. If such project is constructed on land owned by or leased to a			
8	university-related foundation, or owned by or leased to a private entity, such project shall			
9	continue to be exempt from all requirements of any county or city zoning ordinance. The			
10	permitting official for such project shall be the Bureau of Capital Outlay Management. George			
11	Mason shall identify any component of the project that qualifies as a capital lease, and shall			
12	report such lease to the Department of Accounts and the Department of Planning and Budget.			
13	Any such capital lease shall be exempt from the requirements of Chapter 4-3.03 (b) (2) of the			
14	Appropriation Act.			
15	Total for George Mason University.....		\$47,636,205	\$44,162,000
16	Fund Sources: General.....	\$1,999,205	\$0	
17	Bond Proceeds.....	\$45,637,000	\$44,162,000	
18	<b>§ 2-6. JAMES MADISON UNIVERSITY (216)</b>			
19	C-25. Improvements: Renovate West Wing, Rockingham			
20	Hospital (17674).....		\$2,322,811	\$0
21	Fund Sources: General.....	\$2,322,811	\$0	
22	Additional funds provided in this Item are for the equipment portion of a previously funded			
23	capital project authorized in 2003 (Chapters 1042, 2003 Acts of Assembly). The total cost of			
24	this project with this supplement is \$37,688,915.			
25	C-26. New Construction: Renovate/Expand Duke Hall			
26	(17675).....		\$1,100,230	\$0
27	Fund Sources: General.....	\$1,100,230	\$0	
28	C-27. Acquisition: Blanket Property Acquisition (17821).....		\$5,000,000	\$0
29	Fund Sources: Higher Education Operating.....	\$5,000,000	\$0	
30	C-28. Improvements: Bridgeforth Stadium Expansion			
31	Scoreboards (17822).....		\$2,000,000	\$0
32	Fund Sources: Higher Education Operating.....	\$2,000,000	\$0	
33	C-29. New Construction: Construct Student Health			
34	Center/Rmh East Wing (17824).....		\$7,000,000	\$0
35	Fund Sources: Bond Proceeds.....	\$7,000,000	\$0	
36	C-30. Improvements: Convocation Center			
37	Renovation/Expansion (17826).....		\$5,000,000	\$0
38	Fund Sources: Higher Education Operating.....	\$5,000,000	\$0	
39	C-31. Acquisition: Grace Street Acquisition (17827).....		\$3,000,000	\$0
40	Fund Sources: Bond Proceeds.....	\$3,000,000	\$0	
41	Total for James Madison University.....		\$25,423,041	\$0
42	Fund Sources: General.....	\$3,423,041	\$0	
43	Higher Education Operating.....	\$12,000,000	\$0	
44	Bond Proceeds.....	\$10,000,000	\$0	

ITEM C-32.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
<b>1</b>	<b>§ 2-7. LONGWOOD UNIVERSITY (214)</b>			
<b>2</b> C-32.	New Construction: Construct Addition and Renovation			
<b>3</b>	to Lankford Hall (17318) .....		\$3,819,000	\$0
<b>4</b>	Fund Sources: Higher Education Operating.....		\$1,969,000	\$0
<b>5</b>	Bond Proceeds .....		\$1,850,000	\$0
<b>6</b>	Additional funds provided in this Item are for cost overruns and the equipment portion of a			
<b>7</b>	previously approved capital project authorized in 2006, (Chapter 3, 2006 Acts of Assembly,			
<b>8</b>	Special Session I). The total cost of the project with the supplement is \$15,294,000.			
<b>9</b> C-33.	New Construction: Construct Alumni Center (17850).....		\$8,000,000	\$0
<b>10</b>	Fund Sources: Higher Education Operating.....		\$8,000,000	\$0
<b>11</b>	Total for Longwood University.....		<b>\$11,819,000</b>	<b>\$0</b>
<b>12</b>	Fund Sources: Higher Education Operating.....		\$9,969,000	\$0
<b>13</b>	Bond Proceeds .....		\$1,850,000	\$0
<b>14</b>	<b>§ 2-8. UNIVERSITY OF MARY WASHINGTON (215)</b>			
<b>15</b> C-34.	New Construction: Construct Information and			
<b>16</b>	Technology Convergence Center I (17671).....		\$755,333	\$0
<b>17</b>	Fund Sources: General.....		\$755,333	\$0
<b>18</b> C-35.	New Construction: Construct Parking Lot -			
<b>19</b>	Battleground Athletic Complex (17819).....		\$1,800,000	\$0
<b>20</b>	Fund Sources: Bond Proceeds .....		\$1,800,000	\$0
<b>21</b> C-36.	Improvements: Renovate Residence Halls (17820).....		\$0	\$12,000,000
<b>22</b>	Fund Sources: Bond Proceeds .....		\$0	\$12,000,000
<b>23</b> C-37.	Improvements: Battleground Athletic Complex Fields			
<b>24</b>	and Facility Improvements (17860).....		\$0	\$300,000
<b>25</b>	Fund Sources: Higher Education Operating.....		\$0	\$300,000
<b>26</b>	Total for University of Mary Washington.....		<b>\$2,555,333</b>	<b>\$12,300,000</b>
<b>27</b>	Fund Sources: General.....		\$755,333	\$0
<b>28</b>	Higher Education Operating.....		\$0	\$300,000
<b>29</b>	Bond Proceeds .....		\$1,800,000	\$12,000,000
<b>30</b>	<b>§ 2-9. NORFOLK STATE UNIVERSITY (213)</b>			
<b>31</b> C-38.	New Construction: Construct Multi-Story Parking			
<b>32</b>	Structure (17314) .....		\$18,000,000	\$0
<b>33</b>	Fund Sources: Bond Proceeds .....		\$18,000,000	\$0
<b>34</b>	This Item contains supplemental funding for the construction of the multi-story parking			
<b>35</b>	structure originally authorized in 2006 (Chapter 3, 2006 Acts of Assembly). A separate			
<b>36</b>	administrative action will reduce \$14,462,000 in higher education operating funds. The total			
<b>37</b>	cost of the project will be \$18,000,000.			
<b>38</b> C-39.	New Construction: Construct Residential Housing			
<b>39</b>	(17818) .....		\$46,001,000	\$0



ITEM C-39.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: Bond Proceeds .....	\$46,001,000	\$0		
2	Total for Norfolk State University .....			<b>\$64,001,000</b>	<b>\$0</b>
3	Fund Sources: Bond Proceeds .....	\$64,001,000	\$0		
4	<b>§ 2-10. OLD DOMINION UNIVERSITY (221)</b>				
5	C-40. Old Dominion University is granted authority to convey any property it will acquire within				
6	Phases B and E of the University Village Project to the Old Dominion University Real Estate				
7	Foundation for proposed redevelopment of Phases B and/or E with the Hampton Boulevard				
8	Redevelopment Area.				
9	Total for Old Dominion University .....			<b>\$0</b>	<b>\$0</b>
10	<b>§ 2-11. RADFORD UNIVERSITY (217)</b>				
11	C-41. New Construction: Construct New Computational				
12	Sciences Building (17619).....			\$1,449,000	\$0
13	Fund Sources: General .....	\$1,449,000	\$0		
14	C-42. Acquisition: Acquire Property for Campus Expansion				
15	(17851) .....			\$11,174,000	\$0
16	Fund Sources: Higher Education Operating.....	\$11,174,000	\$0		
17	Total for Radford University .....			<b>\$12,623,000</b>	<b>\$0</b>
18	Fund Sources: General .....	\$1,449,000	\$0		
19	Higher Education Operating.....	\$11,174,000	\$0		
20	<b>§ 2-12. UNIVERSITY OF VIRGINIA (207)</b>				
21	C-43. Improvements: Renovate New Cabell Hall (17654) .....			\$791,277	\$0
22	Fund Sources: General .....	\$791,277	\$0		
23					
24	C-44. Improvements: Renovate Ruffner Hall (17655) .....			\$1,100,230	\$0
25	Fund Sources: General .....	\$1,100,230	\$0		
26	C-45. New Construction: Construct Addition to Drama				
27	Building (17812).....			\$15,000,000	\$0
28	Fund Sources: Higher Education Operating.....	\$15,000,000	\$0		
29	C-46. New Construction: Construct Addition to the Bayly Art				
30	Museum (17813).....			\$27,500,000	\$0
31	Fund Sources: Higher Education Operating.....	\$27,500,000	\$0		
32	C-47. New Construction: Construct Miller Center, Phase III				
33	(17814) .....			\$30,000,000	\$0
34	Fund Sources: Higher Education Operating.....	\$30,000,000	\$0		
35	C-48. Improvements: Construct Millmont Collaborative				
36	Conservation and Objects Study Center (17815) .....			\$7,000,000	\$0
37	Fund Sources: Higher Education Operating.....	\$7,000,000	\$0		
38					

ITEM C-48.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1 C-49.	New Construction: Construct New Dry Lab Facility,			
2	Phase II (17816).....		\$5,360,000	\$0
3	Fund Sources: Higher Education Operating.....	\$5,360,000	\$0	
4				
5 C-50.	New Construction: Construct Rehearsal Hall (17817).....		\$12,700,000	\$0
6	Fund Sources: Higher Education Operating.....	\$12,700,000	\$0	
7	Total for University of Virginia.....		<b>\$99,451,507</b>	<b>\$0</b>
8	Fund Sources: General.....	\$1,891,507	\$0	
9	Higher Education Operating.....	\$97,560,000	\$0	
10	<b>§ 2-13. VIRGINIA COMMONWEALTH UNIVERSITY (236)</b>			
11 C-51.	New Construction: Construct Baseball Facility (17831)...		\$3,000,000	\$0
12	Fund Sources: Higher Education Operating.....	\$3,000,000	\$0	
13 C-52.	New Construction: Construct West Grace South			
14	Housing and Parking (17832) .....		\$40,988,000	\$0
15	Fund Sources: Bond Proceeds .....	\$40,988,000	\$0	
16 C-53.	Improvements: Renovate One Capitol Square (17833)....		\$3,000,000	\$0
17	Fund Sources: Higher Education Operating.....	\$3,000,000	\$0	
18 C-54.	Improvements Renovate Pauley Heart Center, Phase I			
19	(17834) .....		\$5,351,000	\$0
20	Fund Sources: Higher Education Operating.....	\$5,351,000	\$0	
21 C-55.	Improvements: Renovate Siegel Center (17835).....		\$4,385,000	\$0
22	Fund Sources: Bond Proceeds .....	\$4,385,000	\$0	
23	Total for Virginia Commonwealth University.....		<b>\$56,724,000</b>	<b>\$0</b>
24	Fund Sources: Higher Education Operating.....	\$11,351,000	\$0	
25	Bond Proceeds .....	\$45,373,000	\$0	
26	<b>§ 2-14. VIRGINIA COMMUNITY COLLEGE SYSTEM (260)</b>			
27 C-56.	New Construction: Construct Trades Center, Piedmont			
28	(17852) .....		\$3,557,000	\$0
29	Fund Sources: Trust and Agency .....	\$3,557,000	\$0	
30				
31 C-57.	Improvements: Renovate Student Life Center, Virginia			
32	Western (17853).....		\$7,542,000	\$0
33	Fund Sources: Higher Education Operating.....	\$7,542,000	\$0	
34				
35 C-58.	New Construction: Construct Student Housing,			
36	Northern Virginia (17854).....		\$32,000,000	\$0
37	Fund Sources: Higher Education Operating.....	\$32,000,000	\$0	
38				

ITEM C-58.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1 C-59. Improvements: Improve Campus Signage, Virginia 2 Western (17855).....			\$625,000	\$0
3 Fund Sources: Trust and Agency .....	\$625,000	\$0		
4				
5 C-60. Improvements: Renovate and Expand Campus Parking 6 and Lighting, Virginia Western (17856).....			\$617,000	\$0
7 Fund Sources: Trust and Agency .....	\$617,000	\$0		
8				
9 C-61. Improvements: Renovate Phase I Facility, Downtown 10 Campus, J. Sargeant Reynolds (17715).....			\$2,000,000	\$0
11 Fund Sources: Trust and Agency .....	\$2,000,000	\$0		
12 Additional funds provided in this Item are for the equipment portion of a previously approved 13 project authorized in 2008, (Chapter 1, 2008 Acts of Assembly, Special Session I). In addition, 14 a scope increase of approximately 50,000 square feet is authorized to coordinate with the phase 15 II addition.				
16 C-62. New Construction: Construct Student Center, Norfolk 17 Campus, Tidewater (17068).....			\$1,100,000	\$0
18 Fund Sources: Trust and Agency .....	\$1,100,000	\$0		
19 Additional funds provided in this Item are for the equipment portion of a previously approved 20 capital project authorized in 2004, (Chapter 4, 2004 Acts of Assembly). The total cost of the 21 project with the supplement is \$18,695,000.				
22 C-63. New Construction: Construct Student Center, Virginia 23 Beach Campus, Tidewater (17067).....			\$1,700,000	\$0
24 Fund Sources: Trust and Agency .....	\$1,700,000	\$0		
25 Additional funds provided in this Item are for the equipment portion of a previously approved 26 capital project authorized in 2004, (Chapter 4, 2004 Acts of Assembly). The total cost of the 27 project with the supplement is \$29,070,000.				
28 C-64. New Construction: Construct Student Center, 29 Portsmouth Campus, Tidewater (17397).....			\$1,100,000	\$0
30 Fund Sources: Trust and Agency .....	\$1,100,000	\$0		
31 Additional funds provided in this Item are for the equipment portion of a previously approved 32 capital project authorized in 2007, (Chapter 847, 2007 Acts of Assembly). The total cost of the 33 project with the supplement is \$19,496,000.				
34 C-65. New Construction: Construct Student Center, 35 Chesapeake Campus, Tidewater (17625).....			\$1,100,000	\$0
36 Fund Sources: Trust and Agency .....	\$1,100,000	\$0		
37 Additional funds provided in this Item are for the equipment portion of a previously approved 38 capital project authorized in 2008, (Chapter 879, 2008 Acts of Assembly). The total cost of the 39 project with the supplement is \$21,853,000.				
40 C-66. New Construction: Construct Historic Triangle Parking 41 Lot, Phase II, Thomas Nelson (17623).....			\$342,000	\$0

ITEM C-66.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: Trust and Agency .....	\$342,000	\$0		
2	Additional funds provided in this Item are for cost overruns of a previously approved capital				
3	project authorized in 2008, (Chapter 879, 2008 Acts of Assembly). The total cost of the				
4	project with the supplement is \$6,000,000.				
5	C-67. Improvements: Renovate Cafeteria, Annandale Campus,				
6	Northern Virginia Community College (17159).....			\$11,395,000	\$0
7	Fund Sources: Higher Education Operating.....	\$11,395,000	\$0		
8	Additional funds provided in this Item are for the construction portion of a previously approved				
9	capital project authorized in 2005, (Chapter 951, 2005 Acts of Assembly). The total cost of the				
10	project with the supplement is \$12,945,000.				
11	C-68. New Construction: Construct Parking Structure, Parham				
12	Road, J. Sargent Reynolds (17858).....			\$11,064,000	\$0
13	Fund Sources: Trust and Agency .....	\$11,064,000	\$0		
14	Total for Virginia Community College System .....			<b>\$74,142,000</b>	<b>\$0</b>
15	Fund Sources: Higher Education Operating.....	\$50,937,000	\$0		
16	Trust and Agency .....	\$23,205,000	\$0		
17	<b>§ 2-15. VIRGINIA POLYTECHNIC INSTITUTE AND STATE UNIVERSITY (208)</b>				
18	C-69. New Construction: Construct Engineering Signature				
19	Building (17658).....			\$1,100,230	\$0
20	Fund Sources: General.....	\$1,100,230	\$0		
21					
22	C-70. New Construction: Construct Academic and Student				
23	Programs Building (17859) .....			\$45,153,000	\$0
24	Fund Sources: Bond Proceeds .....	\$45,153,000	\$0		
25	Total for Virginia Polytechnic Institute and State				
26	University .....			<b>\$46,253,230</b>	<b>\$0</b>
27	Fund Sources: General.....	\$1,100,230	\$0		
28	Bond Proceeds .....	\$45,153,000	\$0		
29	<b>§ 2-16. VIRGINIA COOPERATIVE EXTENSION AND AGRICULTURAL EXPERIMENT STATION (229)</b>				
30	C-71. New Construction: Construct Human and Agricultural				
31	Biosciences Building I (17681).....			\$1,000,000	\$0
32	Fund Sources: General.....	\$1,000,000	\$0		
33	C-72. Improvements: Improve Kentland Facilities, Phase I				
34	(17830) .....			\$5,000,000	\$0
35	Fund Sources: Higher Education Operating.....	\$5,000,000	\$0		
36					
37	Total for Virginia Cooperative Extension and				
38	Agricultural Experiment Station.....			<b>\$6,000,000</b>	<b>\$0</b>
39	Fund Sources: General.....	\$1,000,000	\$0		
40	Higher Education Operating.....	\$5,000,000	\$0		

ITEM C-73.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	<b>§ 2-17. VIRGINIA STATE UNIVERSITY (212)</b>			
2	C-73. New Construction: Construct Multipurpose Center			
3	(17665) .....		\$1,000,000	\$0
4	Fund Sources: General .....	\$1,000,000	\$0	
5	Total for Virginia State University .....		<b>\$1,000,000</b>	<b>\$0</b>
6	Fund Sources: General .....	\$1,000,000	\$0	
7	<b>§ 2-18. JAMESTOWN-YORKTOWN FOUNDATION (425)</b>			
8	C-74. Improvements: Jamestown Settlement: Legacy			
9	Walkway - II (17548) .....		\$174,000	\$0
10	Fund Sources: Special .....	\$174,000	\$0	
11	C-75. New Construction: Construct Yorktown Museum			
12	(17626) .....		\$1,332,374	\$0
13	Fund Sources: General .....	\$1,332,374	\$0	
14				
15	Total for Jamestown-Yorktown Foundation .....		<b>\$1,506,374</b>	<b>\$0</b>
16	Fund Sources: General .....	\$1,332,374	\$0	
17	Special .....	\$174,000	\$0	
18	<b>§ 2-19. THE SCIENCE MUSEUM OF VIRGINIA (146)</b>			
19	C-76. New Construction: Construct Belmond Bay Science			
20	Center (Includes Exhibits) (17645) .....		\$6,000,000	\$0
21	Fund Sources: General .....	\$6,000,000	\$0	
22	Total for The Science Museum of Virginia .....		<b>\$6,000,000</b>	<b>\$0</b>
23	Fund Sources: General .....	\$6,000,000	\$0	
24	TOTAL FOR OFFICE OF EDUCATION .....		<b>\$533,035,150</b>	<b>\$61,462,000</b>
25	Fund Sources: General .....	\$23,251,150	\$0	
26	Special .....	\$174,000	\$0	
27	Higher Education Operating .....	\$197,991,000	\$300,000	
28	Trust and Agency .....	\$23,205,000	\$0	
29	Bond Proceeds .....	\$288,414,000	\$61,162,000	
30	<b>OFFICE OF PUBLIC SAFETY</b>			
31	<b>§ 2-20. DEPARTMENT OF CORRECTIONS (799)</b>			
32	C-77. New Construction: Construct or Renovate Dairy and Dairy processing Center			
33	The authorized purpose of capital project number 799-16994 is hereby modified to include			
34	renovation of the existing dairy barn and milking parlor located at James River Correctional			
35	Center or construction of a new dairy barn and milking parlor, as well as the renovation of an			
36	existing building into an expanded dairy processing center.			
37	C-78. A. The Commonwealth shall provide for its estimated 56 percent share of the capital cost of			
38	constructing a wastewater treatment plant to be operated by the Town of Craigsville. The state			
39	share of the construction cost for this project shall consist of three parts: (i) a grant of up to			
40	\$2,700,000 from the Water Quality Improvement Fund by the Department of Environmental			

ITEM C-78.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Quality, in furtherance of improving the health of the Chesapeake Bay; (ii) a 20-year loan with				
2	a principal amount of \$2,384,191, more or less, from the Department of Environmental Quality,				
3	to be repaid by the Department of Corrections as specified in paragraph B. of this item, and				
4	(iii) Virginia Public Building Authority (VPBA) bonds in an amount of up to \$1,000,000.				
5	B. No payment shall be made to the Town of Craigsville until the Department of Corrections				
6	has entered into a new contract with the Town of Craigsville, which, along with other				
7	appropriate terms, shall provide that all charges to be paid for all future wastewater treatment				
8	for the Augusta Correctional Center shall be based solely upon the Augusta Correctional				
9	Center's actual metered usage and that the Augusta Correctional Center shall be charged at a				
10	rate no higher than the lowest rate charged to any other customer of the wastewater treatment				
11	plant. The contract shall also provide for an annual payment of \$120,000 from the Department				
12	of Corrections to the Town of Craigsville for 20 years, representing the reimbursement of debt				
13	service on the loan provided to the Town of Craigsville by the Department of Environmental				
14	Quality.				
15	Total for Department of Corrections.....			\$0	\$0
16	<b>§ 2-21. DEPARTMENT OF VETERANS SERVICES (912)</b>				
17	C-79. Maintenance Reserve (17073) .....			\$200,000	\$200,000
18	Fund Sources: Special.....	\$50,000	\$50,000		
19	Federal Trust.....	\$150,000	\$150,000		
20	C-80. New Construction: Suffolk Veterans Cemetery Phase 2 Expansion				
21	The Governor is authorized to request federal funds to expand the Veterans Cemetery in				
22	Suffolk. Upon confirmation of eligibility for federal grant funding, the Director, Department of				
23	Planning and Budget, shall approve a short-term, interest-free treasury loan in the amount of				
24	\$500,000 to the Department of Veterans Services for final cemetery expansion design. The				
25	loan shall be repaid by the Department of Veterans Services upon receipt of the federal funds.				
26	In the event that federal funds are not received, the agency shall repay the loan from agency				
27	special funds. Upon the availability of federal funds, the Director, Department of Planning and				
28	Budget, shall approve a short-term, interest-free loan in the amount of \$2,793,000 to the				
29	Department of Veterans Services. The loan shall be repaid by the Department of Veterans				
30	Services upon receipt of the federal funds.				
31	Total for Department of Veterans Services .....			\$200,000	\$200,000
32	Fund Sources: Special.....	\$50,000	\$50,000		
33	Federal Trust.....	\$150,000	\$150,000		
34	TOTAL FOR OFFICE OF PUBLIC SAFETY .....			\$200,000	\$200,000
35	Fund Sources: Special.....	\$50,000	\$50,000		
36	Federal Trust.....	\$150,000	\$150,000		
37	<b>OFFICE OF TRANSPORTATION</b>				
38	<b>§ 2-22. DEPARTMENT OF MOTOR VEHICLES (154)</b>				
39	C-81. Maintenance Reserve (15021) .....			\$430,000	\$435,000
40	Fund Sources: Commonwealth Transportation .....	\$430,000	\$435,000		
41	Total for Department of Motor Vehicles.....			\$430,000	\$435,000
42	Fund Sources: Commonwealth Transportation .....	\$430,000	\$435,000		
43	<b>§ 2-23. DEPARTMENT OF TRANSPORTATION (501)</b>				
44	C-82. Maintenance Reserve (15732) .....			\$2,500,000	\$2,500,000

ITEM C-82.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Fund Sources: Commonwealth Transportation .....	\$2,500,000	\$2,500,000		
2					
3	Total for Department of Transportation.....			<b>\$2,500,000</b>	<b>\$2,500,000</b>
4	Fund Sources: Commonwealth Transportation .....	\$2,500,000	\$2,500,000		
5	<b>§ 2-24. VIRGINIA PORT AUTHORITY (407)</b>				
6	C-83. Maintenance Reserve (13804) .....			\$1,500,000	\$1,500,000
7	Fund Sources: Commonwealth Transportation .....	\$1,500,000	\$1,500,000		
8	Total for Virginia Port Authority.....			<b>\$1,500,000</b>	<b>\$1,500,000</b>
9	Fund Sources: Commonwealth Transportation .....	\$1,500,000	\$1,500,000		
10	TOTAL FOR OFFICE OF TRANSPORTATION.....			<b>\$4,430,000</b>	<b>\$4,435,000</b>
11	Fund Sources: Commonwealth Transportation .....	\$4,430,000	\$4,435,000		
12	<b>CENTRAL APPROPRIATIONS</b>				
13	<b>§ 2-25. CENTRAL CAPITAL OUTLAY (949)</b>				
14	C-84. Central Maintenance Reserve (15776) .....			\$65,000,000	\$50,000,000
15	Fund Sources: General .....	\$15,000,000	\$0		
16	Bond Proceeds .....	\$50,000,000	\$50,000,000		
17	A. A total of \$50,000,000 the first year and \$50,000,000 the second year is hereby authorized				
18	for issuance by the Virginia Public Building Authority pursuant to Section 2.2-2263 Code of				
19	Virginia, and/or the Virginia College Building Authority pursuant to Section 23-30.24 et. seq.,				
20	Code of Virginia, for capital costs of maintenance reserve projects.				
21	B. The proceeds of such bonds are hereby appropriated for the capital costs of the following				
22	maintenance reserve projects:				
23	<b>Agency Name</b>	<b>Project Code</b>	<b>FY 2011</b>	<b>FY 2012</b>	
24	Department of Military Affairs	10893	\$520,106	\$520,106	
25	Department of Emergency Management	15989	\$26,353	\$26,353	
26	The Science Museum of Virginia	13634	\$536,622	\$536,622	
27	Department of State Police	10886	\$104,236	\$104,236	
28	Department of General Services	14260	\$2,500,662	\$2,500,662	
29	Department of Conservation & Recreation	16646	\$396,733	\$396,733	
30	The Library of Virginia	17423	\$37,036	\$37,036	
31	Woodrow Wilson Rehabilitation Center The College of William and Mary in Virginia	10885	\$573,886	\$573,886	
32	University of Virginia	12713	\$1,384,093	\$1,384,093	
33	Virginia Polytechnic Institute and State University	12704	\$3,593,363	\$3,593,363	
34	Virginia Military Institute	12707	\$6,387,148	\$6,387,148	
35	Norfolk State University	12732	\$1,143,503	\$1,143,503	
36	Longwood University	12733	\$1,974,785	\$1,974,785	
37	University of Mary Washington	12724	\$1,813,243	\$1,813,243	
38	James Madison University	12722	\$1,090,980	\$1,090,980	
39	Radford University	12723	\$768,808	\$768,808	
40	Virginia School for the Deaf and the Blind	12718	\$3,028,726	\$3,028,726	
41	Old Dominion University	12731	\$1,340,014	\$1,340,014	
42	Virginia Commonwealth University	14082	\$228,005	\$228,005	
43		12710	\$1,795,082	\$1,795,082	
44		12708	\$3,654,650	\$3,654,650	

ITEM C-84.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Virginia Museum of Fine Arts	13633	\$501,612	\$501,612	
2	Frontier Culture Museum of Virginia	15045	\$51,892	\$51,892	
3	Richard Bland College	12716	\$120,676	\$120,676	
4	Christopher Newport University	12719	\$328,830	\$328,830	
5	University of Virginia's College at Wise	12706	\$179,906	\$179,906	
6	George Mason University	12712	\$1,881,387	\$1,881,387	
7	Virginia Community College System	12611	\$4,792,737	\$4,792,737	
8	Virginia Institute of Marine Science	12331	\$293,591	\$293,591	
9	Department of Agriculture and Consumer Services	12253	\$225,723	\$225,723	
10	Department of Mines, Minerals and Energy	13096	\$63,619	\$63,619	
11	Department of Forestry	13986	\$69,207	\$69,207	
12	Gunston Hall	12382	\$26,453	\$26,453	
13	Jamestown-Yorktown Foundation	13605	\$222,869	\$222,869	
14	Department for the Blind and Vision Impaired	13942	\$230,514	\$230,514	
15	Department of Behavioral Health and Developmental Services	10880	\$3,670,601	\$3,670,601	
16	Department of Juvenile Justice	15081	\$925,915	\$925,915	
17	Department of Forensic Science	16320	\$87,165	\$87,165	
18	Department of Corrections	10887	\$3,165,218	\$3,165,218	
19	Department of Veterans' Services Innovation and Entrepreneurship	17073	\$168,569	\$168,569	
20	Investment Authority	15987	\$30,650	\$30,650	
21	Virginia Museum of Natural History Southwest Virginia Higher Education	14439	\$30,765	\$30,765	
22	Center	16499	\$34,067	\$34,067	
23	<b>Total</b>		<b>\$50,000,000</b>	<b>\$50,000,000</b>	

24 C. The appropriations for bond proceeds contained in this Item shall be subject to the  
25 conditions specified in paragraph D, Item C-85 and no bonds shall be issued for the  
26 maintenance reserve projects contained in this Item until the conditions of that paragraph, are  
27 satisfied.

28 D. Out of the appropriation for this Item, \$15,000,000 the first year from the general fund is  
29 provided to the following previously reverted maintenance reserve project amounts:

30	Agency Name	Project Code	FY 2011
31	Department of General Services	14260	\$1,702,168
32	Virginia State University	12733	\$2,051,382
33	Norfolk State University	12724	\$3,731,634
34	James Madison University	12718	\$764,352
35	George Mason University	12712	\$618,777
36	Virginia Community College System Department of Agriculture and	12611	\$767,870
37	Consumer Services	12253	\$470,177
38	Department of Corrections	10887	\$4,893,640
39			<b>\$15,000,000</b>

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

42 F. Agencies and institutions of higher education may use maintenance reserve funds in the first  
43 year to plan subprojects to be funded from allocations in the second year. Any agency or  
44 institution of higher education which has not expended or contractually obligated itself in a  
45 legally binding manner to expend 85 percent or more of its biennial general fund and  
46 tax-supported debt appropriation for maintenance reserve by June 30, 2012, will have its share  
47 of maintenance reserve funding reduced in the next biennium.

48 G. Agencies and institutions of higher education may use maintenance reserve funds to finance  
49 the following capital costs: to repair or replace damaged or inoperable equipment, components  
50 of plant, and utility systems; to correct deficiencies in property and plant required to conform  
51 with building and safety codes or those associated with hazardous condition corrections,



ITEM C-84.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	including asbestos abatement; to correct deficiencies in fire protection, energy conservation and			
2	handicapped access; and to address such other physical plant deficiencies as the Director,			
3	Department of Planning and Budget may approve. Agencies and institutions of higher			
4	education may also use maintenance reserve funds to make other necessary improvements that			
5	do not meet the criteria for maintenance reserve funding with the prior approval of the			
6	Director, Department of Planning and Budget.			
7	H. Agencies may transfer amounts from maintenance reserve funds to the operating budget			
8	subject to the provisions of 4-4.01c of this act.			
9	I.1. Any balances remaining from the maintenance reserve allocation identified in this Item for			
10	the Virginia Museum of Fine Arts shall not revert to the general fund on June 30, 2010, but			
11	shall be brought forward and made available for the purposes of this Item in FY 2011.			
12	2. The Virginia Museum of Fine Arts may use an amount not to exceed 20 percent of its			
13	annual maintenance reserve allocation from this Item for the conservation of art works owned			
14	by the Museum.			
15	J. The Department of General Services is authorized to use these funds from its maintenance			
16	reserve allocation for necessary repairs and improvements in and around Capitol Square for			
17	items such as repair and conservation of the historic fence, repair and improvements to the			
18	grounds, upkeep and ongoing repairs to the exterior of the Capitol and Bell Tower, and			
19	conservation and maintenance of monuments and statues. The use of and allocation of these			
20	funds shall be as deemed appropriate by the Director, Department of General Services.			
21				
22	C-85. Supplements for Previously Authorized Higher			
23	Education Capital Projects (17861).....		\$25,776,000	\$1,087,588,000
24	Fund Sources: Bond Proceeds.....	\$25,776,000	\$1,087,588,000	
25	The capital projects in paragraphs A and B of this Item are hereby authorized and may be			
26	financed in whole or in part through bonds of the Virginia College Building Authority pursuant			
27	to §23-30.24 et seq., Code of Virginia. Bonds issued to finance these projects may be sold and			
28	issued under the 21st Century College Program at the same time with other obligations of the			
29	Authority as separate issues or as a combined issue. The aggregate principle amounts will not			
30	exceed the amounts listed in paragraphs A and B below plus amounts to fund related issuance			
31	costs, and other financing expenses, in accordance with Section 2.2-2263 of the Code of			
32	Virginia.			
33	Debt service on the projects contained in this Item shall be provided from appropriations to the			
34	Treasury Board.			
35	The appropriations for said capital projects are contained in this Item and are subject to the			
36	conditions in § 2-0 F of this act.			
37	A. There is hereby appropriated \$25,776,000 the first year from bond proceeds of the Virginia			
38	College Building Authority to provide funds for equipment for the following projects for which			
39	construction was previously provided.			
40	<b>Agency Name / Project Title</b>			
41				
42	<b>University of Virginia (207)</b>			
43	Construct Information Technology Engineering Building (17476)			
44	<b>Virginia State University (212)</b>			
45	Renovate Singleton Hall (17309)			
46	<b>Norfolk State University (213)</b>			
47	Construct New Library (17480)			
48	<b>Longwood University (214)</b>			
49	Renovate and Construct Addition to Bedford Hall (17317)			
50	<b>University of Mary Washington (215)</b>			
51	Construct Dahlgren Campus (17670)			
52	<b>University of Virginia's College at Wise (246)</b>			

ITEM C-85.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Renovate Greear Gym and Construct Multipurpose Center (17693)				
2	<b>George Mason University (247)</b>				
3	Construct Krasnow Addition, Phase II (17696)				
4	<b>Virginia Community College System (260)</b>				
5	Renovate Burnette Hall, Parham Campus, J. Sargeant Reynolds (17384)				
6	Renovate Phase I Facility, Downtown Campus, J. Sargeant Reynolds (17715)				
7	Renovate Smith Building, Lord Fairfax (17717)				
8	Renovate Academic Classrooms and Administrative Buildings, Rappahannock (17712)				
9	Renovate Library, Chester Campus, John Tyler (17713)				
10	Renovate Warren and Scott Halls, Dabney S. Lancaster (17718)				
11	Construct Occupational Program Building, Culinary Arts Career Studies Certificate				
12	Program, Central Virginia (17708)				
13	Construct support services building, Woodbridge Campus, Northern Virginia (17710)				
14	Renovate Hampton III Building, Thomas Nelson (17380)				
15	<b>Eastern Virginia Medical School (274)</b>				
16	Construct Medical Education and Research Building (17725)				
17	B. There is hereby appropriated \$1,087,588,000 the second year from bond proceeds of the				
18	Virginia College Building Authority to provide funding for construction for the following				
19	projects for which planning is completed.				
20	<b>Agency Name / Project Title</b>				
21	<b>Christopher Newport University (242)</b>				
22	Construct Integrated Science Center (Phase II) (17690)				
23	Construct Luter School of Business (17691)				
24	<b>College of William and Mary (204)</b>				
25	Renovate Tucker Hall (17652)				
26	Construct Integrated Science Center (Phase III) (17650)				
27	<b>George Mason University (247)</b>				
28	Renovate Fine Arts Building (17697)				
29	Construct Campus Library Addition, Phase I (17695)				
30	<b>James Madison University (216)</b>				
31	Renovate West Wing Rockingham Hospital (17674)				
32	Renovate/Expand Duke Hall (17675)				
33	<b>Longwood University (214)</b>				
34	Construct University Technology Center (17668)				
35	<b>Norfolk State University (213)</b>				
36	Construct New Nursing and General Classroom Building (17667)				
37	Renovate Wilder Center (17627)				
38	<b>Old Dominion University (221)</b>				
39	Construct a Systems Research & Academic Building (17678)				
40	<b>Radford University (217)</b>				
41	Construct New Computational Sciences Building (17619)				
42	<b>University of Mary Washington (215)</b>				
43	Construct Information and Technology Convergence Center Phase I (17671)				
44	<b>University of Virginia (207)</b>				
45	Renovate New Cabell Hall (17654)				
46	Renovate Ruffner Hall (17655)				
47	<b>University of Virginia's College at Wise (246)</b>				
48	Construct Library (17806)				
49	<b>Virginia Commonwealth University (236)</b>				
50	Construct General Classroom Building (17682)				
51	<b>Virginia Community College System (260)</b>				
52	Replace Tyler Academic Bldg. Northern VA Community College (17720)				
53	Expand Brault Building, Northern VA Community College (17711)				
54	Construct Learning Resources Bldg Southside Virginia (17705)				
55	Construct Workflow Training Center, Woodbridge Campus, Northern VA Community				
56	College (17802)				
57	<b>Virginia Military Institute (211)</b>				
58	Renovate Science Building (17664)				
59	Renovate Post Hospital (17803)				
60	<b>Virginia State University (212)</b>				
61	Construct Multipurpose Center (17665)				
62	<b>Virginia Polytechnic Institute and State University (208)</b>				

ITEM C-85.	Item Details(\$)		Appropriations(\$)	
	First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Renovate Davidson Hall (17662)			
2	Construct Chiller Plant (17657)			
3	Construct Engineering Signature Building (17658)			
4	<b>Virginia Cooperative Extension and Agriculture Experiment Station (229)</b>			
5	Construct Human and Agricultural Bioscience Building I (17681)			
6	C. The appropriations contained in paragraphs A and B of this Item shall be subject to the			
7	conditions specified in paragraph D below and no bonds shall be issued for the affected			
8	projects until the conditions of paragraph D are satisfied.			
9	D. The Secretary of Finance shall prepare and submit a plan to the Governor and the Chairmen			
10	of the House Appropriations Committee and the Senate Finance Committee on or before the			
11	beginning of the 2011 General Assembly Session to schedule the issuance of debt for the			
12	projects authorized in this Item and for the projects authorized in Item C-84, Central			
13	Maintenance Reserve, Item 245 Higher Education Equipment Trust Fund, and Item C-86			
14	Improvements: Energy Conservation. The plan prepared by the Secretary of Finance shall take			
15	into account the most recent recommendations of the Debt Capacity Advisory Committee			
16	released prior to the start of the 2011 General Assembly Session and make recommendations			
17	on the issuance of bonds for affected projects to stay at or below the limits on debt capacity			
18	established by the Debt Capacity Advisory Committee. Furthermore, the plan shall recommend			
19	a schedule for issuance of debt that funds projects in the following priority order:			
20	Priority 1: Maintenance Reserve			
21	Priority 2: Higher Education Equipment Trust Fund			
22	Priority 3: Equipment for Previously Funded Projects			
23	Priority 4: Improvements: Energy Conservation			
24	Priority 5: Construction funds for projects with completed planning			
25	C-86.	Improvements: Energy Conservation (17862) .....	\$35,200,000	\$0
26		Fund Sources: Bond Proceeds .....	\$35,200,000	\$0
27	A. The provisions of Internal Revenue Code §54D and Section 1112 of Title 1 of Division B			
28	of the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, 123 Stat. 115			
29	(2009 authorized the issuance of \$80,600,000 in qualified energy conservation bonds within the			
30	Commonwealth of Virginia with \$35,200,000 of those bonds available to the Commonwealth of			
31	Virginia to finance projects at state-owned public facilities to reduce greenhouse gas emissions			
32	and other conservation purposes. Pursuant to Sections 2.2-2263 and -2264, Code of Virginia,			
33	the Virginia Public Building Authority is hereby authorized to issue its revenue bonds in a			
34	principal amount not to exceed \$35,200,000 to finance energy conservation projects at the Seat			
35	of Government (Department of General Services), for Department of Corrections and			
36	Department of Game and Inland Fisheries facilities, and at institutions of higher education.			
37	Such energy conservation projects shall consist of (1) projects reducing energy consumption in			
38	publicly-owned facilities by at least 20 percent, (2) projects designed to promote and			
39	encourage green building technology throughout state government facilities, (3) projects			
40	promoting and encouraging the conversion of agricultural waste for use in the production of			
41	fuel or otherwise, or (4) technologies to reduce peak use of electricity.			
42	B. No later than November 1, 2010, the Department of Mines, Minerals and Energy and the			
43	Department of General Services shall identify individual projects and the amount to be financed			
44	with such bonds for inclusion in the plan required by paragraph D, Item C-85 and provide this			
45	list to the Secretary of Finance.			
46	C. The appropriations contained in this Item shall be subject to the conditions specified in			
47	paragraph D, Item C-85 and no bonds shall be issued for the energy conservation projects			
48	contained in this Item until the conditions of that paragraph are satisfied.			
49	C-87.	A. The Virginia Community College System is hereby granted approval to enter into a new		
50		capital lease or renew an existing capital lease due to expire during the current biennium on		
51		behalf of Northern Virginia Community Colleges, Manassas campus.		

		<b>Item Details(\$)</b>		<b>Appropriations(\$)</b>	
		<b>First Year</b>	<b>Second Year</b>	<b>First Year</b>	<b>Second Year</b>
		<b>FY2011</b>	<b>FY2012</b>	<b>FY2011</b>	<b>FY2012</b>

ITEM C-87.

1 B. The Department of Motor Vehicles is hereby granted approval to renew or extend existing  
 2 capital leases due to expire during the current biennium for existing customer service centers  
 3 located in Williamsburg, Culpepper, and Suffolk.

4 C.1. The Department of Social Services is hereby granted approval to enter into new capital  
 5 leases for any child support, regional, or day care office under the following circumstances:  
 6 The lease is bid through the standard Request for Proposals process in cooperation with the  
 7 Department of General Services; the Department of Accounts and the Department of Planning  
 8 and Budget have determined that the lease is a capital; the Department of Planning and Budget  
 9 agrees that the time constraints in responding to the landlord's offer preclude a decision  
 10 memorandum under § 4-4.01 m of this act; and the Department of General Services agrees that  
 11 the proposed lease is the most cost-effective of the options available to the Commonwealth.

12 2. Such new lease or renewal may not exceed 20 years and may provide for the option for the  
 13 department or the Commonwealth to take possession of such facilities at the expiration of such  
 14 leases. Any such agreement shall be subject to review and approval by the Department of  
 15 General Services.

16 Total for Central Capital Outlay ..... **\$125,976,000 \$1,137,588,000**

17 Fund Sources: General ..... \$15,000,000 \$0  
 18 Bond Proceeds ..... \$110,976,000 \$1,137,588,000

19 **§ 2-26. 9(C) REVENUE BONDS (950)**

20 C-88. A.1. This Item authorizes the capital projects listed below to be financed pursuant to Article X,  
 21 Section 9 (c), Constitution of Virginia.

22 2. The appropriations for said capital projects are contained in the appropriation Items listed  
 23 below and are subject to the conditions in § 2-0 F of this act.

24 3. The total amount listed in this Item includes \$206,870,000 in bond proceeds.

	<b>Agency Name/ Project Title</b>	<b>Item #</b>	<b>Project Code</b>	<b>Section 9(c) Bonds</b>
25	<b>Christopher Newport University</b>			
26	Renovate Santoro Residence Hall	C-4	17837	\$5,000,000
27	Construct Residence Hall VII	C-5	17857	\$37,000,000
28	<b>College of William and Mary</b>			
29	Construct New Dormitory	C-7	17808	\$25,800,000
30	Renovate Residence Halls	C-10	17811	\$4,500,000
31	<b>George Mason University</b>			
32	Construct Housing VII	C-12	17367	\$750,000
33	Renovate Commons	C-17	17841	\$16,002,000
34	Renovate Students Apartments	C-20	17844	\$3,098,000
35	<b>Norfolk State University</b>			
36	Construct Residential Housing	C-39	17818	\$46,001,000
37	<b>Virginia Commonwealth University</b>			
38	Construct West Grace Housing and Parking, Phase I	C-52	17832	\$33,566,000
39	<b>Virginia Polytechnic Institute and State University</b>			
40	Construct Academic and Student Programs Building	C-70	17859	\$35,153,000
41	<b>Total for Nongeneral Fund Obligation Bonds 9(c)</b>			<b>\$206,870,000</b>

ITEM C-88.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	Total for 9(C) Revenue Bonds.....			\$0	\$0
2	<b>§ 2-27. 9(D) REVENUE BONDS (951)</b>				
3	C-89. 1. This Item authorizes the capital projects listed below to be financed pursuant to Article X,				
4	Section 9(d), Constitution of Virginia.				
5	2. The appropriations for said capital projects are contained in the appropriation Items listed				
6	below and are subject to the conditions in § 2-0 F of this act.				
7	3. The total amount listed in this Item includes \$142,706,000 in bond proceeds.				
8	<b>Agency Name/</b>		<b>Project</b>	<b>Section</b>	
9	<b>Project Title</b>	<b>Item #</b>	<b>Code</b>	<b>9(d) Bonds</b>	
10	<b>College of William and Mary</b>				
11	Improve Athletic Facilities	C-8	17809	\$6,500,000	
12	Reconstruct Ash Lawn-Highland Barn	C-9	17810	\$800,000	
13					
14	<b>George Mason University</b>				
15	Construct Addition to Student Union I	C-13	17485	\$2,400,000	
16	Construct Campus Entrances, Fairfax	C-14	17838	\$8,547,000	
17	Construct Campus Entrances, Prince William	C-15	17839	\$1,211,000	
18	Construct New Global Center	C-16	17840	\$5,015,000	
19	Renovate Concert Hall	C-18	17842	\$41,064,000	
20	Renovate Field House	C-19	17843	\$9,186,000	
21	Repair Aquatic and Fitness Center HVAC	C-21	17845	\$2,526,000	
22					
23	<b>James Madison University</b>				
24	Construct Student Health Center/East Wing	C-29	17824	\$7,000,000	
25	Grace Street Acquisition	C-31	17827	\$3,000,000	
26					
27	<b>Longwood University</b>				
28	Construct Addition and Renovation to				
29	Lankford Hall	C-32	17318	\$1,850,000	
30					
31	<b>University of Mary Washington</b>				
32	Construct Parking Lot, Battleground Athletic	C-35	17819	\$1,800,000	
33	Complex				
34	Renovate Residence Halls	C-36	17820	\$12,000,000	
35					
36	<b>Norfolk State University</b>				
37	Construct Multi-Story Parking Structure	C-38	17314	\$18,000,000	
38					
39	<b>Virginia Commonwealth University</b>				
40	Construct West Grace Housing and Parking	C-52	17832	\$7,422,000	
41	Renovate Siegel Center	C-55	17835	\$4,385,000	
42					
43	<b>Virginia Polytechnic Institute and State</b>				
44	<b>University</b>				
45	Construct Academic and Student Programs				
46	Building	C-70	17859	\$10,000,000	
47					
48	<b>Total for Nongeneral Fund Obligation Bonds</b>			<b>\$142,706,000</b>	
49	<b>9(d)</b>				
50	Total for 9(D) Revenue Bonds.....			\$0	\$0
51	TOTAL FOR CENTRAL APPROPRIATIONS.....			\$125,976,000	\$1,137,588,000
52	Fund Sources: General.....	\$15,000,000	\$0		
53	Bond Proceeds.....	\$110,976,000	\$1,137,588,000		

ITEM C-89.		Item Details(\$)		Appropriations(\$)	
		First Year FY2011	Second Year FY2012	First Year FY2011	Second Year FY2012
1	TOTAL FOR PART 2: CAPITAL PROJECT				
2	EXPENSES .....			\$664,794,150	\$1,203,685,000
3	Fund Sources: General.....	\$39,164,150	\$0		
4	Special.....	\$464,000	\$50,000		
5	Higher Education Operating.....	\$197,991,000	\$300,000		
6	Commonwealth Transportation .....	\$4,430,000	\$4,435,000		
7	Trust and Agency .....	\$23,205,000	\$0		
8	Federal Trust.....	\$150,000	\$150,000		
9	Bond Proceeds .....	\$399,390,000	\$1,198,750,000		







- 1 G.1. The Comptroller shall transfer to the Lottery Proceeds Fund established pursuant to § 58.1-4002.1, Code of Virginia, an  
2 amount estimated at \$430,200,000 the first year and \$430,200,000 the second year, from the State Lottery Fund. The transfer  
3 each year shall be made in two parts: (1) on or before January 1 of each year, the Comptroller shall transfer the balance of the  
4 State Lottery Fund for the first five months of the fiscal year and (2) thereafter, the transfer will be made on a monthly basis.  
5 Prior to June 20 of each year, the State Lottery Director shall estimate the amount of profits in the State Lottery Fund for the  
6 month of June and shall notify the State Comptroller so that the estimated profits can be transferred to the Lottery Proceeds  
7 Fund prior to June 22.
- 8 2. No later than 10 days after receipt of the annual audit report required by § 58.1-4023, Code of Virginia, the Comptroller  
9 shall transfer to the Lottery Proceeds Fund the remaining audited balances of the State Lottery Fund for the prior fiscal year. If  
10 such annual audit discloses that the actual revenue is less than the estimate on which the June transfer was based, the State  
11 Comptroller shall adjust the next monthly transfer from the State Lottery Fund to account for the difference between the actual  
12 revenue and the estimate transferred to the Lottery Proceeds Fund. The State Comptroller shall take all actions necessary to  
13 effect the transfers required by this paragraph, notwithstanding the provisions of § 58.1-4022, Code of Virginia. In preparing  
14 the Comprehensive Annual Financial Report, the State Comptroller shall report the Lottery Proceeds Fund as specified in  
15 § 58.1-4002.1, Code of Virginia.
- 16 H.1. The State Treasurer is authorized to charge up to 20 basis points for each nongeneral fund account which he manages and  
17 which receives investment income. The assessed fees, which are estimated to generate \$4,700,000 the first year and \$4,700,000  
18 the second year, will be based on a sliding fee structure as determined by the State Treasurer. The amounts shall be paid into  
19 the general fund of the state treasury.
- 20 2.a. The State Treasurer is authorized to charge institutions of higher education participating in the pooled bond program of the  
21 Virginia College Building Authority an administrative fee of up to 10 basis points of the amount financed for each project in  
22 addition to a share of direct costs of issuance as determined by the State Treasurer. Such amounts collected from the public  
23 institutions of higher education, which are estimated to generate \$150,000 the first year and \$150,000 the second year, shall be  
24 paid into the general fund of the state treasury.
- 25 b. The State Comptroller shall transfer to the general fund on June 30, 2011 and on June 30, 2012, respectively, the amount in  
26 excess of \$20,000 in the Virginia College Building Authority Private College Financing Program Fees (Fund 0220) at the  
27 Department of the Treasury.
- 28 3. The State Treasurer is authorized to charge agencies, institutions and all other entities that utilize alternative financing  
29 structures and require Treasury Board approval, including capital lease arrangements, up to 10 basis points of the amount  
30 financed in addition to a share of direct costs of issuance as determined by the State Treasurer. Such amounts collected shall  
31 be paid into the general fund of the state treasury.
- 32 4. The State Treasurer is authorized to charge projects financed under Article X, Section 9(c) of the Constitution of Virginia,  
33 an administrative fee of up to 10 basis points of the amount financed for each project in addition to a share of direct costs of  
34 issuance as determined by the State Treasurer. Such amounts collected are estimated to generate \$75,000 the first year and  
35 \$75,000 the second year, shall be paid into the general fund of the state treasury.
- 36 I. The State Comptroller shall transfer to the general fund of the state treasury 50 percent of the annual reimbursement received  
37 from the Manville Property Damage Settlement Trust for the cost of asbestos abatement at state-owned facilities. The balance  
38 of the reimbursement shall be transferred to the state agencies that incurred the expense of the asbestos abatement.
- 39 J. The State Comptroller shall transfer to the general fund from the Revenue Stabilization Fund in the state treasury any  
40 amounts in excess of the limitation specified in § 2.2-1829, Code of Virginia.
- 41 K.1. Not later than 30 days after the close of each quarter during the biennium, the Comptroller shall transfer, notwithstanding  
42 the allotment specified in § 58.1-1410, Code of Virginia, funds collected pursuant to § 58.1-1402, Code of Virginia, from the  
43 general fund to the Game Protection Fund. This transfer shall not exceed \$3,000,000 the first year and \$3,000,000 the second  
44 year.
- 45 2. Notwithstanding the provisions of subparagraph K.1. above, the Governor may, at his discretion, direct the Comptroller to  
46 transfer to the Game Protection Fund, any funds collected pursuant to § 58.1-1402, Code of Virginia, that are in excess of the  
47 official revenue forecast for such collections.
- 48 L.1. On or before June 30 each year, the State Comptroller shall transfer from the general fund to the Family Access to  
49 Medical Insurance Security Plan Trust Fund the amount required by § 32.1-352, Code of Virginia. This transfer shall not  
50 exceed \$14,065,627 the first year and \$14,065,627 the second year. The State Comptroller shall transfer 90 percent of the  
51 yearly estimated amounts to the Trust Fund on July 15 of each year.
- 52 2. Notwithstanding any other provision of law, interest earnings shall not be allocated to the Family Access to Medical  
53 Insurance Security Plan Trust Fund (agency code 602, fund detail 0903) in either the first year or the second year of the  
54 biennium.

- 1 M. The Comptroller shall transfer to the general fund on June 30 each year, the amount in excess of \$900,000 in the  
2 Regulatory and Consumer Advocacy Revolving Trust Fund of the Office of the Attorney General (Fund 0239) in accordance  
3 with Item 53 of this act.
- 4 N. Not later than thirty days after the close of each quarter during the biennium, the Comptroller shall transfer to the Game  
5 Protection Fund the general fund revenues collected pursuant to § 58.1-638 E, Code of Virginia. Notwithstanding § 58.1-638 E,  
6 this transfer shall not exceed \$10,635,320 the first year and \$10,635,320 the second year.
- 7 O.I. On or before June 30 each year, the State Comptroller shall transfer from the Tobacco Indemnification and Community  
8 Revitalization Fund to the general fund an amount estimated at \$244,268 the first year and \$244,268 the second year. This  
9 amount represents the Tobacco Indemnification and Community Revitalization Commission's 50 percent proportional share of  
10 the Office of the Attorney General's expenses related to the enforcement of the 1998 Tobacco Master Settlement Agreement  
11 and § 3.1-336.2, Code of Virginia.
- 12 2. On or before June 30 each year, the State Comptroller shall transfer from the Tobacco Settlement Fund to the general fund  
13 an amount estimated at \$48,854 the first year and \$48,854 the second year. This amount represents the Tobacco Settlement  
14 Foundation's ten percent proportional share of the Office of the Attorney General's expenses related to the enforcement of the  
15 1998 Tobacco Master Settlement Agreement and § 3.1-336.2, Code of Virginia.
- 16 P. On or before June 30 each year, the State Comptroller shall transfer to the general fund \$4,611,720 the first year and  
17 \$4,611,720 the second year from the Court Debt Collection Program Fund at the Department of Taxation.
- 18 Q. On or before June 30 each year, the State Comptroller shall transfer to the general fund \$6,400,000 the first year and  
19 \$6,400,000 the second year from the Department of Motor Vehicles' Uninsured Motorists Fund. These amounts shall be from  
20 the share that would otherwise have been transferred to the State Corporation Commission.
- 21 R. On or before June 30 each year, the State Comptroller shall transfer an amount estimated at \$5,500,000 the first year and an  
22 amount estimated at \$5,500,000 the second year to the general fund from the Intensified Drug Enforcement Jurisdictions Fund  
23 at the Department of Criminal Justice Services.
- 24 S. On or before June 30 each year, the State Comptroller shall transfer from agency and institution nongeneral fund accounts  
25 to the general fund an amount estimated at \$861,440 the first year and \$861,440 the second year, resulting from savings  
26 pursuant to a Virginia Information Technologies Agency rate decrease for telecommunications services effective November,  
27 2003. The Director, Department of Planning and Budget, shall provide the Comptroller with the amount to be transferred from  
28 each agency and institution of higher education.
- 29 T. On or before June 30 each year, the State Comptroller shall transfer from agency nongeneral fund accounts to the general  
30 fund an amount estimated at \$18,000 the first year and \$18,000 the second year, resulting from savings pursuant to a contract  
31 negotiated by the Virginia Information Technologies Agency for data-telecommunication lines effective July, 2003. The  
32 Director of the Department of Planning and Budget shall provide the Comptroller with the amount to be transferred from each  
33 agency.
- 34 U. On or before June 30 each year, the State Comptroller shall transfer from agency and institution nongeneral fund accounts  
35 to the general fund an amount estimated at \$953,423 the first year and \$953,423 the second year representing the nongeneral  
36 fund share of savings resulting from operational efficiencies of the Virginia Information Technologies Agency. The Director,  
37 Department of Planning and Budget, shall provide the State Comptroller with the amount to be transferred from each agency  
38 and institution of higher education. All funds from the Virginia Retirement System and federal sources are excluded from this  
39 action.
- 40 V. On or before June 30 each year, the State Comptroller shall transfer to the general fund \$1,550,385 the first year and  
41 \$1,550,385 the second year from operating efficiencies to be implemented by the Department of Alcoholic Beverage Control.
- 42 W. On or before June 30 each year, the State Comptroller shall transfer \$400,000 the first year and \$400,000 the second year  
43 from the general fund to the Transportation Trust Fund to reflect sales tax revenues not collected as a result of the provisions  
44 of Chapter 593, Acts of Assembly of 2006.
- 45 X. On or before June 30 each year, the State Comptroller shall transfer \$890,000 the first year and \$890,000 the second year  
46 to the general fund from the \$2.00 increase in the vital records fee contained in the Department of Health's Vital Records and  
47 Health Statistics Program (40400).
- 48 Y. On or before June 30 each year, the State Comptroller shall transfer \$2,455,000, the first year and \$2,455,000 the second  
49 year, to the general fund from the Trauma Center Fund contained in the Department of Health's Financial Assistance for Non  
50 Profit Emergency Medical Services Organizations and Localities Program (40203).
- 51 Z. On or before June 30 each year, the State Comptroller shall transfer \$600,000 the first year and \$600,000 the second year  
52 to the general fund from the Land Preservation Fund (Fund 0216) at the Department of Taxation.

1 AA.1. On or before June 30 each year, the State Comptroller shall transfer amounts estimated at \$6,570,278 the first year and  
2 \$6,440,198 the second year from the agencies and fund sources listed below.

3	Agency / Purpose	Fund	FY 2011	FY 2012
4	<b>Virginia Information Technologies Agency</b>			
5	<b>(136)</b>			
6	Reduce spending for geographic information			
7	services	0905	\$125,000	\$125,000
8	<b>Department of State Police (156)</b>			
9	Revert nongeneral fund cash from insurance			
10	fraud program	0250	\$2,000,000	\$2,000,000
11	Revert safety program nongeneral fund cash			
12	balance	0261	\$1,522,229	\$1,522,229
13	<b>Department of Agriculture and Consumer</b>			
14	<b>Services (301)</b>			
15	Transfer cash balances from nongeneral funds	0200	\$337,969	\$337,969
16	<b>Department of Mines, Minerals and Energy</b>			
17	<b>(409)</b>			
18	Revert funds in the state agency energy savings			
19	project revolving loan fund	0200	\$200,592	\$200,000
20	Revert energy sub-metering funds	0200	\$110,488	\$0
21	Revert geologic materials sales office funds	0200	\$19,000	\$0
22	<b>Department of Environmental Quality (440)</b>			
23	Reduce litter grants to localities	0925	\$255,000	\$255,000
24	Reduce funding for waste tire pile cleanup	0906	\$1,500,000	\$1,500,000
25	<b>Department of Motor Vehicles Transfer</b>			
26	<b>Payments (530)</b>			
27	Implement Mobile Home Tax reduction	0746	\$500,000	\$500,000
28	<b>Totals</b>		<b>\$6,570,278</b>	<b>\$6,440,198</b>

29

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

34 BB. On or before June 30 each year, the State Comptroller shall transfer from agency and institution nongeneral fund accounts  
35 to the general fund amounts estimated at \$258,636 the first year and \$269,882 the second year, resulting from savings  
36 associated with changes in employer contribution rates for the Virginia Law Officers Retirement System pursuant to Item 469  
37 of this act. The Director, Department of Planning and Budget, shall provide the Comptroller with the amount to be transferred  
38 from each agency and institution of higher education. Constitutionally protected funds and amounts from federal sources are  
39 excluded from this action.

40 CC. On or before June 30 each year, the State Comptroller shall transfer from agency and institution nongeneral fund accounts  
41 to the general fund amounts estimated at \$4,255,005 the first year and \$4,439,969 the second year, resulting from savings  
42 associated with changes in employer contribution rates for the Virginia Sickness and Disability program and the state employee  
43 retiree health care credit, pursuant to Item 469 of this Act. The Director, Department of Planning and Budget, shall provide the  
44 Comptroller with the amount to be transferred from each agency and institution of higher education. Constitutionally protected  
45 funds and amounts from federal sources are excluded from this action.

46 DD. On or before June 30 each year, the State Comptroller shall transfer from agency and institution nongeneral fund accounts  
47 to the general fund amounts estimated at \$6,983,263 the first year and \$6,983,263 the second year, resulting from savings  
48 associated with the suspension of the cash match on state employee deferred compensation plan accounts, pursuant to Item 469  
49 of this Act. The Director, Department of Planning and Budget, shall provide the Comptroller with the amount to be transferred  
50 from each agency and institution of higher education. Constitutionally protected funds and amounts from federal sources are  
51 excluded from this action.

52 EE. On or before June 30 each year, the State Comptroller shall transfer from agency and institution nongeneral fund accounts  
53 to the general fund amounts estimated at \$12,045,046 the first year and \$24,613,806 the second year resulting from savings  
54 associated with requiring state employees to pay one percent of the five percent employee retirement contribution effective July  
55 1, 2011 and two percent effective July 1, 2012, pursuant to Item 469 of this Act. The Director, Department of Planning and  
56 Budget, shall provide the Comptroller with the amount to be transferred from each agency and institution of higher education.  
57 Constitutionally protected funds and amounts from federal sources are excluded from this action.

58 FF. On or before June 30 each year, the State Comptroller shall transfer from agency and institution nongeneral fund accounts  
59 to the general fund amounts estimated at \$3,923,914 the first year and \$8,018,435 the second year, resulting from savings

1 associated with requiring state employees to pay one percent of the 10.40 percent optional retirement plan contribution  
 2 effective July 1, 2011 and two percent effective July 1, 2012, pursuant to Item 469 of this Act. The Director, Department of  
 3 Planning and Budget, shall provide the Comptroller with the amount to be transferred from each agency and institution of  
 4 higher education. Constitutionally protected funds and amounts from federal sources are excluded from this action.

5 GG. On or before June 30 each year, the State Comptroller shall transfer from agency and institution nongeneral fund accounts  
 6 to the general fund amounts estimated at \$164,885 the first year and \$164,885 the second year, resulting from savings  
 7 associated with the reduction of agency charges for the statewide purchase and supply system operated by the Department of  
 8 General Services. The Director, Department of Planning and Budget, shall provide the Comptroller with the amount to be  
 9 transferred from each agency and institution of higher education. Constitutionally protected funds and amounts from federal  
 10 sources are excluded from this action.

11 HH. On or before June 30, 2011, the State Comptroller shall transfer \$4,350,000 to the general fund from the State Insurance  
 12 Reserve Trust Fund at the Department of the Treasury.

13 II. On or before June 30, 2011, the State Comptroller shall transfer an amount estimated at \$18,771,346 to the general fund  
 14 from auxiliary enterprise cash balances from the public institutions of higher education. The Director, Department of Planning  
 15 and Budget will provide a listing of amounts by institution.

16 JJ. The Brunswick Correctional Center operated by the Department of Corrections shall be sold and the proceeds of such sale  
 17 deposited into the general fund, notwithstanding the provisions of §2.2-1156, Code of Virginia. The estimated amount of the  
 18 payments to be received is \$20,000,000 the first year.

19 KK. The former Virginia School for the Deaf, Blind, and Multi-disabled campus operated by the Department of Education  
 20 shall be sold and the proceeds of such sale deposited into the general fund notwithstanding the provisions of §2.2-1156, Code  
 21 of Virginia. The estimated amount of the payments to be received is \$2,500,000 the first year.

22 LL. On or before June 30, 2011 and June 30, 2012, the State Comptroller shall transfer general fund savings from changes to  
 23 durable medical equipment Medicaid rates, pursuant to paragraph UUU in Item 297, to the Virginia Infrastructure Technology  
 24 Fund. The first \$170,000 of the savings in the first year shall be transferred to the Productivity Investment Fund prior to any  
 25 transfer to the Virginia Infrastructure Technology Fund. The general fund savings to be transferred to the fund are estimated at  
 26 \$1,690,604 the first year and \$1,832,133 the second year. The Department of Medical Assistance Services shall determine the  
 27 actual amount the State Comptroller shall transfer based on the most available expenditure data when the transfer is made.

28 § 3-1.02 INTERAGENCY TRANSFERS

29 The Virginia Department of Transportation shall transfer, from motor fuel tax revenues, \$362,854 the first year and \$362,854  
 30 the second year to the Department of General Services for motor fuels testing.

31 § 3-1.03 SHORT-TERM ADVANCE TO THE GENERAL FUND FROM NONGENERAL FUNDS

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

40 B. In the event that nongeneral funds are not sufficient to compensate for the operating cash needs of the general fund, the  
 41 State Treasurer is authorized to borrow, temporarily, required funds from cash balances within the Transportation Trust Fund,  
 42 where such trust fund balances, based upon assessments provided by the Commonwealth Transportation Commissioner, are not  
 43 otherwise needed to meet the short-term disbursement needs of the Transportation Trust Fund, including any debt service and  
 44 debt coverage needs, over the life of the borrowing. In addition, the State Treasurer shall ensure that such borrowings are  
 45 consistent with the terms and conditions of all bond documents, if any, that are relevant to the Transportation Trust Fund.

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

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



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

### § 3-3.00 GENERAL FUND DEPOSITS

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

The Virginia Public School Authority shall transfer to the general fund an amount estimated at \$201,000 on or before June 30, 2011 and an amount estimated at \$201,000 on or before June 30, 2012, to reimburse the Commonwealth for staff and other administrative services provided to the Authority by the Department of the Treasury.

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

The State Treasurer shall transfer an amount estimated at \$151,000 on or before June 30, 2011 and an amount estimated at \$181,000 before June 30, 2012, to the general fund from excess 9(c) sinking fund balances.

#### § 3-3.03 INTEREST EARNINGS

A. Notwithstanding any other provision of law, the State Comptroller shall not allocate interest earnings to the following agencies and funds in either the first year or the second year of the biennium. The estimated amount of interest earnings that shall remain in the general fund as a result of this provision is \$35,800,000 the first year and \$35,800,000 the second year of the biennium.

Agency	Agency Code	Fund Name	Fund/Fund Detail
Supreme Court	111	Pro Hac Vice Fund	0254
Supreme Court	111	Court Technology Fund	0905
Department of Military Affairs	123	Armory Control Board Fund	0901
Department of Military Affairs	123	Virginia Military Family Relief Fund	0916
Department of Human Resource Management	129	Worker's Compensation Funding Account	0700
Department of Human Resource Management	129	Worker's Compensation Trust Fund	0742
Virginia Information Technologies Agency	136	GIS Fund	0905
Virginia Information Technologies Agency	136	Wireless E-911 Fund	0928
Virginia Information Technologies Agency	136	Virginia Technology Infrastructure Fund	0931
Department of Criminal Justice Services	140	School Resource Officer Incentive Grants Fund	0903
Department of Criminal Justice Services	140	Virginia Domestic Violence Victim Fund	0912
Department of Criminal Justice Services	140	Virginia Crime Victim - Witness Fund	0930
Department of Criminal Justice Services	140	Intensified Drug Enforcement Jurisdictions Fund	0935
Department of Criminal Justice Services	140	Regional Criminal Justice Academy Training Fund	0940
Department of Criminal Justice Services	140	Court Fees Suspense Fund	0975
Attorney General and Department of Law	141	Youth Internet Safety Fund	0237
Attorney General and Department of Law	141	Regulatory And Consumer Advocacy Revolving Trust	0239
Virginia Commission for the Arts	148	Virginia Arts Foundation Fund	0910
Administration of Health Insurance	149	Health Insurance Fund - Local	0520
Administration of Health Insurance	149	Health Insurance Fund - State	0620
Administration of Health Insurance	149	Health Insurance Fund - State Restricted	0621
Administration of Health Insurance	149	Pre-Medicare Eligible Retiree Health Benefits Trust Fund	0720
Department of Accounts	151	Commonwealth Health Research Fund	0936
Department of Treasury	152	Property Insurance Trust Fund	0740
Department of Treasury	152	Miscellaneous Insurance Trust Fund	0741
Department of Treasury	152	Liability Trust Fund	0743
Department of Treasury	152	Automobile Trust Fund	0744

1	Department of Treasury	152	Local Entities Bond Program	0745
2	Department of Treasury	152	Public Officials Insurance	0746
3	Department of Treasury	152	Law Enforcement Insurance	0747
4	Department of Treasury	152	George Washington Regional Commission	0748
5	Department of Treasury	152	Commuter Rail Trust Fund	0749
6	Department of Treasury	152	Workforce Training Access Fund	0901
7	Department of Motor Vehicles	154	State Asset Forfeiture Fund	0430
8	Department of State Police	156	State Asset Forfeiture Fund	0233
9	Department of State Police	156	Drug Investigation Trust Account - Federal	0236
10	Department of State Police	156	Insurance Fraud	0250
11	Department of State Police	156	Drug Investigation Trust Account-State	0253
12	Department of State Police	156	State Asset Forfeiture Suspense Fund	0733
13	Department of State Police	156	Wireless E-911 Fund	0928
14	Compensation Board	157	Wireless E-911 Fund	0928
15	Department of Taxation	161	Communications Sales And Use Tax Trust Fund	0721
16	Department of Taxation	161	Governor's Motion Picture Opportunity Fund	0902
17	Department of Accounts Transfer Payments	162	Edvantage Reserve Fund	0708
18	Department of Accounts Transfer Payments	162	Line Of Duty Death And Health Benefits Trust Fund	0742
19	Department of Housing and Community Development	165	Derelict Structure Fund	0916
20	Department of Housing and Community Development	165	Economic Development Loan Fund	0921
21	Department of Housing and Community Development	165	Virginia Manufactured Housing Transaction Recovery Fund	0925
22	Department of Housing and Community Development	165	Virginia Water Quality Improvement Fund	0934
23	State Corporation Commission	171	Fire Programs Fund	0218
24	State Corporation Commission	171	Underground Utility Damage Prevention Fund	0902
25	State Corporation Commission	171	Virginia State Police-Insurance Fraud Fund	0905
26	Charitable Gaming Commission	173	State Asset Forfeiture Fund	0233
27	Virginia College Savings Plan	174	Special Revenue	0500
28	Virginia Employment Commission	182	Workforce Development Training Fund	0910
29	Secretary of Finance	190	Workforce Training Access Fund	0901
30	Secretary of Commerce and Trade	192	Governor's Motion Picture Opportunity Fund	0902
31	Secretary of Commerce & Trade	192	Governor's Opportunity Fund	0910
32	Department of General services	194	Parking	0270
33	Department of General services	194	Main Street Station Property	0922
34	Department of Education - Direct Aid to Public Education	197	School Nurse Incentive Grants Fund	0905
35	Department of Education - Direct Aid to Public Education	197	Va Public School Educational Technology Trust Fund	0928
36	Department of Education - Direct Aid to Public Education	197	Va Public School Construction Grants Fund	0930
37	Department of Education - Direct Aid to Public Education	197	Public Ed Soq/Local Re Property Tax Relief Fund	0931
38	Department of Conservation and Recreation	199	Natural Area Preservation Fund	0215
39	Department of Conservation and Recreation	199	Chesapeake Bay Restoration Fund	0252
40	Department of Conservation and Recreation	199	Virginia Stormwater Management Fund	0902
41	Department of Conservation and Recreation	199	Flood Prevention And Protection Assistance Fund	0910
42	Department of Conservation and Recreation	199	Va Land Conservation Fund - Restricted	0917

1	Department of Conservation and Recreation	199	Virginia Land Conservation Fund - Unrestricted	0918
2	Department of Conservation and Recreation	199	Soil/Water Conservation District Dam Maintenance Fund	0925
3	Department of Conservation and Recreation	199	Virginia Water Quality Improvement Fund	0934
4	Department of Conservation and Recreation	199	Virginia Water Quality Improvement Fund Reserve	0935
5	Department of Conservation and Recreation	199	Virginia Natural Resources Commitment Fund	0936
6	Department of Conservation and Recreation	199	Vof - Open-Space Lands Preservation Trust Fund	0958
7	Department of Education - Central Office Operations	201	Virginia Teaching Scholarship Loan Fund	0908
8	Department of Education - Central Office Operations	201	Families In Education Incentive Grants Fund	0912
9	Department of Education - Central Office Operations	201	Community-Based Intervention-Susp/Expelled Student	0915
10	Department of Education - Central Office Operations	201	Artists In The Classroom Grants Fund	0916
11	Department of Education - Central Office Operations	201	School-To-Work Transition Grants Fund	0932
12	Department of Education - Central Office Operations	201	National Teacher Certification Incentive Reward Pg	0940
13	College of William and Mary	204	Auxiliary Enterprise	0306
14	University of Virginia	207	Auxiliary Enterprise	0306
15	University of Virginia	207	E&G Facilities Maintenance Reserve Fund	0325
16	University of Virginia	207	Fishery Resource Grant Fund	0350
17	Virginia Polytechnic Institute & State University	208	Auxiliary Enterprise	0306
18	University of Virginia Medical Center	209	Armory Control Board Fund	0302, 0309, 0330
19	Virginia Military Institute	211	Auxiliary Enterprise	0306
20	Virginia State University	212	Auxiliary Enterprise	0306
21	Norfolk State University	213	Auxiliary Enterprise	0306
22	Longwood College	214	Auxiliary Enterprise	0306
23	University of Mary Washington	215	Auxiliary Enterprise	0306
24	James Madison University	216	Auxiliary Enterprise	0306
25	Radford University	217	Auxiliary Enterprise	0306
26	Old Dominion University	221	Auxiliary Enterprise	0306
27	Department of Professional and Occupational Regulation	222	Common Interest Community Management Information Fund	0259
28	Board of Accountancy	226	Board Of Accountancy Trust Fund	0202
29	Board of Accountancy	226	Dedicated Special Revenue	0900
30	Department of Minority Business Enterprise	232	Capital Access Fund For Disadvantaged Businesses	0901
31	State Board of Bar Examiners	233	Special Revenue	0200
32	Richard Bland College	241	Auxiliary Enterprise	0306
33	Christopher Newport University	242	Auxiliary Enterprise	0306
34	State Council of Higher Education for Virginia	245	Va Undergrad/Vocational Incentive Scholarship Fund	0905
35	State Council of Higher Education for Virginia	245	Brown V Board Of Education Scholarship Pgm Fund	0912
36	University of Virginia's College at Wise	246	Auxiliary Enterprise	0306
37	George Mason University	247	Auxiliary Enterprise	0306
38	Department of Rehabilitative Services	262	Statewide Independent Living Fund	0903
39	Department of Rehabilitative Services	262	Commonwealth Neurotrauma Initiative Trust Fund	0915
40	New River Community College	275	Auxiliary Enterprise	0306
41	Southside Virginia Community College	276	Auxiliary Enterprise	0306
42	Paul D. Camp Community College	277	Auxiliary Enterprise	0306
43	Rappahannock Community College	278	Auxiliary Enterprise	0306
44	Danville Community College	279	Auxiliary Enterprise	0306
45	Northern Virginia Community College	280	Auxiliary Enterprise	0306
46	Piedmont Virginia Community College	282	Auxiliary Enterprise	0306
47	J. Sargeant Reynolds Community College	283	Auxiliary Enterprise	0306
48	Eastern Shore Community College	284	Auxiliary Enterprise	0306



1	Patrick Henry Community College	285	Auxiliary Enterprise	0306
2	Virginia Western Community College	286	Auxiliary Enterprise	0306
3	Dabney S. Lancaster Community College	287	Auxiliary Enterprise	0306
4	Wytheville Community College	288	Auxiliary Enterprise	0306
5	John Tyler Community College	290	Auxiliary Enterprise	0306
6	Blue Ridge Community College	291	Auxiliary Enterprise	0306
7	Central Virginia Community College	292	Auxiliary Enterprise	0306
8	Thomas Nelson Community College	293	Auxiliary Enterprise	0306
9	Southwest Virginia Community College	294	Auxiliary Enterprise	0306
10	Tidewater Community College	295	Auxiliary Enterprise	0306
11	Virginia Highlands Community College	296	Auxiliary Enterprise	0306
12	Germanna Community College	297	Auxiliary Enterprise	0306
13	Lord Fairfax Community College	298	Auxiliary Enterprise	0306
14	Mountain Empire Community College	299	Auxiliary Enterprise	0306
15	Department of Agriculture and Consumer Services	301	Contested Pesticide Penalties	0708
16	Department of Agriculture and Consumer Services	301	Tobacco Loss Assistance Program Fund	0710
17	Department of Agriculture and Consumer Services	301	Virginia Farm Loan Revolving Account	0716
18	Department of Agriculture and Consumer Services	301	Certification Of Agricultural Products Trust Fund	0729
19	Virginia Agricultural Council	307	Dedicated Special Revenue	0900
20	Chippokes Plantation Farm Foundation	319	Dedicated Special Revenue Capital Access Fund For	0900
21	Department of Business Assistance	325	Disadvantaged Businesses Information Technology Employment Performance Grnt	0901
22	Department of Business Assistance	325	Workforce Retraining Fund	0905
23	Department of Business Assistance	325	Economic Development Loan Fund	0909
24	Department of Business Assistance	325	Small Business Environmental Compliance Assistance Fund	0921
25	Department of Business Assistance	325	Vsbfa-Virginia Export Loan Guarantee Fund	0930
26	Department of Business Assistance	325	Virginia - Small Business Growth Fund	0956
27	Department of Business Assistance	325	Va Saltwater Recreational Fishing Development Fund	0957
28	Marine Resources Commission	402	Forfeited Asset Sharing Program Fund	0249
29	Marine Resources Commission	402	Marine Habitat And Waterways Improvement Fund	0265
30	Marine Resources Commission	402	Dedicated Special Revenue	0916
31	Department of Game and Inland Fisheries	403	Boating Safety And Regulation	0900
32	Department of Game and Inland Fisheries	403	Non Game Cash Fund	0902
33	Department of Game and Inland Fisheries	403	Lifetime Hunting And Fishing Endowment Fund	0904
34	Department of Game and Inland Fisheries	403	Va Migratory Waterfowl Conservation Stamp Fd	0905
35	Department of Game and Inland Fisheries	403	Feed The Hungry Fund	0911
36	Department of Game and Inland Fisheries	403	Capital Improvement Fund	0913
37	Department of Game and Inland Fisheries	403	Virginia Fish Passage Grant And Revolving Loan Fund	0920
38	Department of Game and Inland Fisheries	403	Special Revenue	0922
39	Virginia Racing Commission	405	Virginia Breeders Fund	0200
40	Virginia Racing Commission	405	Virginia Breeders Fund	0220
41	Department of Mines, Minerals and Energy	409	Exxon Oil Overcharge Fund	0738
42	Department of Mines, Minerals and Energy	409	Moto Pool Surety Bonds	0751
43	Department of Mines, Minerals and Energy	409	Coal Surface Mining Contl & Reclamation Act Cvl	0754
44	Department of Mines, Minerals and Energy	409	Gas And Oil Plugging And Restoration Fund	0755
45	Department of Mines, Minerals and Energy	409	Orphaned Well Fund	0952
46	Department of Forestry	411	Forfeited Asset Sharing Program Fund	0265
47	Department of Forestry	411	State Forests System Fund	0901
48	Department of Forestry	411	Virginia'S Natural Resources Trust Fund	0909

1	Department of Forestry	411	Virginia Forest Water Quality Fund	0926
2	Department of Historic Resources	423	Trust And Agency	0700
3	Department of Historic Resources	423	Historic Resources Fund	0910
4	Department of Historic Resources	423	Preservation Easement Fund	0927
5	Department of Environmental Quality	440	Operating Permits Program	0510
6	Department of Environmental Quality	440	Underground Petroleum Storage Tank Fund	0748
7	Department of Environmental Quality	440	Dupont Shenandoah River Mercury Monitoring	0755
8	Department of Environmental Quality	440	Waste Tire Trust Fund	0906
9	Department of Environmental Quality	440	Virginia Environmental Emergency Response Fund	0907
10	Department of Environmental Quality	440	Air Pollution Permit Program	0909
11	Department of Environmental Quality	440	Virginia Waste Management Board Permit Program Fund	0911
12	Department of Environmental Quality	440	State Water Control Board Permit Program Fund	0914
13	Department of Environmental Quality	440	Marine Habitat And Waterways Improvement Fund	0916
14	Department of Environmental Quality	440	Vehicle Emissions Inspection Program Fund	0919
15	Department of Environmental Quality	440	Va Motor Vehicle Emission Reduction Program Fund	0924
16	Department of Environmental Quality	440	Litter Control And Recycling Fund	0925
17	Department of Environmental Quality	440	Small Business Environmental Compliance Assistance Fund	0930
18	Department of Environmental Quality	440	Virginia Water Quality Improvement Fund	0934
19	Department of Environmental Quality	440	Virginia Water Quality Improvement Fund Reserve	0935
20	Department of Environmental Quality	440	State Revolving Loan Fund	0964
21	Motor Vehicle Dealer Board	506	Motor Vehicle Dealer Board Fund	0212
22	Department of Health	601	Waterworks Technical Assistance Fund	0248
23	Department of Health	601	Virginia Pregnant Women Support Fund	0276
24	Department of Health	601	Donations - Local Health Departments	0901
25	Department of Health	601	Trauma Center Fund	0902
26	Department of Health	601	Virginia Transplant Council Education Fund	0905
27	Department of Health	601	Virginia Rescue Squads Assistance Fund	0910
28	Department of Health	601	Water Supply Assistance Grant Fund	0922
29	Department of Health	601	Radioactive Materials Facility Licensure/Inspection Fund	0931
30	Department of Health	601	Medical And Physicians Assistant Scholarship And Loan Repayment Fund	0932
31	Department of Health	601	Nursing Scholarship And Loan Repayment Fund	0934
32	Department of Health	601	Nurse Practitioner Scholarship And Loan Repayment Fund	0936
33	Department of Health	601	Dental Scholarship & Loan Repayment Fund	0938
34	Department of Health	601	Safe Drinking Water State Revolving Fund	0945
35	Department of Medical Assistance Services	602	Uninsured Medical Catastrophe Fund	0910
36	Department of Behavioral Health and Developmental Services	720	Mental Health/Retard Substance Abuse Srvs Trust Fd	0908
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

			Technology Initiative	
1	Tobacco Indemnification & Revitalization	851	Tobacco-Dependent Localities	0926
			Tobacco Indemnification/Community	
2	Tobacco Indemnification & Revitalization	851	Revitalization	0942
3	Virginia Tobacco Settlement Fund	852	Virginia Tobacco Settlement Fund	0943
	Virginia Commission on Energy and		Virginia Commission On Energy &	
4	Environment	868	Environment Fund	0223
5	Dept of Veterans Services	912	Veterans Services Fund	0941
6	Sitter-Barfoot Veterans Care Center	922	Veterans Services Fund	0941
			Advanced Communications Assistance	
7	Innovative Technology Authority	934	Fund	0265
8	Department of Fire Programs	960	Fire Programs Fund	0218
9	DPB - Central Appropriations - Admin	995	Texaco Oil Overcharge Fund	0734
10	DPB - Central Appropriations - Admin	995	Stripper Well Oil Overcharge Fund	0739
			Diamond Shamrock Oil Overcharge	
11	DPB - Central Appropriations - Admin	995	Fund	0740
			Commonwealth Technology Research	
12	Central Appropriations	995	Fund	0951
	Department of Accounts-Statewide			
13	Activity	997	Drug Offender Access Fund	0953
	Department of Alcoholic Beverage			
14	Control	999	Enterprise	0500
	Department of Alcoholic Beverage			
15	Control	999	State Asset Forfeiture Fund	0533

16

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

18 § 3-4.01 AUXILIARY ENTERPRISE INVESTMENT YIELDS

19 A. The educational and general programs in institutions of higher education shall recover the full indirect cost of auxiliary  
 20 enterprise programs as determined by the State Council of Higher Education. The State Comptroller shall credit those  
 21 institutions meeting this requirement with the interest earned by the investment of the funds of their auxiliary enterprise  
 22 programs.

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

26 **§ 3-5.00 ADJUSTMENTS AND MODIFICATIONS TO TAX COLLECTIONS**

27 § 3-5.01 QUALIFIED EQUITY AND SUBORDINATED DEBT INVESTMENT TAX CREDIT

28 Notwithstanding any other provision of law, for taxable years beginning on and after January 1, 2006, the amount of the  
 29 Qualified Equity and Subordinated Debt Investments Tax Credit available under § 58.1-339.4, Code of Virginia, shall be  
 30 limited to \$3,000,000 for calendar years 2006 and thereafter.

31 § 3-5.02 RETALIATORY COSTS TO OTHER STATES TAX CREDIT

32 Notwithstanding any other provision of law, for license years beginning on and after July 1, 2006 and taxable years ending on  
 33 and after December 31, 2006, the amount of the Tax Credit for Retaliatory Costs to Other States available under § 58.1-2510,  
 34 Code of Virginia for those companies not receiving a credit for the taxable year 2000, shall be limited to 60 percent of the  
 35 retaliatory costs paid to other states for those companies or groups having more than 100 qualified full-time employees in this  
 36 Commonwealth during the entire license year and who met the definition of "qualified investment" on or after January 1, 2001.

37 § 3-5.03 PAYMENT OF AUTO RENTAL TAX TO THE RAIL ENHANCEMENT FUND AND THE GENERAL FUND

38 A. Notwithstanding the provisions of § 58.1-2425, Code of Virginia, or any other provision of law, the tax on the gross  
 39 proceeds from the rental in Virginia of any motor vehicle pursuant to subdivision A3 of § 58.1-2402, Code of Virginia, at the  
 40 tax rate in effect on December 31, 1986, shall be paid by the Commissioner of the Department of Motor Vehicles into the Rail  
 41 Enhancement Fund.

42 B. Notwithstanding the provisions of the amendment to § 58.1-2425, Code of Virginia, enacted by Chapter 522 of the 2004  
 43 Acts of Assembly, all additional revenues resulting from the fee imposed under subdivision A 5 of § 58.1-2402, Code of  
 44 Virginia, as enacted by Chapter 522 of the 2004 Acts of Assembly, shall be deposited into the general fund.

1 § 3-5.04 IMPLEMENTATION OF CHAPTER 3, ACTS OF ASSEMBLY OF 2004, SPECIAL SESSION I

2 Revenues deposited into the Public Education Standards of Quality/Local Real Estate Property Tax Relief Fund established  
 3 under § 58.1-638.1 of the Code of Virginia pursuant to enactments of the 2004 Special Session of the General Assembly shall  
 4 be transferred to the general fund and used to meet the Commonwealth's responsibilities for the Standards of Quality  
 5 prescribed pursuant to Article VIII, Section 2, of the Constitution of Virginia. The Comptroller shall take all actions necessary  
 6 to effect such transfers monthly, no later than 10 days following the deposit to the Fund. The amounts transferred shall be  
 7 distributed to localities as specified in Direct Aid to Public Education's (197), State Education Assistance Programs (17800) of  
 8 this Act. The estimated amount of such transfers are \$208,900,000 the first year and \$215,800,000 the second year.

9 § 3-5.05 NEIGHBORHOOD ASSISTANCE ACT TAX CREDIT

10 A. The \$50,000 taxable year limitation on individual tax credits under the Neighborhood Assistance Act pursuant to  
 11 § 58.1-439.24 of the Code of Virginia shall not apply in any taxable year beginning in the relevant fiscal year of the  
 12 Commonwealth if, after an equitable allocation of tax credits under the Act of such relevant fiscal year, the total amount of tax  
 13 credits granted for all programs approved under the Act for such fiscal year was less than \$ 11.9 million.

14 B. Notwithstanding any other provision of law, any business firm that has pledged in writing on or before January 1, 2006, to  
 15 a neighborhood organization to make a donation to such organization shall be eligible to receive a tax credit equal to 45% of  
 16 the value of any qualifying donation that is covered under such writing, provided that the donation is made on or before  
 17 January 1, 2013 . Nothing in this paragraph shall be interpreted or construed as affecting any other provision of the  
 18 Neighborhood Assistance Act (§ 58.1-439.18 et seq. of the Code of Virginia). For purposes of this paragraph, the terms  
 19 "business firm" and "neighborhood organization" shall mean the same as those terms are defined in § 58.1-439.18 of the Code  
 20 of Virginia.

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

23 § 3-5.06 RETAIL SALES & USE TAX EXEMPTION FOR INTERNET SERVICE PROVIDERS

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

28 § 3-5.07 DISPOSITION OF EXCESS FEES COLLECTED BY CLERKS OF THE CIRCUIT COURTS

29 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,  
 30 2009, the Commonwealth shall be entitled to two-thirds of the excess fees collected by the clerks of the circuit courts as  
 31 required to be reported under § 17.1-283. In making the calculations of excess fees required by this paragraph the  
 32 Compensation Board shall exclude courts in the thirty-first judicial circuit, but pay them in accordance with § 17.1-285.

33 § 3-5.08 ACCELERATED SALES TAX

34 A. Notwithstanding any other provision of law, in addition to the amounts required under the provisions of §§58.1-615 and  
 35 58.1-616, any dealer as defined by §58.1-612 or direct payment permit holder pursuant to §58.1-624 with taxable sales and  
 36 purchases of \$1,000,000 or greater for the 12-month period beginning July 1, and ending June 30 of the immediately preceding  
 37 calendar year, shall be required to make a payment equal to 90 percent of the sales and use tax liability for the previous June.  
 38 Such tax payments shall be made on or before the 30th day of June, if payments are made by electronic fund transfer, as  
 39 defined in § 58.1-202.1. If payment is made by other than electronic funds transfer, such payment shall be made on or before  
 40 the 25th day of June. Every dealer or direct payment holder shall be entitled to a credit for the payment under this section on  
 41 the return for June of the current year due July 20.

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

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

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

52 E. Payments made pursuant to this section shall be made in accordance with procedures established by the Tax Commissioner

1 and shall be considered general fund revenue, except with respect to those revenues required to be distributed under the  
2 provisions of §§ 58.1-605 and 58.1-606 of the Code of Virginia.

3 F. That the State Comptroller shall make no distribution of the taxes collected pursuant to this section in accordance with  
4 §§ 58.1-605, 58.1-606, 58.1-638, and 58.1-638.1 of the Code of Virginia until the Tax Commissioner makes a written  
5 certification to the Comptroller certifying the sales and use tax revenues generated pursuant to this section. The Tax  
6 Commissioner shall certify the sales and use tax revenues generated as soon as practicable after the sales and use tax revenues  
7 have been paid into the state treasury in any month for the preceding month. If the Governor determines on July 31 of each  
8 year, that funds are available to transfer such collections in accordance with §§ 58.1-638 and 58.1-638.1, Code of Virginia, he  
9 shall direct the State Comptroller to make such allocation. The Governor will report his determination to the Chairman of the  
10 House Appropriations and Senate Finance Committees on August 15 of each year.

#### 11 § 3-5.09 DISCOUNTS AND ALLOWANCES

12 A. Notwithstanding any other provision of law, effective beginning with the return for June, 2010 due July, 2010, the  
13 compensation available under §§ 58.1-622, 58.1-642, 58.1-656, 58.1-1021.03, 58.1-1720, and 58.1-1730 of the Code of  
14 Virginia shall be repealed.

15 B. Notwithstanding any other provision of law, effective on and after July 1, 2010, there shall be no discount available for  
16 revenue stamps bearing the cigarette excise tax rate, and for any discount or allowance allowed under §§ 58.1-2233,  
17 58.1-2236, and 58.1-2256 of the Code of Virginia.

#### 18 § 3-5.10 PROPERTY AND CASUALTY PUBLIC SAFETY FEE

19 In addition to the tax imposed by § 58.1-2501, the State Corporation Commission shall annually assess against all licensed  
20 insurance companies doing business in the Commonwealth by writing any type of insurance as defined in § 38.2-111 and those  
21 combination policies as defined in § 38.2-1921 that contain insurance as defined in § 38.2-111, an assessment in the amount of  
22 one-half percent of the total direct gross premium income for such insurance. Such assessment shall be apportioned, assessed  
23 and paid as prescribed by § 38.2-403. In any year in which a company has no direct gross premium income or in which its  
24 direct gross premium income is insufficient to produce at the rate of assessment prescribed by law an amount equal to or in  
25 excess of \$100, there shall be so apportioned and assessed against such company a contribution of \$100. All moneys collected  
26 pursuant to the assessment made by the commission pursuant to this section shall be paid into the state treasury and credited to  
27 the Virginia Public Safety Fund.

#### 28 § 3-5.11 CONFORMITY TO INTERNAL REVENUE CODE

29 Notwithstanding the provisions of § 58.1-301, Code of Virginia, any reference in Chapter 3, Title 58.1, Code of Virginia, to  
30 the laws of the United States relating to federal income taxes shall mean the provisions of the Internal Revenue Code, and  
31 amendments thereto, and other provisions of the laws of the United States relating to federal income taxes, as they existed on  
32 December 31, 2009, and the exceptions described in subdivisions B.1 and B.2 of § 58.1-301, Code of Virginia and the  
33 exceptions for the deferral of certain income under § 108 (i) of the Internal Revenue Code and for taxable years beginning on  
34 and after January 1, 2010, the amount of deduction allowed for domestic production activities pursuant to § 199 of the Internal  
35 Revenue Code.

### 36 § 3-6.00 ADJUSTMENTS AND MODIFICATIONS TO FEES

#### 37 § 3-6.01 RECORDATION TAX FEE

38 There is hereby assessed a twenty dollar fee on (i) every deed for which the state recordation tax is collected pursuant to  
39 §§ 58.1-801 A and 58.1-803, Code of Virginia; and (ii) every certificate of satisfaction admitted under § 55-66.6, Code of  
40 Virginia. The revenue generated from fifty percent of such fee shall be deposited to the general fund. The revenue generated  
41 from the other fifty percent of such fee shall be deposited to the Virginia Natural Resources Commitment Fund, a subfund of  
42 the Virginia Water Quality Improvement Fund, as established in § 10.1-2128.1, Code of Virginia. The funds deposited to this  
43 subfund shall be disbursed for the agricultural best management practices cost share program, pursuant to § 10.1 - 2128.1,  
44 Code of Virginia.

#### 45 § 3-6.02 E-911 TAX LINE OF DUTY FEE SURCHARGE

46 Notwithstanding the provisions of §§ 9.1-400-405, § 56-484.12 and § 58.1-1730, Code of Virginia, there is hereby assessed an  
47 \$0.18 surcharge imposed on the end user of each access line for which the \$0.75 E-911 fee is currently charged, as defined by  
48 § 56-484.12 and § 58.1-1730, Code of Virginia. Benefits paid under the Line of Duty Act shall be funded by the \$0.18  
49 surcharge, which shall be billed, collected and remitted in the same manner as the E-911 fee and shall be deposited by the  
50 Virginia Information Technologies Agency and the Department of Taxation, as applicable, directly to the Line of Duty Death  
51 and Health Benefits Trust Fund of the state treasury and on the books of the State Comptroller.

**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

- 1 are made to any state agency for the direct costs of a stipulated project; (d) appropriations to institutions for the mentally ill or  
 2 intellectually disabled payable from the Behavioral Health and Developmental Services Revenue Fund; and (e) general fund  
 3 appropriations for highway construction and mass transit. Moneys unallotted under this provision shall not be reallocated for  
 4 any other purpose.
- 5 2. To the degree that new or additional grant funds become available to supplement general fund appropriations for a program,  
 6 following enactment of an appropriation act, the Governor is authorized to withhold general fund spending authority, by  
 7 withholding allotments of appropriations, in an amount equivalent to that provided from grant funds, unless such action is  
 8 prohibited by the original provider of the grant funds. The withholding action shall not include general fund appropriations,  
 9 which are required to match grant funds. Moneys unallotted under this provision shall not be reallocated for any other purpose.
- 10 d. Reduced General Fund Resources:
- 11 1. The term "general fund resources" as applied in this subsection includes revenues collected and paid into the general fund of  
 12 the state treasury during the current biennium, transfers to the general fund of the state treasury during the current biennium,  
 13 and all unexpended balances brought forward from the previous biennium.
- 14 2. In the event that general fund resources are estimated by the Governor to be insufficient to pay in full all general fund  
 15 appropriations authorized by the General Assembly, the Governor shall, subject to the qualifications herein contained, withhold  
 16 general fund spending authority, by withholding allotments of appropriations, to prevent any expenditure in excess of the  
 17 estimated general fund resources available.
- 18 3. In making this determination, the Governor shall take into account actual general fund revenue collections for the current  
 19 fiscal year and the results of a formal written re-estimate of general fund revenues for the current and next biennium, prepared  
 20 within the previous 90 days, in accordance with the process specified in § 2.2-1503, Code of Virginia. Said re-estimate of  
 21 general fund revenues shall be communicated to the Chairmen of the Senate Finance, House Appropriations and House Finance  
 22 Committees, prior to taking action to reduce general fund allotments of appropriations on account of reduced resources.
- 23 4.a) In addition to monthly reports on the status of revenue collections relative to the current fiscal year's estimate, the  
 24 Governor shall provide a written quarterly assessment of the current economic outlook for the remainder of the fiscal year to  
 25 the Chairmen of the House Appropriations, House Finance, and Senate Finance Committees.
- 26 b) Within five business days after the preliminary close of the state accounts at the end of the fiscal year, the State  
 27 Comptroller shall provide the Governor with the actual total of (1) individual income taxes, (2) corporate income taxes, and (3)  
 28 sales taxes for the just-completed fiscal year, with a comparison of such actual totals with the total of such taxes in the official  
 29 budget estimate for that fiscal year. If that comparison indicates that the total of (1) individual income taxes, (2) corporate  
 30 income taxes, and (3) sales taxes, as shown on the preliminary close, was one percent or more below the amount of such taxes  
 31 in the official budget estimate for the just-completed fiscal year, the Governor shall prepare a written re-estimate of general  
 32 fund revenues for the current biennium and the next biennium in accordance with § 2.2-1503, Code of Virginia, to be reported  
 33 to the Chairmen of the Senate Finance, House Finance and House Appropriations Committees, not later than September 1  
 34 following the close of the fiscal year.
- 35 5.a) The Governor shall take no action to withhold allotments until a written plan detailing specific reduction actions approved  
 36 by the Governor, identified by program and appropriation item, has been presented to the Chairmen of the House  
 37 Appropriations and Senate Finance Committees. Subsequent modifications to the approved reduction plan also must be  
 38 submitted to the Chairmen of the House Appropriations and Senate Finance Committees, prior to withholding allotments of  
 39 appropriations.
- 40 b) In addition to the budget reduction plan approved by the Governor, all budget reduction proposals submitted by state  
 41 agencies to the Governor or the Governor's staff, including but not limited to the Department of Planning and Budget, the  
 42 Governor's Cabinet secretaries, or the Chief of Staff, whether submitted electronically or otherwise, shall be forwarded to the  
 43 Chairmen of the House Appropriations and Senate Finance Committees concurrently with that budget 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  
 47 nonstate 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  
 50 remaining appropriation to the grantee which is not subject to the cut, equal to at least 85 percent of the annual appropriation,  
 51 shall be made by July 31, or in two equal installments, one payable by July 31 and the other payable by December 31, if the  
 52 remaining appropriation is less than or equal to \$500,000, except in cases where the normal conditions of the grant dictate a  
 53 different payment schedule.
- 54 b) The payment of principal and interest on the bonded debt or other bonded obligations of the Commonwealth, its agencies  
 55 and its authorities, or for payment of a legally authorized deficit.

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



1 § 4-1.03 APPROPRIATION TRANSFERS

2 GENERAL

3 a. During any fiscal year, the Director, Department of Planning and Budget, may transfer appropriation authority from one state  
4 or other agency to another, to effect the following:

5 1) distribution of amounts budgeted in the central appropriation to agencies, or withdrawal of budgeted amounts from agencies  
6 in accordance with specific language in the central appropriation establishing reversion clearing accounts;

7 2) distribution of pass-through grants or other funds held by an agency as fiscal agent;

8 3) correction of errors within this act, where such errors have been identified in writing by the Chairmen of the House  
9 Appropriations and Senate Finance Committees;

10 4) proper accounting between fund sources 0100 and 0300 in higher education institutions;

11 5) transfers specifically authorized elsewhere in this act or as specified in the Code of Virginia;

12 6) to supplement capital projects in order to realize efficiencies or provide for cost overruns unrelated to changes in size or  
13 scope; or

14 7) to administer a program for another agency or to effect budgeted program purposes approved by the General Assembly,  
15 pursuant to a signed agreement between the respective agencies.

16 b. During any fiscal year, the Director, Department of Planning and Budget, may transfer appropriation authority within an  
17 agency to effect proper accounting between fund sources and to effect program purposes approved by the General Assembly,  
18 unless specifically provided otherwise in this act or as specified in the Code of Virginia. However, appropriation authority for  
19 local aid programs and aid to individuals, with the exception of student financial aid, shall not be transferred elsewhere without  
20 advance notice to the Chairmen of the House Appropriations and Senate Finance Committees. Further, any transfers between  
21 capital projects shall be made only to realize efficiencies or provide for cost overruns unrelated to changes in size or scope.

22 c.1. In addition to authority granted elsewhere in this act, the Director, Department of Planning and Budget, may transfer  
23 operating appropriations authority among sub-agencies within the Judicial System, the Department of Corrections, and the  
24 Department of Behavioral Health and Developmental Services to effect changes in operating expense requirements which may  
25 occur during the biennium.

26 2. The Director, Department of Planning and Budget, may transfer appropriations from the Department of Behavioral Health  
27 and Developmental Services to the Department of Medical Assistance Services, consisting of the general fund amounts required  
28 to match federal funds for reimbursement of services provided by its institutions and Community Services Boards.

29 3. The Director, Department of Planning and Budget, may transfer appropriations from the Office of Comprehensive Services  
30 to the Department of Medical Assistance Services, consisting of the general fund amounts required to match federal funds for  
31 reimbursement of services provided to eligible children.

32 4. The Director, Department of Planning and Budget, may transfer an appropriation or portion thereof within a state or other  
33 agency, or from one such agency to another, to support changes in agency organization, program or responsibility enacted by  
34 the General Assembly to be effective during the current biennium.

35 5. The Director, Department of Planning and Budget, may transfer appropriations from the second year to the first year, with  
36 said transfer to be reported in writing to the Chairmen of the Senate Finance and House Appropriations Committees within five  
37 calendar days of the transfer, when the expenditure of such funds is required to:

38 a) address a threat to life, safety, health or property, or

39 b) provide for unbudgeted cost increases for statutorily required services or federally mandated services, in order to continue  
40 those services at the present level, or

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

43 d) provide for payments to the beneficiaries of certain public safety officers killed in the line of duty, as authorized in Title  
44 2.2, Chapter 4, Code of Virginia and for payments to the beneficiaries of certain members of the National Guard and United  
45 States military reserves killed in action in any armed conflict on or after October 7, 2001, as authorized in § 44-93.1 B., Code  
46 of Virginia, or

47 e) continue a program at the present level of service or at an increased level of service when required to address unanticipated

- 1 increases in workload such as enrollment, caseload or like factors, or unanticipated costs, or
- 2 f) to address unanticipated business or industrial development opportunities which will benefit the state's economy, provided  
3 that any such appropriations be used in a manner consistent with the purposes of the program as originally appropriated.
- 4 6. An appropriation transfer shall not occur except through properly executed appropriation transfer documents designed  
5 specifically for that purpose, and all transactions effecting appropriation transfers shall be entered in the state's computerized  
6 budgeting and accounting systems.
- 7 7. The Director, Department of Planning and Budget, may transfer from any other agency, appropriations to supplement any  
8 project of the Virginia Public Building Authority authorized by the General Assembly and approved by the Governor. Such  
9 capital project shall be transferred to the state agency designated as the managing agency for the Virginia Public Building  
10 Authority.
- 11 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  
12 Virginia (§ 15.2-4100 et seq.) subsequent to July 1, 1999, the provisions of § 15.2-1302 shall govern distributions from state  
13 agencies to the county in which the town is situated, and the Director, Department of Planning and Budget, is authorized to  
14 transfer appropriations or portions thereof within a state agency, or from one such agency to another, if necessary to fulfill the  
15 requirements of § 15.2-1302.

16 § 4-1.04 APPROPRIATION INCREASES

17 a. UNAPPROPRIATED NONGENERAL FUNDS:

18 1. Sale of Surplus Materials:

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

21 2. Insurance Recovery:

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

25 3. Gifts, Grants and Other Nongeneral Funds:

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

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

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

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

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

40 5) participate in a federal or sponsored program, or

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

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

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

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

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

- 1 c) Each state agency and institution shall ensure that its budget estimates include a reasonable estimate of receipts from  
 2 donations, gifts or other nongeneral fund revenue. The Department of Planning and Budget shall review such estimates and  
 3 verify their accuracy, as part of the budget planning and review process.
- 4 d) No obligation or expenditure shall be made from such funds until a revised operating budget request is approved by the  
 5 Director, Department of Planning and Budget. Expenditures from any gift, grant or donation shall be in accordance with the  
 6 purpose for which it was made; however, expenditures for property, plant or equipment, irrespective of fund source, are subject  
 7 to the provisions of §§ 4-2.03 Indirect Costs, 4-4.01 Capital Projects General, and 4-5.03 b Services and Clients-New Services,  
 8 of this act.
- 9 e) Nothing in this section shall exempt agencies from complying with § 4-2.01 a Solicitation and Acceptance of Donations,  
 10 Gifts, Grants, and Contracts of this act.
- 11 4. Any nongeneral fund cash balance recorded on the books of the Department of Accounts as unexpended on the last day of  
 12 the fiscal year may be appropriated for use in the succeeding fiscal year with the prior written approval of the Director,  
 13 Department of Planning and Budget, unless the General Assembly shall have specifically provided otherwise.
- 14 5. Reporting:
- 15 The Director, Department of Planning and Budget, shall report on increases in unappropriated nongeneral funds in accordance  
 16 with § 4-8.00, Reporting Requirements, or as modified by specific provisions in this subsection.
- 17 b. AGRIBUSINESS EQUIPMENT FOR THE DEPARTMENT OF CORRECTIONS
- 18 The Director of the Department of Planning and Budget may increase the Department of Corrections appropriation for the  
 19 purchase of agribusiness equipment or the repair or construction of agribusiness facilities by an amount equal to fifty percent  
 20 of any annual amounts in excess of fiscal year 1992 deposits to the general fund from agribusiness operations. It is the intent  
 21 of the General Assembly that appropriation increases for the purposes specified shall not be used to reduce the general fund  
 22 appropriations for the Department of Corrections.
- 23 § 4-1.05 REVERSION OF APPROPRIATIONS AND REAPPROPRIATIONS
- 24 a. GENERAL FUND OPERATING EXPENSE:
- 25 1.a) General fund appropriations which remain unexpended on (i) the last day of the previous biennium, ending on June 30,  
 26 2010, and (ii) the last day of the first year of the current biennium, ending on June 30, 2011, shall be reappropriated and  
 27 allotted for expenditure in the respective succeeding year for the following agencies and programs, provided however, that the  
 28 reappropriations shall not be used to create ongoing obligations or expand or create new programs, but shall be applied to  
 29 nonrecurring costs:
- 30 1) Agencies in the Legislative Department, the Judicial Department, and the Independent Agencies, except as may be  
 31 specifically provided otherwise by the General Assembly;
- 32 2) Agencies in the Executive Department, subject to the prior written approval of the Governor, except as may be specifically  
 33 provided otherwise by the General Assembly;
- 34 3) Specific program balances in Executive Department agencies identified by the General Assembly through language in this  
 35 act; and
- 36 4) Institutions of higher education, subject to § 2.2-5005, Code of Virginia.
- 37 2. a. The Governor shall report within five calendar days after completing the reappropriation process to the Chairmen of the  
 38 Senate Finance and House Appropriations Committees on the reappropriated amounts for each state agency in the Executive  
 39 Department. He shall provide a preliminary report of reappropriation actions on or before November 1 and a final report on or  
 40 before December 20 to the Chairmen of the House Appropriations and Senate Finance Committees.
- 41 b. The Director, Department of Planning and Budget, may transfer reappropriated amounts within an agency to cover  
 42 nonrecurring costs.
- 43 3. Pursuant to subsection E of § 2.2-1125, Code of Virginia, the determination of compliance by an agency or institution with  
 44 management standards prescribed by the Governor shall be made by the Secretary of Finance and the Secretary having  
 45 jurisdiction over the agency or institution, acting jointly.
- 46 4. The general fund resources available for appropriation in the first enactment of this act include the reversion of certain  
 47 unexpended balances in operating appropriations as of June 30 of the prior fiscal year, which were otherwise required to be  
 48 reappropriated by language in the Appropriation Act.

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

4 b. NONGENERAL FUND OPERATING EXPENSE:

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

10 c. CAPITAL PROJECTS:

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

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

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

28 § 4-1.06 LIMITED ADJUSTMENTS OF APPROPRIATIONS

29 a. LIMITED CONTINUATION OF APPROPRIATIONS.

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

35 b. LIMITATIONS ON CASH DISBURSEMENTS.

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

44 § 4-1.07 ALLOTMENTS

45 Except when otherwise directed by the Governor within the limits prescribed in §§ 4-1.02 Withholding of Spending Authority,  
46 4-1.03 Appropriation Transfers, and 4-1.04 Appropriation Increases of this act, the Director, Department of Planning and  
47 Budget, shall prepare and act upon the allotment of appropriations required by this act, and by § 2.2-1819, Code of Virginia,  
48 and the authorizations for rates of pay required by this act. Such allotments and authorizations shall have the same effect as if  
49 the personal signature of the Governor were subscribed thereto. This section shall not be construed to prohibit an appeal by the  
50 head of any state agency to the Governor for reconsideration of any action taken by the Director, Department of Planning and  
51 Budget, under this section.



- 1 enrollments and the domiciliary status of students.
- 2 b) The State Council of Higher Education for Virginia shall report to the Governor and the Chairmen of the House  
3 Appropriations and Senate Finance Committees no later than August 1 of each year the annual change in total charges for  
4 tuition and all required fees approved and allotted by the Board of Visitors. As it deems appropriate, the State Council of  
5 Higher Education for Virginia shall provide comparative national, peer, and market data with respect to charges assessed  
6 students for tuition and required fees at institutions outside of the Commonwealth.
- 7 c) Institutions of higher education are hereby authorized to make the technology service fee authorized in Chapter 1042, 2003  
8 Acts of Assembly, part of ongoing tuition revenue. Such revenues shall continue to be used to supplement technology  
9 resources at the institutions of higher education.
- 10 d) Except as provided in Chapters 933 and 943 of the 2006 Acts of Assembly, each institution shall work with the State  
11 Council of Higher Education for Virginia and the Virginia College Savings Plan to determine appropriate tuition and fee  
12 estimates for tuition savings plans.
- 13 5. a) It is the intent of the General Assembly that each institution's combined general and nongeneral fund appropriation within  
14 its educational and general program closely approximate the anticipated annual budget each fiscal year.
- 15 b) In coordination with the institutions, the State Council of Higher Education for Virginia shall report no later than August 1  
16 of each year on the estimated amount of revenue each institution expects to collect from tuition and mandatory educational and  
17 general fees during the fiscal year.
- 18 c) This report shall serve as the foundation for any administrative increase in nongeneral fund appropriations within the  
19 institutions' educational and general programs that is approved by the Director, Department of Planning and Budget, pursuant  
20 to the authority provided in § 4-1.04 of this act.
- 21 d) Each institution must notify the Director, State Council of Higher Education for Virginia, prior to requesting an  
22 administrative increase to the nongeneral fund appropriation for tuition and fee revenue within its educational and general  
23 program. Within 30 days of receiving such notification, the Director of the State Council of Higher Education for Virginia  
24 shall review and provide comment, as necessary, to the Director, Department of Planning and Budget. The Director,  
25 Department of Planning and Budget, shall evaluate the institution's request along with any comments received from the  
26 Director, State Council of Higher Education for Virginia, prior to taking action on the requested administrative increase.
- 27 e) In consultation with the Director, Department of Planning and Budget, the Director, State Council of Higher Education for  
28 Virginia, shall include a summary of all requested and approved administrative increases to nongeneral fund appropriations for  
29 tuition and fee revenue within the educational and general programs of the institutions of higher education as part of the  
30 annual nongeneral fund revenue report.
- 31 f) In consultation with the Department of Planning and Budget and the State Council of Higher Education for Virginia, the  
32 Governor shall reconcile actual nongeneral fund expenditures with nongeneral fund appropriations included in the act and  
33 recommend technical adjustments, as he deems appropriate, in submitting his budget amendments prior to the next General  
34 Assembly session.
- 35 6. Nonresident graduate students employed by an institution as teaching assistants, research assistants, or graduate assistants  
36 and paid at an annual contract rate of \$4,000 or more may be considered resident students for the purposes of charging tuition  
37 and fees.
- 38 7. The fund source "Higher Education Operating" within educational and general programs for institutions of higher education  
39 includes tuition and fee revenues from nonresident students to pay their proportionate share of the amortized cost of the  
40 construction of buildings approved by the Commonwealth of Virginia Educational Institutions Bond Act of 1992 and the  
41 Commonwealth of Virginia Educational Facilities Bond Act of 2002.
- 42 8. a) Except as provided in Chapters 933 and 943 of the 2006 Acts of Assembly, mandatory fees for purposes other than  
43 educational and general programs shall not be increased for Virginia undergraduates beyond five percent annually, excluding  
44 requirements for wage, salary, and fringe benefit increases, authorized by the General Assembly. Fee increases required to  
45 carry out actions that respond to mandates of federal agencies are also exempt from this provision, provided that a report on  
46 the purposes of the amount of the fee increase is submitted to the Chairmen of the House Appropriations and Senate Finance  
47 Committees by the institution of higher education at least 30 days prior to the effective date of the fee increase.
- 48 b) This restriction shall not apply in the following instances: fee increases directly related to capital projects authorized by the  
49 General Assembly; fee increases to support student health services; and other fee increases specifically authorized by the  
50 General Assembly.
- 51 c) Due to the small mandatory non-educational and general program fees currently assessed students in the Virginia  
52 Community College System, increases in any one year of no more than \$15 shall be allowed on a cost-justified case-by-case  
53 basis, subject to approval by the State Board for Community Colleges.

1 9. Any institution of higher education granting new tuition waivers to resident or nonresident students not authorized by the  
2 Code of Virginia must absorb the cost of any discretionary waivers.

3 10. Tuition and fee revenues from nonresident students taking courses through Virginia institutions from the Southern Regional  
4 Education Board's Southern Regional Electronic Campus must exceed all direct and indirect costs of providing instruction to  
5 those students. Tuition and fee rates to meet this requirement shall be established by the Board of Visitors of the institution.

6 c. HIGHER EDUCATION PLANNED EXCESS REVENUES:

7 An institution of higher education, except for those public institutions governed by Chapters 933 and 943 of the 2006 Acts of  
8 Assembly, may generate and retain tuition and fee revenues in excess of those provided in § 4-2.01 b Higher Education Tuition  
9 and Fees, subject to the following:

10 1. Such revenues are identified by language in the appropriations in this act to any such institution.

11 2. The use of such moneys is fully documented by the institution to the Governor prior to each fiscal year and prior to  
12 allotment.

13 3. The moneys are supplemental to, and not a part of, ongoing expenditure levels for educational and general programs used as  
14 the basis for funding in subsequent biennia.

15 4. The receipt and expenditure of these moneys shall be recorded as restricted funds on the books of the Department of  
16 Accounts and shall not revert to the surplus of the general fund at the end of the biennium.

17 5. Tuition and fee revenues generated by the institution other than as provided herein shall be subject to the provisions of  
18 § 4-1.04 a.3 Gifts, Grants, and Other Nongeneral Funds of this act.

19 § 4-2.02 GENERAL FUND REVENUE

20 a. STATE AGENCY PAYMENTS INTO GENERAL FUND:

21 1. Except as provided in § 4-2.02 a.2., all moneys, fees, taxes, charges and revenues received at any time by the following  
22 agencies from the sources indicated shall be paid immediately into the general fund of the state treasury:

23 a) Marine Resources Commission, from all sources, except:

24 1) Revenues payable to the Public Oyster Rocks Replenishment Fund established by § 28.2-542, Code of Virginia.

25 2) Revenue payable to the Virginia Marine Products Fund established by § 3.1-684.63, Code of Virginia.

26 3) Revenue payable to the Virginia Saltwater Recreational Fishing Development Fund established by § 28.2-302.3, Code of  
27 Virginia.

28 4) Revenue payable to the Marine Fishing Improvement Fund established by § 28.2-208, Code of Virginia.

29 5) Revenue payable to the Marine Habitat and Waterways Improvement Fund established by § 28.2-1206, Code of Virginia.

30 b1) Department of Labor and Industry, or any other agency, for the administration of the state labor and employment laws  
31 under Title 40.1, Code of Virginia.

32 2) Department of Labor and Industry, from boiler and pressure vessel inspection certificate fees, pursuant to § 40.1-51.15, Code  
33 of Virginia.

34 c) All state institutions for the mentally ill or intellectually disabled, from fees or per diem paid employees for the performance  
35 of services for which such payment is made, except for a fee or per diem allowed by statute to a superintendent or staff  
36 member of any such institution when summoned as a witness in any court.

37 d) Secretary of the Commonwealth, from all sources.

38 e) The Departments of Corrections, Juvenile Justice, and Correctional Education, as required by law, including revenues from  
39 sales of dairy and other farm products.

40 f) Auditor of Public Accounts, from charges for audits or examinations when the law requires that such costs be borne by the  
41 county, city, town, regional government or political subdivision of such governments audited or examined.

42 g) Department of Education, from repayment of student scholarships and loans, except for the cost of such collections.

1 h) Department of the Treasury, from the following source:

2 Fees collected for handling cash and securities deposited with the State Treasurer pursuant to § 46.2-454, Code of Virginia.

3 i) Attorney General, from recoveries of attorneys' fees and costs of litigation.

4 j) Department of Social Services, from net revenues received from child support collections after all disbursements are made in  
5 accordance with state and federal statutes and regulations, and the state's share of the cost of administering the programs is  
6 paid.

7 k) Department of General Services, from net revenues received from refunds of overpayments of utilities charges in prior fiscal  
8 years, after deduction of the cost of collection and any refunds due to the federal government.

9 l) Without regard to paragraph e) above, the following revenues shall be excluded from the requirement for deposit to the  
10 general fund and shall be deposited as follows: (1) payments to Virginia Correctional Enterprises shall be deposited into the  
11 Virginia Correctional Enterprises Fund; (2) payments to the Departments of Corrections, Juvenile Justice and Correctional  
12 Education for work performed by inmates, work release prisoners, probationers or wards, which are intended to cover the  
13 expenses of these inmates, work release prisoners, probationers, or wards, shall be retained by the respective agencies for their  
14 use; and (3) payments to the Department of Correctional Education for work performed shall be retained by the agency to  
15 increase vocational training activities and to purchase work tools and work clothes for inmates, upon release.

16 2. The provisions of § 4-2.02 a.1. State Agency Payments into General Fund shall not apply to proceeds from the sale of  
17 surplus materials pursuant to § 2.2-1125, Code of Virginia. However, the State Comptroller is authorized to transfer to the  
18 general fund of the state treasury, out of the credits under § 4-1.04 a.1 Unappropriated Nongeneral Funds - Sale of Surplus  
19 Materials of this act, sums derived from the sale of materials originally purchased with general fund appropriations. The State  
20 Comptroller may authorize similar transfers of the proceeds from the sale of property not subject to § 2.2-1124, Code of  
21 Virginia, if said property was originally acquired with general fund appropriations, unless the General Assembly provides  
22 otherwise.

23 m) Without regard to § 4-2.02 a.1 above, payments to the Treasurer of Virginia assessed to insurance companies for the  
24 safekeeping and handling of securities or surety bonds deposited as insurance collateral shall be deposited into the Insurance  
25 Collateral Assessment Fund to defray such safekeeping and handling expenses.

26 n)1. Unless otherwise specifically required to ensure compliance with federal or state law, regulation, court order, or court rule,  
27 and only to the extent thereof, each settlement under subsection A. of § 2.2-514, Code of Virginia, that provides for the  
28 payment, conveyance, grant, forfeiture, assignment, or other distribution of moneys or of any real, tangible, or intangible  
29 property to settle the Commonwealth's interest shall provide that such moneys or property be deposited or assigned for deposit  
30 into the general fund of the state treasury to be appropriated as determined by the General Assembly. The provisions of this  
31 paragraph shall only apply to such settlements in favor of the Commonwealth and shall apply to both civil and criminal  
32 matters.

33 2. The provisions of this paragraph shall not apply to any settlement (a) in which the total value of such moneys or property  
34 does not exceed \$250,000, (b) in which the entire amount of the settlement is for services provided or for property sold or  
35 provided under a contract, (c) involving the interest of the Virginia Retirement System, or (d) for an act or practice covered by  
36 the Virginia Consumer Protection Act (§ 59.1-196 et. seq., Code of Virginia) or the Virginia Antitrust Act (§ 59.1-9.1 et. seq.,  
37 Code of Virginia).

38 b. DATE OF RECEIPT OF REVENUES:

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

43 § 4-2.03 INDIRECT COSTS

44 a. INDIRECT COST RECOVERIES FROM GRANTS AND CONTRACTS:

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

47 b. AGENCIES OTHER THAN INSTITUTIONS OF HIGHER EDUCATION:

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

50 1. The Governor shall include in the recommended nongeneral fund appropriation for each agency in this act the amount which



1 the agency includes in its revenue estimate as an indirect cost recovery. The recommended nongeneral fund appropriations  
2 shall reflect the indirect costs in the program incurring the costs.

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

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

9 c. INSTITUTIONS OF HIGHER EDUCATION:

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

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

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

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

21 d. REPORTS

22 The Director, Department of Planning and Budget, shall report to the Chairmen of the Senate Finance and House  
23 Appropriations Committees no later than September 1 of each year on the indirect cost recovery moneys administratively  
24 appropriated.

25 e. REGULATIONS:

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

28 **§ 4-3.00 DEFICIT AUTHORIZATION AND TREASURY LOANS**

29 § 4-3.01 DEFICITS

30 a. GENERAL:

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

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

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

36 b) insufficient moneys are available in the first year of the biennium for start-up of General Assembly-approved action, or

37 c) delay pending action by the General Assembly at its next legislative session will result in the curtailment of services  
38 required by statute or those required by federal mandate or will produce a threat to life, safety, health or property.

39 d) Such approval by the Governor shall be in writing under the conditions described in § 4-3.02 a Authorized Deficit Loans of  
40 this act and shall be promptly communicated to the Chairmen of the House Appropriations and Senate Finance Committees  
41 within five calendar days of deficit approval.

42 3. Deficits shall not be authorized for capital projects.

43 4. The Department of Transportation may obligate funds in excess of the current biennium appropriation for projects of a  
44 capital nature not covered by § 4-4.00 Capital Projects, of this act provided such projects a) are delineated in the Virginia  
45 Transportation Six-Year Improvement Program, as approved by the Commonwealth Transportation Board; and b) have

1 sufficient cash allocated to each such project to cover projected costs in each year of the Program; and provided that c)  
 2 sufficient revenues are projected to meet all cash obligations for such projects as well as all other commitments and  
 3 appropriations approved by the General Assembly in the biennial budget.

4 b. UNAUTHORIZED DEFICITS: If any agency contravenes any of the prohibitions stated above, thereby incurring an  
 5 unauthorized deficit, the Governor is hereby directed to withhold approval of such excess obligation or expenditure. Further,  
 6 there shall be no reimbursement of said excess, nor shall there be any liability or obligation upon the state to make any  
 7 appropriation hereafter to meet such unauthorized deficit. Further, those members of the governing board of any such agency  
 8 who shall have voted therefor, or its head if there be no governing board, making any such excess obligation or expenditure  
 9 shall be personally liable for the full amount of such unauthorized deficit and, at the discretion of the Governor, shall be  
 10 deemed guilty of neglect of official duty and be subject to removal therefor. Further, the State Comptroller is hereby directed  
 11 to make public any such unauthorized deficit, and the Director, Department of Planning and Budget, is hereby directed to set  
 12 out such unauthorized deficits in the next biennium budget. In addition, the Governor is directed to bring this provision of this  
 13 act to the attention of the members of the governing board of each state agency, or its head if there be no governing board,  
 14 within two weeks of the date that this act becomes effective. The governing board or the agency head shall execute and return  
 15 to the Governor a signed acknowledgment of such notification.

16 c. TOTAL AUTHORIZED DEFICITS: The amount which the Governor may authorize, under the provisions of this section  
 17 during the current biennium, to be expended from loans repayable out of the general fund of the state treasury, for all state  
 18 agencies, or other agencies combined, in excess of general fund appropriations for the current biennium, shall not exceed one  
 19 and one-half percent (1 1/2%) of the revenues collected and paid into the general fund of the state treasury as defined in  
 20 § 4-2.02 b. of this act during the last year of the previous biennium and the first year of the current biennium.

21 d. The Governor shall report any such authorized and unauthorized deficits to the Chairmen of the House Appropriations and  
 22 Senate Finance Committees within five calendar days of deficit approval. By August 15 of each year, the Governor shall  
 23 provide a comprehensive report to the Chairmen of the House Appropriations and Senate Finance Committees detailing all  
 24 such deficits.

#### 25 § 4-3.02 TREASURY LOANS

26 a. AUTHORIZED DEFICIT LOANS: A state agency requesting authorization for deficit spending shall prepare a plan for the  
 27 Governor's review and approval, specifying appropriate financial, administrative and management actions necessary to eliminate  
 28 the deficit and to prevent future deficits. If the Governor approves the plan and authorizes a state agency to incur a deficit  
 29 under the provisions of this section, the amount authorized shall be obtained by the agency by borrowing the authorized  
 30 amount on such terms and from such sources as may be approved by the Governor. At the close of business on the last day of  
 31 the current biennium, any unexpended balance of such loan shall be applied toward repayment of the loan, unless such action  
 32 is contrary to the conditions of the loan approval. The Director, Department of Planning and Budget, shall set forth in the next  
 33 biennial budget all such loans which require an appropriation for repayment. A copy of the approved plan to eliminate the  
 34 deficit shall be transmitted to the Chairmen of the House Appropriations and the Senate Finance Committees within five  
 35 calendar days of approval.

36 b. ANTICIPATION LOANS: Authorization for anticipation loans are limited to the provisions below.

37 1.a) When the payment of authorized obligations for operating expenses is required prior to the collection of nongeneral fund  
 38 revenues, any state agency may borrow from the state treasury the required sums with the prior written approval of the  
 39 Secretary of Finance or his designee as to the amount, terms and sources of such funds; such loans shall not exceed the  
 40 amount of the anticipated collections of such revenues and shall be repaid only from such revenues when collected.

41 b) When the payment of authorized obligations for capital expenses is required prior to the collection of nongeneral fund  
 42 revenues or proceeds from authorized debt, any state agency or body corporate and politic, constituting a public corporation  
 43 and government instrumentality, may borrow from the state treasury the required sums with the prior written approval of the  
 44 Secretary of Finance or his designee as to the amount, terms and sources of such funds; such loans in anticipation of bond  
 45 proceeds shall not exceed the amount of the anticipated proceeds from debt authorized by the General Assembly and shall be  
 46 repaid only from such proceeds when collected.

47 2. Anticipation loans for operating expenses shall be in amounts not greater than the sum identified by the agency as the  
 48 minimum amount required to meet the projected expenditures. The term of any anticipation loans granted for operating  
 49 expenses shall not exceed twelve months.

50 3. Before an anticipation loan for a capital project is authorized, the agency shall develop a plan for financing such capital  
 51 project; approval of the State Treasurer shall be obtained for all plans to incur authorized debt.

52 4. Anticipation loans for capital projects shall be in amounts not greater than the sum identified by the agency as required to  
 53 meet the projected expenditures for the project within the current biennium.

54 5. To ensure that such loans are repaid as soon as practical and economical, the Department of Planning and Budget shall  
 55 monitor the construction and expenditure schedules of all approved capital projects that will be paid for with proceeds from

1 authorized debt and have anticipation loans.

2 6. The State Treasurer shall charge current market interest rates on anticipation loans made for capital projects subject to the  
3 following:

4 a) Anticipation loans for capital projects for which debt service will be paid with general fund appropriations shall be exempt  
5 from interest payments on borrowed balances.

6 b) Interest payments on anticipation loans for nongeneral fund capital projects shall be made from appropriated nongeneral  
7 fund revenues. Such interest shall not be paid with the funds from the anticipation loan or from the proceeds of authorized  
8 debt without the approval of the State Treasurer.

9 c) REPORTING: All outstanding loans shall be reported by the Governor to the Chairmen of the House Appropriations and  
10 Senate Finance Committees by August 15 of each year. The report shall include a status of the repayment schedule for each  
11 loan.

12 c. ANTICIPATION LOANS FOR PROJECTS NOT INCLUDED IN THIS ACT OR FOR PROJECTS AUTHORIZED  
13 UNDER § 4-4.01M: Authorization for anticipation loans for projects not included in this act or for projects authorized under  
14 § 4-4.01 m are limited to the provisions below:

15 1. Such loans are limited to those projects that shall be repaid from revenues derived from nongeneral fund sources.

16 2.a) When the payment of authorized obligations for operating expenses is required prior to the collection of nongeneral fund  
17 revenues, any state agency may borrow from the state treasury the required sum with the prior written approval of the  
18 Secretary of Finance or his designee as to the amount, terms, and sources of such funds. Such loans shall not exceed the  
19 amount of the anticipated collections of such nongeneral fund revenues and shall be repaid only from such nongeneral fund  
20 revenues when collected.

21 b) When the payment of obligations for capital expenses for projects authorized under § 4-4.01 m is required prior to the  
22 collection of nongeneral fund revenues, any state agency or body corporate and politic, constituting a public corporation and  
23 government instrumentality, may borrow from the state treasury the required sums with the prior written approval of the  
24 Secretary of Finance or his designee as to the amount, terms and sources of such funds. Such loans shall be repaid only from  
25 nongeneral fund revenues associated with the project.

26 3. Anticipation loans for operating expenses shall be in amounts not greater than the sum identified by the agency as the  
27 minimum amount required to meet projected expenditures. The term of any anticipation loans granted for operating expenses  
28 shall not exceed 12 months.

29 4. Before an anticipation loan is provided for a capital project authorized under § 4-4.01 m, the agency shall develop a plan  
30 for repayment of such loan and approval of the Director of the Department of Planning and Budget shall be obtained for all  
31 such plans and reported to the Chairman of the House Appropriations and Senate Finance Committees.

32 5. Anticipation loans for capital projects authorized under § 4-4.01 m shall be in amounts not greater than the sum identified  
33 by the agency as required to meet the projected expenditures for the project within the current biennium. Such loans shall be  
34 repaid only from nongeneral fund revenues associated with the project.

35 6. The State Treasurer shall charge current market interest rates on anticipation loans made for capital projects authorized under  
36 § 4-4.01 m. Interest payments on anticipation loans for nongeneral fund capital projects authorized under § 4-4.01 m shall be  
37 made from appropriated nongeneral fund revenues. Such interest shall not be paid with the funds from the anticipation loan  
38 without the approval of the Director of the Department of Planning and Budget.

39 a) REPORTING: All outstanding loans shall be reported by the Governor to the Chairmen of the House Appropriations and  
40 Senate Finance Committees by August 15 of each year. The report shall include a status of the repayment schedule for each  
41 loan.

#### 42 § 4-3.03 CAPITAL LEASES

43 a. GENERAL:

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

49 2. The proposals shall be submitted in such form as the Secretary of Finance may prescribe. The Comptroller and the Director,  
50 Department of General Services shall be responsible for evaluating the proposals to determine if they qualify as capital lease

1 agreements. The State Treasurer shall be responsible for incorporating existing and authorized capital lease agreements in the  
2 annual Debt Capacity Advisory Committee reports.

3 b. APPROVAL OF FINANCINGS:

4 1. For any project which qualifies as a capital lease, as defined in the preceding subdivisions a 1 and 2, and which is financed  
5 through the issuance of securities, the Treasury Board shall approve the terms and structure of such financing pursuant to  
6 § 2.2-2416, Code of Virginia.

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

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

17 d. This section shall not apply to capital leases that are funded entirely with nongeneral fund revenues and are entered into by  
18 public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts of Assembly.

19 **§ 4-4.00 CAPITAL PROJECTS**

20 § 4-4.01 GENERAL

21 a. Definition:

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

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

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

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

35 5. The provisions of this section (4-4.00) shall not apply to capital projects approved in accordance with the procedures of the  
36 Public-Private Educational Facilities and Infrastructure Act provided that such projects meet the conditions included in this  
37 paragraph. Such projects shall be 1) included in the capital outlay plan required in accordance with § 2.2-1518 of the Code of  
38 Virginia; and 2) funded by sources other than the general fund and/or financings for capital projects issued by the Treasury  
39 Board pursuant to § 2.2-2416 of the Code of Virginia.

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

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

46 2. The first priority of any agency or institution in requesting capital outlay appropriations shall be maintenance reserve funds.

47 3. Except for institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts of Assembly, financings for  
48 capital projects shall comply, where applicable, with the Treasury Board Guidelines issued pursuant to § 2.2-2416, Code of  
49 Virginia, and any subsequent amendments thereto.

- 1 4. As part of any request for appropriations for an armory, the Department of Military Affairs shall obtain a written  
2 commitment from the host locality to share in the operating expense of the armory.
- 3 c.1. Each agency head shall provide to the Director, Department of Planning and Budget, a plan for the use of the maintenance  
4 reserve appropriation of the agency in Part 2 of this act prior to the allotment of funds. The plan shall give first priority to the  
5 repair or replacement of roof on buildings under control of the agency. The agency head shall certify in the agency's annual  
6 update to its maintenance reserve plan that to the best of his or her knowledge, all necessary roof repairs have been  
7 accomplished, are in the process of being accomplished, or the necessary funds for accomplishing the work have been  
8 requested before the agency requests funds for other improvements or new construction projects. Such roof repairs and  
9 replacements shall be in accord with the technical requirements of the Commonwealth's Construction and Professional Services  
10 Manual, as well as the Virginia Energy Conservation and Environmental Standards, LEED Silver or Green Globes two-globe  
11 standards.
- 12 2. The second priority for the agency's use of the maintenance reserve funds shall be for deferred maintenance projects that  
13 have been identified in the Facility Inventory Condition and Assessment system as currently or potentially critical because they  
14 must be addressed within the next twelve months.
- 15 d. The Department of Planning and Budget shall review its approach to capital outlay planning and budgeting from time to  
16 time and report any proposed change to the Chairmen of the House Appropriations and Senate Finance Committees prior to its  
17 implementation. Such report shall include an analysis of the impact of the suggested change on affected agencies and  
18 institutions.
- 19 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  
20 Virginia, amended by Chapter 488, 1997 Acts of Assembly, relating to Virginia Port Authority capital projects and  
21 procurement activities.
- 22 f. It is the intent of the General Assembly that the Department of Conservation and Recreation shall be authorized to initiate  
23 and accept by gift or purchase with nongeneral fund dollars any lands for State Park or Natural Area purposes which may  
24 become available, and that are not specifically appropriated by the General Assembly, when such acquisitions are made in  
25 accordance with the provisions of this section and other applicable provisions of state law including approval by the Governor.
- 26 g. Legislative Approval: It is the intent of the General Assembly that, with the exceptions noted in this paragraph and  
27 paragraph m, all capital projects to be undertaken by agencies of the Commonwealth, including institutions of higher education  
28 shall be pursuant to approvals by the General Assembly at its regular sessions in even-numbered years. The consideration of  
29 capital projects in odd-numbered years shall be limited to:
- 30 1. Supplementing projects which have been bid and determined to have insufficient funding to be placed under contract, and
- 31 2. Projects declared by the Governor or the General Assembly to be of an emergency nature, which may avoid an increase in  
32 cost or otherwise result in a measurable benefit to the state, and/or which are required for the continued use of existing  
33 facilities.
- 34 This paragraph does not prohibit the initiation of projects authorized by § 4-4.01 m hereof, or projects included under the  
35 central appropriations for capital project expenses in this act.
- 36 h. Preliminary Requirements: In regard to each capital project for which appropriation or reappropriation is made pursuant to  
37 this act, or which is hereafter considered by the Governor for inclusion in the Executive Budget, or which is offered as a gift  
38 or is considered for purchase, the Governor is hereby required: (1) to determine the urgency of its need, as compared with the  
39 need for other capital projects as herein authorized, or hereafter considered; (2) to determine whether the proposed plans and  
40 specifications for each capital project are suitable and adequate, and whether they involve expenditures which are excessive for  
41 the purposes intended; (3) to determine whether labor, materials, and other requirements, if any, needed for the acquisition or  
42 construction of such project can and will be obtained at reasonable cost; and (4) to determine whether or not the project  
43 conforms to a site or master plan approved by the agency head or board of visitors of an institution of higher education for a  
44 program approved by the General Assembly.
- 45 i. Initiation Generally:
- 46 1. No architectural or engineering planning for, or construction of, or purchase of any capital project shall be commenced or  
47 revised without the prior written approval of the Governor.
- 48 2. The requirements of § 10.1-1190, Code of Virginia, shall be met prior to the release of funds for a major state project,  
49 provided, however, that the Governor is authorized to release from any appropriation for a major state project made pursuant to  
50 this act such sum or sums as may be necessary to pay for the preparation of the environmental impact report required by  
51 § 10.1-1188, Code of Virginia.
- 52 3. The Governor, at his discretion, may release from any capital project appropriation or reappropriation made pursuant to this  
53 act such sum (or sums) as may be necessary to pay for the preparation of plans and specifications by architects and engineers,

1 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  
 3 preliminary design for any such project may be based on such estimated costs as may be approved by the Governor in writing,  
 4 where it is shown to the satisfaction of the Governor that higher costs of labor or material, or both, or other unforeseen  
 5 conditions, have made the appropriation inadequate for the completion of the project for which the appropriation was made,  
 6 and where in the judgment of the Governor such changed conditions justify the payment of architectural or engineering fees  
 7 based on costs exceeding the appropriation.

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

10 j. Capital Projects Financed with Bonds: Capital projects proposed to be financed with (i) 9 (c) general obligation bonds or (ii)  
 11 9(d) obligations where debt service is expected to be paid from project revenues or revenues of the agency or institution, shall  
 12 be 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)  
 14 general obligation bonds shall be submitted to the State Treasurer for evaluation of financial feasibility. Submission shall be in  
 15 accordance with the instructions prescribed by the State Treasurer. The State Treasurer shall distribute copies of financial  
 16 feasibility studies to the Director, Department of Planning and Budget, the Secretary for the submitting agency or institution,  
 17 the Chairmen of the House Appropriations and Senate Finance Committees, and the Director, State Council of Higher  
 18 Education for Virginia if the project is 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  
 20 Council of Higher Education for Virginia for 9(d) obligations where debt service is expected to be paid from project revenues  
 21 or revenues of the institution. The State Council of Higher Education shall identify the impact of all projects requested by the  
 22 institutions of higher education, and as described in § 4-4.01 j.1. of this act, on the current and projected cost to students in  
 23 institutions of higher education and the impact of the project on the institution's need for student financial assistance. The State  
 24 Council of Higher Education for Virginia shall report such information to the Secretary of Finance and the Chairmen of the  
 25 House Appropriations and 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  
 28 by the State Treasurer prior to requesting the Governor's Opinion of Financial Feasibility required under Article X, Section 9  
 29 (c), of the 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,  
 31 4-1.04 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 of any capital project may not be increased or  
 33 decreased by more than five percent in size beyond the plans and justification which were the basis for the appropriation or  
 34 reappropriation in this act or for the Governor's authorization pursuant to § 4-4.01 m of this act. However, this prohibition is  
 35 not applicable to changes in size and scope required because of circumstances determined by the Governor to be an  
 36 emergency, or requirements imposed by the federal government when such capital project is for armories or other  
 37 defense-related installations and is funded in whole or in part by federal funds, or minor increases or decreases in square  
 38 footage determined by the Director, Department of General Services to be reasonable and appropriate based on a written  
 39 justification submitted by the agency stating the reason for the increase, with the provision that such increase will not increase  
 40 the cost of the project beyond the amount appropriated; or decreases in scope to offset unbudgeted costs when such costs are  
 41 determined by the Director, Department of Planning and Budget, to be reasonable based on a written justification submitted by  
 42 the agency specifying the amount and nature of the unbudgeted costs and the types of actions that will be taken to decrease  
 43 the scope of the project. The written justification shall also include a certification, signed by the agency head, that the  
 44 resulting project will be consistent with the original programmatic intent of the appropriations.

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

47 m. Projects Not Included In This Act:

48 1. Authorization by Governor:

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

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

53 2) The project is to be operated as an auxiliary enterprise or sponsored program in an institution of higher education and will  
 54 be fully funded by revenues of auxiliary enterprises or sponsored programs.

- 1 3) The project is to be operated as an educational and general program in an institution of higher education and will be fully  
2 funded by nongeneral fund revenues of educational and general programs or from private gifts and indirect cost recoveries.
- 3 4) The project consists of plant or property which has become available or has been received as a gift.
- 4 5) The project has been recommended for funding by the Tobacco Indemnification and Community Revitalization Commission  
5 or the Virginia Tobacco Settlement Foundation.
- 6 b) The foregoing conditions are subject to the following criteria:
- 7 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  
8 4-2.03) without adverse effect on other projects or programs, or from unappropriated nongeneral fund revenues or balances.
- 9 2) In the Governor's opinion such action may avoid an increase in cost or otherwise result in a measurable benefit to the state.
- 10 3) The authorization includes a detailed description of the project, the project need, the total project cost, the estimated  
11 operating costs, and the fund sources for the project and its operating costs.
- 12 4) The Chairmen of the House Appropriations and Senate Finance Committees shall be notified by the Governor prior to the  
13 authorization of any capital project under the provisions of this subsection.
- 14 5) Permanent funding for any project initiated under this section shall only be from nongeneral fund sources.
- 15 2. Authorization by Director, Department of Planning and Budget:
- 16 a) The Director, Department of Planning and Budget, may authorize initiation of a capital project not included in this act, if  
17 the General Assembly has enacted legislation to fund the project from bonds of the Virginia Public Building Authority,  
18 Virginia College Building Authority, or from reserves created by refunding of bonds issued by those Authorities. In addition,  
19 the Director, Department of Planning and Budget, shall authorize initiation of a capital project not included in this act for any  
20 public institution of higher education that: i) has met the eligibility criteria set forth in Chapters 824 and 829 of the 2008  
21 Acts of Assembly for additional operational and administrative autonomy, including having entered into a memorandum of  
22 understanding with the Secretary of Administration for delegated authority of nongeneral fund capital outlay projects, and ii) if  
23 the project meets at least one of the conditions and criteria identified in § 4-4.01 m 1 of this act.
- 24 b) The Director may also authorize initiation and construction of a capital project not included in this act if fully funded from  
25 the funding or financing provided by the American Recovery and Reinvestment Act of 2009 or other similar federal law.
- 26 3. Delegated authorization by Boards of Visitors, Public Institutions of Higher Education:
- 27 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  
28 the eligibility criteria set forth in Chapters 933 and 945 of the 2005 Acts of Assembly for additional operational and  
29 administrative autonomy, including having entered into a memorandum of understanding with the Secretary of Administration  
30 for delegated authority of nongeneral fund capital outlay projects, and ii) has received a sum sufficient nongeneral fund  
31 appropriation for emergency projects as set out in Part 2: Capital Project Expenses of this act, may authorize the initiation of  
32 any capital project that is not specifically set forth in this act provided that the project meets at least one of the conditions and  
33 criteria identified in § 4-4.01 m 1 of this act.
- 34 b ) At least 30 days prior to the initiation of a project under this provision, the board of visitors must notify the Governor and  
35 Chairmen of the House Appropriations and Senate Finance Committees and must provide a life-cycle budget analysis of the  
36 project. Such analysis shall be in a form to be prescribed by the Auditor of Public Accounts.
- 37 c ) The Commonwealth of Virginia shall have no general fund obligation for the construction, operation, insurance, routine  
38 maintenance, or long-term maintenance of any project authorized by the board of visitors of a public institution of higher  
39 education in accordance with this provision.
- 40 n. Acquisition, maintenance, and operation of buildings and nonbuilding facilities in colleges and universities shall be subject  
41 to the following policies:
- 42 1. The anticipated program use of the building or nonbuilding facility should determine the funding source for expenditures for  
43 acquisition, construction, maintenance, operation, and repairs.
- 44 2. Expenditures for land acquisition, site preparation beyond five feet from a building, and the construction of additional  
45 outdoor lighting, sidewalks, outdoor athletic and recreational facilities, and parking lots in the Virginia Community College  
46 System shall be made only from appropriated federal funds, Trust and Agency funds, including local government allocations or  
47 appropriations, or the proceeds of indebtedness authorized by the General Assembly.
- 48 3. The general policy of the Commonwealth shall be that parking services are to be operated as an auxiliary enterprise by all

1 colleges and universities. Institutions should develop sufficient reserves for ongoing maintenance and replacement of parking  
2 facilities.

3 4. Except as provided in paragraph 2 above, expenditures for maintenance, replacement, and repair of outdoor lighting,  
4 sidewalks, and other infrastructure facilities may be made from any appropriated funds.

5 5. Expenditures for operations, maintenance, and repair of athletic, recreational, and public service facilities, both indoor and  
6 outdoor, should be from nongeneral funds. However, this condition shall not apply to any indoor recreational facility existing  
7 on a community college campus as of July 1, 1988.

8 6.a. At institutions of higher education that have met the eligibility criteria for additional operational and administrative  
9 authority as set forth in Chapters 933 and 945 of the 2005 Acts of Assembly or Chapters 824 and 829 of the 2008 Acts of  
10 Assembly, any repair, renovation, or new construction project costing up to \$1,000,000 shall be exempt from the capital outlay  
11 review and approval process. For purposes of this paragraph, projects shall not include any subset of a series of projects,  
12 which in combination would exceed the \$1,000,000 maximum.

13 b. Blanket authorizations funded entirely by nongeneral funds may be used for 1) renovation and infrastructure projects  
14 costing up to \$2,000,000 and 2) the planning of nongeneral fund new construction and renovation projects through bidding,  
15 with bid award made after receipt of a construction authorization. The Director, Department of Planning and Budget, may  
16 provide exemptions to the threshold.

17 7. It is the policy of the Commonwealth that the institutions of higher education shall treat the maintenance of their facilities  
18 as a priority for the allocation of resources. No appropriations shall be transferred from the "Operation and Maintenance of  
19 Plant" subprogram except for closely and definitely related purposes, as approved by the Director, Department of Planning and  
20 Budget, or his designee. A report providing the rationale for each approved transfer shall be made to the Chairmen of the  
21 House Appropriations and Senate Finance Committees.

22 o. Legislative Intent and Reporting: Appropriations for capital projects shall be deemed to have been made for purposes which  
23 require their expenditure, or being placed under contract for expenditure, during the current biennium. Agencies to which such  
24 appropriations are made in this act or any other act are required to report progress as specified by the Governor. If, in the  
25 opinion of the Governor, these reports do not indicate satisfactory progress, he is authorized to take such actions as in his  
26 judgment may be necessary to meet legislative intent as herein defined. Reporting on the progress of capital projects shall be  
27 in accordance with § 4-8.00, Reporting Requirements.

28 p. No expenditure from a general fund appropriation in this act shall be made to expand or enhance a capital outlay project  
29 beyond that anticipated when the project was initially approved by the General Assembly except to comply with requirements  
30 imposed by the federal government when such capital project is for armories or other defense-related installations and is  
31 funded in whole or in part by federal funds. General fund appropriations in excess of those necessary to complete the project  
32 shall not be reallocated to expand or enhance the project, or be reallocated to a different project. The prohibitions in this  
33 subsection shall not apply to transfers from projects for which reappropriations have been authorized.

34 q. Local or private funds to be used for the acquisition, construction or improvement of capital projects for state agency use as  
35 owner or lessee shall be deposited into the state treasury for appropriation prior to their expenditure for such projects.

36 r. State-owned Registered Historic Landmarks: To guarantee that the historical and/or architectural integrity of any state-owned  
37 properties listed on the Virginia Landmarks Register and the knowledge to be gained from archaeological sites will not be  
38 adversely affected because of inappropriate changes, the heads of those agencies in charge of such properties are directed to  
39 submit all plans for significant alterations, remodeling, redecoration, restoration or repairs that may basically alter the  
40 appearance of the structure, landscaping, or demolition to the Department of Historic Resources. Such plans shall be reviewed  
41 within thirty days and the comments of that department shall be submitted to the Governor through the Department of General  
42 Services for use in making a final determination.

43 s.1. The Governor may authorize the conveyance of any interest in property or improvements thereon held by the  
44 Commonwealth to the educational or real estate foundation of any institution of higher education where he finds that such  
45 property was acquired with local or private funds or by gift or grant to or for the use of the institution, and not with funds  
46 appropriated to the institution by the General Assembly. Any approved conveyance shall be exempt from § 2.2-1156, Code of  
47 Virginia, and any other statute concerning conveyance, transfer or sale of state property. If the foundation conveys any interest  
48 in the property or any improvements thereon, such conveyance shall likewise be exempt from compliance with any statute  
49 concerning disposition of state property. Any income or proceeds from the conveyance of any interest in the property shall be  
50 deemed to be local or private funds and may be used by the foundation for any foundation purpose.

51 2. This section shall not apply to public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts  
52 of Assembly or Chapters 824 and 829 of the 2008 Acts of Assembly.

53 t.1. Facility Lease Agreements Involving Institutions of Higher Education: In the case of any lease agreement involving  
54 state-owned property controlled by an institution of higher education, where the lease has been entered into consistent with the  
55 provisions of § 2.2-1155, Code of Virginia, the Governor may amend, adjust or waive any project review and reporting



- 1 procedures of Executive agencies as may reasonably be required to promote the property improvement goals for which the  
2 lease agreement was developed.
- 3 2. This section shall not apply to public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts  
4 of Assembly or Chapters 824 and 829 of the 2008 Acts of Assembly.
- 5 u. Energy-efficiency Projects: Improvements to state-owned properties for the purpose of energy-efficiency shall be considered  
6 an operating expense, provided that:
- 7 1. 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  
9 90.1-1989, Virginia Energy Conservation and Environmental Standards, LEED Silver or Green Globes two-globe standards,  
10 and is limited to measures listed in guidelines issued by the Department of General Services.
- 11 2. The project is financed consistent with the provisions of § 2.2-2417, Code of Virginia, which requires Treasury Board  
12 approval and is executed through a nonprofessional services contract with a vendor approved by the Division of Purchases and  
13 Supply of the Department of General Services or through the Public-Private Educational Facilities and Infrastructure Act.
- 14 3. The scope of work has been reviewed and recommended by the Department of Mines, Minerals and Energy.
- 15 4. However, if the project scope entails: (a) constructing, enlarging, altering, repairing or demolishing a building or structure,  
16 (b) changing the use of a building either within the same use group or to a different use group when the new use requires  
17 greater degrees of structural strength, fire protection, exit facilities or sanitary provisions, or (c) removing or disturbing any  
18 asbestos-containing materials during demolition, alteration, renovation of or additions to building or structures, the project shall  
19 be subject to the capital outlay process as outlined in this section.
- 20 5. The total project cost does not exceed \$3,000,000. If the total project cost exceeds \$3,000,000, the project shall be subject  
21 to the capital budgeting process. However, energy performance projects underway before July 1, 2005, shall continue to be  
22 treated as operating expenses.
- 23 6. If the total project exceeds \$250,000, the agency director will submit written notification to the Director, Department of  
24 Planning and Budget, verifying that the project meets all of the above conditions. The director shall notify, in turn, the  
25 Chairmen of the House Appropriations and Senate Finance Committees that such projects have been initiated.
- 26 v. No expenditures shall be authorized for the purchase of fee simple title to any real property to be used for a correctional  
27 facility or for the actual construction of a correctional facility provided for in this act, or by reference hereto, that involves  
28 acquisition or new construction of youth or adult correctional facilities on real property which was not owned by the  
29 Commonwealth on January 1, 1995, until the governing body of the county, city or town wherein the project is to be located  
30 has adopted a resolution supporting the location of such project within the boundaries of the affected jurisdiction. The  
31 foregoing does not prohibit expenditures for site studies, real estate options, correctional facility design and related  
32 expenditures.
- 33 w. Except for institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts of Assembly, any  
34 alternative financing agreement entered into between a state agency or institution of higher education and a private entity or  
35 affiliated foundation must be reviewed and approved by the Treasury Board.
- 36 x. Prior to requesting authorization for new dormitory capital projects, institutions of higher education shall conduct a cost  
37 study to determine whether an alternative financing arrangement or public-private transaction would provide a more effective  
38 option for the construction of the proposed facility. This study shall be submitted to the Department of Planning and Budget as  
39 part of the budget development process and shall be evaluated by the Governor prior to submitting his proposed budget.
- 40 y. Any new construction project developed by or for the Chippokes Plantation Farm Foundation, with an estimated cost of  
41 \$750,000 or less, shall be exempt from the capital outlay review and approval process.
- 42 z. Construction or improvement projects of the Department of Military Affairs are not exempt from the capital outlay review  
43 process when the state procurement process is utilized, except for those projects with both an estimated cost of \$1,000,000 or  
44 less and are 100 percent federally reimbursed.
- 45 § 4-4.02 PLANNING AND BUDGETING
- 46 a. It shall be the intent of the General Assembly to make biennial appropriations for a capital improvements program sufficient  
47 to address the program needs of the Commonwealth. The capital improvements program shall include maintenance and  
48 deferred maintenance of the Commonwealth's existing facilities, and of the facility requirements necessary to deliver the  
49 programs of state agencies and institutions.

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

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

##### 5 § 4-5.01 TRANSACTIONS WITH INDIVIDUALS

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

9 b. STUDENT FINANCIAL ASSISTANCE FOR HIGHER EDUCATION:

10 1. General:

11 a) The appropriations made in this act to state institutions of higher education within the Items for student financial assistance  
 12 may be expended for any one, all, or any combination of the following purposes: grants to undergraduate students enrolled at  
 13 least one-half time in a degree, certificate or diploma program; grants to full-time graduate students; grants to students enrolled  
 14 full-time in a dual or concurrent undergraduate and graduate program; institutional contributions to federal or private student  
 15 grant aid programs requiring matching funds by the institution, except for programs requiring work. The State Council of  
 16 Higher Education for Virginia shall annually review each institution's plan for the expenditures of its appropriation for  
 17 undergraduate student financial assistance prior to the start of the fall term to determine program compliance. The institution's  
 18 plan shall include the institution's assumptions and calculations for determining the cost of attendance, student financial need,  
 19 and student remaining need as well as an award schedule or description of how funds are awarded. For the purposes of the  
 20 proposed plan, each community college shall be considered independently.

21 b) All awards made to undergraduate students from such Items shall be for Virginia students only and such awards shall offset  
 22 all, or portions of, the costs of tuition and required fees, and, in the case of students qualifying under subdivision b 2 c)1)  
 23 hereof, the cost of books. All undergraduate financial aid award amounts funded by this appropriation shall be proportionate to  
 24 the remaining need of individual students, with students with higher levels of remaining need receiving grants before other  
 25 students. No criteria other than the need of the student shall be used to determine the award amount other than as specified in  
 26 Item 198 K of this act. Because of the low cost of attendance and recognizing that federal grants provide a much higher  
 27 portion of cost than at other institutions, a modified approach and minimum award amount for the neediest VGAP student  
 28 should be implemented for community college and Richard Bland College students based on remaining need and the  
 29 combination of federal and grant state aid. Student financial need shall be determined by a need-analysis system approved by  
 30 the Council.

31 c)1) All need-based awards made to graduate students shall be determined by the use of a need-analysis system approved by  
 32 the Council.

33 2) As part of the six-year financial plans required in the provisions of Chapters 933 and 945 of the 2005 Acts of Assembly,  
 34 each institution of higher education shall report the extent to which tuition and fee revenues are used to support graduate  
 35 student aid and graduate compensation and how the use of these funds impacts planned increases in student tuition and fees.

36 d) A student who receives a grant under such Items and who, during a semester, withdraws from the institution which made  
 37 the award must surrender the unearned portion. The institution shall calculate the unearned portion of the award based on the  
 38 percentage used for federal Return to Title IV program purposes.

39 e) An award made under such Items to assist a student in attending an institution's summer session shall be prorated according  
 40 to the size of comparable awards made in that institution's regular session.

41 f) The provisions of this act under the heading "Student Financial Assistance for Higher Education" shall not apply to the soil  
 42 scientist scholarships authorized under § 23-38.3, Code of Virginia.

43 g) Unless noted elsewhere in this act, awards shall be named "Commonwealth" grants.

44 h) Unless otherwise provided by statute, undergraduate awards shall not be made to students seeking a second or additional  
 45 baccalaureate degree until the financial aid needs of first-degree seeking students are fully met.

46 2. Grants To Undergraduate Students:

47 a) Each institution which makes undergraduate grants paid from its appropriation for student financial assistance shall expend  
 48 such sums as approved for that purpose by the Council.

49 b) A student receiving an award must be duly admitted and enrolled in a degree, certificate or diploma program at the  
 50 institution making the award, and shall be making satisfactory academic progress as defined by the institution for the purposes

- 1 of eligibility under Title IV of the federal Higher Education Act, as amended.
- 2 c)1) It is the intent of the General Assembly that students eligible under the Virginia Guaranteed Assistance Program (VGAP)  
3 authorized in Title 23, Chapter 4.4:2, Code of Virginia, shall receive grants before all other students at the same institution  
4 with equivalent remaining need from the appropriations for undergraduate student financial assistance found in Part 1 of this  
5 act (service area 1081000 - Scholarships). In each instance, VGAP eligible students shall receive awards greater than other  
6 students with equivalent remaining need.
- 7 2) The amount of each VGAP grant shall vary according to each student's remaining need and the total of tuition, all required  
8 fees and the cost of books at the institution the student will attend upon acceptance for admission. The actual amount of the  
9 VGAP award will be determined by the proportionate award schedule adopted by each institution; however, those students with  
10 the greatest financial need shall be guaranteed an award at least equal to tuition.
- 11 3) It is the intent of the General Assembly that the Virginia Guaranteed Assistance Program serve as an incentive to financially  
12 needy students now attending elementary and secondary school in Virginia to raise their expectations and their academic  
13 performance and to consider higher education an achievable objective in their futures.
- 14 4) Students may not receive a VGAP and a Commonwealth grant in the same semester.
- 15 3. Grants To Graduate Students:
- 16 a) An individual award may be based on financial need but may, in addition to or instead of, be based on other criteria  
17 determined by the institution making the award. The amount of an award shall be determined by the institution making the  
18 award; however, the Council shall annually be notified as to the maximum size of a graduate award that is paid from funds in  
19 the appropriation.
- 20 b) The institution is required to transfer to educational and general appropriations all funds used to pay graduate assistantships  
21 or for duties which require work.
- 22 c) A student receiving a graduate award paid from the appropriation must be duly admitted into a graduate degree program at  
23 the institution making the award.
- 24 d) Not more than 50 percent of the funds designated by an institution as graduate grants from the appropriation, and approved  
25 as such by the Council, shall be awarded to persons not eligible to be classified as Virginia domiciliary resident students  
26 except in cases where the persons meet the criteria outlined in § 4-2.01b.6.
- 27 4. Matching Funds: Any institution of higher education may, with the approval of the Council, use funds from its appropriation  
28 for fellowships and scholarships to provide the institutional contribution to any student financial aid program established by the  
29 federal government or private sources which requires the matching of the contribution by institutional funds, except for  
30 programs requiring work.
- 31 5. Discontinued Loan Program:
- 32 a) If any federal student loan program for which the institutional contribution was appropriated by the General Assembly is  
33 discontinued, the institutional share of the discontinued loan program shall be repaid to the fund from which the institutional  
34 share was derived unless other arrangements for the use of the funds are recommended by the Council and approved by the  
35 Department of Planning and Budget. Should the institution be permitted to retain the federal contributions to the program, the  
36 funds shall be used according to arrangements authorized by the Council and approved by the Department of Planning and  
37 Budget.
- 38 b)1) An institution of higher education may discontinue its student loan fund established pursuant to Title 23, Chapter 4.01,  
39 Code of Virginia. The full amount of cash in such discontinued loan fund shall be paid into the state treasury into a  
40 nonreversible nongeneral fund account. Prior to such payment, the State Comptroller shall verify its accuracy, including the fact  
41 that the cash held by the institution in the loan fund will be fully depleted by such payment. The loan fund shall not be  
42 reestablished thereafter for that institution.
- 43 2) The cash so paid into the state treasury shall be used only for grants to undergraduate and graduate students in the Higher  
44 Education Student Financial Assistance program according to arrangements authorized by the Council and approved by the  
45 Department of Planning and Budget.
- 46 3) Payments on principal and interest of any promissory notes held by the discontinued loan fund shall continue to be received  
47 by the institution, which shall deposit such payments in the state treasury to the nonreversible nongeneral fund account  
48 specified in subdivision (1) preceding, to be used for grants as specified in subdivision (2) preceding.
- 49 6. Reporting: The Council shall collect student-specific information for undergraduate students as is necessary for the operation  
50 of the Student Financial Assistance Program. The Council shall maintain regulations governing the operation of the Student

1 Financial Assistance Program based on the provisions outlined in this section, the Code of Virginia, and State Council policy.

2 C. PER DIEM PAYMENTS: Notwithstanding Section 2.2-2813, Code of Virginia, or any other provision of law, executive  
3 branch agencies shall not pay per diems to members of boards or commissions from any fund.

4 § 4-5.02 THIRD PARTY TRANSACTIONS

5 a. EMPLOYMENT OF ATTORNEYS:

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

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

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

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

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

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

30 d. DEBT COLLECTION SERVICES:

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

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

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

46 § 4-5.03 SERVICES AND CLIENTS

47 a. CHANGED COST FACTORS:

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

1 2. State agencies shall submit any proposed modifications in rates to be charged by internal service funds, pursuant to  
 2 §§ 2.2-803, 2.2-1011, and 2.2-2013, Code of Virginia, that impact on agency expenditures to the Department of Planning and  
 3 Budget for review prior to approval by the Joint Legislative Audit and Review Commission. In its review, the Department of  
 4 Planning and Budget shall determine whether the requested rate modifications are consistent with budget assumptions and  
 5 report its findings to the Commission prior to the approval of the rate request.

6 b. NEW SERVICES:

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

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

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

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

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

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

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

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

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

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

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

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

36 d. PERFORMANCE MEASUREMENT

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

43 2.a) Within thirty days of the enactment of this act, the Director, Department of Planning and Budget, shall submit in writing  
 44 to the Chairmen of the House Appropriations and Senate Finance Committees a list of the new initiatives for which  
 45 appropriations are provided in this act.

46 b) Not later than ninety days after the end of the first year of the biennium, the Director, Department of Planning and Budget,  
 47 shall prepare a report on the performance of each new initiative contained in the list, to be submitted to the Chairmen of the  
 48 House Appropriations and Senate Finance Committees. The report shall compare the actual results, including expenditures, of

1 the initiative with the anticipated results and the appropriation for the initiative. This information shall be used to determine  
 2 whether the initiative should be extended beyond the beginning period. In the preparation of this report, all state agencies shall  
 3 provide assistance as requested by the Department of Planning and Budget.

4 § 4-5.04 GOODS AND SERVICES

5 a. STUDENT ATTENDANCE AT INSTITUTIONS OF HIGHER EDUCATION:

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

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

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

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

26 b. INFORMATION TECHNOLOGY FACILITIES AND SERVICES:

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

30 b) Except for research projects, research initiatives, or instructional programs at public institutions of higher education, requests  
 31 for authorization from state agencies and institutions to procure information technology and telecommunications goods and  
 32 services on their own behalf shall be made in writing to the Chief Information Officer or his designee.

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

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

40 e) Nothing in this subsection shall prevent public institutions of higher education or the Virginia Community College System  
 41 from using the services of Network Virginia; however, utilization of the Network Virginia contract for services available under  
 42 VITA state contract is prohibited except for research projects, research initiatives, or instructional programs at public  
 43 institutions of higher education.

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

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

- 1 3. The provisions of this subsection shall not in any way affect the duties and responsibilities of the State Comptroller under  
2 the provisions of § 2.2-803, Code of Virginia.
- 3 4. It is the intent of the General Assembly that information technology (IT) systems, products, data, and service costs,  
4 including geographic information systems (GIS), be contained through the shared use of existing or planned equipment, data,  
5 or services which may be available or soon made available for use by state agencies, institutions, authorities, and other public  
6 bodies. State agencies, institutions, and authorities shall cooperate with the Virginia Information Technologies Agency in  
7 identifying the development and operational requirements for proposed IT and GIS systems, products, data, and services,  
8 including the proposed use, functionality, capacity and the total cost of acquisition, operation and maintenance.
- 9 5. This section shall not apply to public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts  
10 of Assembly.
- 11 c. MOTOR VEHICLES AND AIRCRAFT:
- 12 1. No motor vehicles (including station wagons) shall be purchased or leased with public funds by the state or any officer or  
13 employee on behalf of the state without the prior written approval of the Director, Department of General Services.
- 14 2. The institutions of higher education shall be exempt from this provision but shall be required to report their entire inventory  
15 of purchased and leased vehicles including the cost of such to the Director of the Department of General Services by June 30  
16 of each year. The Director of the Department of General Services shall compare the cost of vehicles acquired by institutions of  
17 higher education to like vehicles under the state contract. If the comparison demonstrates for a given institution that the cost to  
18 the Commonwealth is greater for like vehicles than would be the case based on a contract of statewide applicability, the  
19 Governor or his designee may suspend the exemption granted to the institution pursuant to this subparagraph c.
- 20 3. The Director, Department of General Services, is hereby authorized to transfer surplus motor vehicles among the state  
21 agencies, and determine the value of such surplus equipment for the purpose of maintaining the financial accounts of the state  
22 agencies affected by such transfers.
- 23 d. MOTION PICTURE, TELEVISION AND RADIO SERVICES PRODUCTION: Except for public institutions of higher  
24 education governed by Chapters 933 and 943 of the 2006 Acts of Assembly, no state Executive Department agency or the  
25 State Lottery Department shall expend any public funds for the production of motion picture films or of programs for  
26 television transmission, or for the operation of television or radio transmission facilities, without the prior written approval of  
27 the Governor or as otherwise provided in this act, except for educational television programs produced for  
28 elementary-secondary education by authority of the Virginia Information Technologies Agency. The Joint Subcommittee on  
29 Rules is authorized to provide the approval of such expenditures for legislative agencies. For judicial agencies and independent  
30 agencies, other than the State Lottery Department, prior approval action rests with the supervisory bodies of these entities.  
31 With respect to television programs which are so approved and other programs which are otherwise authorized or are not  
32 produced for television transmission, state agencies may enter into contracts without competitive sealed bidding, or competitive  
33 negotiation, for program production and transmission services which are performed by public telecommunications entities, as  
34 defined in § 2.2-2427, Code of Virginia.
- 35 e. TRAVEL: Reimbursement for the cost of travel on official business of the state government is authorized to be paid  
36 pursuant to law and regulations issued by the State Comptroller to implement such law. Notwithstanding any contrary  
37 provisions of law:
- 38 1. For the use of personal automobiles in the discharge of official duties outside the continental limits of the United States, the  
39 State Comptroller may authorize an allowance not exceeding the actual cost of operation of such automobiles;
- 40 2. The first 15,000 miles of use during each fiscal year of personal automobiles in the discharge of official duties within the  
41 continental limits of the United States shall be reimbursed at an amount equal to the most recent business standard mileage  
42 rate as established by the Internal Revenue Service for employees or self-employed individuals to use in computing their  
43 income tax deductible costs for operating passenger vehicles owned or leased by them for business purposes, or in the instance  
44 of a state employee, at the lesser of (a) the IRS rate or (b) the lowest combined capital and operational trip pool rate charged  
45 by the Department of General Services, Office of Fleet Management Services (OFMS), posted on the OFMS website at time of  
46 travel, for the use of a compact state-owned vehicle. If the head of the state agency concerned certifies that a state-owned  
47 vehicle was not available, or if, according to regulations issued by the State Comptroller, the use of a personal automobile in  
48 lieu of a state-owned automobile is considered to be an advantage to the state, the reimbursement shall be at the rate of the  
49 IRS rate. For such use in excess of 15,000 miles in each fiscal year, the reimbursement shall be at a rate of 13.0 cents per  
50 mile, unless a state-owned vehicle is not available; then the rate shall be the IRS rate;
- 51 3. The State Comptroller may authorize exemptions to restrictions upon use of common carrier accommodations;
- 52 4. The State Comptroller may authorize reimbursement by per diem in lieu of actual costs of meals and any other expense  
53 category deemed necessary for the efficient and effective operation of state government;
- 54 5. State agencies shall identify all employees likely to travel on official business of state government more than twice per year

1 and shall reimburse such employees for their travel costs using electronic data interchange. Any exceptions to this requirement  
2 must be approved by the affected cabinet secretary; and

3 6. This section shall not apply to members and employees of public school boards.

4 f. SMALL PURCHASE CHARGE CARD, ELECTRONIC DATA INTERCHANGE, DIRECT DEPOSIT, AND PAYLINE  
5 OPT OUT: The State Comptroller is hereby authorized to charge state agencies a fee of \$5 per check or earnings notice when,  
6 in his judgment, agencies have failed to comply with the Commonwealth's electronic commerce initiatives to reduce  
7 unnecessary administrative costs for the printing and mailing of state checks and earning notices. The fee shall be collected by  
8 the Department of Accounts through accounting entries.

9 g. PURCHASES OF APPLIANCES AND EQUIPMENT: State agencies and institutions shall purchase Energy Star rated  
10 appliances and equipment in all cases where such appliances and equipment are available.

11 h. ELECTRONIC PAYMENTS: Any recipient of payments from the State Treasury who receives six or more payments per  
12 year issued by the State Treasurer shall receive such payments electronically. The State Treasurer shall decide the appropriate  
13 method of electronic payment and, through his warrant issuance authority, the State Comptroller shall enforce the provisions of  
14 this section. The State Comptroller is authorized to grant administrative relief to this requirement when circumstances justify  
15 non-electronic payment.

16 i. LOCAL AND NON-STATE SAVINGS AND EFFICIENCIES: It is the intent of the General Assembly that State agencies  
17 shall encourage and assist local governments, school divisions, and other non-state governmental entities in their efforts to  
18 achieve cost savings and efficiencies in the provision of mandated functions and services including but not limited to finance,  
19 procurement, social services programs, and facilities management.

20 § 4-5.05 NONSTATE AGENCIES, INTERSTATE COMPACTS AND ORGANIZATIONAL MEMBERSHIPS

21 a. The accounts of any agency, however titled, which receives funds from this or any other appropriating act of the General  
22 Assembly, and is not owned or controlled by the Commonwealth of Virginia, shall be subject to audit or shall present an audit  
23 acceptable to the Auditor of Public Accounts when so directed by the Governor or the Joint Legislative Audit and Review  
24 Commission.

25 b.1. For purposes of this subsection, the definition of "nonstate agency" is that contained in § 2.2-1505, Code of Virginia.

26 2. Allotment of appropriations to nonstate agencies shall be subject to the following criteria:

27 a) Such agency is located in and operates in Virginia.

28 b) The agency must be open to the public or otherwise engaged in activity of public interest, with expenditures having actually  
29 been incurred for its operation.

30 3. No allotment of appropriations shall be made to a nonstate agency until such agency has certified to the Secretary of  
31 Finance that cash or in-kind contributions are on hand and available to match equally all or any part of an appropriation which  
32 may be provided by the General Assembly, unless the organization is specifically exempted from this requirement by language  
33 in this act. Such matching funds shall not have been previously used to meet the match requirement in any prior appropriation  
34 act.

35 4. Operating appropriations for nonstate agencies equal to or in excess of \$150,000 shall be disbursed to nonstate agencies in  
36 twelve or fewer equal monthly installments depending on when the first payment is made within the fiscal year. Operating  
37 appropriations for nonstate agencies of less than \$150,000 shall be disbursed in one payment once the nonstate agency has  
38 successfully met applicable match and application requirements.

39 5. The provisions of § 2.2-4343 A 14, Code of Virginia shall apply to any expenditure of state appropriations by a nonstate  
40 agency.

41 c.1. Each interstate compact commission and each organization in which the Commonwealth of Virginia or a state agency  
42 thereof holds membership, and the dues for which are provided in this act or any other appropriating act, shall submit its  
43 biennial budget request to the state agency under which such commission or organization is listed in this act. The state agency  
44 shall include the request of such commission or organization within its own request, but identified separately. Requests by the  
45 commission or organization for disbursements from appropriations shall be submitted to the designated state agency.

46 2. Each state agency shall submit by November 1 each year, a report to the Director, Department of Planning and Budget,  
47 listing the name and purpose for organizational memberships held by that agency with annual dues of \$5,000 or more. The  
48 institutions of higher education shall be exempt from this reporting requirement.



1 § 4-5.06 DELEGATION OF AUTHORITY

2 a. The designation in this act of an officer or agency head to perform a specified duty shall not be deemed to supersede the  
3 authority of the Governor to delegate powers under the provisions of § 2.2-104 , Code of Virginia.

4 b. The nongeneral fund capital outlay decentralization programs initiated pursuant to § 4-5.08b of Chapter 912, 1996 Acts of  
5 Assembly as continued in subsequent appropriation acts are hereby made permanent. Decentralization programs for which  
6 institutions have executed memoranda of understanding with the Secretary of Administration pursuant to the provisions of  
7 § 4-5.08b of Chapter 912, 1996 Acts of Assembly shall no longer be considered pilot projects, and shall remain in effect until  
8 revoked.

9 c. Institutions wishing to participate in a nongeneral fund capital outlay decentralization program for the first time shall submit  
10 a letter of interest to the appropriate Cabinet Secretary. Within 90 calendar days of the receipt of the institution's request to  
11 participate, the responsible Cabinet Secretary shall determine whether the institution meets the eligibility criteria and, if  
12 appropriate, establish a decentralization program at the institution. The Cabinet Secretary shall report to the Governor and  
13 Chairmen of the Senate Finance and House Appropriations Committees by December 1 of each year all institutions that have  
14 applied for inclusion in a decentralization program and whether the institutions have been granted authority to participate in the  
15 decentralization program.

16 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  
17 programs for selected capital outlay projects and memoranda of understanding in institutions of higher education are hereby  
18 continued. Notwithstanding these provisions, those projects shall be insured through the state's risk management liability  
19 program.

20 e. If during an independent audit conducted by the Auditor of Public Accounts, the audit discloses that an institution is not  
21 performing within the terms of the memoranda of understanding or their addenda, the Auditor shall report this information to  
22 the Governor, the responsible Cabinet Secretary, and the Chairmen of the Senate Finance and House Appropriations  
23 Committees.

24 f. Institutions that have executed memoranda of understanding with the Secretary of Administration for nongeneral fund capital  
25 outlay decentralization programs are hereby granted a waiver from the provisions of § 2.2-4301, Competitive Negotiation,  
26 subdivision 3a, Code of Virginia, regarding the not to exceed amount of \$100,000 for a single project, the not to exceed sum  
27 of \$500,000 for all projects performed, and the option to renew for two additional one-year terms.

28 g. Notwithstanding any contrary provision of law or this act, delegations of authority in this act to the Governor shall apply  
29 only to agencies and personnel within the Executive Department, unless specifically stated otherwise.

30 h. This section shall not apply to public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts  
31 of Assembly.

32 § 4-5.07 LEASE PAYMENTS

33 a. Agencies shall not acquire real property by lease until the agency certifies to the Director, Department of General Services,  
34 that (i) funds are available within the agency's appropriations made by this act for the cost of the lease and (ii) the volume of  
35 leased space conforms with the space planning procedures for leased facilities developed by the Department of General  
36 Services and approved by the Governor. This provision shall not apply to institutions of higher education that have met the  
37 conditions prescribed in subsection B of § 23-38.88, Code of Virginia.

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

40 § 4-5.08 SEMICONDUCTOR MANUFACTURING PERFORMANCE GRANT PROGRAMS

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

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

4 § 4-5.09 DISPOSITION OF SURPLUS REAL PROPERTY

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

7 1. Any emergency declared in accordance with §§ 44-146.18:2 or 44-146.28, Code of Virginia, or

8 2. Not less than thirty days after the Governor notifies, in writing, the Chairmen of the House Appropriations and Senate  
 9 Finance Committees regarding the planned conveyance, including a statement of the proceeds to be derived from such  
 10 conveyance and the individual or entity taking title to such property.

11 3. Surplus property valued at less than \$5,000,000 that is possessed and controlled by a public institution of higher education,  
 12 pursuant to §§ 2.2-1149 and 2.2-1153, Code of Virginia.

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

16 § 4-5.10 SURPLUS PROPERTY TRANSFERS FOR ECONOMIC DEVELOPMENT

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

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

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

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

33 § 4-6.00 POSITIONS AND EMPLOYMENT

34 § 4-6.01 EMPLOYEE COMPENSATION

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

44 b. Annual salaries of persons appointed to positions by the General Assembly, pursuant to the provisions of §§ 2.2-200 and  
 45 2.2-400, Code of Virginia, shall be paid in the amounts shown.

46	July 1, 2010	July 1, 2011	November 25, 2011
47	to	to	to
48	June 30, 2011	November 24, 2011	June 30, 2012

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Chief of Staff	\$152,818	\$152,818	\$152,818
Secretary of Administration	\$152,793	\$152,793	\$152,793
Secretary of Agriculture and Forestry	\$152,793	\$152,793	\$152,793
Secretary of Commerce and Trade	\$152,793	\$152,793	\$152,793
Secretary of the Commonwealth	\$152,793	\$152,793	\$152,793
Secretary of Education	\$152,793	\$152,793	\$152,793
Secretary of Finance	\$152,793	\$152,793	\$152,793
Secretary of Health and Human Resources	\$152,793	\$152,793	\$152,793
Secretary of Natural Resources	\$152,793	\$152,793	\$152,793
Secretary of Public Safety	\$152,793	\$152,793	\$152,793
Secretary of Technology	\$152,793	\$152,793	\$152,793
Secretary of Transportation	\$152,793	\$152,793	\$152,793

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

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

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.

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

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

2) The governing boards of the independent agencies may increase or decrease the annual salary for incumbents of positions 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 respective salary range, in accordance with an assessment of performance and service to the Commonwealth.

b)1) The appointing or governing authority may grant performance bonuses of 0-5 percent for positions whose salaries are 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 with policies and procedures established by such appointing or governing authority. Such performance bonuses shall be over and above the salaries listed in this act, and shall not become part of the base rate of pay.

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

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

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

1 approved supplements to the Department of Human Resource Management for retention in its records.

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

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

12 b) Existing salary contracts between the Chief Information Officer and the Information Technology Investment Board in effect  
13 before the enactment of this act shall remain in effect as originally written until the termination of said contracts. Salary  
14 contracts entered into after enactment of this act shall adhere to the conditions specified in § 4-6.01.

	<b>July 1, 2010</b>	<b>July 1, 2011</b>	<b>November 25, 2011</b>
	<b>to</b>	<b>to</b>	<b>to</b>
	<b>June 30, 2011</b>	<b>November 24, 2011</b>	<b>June 30, 2012</b>
<b>Level I Range</b>	<b>\$136,806 - \$191,906</b>	<b>\$136,806 - \$191,906</b>	<b>\$136,806 - \$191,906</b>
<b>Midpoint</b>	<b>\$164,356</b>	<b>\$164,356</b>	<b>\$164,356</b>
Chief Information Officer, Virginia Information Technologies Agency	\$191,906	\$191,906	\$191,906
Commissioner, Department of Motor Vehicles	\$143,449	\$143,449	\$143,449
Commissioner, Department of Social Services	\$143,450	\$143,450	\$143,450
Commissioner, Department of Behavioral Health and Developmental Services	\$189,280	\$189,280	\$189,280
Commonwealth Transportation Commissioner	\$189,280	\$189,280	\$189,280
Director, Department of Corrections	\$147,321	\$147,321	\$147,321
Director, Department of Environmental Quality	\$150,218	\$150,218	\$150,218
Director, Department of Medical Assistance Services	\$148,249	\$148,249	\$148,249
Director, Department of Planning and Budget	\$150,000	\$150,000	\$150,000
State Health Commissioner	\$191,906	\$191,906	\$191,906
State Tax Commissioner	\$136,806	\$136,806	\$136,806

1	Superintendent of Public			
2	Instruction	\$167,111	\$167,111	\$167,111
3				
4	Superintendent of State			
5	Police	\$145,787	\$145,787	\$145,787
6				
7				
8		<b>July 1, 2010</b>	<b>July 1, 2011</b>	<b>November 25, 2011</b>
9		<b>to</b>	<b>to</b>	<b>to</b>
10		<b>June 30, 2011</b>	<b>November 24, 2011</b>	<b>June 30, 2012</b>
11				
12	<b>Level II Range</b>	<b>\$96,659 - \$152,821</b>	<b>\$96,659 - \$152,821</b>	<b>\$96,659 - \$152,821</b>
13				
14	<b>Midpoint</b>	<b>\$123,210</b>	<b>\$123,210</b>	<b>\$123,210</b>
15				
16	Alcoholic Beverage			
17	Control Commissioners			
18	(two)	\$124,741	\$124,741	\$124,741
19				
20	Chairman, Alcoholic			
21	Beverage Control Board	\$124,741	\$124,741	\$124,741
22				
23	Commissioner,			
24	Department of			
25	Agriculture and			
26	Consumer Services	\$137,280	\$137,280	\$137,280
27				
28	Commissioner,			
29	Department of Veterans			
30	Services	\$125,336	\$125,336	\$125,336
31				
32	Commissioner, Virginia			
33	Employment			
34	Commission	\$124,741	\$124,741	\$124,741
35				
36	Executive Director,			
37	Department of Game and			
38	Inland Fisheries	\$124,740	\$124,740	\$124,740
39				
40	Commissioner, Marine			
41	Resources Commission	\$109,900	\$109,900	\$109,900
42				
43	Director, Department of			
44	Business Assistance	\$96,659	\$96,659	\$96,659
45				
46	Director, Department of			
47	Forensic Science	\$146,640	\$146,640	\$146,640
48				
49	Director, Department of			
50	General Services	\$141,231	\$141,231	\$141,231
51				
52	Director, Department of			
53	Mines, Minerals and			
54	Energy	\$118,941	\$118,941	\$118,941
55				
56	Director, Department of			
57	Human Resource			
58	Management	\$137,955	\$137,955	\$137,955
59				
60	Director, Department of			
61	Juvenile Justice	\$137,357	\$137,357	\$137,357
62				
63	Director, Department of			
64	Rail and Public			
65	Transportation	\$152,821	\$152,821	\$152,821
66				

1	Executive Director,			
2	DMV Dealer Board	\$109,948	\$109,948	\$109,948
3				
4	Executive Director,			
5	Virginia Port Authority	\$137,186	\$137,186	\$137,186
6				
7	State Comptroller	\$133,972	\$133,972	\$133,972
8				
9	State Treasurer	\$149,761	\$149,761	\$149,761
10				
11				
12		<b>July 1, 2010</b>	<b>July 1, 2011</b>	<b>November 25, 2011</b>
13		<b>to</b>	<b>to</b>	<b>to</b>
14		<b>June 30, 2011</b>	<b>November 24, 2011</b>	<b>June 30, 2012</b>
15				
16	<b>Level III Range</b>	<b>\$96,660 - \$132,890</b>	<b>\$84,150 - \$132,890</b>	<b>\$84,150 - \$132,890</b>
17				
18	<b>Midpoint</b>	<b>\$114,775</b>	<b>\$114,775</b>	<b>\$114,775</b>
19				
20	Adjutant General	\$131,903	\$131,903	\$131,903
21				
22	Chairman, Virginia			
23	Parole Board	\$125,107	\$125,107	\$125,107
24				
25	Commissioner,			
26	Department of Labor and			
27	Industry	\$125,759	\$125,759	\$125,759
28				
29	Commissioner,			
30	Department of			
31	Rehabilitative Services	\$130,815	\$130,815	\$130,815
32				
33	Coordinator, Department			
34	of Emergency			
35	Management	\$114,650	\$114,650	\$114,650
36				
37	Director, Department of			
38	Aviation	\$127,937	\$127,937	\$127,937
39				
40	Director, Department of			
41	Conservation and			
42	Recreation	\$128,004	\$128,004	\$128,004
43				
44	Director, Department of			
45	Criminal Justice Services	\$124,276	\$124,276	\$124,276
46				
47	Director, Department of			
48	Employment Dispute			
49	Resolution	\$106,436	\$106,436	\$106,436
50				
51	Director, Department of			
52	Health Professions	\$120,121	\$120,121	\$120,121
53				
54	Director, Department of			
55	Historic Resources	\$105,189	\$105,189	\$105,189
56				
57	Director, Department of			
58	Housing and Community			
59	Development	\$118,414	\$118,414	\$118,414
60				
61	Director, Department of			
62	Professional and			
63	Occupational Regulation	\$127,124	\$127,124	\$127,124
64				
65	Director, The Science			
66	Museum of Virginia	\$122,635	\$122,635	\$122,635
67				

1	Director, Virginia			
2	Museum of Fine Arts	\$127,358	\$127,358	\$127,358
3				
4	Director, Virginia			
5	Museum of Natural			
6	History	\$105,189	\$105,189	\$105,189
7				
8	Executive Director,			
9	Jamestown-Yorktown			
10	Foundation	\$121,848	\$121,848	\$121,848
11				
12	Executive Secretary,			
13	Virginia Racing			
14	Commission	\$102,503	\$102,503	\$102,503
15				
16	Librarian of Virginia	\$132,890	\$132,890	\$132,890
17				
18	State Forester,			
19	Department of Forestry	\$96,660	\$96,660	\$96,660
20				
21	Superintendent,			
22	Department of			
23	Correctional Education	\$128,873	\$128,873	\$128,873
24				
25				
26		<b>July 1, 2010</b>	<b>July 1, 2011</b>	<b>November 25, 2011</b>
27		<b>to</b>	<b>to</b>	<b>to</b>
28		<b>June 30, 2011</b>	<b>November 24, 2011</b>	<b>June 30, 2012</b>
29				
30	<b>Level IV Range</b>	<b>\$73,090 - \$109,309</b>	<b>\$73,090 - \$109,309</b>	<b>\$73,090 - \$109,309</b>
31				
32				
33	<b>Midpoint</b>	<b>\$91,200</b>	<b>\$91,200</b>	<b>\$91,200</b>
34				
35	Administrator,			
36	Commonwealth's			
37	Attorneys' Services			
38	Council	\$93,537	\$93,537	\$93,537
39				
40	Commissioner,			
41	Department for the			
42	Aging	\$109,309	\$109,309	\$109,309
43				
44	Commissioner, Virginia			
45	Department for the Blind			
46	and Vision Impaired	\$104,500	\$104,500	\$104,500
47				
48	Director, Department of			
49	Minority Business			
50	Enterprise	\$101,130	\$101,130	\$101,130
51				
52	Executive Director,			
53	Board of Accountancy	\$98,114	\$98,114	\$98,114
54				
55	Executive Director,			
56	Frontier Culture Museum			
57	of Virginia	\$101,085	\$101,085	\$101,085
58				
59	Human Rights Director,			
60	Human Rights Council	\$73,090	\$73,090	\$73,090
61				
62	Secretary, State Board of			
63	Elections	\$104,000	\$104,000	\$104,000
64				
65				
66		<b>July 1, 2010</b>	<b>July 1, 2011</b>	<b>November 25, 2011</b>
67		<b>to</b>	<b>to</b>	<b>to</b>

	<b>June 30, 2011</b>	<b>November 24, 2011</b>	<b>June 30, 2012</b>
<b>Level V Range</b>	<b>\$20,288 - \$84,365</b>	<b>\$20,288 - \$84,365</b>	<b>\$20,288 - \$84,365</b>
<b>Midpoint</b>	<b>\$52,327</b>	<b>\$52,327</b>	<b>\$52,327</b>
Director, Gunston Hall	\$82,072	\$82,072	\$82,072
Director, Virginia Department for the Deaf and Hard-of-Hearing	\$84,365	\$84,365	\$84,365
Executive Director, Department of Fire Programs	\$83,200	\$83,200	\$83,200
Executive Director, Towing and Recovery Operators	\$75,712	\$75,712	\$75,712
Executive Director, Virginia Commission for the Arts	\$82,174	\$82,174	\$82,174
Chairman of Board Chairman, Compensation Board	\$20,288	\$20,288	\$20,288

7. Annual salaries of the directors of the independent agencies, as listed in this subdivision, shall be paid in the amounts shown. All salary changes shall be subject to subdivisions c 1, c 2, and c 3 above.

	<b>July 1, 2010 to June 30, 2011</b>	<b>July 1, 2011 to November 24, 2011</b>	<b>November 25, 2011 to June 30, 2012</b>
<b>Independent Range</b>	<b>\$121,758 - \$162,240</b>	<b>\$121,758 - \$162,240</b>	<b>\$121,758 - \$162,240</b>
<b>Midpoint</b>	<b>\$141,999</b>	<b>\$141,999</b>	<b>\$141,999</b>
Director, State Lottery Department	\$135,923	\$135,923	\$135,923
Executive Director, Virginia Office for Protection and Advocacy	\$121,758	\$121,758	\$121,758
Director, Virginia Retirement System	\$162,240	\$162,240	\$162,240
Chief Executive Officer, Virginia College Savings Plan	\$162,240	\$162,240	\$162,240

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

2.a) The board of visitors of each institution of higher education may annually supplement the salary of its president from private gifts, endowment funds, or income from endowments and gifts. Supplements paid from other than the cited sources prior to June 30, 1997, may continue to be paid. In approving a supplement, the board of visitors should be guided by criteria which provide a reasonable limit on the total additional income of a president. The criteria should include a consideration of



1 additional income from outside sources including, but not being limited to, service on boards of directors or other such  
 2 services. The board of visitors shall report approved supplements to the Department of Human Resource Management for  
 3 retention in its records.

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

10 c) Norfolk State University is authorized to supplement the salary of its president from educational and general funds up to  
 11 \$17,000.

12 d) Should a vacancy occur for the Director of the State Council of Higher Education on or after the date of enactment of this  
 13 act, the salary for the new director shall be established by the State Council of Higher Education based on the salary range for  
 14 Level I agency heads. Furthermore, the state council may provide a bonus of up to five percent of the annual salary for the  
 15 new director.

	July 1, 2010 to June 30, 2011	July 1, 2011 to November 24, 2011	November 25, 2011 to June 30, 2012
<b>NEW COLLEGE INSTITUTE</b>			
Executive Director, New College Institute	\$162,240	\$162,240	\$162,240
<b>STATE COUNCIL OF HIGHER EDUCATION FOR VIRGINIA</b>			
Director, State Council of Higher Education for Virginia	\$234,000	\$234,000	\$234,000
<b>SOUTHERN VIRGINIA HIGHER EDUCATION CENTER</b>			
Director, Southern Virginia Higher Education Center	\$118,976	\$118,976	\$118,976
<b>SOUTHWEST VIRGINIA HIGHER EDUCATION CENTER</b>			
Director, Southwest Virginia Higher Education Center	\$122,122	\$122,122	\$122,122
<b>VIRGINIA COMMUNITY COLLEGE SYSTEM</b>			
Chancellor of Community Colleges	\$167,243	\$167,243	\$167,243
<b>SENIOR COLLEGE PRESIDENTS' SALARIES</b>			
Chancellor, University of Virginia's College at Wise	\$127,221	\$127,221	\$127,221
President, Christopher Newport University	\$130,805	\$130,805	\$130,805
President, The College of William and Mary in Virginia	\$157,249	\$157,249	\$157,249

1				
2	President, George Mason			
3	University	\$148,307	\$148,307	\$148,307
4				
5	President, James Madison			
6	University	\$145,889	\$145,889	\$145,889
7				
8	President, Longwood			
9	University	\$140,121	\$140,121	\$140,121
10				
11	President, Norfolk State			
12	University	\$143,627	\$143, 627	\$143, 627
13				
14	President, Old Dominion			
15	University	\$157,883	\$157,883	\$157,883
16				
17	President, Radford			
18	University	\$143,624	\$143,624	\$143,624
19				
20	President, Richard Bland			
21	College	\$123,048	\$123,048	\$123,048
22				
23	President, University of			
24	Mary Washington	\$140,447	\$140,447	\$140,447
25				
26	President, University of			
27	Virginia	\$176,099	\$176,099	\$176,099
28				
29	President, Virginia			
30	Commonwealth University	\$176,113	\$176,113	\$176,113
31				
32	President, Virginia			
33	Polytechnic Institute and			
34	State University	\$176,113	\$176,113	\$176,113
35				
36	President, Virginia State			
37	University	\$143,624	\$143,624	\$143,624
38				
39	Superintendent, Virginia			
40	Military Institute	\$142,297	\$142,297	\$142,297
41				

42 e. 1. Salaries for newly employed or promoted employees shall be established consistent with the compensation and  
43 classification plans established by the Governor.

44 2. The State Comptroller is hereby authorized to require payment of wages or salaries to state employees by direct deposit or  
45 by credit to a prepaid debit card or card account from which the employee is able to withdraw or transfer funds.

46 f. The provisions of this section, requiring prior written approval of the Governor relative to compensation, shall apply also to  
47 any system of incentive award payments which may be adopted and implemented by the Governor. The cost of implementing  
48 any such system shall be paid from any funds appropriated to the affected agencies.

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

51 h. Subject to approval by the Governor of a plan for a statewide employee meritorious service awards program, as provided for  
52 in § 2.2-1201.12, Code of Virginia, the costs for such awards shall be paid from any operating funds appropriated to the  
53 affected agencies.

54 i. The General Assembly hereby affirms and ratifies the Governor's existing authority and the established practice of this body  
55 to provide for pay differentials or to supplement base rates of pay for employees in specific job classifications in particular  
56 geographic and/or functional areas where, in the Governor's discretion, they are needed for the purpose of maintaining salaries  
57 which enable the Commonwealth to maintain a competitive position in the relevant labor market.

58 j.1. If at any time the Administrator of the Commonwealth's Attorneys' Services Council serves on the faculty of a  
59 state-supported institution of higher education, the faculty appointment must be approved by the Council. Such institution shall  
60 pay one-half of the salary listed in § 4-6.01 c 6 of this act. Further, such institution may provide compensation in addition to

- 1 that listed in § 4-6.01 c 6; provided, however, that such additional compensation must be approved by the Council.
- 2 2. If the Administrator ceases to be a member of the faculty of a state-supported institution of higher education, the total salary  
3 listed in § 4-6.01 c 6 shall be paid from the Council's appropriation.
- 4 k.1. Except as otherwise provided for in this subdivision, any increases in the salary band assignment of any job role contained  
5 in the compensation and classification plans approved by the Governor shall be effective beginning with the first pay period,  
6 defined as the pay period from June 25 through July 9, of the fiscal year if: (1) the agency certifies to the Secretary of Finance  
7 that funds are available within the agency's appropriation to cover the cost of the increase for the remainder of the current  
8 biennium and presents a plan for covering the costs next biennium and the Secretary concurs, or (2) such funds are  
9 appropriated by the General Assembly. If at any time the Secretary of Administration shall certify that such change in the  
10 salary band assignment for a job role is of an emergency nature and the Secretary of Finance shall certify that funds are  
11 available to cover the cost of the increase for the remainder of the biennium within the agency's appropriation, such change in  
12 compensation may be effective on a date agreed upon by these two Secretaries. The Secretary of Administration shall provide  
13 a monthly report of all such emergency changes in accordance with § 4-8.00, Reporting Requirements.
- 14 2. Salary adjustments for any employee through a promotion, role change, exceptional recruitment and retention incentive  
15 options, or in-range adjustment shall occur only if: a) the agency has sufficient funds within its appropriation to cover the cost  
16 of the salary adjustment for the remainder of the current biennium or b) such funds are appropriated by the General Assembly.
- 17 3. No changes in salary band assignments affecting classified employees of more than one agency shall become effective  
18 unless the Secretary of Finance certifies that sufficient funds are available to provide such increase or plan to all affected  
19 employees supported from the general fund.
- 20 l. Full-time employees of the Commonwealth, including faculty members of state institutions of higher education, who are  
21 appointed to a state-level board, council, commission or similar collegial body shall not receive any such compensation for  
22 their services as members or chairmen except for reimbursement of reasonable and necessary expenses. The foregoing  
23 provision shall likewise apply to the Compensation Board, pursuant to § 15.2-1636.5, Code of Virginia.
- 24 m.1. Notwithstanding any other provision of law, the board of visitors or other governing body of any public institution of  
25 higher education is authorized to establish age and service eligibility criteria for faculty participating in voluntary early  
26 retirement incentive plans for their respective institutions pursuant to § 23-9.2:3.1 B and the cash payment offered under such  
27 compensation plans pursuant to § 23-9.2:3.1 D, Code of Virginia. Notwithstanding the limitations in § 23-9.2:3.1 D, the total  
28 cost in any fiscal year for any such compensation plan, shall be set forth by the governing body in the compensation plan for  
29 approval by the Governor and review for legal sufficiency by the Office of the Attorney General.
- 30 2. Notwithstanding any other provision of law, employees holding full-time, academic-year classified positions at public  
31 institutions of higher education shall be considered "state employees" as defined in § 51.1-124.3, Code of Virginia, and shall  
32 be considered for medical/hospitalization, retirement service credit, and other benefits on the same basis as those individuals  
33 appointed to full-time, 12-month classified positions.
- 34 n. Notwithstanding the Department of Human Resource Management Policies and Procedures, payment to employees with five  
35 or more years of continuous service who either terminate or retire from service shall be paid in one sum for twenty-five  
36 percent of their sick leave balance, provided, however, that the total amount paid for sick leave shall not exceed \$5,000 and  
37 the remaining seventy-five percent of their sick leave shall lapse. This provision shall not apply to employees who are covered  
38 by the Virginia Sickness and Disability Program as defined in § 51.1-1100, Code of Virginia. Such employees shall not be  
39 paid for their sick leave balances. However, they will be paid, if eligible as described above, for any disability leave credits  
40 they have at separation or retirement or may convert disability credits to service credit under the Virginia Retirement System  
41 pursuant to § 51.1-1103 (F), Code of Virginia.
- 42 o. It is the intent of the General Assembly that calculation of the faculty salary benchmark goal for the Virginia Community  
43 College System shall be done in a manner consistent with that used for four-year institutions, taking into consideration the  
44 number of faculty at each of the community colleges. In addition, calculation of the salary target shall reflect an eight percent  
45 salary differential in a manner consistent with other public four-year institutions and for faculty at Northern Virginia  
46 Community College.
- 47 p. Any public institution of higher education that has met the eligibility criteria set out in Chapters 933 and 945 of the 2005  
48 Acts of Assembly may supplement annual salaries for classified employees from private gifts, endowment funds, or income  
49 from endowments and gifts, subject to policies approved by the board of visitors. The Commonwealth shall have no general  
50 fund obligations for the continuation of such salary supplements.

#### 51 § 4-6.02 EMPLOYEE TRAINING AND STUDY

- 52 Subject to uniform rules and regulations established by the Governor, the head of any state agency may authorize, from any  
53 funds appropriated to such department, institution or other agency in this act or subsequently made available for the purpose,  
54 compensation or expenses or both compensation and expenses for employees pursuing approved training courses or academic

1 studies for the purpose of becoming better equipped for their employment in the state service. The rules and regulations shall  
2 include reasonable provision for the return of any employee receiving such benefits for a reasonable period of duty, or for  
3 reimbursement to the state for expenditures incurred on behalf of the employee should he not return to state service.

4 § 4-6.03 EMPLOYEE BENEFITS

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

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

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

18 d. Any hospital that serves as the primary medical facility for state employees may be allowed to participate in the State  
19 Employee Health Insurance Program pursuant to § 2.2-2818, Code of Virginia, provided that (1) such hospital is not a  
20 participating provider in the network, contracted by the Department of Human Resource Management, that serves state  
21 employees and (2) such hospital enters into a written agreement with the Department of Human Resource Management as to  
22 the rates of reimbursement. The department shall accept the lowest rates offered by the hospital from among the rates charged  
23 by the hospital to (1) its largest purchaser of care, (2) any state or federal public program, or (3) any special rate developed by  
24 the hospital for the state employee health benefits program which is lower than either of the rates above. If the department and  
25 the hospital cannot come to an agreement, the department shall reimburse the hospital at the rates contained in its final offer to  
26 the hospital until the dispute is resolved. Any dispute shall be resolved through arbitration or through the procedures  
27 established by the Administrative Process Act, as the hospital may decide, without impairment of any residual right to judicial  
28 review.

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

34 f.1. Any member of the Virginia Retirement System who is retired under the provisions of § 51.1-155.1, Code of Virginia  
35 who: 1) 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  
36 less than four years, 2) receives no other compensation for service to a public employer than that provided for the position  
37 covered by § 51.1-155.1, Code of Virginia during such period of reemployment, 3) retires within one year of commencing such  
38 period of reemployment, and 4) retires directly from service at the end of such period of reemployment may either:

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

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

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

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

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

54 i. When calculating the retirement benefits payable under the Virginia Retirement System (VRS), the State Police Officers'

1 Retirement System (SPORS), the Virginia Law-enforcement Officers' Retirement System (VaLORS), or the Judicial Retirement  
 2 System (JRS) to any employee of the Commonwealth or its political subdivisions who is called to active duty with the armed  
 3 forces of the United States, including the United States Coast Guard, the Virginia Retirement System shall:

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

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

8 § 4-6.04 CHARGES

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

17 b. HOUSING SERVICES:

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

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

31 c. PARKING SERVICES :

32 1. State-owned parking facilities

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

37 2. Leased parking facilities in metropolitan Richmond area

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

46 § 4-6.05 SELECTION OF APPLICANTS FOR CLASSIFIED POSITIONS

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

1 § 4-6.06 POSITIONS GOVERNED BY CHAPTERS 933 AND 943 OF THE 2006 ACTS OF ASSEMBLY

2 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  
3 higher education governed by Chapters 933 and 943 of the 2006 Acts of Assembly with regard to their participating covered  
4 employees, as that term is defined in those two chapters, except to the extent a specific appropriation or language in this act  
5 addresses such an employee.

6 § 4-7.00 STATEWIDE PLANS

7 § 4-7.01 MANPOWER CONTROL PROGRAM

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

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

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

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

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

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

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

37 3. Positions assigned to sponsored programs, auxiliary enterprises, continuing education, and teaching hospitals in the  
38 institutions of higher education are for reference only and may fluctuate depending upon workload and funding availability.  
39 Positions assigned to Item Detail 43012, State Health Services Technical Support and Administration, at Virginia  
40 Commonwealth University are for reference only and may fluctuate depending upon workload and funding availability.  
41 Positions assigned to Item Detail 46102, Social Security Disability Determination, at the Department of Rehabilitative Services  
42 are for reference only and may fluctuate depending upon workload and funding availability.

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

47 e. The following positions shall be exempt from any administratively imposed hiring freeze:

48 1. Positions assigned to agencies and institutions that provide services pertaining to public safety, public health, and public  
49 higher education. Such positions shall include, but are not limited to, law-enforcement officers, employees that provide direct  
50 services or patient care in the local Health Departments and the facilities of the Department of Behavioral Health and  
51 Developmental Services and the Department of Rehabilitative Services, licensing positions within the Department of Social  
52 Services, employees providing services to students at institutions of higher education, and employees involved in the  
53 coordination of higher education.

- 1 2. Positions in the Department of Health that are involved in direct patient care, customer service, or support services at the  
2 local level (including physicians, nurses and nursing supervisors, and environmental health specialists).
- 3 3. Positions that provide support services which are essential to the safe and efficient operation of state facilities.
- 4 4. Positions in the Natural Resources and Public Safety Secretariats.
- 5 5. Any position that is funded one hundred percent from federal funds, grant funds, contracts, enterprises, or auxiliary  
6 enterprises.
- 7 f.1. Full-time, part-time, wage or contractual state employees assigned to the Governor's Cabinet Secretaries from agencies and  
8 institutions under their control for the purpose of carrying out temporary assignments or projects may not be so assigned for a  
9 period exceeding 180 days in any calendar year. The permanent transfer of positions from an agency or institution to the  
10 Offices of the Secretaries, or the temporary assignment of agency or institutional employees to the Offices of the Secretaries  
11 for periods exceeding 180 days in any calendar year regardless of the separate or discrete nature of the projects, is prohibited  
12 without the prior approval of the General Assembly.
- 13 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  
14 Cabinet Secretary, unless specifically approved in writing by the Governor. The Governor shall notify the Chairmen of the  
15 House Appropriations and Senate Finance Committees in the case of any such approvals.

#### 16 § 4-8.00 REPORTING REQUIREMENTS

##### 17 § 4-8.01 GOVERNOR

###### 18 a. General:

- 19 1. The Governor shall submit the information specified in this section to the Chairmen of the House Appropriations and Senate  
20 Finance Committees on a monthly basis, or at such intervals as may be directed by said Chairmen, or as specified elsewhere in  
21 this act. The information on agency operating plans and expenditures as well as agency budget requests shall be submitted in  
22 such form, and by such method, including electronically, as may be mutually agreed upon. Such information shall be preserved  
23 for public inspection in the Department of Planning and Budget.
- 24 2. The Governor shall make available annually to the Chairmen of the Senate Finance, House Finance, and House  
25 Appropriations Committees a report concerning the receipt of any nongeneral funds above the amount(s) specifically  
26 appropriated, their sources, and the amounts for each agency affected.
- 27 3. a) It is the intent of the General Assembly that reporting requirements affecting state institutions of higher education be  
28 reduced or consolidated where appropriate. State institutions of higher education, working with the Secretary of Education and  
29 Workforce, Secretary of Finance, and the Director, Department of Planning and Budget, shall continue to identify specific  
30 reporting requirements that the Governor may consider suspending.
- 31 b) Reporting generally should be limited to instances where (1) there is a compelling state interest for state agencies to collect,  
32 use, and maintain the information collected; (2) substantial risk to the public welfare or safety would result from failing to  
33 collect the information; or (3) the information collected is central to an essential state process mandated by the Code of  
34 Virginia.
- 35 c) Upon the effective date of this act, and until its expiration date, the following reporting requirements are hereby suspended  
36 or modified as specified below:

37	Agency	Report Title of Descriptor	Authority	Action
38				
39	Department of Accounts	Intercollegiate Athletics Receipts & Disbursements	Code of Virginia § 23-1.1.	Suspend reporting.
40				Change reporting from
41	Department of Accounts	Prompt Pay Summary Report	Agency Directive	monthly to quarterly.
42				
43	Department of General	Usage of State-Assigned and State-Owned Vehicles	Agency Directive — Executive	
44	Services	Report	Order 89 (2005)	Suspend reporting.
45				
46	Department of General	Gas Report/Repair Charge	Agency Directive—Executive	
47	Services		Order 89 (2005)	Suspend reporting.
48				
49	Department of Human	Report of Personnel		Change reporting from
50	Resource Management	Development Service	Agency Directive	quarterly to annually.

1				
2	Department of Human			
3	Resource Management State	Work-related injuries and		
4	Employee Workers'	illnesses report — goals,	Agency Directive — Executive	
5	Compensation Program	strategies, and results	Order 94 (2005)	Suspend reporting.
6				
		Small, Women-and		
		Minority-owned Businesses		
7	Governor's Office	(SWaM)	Executive Directive	Change reporting from
8				weekly to monthly.
9	Secretary of Commerce and	Recruitment of National and	Agency Directive — Executive	
10	Trade	Regional Conferences Report	Order 14 (2006)	Suspend reporting.
11				
		Consolidated Salary		
12	Secretary of Education and	Authorization (Faculty Salary		
13	Workforce	Average Report)	Executive Directive	Suspend reporting.

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

19 b. Operating Appropriations Reports:

20 1. Status of Adjustments to Appropriations. Such information must include increases and decreases of appropriations or  
 21 allotments, transfers and additional revenues. A report of appropriation transfers from one agency to another made pursuant to  
 22 § 4-1.03 of this act shall be made to the Chairmen of the House Appropriations and Senate Finance Committees by the tenth  
 23 day of the month following that in which such transfer occurs, unless otherwise specified in § 4-1.03.

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

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

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

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

32 6. Status of approvals of deficits.

33 c. Employment Reports:

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

36 2. Status of the employment by the Attorney General of special counsel in certain highway proceedings brought pursuant to  
 37 Chapter 1 of Title 33.1, Code of Virginia, on behalf of the Commonwealth Transportation Commissioner, as authorized by  
 38 § 2.2-510, Code of Virginia. This report shall include fees for special counsel for the respective county or city for which the  
 39 expenditure is made and shall be submitted within 60 days of the close of the fiscal year (see § 4-5.02 a.3).

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

43 d. Capital Appropriations Reports:

44 1. Status of progress of capital projects on an annual basis (see § 4-4.01 o).

45 2. Notice of all capital projects authorized under § 4-4.01 m (see § 4-4.01 m. 1. b) 4)).

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

47 1. By November 15 of each year, the Department of General Services (DGS) shall consolidate the reporting requirements of



1 § 2.2-1131.1 and § 2.2-1153 of the Code of Virginia into a single report eliminating the individual reports required by  
 2 § 2.2-1131.1 and § 2.2-1153 of the Code of Virginia. This report shall be submitted to the Governor and the General  
 3 Assembly and include (i) information on the implementation and effectiveness of the program established pursuant to  
 4 subsection A of § 2.2-1131.1, (ii) a listing of real property leases that are in effect for the current year, the agency executing  
 5 the lease, the amount of space leased, the population of each leased facility, and the annual cost of the lease; and, (iii) a report  
 6 on DGS's findings and recommendations under the provisions of § 2.2-1153, and recommendations for any actions that may be  
 7 required by the Governor and the General Assembly to identify and dispose of property not being efficiently and effectively  
 8 utilized.

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

13 f. Services Reports:

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

17 g. Standard State Agency Abbreviations:

18 The Department of Planning and Budget shall be responsible for maintaining a list of standard abbreviations of the names of  
 19 state agencies. The Department shall submit to the Chairmen of the House Appropriations and Senate Finance Committees, the  
 20 State Comptroller, the Director, Department of Human Resource Management and the Chief Information Officer, Virginia  
 21 Information Technologies Agency, on or before June 1 annually, a report on such standard abbreviations and any changes  
 22 thereto.

23 § 4-8.02 STATE AGENCIES

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

28 b. Annually: Within five calendar days after state agencies submit their budget requests, amendment briefs, or requests for  
 29 amendments to the Department of Planning and Budget, the Director, Department of Planning and Budget shall submit,  
 30 electronically if available, copies to the Chairmen of the Senate Finance and House Appropriations Committees.

31 c. By September 1 of each year, state agencies receiving any asset as the result of a law-enforcement seizure and subsequent  
 32 forfeiture by either a state or federal court, shall submit a report identifying all such assets received during the prior fiscal year  
 33 and their estimated net worth, to the Chairmen of the House Appropriations and Senate Finance Committees.

34 **§ 4-9.00 HIGHER EDUCATION RESTRUCTURING**

35 § 4-9.01 APPROVAL OF MANAGEMENT AGREEMENT FOR VIRGINIA COMMONWEALTH UNIVERSITY

36 The exceptions and authority granted in this act pursuant to Chapters 933 and 943 of the 2006 Acts of Assembly shall also be  
 37 granted pursuant to Chapters 594 and 616 of the 2008 Acts of Assembly. It is the intent of the General Assembly that this act  
 38 be enrolled to include references to Chapters 594 and 616 of the 2008 Acts of Assembly, in sections where Chapters 933 and  
 39 943, Acts of Assembly of 2006 are referenced.

40 § 4-9.02 ASSESSMENT OF INSTITUTIONAL PERFORMANCE

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

48 In general, institutions are expected to achieve their agreed upon targets and standards on all performance measures in order to  
 49 be certified by SCHEV. However, the State Council, in working with each institution, shall establish a threshold of permitted  
 50 variance from targets for each education-related measure, as appropriate. The Council shall review and, if in agreement,  
 51 approve institutional targets and thresholds.

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

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

7 a. ANNUAL ASSESSMENTS

8 1. Access

9 a) Institution meets 95 percent of its State Council-approved biennial projection of total in-state student enrollment within the  
 10 prescribed range of permitted variance.

11 b) Institution maintains acceptable progress towards agreed upon targets for the percentage of in-state undergraduate students  
 12 from under-represented populations. (Such populations include low income, first-generation college status, geographic origin  
 13 within Virginia, race, and ethnicity, or other populations as may be identified by the State Council.)

14 c) Institution annually meets at least 95 percent of its undergraduate and 90 percent of its graduate and first-professional State  
 15 Council-approved estimates of degrees awarded.

16 2. Affordability

17 Institution establishes annual targets of graduation rates according to financial aid status with the intent of achieving, where  
 18 appropriate, a similar graduation rate for each cohort of students. Three cohorts of students shall be used for this measure, as  
 19 they are identified in their first year of enrollment at the institution:

20 i. Students receiving Pell grants.

21 ii. Students receiving forms of need-based financial assistance other than Pell grants.

22 iii. Students receiving no need-based financial assistance.

23 Four-year institutions shall set targets based on four-year and six-year graduation rates.

24 The Virginia Community College System and Richard Bland College shall use two-year and four-year graduation rates.

25 3. Breadth of Academics

26 Institution maintains acceptable progress towards agreed upon targets for the number of graduates in high-need areas, as  
 27 identified by the State Council of Higher Education.

28 4. Academic Standards

29 Institution reports on total programs reviewed under Southern Association of Colleges and Schools assessment of student  
 30 learning outcomes criteria within the institution's established assessment cycle in which continuous improvement plans  
 31 addressing recommended policy and program changes were implemented.

32 5. Student Retention and Timely Graduation

33 a) Institution maintains acceptable progress towards agreed upon targets for the average annual retention and progression rates  
 34 of degree-seeking undergraduate students.

35 b) Institution maintains acceptable progress towards agreed upon targets for the ratio of total undergraduate degree awards to  
 36 the number of annual full-time equivalent, degree-seeking undergraduate students.

37 6. Articulation Agreements and Dual Enrollment

38 a) Institution maintains acceptable progress towards agreed upon targets for the total number of transfer students, including as a  
 39 priority those with an associate degree, from Virginia's public two-year colleges with the expectation that the general  
 40 education credits from those institutions apply toward general education baccalaureate degree requirements.

41 b) The Virginia Community College System and Richard Bland College maintain acceptable progress towards agreed upon  
 42 targets for the number of students involved in dual enrollment programs.

43 7. Research

- 1 Institution maintains acceptable progress towards agreed upon targets for the three-year moving average of total expenditures in  
2 grants and contracts for research.
- 3 b. BIENNIAL ASSESSMENTS
- 4 1. Affordability
- 5 a) Institution includes in its six-year plan the expected average borrowing of in-state students with established financial need,  
6 and the percentage of those students who borrow, and states its commitment to limit, where possible, the average borrowing to  
7 a level that maintains or increases access while not unduly compromising affordability.
- 8 b) Institution conducts a biennial assessment of the impact of tuition and fee levels net of financial aid on student  
9 indebtedness incurred for the payment of tuition and fees and provides the State Council with a copy of this study upon its  
10 completion and makes appropriate reference to its use within the required six-year plan. The institution shall also make a  
11 parent- and student-friendly version of this assessment widely available on the institution's website. The assessment should  
12 include, but is not limited to, the following information for in-state undergraduate students: a five-year historical overview of  
13 average tuition and fees, average federal loans and grants, average institutional aid, average state support, and average total  
14 debt burden.
- 15 c) This report, along with institutional tuition and fee information shall be prominently located on the institution's web site.
- 16 d) Institution will provide an addendum to the six-year plan identifying the steps it is taking to maintain its effort to meet the  
17 needs of in-state undergraduate financially-needy students taking into account tuition and fees, state appropriations, and  
18 financial need of these students.
- 19 2. Academic Standards Productivity
- 20 Institution reports biennially the ratio of degrees conferred per full-time equivalent instructional faculty member.
- 21 3. Articulation Agreements
- 22 Institution maintains acceptable progress towards agreed upon targets for the number of undergraduate programs or schools for  
23 which it has established a uniform articulation agreement by program or school for associate degree graduates transferring from  
24 all colleges of the Virginia Community College System and Richard Bland College.
- 25 4. Economic Development
- 26 Institution develops a specific set of actions to help address local and/or regional economic development needs consisting of  
27 specific partners, activities, fiscal support, and desired outcomes. A summary of activities will be reported to the State Council  
28 biennially.
- 29 5. Patents and Licenses
- 30 Institution reports biennially to the State Council the annual number of new patent awards and licenses.
- 31 6. Elementary and Secondary Education
- 32 a) Institution develops a specific set of actions with schools or school division administrations with specific goals to improve  
33 student achievement, upgrade the knowledge and skills of teachers, or strengthen the leadership skills of school administrators.  
34 A summary of activities and the improvements in student learning, if any, shall be reported to the State Council biennially.
- 35 b) The Virginia Department of Education shall share data on teachers, including identifying information, with the State  
36 Council of Higher Education for Virginia in order to evaluate the efficacy of approved programs of teacher education, the  
37 production and retention of teachers, and the exiting of teachers from the teaching profession.
- 38 c) 1. The Virginia Department of Education and the State Council of Higher Education for Virginia shall share personally  
39 identifiable information from education records in order to evaluate and study student preparation for and enrollment and  
40 performance at state institutions of higher education in order to improve educational policy and instruction in the  
41 Commonwealth. However, such study shall be conducted in such a manner as to not permit the personal identification of  
42 students by persons other than representatives of the Department of Education or the State Council for Higher Education for  
43 Virginia, and such shared information shall be destroyed when no longer needed for purposes of the study.
- 44 2. Notwithstanding § 2.2-3800 of the Code of Virginia, the Virginia Department of Education, State Council of Higher  
45 Education for Virginia, Virginia Community College System, and the Virginia Employment Commission may collect, use,  
46 share, and maintain de-identified student data to improve student and program performance including those for career  
47 readiness.

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

8 7. Campus Safety and Security

9 The institution shall work to adopt an acceptable number of the 27 Best Practice Recommendations for Campus Safety adopted  
 10 by the Virginia Crime Commission on January 10, 2006. Each practice shall be considered by the institution as to how it fits  
 11 in with current practices and the needs of the institution. Following each biennium of reporting, the institution shall enumerate  
 12 those practices adopted by the institution.

13 c. SIX-YEAR PLAN

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

15 d. FINANCIAL AND ADMINISTRATIVE STANDARDS

16 The financial and administrative standards apply to all institutions except those governed under Chapters 933 and 943 of the  
 17 2006 Acts of Assembly and the institution governed under Chapters 594 and 616 of the 2008 Acts of Assembly.

18 1. As specified in § 2.2-5004, Code of Virginia, institution takes all appropriate actions to meet the following financial and  
 19 administrative standards:

20 a) An unqualified opinion from the Auditor of Public Accounts upon the audit of the public institution's financial statements;

21 b) No significant audit deficiencies attested to by the Auditor of Public Accounts;

22 c) Substantial compliance with all financial reporting standards approved by the State Comptroller;

23 d) Substantial attainment of accounts receivable standards approved by the State Comptroller, including but not limited to, any  
 24 standards for outstanding receivables and bad debts; and

25 e) Substantial attainment of accounts payable standards approved by the State Comptroller including, but not limited to, any  
 26 standards for accounts payable past due.

27 2. Institution complies with a debt management policy approved by its governing board that defines the maximum percent of  
 28 institutional resources that can be used to pay debt service in a fiscal year, and the maximum amount of debt that can be  
 29 prudently issued within a specified period.

30 3. The institution will achieve the classified staff turnover rate goal established by the institution; however, a variance of 15  
 31 percent from the established goal will be acceptable.

32 4. The institution will substantially comply with its annual approved Small, Women and Minority (SWAM) plan as submitted  
 33 to the Department of Minority Business Enterprise; however, a variance of 15 percent from its SWAM purchase goal, as stated  
 34 in the plan, will be acceptable.

35 The institution will make no less than 75 percent of dollar purchases through the Commonwealth's enterprise-wide internet  
 36 procurement system (eVA) from vendor locations registered in eVA.

37 5. The institution will complete capital projects (with an individual cost of over \$1,000,000) within the budget originally  
 38 approved by the institution's governing board for projects initiated under delegated authority, or the budget set out in the  
 39 Appropriation Act or other Acts of Assembly. If the institution exceeds the budget for any such project, the Secretaries of  
 40 Administration and Finance shall review the circumstances causing the cost overrun and the manner in which the institution  
 41 responded and determine whether the institution shall be considered in compliance with the measure despite the cost overrun.

42 6. The institution will complete major information technology projects (with an individual cost of over \$1,000,000) within the  
 43 budgets and schedules originally approved by the institution's governing board. If the institution exceeds the budget and/or  
 44 time schedule for any such project, the Secretary of Technology shall review the circumstances causing the cost overrun and/or  
 45 delay and the manner in which the institution responded and determine whether the institution appropriately adhered to Project  
 46 Management Institute's best management practices and, therefore, shall be considered in compliance with the measure despite  
 47 the cost overrun and/or delay.

48 e. FINANCIAL AND ADMINISTRATIVE STANDARDS

1 The financial and administrative standards apply to institutions governed under Chapters 933 and 943 of the 2006 Acts of  
 2 Assembly and the institution governed under Chapters 594 and 616 of the 2008 Acts of Assembly. They shall be measured by  
 3 the administrative standards outlined in the Management Agreements and § 4-9.02.d.4. of this act. However, the Governor may  
 4 supplement or replace those administrative performance measures with the administrative performance measures listed in this  
 5 paragraph. Effective July 1, 2009, the following administrative and financial measures shall be used for the assessment of  
 6 institutional performance for institutions governed under Chapters 933 and 943 of the 2006 Acts of Assembly and those  
 7 governed under Chapters 594 and 616 of the 2008 Acts of Assembly.

8 1. Financial

- 9 a) An unqualified opinion from the Auditor of Public Accounts upon the audit of the public institution's financial statements;  
 10 b) No significant audit deficiencies attested to by the Auditor of Public Accounts;  
 11 c) Substantial compliance with all financial reporting standards approved by the State Comptroller;  
 12 d) Substantial attainment of accounts receivable standards approved by the State Comptroller, including but not limited to, any  
 13 standards for outstanding receivables and bad debts; and  
 14 e) Substantial attainment of accounts payable standards approved by the State Comptroller including, but not limited to, any  
 15 standards for accounts payable past due.

16 2. Debt Management

- 17 a) The institution shall maintain a bond rating of AA- or better;  
 18 b) The institution achieves a three-year average rate of return at least equal to the imoney.net money market index fund; and  
 19 c) The institution maintains a debt burden ratio equal to or less than the level approved by the Board of Visitors in its debt  
 20 management policy.

21 3. Human Resources

- 22 a) The institution's voluntary turnover rate for classified plus university/college employees will meet the voluntary turnover  
 23 rate for state classified employees within a variance of 15 percent; and  
 24 b) The institution achieves a rate of internal progression within a range of 40 to 60 percent of the total salaried staff hires for  
 25 the fiscal year.

26 4. Procurement

- 27 a) The institution will substantially comply with its annual approved Small, Women and Minority (SWAM) procurement plan  
 28 as submitted to the Department of Minority Business Enterprise; however, a variance of 15 percent from its SWAM purchase  
 29 goal, as stated in the plan, will be acceptable; and  
 30 b) The institution (with the exception of Virginia Commonwealth University) will make no less than 80 percent of purchase  
 31 transactions through the Commonwealth's enterprise-wide internet procurement system (eVA) with no less than 75 percent of  
 32 dollars to vendor locations in eVA. VCU will process no less than 70 percent of its transactions through eVA with no less  
 33 than 80 percent of its purchase transactions in fiscal year 2010.

34 5. Capital Outlay

- 35 a) The institution will complete capital projects (with an individual cost of over \$1,000,000) within the budget originally  
 36 approved by the institution's governing board at the preliminary design state for projects initiated under delegated authority, or  
 37 the budget set out in the Appropriation Act or other Acts of Assembly which provides construction funding for the project at  
 38 the preliminary design state. If the institution exceeds the budget for any such project, the Secretaries of Administration and  
 39 Finance shall review the circumstances causing the cost overrun and the manner in which the institution responded and  
 40 determine whether the institution shall be considered in compliance with the measure despite the cost overrun;  
 41 b) The institution shall complete capital projects with the dollar amount of owner requested change orders not more than 2  
 42 percent of the guaranteed maximum price (GMP) or construction price; and  
 43 c) The institution shall pay competitive rates for leased office space - the average cost per square foot for office space leased  
 44 by the institution is within 5 percent of the average commercial business district lease rate for similar quality space within  
 45 reasonable proximity to the institution's campus.

46 6. Information Technology

1 a) The institution will complete major information technology projects (with an individual cost of over \$1,000,000) on time  
 2 and on budget against their managed project baseline. If the institution exceeds the budget and/or time schedule for any such  
 3 project, the Secretary of Technology shall review the circumstances causing the cost overrun and/or delay and the manner in  
 4 which the institution responded and determine whether the institution appropriately adhered to Project Management Institute's  
 5 best management practices and, therefore, shall be considered in compliance with the measure despite the cost overrun and/or  
 6 delay; and

7 b) The institution will maintain compliance with institutional security standards as evaluated in internal and external audits.  
 8 The institution will have no significant audit deficiencies unresolved beyond one year.

9 f. REPORTING

10 The Director, Department of Planning and Budget, with cooperation from the Comptroller and institutions of higher education  
 11 governed under Management Agreements, shall develop uniform reporting requirements and formats for revenue and  
 12 expenditure data.

13 **§ 4-10.00 STATEMENT OF FINANCIAL CONDITION**

14 Each agency head handling any state funds shall, at least once each year, upon request of the Auditor of Public Accounts,  
 15 make a detailed statement, under oath, of the financial condition of his office as of the date of such call, to the Auditor of  
 16 Public Accounts, and upon such forms as shall be prescribed by the Auditor of Public Accounts.

17 **§ 4-11.00 SEVERABILITY**

18 If any part, section, subsection, paragraph, sentence, clause, phrase, or item of this act or the application thereof to any person  
 19 or circumstance is for any reason declared unconstitutional, such decisions shall not affect the validity of the remaining  
 20 portions of this act which shall remain in force as if such act had been passed with the unconstitutional part, section,  
 21 subsection, paragraph, sentence, clause, phrase, item or such application thereof eliminated; and the General Assembly hereby  
 22 declares that it would have passed this act if such unconstitutional part, section, subsection, paragraph, sentence, clause, phrase,  
 23 or item had not been included herein, or if such application had not been made.

24 **§ 4-12.00 CONFLICT WITH OTHER LAWS**

25 Notwithstanding any other provision of law, and until June 30, 2010, the provisions of this act shall prevail over any  
 26 conflicting provision of any other law, without regard to whether such other law is enacted before or after this act; however, a  
 27 conflicting provision of another law enacted after this act shall prevail over a conflicting provision of this act if the General  
 28 Assembly has clearly evidenced its intent that the conflicting provision of such other law shall prevail, which intent shall be  
 29 evident only if such other law (i) identifies the specific provision(s) of this act over which the conflicting provision of such  
 30 other law is intended to prevail and (ii) specifically states that the terms of this section are not applicable with respect to the  
 31 conflict between the provision(s) of this act and the provision of such other law.

32 **§ 4-13.00 EFFECTIVE DATE**

33 This act is effective on July 1, 2010.

34 **ADDITIONAL ENACTMENTS**

35 **2. That no provision of this act shall be construed or interpreted to cause the expiration of any provision of Chapter**  
 36 **896 of the Acts of Assembly of 2007 pursuant to the 22nd enactment of such Chapter.**

37 **3. That § 58.1-402 of the Code of Virginia is amended and reenacted as follows:**

38 § 58.1-402. Virginia taxable income.

39 A. For purposes of this article, Virginia taxable income for a taxable year means the federal taxable income and any other  
 40 income taxable to the corporation under federal law for such year of a corporation adjusted as provided in subsections B, C, D,  
 41 and E.

42 For a regulated investment company and a real estate investment trust, such term means the "investment company taxable  
 43 income" and "real estate investment trust taxable income," respectively, to which shall be added in each case any amount of  
 44 capital gains and any other income taxable to the corporation under federal law which shall be further adjusted as provided in  
 45 subsections B, C, D, and E.

46 B. There shall be added to the extent excluded from federal taxable income:

47 1. Interest, less related expenses to the extent not deducted in determining federal taxable income, on obligations of any state  
 48 other than Virginia, or of a political subdivision of any such other state unless created by compact or agreement to which the

- 1 Commonwealth is a party;
- 2 2. Interest or dividends, less related expenses to the extent not deducted in determining federal taxable income, on obligations  
3 or securities of any authority, commission or instrumentality of the United States, which the laws of the United States exempt  
4 from federal income tax but not from state income taxes;
- 5 3. [Repealed.]
- 6 4. The amount of any net income taxes and other taxes, including franchise and excise taxes, which are based on, measured  
7 by, or computed with reference to net income, imposed by the Commonwealth or any other taxing jurisdiction, to the extent  
8 deducted in determining federal taxable income;
- 9 5. Unrelated business taxable income as defined by § 512 of the Internal Revenue Code;
- 10 6. The amount of employee stock ownership credit carry-over deducted by the corporation in computing federal taxable income  
11 under § 404 (i) of the Internal Revenue Code;
- 12 7. The amount required to be included in income for the purpose of computing the partial tax on an accumulation distribution  
13 pursuant to § 667 of the Internal Revenue Code;
- 14 8. a. For taxable years beginning on and after January 1, 2004, the amount of any intangible expenses and costs directly or  
15 indirectly paid, accrued, or incurred to, or in connection directly or indirectly with one or more direct or indirect transactions  
16 with one or more related members to the extent such expenses and costs were deductible or deducted in computing federal  
17 taxable income for Virginia purposes.
- 18 This addition shall not be required for any portion of the intangible expenses and costs ~~if~~ *to the extent that* one of the  
19 following applies:
- 20 (1) The corresponding item of income received by the related member is subject to a tax based on or measured by net income  
21 or capital imposed by Virginia, another state, or a foreign government that has entered into a comprehensive tax treaty with the  
22 United States government;
- 23 (2) The related member derives at least one-third of its gross revenues from the licensing of intangible property to parties who  
24 are not related members, and the transaction giving rise to the expenses and costs between the corporation and the related  
25 member was made at rates and terms comparable to the rates and terms of agreements that the related member has entered into  
26 with parties who are not related members for the licensing of intangible property; or
- 27 (3) The corporation can establish to the satisfaction of the Tax Commissioner that the intangible expenses and costs meet both  
28 of the following: (i) the related member during the same taxable year directly or indirectly paid, accrued or incurred such  
29 portion to a person who is not a related member, and (ii) the transaction giving rise to the intangible expenses and costs  
30 between the corporation and the related member did not have as a principal purpose the avoidance of any portion of the tax  
31 due under this chapter.
- 32 b. A corporation required to add to its federal taxable income intangible expenses and costs pursuant to subdivision a may  
33 petition the Tax Commissioner, after filing the related income tax return for the taxable year and remitting to the Tax  
34 Commissioner all taxes, penalties, and interest due under this article for such taxable year including tax upon any amount of  
35 intangible expenses and costs required to be added to federal taxable income pursuant to subdivision a, to consider evidence  
36 relating to the transaction or transactions between the corporation and a related member or members that resulted in the  
37 corporation's taxable income being increased, as required under subdivision a, for such intangible expenses and costs.
- 38 If the corporation can demonstrate to the Tax Commissioner's sole satisfaction, by clear and convincing evidence, that the  
39 transaction or transactions between the corporation and a related member or members resulting in such increase in taxable  
40 income pursuant to subdivision a had a valid business purpose other than the avoidance or reduction of the tax due under this  
41 chapter, the Tax Commissioner shall permit the corporation to file an amended return. For purposes of such amended return,  
42 the requirements of subdivision a shall not apply to any transaction for which the Tax Commissioner is satisfied (and has  
43 identified) that the transaction had a valid business purpose other than the avoidance or reduction of the tax due under this  
44 chapter. Such amended return shall be filed by the corporation within one year of the written permission granted by the Tax  
45 Commissioner and any refund of the tax imposed under this article shall include interest at a rate equal to the rate of interest  
46 established under § 58.1-15 and such interest shall accrue as provided under § 58.1-1833. However, upon the filing of such  
47 amended return, any related member of the corporation that subtracted from taxable income amounts received pursuant to  
48 subdivision C 21 shall be subject to the tax imposed under this article on that portion of such amounts for which the  
49 corporation has filed an amended return pursuant to this subdivision. In addition, for such transactions identified by the Tax  
50 Commissioner herein by which he has been satisfied by clear and convincing evidence, the Tax Commissioner may permit the  
51 corporation in filing income tax returns for subsequent taxable years to deduct the related intangible expenses and costs  
52 without making the adjustment under subdivision a.
- 53 The Tax Commissioner may charge a fee for all direct and indirect costs relating to the review of any petition pursuant to this

1 subdivision, to include costs necessary to secure outside experts in evaluating the petition. The Tax Commissioner may  
2 condition the review of any petition pursuant to this subdivision upon payment of such fee.

3 No suit for the purpose of contesting any action of the Tax Commissioner under this subdivision shall be maintained in any  
4 court of this Commonwealth.

5 c. Nothing in subdivision B 8 shall be construed to limit or negate the Department's authority under § 58.1-446;

6 9. a. For taxable years beginning on and after January 1, 2004, the amount of any interest expenses and costs directly or  
7 indirectly paid, accrued, or incurred to, or in connection directly or indirectly with one or more direct or indirect transactions  
8 with one or more related members to the extent such expenses and costs were deductible or deducted in computing federal  
9 taxable income for Virginia purposes. This addition shall not be required for any portion of the interest expenses and costs, if:

10 (1) The related member has substantial business operations relating to interest-generating activities, in which the related  
11 member pays expenses for at least five full-time employees who maintain, manage, defend or are otherwise responsible for  
12 operations or administration relating to the interest-generating activities; and

13 (2) The interest expenses and costs are not directly or indirectly for, related to or in connection with the direct or indirect  
14 acquisition, maintenance, management, sale, exchange, or disposition of intangible property; and

15 (3) The transaction giving rise to the expenses and costs between the corporation and the related member has a valid business  
16 purpose other than the avoidance or reduction of taxation and payments between the parties are made at arm's length rates and  
17 terms; and

18 (4) One of the following applies:

19 (i) The corresponding item of income received by the related member is subject to a tax based on or measured by net income  
20 or capital imposed by Virginia, another state, or a foreign government that has entered into a comprehensive tax treaty with the  
21 United States government;

22 (ii) Payments arise pursuant to a pre-existing contract entered into when the parties were not related members provided the  
23 payments continue to be made at arm's length rates and terms;

24 (iii) The related member engages in transactions with parties other than related members that generate revenue in excess of \$2  
25 million annually; or

26 (iv) The transaction giving rise to the interest payments between the corporation and a related member was done at arm's  
27 length rates and terms and meets any of the following: (a) the related member uses funds that are borrowed from a party other  
28 than a related member or that are paid, incurred or passed-through to a person who is not a related member; (b) the debt is  
29 part of a regular and systematic funds management or portfolio investment activity conducted by the related member, whereby  
30 the funds of two or more related members are aggregated for the purpose of achieving economies of scale, the internal  
31 financing of the active business operations of members, or the benefit of centralized management of funds; (c) financing the  
32 expansion of the business operations; or (d) restructuring the debt of related members, or the pass-through of  
33 acquisition-related indebtedness to related members.

34 b. A corporation required to add to its federal taxable income interest expenses and costs pursuant to subdivision a may  
35 petition the Tax Commissioner, after filing the related income tax return for the taxable year and remitting to the Tax  
36 Commissioner all taxes, penalties, and interest due under this article for such taxable year including tax upon any amount of  
37 interest expenses and costs required to be added to federal taxable income pursuant to subdivision a, to consider evidence  
38 relating to the transaction or transactions between the corporation and a related member or members that resulted in the  
39 corporation's taxable income being increased, as required under subdivision a, for such interest expenses and costs.

40 If the corporation can demonstrate to the Tax Commissioner's sole satisfaction, by clear and convincing evidence, that the  
41 transaction or transactions between the corporation and a related member or members resulting in such increase in taxable  
42 income pursuant to subdivision a had a valid business purpose other than the avoidance or reduction of the tax due under this  
43 chapter and that the related payments between the parties were made at arm's length rates and terms, the Tax Commissioner  
44 shall permit the corporation to file an amended return. For purposes of such amended return, the requirements of subdivision a  
45 shall not apply to any transaction for which the Tax Commissioner is satisfied (and has identified) that the transaction had a  
46 valid business purpose other than the avoidance or reduction of the tax due under this chapter and that the related payments  
47 between the parties were made at arm's length rates and terms. Such amended return shall be filed by the corporation within  
48 one year of the written permission granted by the Tax Commissioner and any refund of the tax imposed under this article shall  
49 include interest at a rate equal to the rate of interest established under § 58.1-15 and such interest shall accrue as provided  
50 under § 58.1-1833. However, upon the filing of such amended return, any related member of the corporation that subtracted  
51 from taxable income amounts received pursuant to subdivision C 21 shall be subject to the tax imposed under this article on  
52 that portion of such amounts for which the corporation has filed an amended return pursuant to this subdivision. In addition,  
53 for such transactions identified by the Tax Commissioner herein by which he has been satisfied by clear and convincing  
54 evidence, the Tax Commissioner may permit the corporation in filing income tax returns for subsequent taxable years to deduct



1 the related interest expenses and costs without making the adjustment under subdivision a.

2 The Tax Commissioner may charge a fee for all direct and indirect costs relating to the review of any petition pursuant to this  
3 subdivision, to include costs necessary to secure outside experts in evaluating the petition. The Tax Commissioner may  
4 condition the review of any petition pursuant to this subdivision upon payment of such fee.

5 No suit for the purpose of contesting any action of the Tax Commissioner under this subdivision shall be maintained in any  
6 court of this Commonwealth.

7 c. Nothing in subdivision B 9 shall be construed to limit or negate the Department's authority under § 58.1-446.

8 d. For purposes of subdivision B 9:

9 "Arm's length rates and terms" means that (i) two or more related members enter into a written agreement for the transaction,  
10 (ii) such agreement is of a duration and contains payment terms substantially similar to those that the related member would be  
11 able to obtain from an unrelated entity, (iii) the interest is at or below the applicable federal rate compounded annually for debt  
12 instruments under § 1274(d) of the Internal Revenue Code that was in effect at the time of the agreement, and (iv) the  
13 borrower or payor adheres to the payment terms of the agreement governing the transaction or any amendments thereto.

14 "Valid business purpose" means one or more business purposes that alone or in combination constitute the motivation for some  
15 business activity or transaction, which activity or transaction improves, apart from tax effects, the economic position of the  
16 taxpayer, as further defined by regulation.

17 10. a. For taxable years beginning on and after January 1, 2009, the amount of dividends deductible under §§ 561 and 857 of  
18 the Internal Revenue Code by a Captive Real Estate Investment Trust (REIT). For purposes of this subdivision, a REIT is a  
19 Captive REIT if:

20 (1) It is not regularly traded on an established securities market;

21 (2) More than 50 percent of the voting power or value of beneficial interests or shares of which, at any time during the last  
22 half of the taxable year, is owned or controlled, directly or indirectly, by a single entity that is (i) a corporation or an  
23 association taxable as a corporation under the Internal Revenue Code; and (ii) not exempt from federal income tax pursuant to  
24 § 501(a) of the Internal Revenue Code; and

25 (3) More than 25% of its income consists of rents from real property as defined in § 856(d) of the Internal Revenue Code.

26 b. For purposes of applying the ownership test of subdivision 10 a (2), the following entities shall not be considered a  
27 corporation or an association taxable as a corporation:

28 (1) Any REIT that is not treated as a Captive REIT;

29 (2) Any REIT subsidiary under § 856 of the Internal Revenue Code other than a qualified REIT subsidiary of a Captive REIT;

30 (3) Any Listed Australian Property Trust, or an entity organized as a trust, provided that a Listed Australian Property Trust  
31 owns or controls, directly or indirectly, 75 percent or more of the voting or value of the beneficial interests or shares of such  
32 trust; and

33 (4) Any Qualified Foreign Entity.

34 c. For purposes of subdivision B 10, the constructive ownership rules prescribed under § 318(a) of the Internal Revenue Code,  
35 as modified by § 856(d)(5) of the Internal Revenue Code, shall apply in determining the ownership of stock, assets, or net  
36 profits of any person.

37 d. For purposes of subdivision B 10:

38 "Listed Australian Property Trust" means an Australian unit trust registered as a Management Investment Scheme, pursuant to  
39 the Australian Corporations Act, in which the principal class of units is listed on a recognized stock exchange in Australia and  
40 is regularly traded on an established securities market.

41 "Qualified Foreign Entity" means a corporation, trust, association or partnership organized outside the laws of the United States  
42 and that satisfies all of the following criteria:

43 (1) At least 75 percent of the entity's total asset value at the close of its taxable year is represented by real estate assets, as  
44 defined in § 856(c)(5)(B) of the Internal Revenue Code, thereby including shares or certificates of beneficial interest in any  
45 REIT, cash and cash equivalents, and U.S. Government securities;

46 (2) The entity is not subject to a tax on amounts distributed to its beneficial owners, or is exempt from entity level tax;

- 1 (3) The entity distributes, on an annual basis, at least 85 percent of its taxable income, as computed in the jurisdiction in  
2 which it is organized, to the holders of its shares or certificates of beneficial interest;
- 3 (4) The shares or certificates of beneficial interest of such entity are regularly traded on an established securities market or, if  
4 not so traded, not more than 10 percent of the voting power or value in such entity is held directly, indirectly, or  
5 constructively by a single entity or individual; and
- 6 (5) The entity is organized in a country that has a tax treaty with the United States.
- 7 C. There shall be subtracted to the extent included in and not otherwise subtracted from federal taxable income:
- 8 1. Income derived from obligations, or on the sale or exchange of obligations, of the United States and on obligations or  
9 securities of any authority, commission or instrumentality of the United States to the extent exempt from state income taxes  
10 under the laws of the United States including, but not limited to, stocks, bonds, treasury bills, and treasury notes, but not  
11 including interest on refunds of federal taxes, interest on equipment purchase contracts, or interest on other normal business  
12 transactions.
- 13 2. Income derived from obligations, or on the sale or exchange of obligations of this Commonwealth or of any political  
14 subdivision or instrumentality of this Commonwealth.
- 15 3. Dividends upon stock in any domestic international sales corporation, as defined by § 992 of the Internal Revenue Code, 50  
16 percent or more of the income of which was assessable for the preceding year, or the last year in which such corporation has  
17 income, under the provisions of the income tax laws of the Commonwealth.
- 18 4. The amount of any refund or credit for overpayment of income taxes imposed by this Commonwealth or any other taxing  
19 jurisdiction.
- 20 5. Any amount included therein by the operation of the provisions of § 78 of the Internal Revenue Code (foreign dividend  
21 gross-up).
- 22 6. The amount of wages or salaries eligible for the federal Targeted Jobs Credit which was not deducted for federal purposes  
23 on account of the provisions of § 280C(a) of the Internal Revenue Code.
- 24 7. Any amount included therein by the operation of § 951 of the Internal Revenue Code (subpart F income).
- 25 8. Any amount included therein which is foreign source income as defined in § 58.1-302.
- 26 9. [Repealed.]
- 27 10. The amount of any dividends received from corporations in which the taxpaying corporation owns 50 percent or more of  
28 the voting stock.
- 29 11. [Repealed.]
- 30 12, 13. [Expired.]
- 31 14. For taxable years beginning on or after January 1, 1995, the amount for "qualified research expenses" or "basic research  
32 expenses" eligible for deduction for federal purposes, but which were not deducted, on account of the provisions of § 280C(c)  
33 of the Internal Revenue Code.
- 34 15. For taxable years beginning on or after January 1, 2000, the total amount actually contributed in funds to the Virginia  
35 Public School Construction Grants Program and Fund established in Chapter 11.1 (§ 22.1-175.1 et seq.) of Title 22.1.
- 36 16. For taxable years beginning on or after January 1, 2000, the gain derived from the sale or exchange of real property or the  
37 sale or exchange of an easement to real property which results in the real property or the easement thereto being devoted to  
38 open-space use, as that term is defined in § 58.1-3230, for a period of time not less than 30 years. To the extent a subtraction  
39 is taken in accordance with this subdivision, no tax credit under this chapter for donating land for its preservation shall be  
40 allowed for three years following the year in which the subtraction is taken.
- 41 17. For taxable years beginning on and after January 1, 2001, any amount included therein with respect to § 58.1-440.1.
- 42 18. For taxable years beginning on and after January 1, 1999, income received as a result of (i) the "Master Settlement  
43 Agreement," as defined in § 3.2-3100; (ii) the National Tobacco Grower Settlement Trust dated July 19, 1999; and (iii) the  
44 Tobacco Loss Assistance Program, pursuant to 7 C.F.R. Part 1464 (Subpart C, §§ 1464.201 through 1464.205), by (a) tobacco  
45 farming businesses; (b) any business holding a tobacco marketing quota, or tobacco farm acreage allotment, under the  
46 Agricultural Adjustment Act of 1938; or (c) any business having the right to grow tobacco pursuant to such a quota allotment.

- 1 19. Effective for all taxable years beginning on and after January 1, 2002, but before January 1, 2005, the indemnification  
2 payments received by contract poultry growers and table egg producers from the U.S. Department of Agriculture as a result of  
3 the depopulation of poultry flocks because of low pathogenic avian influenza in 2002. In no event shall indemnification  
4 payments made to owners of poultry who contract with poultry growers qualify for this subtraction.
- 5 20. For taxable years beginning on and after January 1, 2002, any gain recognized as a result of the Peanut Quota Buyout  
6 Program of the Farm Security and Rural Investment Act of 2002 pursuant to 7 C.F.R. Part 1412 (Subpart H, §§ 1412.801  
7 through 1412.811) as follows:
- 8 a. If the payment is received in installment payments pursuant to 7 C.F.R. § 1412.807(a)(2), then the entire gain recognized  
9 may be subtracted.
- 10 b. If the payment is received in a single payment pursuant to 7 C.F.R. § 1412.807(a)(3), then 20 percent of the recognized gain  
11 may be subtracted. The taxpayer may then deduct an equal amount in each of the four succeeding taxable years.
- 12 21. For taxable years beginning on and after January 1, 2004, any amount of intangible expenses and costs or interest expenses  
13 and costs added to the federal taxable income of a corporation pursuant to subdivision B 8 or B 9 shall be subtracted from the  
14 federal taxable income of the related member that received such amount if such related member is subject to Virginia income  
15 tax on the same amount.
- 16 22. For taxable years beginning on and after January 1, 2009, any gain recognized from the sale of launch services to space  
17 flight participants, as defined in 49 U.S.C. § 70102, or launch services intended to provide individuals the training or  
18 experience of a launch, without performing an actual launch. To qualify for a deduction under this subdivision, launch services  
19 must be performed in Virginia or originate from an airport or spaceport in Virginia.
- 20 23. For taxable years beginning on and after January 1, 2009, any gain recognized as a result of resupply services contracts for  
21 delivering payload, as defined in 49 U.S.C. § 70102, entered into with the Commercial Orbital Transportation Services division  
22 of the National Aeronautics and Space Administration or other space flight entity, as defined in § 8.01-227.8, and launched  
23 from an airport or spaceport in Virginia.
- 24 D. For taxable years beginning on and after January 1, 2006, there shall be subtracted from federal taxable income contract  
25 payments to a producer of quota tobacco or a tobacco quota holder as provided under the American Jobs Creation Act of 2004  
26 (P.L. 108-357) as follows:
- 27 1. If the payment is received in installment payments, then the recognized gain, including any gain recognized in taxable year  
28 2005, may be subtracted in the taxable year immediately following the year in which the installment payment is received.
- 29 2. If the payment is received in a single payment, then 10% of the recognized gain may be subtracted in the taxable year  
30 immediately following the year in which the single payment is received. The taxpayer may then deduct an equal amount in  
31 each of the nine succeeding taxable years.
- 32 E. Adjustments to federal taxable income shall be made to reflect the transitional modifications provided in § 58.1-315.
- 33 F. Notwithstanding any other provision of law, the income from any disposition of real property which is held by the taxpayer  
34 for sale to customers in the ordinary course of the taxpayer's trade or business, as defined in § 453(l)(1)(B) of the Internal  
35 Revenue Code, of property made on or after January 1, 2009, may, at the election of the taxpayer, be recognized under the  
36 installment method described under § 453 of the Internal Revenue Code, provided that (i) the election relating to the dealer  
37 disposition of the property has been made on or before the due date prescribed by law (including extensions) for filing the  
38 taxpayer's return of the tax imposed under this chapter for the taxable year in which the disposition occurs, and (ii) the dealer  
39 disposition is in accordance with restrictions or conditions established by the Department, which shall be set forth in guidelines  
40 developed by the Department. Along with such restrictions or conditions, the guidelines shall also address the recapture of such  
41 income under certain circumstances. The development of the guidelines shall be exempt from the Administrative Process Act  
42 (§ 2.2-4000 et seq.).
- 43 **4. That provisions of the third enactment of this act are effective retroactive to taxable years beginning on and after**  
44 **January 1, 2004.**
- 45 **5. That § 58.1-615.1 of the Code of Virginia is repealed.**
- 46 **6. That the provisions of the first enactment of this act shall expire at midnight on June 30, 2012. The provisions of the**  
47 **second, third, fourth, and fifth enactment of this act shall have no expiration date.**